

ARNOLD COMMUNITY CENTER
JUNE 13, 2016

A regular meeting of the Chairman and the Board of Trustees of the Village of Arnold, Nebraska was held in the Arnold Community Center on Monday, June 13, 2016 at the hour of 7:00 P.M. Notice of this meeting was given in advance by publication and by posting notices at the following places: 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.

Chairman Glen Bowers called the meeting to order and Patricia Lamberty, Village Clerk, recorded the proceedings. On roll call the following were present: Glen Bowers, Brent Kulp, Scott McDowell, and Aaron Olson. Absent: Tim Turley. A quorum being present the following proceedings were had and done.

Chairman Glen Bowers 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 9, 2016 were not read as the Clerk had previously furnished each member with a copy thereof. Moved by Olson and seconded by McDowell that the minutes of the previous regular meeting on May 9, 2016 be approved as presented. Roll call vote: Aye: Bowers, Kulp, McDowell, Olson. Nay: none. Absent: Turley. Motion carried.

The Clerk presented the claims paid in May:

05/09 TOTAL AMOUNT OF CLAIMS APPROVED & PAID

\$87,789.44

05/10	IES Commercial, Inc.	23,962.50	Voltage Conv & Rebuild Payment Request #1
05/16	Nebraska Department of Revenue		
		3,652.35	Sales Tax
	Municipal Energy Agency of Nebraska		
		18,174.05	Electricity (April)
05/31	Payroll	9,187.14	
	Aflac	345.93	Payroll Deductions

Total Amount of Claims - May \$146,403.94

The Treasurer's Report revealed there is \$70,547.16 in the General Fund; \$144,516.18 in the Street Fund; \$553,320.14 in the Electric Fund; \$14,640.90 in the Power Plant Fund; \$230,404.50 in the Water Fund; \$61,236.12 in the Sewer Fund; \$70,214.39 in the Solid Waste Fund; \$35,136.08 in the Closure/Post Closure Care Account; \$46,110.03 in the Economic Development Fund; \$1,576.42 in the Community Development Agency Fund; \$7,800.85 in the Trust & Agency Funds as of May 31, 2016. After discussion, moved by McDowell and seconded by Kulp that the Treasurer's Report be approved as presented. Roll call vote: Aye: Bowers, Kulp, McDowell, Olson. Nay: none. Absent: Turley. Motion carried.

The Clerk presented the following claims on file:

American Agricultural Lab	\$ 101.50	testing (ww)
Arnold Insurance Agency	292.00	Insurance/Bond
Arnold Pool Company	1,432.28	Pool Expense
Arnold Public School	10.00	Tobacco License (Arnold Exchange)
BARCO Municipal Products	131.42	Retractable Cone Bars
Claire Beshaler	60.00	CPR/AED (Reimbursement)
Borders Law Office	43.75	Attorney Fee
Glen Bowers	507.92	Semi-Annual Salary
CPI	419.15	gas/diesel
County Partners Cooperative	402.00	propane/scale fees
Coventry Health & Life Ins	5,417.44	health insurance
Dutton-Lainson Company	8,415.54	electric supplies
Eakes Office Solutions	68.49	office supplies
Tory Edwards	50.00	Cell Phone Reimbursement
Elliott Equipment Company	365.43	parts (Street Sweeper)
Fastenal	1,278.39	street supplies
Harvey Foran	1,335.74	Salary
Craig Furne	1,276.92	Salary
Olivia Furne	60.00	CPR/AED (Reimbursement)
Great Plains Communications	104.21	CC: telephone/internet
Great Plains Communications	627.93	telephone/internet
Richard Hornung	1,980.00	Crawler/Loader with Operator
Kelly Supply Company	428.94	Pool: Toilet Repairs
Kriz Davis Company	1,985.46	electric supplies
Brent Kulp	461.75	Semi-Annual Salary
Patricia Lamberty	50.00	Cell Phone Reimbursement
Paula De Laune	369.40	CC: Salary
Paula De Laune	207.79	Parks: Salary

Ralph De Laune	636.15	Overtime
Ralph De Laune	50.00	Cell Phone Reimbursement
Lexington Area Solid Waste Agency	1,378.24	tipping fees
Grace Magill	40.00	Pool Operator Clinic Fee (reimbursement)
Scott McDowell	461.75	Semi-Annual Salary
Barb McIntosh	115.02	Pool: Mileage
Menards	188.97	ARA: Picnic Shelter
Mills Hardware	135.89	supplies
Mills Hardware	1,347.78	supplies
William Moser	50.00	Cell Phone Reimbursement
Municipal Energy Agency of Nebraska	592.50	Annual Installment (Cost of Service Study)
Municipal Supply, Inc.	4,118.06	water supplies
NE Public Health Environmental Lab	486.00	testing (water)
NE Safety & Fire Equipment	622.00	CC: Annual Inspections Battery/Gauge
Nansel's Best Service	773.98	gas/oil/batteries
Aaron Olson	461.75	Semi-Annual Salary
Olsson Associates	951.30	Engineering Fees
One Call Concepts, Inc.	11.37	One Call Fees
Pacific Funds	474.59	pension
Pinnacle Bank (VISA)	241.79	Pool Expense
Pinnacle Bank (VISA)	40.44	Park Expense
Postmaster	243.00	stamps
Haley Reed	130.00	Lifeguard Training (Reimbursement)
Madison Reed	130.00	Lifeguard Training (Reimbursement)
Stephanie Reed	44.55	Salary
Reed's Food Center	144.58	supplies
Sargent Drilling Company	1,274.32	Local Well Repairs
Rachael Smith	130.00	Lifeguard Training (Reimbursement)
T.C. Engineering Inc.	975.00	Engineering Fees
The Arnold Sentinel	1,127.90	Publishing Fees
Tim Turley	461.75	Semi-Annual Salary
USA Blue Book	146.81	WW Plant Expense
Unitech	187.50	Weed Killer
Brent Urbanovsky	1,826.12	ARA: Picnic Shelter
Village of Arnold	5,360.73	utilities
WESCO Receivables Corp	530.37	FR Clothing
Ashton Weinman	60.00	CPR/AED (Reimbursement)

Shavonne Weinman	60.00	CPR/AED (Reimbursement)
Mills Hardware	154.24	Park Expense
Pool Payroll	1,867.54	
Andersen & Sons	111.66	Parks: Filter/Blade
Custer Public Power District	20.84	electricity
Department of Energy	13,659.69	electricity
John Deere Financial	64.81	Parts (Mower)
NE Safety & Fire Equipment	148.64	Annual Fire Extinguisher Inspections
Nebraska Department of Revenue		
	3,510.53	Sales Tax
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Total Amount of Claims	\$73,431.61	

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

Cheryl Carson, Economic Development Director, presented AEDC's update for May:

Lt Mike Foley attended the Ribbon Cutting Ceremony held on Friday, May 27th for Echo Pelster Insurance LLC. Lt. Mike Foley also toured the School House Graphics. After the tour a luncheon was held at the AEDC office.

Berni Crow's School House will be listed as a tourist attraction on the Visit Nebraska website and will also be listed under the lodging section.

Cheryl Carson has agreed to take a panel at the "Red Barn" in Broken Bow to advertise summer events for Arnold.

Chery Carson will be inviting a representative from the Devil's Den Bike Rally and the River Battle to do a live spot on the radio to promote the events

Cheryl Carson informed the Board that the AEDC recommends a \$500.00 grant be issued to the Rialto Theatre. The grant will accompany a loan from the AEDC revolving loan fund. After discussion, moved by Kulp and seconded by Olson to issue a check from the Economic Development Fund for \$500.00 to the Rialto Theatre for a grant to accompany the loan as recommended by the AEDC. Roll call vote: Aye: Bowers, Kulp, McDowell, Olson. Nay: none. Absent: Turley. Motion carried.

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

AEDC	\$2,090.63	Salary (C Carson-reimbursement)
AEDC	630.89	2016 Payroll Taxes To Date -
Reimbursement		
Cheryl Carson	50.00	Cell Phone (reimbursement)
Cheryl Carson	35.64	Travel Expenses
Natalie J Cool	140.00	Bookkeeping Services
Eakes Office Solutions	443.92	office supplies
Great Plains Communications	108.36	telephone
Hannah Powell	11.25	Contract Labor (Janitorial)
Reed's Food Center	22.83	Ribbon Cutting Ceremony
Suzy's Pizza & Pub	152.50	Ribbon Cutting Ceremony
The Arnold Sentinel	20.00	Card of Thanks
Village of Arnold	85.96	utilities
TOTAL AMOUNT OF CLAIMS	\$3,791.98	

Roll call vote: Aye: Bowers, Kulp, McDowell, Olson. Nay: none. Absent: Turley. Motion carried.

Patricia Lamberty, Village Clerk, informed the Board that Custer County Extension of Salvation Army donated \$500.00 to the Village of Arnold to help with the cost of Swimming Lessons. After discussion, moved by Kulp and seconded by Olson to reduce the cost of swimming lessons from \$20.00 per person to \$15.00 per person for 2016. Roll call vote: Aye: Bowers, Kulp, McDowell, Olson. Nay: none. Absent: Turley. Motion carried.

Consideration of purchasing a new heater for the Pool was the next item on the agenda. Patricia Lamberty, Village Clerk, informed the Board that it is not known yet how much the Village will get from insurance on the old heater. William Moser informed the Board that the Village has to get approval from the State of Nebraska Health and Human Services before installing a new heater. Moved by Kulp to purchase a Raypak Pool Heater from Recreation Supply Company for \$9,980.00 Supply contingent upon State approval and lead time. Motion died for a lack of a second. The matter will be on the July 11th agenda.

Chairman Glen Bowers announced that this was the time and place for the Public Hearing regarding the application of The Arnold Exchange, L.L.C, DBA The Arnold Exchange, located at 104 E Arnold Avenue for a Class C Retail Liquor License. All persons desiring to give evidence before the local governing body in support of or in protest against the issuance of such license may do so at the time of the hearing. Blaine & Kristina Hagler, Owners, and Jessica

Fletcher, Manager, attended the meeting regarding the matter. No one from the floor had any objections to the application. Moved by Kulp and seconded by Olson to close the Hearing. Roll call vote: Aye: Bowers, Kulp, McDowell, Olson. Nay: none. Absent: Turley. Motion carried. Hearing closed at 7:22 P.M.

Moved by McDowell and seconded by Olson that the following Resolution be adopted:

RESOLUTION 2016-5

WHEREAS, in compliance with the Revised Statutes of Nebraska, Chapter 53, Section 134(7), the Notice of Public Hearing regarding the application of The Arnold Exchange L.L.C., DBA The Arnold Exchange, located at 104 E Arnold Ave for a Class C Retail Liquor License, was published in the Arnold Sentinel, the legal newspaper of Arnold, Nebraska;

WHEREAS, the Public Hearing was held at 7:15 P.M. on June 13, 2016 at the Meeting Room in the Arnold Community Center for the purpose of hearing support of or protest against the issuance of license;

THEREFORE BE IT RESOLVED, that the Chairman and the Board of Trustees of the Village of Arnold Nebraska hereby recommends the issuance of a Class "C" Liquor License to The Arnold Exchange L.L.C., DBA The Arnold Exchange, in accordance with Revised Statutes of Nebraska, Chapter 53, Section 134 (7).

The Chairperson put the Resolution to a vote. Those voting FOR PASSAGE: Bowers, Kulp, McDowell, Olson, Those voting AGAINST PASSAGE: none. Absent: Turley. Motion carried.

After discussion, moved by Olson and seconded by McDowell that the following Resolutions be adopted:

RESOLUTION 2016-6

BE IT RESOLVED BY THE VILLAGE OF ARNOLD, STATE OF NEBRASKA, THAT:

1. The Village of Arnold is a member of the Nebraska Municipal Power Pool and is authorized to do all

things Necessary and proper to such membership.

2. The Village of Arnold, State of Nebraska, does hereby appoint **Bill Moser** as the representative of the Village of Arnold, State of Nebraska, to the Members' Council of the Nebraska Municipal Power Pool.
3. The Village of Arnold, State of Nebraska, does hereby appoint **Doug De Laune** as the alternate representative of the Village of Arnold, State of Nebraska, to the Members' Council of the Nebraska Municipal Power Pool.

RESOLUTION 2016-7

WHEREAS, the Village of Arnold, State of Nebraska, is a party to the Electrical Resources Pooling Agreement and, pursuant to the terms of such Agreement, it is the responsibility of the Village of Arnold to designate a representative and alternate representative to the Municipal Energy Agency of Nebraska (MEAN) Management Committee provided for under the terms of said agreement.

NOW, THEREFORE, BE IT RESOLVED by the Village Board of the Village of Arnold, State of Nebraska, that:

1. The Village Clerk is hereby directed to give written notice to the Municipal Energy Agency of Nebraska (MEAN) of the appointment of **Bill Moser** as representative to said MEAN Management Committee.
2. The Village Clerk is hereby directed to give written notice to the Municipal Energy Agency of Nebraska (MEAN) of the appointment of **Doug De Laune** as alternate representative to said MEAN Management Committee.

RESOLUTION 2016-8

BE IT RESOLVED by the Village Board of the Village of Arnold, State of Nebraska, that:

1. The Village Clerk is hereby directed to give written notice to the Municipal Energy Agency of Nebraska (MEAN) of the appointment of **Bill Moser** to serve as director to represent the Village of Arnold on the Board of Directors of the Municipal Energy Agency of Nebraska (MEAN). The appointment will run for a term of three (3) years with the powers and

duties incident to such office. This certificate is issued in compliance with the Municipal Cooperative Financing Act contained in the Nebraska Revised Statutes §18-2401 et seq. (1987).

2. The Village Clerk is hereby directed to give written notice to the Municipal Energy Agency of Nebraska (MEAN) of the appointment of Doug De Laune to serve as alternate director to represent the Village of Arnold on the Board of Directors of the Municipal Energy Agency of Nebraska (MEAN). The appointment will run for a term of three (3) years with the powers and duties incident to such office. This certificate is issued in compliance with the Municipal Cooperative Financing Act contained in the Nebraska Revised Statutes §18-2401 et seq. (1987).

The Chairperson put the Resolutions to a vote. Those voting FOR PASSAGE: Bowers, Kulp, McDowell, Olson, Those voting AGAINST PASSAGE: none. Absent: Turley. Motion carried.

Arnold School Board Members, Tony Eggleston and Eric Nelson, and Principal Joel Morgan attended the meeting to discuss the School's Landscaping Project. Also present was Tom Werblow, Village Engineer. Board Member Scott McDowell declared a Conflict of Interest since he is the contractor for the Project. Eric Nelson informed the Board that the school is undergoing a landscaping project this summer on the west side of the school building. The remaining part of the trees will be removed, land leveled to the right grade, a retaining wall of concrete built and sidewalks poured at street level. Eric Nelson requested that the fire hydrant on the west side of the school be relocated. After discussion, moved by Olson and seconded by Kulp to relocate the fire hydrant and also install 6" fire stand pipe. Roll call vote: Aye: Bowers, Kulp, Olson. Nay: none. Abstain: McDowell. Absent: Turley. Motion carried.

Eric Nelson requested that the Village consider repairing the 400 block of North Haskell to the edge of the sidewalks. After discussion, moved by Olson and seconded by Kulp to pay for the materials (crushed concrete or millings) and the cost to armor coat. Roll call vote: Aye: Bowers, Kulp, Olson. Nay: none. Abstain: McDowell. Absent: Turley. Motion carried.

After discussion, moved by McDowell and seconded by Kulp that the following Resolution be adopted:

RESOLUTION 2016-9

A RESOLUTION APPOINTING REPRESENTATIVE AND ALTERNATE REPRESENTATIVE TO LEXINGTON AREA SOLID WASTE AGENCY.

WHEREAS, the undersigned political subdivision has previously approved and adopted an Interlocal Agreement, thereby becoming a member of the Lexington Area Solid Waste Agency; and

WHEREAS, it is necessary to adopt a Resolution to appoint a representative to serve on the governing body of the Lexington Area Solid Waste Agency.

BE IT THEREFORE RESOLVED that Bill Moser, residing at Arnold, Custer County, Nebraska is hereby appointed as the representative of the undersigned political subdivision to serve on the Agency Board of the Lexington Area Solid Waste Agency, and that Doug De Laune, residing at Arnold, Custer County, Nebraska, is hereby appointed as alternate representative of the undersigned political subdivision to serve on the Agency Board of the Lexington Area Solid Waste Agency. Such representation to be effective upon the date of this Resolution, and continue until a successor representative has been appointed.

The Chairperson put the Resolution to a vote. Those voting FOR PASSAGE: Bowers, Kulp, McDowell, Olson, Those voting AGAINST PASSAGE: none. Absent: Turley. Motion carried.

Board Member Aaron Olson introduced Ordinance No. 433 entitled:

ORDINANCE NO. 433
(See Ordinance Book Page 73-74)

AN ORDINANCE OF THE VILLAGE OF ARNOLD, NEBRASKA PROVIDING THAT ON OR AFTER JANUARY 1, 2017, A SALES AND USE TAX OF ONE PERCENT (1%) SHALL BE IMPOSED UPON THE SAME TRANSACTIONS WITHIN THE CORPORATE LIMITS OF THE VILLAGE OF ARNOLD, NEBRASKA, ON WHICH THE STATE OF NEBRASKA IS AUTHORIZED TO IMPOSE A SALES AND USE TAX, PURSUANT TO THE PROVISIONS OF THE LOCAL OPTION REVENUE ACT AS AMENDED FROM TIME TO TIME; TO PROVIDE FOR THE ADMINISTRATION,

MAKING OF RETURNS FOR THE ASCERTAINMENT, ASSESSMENT AND COLLECTION, AND FOR THE DISTRIBUTION OF SUCH TAXES, TO PROVIDE NOTICE TO THE TAX COMMISSIONER OF THE STATE OF NEBRASKA, AND TO PROVIDE THE EFFECTIVE DATE OF SUCH TAX.

and moved that the statutory rule requiring reading on three different days be suspended. Board Member Scott McDowell seconded the motion to suspend the rules and upon roll call vote on the motion the following Board Members voted AYE: Bowers, Kulp, McDowell, Olson.. The following voted NAY: none. Absent: Turley. 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 Brent Kulp moved for final passage of the ordinance, which motion was seconded by Board Member Scott McDowell. The Chairman then stated the question: "Shall Ordinance No. 433 be passed and adopted?" Upon roll call vote, the following Board Members voted AYE: Bowers, Kulp, McDowell, Olson. The following voted NAY: none. Absent: Turley. 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 Olson and seconded by Kulp that Chairman Glen Bowers be authorized to sign the Nebraska Low Income Assistance Program Provider Agreement with the State of Nebraska, Department of Health and Human Services. Roll call vote: Aye: Bowers, Kulp, McDowell, Olson. Nay: none. Absent: Turley. Motion carried.

Consideration of purchasing picnic tables was the next item on the agenda. The matter will be discussed at a budget workshop.

After discussion, moved by Olson and seconded by Kulp to transfer \$5,000.00 from the Solid Waste Fund to the Closure/Post Closure Care Account as per 2015-2016 budget. Roll call vote: Aye: Bowers, Kulp, McDowell, Olson. Nay: none. Absent: Turley. Motion carried.

The Board discussed contributing to the employee's Health Savings Account. The individual deductible on a Health Savings Account is \$3,000.00 and for a family is \$6,000.00. After discussion, moved by Kulp and seconded by Olson to contribute \$3,000.00 to each full time Employee's Health Savings Account; said contribution to be paid in January 2017. Roll call

vote: Aye: Bowers, Kulp, McDowell, Olson. Nay: none. Absent: Turley. Motion carried.

Discussion was held on Capital Outlay Expenditures for Fiscal Year 2016-2017.

There being nothing further to come before the Board at this time, Chairman Glen Bowers declared the meeting adjourned. Meeting adjourned at 8:20 P.M.