

May 10, 2011

**VILLAGE OF WATERLOO
REGULAR MEETING MINUTES
May 10, 2011**

The Board of Trustees of the Village of Waterloo met for a Regular Meeting on May 10, 2011 at 7:00 p.m. at the Village Office, 509 S. Front Street. Roll call was taken.

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

ABSENT: Jeff Barnes, Trustee

ALSO PRESENT: Nancy Hert, Village Administrator
Ken Bunger, Attorney

OPEN MEETING

Chairman Benke called the meeting to order at 7:03pm 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 and resident Don Shelton addressed the board with a complaint that Waterloo Police are not issuing citations for trail violations. Chairman Benke went on record to say that any grace period is over, that the Police Department will be notified to start issuing citations for anyone trespassing on a portion of the trail that has been closed during the levee project.

MOTIONS TO APPROVE

Minutes from the April 26, 2011 Regular Meeting and the April Financials were accepted as presented.

Benke reminded Trustees that we are in the 58% range of the budget and many of the departments are running over. He asked them to let their Department Heads know that they need to be at or under budget at the end of the fiscal year.

Accounts Payable: Motion by Lee, second by Rotert to pay the bills including the bills presented at the meeting. (Listed below) All in favor, the following bills will be paid:

Barnes & Noble-Books 353.83, Bellaire Nursery-Tree replacement 300.00, Bi-State Motor-Shop supplies 36.75, Black Hills Energy-Heat 351.57, BCBS-Health Insurance 1193.78, Bunger-Attorney fees 2709.50, Cox-Phones & Internet 583.56, Douglas County Gazette-Publications 328.00, Elkhorn Hardware-Supplies 97.66, First State Bank-TIF tax

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reimbursement 60,274.24, Follette-Library software 169.68, Ford Motor-Police car payment 629.72, FSH Communications 63.90, Grass Pro-Fire Department lawn care 128.40, Grooters-Deposit Refund 16.28, JQ Office-Office copier 97.69, Johnson-Mileage/12 months 161.62, Jordan-Deposit refund 7.10, Jorgensen-Mileage/training 14.28, JP Cooke Co.-Fire & Rescue trophies 230.92, Lincoln Financial-Fire & Rescue Life Insurance 142.80, Logan Contractor-Street repairs 131.50, Menards-Fire & Rescue 151.74, Menards-Miscellaneous purchases 138.06, Merryweather-Park electrical repairs 187.38, MUD-Cost of water 7659.55, Micromarketing-Books 269.40, Miller Monroe Farrell-Liability Insurance 6452.00, Nuts & Volts-Books 49.95, Office Depot-Supplies 126.10, Office Net-Library copier 301.95, Ohlde-Deposit refund 38.59, OPPD-Electricity 3936.31, Omaha World Herald-Publications 162.49, Orkin-Fire Dept. building maintenance 53.50, Oyster-Mileage/training 14.28, Papillion Sanitation-Trash removal 89.56, Payless Office-Fire & Rescue supplies 259.99, PeopleService-Utility Contract 10,115.00, Properties Unlimited-TIF tax reimbursement 5233.71, Smith-Police Computer 90.00, Ty's-Park repairs 192.26, USPS-Postage 175.00, Verizon-Police & Maintenance cells 92.47 and Widhelm-Sand & gravel 259.75.

Total Bills: \$ 38,108.30 (Actual bills)

Total Payroll: \$ 22,983.77

REPORTS

Fire & Rescue: Nothing to report

Police: Donahue reported they are continuing to have computer problems. The Board wants to look into options for back-up services and suggested we contact Cox to see if they provide anything.

Water/Sewer: Mike Goddard provided the PeopleService Report. Benke asked Mike to find out for sure if "locates" affect our annual maintenance budget. Benke also asked Mike to draft a letter to the Fire Department with PeopleService's recommendations for water use during fires. The Fire Department then can adjust their procedures accordingly.

Public Works: A written report was provided.

Planning Board: Nothing to report. Still trying to get additional members.

Library: Trustee Harrie reviewed the written report prepared by the Library Director.

Clerk's Report: Hert provided the clerk's report. The Board agreed that both the Clerk and the Clerk's Assistant should become notaries to conduct town business.

DISCUSSION/CONSIDERTION/ACTION

Property at 209 Jefferson: Resident Mike McEvoy was unable to attend meeting, but is concerned about the condition of the vacant property at 209 Jefferson. Hert has talked to the foreclosure company and they promised to mow twice a month until the property is in better shape. She also gave McEvoy the contact information so that he can talk to them

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directly. The Board decided to see if McEvoy gets anywhere and if not, the Village will pursue condemnation.

Harvest Days Budget: Hert reported that \$2000 has been budgeted for the Village's contribution to Harvest Days. The Board again discussed the contract from Richard's Amusements. Upon Attorney's advice, the Board agreed that any contract should be between the amusement company and Properties Unlimited, as the rides will take place on their land. Richard's Amusements needs to apply for a "Conditional Use Permit", requesting an exception to the zoning regulations for commercial properties. Security for the carnival needs to be supplied by the vendor.

As an add-on to discussions regarding public safety, Chairman Benke said that the Village needs to pursue creating a sidewalk district. Lack of sidewalks on River Road Drive and numerous other areas are hazards to pedestrians, in particular, school-aged children. Benke asked Attorney Bunger to let the Board know what the process is to create a sidewalk district.

Levee Project: Motion by Benke, second by Rotert to approve payment of JEO Invoice #64444 for \$9626.40 for levee construction services with a 50% cost share with the NRD. All in favor, the motion carried.

Motion by Benke, second by Rotert to approve Change Order #6 for a net increase of \$54,868 for the additional tree clearing to comply with USACE ETL. All in favor, the motion carried.

Motion by Benke, second by Lee to approve Pay Application No. 6 for \$243,548.43 from M.E. Collins for levee construction through May 4, 2011, with a 50% cost share with the NRD. All in favor, the motion carried.

Motion by Benke, second by Harrie to approve Terracon Invoice #T201834 for \$9353.50 for levee services through March 19, 2011 with a 50% cost share with the NRD. All in favor, the motion carried.

Old Library: The Board reviewed the "Statement of Loss" for roof damages to the old library. Benke asked Rotert to get three bids to repair the old library. Then a decision can be made on future use of the building.

CORRESPONDENCE

The following correspondence was reviewed:

- Letter from Governor
- Notice of Assessment Trial
- WDCCC Upcoming Events
- MAPA "What's Happening"
- Legislative Bulletins #16 & #17

ATTORNEY TOPICS

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Motion by Benke, second by Lee to approve Invoice No. Wat-12 for \$1434.50 for Legal Services on the Levee Project with a 50% NRD cost share. All in favor, the motion carried.

CHAIRMAN'S TOPICS

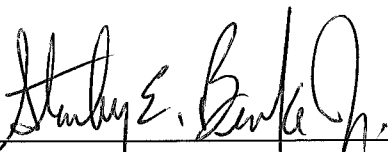
Nothing additional.

TRUSTEES' TOPICS

Rotert talked about purchasing a generator, a pump, a small trailer and miscellaneous tools for ongoing maintenance of the levee. He said JEO offered to provide specs for the pump, but we haven't received them. Benke said we need to contact JEO again, and if they don't respond shortly, contact the Corps of Engineers for their recommendations.

ADJOURNMENT

There being no further business, the meeting was adjourned at 9:58 p.m. The next regular meeting is scheduled for May 24, 2011 at 7:00 p.m.



Stanley E. Benke Jr., Chairman



Nancy Hert, Village Clerk