

**ARNOLD COMMUNITY CENTER  
SEPTEMBER 14, 2020**

A regular meeting of the Chairman and the Board of Trustees of the Village of Arnold, Nebraska was held in the Meeting Room at the Arnold Community Center on Monday, September 14, 2020 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: Facebook, 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, Donnell DeLosh, Aaron Olson, Tim Turley. Absent: Scott McDowell. 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 10, 2020 and the special meeting on August 24, 2020 were not read as the Clerk had previously furnished each member with a copy thereof. Moved by DeLosh and seconded by Turley that the minutes of the previous regular meeting on August 10, 2020 be approved as presented. Roll call vote: Aye: Bowers, DeLosh, Turley. Nay: none. Abstain: Olson. Absent: McDowell. Motion carried.

Moved by Olson and seconded by DeLosh that the minutes of the special meeting on August 24, 2020 be approved as presented. Roll call vote: Aye: Bowers, DeLosh, Olson, Turley. Nay: none. Absent: McDowell. Motion carried.

The Clerk presented the claims paid in August:

08/10	<b>Total Amount of Claims Approved &amp; Paid</b>	
		<b>\$101,215.70</b>
08/17	Nebraska Department of Revenue	
		5,051.34 Sales Tax
08/25	Pool Payroll	2,340.38
08/31	Payroll	9,821.96

Aflac	269.75	Payroll Deductions
IRS	4,780.73	Payroll Taxes/Federal WH
Nebraska Department of Revenue		
	543.59	State Withholding (August)

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**TOTAL AMOUNT OF CLAIMS- AUG \$124,023.45**

The Treasurer's Report revealed there is \$103,788.35 in the General Fund; \$41,449.72 in the Edna B. Peterson Estate; \$171,724.35 in the Street Fund; \$15,627.49 in the Motor Vehicle Sales Tax Fund; \$780,022.10 in the Electric Fund; \$152,526.27 in the Water Fund; \$87,099.72 in the Sewer Fund; (\$47,143.29) in the Solid Waste Fund; \$51,531.96 in the Closure/Post Closure Care Account; \$149,065.69 in the Economic Development Fund; \$1,012.45 in the Community Development Agency Fund; \$12,252.62 in the Trust & Agency Funds as of August 31, 2020. After discussion, moved by Turley and seconded by Olson that the Treasurer's Report be approved as presented. Roll call vote: Aye: Bowers, DeLosh, Olson, Turley. Nay: none. Absent: McDowell. Motion carried.

The Clerk presented the following claims on file:

American Agricultural Laboratory	121.18	Testing (WW)
Mary Becker	110.52	Salary
Blue Cross and Blue Shield of Nebraska	5,857.19	Health Insurance
Border State Industries	2,070.83	electric supplies
Borders Law Office	250.00	Attorney Fee
City Of North Platte	631.13	Tipping Fees
Country Partners Cooperative	381.23	Diesel/Scale Fees
Croell, Inc.	3,586.51	Cold Mix
Custer Public Power District	34.05	electricity
Dutton-Lainson Company	3,330.83	electric supplies
Eakes Office Solutions	59.88	office supplies
Eakes Office Solutions	124.49	Copier: Service Agreement
Tory Edwards	50.00	Cell Phone Reimbursement
Harvey Foran	1,546.75	Salary
Kenneth Goodenow Jr	1,775.55	Salary
Great Plains Communications	142.80	CC: Telephone/Internet
Great Plains Communications	431.05	Telephone/Internet
Richard Hornung	1,020.00	Crawler/Loader with Operator
Johnny on the Spot	280.00	Old Mill Park: Portable Toilet (July/Aug)

Patricia Lamberty	50.00	Cell Phone Reimbursement
Paula De Laune	461.75	CC: Salary
Paula De Laune	277.05	Parks: Salary
Ralph De Laune	50.00	Cell Phone Reimbursement
Lexington Area Solid Waste Agency	794.10	Tipping Fees
Menards	613.00	Door Repairs/(3) Toilets
Mills Hardware	47.39	supplies
Mills Hardware	190.47	Creosote Posts/Wire
Mills Hardware	36.75	CC: supplies
Mills Hardware	305.28	Park Expense
Mills Hardware	294.03	Street Expense
Municipal Energy Agency of Nebraska	23,949.05	Electricity
Municipal Supply, Inc.	1,546.41	water supplies
NDEE	750.00	Annual Operating Fee (Construction & Demo Site)
NE Public Health Environmental Lab	30.00	Testing (Water)
Nansel's Best Service	793.75	Diesel/Gas/Equipment Repairs & Maintenance
Olsson	1,216.00	Engineering Fees
One Call Concepts, Inc.	5.48	One Call Fees
Pacific Funds	634.92	pension
Pinnacle Bank (VISA)	447.89	Steel Toed Boots/(3) WW Operator's Guide
Pinnacle Bank (VISA)	165.84	Field Fence (WW Plant)
Postmaster	175.00	Stamps
Reeds Food Center	62.69	supplies
TK's Welding & Fabrication	1,193.50	Labor/Parts (Sterling Dump Truck)
The Arnold Sentinel	467.49	Publishing Fees
Titan Machinery	1,132.92	Labor/Service Call/Shop Supplies (Bobcat)
US Department of Energy	12,088.56	electricity
Utilities Section	502.00	Membership Dues
Village of Arnold	8,491.72	utilities
WESCO Receivables Corp	2,622.57	electric supplies
Alexandra Weinman	60.00	Contract Labor (Janitorial)
Rusty Wyckoff	50.00	Cell Phone Reimbursement
Custer County Court	26.00	Filing Fees (Small Claims Court)
Johnson Service Company	10,129.30	Annual Sewer Maintenance
Logan County Sheriff	50.00	Delivery Fee (Small Claims Court)

Nebraska Department of Revenue	25.00	Waste Reduction & Recycling Fee
Nebraska Municipal Clerks' Association	25.00	Membership Dues
Red Fern Electric	2,020.81	Well Motor Savers/Labor
<b>TOTAL AMOUNT OF CLAIMS</b>		<b>\$93,585.71</b>

After discussion, moved by DeLosh and seconded by Olson that the claims be approved and paid as presented except for the claims payable to Country Partners Cooperative. Roll call vote: Aye: Bowers, DeLosh, Olson, Turley. Nay: none. Absent: McDowell. Motion carried.

Moved by Olson and seconded by Turley to pay the claim payable to Country Partners Cooperative. Roll call vote: Aye: Bowers, Olson, Turley. Nay: none. Abstain: DeLosh. Absent: McDowell. Motion carried.

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 2020-2021 is \$2,552,055.00. 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. The 2020 Property Tax Request is \$103,420.00. There were no comments from the floor regarding the Proposed Budget and the Property Tax Request. Moved by Olson and seconded by DeLosh to close the Hearings. Roll call vote: Aye: Bowers, DeLosh, Olson, Turley. Nay: none. Absent: McDowell. Hearing closed at 7:50 P.M.

TJ Lattimer, Big Red Communications Field Operations Manager, and Jerry Prange from Paige Wireless, attended the meeting to discuss a proposal to build a deployment for wireless internet on the Village's Water Tower. TJ Lattimer explained to the Board that Big Red Communications is a wireless internet service provider from Denton, Nebraska. Big Red Communications is on the cutting edge of wireless point-to point internet services. Big Red Communication's mission is to connect the more rural counties of Nebraska, and those who cannot access traditional internet services, with high quality, competitively priced Internet web services and Internet access. Big Red Communications and Paige Wireless are also members of the Nebraska Cooperative of Internet Service Providers. TJ Lattimer stated that Big Red Communications would compensate the Village for the use of the Water Tower. Big Red

Communications would pay a monthly fee or provide free internet for all the Village of Arnold's locations (Village Office, Street Shop, Community Center...). After discussion, moved by DeLosh and seconded by Olson to grant permission to Big Red Communications and Paige Wireless to build a deployment for wireless internet on the Village's Water Tower; and to accept their offer of free internet for compensation. Roll call vote: Aye: Bowers, DeLosh, Olson, Turley. Nay: none. Absent: McDowell. Motion carried.

Cheryl Carson, Economic Development Director, presented the following update:

**Directors Update:**

**Arnold Lake Campground and Recreation Area** – Two lighted, weatherproof, lockable display cases for the Arnold Lake Campground and Recreation area have arrived. These will be to hold single piece promotional material for our businesses, as well as event posters for community events in Arnold. Guidelines can be obtained from the AEDC office.

**Website / Facebook /Advertising:**

Continually updating Website and Facebook, creating advertising campaigns/videos on Facebook for events, and businesses, Visit Nebraska, advertising of events thru TV commercials, Newsmakers program, print ads, social media, and newspaper.

I am taking advantage of free webinars. I attend Arnold Chamber, Custer County Tourism Visitors (CCTV), Custer County Economic Development (CCED) and other meetings when needed.

Consideration of approving a \$15,000 Loan and a \$2,000 Grant from the Economic Development Fund for Company EEE was the next item on the agenda. Cheryl Carson informed the Board that this has been postponed to the October Village Board Meeting.

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

AEDC	\$2,264.63	Salary(C Carson-Reimbursement)
AEDC	173.24	Payroll Taxes - Reimbursement
Cheryl Carson	50.00	Cell Phone (Reimbursement)
Cheryl Carson	37.95	Mileage
Central NE Economic Development District	895.50	
Great Plains Communications	132.44	Telephone/Internet
MJK CPA PC	100.00	Bookkeeping Services
Mills Hardware	15.97	office supplies
Reeds Food Center	19.88	Cleaning Supplies
Village of Arnold	156.02	Utilities
Alexandra Weinman	50.00	Contract Labor - Janitorial
<b>TOTAL AMOUNT OF CLAIMS</b>	<b>\$3,895.63</b>	

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

The Board discussed the following correspondence from Kelvin Arent, District Traffic Manager, Nebraska Department of Transportation, regarding the installation of a crosswalk at the junction of Highway 92 and Broadway:

I have been looking into the Village's request for the installation of a crosswalk. The Village will have to pay for the equipment, signage, and installation. The city will be responsible for all maintenance after the initial installation. A good estimate for the electrical equipment installation along with the signs could cost anywhere from \$5,000-\$10,000. The Village would also have to fix the curbs at the location the crosswalk is being installed and they would need to meet ADA requirements.

The state also has improvement projects across the state periodically for the repair of the curb and sidewalk at certain locations. The Village of Arnold is currently being considered for one of these projects in 2023, where a contractor would be hired to fix the curb and sidewalk at certain locations to meet the ADA standards, the junction of N-92 and Broadway is one corner that is proposed to be fixed. The Village could coordinate the installation of the crosswalk and necessary signage with this future project.

The Board decided to coordinate the installation of the crosswalk and necessary signage with the Nebraska Department of Transportation's improvement project in 2023 to repair the curb and sidewalk at the junction of Highway 92 and Broadway.

Patricia Lamberty, Village Clerk, informed the Board that the Nebraska Department of Transportation requires a Municipal Annual Certification of Program Compliance form and a Resolution authorizing the signing of the certification by the Village Board Chairperson. This replaces the annual filing of the One and Six Year Plan and the former Standardized System of Annual Reporting with the Nebraska Board of Public Roads Classifications and Standards.

After discussion, moved by DeLosh and seconded by Olson that the following Resolution be adopted

## **RESOLUTION 2020-8**

### **SIGNING OF THE MUNICIPAL ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE FORM 2020**

**Whereas:** State of Nebraska Statutes, Section 39-2115, 39-2119, 39-2120, 39-2121, and 39-2520(2), requires an annual certification of program compliance to the Nebraska Board of Public Roads Classifications and Standards; and

**Whereas:** State of Nebraska Statute, section 39-2120 also requires that the annual certification program compliance by each municipality shall be signed by the Village Board Chairperson and shall include a copy of a resolution of the governing body of the municipality authorizing the signing of the certification form.

**Be it resolved** that the Village Board Chairperson of Village of Arnold is hereby authorized to sign the attached Municipal Annual Certification of Program Compliance form.

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

Board Member Aaron Olson introduced Ordinance No. 464 entitled:

**ORDINANCE NO. 464**  
(See Ordinance Book Page 139)

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 Donnell DeLosh seconded the motion to suspend the rules and upon roll call vote on the motion the following Board Members voted AYE: Bowers, DeLosh, Olson, Turley. Nay: none. Absent: McDowell. 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 Donnell DeLosh 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. 464 be passed and adopted?" Upon roll call vote, the following Board Members voted AYE: Bowers, DeLosh, Olson, Turley. The following voted NAY: none. Absent: McDowell. 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 Turley and seconded by Olson that the following Resolution be adopted:

**RESOLUTION 2020-9**  
**RESOLUTION SETTING THE PROPERTY TAX REQUEST**

**WHEREAS**, Nebraska Revised Statute 77-1601.02 provides that the Governing Body of the Village of Arnold passes by a majority vote a resolution setting the tax request; and

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

**NOW, THEREFORE**, the Governing Body of the Village of Arnold, resolves that:

1. The 2020 property tax request be set at **\$103,420.00**
2. The total assessed value of property differs from last year's total assessed value by -3%.
3. The tax rate which would levy the same amount of property taxes as last year, when multiplied by the new total assessed value of property, would be \$0.400952 per \$100 of assessed value.
4. The Village of Arnold proposes to adopt a property tax request that will cause its tax rate to be \$0.400952 per \$100 of assessed value.
5. Based on the proposed property tax request and changes in other revenue, the total operating budget of Village of Arnold will decrease by 10% from last year.
6. A copy of this resolution be certified and forwarded to the County Clerk on or before October 13, 2020.

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

Glen Bowers informed the Board that he has been working with Mike McBride, Program Coordinator, Onsite Wastewater Section, Nebraska Department of Environment & Energy, regarding continuing education hours for the Wastewater Certification Course and exam preparation.

Consideration of Salaries for Fiscal Year for 2020-2021 for Tory Edwards, Doug De Laune and Rusty Wyckoff was the next item on the agenda. The matter was tabled until the special



meeting on September 21<sup>st</sup>. Also on the agenda for September 21<sup>st</sup> will be Consideration of Salary for Paula DeLaune.

Consideration of selling Railroad Right of Way Property (Adjacent to the 200 Block of West Washington) was the next item on the agenda. This was at the request of John Halstead. Discussion was held on the utilities and that there would have to be easements. After discussion, moved by Olson and seconded by DeLosh that the Railroad Right of Way property adjacent to the 200 Block of West Washington not be sold. Roll call vote: Aye: Bowers, DeLosh, Olson, Turley. Nay: none. Absent: McDowell. Motion carried.

Doug DeLaune, Village Superintendent, informed the Board that there will be a Household Hazardous Waste Collection on Saturday, October 3<sup>rd</sup> from 2:00 P.M. to 3:00 P.M.

There being nothing further to come before the Board at this time, Chairman Glen Bowers declared the meeting adjourned. Meeting adjourned at 8:10 P.M.