

**ARNOLD COMMUNITY CENTER**  
**September 12, 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, September 12, 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, Scott McDowell, Aaron Olson, Tim Turley. Absent: Brent Kulp. 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 August 8, 2016 and the special meeting on August 22, 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 August 8, 2016 be approved as presented. Roll call vote: Aye: Bowers, McDowell, Olson, Turley.. Nay: none. Absent: Kulp. Motion carried.

Moved by McDowell and seconded by Olson that the minutes of the special meeting on August 22, 2016 be approved as presented. Roll call vote: Aye: Bowers, McDowell, Olson. Nay: none. Abstain: Turley. Absent: Kulp. Motion carried.

The Clerk presented the claims paid in August:

**08/08 TOTAL AMOUNT OF CLAIMS APPROVED & PAID**

**\$ 90,495.90**

**08/12** Nebraska Department of Revenue

\$ 5,384.98 Sales/Use Tax

**08/23** Pool Payroll 1,742.27

**08/31** Payroll 9,187.14

Aflac  
IRS

345.93 Payroll Deductions  
5,037.22 Payroll Taxes/Fed WH

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**Total Amount of Claims                    \$112,193.44**

The Treasurer's Report revealed there is \$64,754.36 in the General Fund; \$151,636.09 in the Street Fund; \$636,070.03 in the Electric Fund; \$13,188.20 in the Power Plant Fund; \$206,373.78 in the Water Fund; \$67,360.19 in the Sewer Fund; \$66,459.71 in the Solid Waste Fund; \$40,141.04 in the Closure/Post Closure Care Account; \$55,743.18 in the Economic Development Fund; \$1,005.63 in the Community Development Agency Fund; \$9,010.15 in the Trust & Agency Funds as of August 31, 2016. After discussion, moved Turley and seconded by Olson that the Treasurer's Report be approved as presented. Roll call vote: Aye: Bowers, McDowell, Olson, Turley. Nay: none. Absent: Kulp. Motion carried.

The Clerk presented the following claims on file:

American Agricultural Lab	\$ 65.25	testing (ww)
Arnold Medical Clinic	510.00	Hepatitis B Vaccinations
BlueTarp Financial	186.27	Vibrator Kit (Tailgate Spreader)
Drew Bowers	50.00	Labor (Weed Eater Repairs)
CPI	512.01	gas/diesel
Country Partners Cooperative	51.00	Scale Fees
Coventry Health & Life Ins	5,417.44	health insurance
Custer Public Power District	24.05	electricity
Dutton-Lainson Company	1,285.85	electric supplies
Eakes Office Solutions	109.43	office supplies
Tory Edwards	50.00	Cell Phone Reimbursement
Elliott Equipment Company	203.04	parts (Street Sweeper)
Fastenal	58.29	supplies
Harvey Foran	1,378.30	Salary
Craig Furne	1,441.87	Salary
Great Plains Communications	141.80	CC: telephone/internet
Great Plains Communications	493.53	telephone/internet
Johnny on the Spot	420.00	Portable Toilet (June/July Aug - Old Mill Park)
Knapp Electric Inc.	6,931.00	Generator (WW Plant)
Patricia Lamberty	50.00	Cell Phone Reimbursement
Paula De Laune	369.40	CC: Salary
Paula De Laune	207.79	Parks: Salary
Ralph De Laune	50.00	Cell Phone Reimbursement
Lexington Area Solid Waste Agency	1,632.64	tipping fees
Mills Hardware	134.07	supplies

Mills Hardware	588.48	supplies
William Moser	50.00	Cell Phone Reimbursement
Municipal Energy Agency of Nebraska		
	21,744.38	electricity
Municipal Supply, Inc.	45.16	water supplies
NE Public Health Environmental Lab		
	181.00	testing (water)
Nansel Oil Company	573.33	PowerTran Fluid
Nansel's Best Service	877.73	gas/tubes (Bobcat)/oil...
Nebraska Department of Revenue		
	25.00	Waste Reduction & Recycling Fee
Nebraska Department of Environmental Quality		
	750.00	Annual Operation Fee (CD Site)
Nickman Brothers	2,359.90	crushed concrete
Olsson Associates	237.83	Engineering Fees
One Call Concepts, Inc.	4.53	One Call Fees
Pacific Funds	474.59	pension
Paulsen Inc.	1,090.81	gravel/concrete
Petty Cash Fund	109.95	postage
Postmaster	136.00	stamps
Productivity Plus Account	340.10	parts (Bobcat - Mower)
Stephanie Reed	136.08	Salary
Reed's Food Center	63.30	supplies
T & R Electric	230.00	testing (Substations)
The Arnold Sentinel	501.69	Publishing Fees
Village of Arnold	8,133.05	utilities
Borders Law Office	43.75	attorney fee
Department of Energy	16,790.51	electricity
John Deere Financial	129.90	JD Mower: Chute
Koubek Trucking	157.45	Parts/Labor (Peterbilt Trash Truck)
T.C. Engineering Inc.	3,400.00	Engineering Fees
Village of Callaway	285.60	Mosquito Spraying
<b>Total Amount of Claims \$</b>	<b>81,233.15</b>	

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

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

**Loan Committee:**

Two application requests this month, none returned.

**Directors Update:**

Lt. Gov. Mike Foley attended the Ribbon Cutting Ceremony. The Ceremony began with Joe Bob Atkins. Lt. Gov. Mike Foley was very impressed with the technology (paperless) used by the Arnold Insurance Agency. Lt. Gov. has been in the previous Cardinal Inn and was pleased to see the renovations made and how beautiful it was.

Second business, Tony Eggleston's, again impressed with the amount of care, passion, and pride our business owners have for their community. It shows by the fact they invest by opening a business location, renovating buildings and time they spend dedicating to the business they have built. Enjoyed learning about Tony's knowledge and experience, and is excited to see the services we have in our community. Not only do they serve the towns people, but also our agricultural community members.

Last location was The Arnold Exchange. Lt. Gov. Mike Foley enjoyed a tour of the facility and was pleased to hear how many jobs are offered with this new business. Thought it was an attractive establishment, and glad to see a new structure built.

Lt. Gov. Mike Foley attended the 11:00 luncheon at the Arnold Exchange along with the business owners from the Ribbon Cutting Ceremony. Also invited to the luncheon were business owners from Forrester's Dodge City, Nansel Oil and Nansel's Best Services, and Mills Hardware. Forrester's was honored for over 80 years and three generations, Nansel's for 50 years and three generations, and Mills Hardware for two generations and 20 years.

Also in attendance were Brittany Harding with the Gov. Office, and Ashley Rice-Gerlock with Nebraska Department of Economic Development and Deb McCaslin of the Custer County Economic Development.

Custer County Chief, KNOP T.V. was present the entire time to report on the event!

I will be sending out questionnaires in the future to find out the details of Arnold businesses. This will aid in the effort to recognize more of our businesses for their milestones.

At a later date, will be looking to see if there is a possibility of qualifying Arnold as a Leadership Community.

**Housing updates:**

\*4 homes sold/pending final contacts this month!

\*We will have some new listings next week!

\*Reminder- Homes are only listed with permission of home owners. If you are looking for property in Arnold you should still contact the AEDC office, as not all homes are listed due to owner choice.

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

AEDC	\$1,490.63	Salary (C Carson-reimbursement)
AEDC	114.03	Payroll Taxes - Reimbursement
AEDC	208.24	Meals - Ribbon Cutting Ceremony

		- Reimbursement
Cheryl Carson	50.00	Cell Phone (reimbursement)
Cheryl Carson	116.94	Mileage
Cheryl Carson	37.33	Ribbon Cutting Ceremony -
Supplies (Reimbursement)		
CPI	111.36	Propane
Great Plains Communications	125.73	telephone
MJK CPA PC	172.50	Bookkeeping Services
Mills Hardware	9.97	supplies
Reed's Food Center	8.40	paper towels
Village of Arnold	114.18	utilities
Lois Witthuhn	50.00	Contract Labor (Janitorial)
<b>TOTAL AMOUNT OF CLAIMS</b>	<b>\$2,609.31</b>	

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

Dennis Conner attended the meeting regarding the speed limit on South Carroll Street. Dennis Conner requested that the Board consider lowering the speed limit on South Carroll. Dennis Conner stated that since this is a State Highway that the Village would have to submit a formal request to Nebraska Department of Roads. NDOR would then conduct a traffic study. After discussion, moved by Olson and seconded by Turley to send a letter to NDOR requesting the following:

The 45 MPH sign on the west side of South Carroll be moved south of the entrance to the Arnold Recreation Area

The 45 MPH sign on the east side of South Carroll that is north of the bridge be moved south of the entrance to the Arnold Recreation Area

The 60 MPH be moved south of the entrance to the Arnold Recreation Area accordingly

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

At 7:15 P.M. Chairman Glen Bowers announced that this was the time and place for the Budget Hearing and the Special Hearing to Set Final Tax Request. 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 2016-2017 is \$2,174,523.00. The Special Hearing to set Final Tax Request in compliance with 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. 2016-2017 Property Tax Request is \$83,730.00. There were no comments from the floor regarding the proposed budget and the Property Tax Request. Moved by McDowell and seconded by Turley to close the Hearings. Roll call vote: Aye: Bowers, McDowell, Olson, Turley. Nay: none. Absent: Kulp. Hearing closed at 7:26 P.M.

Board Member Aaron Olson introduced Ordinance No. 434 entitled:

**ORDINANCE NO. 434**  
(See Ordinance Book Page 75)

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 Scott McDowell seconded the motion to suspend the rules and upon roll call vote on the motion the following Board Members voted AYE: Bowers, McDowell, Olson, Turley. Nay: none. Absent: Kulp. 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 Scott McDowell 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. 434 be passed and adopted?" Upon roll call vote, the following Board Members voted AYE: Bowers, McDowell, Olson, Turley. The following voted NAY: none. Absent: Kulp. 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.

William Moser informed the Board that he hired Craig Furne for part time help for 24-28 hours per week. William Moser has the authority to hire seasonal and/or part time employees as per the job description for Village Superintendent.

Board Member Scott McDowell introduced Ordinance No. 435 entitled:

**ORDINANCE NO. 435**  
(See Ordinance Book Page 77)

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 Tim Turley seconded the motion to suspend the rules and upon roll call vote on the motion the following Board Members voted AYE: Bowers, McDowell, Olson, Turley. The following voted NAY: none. Absent: Kulp. 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 Scott McDowell 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. 435 be passed and adopted?" Upon roll call vote, the following Board Members voted AYE: Bowers, McDowell, Olson, Turley. The following voted NAY: none. Absent: Kulp. 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 McDowell that the following Resolution be adopted:

**RESOLUTION 2016-11**

**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 2016-2017 property tax request be set at **\$83,730.00**
2. A copy of this resolution be certified and forwarded to the County Clerk on or before October 13, 2016

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

Brad Atkins attended the meeting to request permission to block off the north half of the 100 Block of South Walnut for an auction on September 18, 2016. After discussion, moved by Olson and seconded by McDowell that permission be granted. Roll call vote: Aye: Bowers, McDowell, Olson, Turley. Nay: none. Absent: Kulp. Motion carried.

After discussion, moved by Turley and seconded by Olson to issue a check to Figgins Construction for \$40,701.70 for the Street Improvement Project 2016-1 as recommended by Tom Werblow, Village Engineer. Roll call vote: Aye: Bowers, McDowell, Olson, Turley. Nay: none. Absent: Kulp. Motion carried.

Board Member Scott McDowell introduced Ordinance No. 436 entitled:

**ORDINANCE NO. 436**  
(See Ordinance Book Page 79)

AN ORDINANCE TO VACATE THE REMAINING PORTION OF THE ALLEY  
ADJOINING L.L. ALLEN'S ADDITION BLOCK FIVE (5), LOTS ONE (1) THROUGH  
TEN (10) IN ARNOLD, NEBRASKA; TO REPEAL ALL ORDINANCES IN  
CONFLICT THEREWITH; AND TO PRESCRIBE THE TIME 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 Aaron Olson seconded the motion to suspend the rules and upon roll call vote on the motion the following Board Members voted AYE: Bowers, McDowell, Olson, Turley. Nay: none. Absent: Kulp. 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 Tim Turley 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. 436 be passed and adopted?" Upon roll call vote, the following Board Members voted AYE: Bowers, McDowell, Olson, Turley. The following voted NAY: none. Absent: Kulp. 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.

.Patricia Lamberty, Village Clerk, informed the Board that Stephanie Reed is resigning as of September 30, 2016. A Help Wanted Ad will be in the Arnold Sentinel for part time clerical work.

There being nothing further to come before the Board at this time, Chairman Glen Bowers declared the meeting adjourned. Meeting adjourned at 7:45 P.M.