

**ARNOLD COMMUNITY CENTER**  
**January 11, 2021**

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, January 11, 2021 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, Zach Hagler, Scott McDowell, Aaron Olson. Absent: none. A full council 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 December 14, 2020 was not read as the Clerk had previously furnished each member with a copy thereof. Moved by Olson and seconded by DeLosh that the minutes of the previous regular meeting on December 14, 2020 be approved as presented. Roll call vote: Aye: Bowers, DeLosh, Hagler, McDowell, Olson. Nay: none. Absent: none. Motion carried.

The Clerk presented the claims paid in December:

**12/14 Total Amount of Claims Approved & Paid**

**\$ 63,923.49**

**12/15** Midlands Contracting, Inc.

\$175,599.00 Water Improvement Project  
2020-1

T.C. Engineering Inc. 26,910.00 Engineering Fees  
Nebraska Department of Revenue

4,315.44 Sales Tax

**12/30** Payroll

9,993.11

Aflac 269.75 Payroll Deductions

IRS 4,151.76 Payroll Taxes/Federal WH

Nebraska Department of Revenue

562.36 State Withholding (Dec)

---

**TOTAL AMOUNT OF CLAIMS- DEC      \$285,724.91**

The Treasurer's Report revealed there is \$137,605.50 in the General Fund; \$38,911.32 in the Edna B. Peterson Estate; \$189,554.31 in the Street Fund; \$17,462.05 in the Motor Vehicle Sales Tax Fund; \$787,401.37 in the Electric Fund; \$24,696.69 in the Water Fund; \$90,413.35 in the Sewer Fund; (\$33,297.13) in the Solid Waste Fund; \$51,540.58 in the Closure/Post Closure Care Account; \$149,058.36 in the Economic Development Fund; \$1,012.49 in the Community Development Agency Fund; \$12,900.00 in the Trust & Agency Funds as of December 31, 2020. After discussion, moved by DeLosh and seconded by Hagler 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	12,617.25	Insurance - Quarterly
Arnold Public School	40.00	Tobacco Licenses
Mary Becker	462.19	Salary
Blue Cross and Blue Shield of Nebraska		
	7,642.37	Health Insurance
Blue Tarp Financial	179.98	tools
Border State Industries	3,562.60	CC: Led Lighting
City Of North Platte	495.58	Tipping Fees
Country Partners Cooperative		
	170.37	Power Plant: Propane
Country Partners Cooperative		
	1,620.74	Propane/Gas/Diesel Scales Fees
Dutton-Lainson Company	2,768.90	electric supplies
Eakes Office Solutions	400.04	office supplies
		Copier: Service Agreement
Tory Edwards	50.00	Cell Phone Reimbursement
Tory Edwards	3,000.00	Health Savings Account Contribution
Harvey Foran	965.51	Salary
Kenneth Goodenow Jr	97.71	Salary
Great Plains Communications		
	142.85	CC: Telephone/Internet

Great Plains Communications	453.96	Telephone/Internet
Hinton's Lock & Alarm	12.00	CC: Dyndns Account (Camera System)
Kraftbilt	120.18	W2s/1099 MISC/TFP Software
Patricia Lamberty	50.00	Cell Phone Reimbursement
Patricia Lamberty	3,000.00	Health Savings Account Contribution
Paula De Laune	484.84	CC: Salary
Ralph De Laune	50.00	Cell Phone Reimbursement
Ralph De Laune	3,000.00	Health Savings Account Contribution
Lexington Area Solid Waste Agency	600.90	Tipping Fees
Mid-American Research Chemical	762.26	supplies
Mikes Motorcycle & ATV Repair	97.75	Mower: Deck Belt/Blade Bolts
Mills Hardware	544.81	supplies/tools
Mills Hardware	32.57	water supplies
Mills Hardware	21.46	office supplies (totes)
Mills Hardware	344.90	street expense
Mills Hardware	17.99	Rodent Repellent
Municipal Energy Agency of Nebraska	21,416.47	Electricity
Municipal Supply, Inc.	961.73	water supplies
NE Public Health Environmental Lab	15.00	Testing (Water)
Nebraska Department of Revenue	435.83	Annual Pool Sales Tax
Nebraska U.C. Fund	12.37	4 <sup>th</sup> Quarter Unemployment
One Call Concepts, Inc.	6.50	One Call Fees
Pacific Funds	639.25	pension
Petty Cash Fund	67.20	postage/supplies
Postmaster	195.00	stamps
Sandhills Motors	120.19	Starter Motor (93 Dodge)
The Arnold Sentinel	358.48	Publishing Fees
Village of Arnold	6,248.94	utilities
Village of Stapleton	247.50	Trucking Fees
WESCO Receivables Corp	2,213.08	Electric Expense
Rusty Wyckoff	50.00	Cell Phone Reimbursement
Rusty Wyckoff	3,000.00	Health Savings Account Contribution
Custer Public Power District	49.54	Electricity
Fastenal	349.06	Safety Products

Pinnacle Bank	38.00	Safe Deposit Box (Annual Fee)
Titan Machinery	1,292.23	Filters
US Department of Energy	12,602.55	Electricity
Alexandra Weinman	40.00	Contract Labor (Janitorial)
<b>TOTAL AMOUNT OF CLAIMS \$ 94,289.81</b>		

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

Chairman Glen Bowers announced that this was the time and place of the Public Hearing to consider a request to amend Ordinance No. 376 the zoning regulations of the Village of Arnold, Nebraska to rezone the following:

Needham's Addition, Lots 1-2-3, Block 1, Arnold Village (Parcel #697100) from Residential District to General Commercial District. Proposed Use of Real Estate: Storage Units.

Said rezoning request has been filed by Dennis Conner. Notice of the Public Hearing was published in the Arnold Sentinel, the official newspaper for the Village and by posting notices in prominent places within the Village, namely, at the Village Office, Reed's Food Center, Pinnacle Bank and Post Office. Patricia Lamberty, Village Clerk, informed the Village Board that there was no written testimony submitted. Doug De Laune, Zoning Administrator, informed the Board that the Planning Commission held a Public Hearing on January 4<sup>th</sup> regarding Dennis Conner's rezoning request. The Planning Commission disapproved Dennis Conner's request for rezoning based on the following reasons:

- (1) Comments from the Public
- (2) Proposed Zoning Change is not consistent with the Comprehensive Plan
- (3) It would set a precedent to allow other residents to request rezoning in the Residential District

Dennis Conner stated that on the north side of the property is the State Yard; the south side is a residence; the east side is Highway 40 and the west side is farm land. Comments regarding the rezoning request were heard from the following: Vicki Ambler, Cheryl Carson, Ron & Nancy

Cool, Dennis Conner, Neil & Diana Coleman, Becky Dailey, Brad Forrester, Brent Garrison, Karen Horst, Shavonne Schacher and Dusty Stutzman. Comments included concern over the maintenance and upkeep of the lot; it would set a precedent to allow other residents to request rezoning in the residential district; concerns over the next owner of this lot and the business that they might put in.... Moved by Hagler and seconded by McDowell to close the Public Hearing. Roll call vote: Aye: Bowers, DeLosh, Hagler, McDowell, Olson. Nay: none. Absent: none. Motion carried. Hearing closed at 7:29 P.M.

Chairman Glen Bowers announced that this was the time and place of the Public Hearing for the discussion of the six month review of Arnold's Economic Development Program. Cheryl Carson, Economic Development Director, informed the Board that she attended the Citizen Advisory Committee meeting at 5:30 P.M. and gave an update to the Citizen Advisory Committee. Cheryl Carson stated that she is now a Board Member of the Central Nebraska Economic Development District Board. 4 County Boutique opened up in December. Two businesses moved location in town. One currently open in Hotel Custer (Sugar Sand Boutique) and another is in the process of moving to Hotel Custer (Smooth Aesthetics). Cheryl Carson informed the Board that AEDC did an Every Door Direct Mailing on the Custer County's Owner Occupied Housing Rehabilitation Program in December. A total of eight houses will be funded. Several applications were picked up by Arnold residents. It is first come first serve. Chairman Glen Bowers asked if there were any comments from the floor. There were no comments. Moved by DeLosh and seconded by Hagler to close the Hearing. Roll call vote: Aye: Bowers, DeLosh, McDowell, Olson, Turley. Nay: none. Absent: none. Motion carried. Hearing closed at 7:34 P.M.

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

AEDC	\$1,588.13	Salary(C Carson-Reimbursement)
AEDC	121.49	Payroll Taxes - Reimbursement
AEDC	17.02	Yearly Planner - Reimbursement
AEDC	89.39	Every Door Direct Mailing
(Housing Rehab Program)		
Cheryl Carson	50.00	Cell Phone (Reimbursement)
Cheryl Carson	36.96	Mileage (Custer County Tourism Board Meeting)
Kristi Dvorak	200.00	Website Updates
Kristi Dvorak	150.00	Website Hosting Fees
Eakes Office Solutions	223.98	office supplies

Great Plains Communications	126.91	Telephone/Internet
MJK CPA PC	74.86	Bookkeeping Services
Nebraska Economic Developers Association		
	150.00	Membership Dues
The Arnold Sentinel Rehab Program)	289.08	Color Copies (EDDM - Housing
Village of Arnold	93.13	Utilities
Alexandra Weinman	60.00	Contract Labor - Janitorial
<b>TOTAL AMOUNT OF CLAIMS</b>	<b>\$3,270.95</b>	

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

Consideration of Dennis Conner's Rezoning Application was the next item on the agenda. After discussion, moved by Olson and seconded by DeLosh to disapprove Dennis Conner's request as recommended from the Planning Commission to rezone the following:

Needham's Addition, Lots 1-2-3, Block 1, Arnold Village (Parcel #697100) from Residential District to General Commercial District. Roll call vote: Aye: Bowers, DeLosh, Hagler, McDowell, Olson. Nay: none. Absent: none. Motion carried.

Dusty Stutzman attended the meeting regarding the newly reorganized Arnold Gun Club. Dusty Stutzman informed the Board that he is the President, Andrew Tickle is Vice President, Lori Stutzman is secretary and Cheryl Carson is treasurer. Dusty Stutzman asked the Village Board to consider allowing the Gun Club to place a lock on the entrance gate to restrict access to just gun club members and guests of members. Dusty Stutzman presented the following letter to the Board:

Dear Arnold Village Board,

Anyone who has drove out to the gun range over the past few years can attest to its dilapidating, embarrassing and unsightly condition. Much effort has been put forth by Tim Turley and others in trying to keep it mowed, built up and cleaned up, but unfortunately some people use it and do not respect it. Things like vandalism, debris left from shooting, trash, and appliances dumped, are bringing those who have worked hard to a point of frustration, and they are done. Because of the continued disrespect of the facility, it has sadly become an embarrassment to the community.

At one time the Arnold Gun Range was a nicely kept, clean facility, for shooting events. These events drew not only our

community members, but others from outside the community. At that time there also existed an active Gun Club that required membership, which provided individuals to care for the facility. Gun Club Membership dues also provide the funding needed to keep things maintained, pay for needed items in hosting shoots, prizes, but most of all, membership provides pride in the facility.

As a community we are fortunate to have such a facility which can provide a place to enjoy public shooting events, which could bring in money for our local businesses when guests visit. It's also a place for target practice, safety classes, sighting in rifles, and even archery. The Gun Range was a place once enjoyed by individuals, families, young and old, and our desire is to revitalize this facility and bring back a sense of pride for our community, source of revenue for our local business and a place of enjoyment once again. In order to do this, we must correct the things which have brought it to its current condition. We are asking for your consideration of placing a lock on the entrance gate. This would then restrict access to just gun club members and members guest only. It's felt membership access only and responsible stewardship will reduce the abuse of the facility. Open access has not proven to benefit the facility. In addition, monies from membership dues will help provide funding to make improvements to the facility and fund events.

Sincerely,  
Arnold Gun Club  
Dusty Stutzman - Pres.  
Andrew Tickle - Vice. Pres.

Dusty Stutzman also presented to the Board the Terms, Rules and Conditions of the Arnold Gun Club. An Arnold Gun Liability and Hold Harmless Agreement will also be signed by the members of the Arnold Gun Club. Membership will be \$50.00 per year per family. The fees will be used to fix the building that is there, buy siding, new window and doors, make repairs to the trap house, fix equipment that's there, build up the range berms, make upgrades, and keep it mowed. The Gun Club is also going to install a red light on top of one of the poles for safety issues and when someone is shooting the light will be turned on. After discussion, moved by McDowell and seconded by Olson to allow the Arnold Gun Club to put a lock on the entrance gate to restrict access to Arnold Gun Club members and guests of the members. Roll call vote: Aye: Bowers, DeLosh, Hagler, McDowell, Olson. Nay: none. Absent: none. Motion carried.

Reconsideration of the Railroad Right of Way Property (R.E. Allen's Add; PT, Lots 15-17 All of Lots 11-14, Block 10) was the next item on the agenda. The following is extracted from the December 14<sup>th</sup> minutes:

Consideration of the Railroad Right of Way Property (R.E. Allen's 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.

Doug De Laune, Village Superintendent, informed the Board that the Nazarene Advisory Board decided that they do want to buy the property. Pastor James Trippett of the Nazarene District Advisory Board attended the meeting regarding the matter. It was discussed that the Village needs to retain access to the ditch so it can be mowed and maintained. After discussion, moved by Hagler and seconded by Olson to proceed with the necessary steps to sell a portion of the following:

R.E. Allen's Add; PT, Lots 15-17 All of Lots 11-14, Block 10 of the Railroad Right Of Way to the Nazarene Church for \$500.00 plus surveyor fees. Roll call vote: Aye: Bowers, DeLosh, Hagler, McDowell, Olson. Nay: none. Absent: none. Motion carried.

After discussion, moved by Hagler and seconded by McDowell to appoint Tony Hall to the Housing Authority Board for a term of five years. Roll call vote: Bowers, DeLosh, Hagler, McDowell, Olson. Nay: none. Absent: none. Motion carried.

Consideration of advertising for bids for Lawn Spraying was the next item on the agenda. The Board discussed that the bids need to include an amount per 1000 square feet and if prepayment is an option then an amount per 1000 square feet. After discussion, moved by DeLosh and seconded by Hagler to advertise for sealed bids for lawn spraying. Roll call vote: Aye: Bowers, DeLosh, Hagler, McDowell, Olson. Nay: none. Absent: none. Motion carried.

The Board discussed camping rates. Currently the rates are \$15.00 per night for Campers/RV/Trailer (includes one tent), \$6.00 per night for primitive per night and \$350.00 for a thirty day stay. Discussion was held on the rates and allowing a thirty day stay. It was discussed



that a lot of campsites have a maximum of 14 days to camp in one spot. After discussion, moved by Olson and seconded by McDowell to revise the rates to the following:

\$25.00 for Campers/RV/Trailer per night (Includes one tent)

\$10.00 for Primitive per night

\$225.00 for 14 Consecutive Days (Campers must move spots after 14 days)

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

After discussion, moved by Olson and seconded by DeLosh to advertise for Pool Personnel. Roll call vote: Aye: Bowers, DeLosh, Hagler, McDowell, Olson. Nay: none. Absent: none. Motion carried. Chairman Glen Bowers authorized Donnell DeLosh and Aaron Olson the authority to hire the Pool Personnel. Discussion was held on reimbursement for lifeguard certification and recertification, certified pool operator clinic fee and on furnishing swim suits. The Board agreed to continue reimbursing for Lifeguard Training (Certification and Recertification), reimbursing for Certified Pool Operator Clinic Fee and to furnish the swim suits. The Pool Rates and Pool Hours will be discussed at a later date.

Doug De Laune, Village Superintendent, informed the Board that the Nebraska Department of Transportation (NDOT) emailed a copy of the plans for Statewide Curb Ramps Projects. Doug De Laune stated that NDOT wants input on the project. One of the curb ramp projects is at Highway 92 and Broadway Street. Doug De Laune stated that he has been in contact with NDOT regarding the Village's interest in a crosswalk and signage at that location.

At the December 14<sup>th</sup> meeting the Board directed Patricia Lamberty, Village Clerk, to check into filling out the One and Six Year Street Forms. Patricia Lamberty informed the Board that the following email was received from LeMoyne Schulz, Nebraska Department of Transportation (NDOT):

**39-2512. City street superintendent, defined; duties; incentive payment.** An incentive payment shall be made to each municipality or municipal county having in its employ a city street superintendent licensed under the County Highway and City Street Superintendents Act, during the calendar year preceding the year in which payment is made. For purposes of sections 39-2511 to 39-2520, city street superintendent means a person who actually performs the following duties:

- (1) Developing and annually updating a long-range plan based on needs and coordinated with adjacent local governmental units;
- (2) Developing an annual program for design, construction, and maintenance;
- (3) Developing an annual budget based on programmed projects and activities;

- (4) Submitting such plans, programs, and budgets to the local governing body for approval; and
- (5) Implementing the capital improvements and maintenance activities provided in the approved plans, programs, and budgets.

The Village appoints Tom Werblow, Village Engineer, as the City Street Superintendent. Patricia Lamberty informed the Board that the Village receives \$1,000 incentive payment from NDOT for Tom Werblow to perform the duties listed in 39-2512.

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.