

**VILLAGE OF ELM CREEK  
BOARD OF TRUSTEES  
REGULAR MEETING MINUTES  
OCTOBER 29, 2020, 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 October 29, 2020. 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. Tanner Tool called the meeting to order at 7:30 p.m. by calling for the roll with the following members responding: Kyle Lawrence, Davis Miner, Tanner Tool and Mike Brown. Absent: Cory Halliwell. Tanner announced that in accordance with Section 84-1412 of the Nebraska Revised Statutes, a current copy of the Open Meetings Act is available for review and is posted on the east wall of the meeting room.

**CONSENT AGENDA**

It was moved by Davis and seconded by Kyle to approve the Consent Agenda consisting of the Claims for the month of October 2020 in the amount of \$130,804.32 and to approve the minutes to the regular meeting on September 24, 2020. Ayes: Kyle, Davis, Tanner and Mike. Nays: none. Absent: Cory. The motion carried.

**SHERIFF'S REPORT:**

Tanner informed the board that Captain Bob Anderson with the Buffalo County Sheriff's Department contacted him prior to the meeting and said he would try to come but the Sheriff's Office has been dealing with quite a bit of activity recently with some break ins and robberies.

**REGULAR AGENDA**

**AGENDA ITEM #1: DISCUSSION/ACTION RE: Appoint Park Advisory Board**

Tabled

**AGENDA ITEM #2: DISCUSSION/ACTION RE: Approve ordinance #2020-2 to define trucks by weight and establish prohibitions**

Tanner introduced Ordinance 2020-2.

A motion by Tanner and seconded by Davis to suspend the statutory rule requiring that ordinances be read on 3 separate occasions, so that Ordinance 2020-2 might be introduced, read by title 3 times and adopted at the same meeting. Ayes: Kyle, Davis, Tanner and Mike. Nays: none. Absent: Cory. The motion carried. Tanner then read ordinance 2020-2 by title.

**ORDINANCE NO. 2020-2**

**AN ORDINANCE RELATING TO THE PARKING OF SEMI-TRUCKS AND SEMI-TRAILERS; TO AMEND THE PARKING RESTRICTIONS OF CHAPTER 153; TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND TO PROVIDE AN EFFECTIVE DATE.**

BE IT ORDAINED BY THE CHAIRPERSON OF THE BOARD OF TRUSTEES OF THE VILLAGE OF ELM CREEK, NEBRASKA.

**Section One. Village of Elm Creek, Nebraska Code of Ordinances § 153.09 (B)** shall be repealed in its entirety and amended to read as follows:

(B) It shall be unlawful for any semi-truck and/or semi-trailer to park on any official street, avenue, road, alley, or highway within the corporate limits for a period of time in excess of one hour and shall only be for the purposes of making deliveries, unloading or loading.

**Section Two.** Any ordinances or parts of ordinances in conflict herewith are hereby repealed.

**Section Three.** This ordinance shall be published and shall take effect and be in full force from and after its passage, approval and publication as required by law.

PASSED AND APPROVED this 29th day of October, 2020.

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Chairman

ATTEST:

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Village Clerk

Motion by Tanner and seconded by Davis to adopt Ordinance #2020-2. Ayes: Kyle, Davis, Mike, and Tanner. Nays: none. Absent: Cory. The motion carried.

**AGENDA ITEM #3: DISCUSSION/ACTION RE: Approve CDS Inspections Invoice #EC OOR-A04 for project related costs as part of the Owner Occupied Rehab Project**

It was moved by Tanner and seconded by Kyle to approve CDS Inspections Invoice #EC OOR-A04 for project related costs as part of the Owner Occupied Rehab Project #18-HO-34054 in the amount of \$850.00 for work completed from September 24, 2020 to October 22, 2020. Ayes: Kyle, Davis, Mike, and Tanner. Nays: none. Absent: Cory. The motion carried.

**AGENDA ITEM #4: DISCUSSION/ACTION RE: Consider approval of the bid specs for the Veteran's Memorial**  
Tabled

**AGENDA ITEM #5: DISCUSSION/ACTION RE: Discuss water system improvements and approve a preliminary engineering scope**

It was moved by Tanner and seconded by Kyle to approve preliminary engineering scope for water project. Ayes: Kyle, Davis, Mike, and Tanner. Nays: none. Absent: Cory. The motion carried.

**AGENDA ITEM #6: DISCUSSION/ACTION RE: Approve and authorize the signing of the Municipal Annual Certification of Program Compliance Form to the Nebraska Board of Public Roads Classifications and Standards 2020 by Resolution**

Tanner introduced and read in full Resolution 2020-30. It was then moved by Tanner and seconded by Davis to approve Resolution 2020-30 to approve the signing of the Municipal Annual Certification. Ayes: Kyle, Davis, Tanner and Mike. Nays: none. Absent: Cory. The motion carried.

**AGENDA ITEM #7: DISCUSSION/ACTION RE: Approve Community Partner Membership to Economic Development Council for Buffalo County in the amount of \$5,000.00**

It was moved by Tanner and seconded by Davis to approve the 2021 Community Partner Membership to Economic Development Council for Buffalo County in the amount of \$5,000.00. Ayes: Kyle, Davis, Tanner and Mike. Nays: none. Absent: Cory. The motion carried.

**AGENDA ITEM #8: DISCUSSION/ACTION RE: Resolution to approve the sale of 2017 trash truck**

Tabled

**AGENDA ITEM #9: DISCUSSION/ACTION RE: Approve purchase of 1 ton pickup and plow**

It was moved by Tanner and seconded by Mike to approve the purchase of 1 ton pickup for \$29,999.00 from Platte Valley Auto Group. Ayes: Mike, Davis, Tanner, and Kyle. Nays: none. Absent: Cory. The motion carried.

**AGENDA ITEM #10: DISCUSSION/ACTION RE: Approve Fence purchase at old shop**

Tabled

**AGENDA ITEM #11: DISCUSSION/ACTION RE: Consider and approve amendments to the Zoning and Subdivision Regulations**

Tabled

**DEPARTMENT REPORTS**

**BUILDING PERMITS**

**EMPLOYEE REPORTS**

**OPEN PUBLIC DISCUSSION**

**AGENDA ITEM #12: Adjournment**

All agenda items having been considered, it was moved by Kyle and seconded by Mike to adjourn this Regular Meeting. Ayes: Davis, Kyle, Mike, and Tanner. Nays: none. Absent: Cory. The motion carried and the meeting was adjourned at 8:53p.m.

ATTEST:

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Village Clerk

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Chairman-Elm Creek Village Board

(SEAL)