

January 25, 2011

**VILLAGE OF WATERLOO
REGULAR MEETING MINUTES
January 25, 2011**

The Board of Trustees of the Village of Waterloo met for a Regular Meeting on January 25, 2011 at 7:00 p.m. at the Village Office, 509 S. Front St.

PRESENT:

Stanley E. Benke, Jr., Chairman
Garry Lee, Trustee-Vice-Chairman
Bill Rotert, Trustee
Jeff Barnes, Trustee
Tom Harrie-Trustee

ALSO PRESENT:

Nancy Hert, Village Administrator
Ken Bunger, Attorney

OPEN MEETING

Chairman Benke called the meeting to order at 7:00 pm and stated the location of the Open Meetings Act. Notice of the meeting was duly exercised and mailed per the bylaws.

PUBLIC COMMENTS

The meeting was opened for public comments, but there were none.

MOTIONS TO APPROVE

Minutes from the January 11, 2011 Regular Meeting and the January 11, 2011 Special Meeting were approved as presented.

Accounts Payable: Motion by Benke, second by Rotert to pay the bill from Omaha Tractor for \$2530.00 and Walvoord Finish Grading for \$1912.50. All in favor, the motion carried.

HEARING

Benke moved, Rotert seconded the motion to adjourn as the Board of Trustees and open a Public Hearing as the Board of Zoning Adjustment. All in favor, the motion carried.

Property owner Costanzo is seeking a variance from Waterloo Zoning Regulations that require a lot to have frontage on an improved public street. Costanzo is asking to subdivide his lot into three (3) new lots in which the east lot would not have street frontage. Neighboring property owner Torgerson expressed his concern about potential drainage problems. Other comments were heard from the project engineer, Warren Headlee, Mark Ekberg, Village Zoning Administrator, Ken Bunger, Village Attorney, Costanzo, and Benke.

Motion and second to close the Public Hearing and reopen the Regular Meeting. Motion by Benke, second by Barnes to waive the requirement for Costanzo's lot to abut to a public street.

January 25, 2011

Upon roll call voting YES: Rotert, Lee, Benke, Harrie and Barnes. Voting NO: None. The motion carried. Costanzo was told that he needed to go back to the Planning Board to address the subdivision issues. Benke asked Costanzo to bring the Board a plan that will address the drainage issue.

REPORTS

Mark Augustine provided an update on the Levee Project. He asked the Board when they wanted to hold a Public Information Meeting and Benke suggested February 23rd. Hert will see if the Middle School gym is available on this date. He asked Benke if his concerns from an earlier email had been addressed and Benke responded that they had. He reported ongoing problems getting permits from Union Pacific and the Nebraska Department of Roads. He said he had done about all he could do from his end. Village Attorney Bunger will work with Mark to get these permits.

Mark also discussed the Emergency Action Plan for the Flood Control Project. The document is complete, but needs signatures from all parties listed as having responsibilities in case of an emergency. If all signatures are obtained, this plan will be put on the February 8th Agenda for approval.

Street Superintendent Julie Ogden will attend the February 8th Meeting and provide an overview of the road program at that time.

DISCUSSION/CONSIDERATION/ACTION ITEMS

Special Designated Liquor License: Jody Crone, owner of the Dog House Saloon presented an application for a Special Designated Liquor License for July 16, 2011 to host the "Day of the Hog" sponsored by Dillon Brothers as a fundraiser for Muscular Dystrophy.

Jody asked to close a portion of Third Street from 8 am until midnight for a beer garden and a band. Motion by Benke, second by Harrie to approve the Application for Special Designated Liquor License for Jody Crone dba Dog House Saloon for July 16, 2011 from 8 am until midnight. All in favor, the motion carried.

Chairman Benke introduced, read and moved for approval of Resolution No. 01-25-11-1, authorizing the temporary closing of Third Street from Lincoln Ave. to North Front Street from 8 am until midnight, July 16, 2011. All in favor, the motion carried. A true, correct and complete copy of Resolution No. 01-25-11-1 is on file at the Village Office.

Library Board Member: Motion by Harrie, second by Rotert to approve Heidi Melcher to serve the remaining term of Tom Harrie on the Waterloo Library Board. All in favor, the motion carried.

Payroll Direct Deposit Contract: Motion by Benke, second by Rotert to approve the Foundation First Bank Contract for ACH Transmittal/Security Procedures. All voted in favor, the motion carried.

CORRESPONDENCE

January 25, 2011

The following correspondence was reviewed:

- Library Foundation Funding Request
- Letter from Nebraska DEQ
- Donation Request from Post-Prom Committee: Motion and second to donate \$500
- Legislative Bulletins #1 and #2

CHAIRMAN'S TOPICS

- Chairman Benke would like to do a study on the length of water main that belongs to the Village and that which belongs to West Shores. He thought this would be valuable information to determine their proportionate responsibility for operating costs. Hert will get in touch with Dave Henke.

TRUSTEE TOPICS

- Motion by Benke, second by Barnes to allow Trustee Harrie to attend the League's 2011 Midwinter Conference in Lincoln from 2/28-3/1. All in favor, the motion carried.
- Trustee Lee is concerned about sewer rates and thinks they need to be raised for everyone immediately. The audit showed that we are still running about \$40,000 short in this fund. Benke asked Hert to put both water and sewer on the agenda for the next meeting.

EXECUTIVE SESSION

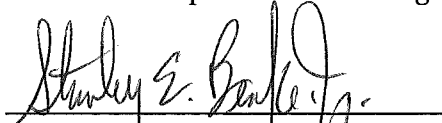
Motion by Benke, second by Barnes to go into Executive Session at 9:30 pm to discuss legal issues. On roll call voting YES: Lee, Rotert, Harrie, Benke and Barnes. Voting NO: None. The motion carried. Benke restated that they were going into Executive Session to discuss legal matters.

Motion by Benke, second by Harrie to reconvene into Regular Session at 10:35 pm. All voted in favor, the motion carried.

ADJOURNMENT

There being no further business, the meeting was adjourned at 10:36 p.m. The next regular meeting is scheduled for February 8, 2011 at 7:00 p.m.


Nancy Hert, Village Clerk


Stanley E. Benke Jr., Chairman