

ARNOLD COMMUNITY CENTER
June 14, 2010

A regular meeting of the Chairperson and the Board of Trustees of the Village of Arnold, Nebraska was held in the Arnold Community Center on Monday, June 14, 2010 at the hour of 7:00 P.M. Notice of this meeting was given in advance by publication and by posting notices at Pinnacle Bank, Post Office, Reeds Food Center, and the Village Office. Said notice contained the statement that the agenda kept continuously current was available for public inspection at the office of the Village Clerk during normal business hours. Notice of this meeting and an agenda was given to the Board Members and all members present acknowledged receipt of said notice. All proceedings hereafter shown were taken while the convened meeting was open to the public.

Chairperson Karin Moore called the meeting to order and Patricia Lamberty, the Village Clerk, recorded the proceedings. On roll call, the following were present: Connelley Barton, Glen Bowers, Karin Moore, and Aaron Olson. Absent: Ted Bubak. A quorum being present the following proceedings were had and done.

Chairperson Karin Moore publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act is available for public inspection and is posted on the west wall of the meeting room in the Arnold Community Center.

The minutes of the previous regular meeting on May 10, 2010 was not read as the Clerk had previously furnished each member with a copy thereof. Moved by Olson and seconded by Bowers that the minutes of the previous regular meeting on May 10, 2010 be approved as presented. Roll call vote: Aye: Barton, Bowers, Moore, Olson. Nay: none. Absent: Bubak. Motion carried.

Ted Bubak arrived at the meeting at 7:03 P.M. and took his place at the council table.

The Clerk presented the claims paid in May:

05/10	TOTAL AMOUNT OF CLAIMS APPROVED & PAID	
		\$26,240.75
05/12	Department of Energy	12,485.01 electricity
	KTV Restoration	20,682.55 Pool Contract 2010-5
05/18	Municipal Energy Agency of Nebraska	
		12,873.61 electricity
05/24	Nebraska Department of Revenue	
		2,633.17 Sales/Use Tax
05/28	Payroll	11,243.66

Aflac	305.95	Payroll Deductions
IRS	3,356.03	Payroll Taxes/Fed WH
TOTAL AMOUNT OF CLAIMS DURING MAY	\$89,820.73	

The Treasurer's Report revealed there is \$88,014.14 in the General Fund; \$1,593.35 in the Community Center Building Fund; \$71,698.37 in the Street Fund; \$237,376.94 in the Electric Fund; \$34,272.74 in the Power Plant Fund; \$31,021.99 in the Water Fund; \$63,272.49 in the Sewer Fund; \$19,039.44 in the Sewer Debt Service Fund; \$63,725.86 in the Solid Waste Fund; \$11,458.44 in the Closure/Post Closure Care Account; \$38,132.68 in the Economic Development Fund; \$10,751.08 in the Community Development Agency Fund; \$10,648.14 in the Trust & Agency Funds as of May 28, 2010. After discussion, moved by Bowers and seconded by Olson that the Treasurer's Report be approved as presented. Roll call vote: Aye: Barton, Bowers, Bubak, Moore, Olson. Nay: none. Absent: none. Motion carried.

The Clerk presented the following claims on file:

AJ Sheet Metal, Inc.	228.00	CC: parts/labor (HVAC)
All Points Cooperative	452.31	propane/scale fees
Arnold Pool Company	966.03	Pool: supplies
Aupperle Plumbing & Heating	1,850.00	Pool: Jet Drain/Vacuum
Auto Glass Center	205.90	windshield
Alexander C Barton	461.75	Semi-Annual Salary
Beshaler Gravel Company	98.00	ARA: gravel
Borders Law Office	127.01	attorney fee
Glen Bowers	461.75	Semi-Annual Salary
Ted Bubak	461.75	Semi-Annual Salary
Cal's Best Service	264.34	gas/repairs
Central Service Company	265.00	parts/labor (Pool-toilet)
Clean-Flo International	1,516.43	ARA: Lake Clear
Custer County Implement, Inc.	31.11	parts (mower)
Custer Public Power District	20.20	electricity
Department of Energy	14,030.34	electricity
Dutton-Lainson Company	1,752.22	electric supplies
Eakes Office Plus	69.44	office supplies
Elliott Equipment Company	133.25	parts (sweeper)
Endress + Hauser	169.15	repairs(WW-testing equip)
Farm Plan	129.43	parts (JD Mower)
Fastenal	55.79	street supplies
Great Plains Communications	427.25	telephone
Great Plains Communications	93.18	CC: telephone
Great Plains Underground Construction	740.10	CC: labor/innerduct

J & R Equipment, LLC	566.61	parts (Mack Trash Truck)
Kearney Crete & Block Company	181.97	Pool: Caulk
Koubek Trucking	80.10	street supplies
Kriz Davis Company	69.24	electric supplies
Lexington Area Solid Waste Agency		
	1,260.72	tipping fees
Logan County Coop Oil Assn	934.86	gas/diesel
Hannah Magill	65.00	Lifeguard Training (reimbursement)
Sarah Magill	10.00	CPR/AED (reimbursement)
Mills Hardware	524.05	supplies
Mills Hardware	119.13	supplies
Mills Lawn Service	385.00	contract labor (spraying)
Karin Moore	507.92	Semi-Annual Salary
Municipal Energy Agency of Nebraska		
	600.00	Annual Installment - Cost Of Service Study
Municipal Supply, Inc.	87.72	water supplies
NDEQ - Fiscal Services	3,662.49	SRF Semi-Annual Payment
NE Public Health Environmental Lab		
	56.00	testing (water)
NMC Exchange LLC	373.84	parts (cutting edge)
Nebraska Municipal Power Pool	950.00	Load Management Maintenance Agreement
Olsen's Agricultural Lab	150.00	testing (ww)
Aaron Olson	461.75	Semi-Annual Salary
Pacific Life & Annuity Company	602.78	pension
Petty Cash Fund	189.05	postage/stamps
Rachelle Preston	35.00	CPR/AED (reimbursement)
Stephanie Reed	380.11	Salary
Rose Equipment Inc.	251.77	parts (Sewer Jet)
Allison Rosentrater	100.00	Lifeguard Training (Reimbursement)
T.C. Engineering Inc.	960.00	engineering fees
VISA	584.19	Pool Expense
Trish Vickers	113.12	CC: Salary
Village of Arnold	2,921.44	utilities
TOTAL AMOUNT OF CLAIMS	\$42,193.59	

After discussion, moved by Bubak and seconded by Barton that the claims be approved and paid as presented. Roll call vote: Aye: Barton, Bowers, Bubak, Moore, Olson. Nay: none. Absent: none. Motion carried.

Kristi Dvorak, Economic Development Director, attended the meeting regarding the Arnold Economic Development Corporation (AEDC). AEDC's update for June:

LB840 Projects

It's still not too late for low- to medium-income Custer County homeowners to apply for a low-interest loan to make needed repairs to their homes. Applications can be picked up in the AEDC or village office.

We are looking into holding another QuickBooks class and a marketing class.

Lexi Schwarz's Ogallala Commons internship will run from May 24 through July 31. Lexi and Carlene Lanham attended the orientation training in Atwood, Kansas, on May 26-27. Currently, Lexi is assisting The Rialto Theatre with an advertising program. Businesses or organizations interested in a pre-movie on-screen advertisement should contact her or a theatre board member. Lexi is also working on projects for the chamber, SORC, and the AEDC.

AEDC is looking into potential investment opportunities for residents in the Arnold School District for the wind energy project.

Kristi is working with two entrepreneurs for potential new business development in Arnold.

Grant Projects

Revolving loan fund. Entrepreneurs interested in a low-interest loan, combined with a grant, should contact Kristi immediately to apply for funds. Funds are still available but need to be used by August or we may lose them. Loans are available on a first-come first-served basis.

The USDA is requiring additional reporting on our revolving loan fund grant because we are using ARRA funds. Kristi has taken the steps necessary to reactivate our DUNS number and register with several government web sites. Reporting will begin July 1.

The Central Nebraska Economic Development District (CNEEDD) applied for a \$25,000 grant through the Federal Home Loan Bank of Topeka on our behalf to go with our \$16,000 BECA grant, which will be used between Arnold, Burwell, Atkinson, and O'Neill towards assistance in completing the Nebraska Certified Community application. We hope to know by July if we received this grant. Kristi is currently working on providing Arnold's list of needs and haves for the application to CNEEDD.

After discussion, moved by Barton and seconded by Bowers that the following claims be paid from the Economic Development Fund:

AEDC	50.00	Google Adv (reimbursement)
AEDC	2.64	postage (reimbursement)
Arnold Public School	652.35	Banner & Alumalite Sign
Great Plains Communications	101.19	telephone
Sandhills Business Service	135.00	Bookkeeping Services
Verizon Wireless	52.09	cell phone
Village of Arnold	57.57	utilities
TOTAL AMOUNT OF CLAIMS		\$1,050.84

Roll call vote: Aye: Barton, Bowers, Bubak, Moore, Olson. Nay: none. Absent: none.
Motion carried.

Kristi Dvorak requested permission to block off West 1st Avenue @ 2:30 P.M. and to block off the 100 block of South Walnut on Friday, July 2nd for Arnold Chamber's 4th of July Blowout events. Moved by Bubak and seconded by Barton that permission be granted. Roll call vote: Aye: Barton, Bowers, Bubak, Moore, Olson. Nay: none. Absent: none. Motion carried.

Comments from the floor was heard regarding the flooding at the Old Mill Park. Scott Winfield,

Village Superintendent, stated that Tom Werblow, Village Engineer, looked at the problem on Monday, June 14th. Discussion was held on installing an additional culvert.

Consideration of KTV Restoration Payment Request in the amount of \$6,299.64 for Contract #2010-3 was the next item on the agenda. After discussion, moved by Barton and seconded by Olson to deduct Aupperle Plumbing & Heating's bill of \$1,850.00 from KTV Restoration's Payment Request and to issue a check to KTV Restoration for \$4,449.64. Roll call vote: Aye: Barton, Bowers, Bubak, Moore, Olson. Nay: none. Absent: none. Motion carried.

After discussion, moved by Bowers and seconded by Olson to transfer \$2,000.00 from the Solid Waste Fund to the Closure/Post Closure Care Account as per 2009-2010 budget. Roll call vote: Aye: Barton, Bowers, Bubak, Moore, Olson. Nay: none. Absent: none. Motion carried.

Board Member Ted Bubak introduced Ordinance No. 397 entitled:

ORDINANCE NO. 397
(See Ordinance Book Page 225)

AN ORDINANCE OF THE VILLAGE OF ARNOLD, NEBRASKA APPROVING THE SALE OF REAL ESTATE AND PROVIDING AN EFFECTIVE DATE.

and moved that the statutory rule requiring reading on three different days be suspended. Board Member Glen Bowers seconded the motion to suspend the rules and upon roll call vote on the motion, the following Board Members voted AYE: Barton, Bowers, Bubak, Moore, Olson. The following voted NAY: none. Absent: none. The motion to suspend the rules was adopted by three-fourths of the Board and the statutory rule was declared suspended for consideration of said Ordinance. Said Ordinance was then read by title and thereafter Board Member Aaron Olson moved for final passage of the ordinance, which motion was seconded by Board Member Ted Bubak. The Chairperson then stated the question: "Shall Ordinance No. 397 be passed and adopted?" Upon roll call vote, the following Board Members voted AYE: Barton, Bowers, Bubak, Moore, Olson. The following voted NAY: none. Absent: none. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Board, the Chairperson declared the ordinance adopted and the Chairperson, in the presence of the Board, signed and approved the ordinance. The Clerk attested the passage and approval of the same and affixed her signature thereto and the seal of the Village thereto.

Board Member Connelley Barton introduced Ordinance No. 398 entitled:

ORDINANCE NO. 398
(See Ordinance Book Page 227)

AN ORDINANCE REPEALING THE DOG LICENSING ORDINANCES; AND PRESCRIBING A TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND TAKE EFFECT.

and moved that the statutory rule requiring reading on three different days be suspended. Board Member Glen Bowers seconded the motion to suspend the rules and upon roll call vote on the motion, the following Board Members voted AYE: Barton, Bowers, Bubak, Moore, Olson. The following voted NAY: none. Absent: none. The

motion to suspend the rules was adopted by three-fourths of the Board and the statutory rule was declared suspended for consideration of said Ordinance. Said Ordinance was then read by title and thereafter Board Member Ted Bubak moved for final passage of the ordinance, which motion was seconded by Board Member Aaron Olson. The Chairperson then stated the question: "Shall Ordinance No. 398 be passed and adopted?" Upon roll call vote, the following Board Members voted AYE: Barton, Bowers, Bubak, Moore, Olson. The following voted NAY: none. Absent: none. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Board, the Chairperson declared the ordinance adopted and the Chairperson, in the presence of the Board, signed and approved the ordinance. The Clerk attested the passage and approval of the same and affixed her signature thereto and the seal of the Village thereto.

After discussion, moved by Bowers and seconded by Bubak that the following Resolution be adopted:

RESOLUTION 2010-10

WHEREAS, application to being made to the Village of Arnold, Custer County, Nebraska for approval of a lot split regarding real estate owned by R. Cool Ranch Company;

WHEREAS, applicant is desirous of selling the following described real estate to NE Colorado Cellular, Inc:

A tract of land located in part of the Southwest Quarter (SW $\frac{1}{4}$) of Section Twenty-two (22), Township Seventeen (17) North, Range Twenty-five (25) West, of the 6th P.M., Custer County, Nebraska, more particularly described as follows: Referring to the Northeast Corner of Lot 7, Block 2, Northwest Realty Company Addition to Arnold, Custer County, Nebraska; thence S 89°30'51" E (an assumed bearing with all other bearings shown hereon relative thereto) on the North line of said Southwest Quarter a distance of 825.01 feet to the ACTUAL POINT OF BEGINNING; thence S 00°09'30" W a distance of 911.01 feet to the Northeast Corner of Block 4, Hagler's Addition to Arnold; thence N 89°30'51" W along the North line of said Block 4 a distance of 95.63 feet; thence N 00°09'30" E a distance of 911.01 feet to said North line of said Southwest Quarter; thence S 89°30'51 E on said North line a distance of 95.63 feet to the point of beginning.

BE IT RESOLVED BY THE CHAIRPERSON AND THE VILLAGE BOARD OF TRUSTEES that the conveyance of said property that includes a 30' Access Easement and a 30' Temporary Construction Access Easement from R. Cool Ranch Company to NE Colorado Cellular, Inc. be approved.

The Chairperson put the Resolution to a vote. Those voting FOR PASSAGE: Barton, Bowers, Bubak, Olson, Moore. Those voting AGAINST PASSAGE: none. Motion carried.

Scott Winfield, Village Superintendent, informed the Board that the Environmental Protection Agency (EPA) passed new rules impacting the operation of municipal power plants. The new rule requires operators of stationary diesel engines to install emissions control equipment that would limit air toxics emissions. This would mean the installation of catalytic converters. The new rules will go into effect in 2013. Scott Winfield stated that smaller power plants such as Arnold will have to consider the cost of compliance to determine if it is feasible to continue using the engines for generation.

Scott Winfield, Village Superintendent, informed the Board that Andrew Ross, NMPP Energy, will attend a meeting to present the Cost of Service & Rate Design Study. A special meeting will be held on Wednesday, June 23 at 6:00 P.M. regarding the matter.

There being nothing further to come before the Board, Chairperson Karin Moore declared the meeting adjourned. Meeting adjourned at 7:20 p.m.

Karin B. Moore
Chairperson of the Board

ATTEST:

Patricia Lamberty
Village Clerk