

**VILLAGE OF ELM CREEK  
BOARD OF TRUSTEES  
REGULAR MEETING MINUTES  
MARCH 26, 2015, 7:30 P.M.**

A Regular Meeting of the Elm Creek Village Board of Trustees was convened in open and public session at the Elm Creek Village Center, 535 W. Boyd Avenue, Elm Creek, Nebraska at 7:30 p.m. on March 26, 2015. Advance Notice of this meeting was given in advance thereof by posting of Notice in three public places within the Village and publication in the Beacon Observer, as shown in the Certificate of Posting affixed to these minutes. Advance Notice was simultaneously given to the Chairman and all members of the Board of Trustees and their acknowledgment of receipt of Notice and the agenda are affixed to these minutes. Chairman Jim Gunderson called the meeting to order at 7:30 p.m. by calling for the roll with the following members responding: Jim Gunderson, Gary Brouillette, Kathy Labs, Davis Miner and Cory Halliwell. Jim announced that the Open Meeting Laws were in the hallway leading to the meeting room for the public's inspection.

**CONSENT AGENDA**

It was moved by Jim and seconded by Gary to approve the Consent Agenda consisting of the minutes of the Regular Meeting on February 26, 2015 and approval of the Claims for the month of March 2015 with the exception of 3 claims that will need verification of the sales tax charged. Ayes: Jim, Gary, Kathy, Davis and Cory. Nays: none. The motion carried.

**DEPARTMENT REPORTS**

**EMPLOYEE REPORTS:** Clint reported that they have been cleaning out the pool and getting it ready for the season. Also discussed was purchasing the tractor warranty on the new tractor. Amber Spotanski proposed changing the hours that the pool would be open on the weekend. It was agreed that the pool hours would remain the same during the weekdays being open from 1:00pm-5:00pm and 7:00pm-9:00pm and that the new hours for Saturday and Sunday will be open from 1:00pm-7:00pm.

**SHERIFF'S REPORT:** Captain Bob Anderson was in attendance. He explained that there was very little activity to report this month other than the continuing investigation regarding the embezzlement matter.

**REGULAR AGENDA**

**AGENDA ITEM #1: DISCUSSION/ACTION RE: Gerry & Kelly Barnes Addition.**

It was moved by Jim and seconded by Kathy to approve Gerry & Kelly Barnes addition on to their house, as specified in their map, with variances to the building codes. The Barnes will need to apply for a building permit with the Village. Ayes: Jim, Gary, Cory, Davis and Kathy. Nays: none. The motion carried.

**AGENDA ITEM #2: DISCUSSION/ACTION RE: Doug Warner**

Luke Deavers presented to the board the Quit Claim Deeds for the vacated Scott Street in Elm Creek, Buffalo County, Nebraska. One of the Quit Claim Deeds would deed the West half of the vacated Scott Street to Doug Warner and the other Quit Claim Deed would deed the East half of the vacated Scott Street to Barbara Richardson (Agenda Item #3). It was moved by Jim and seconded by Gary to pass the Quit Claim Deed on the East ½ of vacated Scott Street to Barbara Richardson and to pass the Quit Claim

Deed on the West ½ of vacated Scott Street to Doug Warner. Ayes: Jim, Gary, Cory, Davis and Kathy. Nays: none. The motion carried.

**AGENDA ITEM #3: DISCUSSION/ACTION RE: Barbara Richardson**

It was moved by Jim and seconded by Gary to pass the Quit Claim Deed on the East ½ of vacated Scott Street to Barbara Richardson and to pass the Quit Claim Deed on the West ½ of vacated Scott Street to Doug Warner (Agenda Item #2). Ayes: Jim, Gary, Cory, Davis and Kathy. Nays: none. The motion carried.

**AGENDA ITEM #4: Eakes Printer/Scanner Purchase**

Wendy met with Eakes to look over options to purchase a new printer with scanner and the software needed in order to scan and store documents electronically. It was moved by Jim and seconded by Kathy to lease the Sharp MX-2640N printer/scanner for 48 months for \$146.47/month and to lease the Intact Single User software for 60 months at \$77.76/month. Ayes: Kathy, Jim, Gary, Cory and Davis. Nays: none.

**AGENDA ITEM #5: DISCUSSION/ACTION RE: McDermott and Miller, PC Audit.**

Kristen Kamler with McDermott and Miller was in attendance to give the Village Audit Report. Kristen reported that the village finances are in good standing. She recommended that the village may need to increase cemetery expenditures for next year.

**AGENDA ITEM #6: DISCUSSION/ACTION RE: Sidewalk concerns/Business Owners**

Dean Shubert and Larry Reicks are two of the property owners present at the meeting to voice their concerns. They were upset that they had not been notified prior to construction and felt they should have been given more advanced notice. Dean wanted to know when the Sidewalk Improvement District happened. JEO Consulting and Jim told Dean that the Sidewalk Improvement District Ordinance was created and passed on May 22, 2014. Dean and Larry were concerned about what would be assessed to the property owners. JEO Consulting and Jim stated that the property owners would only be assessed for the sidewalks in front of their property, not the curbs and gutters. No motion made.

**AGENDA ITEM #7: DISCUSSION/ACTION RE: JEO Sidewalks and Easy Street**

It was discussed that JEO Consulting would draft a letter for the Village to provide to the property owners in regards to the Easy Street Project to resurface Easy Street from Highway 30 through the intersection at Calkins Avenue. The board discussed scheduling a pre-construction meeting once they know what the assessments costs will be. No motion made.

**AGENDA ITEM #8: DISCUSSION/ACTION RE: Adding Wendy Clabaugh as a signer to all Financial Accounts**

It was moved by Jim and seconded by Cory to add Wendy Clabaugh, Gary Brouillette, Davis Miner and Jim Gunderson as signees to all financial accounts. Ayes: Jim, Gary, Cory, Davis and Kathy. Nays: none. The motion carried.

**AGENDA ITEM #9: DISCUSSION/ACTION RE: Armor coating**

Clint had proposals and quotes for the Armor Coating from Topcote and from Figgins Construction. It was moved by Jim and seconded by Gary to have Figgins Construction do the Armor Coating as stated at \$84,690.29 minus the Calkins St project for \$7,888.69. Total cost for Figgins Construction will be \$76,801.60. Ayes: Jim, Gary, Cory, Davis and Kathy. Nays: none. The motion carried.

**AGENDA ITEM #10: DISCUSSION/ACTION RE: Computer Pros Laptop Purchase**

Wendy met with Computer Pros to discuss options and pricing for a new laptop for the office. A motion was made by Davis and seconded by Jim to purchase the Lenovo E540 laptop for \$679.00 and the microphone for \$72.00 and the 1.5 TB external hard drive for \$93.99. Ayes: Jim, Gary, Cory, Davis and Kathy. Nays: none. The motion carried.

**AGENDA ITEM #11: DISCUSSION/ACTION RE: Cement Dividers**

It was moved by Jim and seconded by Davis to purchase a total of 5 cement dividers from Kearney Crete and Block for a total of \$950.00. Ayes: Jim, Gary, Cory, Davis and Kathy. Nays: none. The motion carried.

**AGENDA ITEM #12: DISCUSSION/ACTION RE: Wendy Stephens Lawsuit Update**

It was moved by Jim and seconded by Kathy at 9:39pm to go into Executive Session. Ayes: Jim, Gary, Cory, Davis and Kathy. Nays: none. The motion carried.

**AGENDA ITEM #13: Executive Session.**

A motion was made by Jim and seconded by Cory at 10:41pm to come out of Executive session. Ayes: Jim, Gary, Cory, Davis and Kathy. Nays: none. The motion carried.

**AGENDA ITEM #14: Adjournment.**

All agenda items having been considered, it was moved by Davis and seconded by Cory to adjourn this Regular Meeting. Ayes: Gary, Cory, Davis, Kathy, and Jim. Nays: none. The motion carried and the meeting was adjourned at 10:41 p.m.



*Wendy J. Chabough*

*Jim Orenderson*  
Chairman-Elm Creek Village Board

VILLAGE OF ELM CREEK  
BOARD OF TRUSTEES  
REGULAR MEETING AGENDA  
MARCH 26, 2015, 7:30 P.M.

ROLL CALL

CONSENT AGENDA

Approval of the minutes of the Regular Meeting on February 26, 2015  
Approval of the Claims for the month of March 2015

DEPARTMENT REPORTS  
EMPLOYEE REPORTS  
SHERIFF'S REPORT

REGULAR AGENDA

1. DISCUSSION/ACTION RE: Gerry & Kelly Barnes Addition
2. DISCUSSION/ACTION RE: Doug Warner
3. DISCUSSION/ACTION RE: Barbara Richardson
4. DISCUSSION/ACTION RE: Eakes Printer/Scanner Purchase
5. DISCUSSION/ACTION RE: McDermott and Miller, PC Audit
6. DISCUSSION/ACTION RE: Sidewalk concerns/ Business Owners
7. DISCUSSION/ACTION RE: JEO Sidewalks and Easy Street
8. DISCUSSION/ACTION RE: Adding Wendy Clabaugh as a signer to all Financial Accounts
9. DISCUSSION/ACTION RE: Armor coating
10. DISCUSSION/ACTION RE: Computer Pros Laptop/Ipad Purchase
11. DISCUSSION/ACTION RE: Cement Dividers
12. DISCUSSION/ACTION RE: Wendy Stephens Lawsuit Update
13. DISCUSSION/ACTION RE: Executive Session
14. DISCUSSION/ACTION RE: Adjournment