

**VILLAGE OF ELM CREEK
BOARD OF TRUSTEES
ONE & SIX PUBLIC HEARING MINUTES
FEBRUARY 28, 2019, 7:00 P.M.**

A Public Hearing 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 February 28, 2019. 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 Tanner Tool called the meeting to order at 7:00 p.m. by calling for the roll with the following members responding: Tanner Tool, Kyle Lawrence, Cory Halliwell, Davis Miner, and Mike Brown. Absent: none. Tanner announced that the Open Meeting Laws were in the hallway leading to the meeting room for the public's inspection.

AGENDA ITEM #1: DISCUSSION/ACTION RE: One & Six Year Street Program Public Hearing

Lance Harter with Oak Creek Engineering was present to discuss the One & Six Plan with the village board. Lance went through the cost estimates on the One & Six Plan regarding the various streets. No objections from the public.

AGENDA ITEM #2: DISCUSSION/ACTION RE: Adjournment

All agenda items having been considered, it was moved by Tanner and seconded by Davis to adjourn this Public Hearing. Ayes: Kyle, Davis, Cory, Tanner and Mike. Nays: none. The motion carried and the meeting was adjourned at 7:35p.m.

**VILLAGE OF ELM CREEK
BOARD OF TRUSTEES
REGULAR MEETING MINUTES
FEBRUARY 28, 2019, 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 February 28, 2019. 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 Tanner Tool called the meeting to order at 7:36 p.m. by calling for the roll with the following members responding: Kyle Lawrence, Davis Miner, Cory Halliwell, Tanner Tool and Mike Brown. Absent: None. Tanner 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 Davis to approve the Consent Agenda consisting of the minutes of the Regular Meeting on January 30, 2019 and approval of the Claims for the month of February 2019 in the amount of \$44,079.36. Ayes: Kyle, Tanner, Davis, Cory and Mike. Nays: none. The motion carried.

DEPARTMENT REPORTS

EMPLOYEE REPORTS: Clint got quotes on the drill, core bit, and generator that the board had requested and that total was around \$4,000. Board decided that for no more that we would use it, cheaper to rent the equipment. Clint also reported that Devon has received his CDL learners permit.

SHERIFF'S REPORT: Nothing significant to report.

REGULAR AGENDA

AGENDA ITEM #1: DISCUSSION/ACTION RE: NPPD Retail Operations Agreement

Tabled

AGENDA ITEM #2: DISCUSSION/ACTION RE: Street Superintendent update on Financial Report

Lance went through the Financial Report that he will be submitting to the state. No action.

AGENDA ITEM #3: DISCUSSION/ACTION RE: Resolution to adopt the One & Six Year Street Program

A Resolution to adopt the One & Six Year Street Program was introduced by Tanner. It was moved by Tanner and seconded by Mike to adopt the Resolution for the One & Six Year Street Program. Ayes: Kyle, Cory, Davis, Tanner and Mike. Nays: none. Absent: none. The motion carried.

AGENDA ITEM #4: DISCUSSION/ACTION RE: South Central Economic Development District to present special conditions for Owner Occupied Rehabilitation project and action items

Lori Ferguson with SCEDD presented to the board the special conditions set forth for the Owner Occupied Rehabilitation project the village had been awarded. The action items to follow are agenda items 5-7.

AGENDA ITEM #5: DISCUSSION/ACTION RE: Adopt Procurement Standards and Code of Conduct

It was moved by Tanner and seconded by Davis to Adopt Procurement Standards and Code of Conduct. Ayes: Kyle, Cory, Davis, Tanner and Mike. Nays: none. The motion carried.

AGENDA ITEM #6: DISCUSSION/ACTION RE: Adopt/Approve Excessive Force Policy

It was moved by Tanner and seconded by Cory to Adopt Excessive Force Policy. Ayes: Kyle, Davis, Cory, Tanner and Mike. Nays: none. The motion carried.

AGENDA ITEM #7: DISCUSSION/ACTION RE: Approve Proposed Fair Housing Action

It was moved by Tanner and seconded by Davis to Approve Proposed Fair Housing Action. Ayes: Kyle, Cory, Davis, Tanner and Mike. Nays: none. The motion carried.

AGENDA ITEM #8: DISCUSSION/ACTION RE: Replacement of the South Well Flow meter

It was moved by Tanner and seconded by Mike to approve the replacement of the south well flow meter and install included from Municipal Automation & Control for \$2,852.00 plus applicable taxes. Ayes: Kyle, Cory, Davis, Tanner and Mike. Nays: none. The motion carried.

AGENDA ITEM #9: DISCUSSION/ACTION RE: Tractor Repairs

It was moved by Tanner and seconded by Kyle to approve the repairs of the tractor from Landmark Implement in the amount of \$3,157.35. Ayes: Kyle, Cory, Davis, Tanner and Mike. Nays: none. The motion carried.

AGENDA ITEM #10: DISCUSSION/ACTION RE: Continue with Weed Control Services provided by Graczyk Lawn & Landscape

Tabled.

AGENDA ITEM #11: DISCUSSION/ACTION RE: Transfer Village funds from FirstTier Bank CD's/Accounts into our Tier II Money Market account at FirstTier Bank to earn a higher interest rate

It was moved by Tanner and seconded by Davis to move the CD's and money market account at FirstTier and transfer the funds on maturity into village Tier II Money Market account at FirstTier Bank to earn a higher interest rate. Ayes: Kyle, Cory, Davis, Tanner and Mike. Nays: none. The motion carried.

AGENDA ITEM #12: DISCUSSION/ACTION RE: Moving Village CD's from Farmers & Merchants Bank into our Tier II Money Market account at FirstTier Bank to earn a higher interest rate

Tabled.

AGENDA ITEM #13: DISCUSSION/ACTION RE: Mowing Bids

Tabled.

AGENDA ITEM #14: DISCUSSION/ACTION RE: Nuisance Properties

It was moved by Tanner and seconded by Mike to go into executive session at 8:56pm to discuss nuisance properties and personnel matters. Ayes: Kyle, Cory, Davis, Tanner and Mike. Nays: none. The motion carried. It was moved by Tanner and seconded by Mike to come out of executive session at 9:51pm. Ayes: Kyle, Davis, Cory, Tanner and Mike. Nays: none. The motion carried.

AGENDA ITEM #15: DISCUSSION/ACTION RE: Accept letter of resignation from Jim Mitchell

It was moved by Tanner and seconded by Kyle to accept Jim Mitchell's Letter of Resignation. Ayes: Kyle, Davis, Cory, Tanner and Mike. Nays: none. The motion carried.

AGENDA ITEM #16: DISCUSSION/ACTION RE: Employee Cell Phones

It was moved by Tanner and seconded by Davis to remove Jim Mitchell from the cell phone plan and that by April 1st the cell phone plan will be terminated. The employees will keep their current phones as they are paid off and they will receive a monthly payroll stipend as follows: 1) Clint Carr - \$60/month, 2) Devon Eschliman - \$40/month and 3) Timothy Bell - \$40/month. Ayes: Kyle, Davis, Cory, Tanner and Mike. Nays: none. The motion carried.

AGENDA ITEM #17: DISCUSSION/ACTION RE: Executive Session

Skipped.

AGENDA ITEM #18: Adjournment

All agenda items having been considered, it was moved by Kyle and seconded by Mike to adjourn this Regular Meeting. Ayes: Davis, Kyle, Cory, Tanner and Mike. Nays: none. The motion carried and the meeting was adjourned at 9:53p.m.

Chairman-Elm Creek Village Board

ATTEST:

Village Clerk

(SEAL)