

ARNOLD COMMUNITY CENTER
September 14, 2009

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, September 14, 2009 at the hour of 7:00 P.M. Notice of this meeting was given in advance by publication and by posting notices at the Arnold Light & Water Office, Arnold Sentinel, Reed's Food Center, Post Office, and the meeting room at the Community Center. The agenda for said meeting was on the posted notices. Notice of this meeting 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: Glen Bowers, Connelley Barton, Karin Moore, 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 located on the easel.

The minutes of the previous regular meeting on August 10, 2009 and the special meeting on August 24, 2009 were 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 August 10, 2009 be approved as presented. Roll call vote: Aye: Barton, Bowers, Moore, Olson. Nay: none. Absent: Bubak. Motion carried.

Moved by Barton and seconded by Bowers that the minutes of the special meeting on August 24, 2009 be approved as

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

The Clerk presented the claims paid in August:

08/03	Blue Cross & Blue Shield	\$ 6,540.80	health insurance
08/10	TOTAL AMOUNT OF CLAIMS APPROVED & PAID		
		79,603.64	
08/13	Municipal Energy Agency of Nebraska	\$17,397.99	electricity
08/19	Nebraska Department of Revenue		
		3,832.80	Sales Tax
08/31	Payroll	11,004.62	
	Aflac	255.09	Payroll Deductions
	IRS	3,566.78	Payroll Taxes/Federal WH
TOTAL AMOUNT OF CLAIMS		\$122,201.72	

The Treasurer's Report revealed there is \$89,945.38 in the General Fund; \$1,593.35 in the Community Center Building Fund; \$71,708.57 in the Street Fund; \$257,985.16 in the Electric Fund; \$35,200.34 in the Power Plant Fund; \$61,296.25 in the Water Fund; \$64,312.86 in the Sewer Fund; \$19,159.53 in the Sewer Debt Service Fund; \$45,027.41 in the Solid Waste Fund; \$11,437.27 in the Closure/Post Closure Care Account; \$59,354.70 in the Economic Development Fund; \$1,000.62 in the Community Development Agency Fund; \$9,812.77 in the Trust & Agency Funds as of August 31, 2009. After discussion, moved by Bowers and seconded by Olson that the Treasurer's Report be approved as presented. Roll call vote: Aye: Barton, Bowers, Moore, Olson. Nay: none. Absent: Bubak. Motion carried.

The Clerk presented the following claims on file:

All Points Cooperative	\$	1,382.28	propane
Arbor Day Foundation		15.00	membership dues
Bailar Power Systems		390.00	contract labor
Cal's Best Service		745.62	gas/tires
Callaway District Hospital		46.00	random drug test
Cash-Wa Distributing		61.85	CC: supplies
Central Hydraulic Systems & Equipment Co			

	652.44	parts (street sweeper)
Custer County Chief	60.00	subscription renewal
Custer Public Power District	16.30	electricity
Custer Public Power District	152.13	contract labor
Department of Correctional Services	520.00	sweeper attachment
		street supplies
Department of Energy	14,762.29	electricity
Dutton-Lainson Company	477.62	electric supplies
Eakes Office Plus	501.60	office supplies
Electric Fixture & Supply Co.	40.53	electric supplies
Forrester's Dodge City	79.37	parts/labor
Great Plains Communications	457.54	telephone
Great Plains Communications	91.18	CC: telephone
HACH Company	30.60	sewer supplies
HSBC Business Solutions	181.64	sprayer
Hydraulic Equipment Service	759.07	parts/labor
Kelly Supply Company	112.38	parts
Kriz Davis Company	148.03	electric supplies
Brent Kulp	400.00	contract labor
Landmark Implement, Inc.	38.01	parts
Lexington Area Solid Waste Agency	1,309.32	tipping fees
Logan County Coop Oil Assn	759.91	gas/diesel
Mills Hardware	1,120.01	supplies
Mills Lawn Service	500.00	contract labor - spraying
Municipal Supply, Inc.	2,749.43	water supplies
Murphy Tractor & Equipment Company	1,600.00	skid steer attachment
NE Public Health Environmental Lab	16.00	testing (water)
NE Safety & Fire Equipment Inc.	97.00	CC: service call
Nebraska Department of Revenue	25.00	Waste Reduction & Recycling Fee
Nebraska Dept of Environmental Quality	750.00	Annual Operating Fee (C & D Site)
Olsen's Agricultural Laboratory, Inc.	284.50	testing (ww)
Pacific Life & Annuity Company	567.06	pension
Petty Cash Fund	190.46	stamps/postage/misc
Pracht's Ace Hardware	718.33	chain saw & accessories
Reeds Food Center	58.23	supplies
Sandhill Oil Company	68.52	sprinkler parts
Sargent Drilling Company	600.00	efficiency tests (wells)
Sennett, Duncan & Jenkins	163.25	attorney fee
The Arnold Sentinel	294.73	publishing fees

VISA	20.24	meals (Roy/Cory-Electric School)
VISA	320.02	meals/lodging/gas (Roy/Cory-Electric School)
VISA	322.21	CDL/meals/gas dual pro-wheels (Cyclone Rake)
Village of Arnold	4,615.48	utilities
Kim R Wagner-Sage	781.19	Salary
Pool Payroll	2,109.93	
T.C. Engineering Inc.	1,150.00	engineering fees (Pool)
Utilities Section	520.00	reg fee (Cory/Roy-Rubber Gloving School)
Utilities Section	260.00	reg fee (Cory-Electric Underground School)
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Total Amount of Claims	44,092.30	

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

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

LB840 Projects

We are developing a business needs assessment and will be visiting local businesses soon for their input. During these visits, we will also discuss the new revolving loan/grant funds.

Kristi attended a steering committee meeting in Broken Bow for the Custer County Housing Study. Results from the questionnaires were shared. The application for the \$250,000 county-wide grant for housing improvements was submitted. In October, two to three communities in the county will be selected to hold open house meetings to publicly discuss housing needs.

We had a visit from potential new residents this month who are making plans to relocate here in a couple of months and will run their own business. This lead came from our web site.

Kristi is working with REAP to get a business seminar in Arnold which would discuss legal issues business owners or potential new business owners may need during the normal course of their business operations.

Grant Projects

We met with the USDA to discuss the \$50,000 revolving loan fund grant we received. We learned about the requirements we must follow when administering the grant and information we are to gather and keep on file for periodic review by the USDA. There will be some USDA forms that loan applicants will be required to fill out. We will need to make some minor changes to our loan application based upon the information we are required to collect. Our next step is to revise the loan application and fill out USDA forms and return to them.

There will be four communities participating in the \$60,000 BECA grant: Burwell, Arnold, O'Neill, and Atkinson. Burwell will be the lead community. CNEDD and CNHD will contribute \$10,000 matching funds, and the remaining amount is to be divided among the four communities, leaving Arnold's matching funds at only \$1,565. The application is due Sept. 25. This grant is to get funding to provide us technical assistance with becoming a certified community.

The AEDC has applied for a \$10,000 grant through the Nebraska Enterprise Fund (NEF) to assist micro businesses. This is NOT an LB840 project, this is an AEDC 501(c)(3) project. If this grant is awarded, it will provide funding for us to hold business classes, cover travel expenses for two required business meetings in Lincoln, and money for the director's time to administer loans to micro businesses. We will know by October if we will receive these funds. In addition, if these funds are awarded, it will enable us to apply for a \$35,000 grant from NEF next year to put into a revolving loan fund.

Alan Dailey, AEDC Board Member, informed the Board that he will be the contact for any questions on claims that the AEDC submits.

After discussion, moved by Olson and seconded by Barton to reappoint John Reed to the Arnold Economic Development Board. Roll call vote: Aye: Barton, Bowers, Moore, Olson. Nay: none. Absent: Bubak. Motion carried.

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

ALLTEL	52.93 cell phone
AEDC	50.00 Google Adv (reimbursement)
Kristi Dvorak	89.83 mileage/meal (meetings)

Great Plains Communications	90.02	telephone
Sandhills Business Service	135.00	bookkeeping services
The Arnold Sentinel	45.00	Website Ad
The Web Servant	50.00	Install Google Analytics
Village of Arnold	55.81	utilities
TOTAL AMOUNT OF CLAIMS		\$ 568.59

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

After discussion, moved by Bowers and seconded by Barton that the proposal from Maguire Iron for cleaning, inspection and disinfection of the Village's elevated water storage tank be accepted and that Chairperson Karin Moore be authorized to sign said proposal. Roll call vote: Aye: Barton, Bowers, Moore, Olson. Nay: none. Absent: Bubak. Motion carried.

Scott Winfield, Village Superintendent, informed the Board that on September 19, 2009 that there will a Household Hazardous Waste Collection.

Scott Winfield informed the Board that Nebraska Public Power District (NPDD) is planning a significant transmission rate increase. The proposed rate change is 35.8% increase and would take effect on January 1, 2010.

Scott Winfield informed the Board that the Village will be receiving \$10,222.53 from Federal Emergency Management Agency (FEMA) for damages from the June 5, 2009 storm.

At 7:30 P.M. Chairperson Karin Moore announced that this was the time and place for the Budget Hearing. The Budget Hearing in compliance with the provisions of State Statute Sections 13-501 to 13-513 is to hear support, opposition, criticism, suggestions or observations of taxpayers relating to the proposed budget. The proposed budget for fiscal year 2009-2010 is \$1,636,526. The Board

heard answered questions from the floor regarding the proposed budget. Moved by Barton and seconded by Bowers to close the Hearing. Roll call vote: Aye: Barton, Bowers, Moore, Olson. Nay: none. Absent: Bubak. Hearing closed at 7:50 P.M.

At 7:45 P.M. Chairperson Karin Moore announced that this was the time and place for the Special Hearing to Set Final Tax Request. The Special Hearing in compliance with the provisions of State Statute Section 77-1601.02 is to hear support, opposition, criticism, suggestions or observations of taxpayers relating to setting the final tax request at a different amount than the prior year tax request. The proposed tax request for 2009-2010 is \$74,640.00. Patricia Lamberty, Village Clerk, informed the citizens that the prior year tax request was \$64,500.00. No comments were made from the floor regarding the property tax request. Moved by Barton and seconded by Bowers to close the Hearing. Roll call vote: Aye: Barton, Bowers, Moore, Olson. Nay: none. Absent: Bubak. Hearing closed at 7:52 P.M.

Board Member Glen Bowers introduced Ordinance No. 393 entitled:

ORDINANCE NO. 393
(See Ordinance Book Page 215)

AN ORDINANCE SETTING THE SALARIES OF EMPLOYEES, ELECTED AND APPOINTED OFFICIALS OF THE VILLAGE OF ARNOLD, CUSTER COUNTY, NEBRASKA; SETTING FORTH THE AMOUNTS TO BE PAID TO EACH EMPLOYEE AND OFFICIAL; SETTING FORTH THE POSITION OF EACH EMPLOYEE AND OFFICIAL AND THE METHOD OF PAYMENT THEREOF; AND PRESCRIBING THE 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 Connelley Barton seconded the motion to suspend the rules and upon roll call vote on the motion the following Board Members voted AYE: Barton, Bowers, Moore, Olson. Nay: none. Absent: Bubak. 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 read by title and thereafter Board Member Connelley Barton moved for final passage of the ordinance, which motion was seconded by Board Member Aaron Olson. The Chairman then stated the question: "Shall Ordinance No. 393 be passed and adopted?" Upon roll call vote, the following Board Members voted AYE: Barton, Bowers, Moore, Olson. The following voted NAY: none. Absent: Bubak. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Board, the Chairman declared the ordinance adopted and the Chairman, 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. 394 entitled:

ORDINANCE NO. 394
(See Ordinance Book Page 217)

AN ORDINANCE TO ADOPT THE BUDGET STATEMENT TO BE
TERMED THE ANNUAL APPROPRIATION BILL; TO APPROPRIATE
SUMS FOR NECESSARY EXPENSES AND LIABILITIES; TO
PROVIDE FOR 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, Moore, Olson. The following voted NAY: none. Absent: Bubak. 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 read by title and thereafter Board Member Glen Bowers moved for final passage of the ordinance, which motion was seconded by Board Member Aaron Olson. The Chairman then stated the question: "Shall Ordinance No. 394 be passed and adopted?" Upon roll call vote, the following Board Members voted AYE: Barton, Bowers, Moore, Olson. The following voted NAY: none. Absent: Bubak. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Board, the Chairman declared the ordinance adopted and the Chairman, 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 Barton and seconded by Bowers that the following Resolution be adopted:

RESOLUTION 2009-10

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the property tax request for the prior year shall be the property tax request for the current year for purposes of the levy set by the County Board of Equalization unless the Governing Body of the Village of Arnold passes by a majority vote a resolution setting the tax request at a different amount; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request; and

WHEREAS, it is in the best interests of the Village of Arnold that the property tax request for the current year be a different amount than the property tax request for the prior year.

NOW, THEREFORE, the Governing Body of the Village of Arnold, by a majority vote, resolves that:

1. The 2009-2010 property tax request be set at **\$74,640.00**

The Chairperson put the Resolution to a vote. Those

voting FOR PASSAGE: Bubak, Bower, Moore, Olson. Those
voting AGAINST PASSAGE: none. Absent: Bubak. Motion
carried.

There being nothing further to come before the Board
at this time, Chairperson Karin Moore declared the meeting
adjourned. Meeting adjourned at 8:00 P.M.

Karin B. Moore
Chairperson of the Board

ATTEST:

Patricia Lamberty
Village Clerk