

**VILLAGE OF ELM CREEK
BOARD OF TRUSTEES
REGULAR MEETING MINUTES
MARCH 22, 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 22, 2018. 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 7:31 p.m. by calling for the roll with the following members responding: Jim Gunderson, Tanner Tool, Davis Miner, and Cory Halliwell. Absent: Mike Brown. 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 Tanner and seconded by Cory to approve the Consent Agenda consisting of the minutes of the Regular Meeting on February 21, 2018 and approval of the Claims for the month of March 2018 in the amount of \$51,028.33. Ayes: Jim, Tanner, Cory, Davis. Nays: None. The motion carried.

DEPARTMENT REPORTS

EMPLOYEE REPORTS: Clint reported the west side cemetery poles are up, new mower has been picked up and the off road fuel tank is in. The board asked Clint to have concrete pads poured behind the recycling trailers so it won't be muddy when going to take your cardboard and paper recycling in. The Village of Overton has requested a Pool Pass be donated for their Overton Goodwill Days Celebration like we have done in the past. The board approved the request and asked Wendy to provide them with a family pass. Jan Hinrichsen presented the board a dividend check from EMC Insurance for \$4,124.76. This amount reflects a 12% dividend based on Property, Commercial General Liability, Inland Marine and Workers Compensation premiums paid to EMC by the village. The board accepted the dividend and thanked Jan for all she has done for the Village.

SHERIFF'S REPORT: Captain Bob Anderson was at the meeting to report on behalf of the Buffalo County Sheriff's Department. He reported that Connor Beard is one of the new officer's we will be seeing around Elm Creek.

REGULAR AGENDA

AGENDA ITEM #1: DISCUSSION/ACTION RE: Buffalo Stampede Fireworks

Steve Martin was present to discuss Buffalo Stampede fireworks date and budget. The dates this year are August 17th – 19th. They discussed doing the fireworks on that Friday night and use the same budget as last year. It was moved by Jim and seconded by Davis to allow Steve Martin to use \$3,000 in Keno funds to purchase the fireworks for that Friday, August 17, 2018 Fireworks display. Ayes: Jim, Davis, Cory. Nays: Tanner. The motion carried.

AGENDA ITEM #2: DISCUSSION/ACTION RE: Ordinance to Vacate North Yoder Street in Scott's Addition

Jim introduced Ordinance by Title and designated it as Ordinance Number 2018-2:

ORDINANCE NO. 2018-2

AN ORDINANCE OF THE VILLAGE OF ELM CREEK, BUFFALO COUNTY, NEBRASKA RELATING TO THE VACATION OF REAL ESTATE WITHIN BLOCKS THREE (3) AND FOUR (4), SCOTT'S ADDITION, VILLAGE OF ELM CREEK, BUFFALO COUNTY, NEBRASKA.

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

Section 1. THAT the Village of Elm Creek, Nebraska hereby vacates the following real property (as defined in NEB.REV.STAT. §76-201):

The entire 50.0 foot wide Yoder Street as platted in between Blocks Three (3) and Four (4) in Scott's Addition, Village of Elm Creek, Buffalo County, Nebraska.

Section 2. THAT the Village shall have and hereby reserves a perpetual easement over the entire 50.0 foot wide vacated street for the purpose of installing and maintaining all utilities located on said real estate and no permanent structure or improvement to the land shall be built, constructed, fixed or situated on said vacated street. Said easement shall run with the land.

Section 3. THAT the vacation of said real estate is expedient for the public good, and is in the best interests of the Village.

Section 4. THAT the Ordinance shall take effect and be in full force after its passage, approval and publication or posting as may be required by law.

Section 5. THAT after the vacation of said real estate, the real estate shall revert to the adjacent property owners pursuant to NEB.REV.STAT. §17-558 and the Village shall file a quitclaim deed to provide satisfaction of this reversion.

PASSED AND APPROVED this 22nd day of March, 2018.

VILLAGE OF ELM CREEK:

Jim Gunderson, Chairman

ATTEST:

Wendy Clabaugh, Village Clerk

It was moved by Jim and seconded by Tanner to suspend the statutory rule requiring that Ordinances be read on three separate occasions, so that Ordinance No. 2018-2 might be introduced, read by title 3 times, and adopted at the same meeting. Ayes: Jim, Tanner, Cory, and Davis. Nays: none. The motion carried.

It was called to question as to the adopting Ordinance No. 2018-2. It was moved by Jim and seconded by Davis to adopt Ordinance No. 2018-2 relating to the vacation of real estate within Blocks 3 and 4, Scott's Addition. Ayes: Jim, Tanner, Cory, and Davis. Nays: none. The motion carried and Ordinance No. 2018-2 is duly adopted by the Village of Elm Creek, Nebraska.

AGENDA ITEM #3: DISCUSSION/ACTION RE: Bleachers

It was moved by Tanner and seconded by Cory to approve the purchase of the bleachers from CBS Constructors for our half of the cost for \$14,525.00. Ayes: Jim, Tanner, Davis, Cory. Nays: none. The motion carried.

AGENDA ITEM #4: DISCUSSION/ACTION RE: Hiring of Lifeguards

Amber Taylor and the board discussed the hiring of the lifeguards. Amber also recommended to the board different pricing for passes and the board asked her to put something together to present to the board. Jim had mentioned that last year we had discussed purchasing new wire baskets but they don't get used enough so at this time will not be replaced. Amber typically renews the Learn to Swim Fee through the American Red Cross for \$200 and then submits receipt for reimbursement and the board is good with this again this year. Amber would like to get a new cash register this year as the one from last year had been broken into. The board was also okay with this too. The board and Amber agreed to hire all that had applied with the exception of one of the applicants was not hired. It was moved by Cory and seconded by Tanner to hire Amber Taylor as pool manager at \$15.00/hour, Tara Fouts and Faith Gunderson both as Assistant Pool Managers at \$12.00/hour, Sharlene Gronewold as Assistant Pool Manager at \$12.50/hour. Lifeguards hired at \$9.50/hour are: Megan Warner, Maria Klingelhofer, Hannah Carr, Claire Cornell, Sidney Enochs, Hallie Gutzwiller, Sydney Hubbard, Darrin Hunt. Lifeguards hired at \$9.00/hour are: Ashley Brown, Morgan Sindt, Haley Stone, Reagan Meier, Maci McCarter, Caleb McKeon, Autumn Hubbard. Ayes: Tanner, Davis, Cory. Nays: None. Abstain: Jim. The motion carried.

AGENDA ITEM #5: DISCUSSION/ACTION RE: Web Maintenance/Retainer Renewal with Ashley Cameron Web Design

It was moved by Jim and seconded by Davis to approve the renewal of the web maintenance/retainer with Ashley Cameron Web Design for \$300/annually. Ayes: Jim, Tanner, Davis and Cory. Nays: none. The motion carried.

AGENDA ITEM #6: DISCUSSION/ACTION RE: Fence at Library

The board discussed whether to remove the chain link fence and replace with white plastic fence like cemetery or just remove it and not have a fence. The board told Clint to just tear it out and not have a fence at all.

AGENDA ITEM #7: DISCUSSION/ACTION RE: Trailer and Camper Ordinances

Taylor will make some updates to our current ordinance for the boards review. No action taken.

AGENDA ITEM #8: DISCUSSION/ACTION RE: Executive Session

It was moved by Jim and seconded by Davis to go into executive session at 8:42pm to discuss Employees. Ayes: Jim, Tanner, Davis, Cory. Nays: none. The motion carried. It was moved by Tanner and seconded by Cory to come out of executive session at 9:36pm. Ayes: Jim, Cory, Tanner, Davis. Nays: none. The motion carried. It was moved by Jim and seconded by Tanner to pay for the employee's first initial CDL physical and CDL Class B license once completed. Documentation must be shown to the clerk for record and reimbursement. Ayes: Jim, Tanner, Davis, Cory. Nays: none. The motion carried.

AGENDA ITEM #9: Adjournment

All agenda items having been considered, it was moved by Tanner and seconded by Davis to adjourn this Regular Meeting. Ayes: Jim, Cory, Tanner, Davis. Nays: none. The motion carried and the meeting was adjourned at 9:41p.m.

Chairman-Elm Creek Village Board

ATTEST:

Village Clerk

(SEAL)