

February 12, 2013

**VILLAGE OF WATERLOO  
REGULAR MEETING MINUTES  
February 12, 2013**

The Board of Trustees of the Village of Waterloo met for a Regular Meeting on February 12, 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 (arrived at 7:35)  
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.

**PUBLIC COMMENTS-None**

**MOTIONS TO APPROVE**

Minutes from the January 22, 2013 Regular Meeting and the Treasurer's Report were approved as presented.

**ACCOUNTS PAYABLE**

Motion by Benke, second by Hitchler to pay the following bills. All in favor, motion carried.  
Barnes & Noble-Books 690.51, Bi-State Motor-Parts 107.66, Black Hills-Heat 1858.87, BlueCross BlueShield-Employee Insurance 2744.19, Bunger-Attorney fees 1275.00, Cox Business-Internet/Phones 671.96, Dakota Supply-Water meters 2042.77, Douglas County Gazette-Publications 207.96, Electronic Engineering-New Police Truck 301.95, Elkhorn Hardware-Supplies 92.73, FABBS Small Engine-Parks 44.52, Ford Motor-Police SUV 629.72, Fricke & Associate-Bond 100.00, FSH Communications-Payphone 127.80 (2months), Hike-Library IT Support 400.00, JQ Office-Office copier 203.59, JEO Consulting-Levee Inspection 975.00, Johnson-Mileage/Supplies 141.50, JP Cooke Company-Police Badges 256.20, Korpela-Deposit Refund 75.00, Lincoln National Insurance-Fire & Rescue Insurance 275.40, Menards-Supplies 119.49, MUD-Cost of water 9390.62, Micromarketing-Library books 169.84, Miller Monroe-Liability Insurance 7022.00, O'Reilly Auto-Parts 138.45, Office Depot-Supplies 202.28, Office Net-Library Copier 199.29, OPPD-Electricity 4248.81, Omaha Tractor-Bobcat, Orkin-Fire & Rescue Bldg. 113.42, Papillion Sanitation-Trash pick-up 114.75, PeopleService-Utility Contract 10,752.00, Schroeder-Bond filing 189.00, Security

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Equipment-Fire & Rescue Bldg. 155.16, Staples-Supplies 53.25, Verizon-Cell phones 91.75 and Widhelm Trucking-Sand 150.00.

**Total Bills: \$ 50,379.64**

**Total Payroll: \$ 24,079.05**

**PUBLIC HEARINGS**

**One & Six Year Road Plan:** Benke opened the Public Hearing at 7:08. Business owner Jodi Crone asked about repairing the concrete entrance to the alley on Third Street. She said it is a safety issue and needs to be repaired as soon as possible. Benke said it wasn't part of the street plan, but he would address this issue separately. The Hearing was closed at 7:17.

Motion by Benke, second by Hitchler to approve Resolution No. 02-12-13-01, adopting the One & Six Year Plan for Street Improvement for the Village of Waterloo. Voting Yes: Lee, Harrie, Hitchler and Benke. Rotert was absent. Motion carried. A true, complete and correct copy of said resolution is on file at the Village Office.

**Variance for Multi-Family Dwelling:** Motion by Benke, second by Lee to adjourn as Village Board and meet as Board of Adjustment. All voted in favor, motion carried. Benke opened the Public Hearing at 7:17 to consider a variance to commercial zoning to allow a multi-family dwelling at 312 Third Street. Justin Rossito, the applicant, gave a brief overview explaining that he wanted to put two, two-bedroom apartments on the second level of this building. He said he has brought everything up to code. There were no objections from anyone at the meeting. The Public Hearing was closed at 7:22.

Motion by Benke, second by Harrie to approve the variance application from Mid-Continent, LLC for a multi-family dwelling at 312 Third Street. Voting Yes: Lee, Harrie, Benke and Hitchler. Voting No: None. Motion carried.

Motion by Benke, second by Hitchler to adjourn as the Board of Adjustments and reconvene as the Board of Trustees at 7:23. All in favor, motion carried.

**REPORTS**

**Utilities:** Mike Goddard provided the PeopleService Report. Lee asked Mike some questions about providing full-service to West Shores.

**Fire/Rescue:** Harrie provided update.

**Police:** Report provided.

**Maintenance:** Report provided.

**Library:** Jorgensen provided a copy of the new Library Parking Lot Policy. They have had a number of problems recently and hope the new policy will help.

**Planning Board:** Continuing to work on revisions to zoning regulations.

**Clerk's Report:** Report provided.

**CONSIDERATION AND ACTION**

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(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 approving temporary closing of Third Street for fundraiser:** Jodi Crone, representing the Dog House Saloon and Judy Booth, from the Nebraska Medical Center discussed the proposed fundraiser and how the profits would be used. This year the profits will go to the University Burn Center. The Board was given a copy of a letter sent to property owners notifying them of the proposed street closing and inviting them to this meeting if they had any issues or questions. No one came forward.

Benke introduced, read and moved for approval of Resolution No. 02-12-13-02, approving the closing of Third Street, from Lincoln Street to N. Front Street, from 8 am until 1am August 24/25<sup>th</sup> to host a Fundraiser for the Nebraska Medical Center. Harrie seconded the motion and on roll call voting YES: Lee, Rotert, Harrie, Benke and Hitchler. Voting NO: None. Motion carried. A true, complete and correct copy of resolution is on file at the Village Office.

**Resolution approving Special Designated Liquor License:** Benke introduced, read and moved for approval of Resolution No. 02-12-13-03, approving an application from Jodi Crone dba Dog House Saloon for a Special Designated Liquor License on August 24/25 from 8am until 1am. Hitcher seconded the motion and on roll call voting YES: Rotert, Harrie, Lee, Hitchler and Benke. Voting NO: None. Motion carried. A true, complete and correct copy of resolution is on file at Village Office.

### **BANK STABILIZATION PROJECT**

John Peterson gave a brief update on the project and answered questions from the Board.

Motion by Benke, second by Rotert to approve payment of Pay Application No. 1 from Prudent Technologies, Inc. for \$79,059.50 for work through 2/7/2013 on the Bank Stabilization Project with a 50% Cost-Share with the NRD. On roll call voting Yes: Hitchler, Harrie, Benke, Rotert and Lee. Voting No: None. Motion carried.

Motion by Rotert, second by Hitchler to approve payment of JEO Invoice No. 71736 for \$3690.00 for the Bank Stabilization Project with a 50% cost-share with the NRD. On roll call voting Yes: Lee, Benke, Harrie, Hitchler and Rotert. Voting No: None. Motion carried.

### **EXECUTIVE SESSION**

Motion by Benke, second by Lee to go into Executive Session at 8:22 pm to discuss personnel issues. On roll call voting Yes: Harrie, Hitchler, Rotert, Lee and Benke. Voting No: None. Motion carried. Motion by Benke, second by Lee to return to Regular Session at 8:55 pm. All voted in favor, motion carried.

Meeting was adjourned at 9:05 p.m. The next Regular Meeting is scheduled for February 26, 2013 at 7:00 p.m.

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Nancy Hert  
Nancy Hert, Village Clerk

Stanley E. Benke, Jr.  
Stanley E. Benke, Jr., Chairperson