

**ARNOLD COMMUNITY CENTER
DECEMBER 14, 2020**

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, December 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 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.

In compliance with State Statute Section 17-204, the trustees at the first regular meeting of the Board in December shall reorganize, elect a Chairman of the Board and appoint the officers required. The meeting was called to order by Acting Chairperson, Patricia Lamberty (Village Clerk). On roll call the following were present: Glen Bowers, Donnell DeLosh, Zach Hagler, Scott McDowell, Aaron Olson. Absent: none. A full council being present the following proceedings were had and done. Village Clerk, Patricia Lamberty, recorded the proceedings.

Village Clerk, Patricia Lamberty, 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.

Village Clerk, Patricia Lamberty, administered the Oath of Office to the newly appointed member, Zach Hagler and to the newly reelected members: Glen Bowers and Aaron Olson.

The Acting Chairperson announced that nominations were in order for the election of a Chairman. Moved by DeLosh and seconded by Olson that Glen Bowers be elected Chairman. Roll call vote: Aye: Bowers, DeLosh, Hagler, McDowell, Olson. Nay: none. Absent: none. Motion carried. The Acting Chairperson surrendered the chair to Chairman Glen Bowers.

The Chairman appointed the Trustees to the following committees:

GENERAL (Community Center, Parks & Swimming Pool) & **STREETS, WATER & SEWER**
Aaron Olson & Donnell DeLosh
ELECTRIC and SOLID WASTE: Zach Hagler & Scott McDowell

Moved by Olson and seconded by DeLosh that Patricia Lamberty be appointed Village Clerk/Treasurer. Roll call vote: Aye: Bowers, DeLosh, Hagler, McDowell, Olson. Nay: none.

Absent: none. Motion carried.

Consideration of the Entity Authorization Form for the Pinnacle Bank was the next item on the agenda. After discussion, moved by McDowell and seconded by DeLosh that the Village Clerk/Treasurer and the following Trustees: Glen Bowers, Donnell DeLosh and Aaron Olson be authorized to:

- (1) Open or close any deposit, checking account, certificates of deposit in the name of the Village
- (2) Endorse checks or orders for the payment of money, withdraw or transfer funds on deposit with the Pinnacle Bank
- (3) Enter into written lease for the purpose of renting and maintaining a Safe Deposit Box

and all other arrangements with Pinnacle Bank which are necessary for the effective exercise of the powers indicated within the Entity Authorization Form and that Glen Bowers, Chairman, and Patricia Lamberty, Village Clerk/Treasurer be authorized to sign the Entity Authorization Form. Roll call vote: Aye: Bowers, DeLosh, Hagler, McDowell, Olson. Nay: none. Absent: none. Motion carried.

Moved by McDowell and seconded by DeLosh that the following officials be appointed and said appointments are from January 1, 2021 to December 31, 2021:

Village Attorney: Mike Borders (DBA Borders Law Office)

Water Commissioner: Harvey Foran

Assistant Water Commissioner: Rusty Wyckoff

Village Engineer/Street Superintendent: Consultant Thomas C. Werblow (License Number S-402 Class A)

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

Moved by DeLosh and seconded by Olson that the **ARNOLD SENTINEL** be designated as the official newspaper for publication of all the Village business. Roll call vote: Aye: Bowers, DeLosh, Hagler, McDowell, Olson. Nay: none. Absent: none. Motion carried.

Moved by McDowell and seconded by Olson that Chairman Glen Bowers, Village Superintendent Doug De Laune and Dell Cerny be appointed to the Board of Health. Roll call vote: Aye: Bowers, DeLosh, Hagler, McDowell, Olson. Nay: none. Absent: none. Motion carried.

The minutes of the previous regular meeting on November 9, 2020 were not read as the Clerk had previously furnished each member with a copy thereof. Moved by DeLosh and seconded by McDowell that the minutes of the previous regular meeting on November 9, 2020 be approved as

presented. Roll call vote: Aye: Bowers, DeLosh, McDowell. Nay: none. Abstain: Hagler and Olson. Absent: none. Motion carried.

The Clerk presented the claims paid in November:

11/08	Total Amount of Claims Approved & Paid	\$ 56,341.97
11/13	Nebraska Department of Revenue	\$ 3,731.48 Sales Tax
11/30	Payroll	9,993.11
	Aflac	269.75 Payroll Deductions
	IRS	3,375.79 Payroll Taxes/Fed WH
	Nebraska Department of Revenue	505.35 State Withholding (Nov)
TOTAL AMOUNT OF CLAIMS		\$74,217.45

The Treasurer's Report revealed there is \$143,620.85 in the General Fund; \$38,911.32 in the Edna B. Peterson Estate; \$184,722.48 in the Street Fund; \$17,204.70 in the Motor Vehicle Sales Tax Fund; \$766,419.31 in the Electric Fund; \$223,281.83 in the Water Fund; \$85,886.24 in the Sewer Fund; (\$35,899.72) in the Solid Waste Fund; \$51,538.39 in the Closure/Post Closure Care Account; \$145,237.55 in the Economic Development Fund; \$1,012.48 in the Community Development Agency Fund; \$12,408.08 in the Trust & Agency Funds as of November 30, 2020. After discussion, moved by Olson and seconded by McDowell that the Treasurer's Report be approved as presented. Roll call vote: Aye: Bowers, DeLosh, Hagler, McDowell, Olson. Nay: none. Absent: none. Motion carried.

The Clerk presented the following claims on file:

American Agricultural Laboratory	\$ 121.18	Testing (WW)
Arnold Insurance Agency	589.00	Work Comp Audit General Liability Audit
Bailer Power Systems	288.00	Contract Labor
Mary Becker	331.47	Salary
Blue Cross and Blue Shield of Nebraska	7,642.37	Health Insurance
Borders Law Office	75.00	Attorney Fee
Glen Bowers	507.92	Semi-Annual Salary
City Of North Platte	408.00	Tipping Fees
Country Partners Cooperative	227.02	Power Plant: Propane
Country Partners Cooperative	1,065.38	Propane/Diesel/Scales Fees

Croell, Inc.	1,690.88	Cold Mix
Donnell DeLosh	461.75	Semi-Annual Salary
Eakes Office Solutions	198.73	office supplies
Tory Edwards	50.00	Cell Phone Reimbursement
Harvey Foran	1,311.79	Salary
Kenneth Goodenow Jr	84.97	Salary
Great Plains Communications	142.85	CC: Telephone/Internet
Great Plains Communications	453.96	Telephone/Internet
Hinton's Lock & Alarm	115.00	CC: Service Call/Labor (Camera System)
Richard Hornung	540.00	Crawler/Loader with Operator
Inland Truck Parts Company	88.23	Parts (Peterbilt Trash Truck)
Patricia Lamberty	50.00	Cell Phone Reimbursement
Patricia Lamberty	464.64	Overtime (01/01 to 12/04)
Paula De Laune	484.84	CC: Salary
Ralph De Laune	50.00	Cell Phone Reimbursement
Ralph De Laune	250.06	Overtime (05/30 to 11/27)
Lexington Area Solid Waste Agency	997.80	Tipping Fees
Scott McDowell	461.75	Semi-Annual Salary
Menards	53.94	Christmas Lights
Mills Hardware	41.47	supplies
Mills Hardware	47.88	Parks: Antifreeze
Mills Hardware	84.91	CC Expense
Mills Hardware	31.47	Totes/Patch Cord
Mills Hardware	8.98	sewer supplies
Mills Hardware	123.07	Street Expense
Municipal Energy Agency of Nebraska	19,040.55	Electricity
Municipal Supply, Inc.	361.17	water supplies
NE Public Health Environmental Lab	236.00	Testing (Water)
NE Safety & Fire Equipment Inc.	400.00	CC: Semi-Annual Fire Alarm Inspection/Batteries
Nansel's Best Service	813.73	Diesel/Gas/Equipment Repairs & Maintenance/Batteries (Weather Siren)
Nebraska Municipal Power Pool	1,609.00	Value Support Plan-Power Manager
Aaron Olson	461.75	Semi-Annual Salary
One Call Concepts, Inc.	9.68	One Call Fees
Orkin	850.00	CC: Pest Control Services
Pacific Funds	639.25	pension
Petty Cash Fund	103.90	Postage

Pinnacle Bank (VISA)	239.64	Printers/Christmas Lights
The Arnold Sentinel	299.87	Publishing Fees
Titan Machinery	281.25	Oil/Oil Filter (Bobcat)
Tim Turley	384.80	Semi-Annual Salary
Village of Arnold	6,705.39	utilities
Alexandra Weinman	70.00	Contract Labor (Janitorial)
Rusty Wyckoff	50.00	Cell Phone Reimbursement
Custer County Clerk	100.00	Election Expense
Custer Public Power District		
	40.24	Electricity
US Department of Energy	11,682.96	Electricity
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Total Amount of Claims	\$	63,923.49

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, Hagler, McDowell, Olson. Nay: none. Absent: none. Motion carried.

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

Patricia Lamberty, Village Clerk, informed the Board that Cheryl Carson, Economic Development Director, will not be attending the meeting tonight. There is no update for December.

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

AEDC	\$2,357.58	Cheryl Carson's Salary (reimbursement)
AEDC	180.36	Social Security/Medicare (Reimbursement)
Cheryl Carson	50.00	Cell Phone reimbursement
Great Plains Communications	126.91	Telephone/Internet
MJK CPA PC	98.75	Bookkeeping Services
United States Liability Insurance		
	1,108.00	Director's & Officers Policy
Brent Urbanovsky	71.62	Contract Labor/Materials
Village of Arnold	99.10	utilities
Alexandra Weinman	60.00	Contract Labor - Janitorial
TOTAL AMOUNT OF CLAIMS	\$	4,152.32

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

Chairman Glen Bowers volunteered to be one of the Village Representatives to the AEDC. Glen

Bowers appointed Donnell DeLosh as the alternate Village Representative to the AEDC.

Patricia Lamberty, Village Clerk, informed the Board that the term of Sharon Forrester on the Citizen Advisory Committee expires this month and she does not want to be reappointed. Patricia Lamberty explained that the Citizen Advisory Committee is a “watch dog” committee, and not a committee that plays a role in the decision-making process in regard to where the Economic Development Funds are spent. Chairman Glen Bowers appointed Tony Hall to the Citizen Advisory Committee for a term of four years. Moved by DeLosh and seconded by Olson that the appointment of Tony Hall to the Citizen Advisory Committee be approved. Roll call vote: Aye: Bowers, DeLosh, Hagler, McDowell, Olson. Nay: none. Absent: none. Motion carried. Chairman Glen Bowers volunteered to be the ex-officio member of the Citizen Advisory Committee

Consideration of the Payment Request (\$175,599.00) from Midlands Contracting Inc. for Water Improvements 2020-1 was the next item on the agenda. The original contract sum was \$169,975.00. The additional cost is due to moving a fire hydrant as requested by a property owner and also includes four extra services and the service lines to customers. After discussion, moved by McDowell and seconded by Olson to issue a check for \$175,599.00 to Midlands Contracting for project entitled Water Improvements 2020-1 as recommended by Tom Werblow, Village Engineer. Roll call vote: Aye: Bowers, DeLosh, Hagler, McDowell, Olson. Nay: none. Absent: none. Motion carried.

After discussion, moved by DeLosh and seconded by McDowell to issue a check for \$26,910.00 to T.C. Engineering for engineering fees for Project entitled Water Improvements 2020-1 Roll call vote: Aye: Bowers, DeLosh, Hagler, McDowell, Olson. Nay: none. Absent: none. Motion carried.

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

RESOLUTION 2020-10
SIGNING OF THE YEAR-END CERTIFICATION OF CITY STREET SUPERINTENDENT FORM
2020

Whereas: State of Nebraska Statutes, sections 39-2302, and 39-2511 through 39-2515 details the requirements that must be met in order for a municipality to qualify for an annual Incentive Payment;

Whereas: The State of Nebraska Department of Transportation (NDOT) requires that each incorporated municipality must annually certify (by December 31st of each year) the appointment of

the City Street Superintendent to the NDOT using the Year-End Certification of City Street Superintendent form;

Whereas: The NDOT requires that such certification shall also include a copy of the documentation of the city street superintendent's appointment, i.e. meeting minutes; showing the appointment of the City Street Superintendent by their name as it appears on their License (if applicable), their License Number and Class of License (if applicable), and type of appointment, i.e., employee, contract consultant, or Interlocal agreement with another incorporated municipality and/or county), and the beginning date of the appointment; and

Whereas: The NDOT also requires that such Year-End Certification of City Street Superintendent form shall be signed by the Village Board Chairperson and shall include a copy of a resolution of the governing body authorizing the signing of the Year-End Certification of City Street Superintendent by the Village Board Chairperson.

Be it resolved that the Village Board Chairperson of Village of Arnold is hereby authorized to sign the Year-End Certification of City Street Superintendent form.

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

Patricia Lamberty, Village Clerk, informed the Board that the Village receives \$1,000.00 from the Nebraska Department of Transportation for the Annual Incentive Payment. Patricia Lamberty informed the Board that the One and Six Year Hearing will be held on February 8, 2021. Tom Werblow, Village Engineer, will present the One and Six Year Road Plan. Discussion was held on the One and Six Year Road Plans. The Board directed Patricia Lamberty, Village Clerk, to check into filling out the forms for the One and Six Year Road Plan.

Consideration of the Railroad Right of Way Property (R.E. Allens Add; PT, Lots 15-17 All of Lots 11-14, Block 10) was the next item on the agenda. Lori Stutzman, on behalf of Pastor James Trippett of the Nazarene District Advisory Board, attended the meeting regarding the matter. Doug DeLaune, Village Superintendent, informed the Board that the Village does own said property. This property is located behind the Nazarene Church. There is a garage that sits on this property. Discussion was held that if the property is sold to the Nazarene Church that the property would have to be surveyed. The cost of the surveyor fees would have to be paid by the Nazarene Church. Lori

Stutzman informed the Board that the Nazarene Advisory Board is not interested in buying the property. The Village Board decided to keep the property and to use the garage for storage.

Patricia Lamberty, Village Clerk, informed the Board that Pat Scott's term on the Housing Authority Board expires in December 2020. Pat Scott does not want to be reappointed. Consideration of appointing a member to the Housing Authority Board will be on the January agenda.

Patricia Lamberty, Village Clerk, informed the Board that the term of Jeff Bowers on the Planning Commission expires this month. Patricia Lamberty stated that Jeff Bowers is willing to be reappointed. Chairman Glen Bowers reappointed Jeff Bowers to the Planning Commission. Moved by Hagler and seconded by Olson that the appointment of Jeff Bowers to the Planning Commission for a term of three years be approved. Roll call vote: Aye: Bowers, DeLosh, Hagler, McDowell, Olson. Nay: none. Absent: none. Motion carried.

Patricia Lamberty, Village Clerk, informed the Board that the Village received a \$90.00 donation from Evelyn (Marrs) Hicks. Evelyn Hicks donated \$90.00 in honor of her 90th Birthday to do with whatever the Village is deemed most needed. Evelyn Hicks still considers Arnold her home town even though it has been 87 years since she has lived here. The \$90.00 will be used towards the cost of the new sign at the R.E. & L.L. Allen Memorial City Park.

Patricia Lamberty, Village Clerk, informed the Board that Dennis Conner submitted a Rezoning Application. The Planning Commission will hold a Public Hearing on the Application on January 4th. The Planning Commission will give a recommendation (Approval/Disapproval) to the Village Board. The Village Board will hold a Public Hearing on the Rezoning Application on January 11th.

Doug DeLaune, Village Superintendent, informed the Board that new light fixtures have been ordered for the Multipurpose Room in the Community Center. Doug DeLaune informed the Board that there are issues with the floor in the Multipurpose Room. Discussion was held on the matter.

There being nothing further to come before the Board at this time, Chairman Glen Bowers declared the meeting adjourned. Meeting adjourned at 8:15 P.M.