

January 8, 2013

**VILLAGE OF WATERLOO
REGULAR MEETING MINUTES
January 08, 2013**

The Board of Trustees of the Village of Waterloo met for a Regular Meeting on January 08, 2013 at 7:00 p.m. at the Village Office, 509 S. Front Street.

PRESENT:

Stanley E. Benke Jr., Chairperson
Garry Lee, Vice-Chairperson
Tom Harrie, Trustee
Bill Rotert, Trustee
Ken Hitchler, Trustee

ALSO PRESENT:

Nancy Hert, Village Clerk
Ken Bunger, Village Attorney

OPEN MEETING

Chairperson Benke called the meeting to order at 7:03 pm and stated the location of the Open Meetings Act. Notice of the meeting was duly exercised and mailed per the bylaws.

COMMENTS

After opening the meeting, Chairperson Benke read the following: "With the passing of Ralph Wilson, the town lost a good man. He was on the Town Board numerous times, and on the school board. Ralph was instrumental getting the first levee around Waterloo, some 44 years ago. Ralph will certainly be missed."

MOTIONS TO APPROVE

Minutes from the December 11, 2012 Meeting and the Treasurer's Report were approved as presented.

ACCOUNTS PAYABLE

Motion by Benke, second by Rotert to pay the bills, with the exception of JEO Invoice #71403 for \$1841.00 for "Levee Inspections". All in favor, the following bills will be paid: Alamar-Police uniforms 126.01, Barnes & Noble-Library books 378.97, Bi-State Motor-Miscellaneous supplies 359.20, Black Hills-Heat 1423.63, BlueCross BlueShield-Health Insurance 2744.19, Bunger-Attorney fees 1275.00, Cox-Internet/Phones 674.89, Douglas County Gazette-Publications 201.01, Elkhorn Hardware-Supplies 184.14, Ford Motor-Police SUV 629.72, Maintenance Truck 8054.10, Fire vehicle 6480.25, Gaylord-Library supplies 112.05, JQ Office-Copier 94.60, JEO Consulting-Miscellaneous Engineering 2334.52, Jorgensen & Sons-Fuel 289.60, Lincoln National-Fire & Rescue insurance 137.70, Menards-Miscellaneous supplies 142.27, Micromarketing-Library supplies 157.92, MUD-Cost of water 9265.43, Nebraska Library Commission-Training fee 20.00, Office Depot-Supplies 94.60, OPPD-Electricity 4184.76, Orkin-Fire & Rescue Building 56.71, Papillion

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Sanitation-Trash Pick-up 114.75, PeopleService-Utility Contract 10,752.00, Rob's Oil-Village Fuel 2038.82, Schroeder-Village C.P.A./Audit 5618.00, Security Equipment-Fire Building 535.00, Staples-Supplies 42.29, Toscano-Wiring new Police Truck 976.00, United Electric-Library 8.98, Upstart-Library supplies 85.92, Verizon-Cell Phones 94.83 and Walvoord-Sanding & Salt 400.00.

Total Bills: \$ 60,010.46

Total Payroll: \$ 25,430.37

ED SCHROEDER

- After a brief overview of financial statements by fund and by department, the Board approved the September 30, 2012 Audit as presented by Village C.P.A. Ed Schroeder.
- Ed provided input on the bank's request to replace security pledging with a "Letter of Credit", which replaces the current paper-intensive collateral system used to pledge and release collateral used to secure Village assets. He said he didn't see a problem with it; it was really up to the Board. Both methods have minimal risk, and more and more municipalities in Nebraska are changing to this system because of its convenience. The Board asked Attorney Bunger to review the proposed agreement with the bank and provide his recommendations.
- The Board approved Ed's letter to the Nebraska Library Commission requesting funding reimbursement for 2012 in the amount of \$22,500.

REPORTS

Utilities: Mike Goddard provided the PeopleService Report. He and Dwayne Grashorn responded to the Board's questions about the proposed changes to the West Shores SID Agreement for water services.

Dwayne had three main concerns: 1) Although water losses due to water main breaks and non-metered water would be borne equally by both entities, the risk of water main breaks as well as significantly higher water loss is greater in West Shores. Currently, we are billing the SID about \$1000 a month for non-metered West Shores water. Waterloo residents should not have to share this additional expense. 2) The risk and expense of fixing and/or replacing broken lines leave all water customers exposed to the impact of potential catastrophic losses, if those expenses are calculated in future rates. Since the feeling is that the risk is greater at West Shores, a cap should be placed on recoverable expenses, anything over and above would be borne by the SID for West Shores, and 3) The agreement cannot be modified or terminated unless mutually agreeable by both parties and there is no automatic termination period. (This is the way the current agreement reads).

Vice-Chairperson Lee, who is in charge of utility services for the Village, agreed with Dwayne and said if the SID Attorneys were willing to put a cap on both the annual allowable water losses and maximum repairs that would be shared with both entities he wouldn't have any concerns with the new agreement.

Fire/Rescue: Benke asked Trustee Harrie to find out why the command vehicle has not been marked yet.

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Police: Chief Donahue provided the Police Report.

Maintenance: Report provided. Rotert said they had to hire Walvoord to do salting & sanding after the most recent snowstorm because the gears on the Village sander are defective.

Library: Report provided.

Clerk's Report: Report provided. Hert has been asked to serve on a Water District Stakeholder Advisory Committee by the Papio-Missouri River Resources District. Benke will look into this more to see what Waterloo's involvement should be.

CONSIDERATION AND ACTION

(The Board may take action to hear testimony in favor of or in opposition to, discuss/limit discussion and take action to approve/not approve or table any item presented under this title. Additional readings or ordinances can be waived & ordinances passed with a 2/3 super-majority of the Board of Trustees)

Resolution defining Fireworks' Permits' Regulations: The Board reviewed examples of fireworks' regulations for surrounding towns and cities and discussed the changes they would like to make to Waterloo's current rules. They agreed on the following:

- For-Profit Stands: Fee would remain at \$6000 but would include both summer and winter sales. Applicants would no longer be required to provide copies of Nebraska Sales Tax Form 10 with their application.
- Non-Profit Stands:
 - Application fee will be \$4000.
 - Applicant must provide proof of non-profit status at time of application.
 - Applicant must provide proof that their non-profit benefits the Waterloo community at time of application.
 - Upon filing required financial reports of Gross Sales and Net Proceeds within 30 days following end of sales period, the Village will refund \$2500 from the application fee, payable directly to the non-profit organization.

The current Fireworks' Ordinance and a resolution reflecting the other changes will be presented at the January 22, 2013 Meeting for final approval.

Resolution to increase mileage rate: Benke introduced, read and moved for approval of Resolution No. 01-08-13-02, increasing the mileage rate at which elected and appointed officials, employees, or volunteers may be reimbursed from 55.5 cents to 56.5 cents per mile effective January 1, 2013. Rotert seconded the motion and on roll call voting YES: Hitchler, Harrie, Lee, Rotert and Benke. Voting NO: None. Motion carried. A true, complete and correct copy of resolution is on file at Village Office.

MUD Rate Increase: Motion by Rotert, second by Lee to introduce and waive three readings of Ordinance No. 726, **AN ORDINANCE AMENDING ORDINANCE NO. 716 TO CHANGE THE MONTHLY METER CHARGES AND MONTHLY WATER RATES FOR THE USE OF THE WATER DISTRIBUTION SYSTEM AND THE PURCHASE OF WATER FROM THE VILLAGE OF WATERLOO, NEBRASKA, ON A JUST AND EQUITABLE BASIS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR AN EFFECTIVE DATE OF THIS AMENDMENT.** All voted in favor and the motion carried.

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Motion by Hitchler, second by Harrie to approve Ordinance No. 726. Upon roll call voting YES: Lee, Rotert, Hitchler, Harrie and Benke. Voting NO: None. Motion carried. A true, complete and correct copy of Ordinance No. 726 is on file at the Village Office.

One and Six-Year Road Plan: The Board reviewed the Road Plan as prepared by JEO Street Superintendent Julie Ogden. A hearing will be held on the plan at the February 12, 2013 Meeting.

CORRESPONDENCE

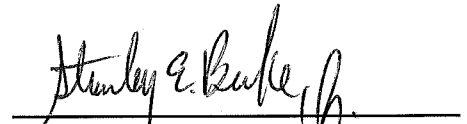
The following correspondence was reviewed:

- Letter from M.E. Collins regarding levee warranty period
- Official Waterloo Election results
- Thank you from Rogert family for funeral plant
- Thank you from Chamber for Food Basket Donation
- Notice of Zoning Waiver Hearing for Bill Novak

Meeting was adjourned at 9:40 p.m. The next Regular Meeting is scheduled for January 22, 2013 at 7:00 p.m.



Nancy Hert/Village Clerk



Stanley E. Benke, Jr., Chairperson