

**VILLAGE OF ELM CREEK  
BOARD OF TRUSTEES  
SPECIAL MEETING AND PUBLIC HEARING MINUTES  
JUNE 13, 2019, 7:00P.M.**

A Special 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 7:00 p.m. on June 13, 2019. 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 Tanner Tool called the meeting to order at 7:00p.m. by calling for the roll with the following members responding: Kyle Lawrence, Tanner Tool, Davis Miner and Cory Halliwell. Absent: Mike Brown. Tanner announced that the Open Meeting Laws were in the hallway leading to the meeting room for the public's inspection.

**AGENDA ITEM #1: Mike Bacon to discuss TIF**

No action

**AGENDA ITEM #2: Contract with Suzanne Brodine as a Village Consultant**

It was moved by Tanner and seconded by Kyle to approve the contract with Suzanne Brodine to hire her as Village Consultant. Ayes: Kyle, Tanner, Cory, and Davis. Nays: none. Absent: Mike. The motion carried.

**AGENDA ITEM #3: PUBLIC HEARING ON THE NEW COMPREHENSIVE DEVELOPMENT PLAN**

Motion made by Tanner and seconded by Davis to open the public hearings on agenda item's #3-Public hearing on the New Comprehensive Development Plan 8:04pm & #5-Public hearing on the New Zoning and Subdivision Regulations 8:04pm. Ayes: Kyle, Tanner, Cory, and Davis. Nays: none. Absent: Mike. The motion carried. Motion made by Tanner and seconded by Davis to close the public hearings at 8:12pm. Ayes: Kyle, Tanner, Cory, and Davis. Nays: none. Absent: Mike. The motion carried.

**AGENDA ITEM #4: Discussion and recommendation on the New Comprehensive Development Plan**

It was moved by Tanner and seconded by Cory to approve Ordinance 2019-13 and approve the New Comprehensive Development Plan. Ayes: Kyle, Tanner, Cory and Davis. Nays: none. Absent: Mike. The motion carried. It was moved by Tanner and seconded by Cory to suspend the statutory rule requiring that ordinances be read on 3 separate occasions, so that Ordinance 2019-13 might be introduced, read by title 3 times and adopted at the same meeting. Ayes: Kyle, Cory, Tanner, and Davis. Nays: none. Absent: Mike. The motion carried.

ORDINANCE NO. 2019-13

AN ORDINANCE OF THE VILLAGE OF ELM CREEK, NEBRASKA TO APPROVE AND ADOPT A COMPREHENSIVE DEVELOPMENT PLAN FOR THE VILLAGE OF ELM CREEK, NEBRASKA, BY REFERENCE, INCLUDING THAT AREA WITHIN ONE-MILE OF THE CORPORATE LIMITS OF THE VILLAGE OF ELM CREEK, NEBRASKA.

WHEREAS, the Elm Creek Planning Commission have worked to develop a Comprehensive Development Plan;

WHEREAS, the Elm Creek Planning Commission has duly held a Public Hearing and made a recommendation for adoption to the Village Board of Trustees of Elm Creek, Nebraska;

WHEREAS, the Village Board of Trustees of Elm Creek, Nebraska, has held the required Public Hearing to collect public input on the proposed Comprehensive Development Plan;

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE BOARD OF TRUSTEES FOR THE VILLAGE OF ELM CREEK, NEBRASKA:

That the Village Board of Trustees adopt Ordinance No. 2019-13 incorporating the Comprehensive Development Plan for the Village of Elm Creek, Nebraska, including the zoning jurisdiction extending one-mile from the corporate limits of the Village, as recommended by the Elm Creek Planning Commission after the completion of the required Public Hearings.

Passed and Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2019

VILLAGE OF ELM CREEK, NEBRASKA

A MUNICIPAL CORPORATION

\_\_\_\_\_  
Chairperson, Board of Trustees

ATTEST: \_\_\_\_\_

Village Clerk

It was called to question as to the adopting Ordinance No. 2019-13. It was moved by Tanner and seconded by Davis to adopt Ordinance No. 2019-13. Ayes: Kyle, Cory, Davis, Tanner. Nays: none. Absent: Mike. The motion carried and Ordinance duly adopted by the Village of Elm Creek, Nebraska.

**AGENDA ITEM #5: PUBLIC HEARING ON THE NEW ZONING AND SUBDIVISION REGULATIONS**

Motion made by Tanner and seconded by Davis to open the public hearings on agenda item’s #3-Public hearing on the New Comprehensive Development Plan 8:04pm & #5-Public hearing on the New Zoning and Subdivision Regulations 8:04pm. Ayes: Kyle, Tanner, Cory, and Davis. Nays: none. Absent: Mike. The motion carried.

Motion made by Tanner and seconded by Davis to close the public hearings at 8:12pm. Ayes: Kyle, Tanner, Cory, and Davis. Nays: none. Absent: Mike. The motion carried.

**AGENDA ITEM #6: Discussion and recommendation on the New Zoning and Subdivision Regulations**

It was moved by Tanner and seconded by Davis to approve Ordinance 2019-14 and approve the New Zoning and Subdivision Regulations. Ayes: Kyle, Tanner, Cory and Davis. Nays: none. Absent: Mike. The motion carried.

It was moved by Tanner and seconded by Davis to suspend the statutory rule requiring that ordinances be read on 3 separate occasions, so that Ordinance 2019-14 might be introduced, read by title 3 times and adopted at the same meeting. Ayes: Kyle, Cory, Tanner, and Davis. Nays: none. Absent: Mike. The motion carried.

ORDINANCE NO. 2019-14

AN ORDINANCE OF THE VILLAGE OF ELM CREEK, NEBRASKA TO APPROVE AND ADOPT A ZONING AND SUBDIVISION REGULATIONS FOR THE VILLAGE OF ELM CREEK, NEBRASKA, BY REFERENCE, INCLUDING THAT AREA WITHIN ONE-MILE OF THE CORPORATE LIMITS OF THE VILLAGE OF ELM CREEK, NEBRASKA.

WHEREAS, the Elm Creek Planning Commission have worked to establish a Comprehensive Development Plan;

WHEREAS, the Elm Creek Planning Commission has duly held a Public Hearing and made a recommendation for adoption to the Village Board of Trustees of Elm Creek, Nebraska;

WHEREAS, the Village Board of Trustees of Elm Creek, Nebraska, has held the required Public Hearing to collect public input on the proposed Comprehensive Development Plan;

WHEREAS, the Village Board of Trustees of Elm Creek, Nebraska has duly adopted said Comprehensive Plan;

WHEREAS, the Elm Creek Planning Commission have worked to establish a Zoning and Subdivision Ordinance;

WHEREAS, the Elm Creek Planning Commission has duly held a Public Hearing and made a recommendation for adoption of said Zoning and Subdivision Ordinance to the Village Board of Trustees of Elm Creek, Nebraska;

WHEREAS, the Village Board of Trustees of Elm Creek, Nebraska, has held the required Public Hearing to collect public input on the proposed Zoning and Subdivision Ordinance;

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE BOARD OF TRUSTEES FOR THE VILLAGE OF ELM CREEK, NEBRASKA:

That the Village Board of Trustees adopt Ordinance No. 2019-14 incorporating the Elm Creek Zoning and Subdivision Regulations for the Village of Elm Creek, Nebraska, including the zoning jurisdiction extending one-mile from the corporate limits of the Village, as recommended by the Elm Creek Planning Commission after the completion of the required Public Hearings.

Passed and Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2019

VILLAGE OF ELM CREEK, NEBRASKA

A MUNICIPAL CORPORATION

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Chairperson, Board of Trustees

ATTEST: \_\_\_\_\_

Village Clerk

It was called to question as to the adopting Ordinance No. 2019-14. It was moved by Tanner and seconded by Davis to adopt Ordinance No. 2019-14. Ayes: Kyle, Cory, Davis, Tanner. Nays: none. Absent: Mike. The motion carried and Ordinance duly adopted by the Village of Elm Creek, Nebraska.

**AGENDA ITEM #7: PUBLIC HEARING ON THE SUBSTANDARD AND BLIGHT STUDY FOR THE VILLAGE OF ELM CREEK**

No action

**AGENDA ITEM #8: Discussion and recommendation on the proposed Substandard and Blight Study**

No action

**AGENDA ITEM #9:** SCEDD to present the results of the Housing Study and to consider acceptance of the Housing Study

It was moved by Tanner and seconded by Davis to accept the Housing Study prepared by South Central Economic Development District. Ayes: Kyle, Cory, Davis, Tanner. Nays: none. Absent: Mike. The motion carried.

**AGENDA ITEM #10:** Park restrooms repairs/maintenance

It was moved by Tanner and seconded by Davis to approve the purchases from Holmes Plumbing for the park restroom repairs for \$2,509.13 plus shipping/handling. Ayes: Kyle, Cory, Davis, Tanner. Nays: none. Absent: Mike. The motion carried.

**AGENDA ITEM #11:** Large pothole/street patching

It was moved by Tanner and seconded by Kyle to approve the street repairs and patching from Mesker Construction for \$13,500.00. Ayes: Kyle, Cory, Davis, Tanner. Nays: none. Absent: Mike. The motion carried. It was moved by Tanner and seconded by Cory to go into executive session at 9:07pm to discuss personnel. Ayes: Kyle, Cory, Davis, Tanner. Nays: none. Absent: Mike. The motion carried. It was moved by Tanner and seconded by Davis to come out of executive session at 9:32pm. Ayes: Kyle, Cory, Davis, Tanner. Nays: none. Absent: Mike. The motion carried.

**AGENDA ITEM #12: Adjournment**

All agenda items having been considered, it was moved by Cory and seconded by Kyle to adjourn this Special Meeting. Ayes: Tanner, Cory, Davis and Kyle. Nays: none. The motion carried and the meeting was adjourned at 9:32pm.

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Chairman-Elm Creek Village Board

ATTEST: \_\_\_\_\_  
Village Clerk

(SEAL)