

**VILLAGE OF ELM CREEK  
BOARD OF TRUSTEES  
REGULAR MEETING MINUTES  
APRIL 28, 2022, 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 April 28, 2022. 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: Davis Miner, Mike Brown, Kyle Lawrence, Tanner Tool and Michael Strong. Absent: none. 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 Tanner and seconded by Kyle to approve the Consent Agenda consisting of the Claims for the month of April 2022 in the amount of \$88,871.41 and to approve the minutes to the Regular Meeting on March 24, 2022. Ayes: Michael, Davis, Mike, Tanner and Kyle. Nays: none. Absent: none. The motion carried.

**SHERIFF'S REPORT:**

Captain Bob was in attendance to give the board a report. Nothing significant to report this month.

**REGULAR AGENDA**

**AGENDA ITEM #1: DISCUSSION/ACTION RE: Consider and Approve Invoice 22-069 from Oak Creek Engineering for Northwest Industrial Development Utility Improvements Construction Documents in the amount of \$5,420.00**

It was moved by Tanner and seconded by Michael to approve payment of Invoice 22-069 from Oak Creek Engineering for Northwest Industrial Development Utility Improvements Construction Documents in the amount of \$5,420.00. Ayes: Michael, Mike, Tanner and Kyle. Nays: none. Abstain: Davis Absent: none. The motion carried.

**AGENDA ITEM #2: DISCUSSION/ACTION RE: Consider and approve temporarily closing the east half of Beecroft Street from Boyd Avenue to Calkins Avenue during the construction of the School Building Project**

It was moved by Tanner and seconded by Davis to approve temporarily closing the east half of Beecroft Street from Boyd Avenue to Calkins Avenue during the construction of the School Building Project. Ayes: Michael, Davis, Mike, Tanner and Kyle. Nays: none. Absent: none. The motion carried.

**AGENDA ITEM #3: DISCUSSION/ACTION RE: Review Plans and Specifications for Park Sidewalk Improvements and consider seeking bids**

It was moved by Tanner and seconded by Kyle to approve plans and specifications as presented for Park Sidewalk Improvements and direct staff to put out for bids. Ayes: Michael, Davis, Mike, Tanner and Kyle. Nays: none. Absent: none. The motion carried.

**AGENDA ITEM #4: DISCUSSION/ACTION RE: Appoint new Planning Commission member**

It was moved by Tanner and seconded by Kyle to appoint Levi Dexter as the new Planning Commission member. Ayes: Michael, Davis, Mike, Tanner and Kyle. Nays: none. Absent: none. The motion carried.

**AGENDA ITEM #5: DISCUSSION/ACTION RE: Consider passage of a Resolution approving the adoption of the most recent and FEMA approved version of the Central Platte NRD Multi-Jurisdictional Hazard Mitigation Plan Update**

Resolution 2022-12 was read in full by Tanner:

RESOLUTION NUMBER 2022-12

**WHEREAS**, the Federal Disaster Mitigation Act of 2000 was signed in to law on October 30, 2000, placing new emphasis on state and local mitigation planning for natural hazards and requiring communities to adopt a hazard mitigation action plan to be eligible for pre-disaster and post-disaster federal funding for mitigation purposes; and

**WHEREAS**, a Multi-Jurisdictional Hazard Mitigation Plan was prepared by the Central Platte Natural Resources District, with assistance from JEO Consulting Group, Inc.

**WHEREAS**, the purpose of the mitigation plan was to lessen the effects of disasters by increasing the disaster resistance of the counties and participating jurisdictions located within the planning boundary by identifying the hazards that affect the Village of Elm Creek and prioritize mitigation strategies to reduce potential loss of life and property damage from those hazards, and

**WHEREAS**, FEMA regulations require documentation that the plan has been formally adopted by the governing body of Elm Creek in the form of a resolution and further requesting approval of the plan at the Federal Level; and

**NOW, THEREFORE**, the governing body of the Village of Elm Creek does herewith adopt the most recent and FEMA approved version of the Central Platte NRD Multi-Jurisdictional Hazard Mitigation Plan Update in its entirety; and

PASSED AND APPROVED this 28<sup>th</sup> day of April, 2022.

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President of the Board

ATTEST:

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Clerk

It was moved by Tanner and seconded by Kyle to approve Resolution 2022-12, a resolution approving the adoption of the most recent and FEMA approved version of the Central Platte NRD Multi-Jurisdictional Hazard Mitigation Plan Update. Ayes: Michael, Davis, Mike, Tanner and Kyle. Nays: none. Absent: none. The motion carried.

**AGENDA ITEM #6: Consider and approve West Elm Avenue Surfacing – Top Cover**

It was moved by Tanner and seconded by Mike to approve the quote from Blessing Construction in the amount of \$5,400.00 for the West Elm Avenue Surfacing Top Cover. Ayes: Michael, Davis, Mike, Tanner and Kyle. Nays: none. Absent: none. The motion carried.

**AGENDA ITEM #7: Consider and approve Pay Application from Van Kirk Bros Contracting for the Sanitary Sewer Relocation Beecroft Street**

It was moved by Tanner and seconded by Mike to approve the Pay Application from Van Kirk Bros Contracting for the Sanitary Sewer Relocation Beecroft Street for \$43,701.50 which is 50% of the final bill. The other half will be paid by Elm Creek Public Schools. Ayes: Michael, Davis, Mike, Tanner and Kyle. Nays: none. Absent: none. The motion carried.

**DEPARTMENT REPORTS**

**BUILDING PERMITS** - School has submitted their building permit and also have a submitted building permit from Kelly Florell for the property at 130 S Tyler St.

**EMPLOYEE REPORTS** – Dusty discussed the start of the Elm Avenue street project which will begin next week. Nielsen Contracting provided notices to all property owners along the project last week. NPPD has been here this week moving power poles along Elm Ave. Village Attorney Taylor L’Heureux has completed the utility easement with Ag Dryer Services on the northwest development and will file that with Buffalo County. Dusty also reported on the items we sold on Adam Marshall’s online auction.

**AGENDA ITEM #7: Adjournment**

All agenda items having been considered, it was moved by Michael Strong and seconded by Mike Brown to adjourn this Regular Meeting. Ayes: Michael, Davis, Mike, Tanner and Kyle. Nays: none. Absent: none. The motion carried and the meeting was adjourned at 8:30p.m.

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Chairman-Elm Creek Village Board

ATTEST:

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Dusty Newton, Village Administrator, Pro-Temp

(SEAL)