

**VILLAGE OF ELM CREEK
BOARD OF TRUSTEES
REGULAR MEETING MINUTES
JULY 28, 2016, 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 July 28, 2016. 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 7:30p.m. by calling for the roll with the following members responding: Davis Miner, Jim Gunderson, Cory Halliwell, Kathy Labs and Gary Brouillette. Absent: none. 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 Kathy to approve the Consent Agenda consisting of the minutes of the Regular Meeting on June 23, 2016 and approval of the Claims for the month of July 2016 in the amount of \$77,972.51. Ayes: Jim, Davis, Cory, Kathy and Gary. Nays: none. The motion carried.

DEPARTMENT REPORTS

EMPLOYEE REPORTS: Clint purchased 2 new tires for the garbage truck as the current ones were bald and he continuously had to have them repaired. The new park bathrooms are moving right along and Clint hopes to have them ready by Stampede weekend. Amber Taylor was requesting the board's permission to only have the pool open on the weekends from 1pm-7pm starting 8/15/2016 due to school starting and with all the lifeguards involved in sports it makes it difficult to staff the pool on the weekdays. The board all agreed to her request. **SHERIFF'S REPORT:** Captain Bob was present at the meeting and said it has been a busy month for Buffalo County. Jim asked Captain Bob to have his guys patrol more on Tyler Street, Church Street and Mill Street as these 3 streets have fewer stops and cars seem to be exceeding the speed limit.

REGULAR AGENDA

AGENDA ITEM #1: DISCUSSION/ACTION RE: Randy Kampovitz Building Permit

Randy was present to request a variance from the board. He wants to build a shop/garage on the backside of his property but the current zoning regulations would not allow due to the setbacks from his property lines. His neighbors have all signed a document allowing the shop/garage to be built. It was moved by Jim and seconded by Gary to approve Randy Kampovitz request to build his shop/garage, as specified in his map, with variances to the building codes. Randy will need to apply for a building permit with the Village. Ayes: Gary, Jim, Cory, Davis and Kathy. Nays: none. The motion carried.

AGENDA ITEM #2: DISCUSSION/ACTION RE: Meads Antique Building (1yr review)

The board wants to get the sidewalks redone on the north side of the antique building (final part of the Sidewalk District) and cannot proceed until repairs are made in the basement of the building. Cliff Meads was present to update the board on the progress with the antique building. Cliff has been selling the antiques from inside the building and is having another 'garage sale' this Saturday to try and sell more of what is left. He is hoping to get it emptied out soon. He is also currently in the process of selling the building to a potential buyer and would like to be done with it in the next 3 or 4 months.

AGENDA ITEM #3: DISCUSSION/ACTION RE: Meads Subdivision Street Repair

Clint spoke with Paulsen's and Warner and both outfits are busy right now and would not be available to do any street repairs for us until next spring. The board would like Clint to get a couple bids and lock them in with a completion date of June 1 2017 if possible. At which point will be put on the agenda this fall to finalize bids/agreements with a vote.

AGENDA ITEM #4: DISCUSSION/ACTION RE: Boy Scout Recycling

This has been a problem and it continually is a mess. It is hard to mow/trim around. They have not kept this area cleaned up. Clint is to call Bill Buchanan and have them clean up the iron by Tuesday; otherwise Clint will remove it himself. They will have to find somewhere else to park their trailers.

AGENDA ITEM #5: DISCUSSION/ACTION RE: Tyler Street/Tyler Drive/Countryside Lane Traffic Control

Julie Ogden with JEO Consulting gave her recommendation to the board about starting with speed limit signs. The board is not crazy about the speed bumps as the removable ones could potentially cause damage to our street due to moisture getting in under the pavement. There are currently speed limit signs in place. Jim asked Captain Bob Anderson to have his guys patrol the area and issue citations for anyone going in excess of the speed limit in hopes that when school starts back up the drivers will be more aware.

AGENDA ITEM #6: DISCUSSION/ACTION RE: Church Street Bridge Repair

The Church Street Bridge is in need of repair. It will be closed until some of the boards can be replaced. JEO Engineers can assist with the design of putting in a box culvert and put together an estimate with the scope of work needed to be done. Tyler Doane said he could possibly have the information to us within 2 weeks and we could have a special meeting to get the ball rolling. It was moved by Jim and seconded by Kathy to approve having JEO provide to us the scope of work and an estimate for the Church Street bridge culverts. Ayes: Gary, Jim, Cory, Davis and Kathy. Nays: none. The motion carried.

AGENDA ITEM #7: DISCUSSION/ACTION RE: Park Sprinkler Pump Repair

It was moved by Jim and seconded by Gary to approve the Downey Drilling Invoice of \$13,903.78 for the park sprinkler pump repairs to be split 50/50 with the Elm Creek School District. Ayes: Gary, Jim, Cory, Davis and Kathy. Nays: none. The motion carried.

AGENDA ITEM #8: DISCUSSION/ACTION RE: Water Tower Repairs

Tyler Doane with JEO Engineering was present at the meeting to present their preliminary opinion of the cost associated with the water tower interior and exterior painting based on the following reports he received from Maguire Iron and SGA Coatings. Maguire Iron had done an inspection and provided the village with an inspection report and the estimated cost to clean up, repair and paint the interior and exterior of the water tower. The current coatings have been in use for 25 years. Ken Efferding with SGA Coatings came out and did his inspection and gave the following recommendations as well. Before the board moves forward, they want to know why Maguire Irons estimate went up almost 50% from the report they supplied us dated 6/14/2016. Tyler Doane will be getting back to us with an answer and this agenda item will be on our agenda at the special meeting this month.

AGENDA ITEM #9: DISCUSSION/ACTION RE: Upgrading Well Alarm

The Villages current well alarm system needs to be replaced. It is an old system and hard to find the parts for it if any repairs were necessary. Bill Simmerman with Municipal Automation & Control provided a quote to the village board for a new Well Control System. A motion was made by Jim and seconded by Davis to approve upgrading the well alarm system at a cost of \$19,524.00. Ayes: Gary, Jim, Cory, Davis and Kathy. Nays: none. The motion carried.

AGENDA ITEM #10: DISCUSSION/ACTION RE: Tractor Palletforks

Clint expressed his need for palletforks for the tractor. Currently he is having Benny with Ag Dryer come and assist him if he needs him. Lately he has been using him for a lot of jobs and it would be more feasible if the village purchased their own. The quote Clint received from Landmark Implement was for \$1,450.00. It was moved by Gary and seconded by Davis to approve the purchase of tractor palletforks in the amount of \$1,450.00 from Landmark Implement. Ayes: Gary, Jim, Cory, Davis and Kathy. Nays: none. The motion carried.

AGENDA ITEM #11: DISCUSSION/ACTION RE: Concrete at Ballfield and Park

Clint would like to have concrete poured under the bleachers by the small ball field and to use KENO funds to do this. It was moved by Jim and seconded by Gary to use \$1,200.00 of the KENO funds for the concrete at the small ball field bleachers. Ayes: Gary, Jim, Cory, Davis and Kathy. Nays: none. The motion carried.

AGENDA ITEM #12: DISCUSSION/ACTION RE: Executive Session

It was moved by Jim and seconded by Cory to go into Executive Session at 9:32pm to discuss attorney fees. Ayes: Jim, Cory, Kathy, Davis and Gary. Nays: none. The motion carried. It was moved by Jim and seconded by Gary to come out of Executive Session at 9:52pm. Ayes: Jim, Cory, Kathy, Davis and Gary. Nays: none. The motion carried. It was moved by Jim and seconded by Gary to accept pay increase to Dewald Deaver Law Firm to \$165.00 per hour starting August 1, 2016. Ayes: Jim, Cory, Kathy, Davis and Gary. Nays: none. The motion carried.

AGENDA ITEM #13: Adjournment

All agenda items having been considered, it was moved by Davis and seconded by Cory to adjourn this Regular Meeting. Ayes: Jim, Gary, Kathy, Davis and Cory. Nays: none. The motion carried and the meeting was adjourned at 9:54 p.m.

Chairman-Elm Creek Village Board

(SEAL)

ATTEST:

Village Clerk