

June 14, 2011

**VILLAGE OF WATERLOO
REGULAR MEETING MINUTES
June 14, 2011**

The Board of Trustees of the Village of Waterloo met for a Regular Meeting on June 14, 2011 at 7:00 p.m. at the Village Office, 509 S. Front Street. Roll call was taken.

PRESENT: Stanley E. Benke, Jr., Chairman
Bill Rotert, Trustee
Tom Harrie, Trustee

ABSENT: Jeff Barnes, Trustee
Garry Lee, Vice-Chairman

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

OPEN MEETING

Chairman Benke called the meeting to order at 7:02pm 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 May 24, 2011 Regular Meeting and the June 9, 2011 Special Meeting were approved as presented.

Village Treasurer Hert presented two new financial reports: 1) Statement of Revenue/Expenses, Budget vs. Actual and 2) Bank Account vs. Book Balances. The two new reports will continue to be prepared monthly along with the detailed income/expense reports, unless further changes are requested. The May Financial Reports were accepted as presented.

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

Advance Design-Deposit refund 100.00, Alamar-Police Equipment 53.49, Barnes & Noble-Library books 346.86, Black Hills-Heat 136.15, BlueCrossBlueShield-Employee Insurance 1193.78, Bunger-Attorney fees 1275.00, Choice Homes-Deposit refund 100.00, Containers-to-go-Clean up day 2190.00, Cox-Internet/Phones 593.22, DSG-Water meters 817.61, Don's Uniforms-Police 66.95, Douglas County Gazette-Publications 384.19, Douglas County Register of Deeds-Liens 11.00, Elkhorn Hardware-Misc. supplies 42.23, Erickson-2nd Street 916.22,

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Farmer Browns-Fire Dept. Banquet (50%) 709.50, First State Bank-Dial TIF 10,047.14, Ford Motor-Police car payment 629.72, FSH Communications-Payphone 63.90, Galls-Police equipment 41.80, Grass Pro-Fire Dept. Maintenance 138.40, HDS White Cap-Library sump pump 499.99, JEO Consulting-Levee Project 28,321.20, JP Cooke Company-Pet licenses/Police badges 84.89, Lincoln-Fire Dept. life insurance 173.40, ME Collins-Levee Project 359,329.41, Malibu Homes-Deposit refunds 200.00, McGill-Deposit refund 100.00, Menards-Office supplies 10.18, MUD-Cost of water 9,186.59, MUD-Capital Facility Fees 1965.00, Micromarketing-Library books 282.91, Midwest ROW-Levee Project 2543.00, Mielak-Deposit refund 27.64, Monke Brothers-Chemicals 58.50, NDEQ-Water loan 13,431.31, Nebraska Sweeping-Street cleaning 1412.53, O'Reilly Auto-Mower 1.99, Office Depot-Miscellaneous supplies 414.44, Office Net-Library copier 478.00, OPPD-Electricity 3838.06, OPPD-Levee Project 27,858.00, Omaha World Herald-Annual renewal 85.80, Orkin-Fire Dept. Maintenance 53.50, Oyster-Petty cash/Mileage 119.10, Papillion Sanitation-Trash pick-up 102.87, PB Electronics-Police equipment 910.00, PeopleService-Utility Contract 10,115.00, Peterson-Deposit refund 140.98, Pommer-Deposit refund 75.00, Properties Unlimited-Redevelopment TIF 8561.99, Rob's Oil-Village fuel 2730.32, Sachs-Deposit refund 75.00, Schmader-Deposit refund 22.11, C.P.A. Schroeder-EMMA Audit 189.00, Smith-Police computer repairs 210.00, Terracon-Levee Project 9311.63, USPS-Postage/Utility bills 100.00, Verizon-Police/Maintenance cell phones 92.92, Walvoord-Deposit refund 75.00, and Wells-Deposit refund 75.00.

Total Bills: \$ 307,056.20 (Actual bills)

213,681.62 (50% Levee expenses)

18,609.13 (TIF pass-through)

990.73 (Deposit refunds)

Total Payroll: \$ ~~23,232.51~~ correct. 23,296.05 (May Payroll, Rept'd. June) N.N. 7-13-11

REPORTS

Fire & Rescue: Chief Cooke mentioned that he would like to see the Village take a firmer stand on burn permits. Chairman Benke asked Cooke to work with Trustee Rotert to come up with a proposal for burn regulations.

Police: Report provided.

Water/Sewer: Mike Goddard provided the PeopleService Report. Mike also provided a copy of a news release related to MUD drinking water and the potential of having to shut down one of their waste water plants due to the flooding. MUD reported they do not anticipate any interruption of the water supply or change in the water quality due to the flooding. This information was requested by Chairman Benke.

Dwayne Grashorn and Mike provided an overview of the recent routine Sanitary Survey of the Village water system required by the State. There were three items that require corrective actions no later than September of 2011. They responded to numerous questions from the Board. One of the issues remains the maintenance of the West Shores portion of the water distribution system.

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Chairman Benke asked if Dwayne would attend a meeting with the Village Board and the SID for West Shores to discuss this ongoing issue. Mike also gave a report on the Avenue "A" well as requested by Benke.

Public Works: A written report was provided. Benke said he received a call from a Cedar Hollow resident reporting that grass clippings and other debris are being dumped in the culvert between the homes on Oak Street and the levee. He asked Jamie to take a look at it and also instructed Police Chief Donahue to notify his officers to start issuing fines for illegal dumping.

Planning Board: Trustee Rotert reported that Betty Brengelman, Kelli Armstrong and himself met on Tuesday, June 7th. They have a number of issues they'd like to address, but the main one at this time is how to get new members. Kelli will put a message together to go out with the June water bills.

Library: Trustee Harrie thanked Bednar and Rotert for their help installing the generator at the library. He also wanted to thank the Cooke family for their contributions towards the plaque honoring the Robinsons. He reported that the library had set some high attendance records in May.

Clerk's Report: Hert presented a memo from Clerk's Assistant Melissa Johnson explaining that she had misquoted the price for two software purchases and that it would cost an additional \$790.00, which is still within the budget. Benke suggested that we get a couple of references from people using this software.

Hert provided information on what the 2010 Census numbers mean for a Village. Benke asked everyone to read the material and it could be discussed at the next meeting. Hert said that the MDA is asking for Waterloo Police to be available on Saturday, July 16th for the fundraiser being sponsored by the Dog House Saloon.

DISCUSSION/CONSIDERTION/ACTION

Levee Project:

Motion by Benke, second by Rotert to approve Change Order #7 for a net increase of \$2999.43 for changes in the contract quantities. All in favor, the motion carried.

Motion by Benke, second by Rotert to approve Pay Application #7 for \$359,329.41 from M.E. Collins for levee construction through June 6, 2011, with a 50% cost share with the NRD. All in favor, the motion carried.

Motion by Benke, second by Rotert to approve JEO Invoice #64804 for \$28,321.20 for Levee Construction Services through May 20, 2011 with a 50% cost share with the NRD. All in favor, the motion carried.

Motion by Benke, second by Rotert to approve Terracon Invoice #T202287 for Levee Earthwork Observation & Testing through April 9, 2011 with a 50% cost share with the NRD. All in favor, the motion carried.

for *9311.63

Brain Claycomb from JEO provided a general update on the Levee Project. The Board said they are disappointed that the intersection of North Front and Dryers' Road will not be open in time for fireworks' sales.

Benke shared his concerns about the erosion on the Elkhorn River bank that could threaten the stability of the levee. The Papio-Missouri River NRD has already committed to a 50% cost share to correct this. Motion by Benke, second by Rotert to provide authorization to submit a formal request to the Papio-Missouri River NRD to continue, under the current agreement, with the Elkhorn River bank stabilization. All in favor, the motion carried.

CODERED PROPOSAL

Although the Board is eager to get this system in place, if the agreement is signed prior to the approval of the grant, it would void the grant entirely. Motion by Benke, second by Rotert to table review and approval of the CodeRED Proposal until the grant is finalized. All in favor, the motion carried.

OPPD PROPOSAL

Motion by Rotert, second by Benke to approve the proposed streetlight layout for 240th Street, from Cedar Drive to Madison Street with one change, which is moving the proposed light in front of 2550 240th St. to lot number 52. All in favor, the motion carried. Trustee Rotert said he still expects OPPD to address all the outages in town and would like to speak with Bert Adams prior to any work being done.

RESOLUTIONS

Chairman Benke introduced, read and moved for approval of Resolution No. 6-14-11-01 to place a lien on the property at 110 Jefferson Street for \$196.25 for delinquent utility fees. Rotert seconded. All in favor, the motion carried. A true, correct and complete copy of said resolution is on file at the Village Office.

Chairman Benke introduced, read and moved for approval of Resolution No. 6-14-11-02 to place a lien on the property at 604 N. Front Street for \$161.28 to recover expenses of mowing and cleaning up the outside of the property. Harrie seconded. All in favor, the motion carried. A true, correct and complete copy of said resolution is on file at the Village Office.

Chairman Benke introduced, read and moved for approval of Resolution No. 6-14-11-03 authorizing the temporary closing of Washington Street from 6th to 7th on June 25, 2011 from 6:00 pm to midnight as requested by Kyle Sake. Harrie seconded. All in favor, the motion carried. A true, correct and complete copy of said resolution is on file at the Village Office.

CORRESPONDENCE

The following correspondence was reviewed:

- "Thank you" from Robinson family
- "Thank you" letter from U.S. Census Bureau

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- Letter from NDOR-“Special Events Permits”
- WDCCC Upcoming Events
- MAPA “What’s Happening”
- Valley Public Hearing Notice
- Legislative Bulletins #20 and #21

ATTORNEY TOPICS

Bunger said the Board needs to prepare a listing of the equipment needed to maintain the new levee. Harrie suggested we put this on the agenda for the next meeting.


CHAIRMAN’S TOPICS

Following a recommendation by Attorney Bunger, Benke made a motion, seconded by Rotert, to go into Executive Session at 10:06 pm to discuss legal issues. Upon roll call voting YES: Harrie, Rotert and Benke. Voting NO: None. Motion carried. Benke restated that they were going into Executive Session to discuss legal issues.

Motion by Benke, second by Rotert to return to Regular Session at 10:24 pm. Upon roll call voting YES: Benke, Rotert and Harrie. Voting NO: None. The motion carried. No action was taken as a result of the Executive Session.

ADJOURNMENT

There being no further business, the meeting was adjourned at 10:27 p.m. The next regular meeting is scheduled for June 28, 2011 at 7:00 p.m.


Stanley E. Benke Jr., Chairman


Nancy Hert, Village Clerk