

VILLAGE OF EAGLE  
BOARD OF TRUSTEES AGENDA  
APRIL 5, 2022  
EAGLE FIRE & RESCUE DEPARTMENT – 705 S 1<sup>st</sup> Street  
7:00 P.M.

**--A COPY OF THE OPEN MEETINGS ACT IS AVAILABLE FOR PUBLIC INSPECTION—**

**--THE BOARD OF TRUSTEES RESERVES THE RIGHT TO GO INTO EXECUTIVE SESSION PER NRS 84-1410—**

**--PLEDGE OF ALLEGIANCE**

1. Report from Law Enforcement.
2. Report from Building & Zoning Administrator.
3. Open Forum.
4. Discuss/possible action: Approve Tracy Masek as a member of the Eagle Park & Recreation Commission.
5. Discuss/possible action: Consider options for the rental of a Bobcat Mini Excavator and breaker from Hamilton Equipment for swimming pool repairs.
6. Discuss/possible action: Approve the donation of an annual Individual Pool Pass to the Eagle Park & Recreation Commission for community clean-up day.
7. Discuss/possible action: Consider proposal from ABC Termite & Pest Control for mosquito abatement services at Eagle Municipal Park at a rate of \$500.00 per month.
8. Discuss/possible action: Consider proposal from ABC Termite & Pest Control for bi-monthly service at Eagle Fire & Rescue at a first-year annual cost of \$598.00.
9. Discuss/possible action: Update on truck traffic and potential for damages to the adjacent ADA Ramp at 520 South 1<sup>st</sup> Street.
10. Discuss/possible action: Approve estimate from Lovell Excavating for valve installation on a meter pit at the Eagle Mobile Community in the amount of \$2,366.57.
11. Discuss/possible action: Consider options for repairs or replacement of the automatic gate at the WWTP.
12. Discuss/possible action: Approve Crazy Cracker's 2022 Fireworks Permit Application at 510 Highway 34.
13. Discuss/possible action: Approve Patriot Pete's 2022 Fireworks Permit Application at 340 Highway 34.
14. Discuss/possible action: Approve Alvo Eagle Recreation's 2022 Fireworks Permit Application at 800 S. 1<sup>st</sup> Street.

15. Discuss/possible action: Second reading of Ordinance 2022-03 – Amending Chapter 10, Article 3 of the Eagle Municipal Code regulating mobile food vendors operating within the corporate limits of the Municipality.
16. Discuss/possible action: Resolution 2022-01 – Setting a flat monthly sewer rate for new residents until a January, February and March water use average is established.
17. Discuss/possible action: Approve a conceptual drawing for the future addition of a meeting room at the Eagle Municipal Facility by Kevin Riley in the amount of \$500.00.
18. Discuss/possible action: Approve or deny minutes as typed for the previous meeting.
19. Discuss/possible action: Approve claims.
20. Report from Attorney.
21. Report from Clerk/Treasurer.

**The Agenda is readily available for inspection at the Village Clerk's Office located at 747 S. 2<sup>nd</sup> Street, Eagle, Nebraska during regular business hours.**



**HAMILTON  
EQUIPMENT COMPANY**  
8801 HIGHWAY 6•LINCOLN, NEBRASKA 68507  
PHONE: 402-464-6381•FAX: 402-464-5989  
www.hamiltonequipmentco.com



**Cust: 02748**  
**Document: R00026551R**  
**Date: 03/11/2022**

**VILLAGE OF EAGLE**  
P.O. BOX 130  
EAGLE, NE 683470130

Contact Information		Page 1 of 2
CURTIS. P.O. BOX 130 EAGLE, NE 683470130	PO Number: Salesman: BB	
M: (none) W: (402) 781-2748 H: (none)		

Segment ID	Description	Totals
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0001

**Class Reservation**

Family: RENTAL  
Group: BOBCAT MX  
Class: E26

Contact: CURTIS  
Location:

Out Date: 03/14/2022 09:12AM  
Expected Return: 03/18/2022 09:12AM  
Actual Return:

Job Number:

Adjustment RENTAL PROTECTION of 14.00% applied to this item.

Rates:		Quantity:		Rate:		
Half Day		0.00		\$200.00		
Daily		0.00		\$275.00		
Weekly		1.00		\$850.00		
Monthly		0.00		\$2200.00		<b>850.00</b>

Surcharge/Adj:	Type:	Description:	Percentage:	Extended:	
	Surcharge	RENTAL PROTECTION	14.000000	119.00	<b>119.00</b>

**Estimated Segment Total: 969.00**  
**Deposit Total: 0.00**

Notes:

18" bucket

0002

**Class Reservation**

Family: RENTAL  
Group: BOBCAT ATTACHMENTS  
Class: BREAKER NB140

Contact: CURTIS  
Location:

Out Date: 03/14/2022 09:12AM  
Expected Return: 03/18/2022 09:12AM  
Actual Return:

Job Number:

Adjustment RENTAL PROTECTION of 14.00% applied to this item.

Rates:		Quantity:		Rate:		
Half Day		0.00		\$135.00		
Daily		0.00		\$200.00		
Weekly		1.00		\$600.00		
Monthly		0.00		\$1800.00		<b>600.00</b>

Surcharge/Adj:	Type:	Description:	Percentage:	Extended:	
	Surcharge	RENTAL PROTECTION	14.000000	84.00	<b>84.00</b>

**Estimated Segment Total: 684.00**  
**Deposit Total: 0.00**

Continued on next page



**HAMILTON  
EQUIPMENT COMPANY**  
8801 HIGHWAY 6•LINCOLN, NEBRASKA 68507  
PHONE: 402-464-6381•FAX: 402-464-5989  
[www.hamiltonequipmentco.com](http://www.hamiltonequipmentco.com)



**Cust: 02748**

**Document: R00026551R**

**Date: 03/11/2022**

**VILLAGE OF EAGLE**  
P.O. BOX 130  
EAGLE, NE 683470130

Contact Information		Page 2 of 2
CURTIS, P.O. BOX 130 EAGLE, NE 683470130	PO Number: Salesman: BB	
M: (none) W: (402) 781-2748 H: (none)		
<b>Segment ID</b>	<b>Description</b>	<b>Totals</b>

0002 *Continued from previous page*

**Estimated Reservation Total: 1653.00** ◀  
(Plus Applicable Sales Taxes)  
**Deposit Total: 0.00**

Rental Rates are based on: 8 Hours per Day 40 Hours per Week 160 Hours per Month

HAMILTON  
EQUIPMENT  
COMPANY

Customer Signature: \_\_\_\_\_ Date: \_\_\_\_\_ Name Printed: \_\_\_\_\_ Delivered By: \_\_\_\_\_ Date: \_\_\_\_\_

**RENTAL COPY**



**HAMILTON  
EQUIPMENT COMPANY**  
8801 HIGHWAY 6•LINCOLN, NEBRASKA 68507  
PHONE: 402-464-6381•FAX: 402-464-5989



<b>VILLAGE OF EAGLE</b> P.O. BOX 130 EAGLE, NE 683470130	<b>Cust: 02748</b> <b>Document: QUOTE</b> <b>Date: 03/25/2022</b>
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0001 **RENTAL - BOBCAT MX - E35 W/ THUMB**

Contact: CURTIS  
 Location:  
 Out Date: 03/25/2022 08:32AM  
 Expected Return: 03/31/2022 08:32AM

Adjustment RENTAL PROTECTION of 14.000000 applied to this item.

<b>Rates:</b>	Half Day	Quantity:	0.00	Rate:	\$225.00	
	Daily	Quantity:	0.00	Rate:	\$335.00	
	Weekly	Quantity:	1.00	Rate:	\$1040.00	
	Monthly	Quantity:	0.00	Rate:	\$2850.00	<b>1040.00</b>
<b>Surcharge/Adj:</b>	Type: Surcharge	Description:	RENTAL PROTECTION		Percentage:	<b>145.60</b>
					14.000000	
<b>Estimated Segment Total:</b>						<b>1185.60</b>

0002 **RENTAL - BOBCAT ATTACHMENTS - BREAKER HB980**

Contact: CURTIS  
 Location:  
 Out Date: 03/25/2022 08:32AM  
 Expected Return: 03/30/2022 08:32AM

Adjustment RENTAL PROTECTION of 14.000000 applied to this item.

<b>Rates:</b>	Half Day	Quantity:	0.00	Rate:	\$200.00	
	Daily	Quantity:	0.00	Rate:	\$300.00	
	Weekly	Quantity:	1.00	Rate:	\$900.00	
	Monthly	Quantity:	0.00	Rate:	\$2500.00	<b>900.00</b>
<b>Surcharge/Adj:</b>	Type: Surcharge	Description:	RENTAL PROTECTION		Percentage:	<b>126.00</b>
					14.000000	
<b>Estimated Segment Total:</b>						<b>1026.00</b>

**Estimated Contract Total: 2211.60**  
 (Plus Applicable Sales Taxes)



# PEST CONTROL PROGRAM

**LINCOLN:**

5610 Holdrege St. - Lincoln, NE 68505  
 402-434-3290  
 Lincoln Email: abctermitepc@gmail.com

**OMAHA:**

8516 Maple St. - Omaha, NE 68134  
 402-572-6070  
 Omaha Email: omahaoffice@abctermite-pest.com

Customer # 56381 Source CURRENT CUSTOMER

**BILLING INFORMATION**

Customer Name: VILLAGE OF EAGLE  
 Address: PO BOX 130  
 EAGLE, NE 68347  
 Phone: (402) 432-0969  
 Email: NICK@EAGLENE.GOV

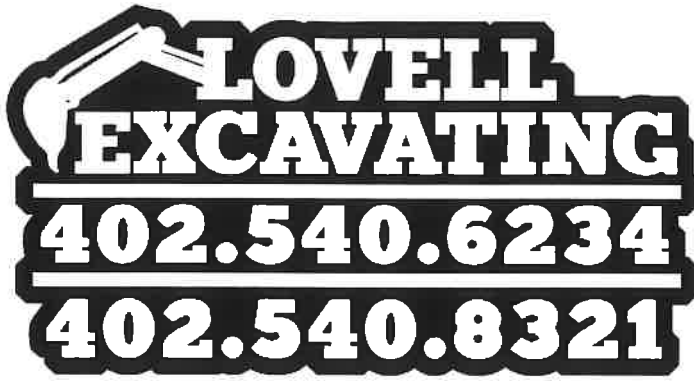
**SERVICE LOCATION**

Occupant: VILLAGE OF EAGLE  
 Address: 705 S 1st ST  
 Eagle, NE 68347  
 Phone: (402) 432-0969  
 Email: NICK@EAGLENE.GOV

Program Details (Initial Service Only)

ONE-TIME PRICE (NO WARRANTY) \$ 110 PLUS TAX (NO WARRANTY)

PEST PROGRAM	Price/Visit	Tax	Discount	Total	Annual
MULTICATCH (CATCHMASTER W/CLEAR LID)	\$30.00	0	0	\$30.00	\$30.00
3- 1 TIME CHARGE					
TRAPPER PEST MONITOR (GLUE)	\$16.00	0	0	\$16.00	\$16.00
2- 1 TIME CHARGE					
P.C. SERVICE - BIMONTHLY	\$67.00	0	0	\$67.00	\$402.00
6 RODENT STATIONS- 3 CLEAR LID MULTICATCH IN GARAGE- 3 PEST MONITOR IN OFFICE					
PROTECTA ROD STATION	\$150.00	0	0	\$150.00	\$150.00
6- 1 TIME CHARGE					
<b>TOTAL FOR THIS PROGRAM</b>					<b>\$598.00</b>
<b>TOTAL FOR ALL PROGRAMS</b>					<b>\$598.00</b>



**Estimate**

**Date**

**3/25/2022**

**Name / Address**

**Village of Eagle**

<b>Job Description</b>	<b>Total</b>
<b>Backhoe Labor- Excavate and install 2" valve on the West side of 2" meter pit. This valve will be added to replace the leaking gate valve inside the meter pit. Material will be provided by the Village of Eagle</b>	<b>1,500.00</b>
<b>Total</b>	<b>\$1,500.00</b>



# Municipal Supply, Inc.

Municipal, Contractors & Industrial Supplies  
 21644 William Circle Gretna, NE 68028  
 402-408-0500 1-844-417-7370  
 FAX 402-408-0499

### \*QUOTATION\*

Quoted to: Level Excavating  
12560 S. 162nd Road  
 Fax: Bennet, NE 68317  
 Attention: Coleton Lovell

Date: 3-18-2022  
 Job Name: 2" Gate Valve Installation  
 Location: Eagle, NE  
 F.O.B.: JOB SITE

QUANTITY	DESCRIPTION	UNIT PRICE	EXTENSION
1	2MJ-OL 2" MT Gate Valve OL 4/4c	406.65	406.65
1	VBlele4SHD 5' Foreign Valve Box w/ Lid	205.63	205.63
2	3018 2" Series 3000 style 30 MJ Joint Restraint	57.08	114.16
1	CB7-77NL 2" MIPT x 2" PVC Pack JT. Adapter	140.13	140.13
		TOTAL:	\$816.57
Please let us know if we can be of service to you.			
Thanks, <i>[Signature]</i>			
1:25			

AUTHORIZED BY: \_\_\_\_\_





# Crazy Cracker Fireworks L.L.C.

Phone: 402-202-9370  
Fax: 305-289-3367 (Aug-May)  
Fax: 402-489-7119 (June-July)

7825 Viburnum Drive  
Lincoln, NE 68516-4455  
Email: [pat-egan@comcast.net](mailto:pat-egan@comcast.net)

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March 11, 2022

Nick & Stephanie,

Please attached find the following:

- 2022 Application to Sell Fireworks
- 2022 State License for Eagle
- Map of Location (unchanged from 2021)
- \$500 License Fee
- \$500 Damage Bond

The stand will be run by Eugene Lucas and his family. They were the stand managers the past three years and have worked with Crazy Cracker for many, many years.

Please let me know if you need anything further.

Regards,

Betsy Egan

**Village of Eagle  
747 S. 2<sup>nd</sup> Street  
PO Box 130  
Eagle, NE 68347  
Office (402) 781-2748  
Fax (402) 781-2775**

APPLICATION FOR PERMIT TO SELL PERMISSIBLE FIREWORKS AT RETAIL

Application is hereby made to the Chairperson and Board of Trustees of the Village of Eagle, Nebraska, by Crazy Cracker Fireworks LLC under the provisions of Section 28-1242, R.R.S. Nebraska, for a permit to sell permissible retail fireworks at 510 Highway 34, Eagle NE, from June 25, 2022 through and including July 4, 2022.

The undersigned hereby pledges itself to sell permissible retail fireworks at such location and if the requested permit is issued, strictly in accordance with all Statutes of the State of Nebraska and all Ordinances of the Village of Eagle.

Applicant's Name (Print) Crazy Cracker Fireworks LLC – Betsy Egan , Vice President

Applicant's Signature 

Dated this 10th day of March, 2022

State license number 2022-RP-69144124-105-02 (Must provide copy of NE State Fire Marshal's License)

License Fee	\$500.00
Damage Bond	\$500.00

Applicant must include in application:

1. A list of personnel who will be working the firework stand.
2. A complete drawing of the location and measurements of the firework stand.

I, Betsy Egan, have read and understand the attached ordinances.

Applicant's Signature 

# NEBRASKA STATE FIRE MARSHAL

246 South 14th Street  
Lincoln, NE 68508-1804

## LICENSE FOR SALE OF FIREWORKS

Permissible fireworks may be sold at retail commencing 12:01 AM June 25 and ending 11:59 PM July 4 OR 12:01 AM December 29 and ending 11:59 PM December 31 and must be purchased from a licensed distributor or jobber. A jobber may not sell retail. Invoice copies for all fireworks must be kept available for inspection and must show the license number of the distributor or jobber. Fireworks may not be sold outside the city limits of an incorporated town or village. Violations of State Fire Marshal regulations may result in immediate revocation of this license.

### LICENSE GOOD ONLY FOR CALENDAR YEAR IN WHICH ISSUED

This copy signed, dated and numbered by the STATE FIRE MARSHAL constitutes issuance of a LICENSE pursuant to the provisions of Nebraska Revised Statute 28-1246 (1994 Supp.). Such license shall be displayed at licensee's place of business.

**DATE RECEIVED:**

March 10, 2022 02:14 PM

**TYPE OF LICENSE AND FEE:**

Retail Permit (July) - \$25.00

**LOCATION OF OUTLET FOR RETAIL SALE OF FIREWORKS:**

510 Hwy 34  
Eagle  
Tent in parking lot

**COUNTY:**

Cass

**STORAGE LOCATION:**

**DISTRIBUTOR(S)/JOBBER(S):**

Crazy Cracker Fireworks LLC (2022-RP-67843102-18)

**SALES TAX NUMBER:**

**DATE ISSUED:**

March 10, 2022 01:33 PM



STATE FIRE MARSHAL

**LICENSE HOLDER:**

Crazy Cracker Fireworks LLC

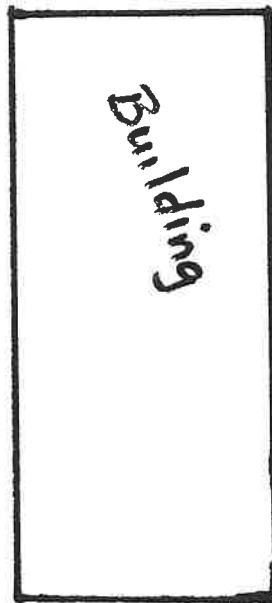
**LICENSE NUMBER:**

2022-RP-69144124-105-02

Hwy 34



← 15' →



Parking

Parking

5th Street

Village of Eagle  
747 S. 2<sup>nd</sup> Street  
PO Box 130  
Eagle, NE 68347  
Office (402) 781-2748  
Fax (402) 781-2775

APPLICATION FOR PERMIT TO SELL PERMISSIBLE FIREWORKS AT RETAIL

Application is hereby made to the Chairperson and Board of Trustees of the Village of Eagle, Nebraska, by Patriot Pete's Fireworks under the provisions of Section 28-1242, R.R.S. Nebraska, for a permit to sell permissible retail fireworks at \_\_\_\_\_  
340 Hwy 34 from June 25, 2022 through and including July 4, 2022.

The undersigned hereby pledges itself to sell permissible retail fireworks at such location and if the requested permit is issued, strictly in accordance with all Statutes of the State of Nebraska and all Ordinances of the Village of Eagle.

Applicant's Name (Print) Seth Navratil  
Applicant's Signature AA

Dated this 4<sup>th</sup> day of March, 2022

State license number 2022-11P-68675432-85-02 (Must provide copy of NE State Fire Marshal's License)

License Fee \$500.00  
Damage Bond \$500.00

- Applicant must include in application:
1. A list of personnel who will be working the firework stand.
  2. A complete drawing of the location and measurements of the firework stand.

I, Seth Navratil, have read and understand the attached ordinances.

Applicant's Signature AA

# NEBRASKA STATE FIRE MARSHAL

246 South 14th Street  
Lincoln, NE 68508-1804

## LICENSE FOR SALE OF FIREWORKS

Permissible fireworks may be sold at retail commencing 12:01 AM June 25 and ending 11:59 PM July 4 OR 12:01 AM December 29 and ending 11:59 PM December 31 and must be purchased from a licensed distributor or jobber. A jobber may not sell retail. Invoice copies for all fireworks must be kept available for inspection and must show the license number of the distributor or jobber. Fireworks may not be sold outside the city limits of an incorporated town or village. Violations of State Fire Marshal regulations may result in immediate revocation of this license.

### LICENSE GOOD ONLY FOR CALENDAR YEAR IN WHICH ISSUED

This copy signed, dated and numbered by the STATE FIRE MARSHAL constitutes issuance of a LICENSE pursuant to the provisions of Nebraska Revised Statute 28-1246 (1994 Supp.). Such license shall be displayed at licensee's place of business.

**DATE RECEIVED:**

February 24, 2022 05:56 PM

**TYPE OF LICENSE AND FEE:**

Retail Permit (July) - \$25.00

**LOCATION OF OUTLET FOR RETAIL SALE OF FIREWORKS:**

340 Hwy 34  
Eagle  
Tent in parking lot

**COUNTY:**

Cass

**STORAGE LOCATION:****DISTRIBUTOR(S)/JOBBER(S):**

Winco Fireworks International, LLC (2022-RP-67621922-4)  
Jakes Fireworks (2022-RP-67993040-22)  
Crazy Debbies Fireworks, LLC (2022-RP-68075610-25)  
Spirit of 76 Fireworks (2022-RP-67665616-10)

**SALES TAX NUMBER:****DATE ISSUED:**

February 24, 2022 04:32 PM



STATE FIRE MARSHAL

**LICENSE HOLDER:**

Patriot Pete's Fireworks

**LICENSE NUMBER:**

2022-RP-68675432-85-02



Imagery ©2021 U.S. Geological Survey, Map data ©2021 20 ft

Measure distance

Total distance: 25.18 ft (7.68 m)

Operators: Lisa Van Ostrand

Village of Eagle  
747 S. 2<sup>nd</sup> Street  
PO Box 130  
Eagle, NE 68347  
Office (402) 781-2748  
Fax (402) 781-2775

APPLICATION FOR PERMIT TO SELL PERMISSIBLE FIREWORKS AT RETAIL

Application is hereby made to the Chairperson and Board of Trustees of the Village of Eagle, Nebraska, by AE Rec (Rod Schulz) under the provisions of Section 28-1242, R.R.S. Nebraska, for a permit to sell permissible retail fireworks at Memorial Field 800 S. 1<sup>st</sup> Eagle, NE from June 25, 2022 through and including July 4, 2022.

The undersigned hereby pledges itself to sell permissible retail fireworks at such location and if the requested permit is issued, strictly in accordance with all Statutes of the State of Nebraska and all Ordinances of the Village of Eagle.

Applicant's Name (Print) Rod Schulz  
Applicant's Signature Rod Schulz

Dated this 31 day of March, 2022

State license number \_\_\_\_\_ (Must provide copy of NE State Fire Marshal's License)

License Fee \$500.00  
Damage Bond \$500.00

Applicant must include in application:

1. A list of personnel who will be working the firework stand.
2. A complete drawing of the location and measurements of the firework stand.

I, Rod Schulz, have read and understand the attached ordinances.

Applicant's Signature Rod Schulz



Alvo-Eagle rec

PO box 393

Eagle, NE 68347

3/31/2022

Eagle Village Board of Trustees

727 S. 1<sup>st</sup> st.

Eagle, NE 68347

Alvo-Eagle Recreation Association would like to ask for consideration to have a firework stand in Eagle, NE for the 2022 July fireworks season.

Location of the stand would be in the parking lot of Memorial Field. The physical address is approximately 800 South 1<sup>st</sup> street Eagle, NE.

The fireworks vendor we plan to use is Wild Willy's Fireworks Inc; Springfield, NE

Alvo-Eagle Recreation general list of volunteers:

Rod Schulz (A/E rec member)

Erik Pearson (A/E rec treasurer)

Miscellaneous board members, parents, & volunteers (under supervision of Rod Schulz A/E rec board member)

ENCLOSED:

\*Completed application

\*\$500 Check (License Fee)

\*\$500 Check (Damage Bond)

\*Nebraska State Fire Marshal License for sale of fireworks (copy)

\*Map showing the location of the fireworks stand

Request submitted 3/31/2022

Respectfully submitted,

Rod Schulz Alvo/Eagle recreation Association

1ST STREET

CONCESSION  
STAND

BALL FIELD

A/E REC  
FIREWORK S TENT

PORTABLE  
RESTROOMS

EXIT

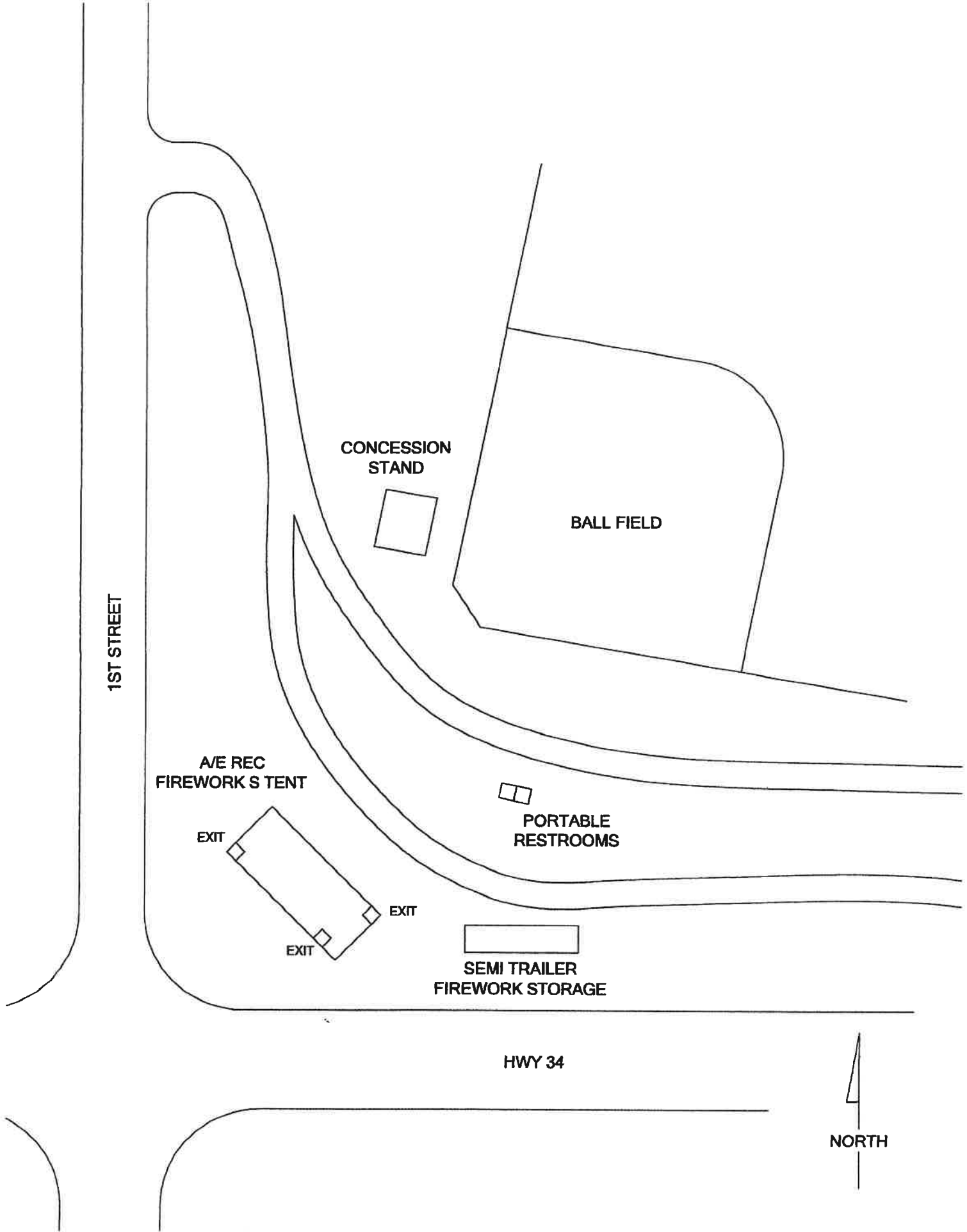
EXIT

EXIT

SEMI TRAILER  
FIREWORK STORAGE

HWY 34

NORTH



## ORDINANCE NO. 2022-00

AN ORDINANCE OF THE VILLAGE OF EAGLE, CASS COUNTY, NEBRASKA, TO AMEND CHAPTER 10, ARTICLE 3, SECTION X-XXX, OF THE MUNICIPAL CODE OF THE VILLAGE OF EAGLE, NEBRASKA AS THE SAME RELATES TO BUSINESS REGULATIONS; TO REPEAL ALL ORDINANCES IN CONFLICT HEREWITH; TO PROVIDE FOR THE SEVERABILITY OF ANY SECTION, CLAUSE, PROVISION OR PORTION FOUND UNCONSTITUTIONAL OR INVALID; TO PROVIDE THAT THIS ORDINANCE SHALL BE PUBLISHED AND SHALL BE IN FULL FORCE AND TAKE EFFECT FROM AND AFTER ITS PASSAGE AND APPROVAL, AS PROVIDED BY LAW AND AS PROVIDED HEREIN; AND TO PROVIDE THAT THE PROVISIONS OF THIS ORDINANCE SHALL BECOME AND BE MADE A PART OF THE MUNICIPAL CODE OF THE VILLAGE OF EAGLE, NEBRASKA, AND THE SECTIONS OF THIS ORDINANCE MAY BE RENUMBERED TO ACCOMPLISH SUCH INTENTION.

WHEREAS, Eagle has the authority to regulate mobile food vendors operating within the corporate limits of the Municipality;

WHEREAS, Mobile food vendors provide a beneficial service to the general public within Eagle while, due to their distinct manner of operation, also present substantial differences of circumstances from other food retailers. It is, thus, desirable to regulate, and require permits for mobile food vendors so that their transitory use of various properties can occur in a fair and safe manner, and so that public safety and welfare can be protected. The purpose of this chapter is to enact regulations to serve those goals.

NOW, THEREFORE, BE IT ORDAINED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF EAGLE, NEBRASKA, as follows:

Section 1. Chapter 10, Article 3, Section 3-XXX of the Village of Eagle, is amended as indicated:

### **§10-3XX DEFINITIONS**

For the purpose of this chapter the following terms shall have the meanings respectively ascribed to them:

**Food:** Shall mean any raw, cooked, or processed edible substance or beverage used or intended for use or for sale in whole or in part for human consumption.

**Mobile Food Vendor:** Shall mean a person who travels from place to place selling or offering for sale food from a motor vehicle or trailer on public or private property. The following activities are excluded from such definition, and alone, do not subject a vendor to being covered under by such definition: (1) the sale or offer for sale of farm products produced or raised by such a vendor from land either occupied or cultivated by him or

her; (2) the sale or offer of sale of homemade items, such as breads, pies, etc. for a Farmers Market event; (3) the sale or offer of sale of food by non-profit groups or at an event sponsored by a non-profit group; or (4) a minor who is selling liquid refreshments or homemade items on a temporary basis in a manner akin to a lemonade stand.

**Permanent Food Establishment:** A fixed building which a person occupies on a continual basis and from which such person sells or offers to sell food for immediate delivery and consumption upon purchase. Such term shall not include a location where a mobile food vendor sells or offers to sell food, a concession stand, a convenience store, a grocery store, or an automotive fueling station.

**Administrator:** The Village Clerk/Treasurer, or his or her designee.

### **§10-3XX PERMIT REQUIRED**

It shall be unlawful for any person to operate as a mobile food vendor within the corporate limits, whether on public or private property, unless such person complies with the requirements and regulations of this chapter, including holding a valid and active mobile food vendor permit issued by the municipality under this chapter.

### **§10-3XX APPLICATION**

All permit applications under this chapter shall be filed with the Administrator on a form to be furnished by the municipality, which shall require, at a minimum, the following:

- (a) The name, address, phone number, and email address of the individual, partnership, firm, or corporation applying for a permit;
- (b) The vehicle license numbers and descriptions of all vehicles from which the applicant proposes to sell food;
- (c) The names of all persons expected to drive such vehicles;
- (d) A copy of all vehicle registrations;
- (e) Proof of motor vehicle insurance;
- (f) Proof of general liability insurance for property damage and injury for no less than \$1,000,000.00;
- (g) A brief description of the foods to be sold;
- (h) The address of the physical location the vendor will set up trade:
  - a. For private property, written permission to sell or offer to sell food on said property;
  - b. For public property, request permission from the governing body;
- (i) A copy of the State of Nebraska sales tax permit or proof of sales tax exemption; and
- (j) A copy of the applicant's permit issued by the Department of Agriculture of the State of Nebraska, as required by the Nebraska Pure Foods Act (Neb. Rev. Stat. secs. 81-2,239 to 81-2,292).

After receipt of the completed application and application fee, the Administrator shall either approve or deny the application. Grounds for denial may include, but not be limited to, the following:

- (a) An incomplete application;
- (b) The nonpayment of applicable fees;
- (c) A finding that the application is not in conformance with any applicable laws or this code including, but not limited to, Chapter \_\_\_\_ of this code.
- (d)

### **§10-3XX ISSUANCE OR DENIAL**

- a. Upon receipt of a complete application for a permit pursuant to this chapter, the Administrator shall endeavor to determine if the statements contained within the application are true and correct and shall approve or deny such application within 30 days as provided herein.
- b. Grounds for denial may include, but are not limited to, the following
  - i. A finding that the application is incomplete;
  - ii. Non-payment of applicable fees;
  - iii. A finding that the application is not in conformance with any applicable laws or this code including, but not limited to Chapter 10 of this code;
  - iv. A finding that the applicant has been convicted of two or more separate violations of the provisions of this chapter within the 12 months preceding the submission of a complete application.
- c. An application for a permit under this chapter shall be accompanied by a nonrefundable processing fee of \$30.00 per year for each motor vehicle, trailer, cart or other piece of mobile equipment to be used.

### **§10-3XX TRANSFER**

Permits issued under this chapter shall be nontransferable and no such permit shall be used at any time by any person other than the one to whom it was issued.

### **§10-3XX EXHIBITION OF PERMIT**

Vendors shall exhibit their permit at all times when operating within the corporate limits of the municipality or upon the request of any Village official, Village employee, or customer.

### **§10-3XX RENEWAL**

A permit issued under this chapter shall expire on December 31st of each year. The permittee shall renew the permit for the following year by filing with the Village Clerk

prior to expiration. The renewal shall be on a form provided by the Village Clerk and shall include payment of a renewal fee of \$15.00 per year for each motor vehicle, trailer, cart or other piece of mobile equipment to be used.

### **§10-3XX SALES REGULATIONS**

A mobile food vendor shall:

- a. have in full force and effect (1) a permit issued by the Village Clerk as provided herein, (2) a sales tax permit from the State of Nebraska, (3) a permit issued by the Department of Agriculture of the State of Nebraska, as required by the Nebraska Pure Food Act, and (4) a motor vehicle liability insurance policy and be able to exhibit proof of such policy upon request;
- b. only sell or offer to sell food on private property that is zoned for commercial or industrial use, with written consent from the property owner;
- c. only sell or offer to sell food on village public property as provided for in §10-3XX;
- d. vend only when the vendor's truck is lawfully parked or stopped;
- e. vend only from the side of the truck that is away from moving traffic;
- f. comply with all local ordinances regulating noise;
- g. maintain in operable condition all fire suppression equipment or devices as required by local, state, or federal law;
- h. provide trash receptacles for the collection of trash and recyclable materials;
- i. pick up and properly dispose of any trash, litter, or recyclable materials prior to leaving a location;

A mobile food vendor shall not:

- a. sell or offer to sell alcoholic drinks;
- b. sell or offer to sell food on private property zoned for residential use;
- c. sell or offer to sell food from a vehicle located in a village right-of-way;
- d. sell or offer to sell food from a vehicle located on a street or street parking stall unless the street is closed for a special event, with approval from the Village Board;
- e. sell or offer to sell food on county public property, school public property, or natural resource district public property without written consent of an authorized representative;
- f. vend to a person standing in the roadway;
- g. vend on state highways;
- h. dispose of any trash, litter, recyclable materials, or food waste (including grease) in public trash or recycling containers;
- i. dump grease, waste, food waste, waste water, or grey water on the ground or in the storm sewers; or
- j. vend within 150 feet of any school or school grounds from 8:00 a.m. to 4:30 p.m. on a weekday.

### **§10-3XX OPERATING ON MUNICIPAL PROPERTY**

To operate on municipal property, a mobile food vendor must obtain permission from the governing body. Mobile food vendors are only allowed to park and operate on the following municipal property:

- a. the northern or eastern portion of the lot located east of the Eagle Municipal Pool (Eagle-OT lots 1-6 of block 13); or
- b. the southern portion of the Eagle Municipal Office parking lot located at 747 S. 2<sup>nd</sup> Street.

Any authorized official or employee of the municipality may order a mobile food vendor to move or leave from the above specified locations. No vehicles or other auxiliary equipment used by a mobile food vendor shall be left or parked on municipal property for more than 12 hours. The municipality may tow or otherwise move a mobile food vendor's vehicle or other auxiliary equipment if it presents a danger to public safety and the mobile food vendor fails to move the same.

### **§10-3XX HOURS OF OPERATION**

Mobile food vendors are allowed to operate between the hours of 7:00 a.m. and 12:00 midnight, seven days a week.

### **§10-3XX REVOCATION OR SUSPENSION**

**Grounds:** A permit issued under this chapter may be revoked or suspended by the Administrator for any of the following reasons:

- a. Any fraud, misrepresentation, or false statement contained in the application for a permit;
- b. Any fraud, misrepresentation, or false statement made in connection with the selling of food;
- c. Any violation of this chapter or any applicable laws or provisions of the Eagle Municipal Code;
- d. Conducting business in an unlawful manner or in such a manner as to constitute a breach of the peace or a menace to the health, safety, or general welfare of the public;

**Conviction of violation of chapter:** The Administrator shall revoke a permit issued under this chapter for any mobile food vendor who is convicted of two or more separate violations of this chapter within any consecutive 12-month period. For purposes of this section, conviction shall mean any finding of guilt or liability on the part of the mobile food vendor by a court of competent jurisdiction, and shall include any conviction that has previously been set aside.

**Notice:** To revoke or suspend a license, the Administrator shall provide written notice to the permit holder state the revocation or suspension action taken, the grounds for such action, and the availability of an appeal under this section. Such notice shall be sent by

regular U.S. mail or by certified mail (although return receipt is not required to prove service) to the license holder's address as state in his or her application.

**Appeal:** A permit holder aggrieved by the decision of the Administrator under this section may file an appeal with the Village, to be heard before the Village Board.

**Re-application:** A person whose license has been revoked under this chapter may not re-apply for a new license for a period of 12 months after the effective date of the revocation.

### **§10-3XX PENALTY**

It shall be unlawful for any person to violate the provisions of this chapter. Any violation shall be punishable as provided in §XX-XXX.

Section 2. That the Chair and the appropriate Department, whether one or more, of the Village of Eagle, Nebraska, are hereby authorized and directed to implement this Ordinance.

Section 3. That all Ordinances and parts of Ordinances passed and approved prior to the passage, approval, and publication of this Ordinance, in conflict herewith, are hereby repealed.

Section 4. That should any section, paragraph, sentence of this Ordinance hereby adopted be declared for any reason invalid, it is the intent of the Chair and Governing Body of the Village of Eagle, Nebraska, that it would have passed all other portions of this Ordinance independent of the elimination here from of any such portion as may be declared invalid.

Section 5. That this Ordinance shall be published within the first 15 days after its passage and approval either in pamphlet form or by posting in three public places in the Village of Eagle, Nebraska, and shall be in full force and take effect on the 15<sup>th</sup> day from and after its passage, approval, and publication, as provided herein.

Section 6. That it is the intention of the Chair and Governing Body of the Village of Eagle, Nebraska, and it is hereby ordained that the provisions of this Ordinance shall amend the Municipal Code of the Village of Eagle, Nebraska, and the sections of this Ordinance may be renumbered to accomplish such intention.

This Ordinance passed and approved this \_\_\_\_ day of \_\_\_\_\_ 2022.

VILLAGE OF EAGLE, NEBRASKA



By: \_\_\_\_\_  
John Surman, Its Chair

ATTEST:

\_\_\_\_\_  
Nick Nystrom, Its Clerk

(SEAL)

**RESOLUTION OF THE BOARD OF TRUSTEES  
FOR THE VILLAGE OF EAGLE, NEBRASKA**

**RESOLUTION NO. 2022-01**

**WHEREAS**, the Municipal Code of the Village of Eagle, Nebraska, and in particular Ordinance §3-223, provides the following:

The sum of \$4.00 shall be charged for each 1000 gallons of water used based upon the average amount of water metered for the premises, occupied by the current occupant or tenant, per month during the preceding winter quarter (January, February, and March). If there is no established usage for the previous January, February and March period for the premises occupied by the current occupant or tenant, **then a flat monthly rate set by resolution by the Governing Body, annually, shall be charged, until a January, February and March water usage average can be established.**

**WHEREAS**, the Chair and Board of Trustees of the Village of Eagle, Nebraska deem it in the best interests of the citizens of the Village of Eagle, Nebraska, that said flat monthly rate be established for the period this Resolution is passed, until the anniversary of passage,

**NOW, THEREFORE**, be it resolved by the Chair and Board of Trustees of the Village of Eagle, Nebraska, as follows:

- 1 That the findings here and above made should be and are hereby made a part of this Resolution as fully as if set out at length herein.
- 2 That the flat monthly rate required by the Ordinance set forth above shall be the amount of \$20.00 per month.
- 3 That the effective date of this rate shall be May 1, 2022 and shall expire on April 30, 2023.

**PASSED AND APPROVED THIS 5<sup>TH</sup> DAY OF APRIL, 2022.**

ATTEST:

VILLAGE OF EAGLE, NEBRASKA

\_\_\_\_\_  
John Surman, Chairperson

\_\_\_\_\_  
Nick Nystrom, Clerk

## VILLAGE OF EAGLE

March 21, 2022

The Village Board of Trustees met in regular session at 7:00 p.m. on March 21, 2022 with Surman, Meier, Moore and Caylor present. Weyers was absent. The Agenda items listed thereon were sufficiently descriptive to give the public reasonable notice of the matters to be considered at the meeting. The Chairperson, at the beginning of the meeting, informed the public about the location of the posted current copy of the Open Meetings Act. Chairperson Surman named the three (3) areas where the agenda was posted as follows: Eagle Municipal Building, Eagle Fire & Rescue Department and Eagle Municipal Park. The Pledge of Allegiance was recited.

Motion by Moore, second by Caylor, to approve Luke Gentrup as a member of the Eagle Fire & Rescue Department. Voting: Ayes – 4. Motion carried.

Open Forum – Larry Burke introduced himself as a Lieutenant with the Cass County Sheriff's Office and announced his candidacy for Cass County Sheriff. Burke has 37 years of continuous service in law enforcement and has served in Cass County for the last 35 years. Burke said he has been a resident of Cass County since 1987 and understands the values and the need of providing effective services while balancing the necessity of being fiscally responsible with the taxpayer's money. Burke's vision includes becoming more involved with the communities, organizations and citizens of the County and to facilitate a better understanding of services necessary to maintain a safe Cass County. Burke said he is enthusiastic and looking forward to continuing his service with a commitment to working hard to provide new leadership and being accountable to the citizens with an emphasis on more service and less politics. Terry Caddy provided the Village Board with the following comments and inquiries; the monument sign along Highway 34 is currently not working; the maintenance department is still waiting to hear from Sandy Weyers whether grant funding is available for new generators; what street projects are being planned this year; and whether the Park & Recreation Commission has determined a recommended use for the park space in the Eagle Estates subdivision. Moore provided an update on the classes he attended at the League of Nebraska Municipalities' Midwinter Conference. Surman asked if Caylor was able to attend the conference. Caylor said no; she was unavailable due to an emergency in her work schedule. Surman urged caution in scheduling attendance at a conference because money gets spent whether an individual is present or not. Surman said Windstream is in the process of installing fiber optic service in certain areas of town OPPD is in the process of installing a new primary power line.

Motion by Moore, second by Meier, to approve the donation of an additional individual pool pass to Eagle Vision for their annual Easter Egg Hunt on April 9, 2022. Voting: Ayes – 4. Motion carried.

Motion by Caylor, second by Meier, to approve a donation of \$7,140.00, including \$1,140.00 from the Keno Account, to Alvo/Eagle Recreation for park ballfield improvements and maintenance to Memorial Field. Voting: Ayes – Meier, Caylor. Nays – Moore, Surman. Motion failed.

Motion by Moore, second by Surman, to approve a donation of \$6,000.00 to Alvo/Eagle Recreation for park ballfield improvements and maintenance to Memorial Field. Voting: Ayes – 4. Motion carried.

Motion by Moore, second by Caylor, to introduce Ordinance 2022-02. Voting: Ayes – 4. Motion carried.

Chairperson Surman read Ordinance 2022-02 as follows:

**ORDINANCE NO. 2022-02**

AN ORDINANCE OF THE VILLAGE OF EAGLE, NEBRASKA, TO AMEND CHAPTER 3, ARTICLE 1, SECTION 3-106 OF THE MUNICIPAL CODE OF THE VILLAGE OF EAGLE, NEBRASKA, PERTAINING TO WATER SERVICE INSTALLATION EXPENSE BY AMENDING THE WATER TAPPING FEE; TO PROVIDE THAT THE CHAIR AND THE APPROPRIATE DEPARTMENT, WHETHER ONE OR MORE, OF THE VILLAGE OF EAGLE, NEBRASKA, ARE HEREBY AUTHORIZED AND DIRECTED TO IMPLEMENT THIS ORDINANCE; TO PROVIDE FOR THE SEVERABILITY OF ANY SECTION, CLAUSE, PROVISION OR PORTION FOUND UNCONSTITUTIONAL OR INVALID; TO REPEAL ALL ORDINANCES IN CONFLICT HEREWITH; TO PROVIDE THAT THIS ORDINANCE SHALL BE PUBLISHED WITHIN THE FIRST 15 DAYS AFTER ITS PASSAGE AND APPROVAL EITHER IN PAMPHLET FORM OR BY POSTING IN THREE PUBLIC PLACES IN THE VILLAGE OF EAGLE, NEBRASKA, AND SHALL BE IN FULL FORCE AND TAKE EFFECT FROM AND AFTER ITS PASSAGE, APPROVAL, AND PUBLICATION, AS PROVIDED HEREIN; AND TO PROVIDE THAT THIS ORDINANCE SHALL BECOME AND BE MADE A PART OF THE MUNICIPAL CODE OF THE VILAGE OF EAGLE, NEBRASKA, AND THE SECTIONS OF THIS ORDINANCE MAY BE RENUMBERED TO ACCOMPLISH SUCH INTENTION.

Motion by Moore, second by Meier, to accept the first reading of Ordinance 2022-03. Voting: Ayes – 4. Motion carried.

Motion by Moore, second by Surman, to approve the 2022 Village of Eagle brush chipping rules as presented. Voting: Ayes – 4. Motion carried.

Motion by Moore, second by Surman, to approve the 2022 Eagle Reorganization Q & A as amended and approve distribution at the three public posting areas, online and individual mailings to each resident. Voting: Ayes – 4. Motion carried.

Motion by Meier, second by Caylor, to approve minutes as typed for the previous meeting. Voting: Ayes – 4. Motion carried.

Motion by Moore, second by Meier, to hire Curtis Klabenes as Maintenance Supervisor at a rate of \$30.00 per hour. Voting: Ayes – 4. Motion carried.

The meeting was adjourned at 9:24 p.m.

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Nick Nystrom  
Village Clerk

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John Surman  
Chairperson

## VILLAGE OF EAGLE

March 21, 2022

The Village Board of Trustees met in regular session at 7:00 p.m. on March 21, 2022 with Surman, Meier, Moore and Caylor present. Weyers was absent. The Agenda items listed thereon were sufficiently descriptive to give the public reasonable notice of the matters to be considered at the meeting. The Chairperson, at the beginning of the meeting, informed the public about the location of the posted current copy of the Open Meetings Act. Chairperson Surman named the three (3) areas where the agenda was posted as follows: Eagle Municipal Building, Eagle Fire & Rescue Department and Eagle Municipal Park. The Pledge of Allegiance was recited.

Report from Fire & Rescue – Makinsey Lonergan (Rescue Captain) reported 2 rescue calls, 2 fire calls and 1 hazmat call since the February 22, 2022 board meeting. Surman asked if there have been any issues with individuals burning without a permit. Lonergan said it is always a concern but there haven't been many issues during this dry weather period.

Motion by Moore, second by Caylor, to approve Luke Gentrup as a member of the Eagle Fire & Rescue Department. Voting: Ayes – 4. Motion carried.

Open Forum – Larry Burke introduced himself as a Lieutenant with the Cass County Sheriff's Office and announced his candidacy for Cass County Sheriff. Burke has 37 years of continuous service in law enforcement and has served in Cass County for the last 35 years. Burke said he has been a resident of Cass County since 1987 and understands the values and the need of providing effective services while balancing the necessity of being fiscally responsible with the taxpayer's money. Burke's vision includes becoming more involved with the communities, organizations and citizens of the County and to facilitate a better understanding of services necessary to maintain a safe Cass County. Burke said he is enthusiastic and looking forward to continuing his service with a commitment to working hard to provide new leadership and being accountable to the citizens with an emphasis on more service and less politics. Terry Caddy provided the Village Board with the following comments and inquiries; the monument sign along Highway 34 is currently not working; the maintenance department is still waiting to hear from Sandy Weyers whether grant funding is available for new generators; what street projects are being planned this year; and whether the Park & Recreation Commission has determined a recommended use for the park space in the Eagle Estates subdivision. Moore provided an update on the classes he attended at the League of Nebraska Municipalities' Midwinter Conference. Surman asked if Caylor was able to attend the conference. Caylor said no; she was unavailable due to an emergency in her work schedule. Surman urged caution in scheduling attendance at a conference because money gets spent whether an individual is present or not. Surman said Windstream is in the process of installing

fiber optic service in certain areas of town OPPD is in the process of installing a new primary power line.

Discussion: Cass County Nebraska Economic Development Council updates – Julie Schmale introduced herself as the Chairperson of the Cass County Nebraska Development Council (CCNEDC). It was announced that Jennifer Serkiz is resigning from her position as Executive Director of CCNEDC and her final day will be March 25, 2022. Schmale provided the Village Board with a copy of CCNEDC's Annual Report and said the search is underway for a new Executive Director. Surman asked if the new Executive Director will attend pre-development meetings similar to what Serkiz had done in the past. Schmale said if this is something the Village Board would like to see continue as an investor in CCNEDC she will make sure this is brought to the attention of the new candidates for the position. Schmale announced that the next investor meeting will be held on April 20, 2022 at the Carol Joy Holling Center near Ashland.

Motion by Moore, second by Meier, to approve the donation of an additional individual pool pass to Eagle Vision for their annual Easter Egg Hunt on April 9, 2022. Voting: Ayes – 4. Motion carried.

Discuss/possible action: Consider Alvo/Eagle Recreation's donation request for \$5,640.00 for park ballfield improvements and \$1,500.00 for maintenance to Memorial Field – Kyle Krajewski was present on behalf of Alvo/Eagle Recreation Association. Surman said a total of \$6,000 was budgeted for park ballfield improvements; although Keno funds could potentially be used for the excess amount requested, these funds are still a part of the annual budget. Caylor asked how much was donated last year to Alvo/Eagle Recreation. Nystrom said \$5,000. Meier asked if School District 145 donates money to Memorial Field. Krajewski said yes; the district provides funding for a lot of the infrastructure components (lighting, fencing, etc.). Surman inquired about the money earned from fireworks. Krajewski said this money generally goes towards equipment, umpire fees, lawn care, utilities and restroom services. Caylor asked what specifically the additional \$1,500 will be spent on. Krajewski said chalk and other field products for both ballfields. Moore said he is concerned with donating additional money outside of the budget due to some high priority requests for funding new park equipment this year.

Motion by Caylor, second by Meier, to approve a donation of \$7,140.00, including \$1,140.00 from the Keno Account, to Alvo/Eagle Recreation for park ballfield improvements and maintenance to Memorial Field. Voting: Ayes – Meier, Caylor. Nays – Moore, Surman. Motion failed.

Motion by Moore, second by Surman, to approve a donation of \$6,000.00 to Alvo/Eagle Recreation for park ballfield improvements and maintenance to Memorial Field. Voting: Ayes – 4. Motion carried.

Discuss/possible action: Approve the rental of a Bobcat Mini Excavator and breaker attachment for pool repairs at a weekly rate of \$1,653.00 – Surman asked what type of work is anticipated at the pool. Klabenes said last year it was identified that a leak exists somewhere under the pool deck; once a general idea is established of where the leak is located, the Mini Excavator will be used to break up concrete and allow access to the water line for repairs. Surman asked if there is any anticipation that the project will take longer than one week. Klabenes said no. Meier said he feels it might be best to obtain a bid to rent a little bit larger Mini Excavator, such as an E35. The Village Board directed Klabenes to obtain a bid for an E35 unit. Agenda item tabled until the April 5, 2022 board meeting.

Motion by Moore, second by Caylor, to introduce Ordinance 2022-02. Voting: Ayes – 4. Motion carried.

Chairperson Surman read Ordinance 2022-02 as follows:

### **ORDINANCE NO. 2022-02**

AN ORDINANCE OF THE VILLAGE OF EAGLE, NEBRASKA, TO AMEND CHAPTER 3, ARTICLE 1, SECTION 3-106 OF THE MUNICIPAL CODE OF THE VILLAGE OF EAGLE, NEBRASKA, PERTAINING TO WATER SERVICE INSTALLATION EXPENSE BY AMENDING THE WATER TAPPING FEE; TO PROVIDE THAT THE CHAIR AND THE APPROPRIATE DEPARTMENT, WHETHER ONE OR MORE, OF THE VILLAGE OF EAGLE, NEBRASKA, ARE HEREBY AUTHORIZED AND DIRECTED TO IMPLEMENT THIS ORDINANCE; TO PROVIDE FOR THE SEVERABILITY OF ANY SECTION, CLAUSE, PROVISION OR PORTION FOUND UNCONSTITUTIONAL OR INVALID; TO REPEAL ALL ORDINANCES IN CONFLICT HEREWITH; TO PROVIDE THAT THIS ORDINANCE SHALL BE PUBLISHED WITHIN THE FIRST 15 DAYS AFTER ITS PASSAGE AND APPROVAL EITHER IN PAMPHLET FORM OR BY POSTING IN THREE PUBLIC PLACES IN THE VILLAGE OF EAGLE, NEBRASKA, AND SHALL BE IN FULL FORCE AND TAKE EFFECT FROM AND AFTER ITS PASSAGE, APPROVAL, AND PUBLICATION, AS PROVIDED HEREIN; AND TO PROVIDE THAT THIS ORDINANCE SHALL BECOME AND BE MADE A PART OF THE MUNICIPAL CODE OF THE VILAGE OF EAGLE, NEBRASKA, AND THE SECTIONS OF THIS ORDINANCE MAY BE RENUMBERED TO ACCOMPLISH SUCH INTENTION.

WHEREAS, Section 3-106 of the Municipal Code of the Village of Eagle, Nebraska, specifies the water service installation costs to be charged to consumers of the Eagle water system, and,

WHEREAS, the cost of providing water tapping services to the users of the Municipal system has changed and an amendment to the same is in order, and



WHEREAS, the Chairman and Board of Trustees of the Village of Eagle, Nebraska, do desire to amend the water tapping fees to account for and pay for the operation and maintenance expense incurred by the Village to offer said service.

NOW, THEREFORE, BE IT ORDAINED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF EAGLE, NEBRASKA, as follows:

Section 1. That the findings here and above should be, and they are hereby made a part of this Ordinance, as fully as if set out at length herein.

Section 2. That Chapter 3, Article 1, Section 3-106 of the Municipal Code of the Village of Eagle, Nebraska, shall be amended to read as follows:

**§3-106 MUNICIPAL WATER DEPARTMENT; INSTALLATION EXPENSE.**

All costs of providing water service from the main to the point of distribution shall be paid by the consumer. Costs shall include corporate cocks, curb-stops, meters, as well as any required deposit or tap fee. It is hereby established, in addition to the above described expenses, a tapping fee of ~~five hundred (\$500.00)~~ seven hundred and fifty (\$750.00) dollars per dwelling unit, business, business services or other commercial entities to be serviced by each main tap shall be paid. Said fee shall be required to be paid in full prior to any tap of a water main being made to connect a service line. The terms "dwelling unit," "business," or "business services" as used in this Section shall have the same meaning as that term is defined in Eagle Zoning and Subdivision Regulations, as they may be amended from time to time. The term "commercial entities" as used in this Section shall mean having to do with stores, office buildings, and commercial property. (*Ref. 17-542 RS Neb.*)

Section 4. That the Chair and the appropriate Department, whether one or more, of the Village of Eagle, Nebraska, are hereby authorized and directed to implement this Ordinance.

Section 5. That all Ordinances and parts of Ordinances passed and approved prior to the passage, approval, and publication of this Ordinance, in conflict herewith, are hereby repealed.

Section 6. That should any section, paragraph, sentence of this Ordinance hereby adopted be declared for any reason be invalid, it is the intent of the Chair and Governing Body of the Village of Eagle, Nebraska, that it would have passed all other portions of this Ordinance independent of the elimination herefrom of any such portion as may be declared invalid.

Section 7. That this Ordinance shall be published within the first 15 days after its passage and approval either in pamphlet form or by posting in three public places in

the Village of Eagle, Nebraska, and shall be in full force and take effect on the 15<sup>th</sup> day from and after its passage, approval, and publication, as provided herein.

Section 8. That it is the intention of the Chair and Governing Body of the Village of Eagle, Nebraska, and it is hereby ordained that the provisions of this Ordinance shall amend the Municipal Code of the Village of Eagle, Nebraska, and the sections of this Ordinance may be renumbered to accomplish such intention.

Motion by Moore, second by Meier, to accept the first reading of Ordinance 2022-02. Voting: Ayes – 4. Motion carried.

Motion by Moore, second by Meier, to suspend the rules of three consecutive readings of Ordinance 2022-02. Voting: Ayes – 4. Motion carried.

Motion by Moore, second by Meier, to adopt Ordinance 2022-02. Voting: Ayes – 4. Motion carried.

Motion by Moore, second by Meier, to introduce Ordinance 2022-03. Voting: Ayes – 4. Motion carried.

Chairperson Surman read Ordinance 2022-03 as follows:

### **ORDINANCE NO. 2022-03**

AN ORDINANCE OF THE VILLAGE OF EAGLE, CASS COUNTY, NEBRASKA, TO AMEND CHAPTER 10, ARTICLE 3, SECTION X-XXX, OF THE MUNICIPAL CODE OF THE VILLAGE OF EAGLE, NEBRASKA AS THE SAME RELATES TO BUSINESS REGULATIONS; TO REPEAL ALL ORDINANCES IN CONFLICT HERewith; TO PROVIDE FOR THE SEVERABILITY OF ANY SECTION, CLAUSE, PROVISION OR PORTION FOUND UNCONSTITUTIONAL OR INVALID; TO PROVIDE THAT THIS ORDINANCE SHALL BE PUBLISHED AND SHALL BE IN FULL FORCE AND TAKE EFFECT FROM AND AFTER ITS PASSAGE AND APPROVAL, AS PROVIDED BY LAW AND AS PROVIDED HEREIN; AND TO PROVIDE THAT THE PROVISIONS OF THIS ORDINANCE SHALL BECOME AND BE MADE A PART OF THE MUNICIPAL CODE OF THE VILLAGE OF EAGLE, NEBRASKA, AND THE SECTIONS OF THIS ORDINANCE MAY BE RENUMBERED TO ACCOMPLISH SUCH INTENTION.

WHEREAS, the Village of Eagle has the authority to regulate mobile food vendors operating within the corporate limits of the Municipality;

WHEREAS, Mobile food vendors provide a beneficial service to the general public within the Village while, due to their distinct manner of operation, also present substantial differences of circumstances from other food retailers. It is, thus, desirable to regulate, and require permits for mobile food vendors so that their transitory use of various properties can occur in a fair and safe manner, and so that public safety and

welfare can be protected. The purpose of this chapter is to enact regulations to serve those goals.

NOW, THEREFORE, BE IT ORDAINED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF EAGLE, NEBRASKA, as follows:

Section 1. Chapter 10, Article 3, Section 3-XXX of the Village of Eagle, is amended as indicated:

### **§10-3XX DEFINITIONS**

For the purpose of this chapter the following terms shall have the meanings respectively ascribed to them:

**Food:** Shall mean any raw, cooked, or processed edible substance or beverage used or intended for use or for sale in whole or in part for human consumption.

**Mobile Food Vendor:** Shall mean a person who travels from place to place selling or offering for sale food from a motor vehicle or trailer on public or private property. The following activities are excluded from such definition, and alone, do not subject a vendor to being covered under by such definition: (1) the sale or offer for sale of farm products produced or raised by such a vendor from land either occupied or cultivated by him or her; (2) the sale or offer of sale of homemade items, such as breads, pies, etc. for a Farmers Market event; (3) the sale or offer of sale of food by non-profit groups or at an event sponsored by a non-profit group; or (4) a minor who is selling liquid refreshments or homemade items on a temporary basis in a manner akin to a lemonade stand.

**Permanent Food Establishment:** A fixed building which a person occupies on a continual basis and from which such person sells or offers to sell food for immediate delivery and consumption upon purchase. Such term shall not include a location where a mobile food vendor sells or offers to sell food, a concession stand, a convenience store, a grocery store, or an automotive fueling station.

**Administrator:** The Village Clerk/Treasurer, or his or her designee.

### **§10-3XX PERMIT REQUIRED**

It shall be unlawful for any person to operate as a mobile food vendor within the corporate limits, whether on public or private property, unless such person complies with the requirements and regulations of this chapter, including holding a valid and active mobile food vendor permit issued by the municipality under this chapter.

It shall be unlawful for any person to operate as a mobile food vendor within the extraterritorial zoning jurisdiction of the Village.

## **§10-3XX APPLICATION**

All permit applications under this chapter shall be filed with the Administrator on a form to be furnished by the municipality, which shall require, at a minimum, the following:

- (a) The name, address, phone number, and email address of the individual, partnership, firm, or corporation applying for a permit;
- (b) The vehicle license numbers and descriptions of all vehicles from which the applicant proposes to sell food;
- (c) The names of all persons expected to drive such vehicles;
- (d) A copy of all vehicle registrations;
- (e) Proof of motor vehicle and liability insurance;
- (f) A brief description of the foods to be sold;
- (g) If applicable, written permission to sell or offer to sell food on private property;
- (h) A copy of the State of Nebraska sales tax permit or proof of sales tax exemption; and
- (i) A copy of the applicant's permit issued by the Department of Agriculture of the State of Nebraska, as required by the Nebraska Pure Foods Act (Neb. Rev. Stat. secs. 81-2,239 to 81-2,292).

After receipt of the completed application and application fee, the Administrator shall either approve or deny the application. Grounds for denial may include, but not be limited to, the following:

- (a) An incomplete application;
- (b) The nonpayment of applicable fees;
- (c) A finding that the application is not in conformance with any applicable laws or this code including, but not limited to, Chapter \_\_\_ of this code.

## **§10-3XX ISSUANCE OR DENIAL**

- a. Upon receipt of a complete application for a permit pursuant to this chapter, the Administrator shall endeavor to determine if the statements contained within the application are true and correct and shall approve or deny such application within 30 days as provided herein.
- b. Grounds for denial may include, but are not limited to, the following
  - i. A finding that the application is incomplete;
  - ii. Non-payment of applicable fees;
  - iii. A finding that the application is not in conformance with any applicable laws or this code including, but not limited to Chapter 10 of this code;
  - iv. A finding that the applicant has been convicted of two or more separate violations of the provisions of this chapter within the 12 months preceding the submission of a complete application.

- c. An application for a permit under this chapter shall be accompanied by a nonrefundable processing fee of \$30.00 per year for each motor vehicle, trailer, cart or other piece of mobile equipment to be used.

### **§10-3XX TRANSFER**

Permits issued under this chapter shall be nontransferable and no such permit shall be used at any time by any person other than the one to whom it was issued.

### **§10-3XX EXHIBITION OF PERMIT**

Vendors shall exhibit their permit at all times when operating within the corporate limits of the municipality or upon the request of any Village official, Village employee, or customer.

### **§10-3XX RENEWAL**

A permit issued under this chapter shall expire on December 31st of each year. The permittee shall renew the permit for the following year by filing with the Village Clerk prior to expiration. The renewal shall be on a form provided by the Village Clerk and shall include payment of a renewal fee of \$15.00 per year for each motor vehicle, trailer, cart or other piece of mobile equipment to be used.

### **§10-3XX SALES REGULATIONS**

A mobile food vendor shall:

- a. have in full force and effect (1) a permit issued by the Village Clerk as provided herein, (2) a sales tax permit from the State of Nebraska, (3) a permit issued by the Department of Agriculture of the State of Nebraska, as required by the Nebraska Pure Food Act, and (4) a motor vehicle liability insurance policy and be able to exhibit proof of such policy upon request;
- b. only sell or offer to sell food on private property that is zoned for commercial or industrial use, with written consent from the property owner;
- c. only sell or offer to sell food on village public property as provided for in §10-3XX;
- d. vend only when the vendor's truck is lawfully parked or stopped;
- e. vend only from the side of the truck that is away from moving traffic;
- f. comply with all local ordinances regulating noise;
- g. maintain in operable condition all fire suppression equipment or devices as required by local, state, or federal law;
- h. provide trash receptacles for the collection of trash and recyclable materials;
- i. pick up and properly dispose of any trash, litter, or recyclable materials prior to leaving a location;

A mobile food vendor shall not:

- a. sell or offer to sell alcoholic drinks;
- b. sell or offer to sell food on private property zoned for residential use;
- c. sell or offer to sell food from a vehicle located in a village right-of-way;
- d. sell or offer to sell food from a vehicle located on a street or street parking stall unless the street is closed for a special event, with approval from the Village Board;
- e. sell or offer to sell food on county public property, school public property, or natural resource district public property without written consent of an authorized representative;
- f. vend to a person standing in the roadway;
- g. vend on state highways;
- h. dispose of any trash, litter, recyclable materials, or food waste (including grease) in public trash or recycling containers;
- i. dump grease, waste, food waste, waste water, or grey water on the ground or in the storm sewers; or
- j. vend within 150 feet of any school or school grounds from 8:00 a.m. to 4:30 p.m. on a weekday.

### **§10-3XX OPERATING ON VILLAGE PUBLIC PROPERTY**

Mobile food vendors are only allowed to park and operate on the following village public property:

- a. the northern or eastern portion of the village lot located east of the Eagle Municipal Pool (Eagle-OT lots 1-6 of block 13); or
- b. the southern portion of the Eagle Municipal Office parking lot located at 747 S. 2<sup>nd</sup> Street.

Any authorized official or employee of the Village may order a mobile food vendor to move or leave from the above specified locations. No vehicles or other auxiliary equipment used by a mobile food vendor shall be left or parked on village public property for more than 12 hours. The Village may tow or otherwise move a mobile food vendor's vehicle or other auxiliary equipment if it presents a danger to public safety and the mobile food vendor fails to move the same.

### **§10-3XX HOURS OF OPERATION**

Mobile food vendors are allowed to operate within the corporate limits between the hours of 7:00 a.m. and 12:00 midnight, seven days a week.

### **§10-3XX REVOCATION OR SUSPENSION**

**Grounds:** A permit issued under this chapter may be revoked or suspended by the Administrator for any of the following reasons:

- a. Any fraud, misrepresentation, or false statement contained in the application for a permit;

- b. Any fraud, misrepresentation, or false statement made in connection with the selling of food;
- c. Any violation of this chapter or any applicable laws or provisions of the Eagle Municipal Code;
- d. Conducting business in an unlawful manner or in such a manner as to constitute a breach of the peace or a menace to the health, safety, or general welfare of the public;

**Conviction of violation of chapter:** The Administrator shall revoke a permit issued under this chapter for any mobile food vendor who is convicted of two or more separate violations of this chapter within any consecutive 12-month period. For purposes of this section, conviction shall mean any finding of guilt or liability on the part of the mobile food vendor by a court of competent jurisdiction, and shall include any conviction that has previously been set aside.

**Notice:** To revoke or suspend a license, the Administrator shall provide written notice to the permit holder state the revocation or suspension action taken, the grounds for such action, and the availability of an appeal under this section. Such notice shall be sent by regular U.S. mail or by certified mail (although return receipt is not required to prove service) to the license holder's address as state in his or her application.

**Appeal:** A permit holder aggrieved by the decision of the Administrator under this section may file an appeal with the Village, to be heard before the Village Board.

**Re-application:** A person whose license has been revoked under this chapter may not re-apply for a new license for a period of 12 months after the effective date of the revocation.

### **§10-3XX PENALTY**

It shall be unlawful for any person to violate the provisions of this chapter. Any violation shall be punishable as provided in §XX-XXX.

Section 2. That the Chair and the appropriate Department, whether one or more, of the Village of Eagle, Nebraska, are hereby authorized and directed to implement this Ordinance.

Section 3. That all Ordinances and parts of Ordinances passed and approved prior to the passage, approval, and publication of this Ordinance, in conflict herewith, are hereby repealed.

Section 4. That should any section, paragraph, sentence of this Ordinance hereby adopted be declared for any reason invalid, it is the intent of the Chair and Governing Body of the Village of Eagle, Nebraska, that it would have passed all other portions of this Ordinance independent of the elimination here from of any such portion as may be declared invalid.

Section 5. That this Ordinance shall be published within the first 15 days after its passage and approval either in pamphlet form or by posting in three public places in the Village of Eagle, Nebraska, and shall be in full force and take effect on the 15<sup>th</sup> day from and after its passage, approval, and publication, as provided herein.

Section 6. That it is the intention of the Chair and Governing Body of the Village of Eagle, Nebraska, and it is hereby ordained that the provisions of this Ordinance shall amend the Municipal Code of the Village of Eagle, Nebraska, and the sections of this Ordinance may be renumbered to accomplish such intention.

Discussion: The Village Attorney provided the board with a series of comments pertaining to the initial draft of Ordinance 2022-03; in §10-3XX, Permit Required, the suggestion is to remove the remarks regarding the extraterritorial jurisdiction and instead address this particular issue in the zoning ordinance; in §10-3XX, Application, suggested changes include, 1) Require the location the vendor will set up trade, 2) With private property, require permission from the property owner, and 3) With public property, require a request for permission from the governing body and general liability for property damage and injury no less than \$1,000,000; in §10-3XX, Operating on Village Public Property, the suggestion was to require a permit or permission from the Administrator which indicates where the vendor will park and provide service; in §10-3XX, Hours of Operation, the question was if a vendor is on private property are they allowed to operate year-round for \$30 per year and what the timing restrictions may be; in §10-3XX, Revocation or Suspension, the suggestion was to modify the process of revoking or suspending a license; and in §10-3XX, Penalty, the suggestion was to rely on §10-701 which provides the standard penalty for Chapter 10 in its entirety. Moore said he just received the Village Attorney's comments this afternoon but has no issues with any of the comments or recommendations that were provided. Surman questioned whether a prohibition of vending within 150 feet of any school or school grounds during the hours of 8:00 a.m. to 4:30 p.m. on a weekday is adequate; he issued concerns with the possibility of illegal drugs being a factor and inquired as to what the drug-free zone distance is. It was determined that a Drug Free School Zone includes the area within 300 feet of any school and any public property within 1,000 feet of any school. Surman said he has concerns with non-profit groups, or vendors operating at an event sponsored by a non-profit group, being excluded as a mobile food vendor by definition; the reasoning behind this is because the Village was challenged in the past regarding only allowing non-profits to sell fireworks and ultimately lost based on free enterprise laws. Moore said he will follow up with the Village Attorney on this concern. Caylor said Ashley Moyer showed a particular interest in allowing mobile food vendors to operate in Eagle and asked if she was involved in the creation of this ordinance. Moore said Moyer was sent the draft ordinance for review. Caylor asked if an actual meeting was held. Moore said he has been in communication with Moyer who has even taken the draft ordinance to a couple of mobile food vendors for review. Caylor asked if Moyer has seen the suggested changes offered by the Village Attorney. Moore said no; he has only been in possession of that document since late this



afternoon. Caylor said it would be a good idea to share the suggested changes with the vendors due to the \$1,000,000 general liability recommendation. Surman said a \$1,000,000 general liability policy is not difficult to obtain and he was required by State law to obtain the same when his wife operated a daycare. Moore said he would be willing to research whether there are any provisions on general liability insurance in the Nebraska Pure Food Act. Caylor said going forward she would appreciate that if Moore said he met with an individual he would clarify if it was digital communication only. Moore said he does not feel it matters how a meeting was conducted whether it be in-person or on the phone; he has been very open and clear in his communications and all parties involved in this committee have been kept informed. Surman said the ordinance currently states that a non-refundable application processing fee is \$30 per year and the renewal fee is only \$15 per year thereafter. Moore said that is correct. Surman said he will point out that the mobile food vendors in Elmwood make a donation to the recreation society and he'd bet it is more than \$15. Moore said he looked at what several communities charge for mobile food vendors to operate and a lot of them do not charge any type of fee; the idea was to make it feasible for vendors to operate in Eagle and if you make them jump through too many hoops, or make it unaffordable, they will take their business elsewhere. Surman issued concerns with allowing vendors to operate within the Eagle Municipal Office parking lot due to where the recycling center is located. Moore said the recycling containers could potentially be relocated on the property if this is a concern. Surman said the thought in placing the recycling containers where they are now is so individuals have access to both sides of the units and do not have to wait in line to recycle. Moore said the thought behind offering this location is increasing visibility from Highway 34 and encouraging people to stop and frequent the food trucks; it would also allow the office employees the ability to monitor the vendors operating onsite. Caylor said she is uncertain whether the Village Board should have to vote on whether or not to approve each vendor application. Moore said the recommendation from the Village Attorney was to approve each vendor application if they are going to sell goods on public property; this would just be the initial application, and after that, they are open to schedule which days they sell goods and their location of operation. Terry Caddy asked if the Village Board expects vendors to require any type of utilities to operate. Moore said there is no language in the ordinance requiring the Village to offer any type of utility services. Caylor asked if there is any follow up discussion on the distance of operation from school property. Moore said the reason behind selecting 150 feet was to keep the area clear for school traffic during the day; he has no concerns with someone selling drugs out of a food truck and feels 1,000 feet would be excessive. Meier agreed that 1,000 feet is excessive and asked what the distance requirements from school property are for a registered sex offender. Caylor said 500 feet. Moore said he would recommend the Village Board ask the attorney for an opinion on distance requirements before a decision is made.

Motion by Moore, second by Meier, to accept the first reading of Ordinance 2022-03.  
Voting: Ayes – 4. Motion carried.

Discuss/possible action: Updates on truck traffic and associated damages to the adjacent ADA ramp at 520 South 1<sup>st</sup> Street – Surman said although there are no new damages to report at this time, he was curious as to if the Street Committee was able to contact the property owner to discuss the concern of likely future damages. Meier said he was under the impression his counterpart on the Street Committee, Sandy Weyers, was going to discuss this matter with the property owner, but he has not been updated at this time. Surman said since the issue of concern is on public right-of-way he would like to consider installing steel posts to deter truck drivers from cutting the corner too short. Meier also suggested the option of a large boulder. Terry Caddy said his concern would be whether the Village faces any liability by installing either of these items in the right-of-way. Surman said the only other option he can think of is entering into a written agreement with the property owner that he will be responsible for all damages to the ADA ramp in the future. Nystrom was directed to contact the Village Attorney for an opinion on this matter. Agenda item tabled until the April 5, 2022 board meeting.

Motion by Moore, second by Surman, to approve the 2022 Village of Eagle brush chipping rules as presented. Voting: Ayes – 4. Motion carried.

Discuss/possible action: Approve 2022 Eagle Reorganization Q & A and associated advertisement for public education purposes – Moore said the Village Attorney provided a revised copy of the Q & A with a few recommended changes. Surman said Eagle has remained a village since it was first eligible to become a city of the second class in 1980; after 42 years, the registered voters deserve an opportunity to reconsider the question of becoming a city once again. Caylor said she doesn't see the negative aspects of becoming a city in the Q & A; it was mentioned by Meier in the past that there will be costs associated with becoming a city that are not in the budget (such as bringing sidewalks up to code) and city council members not having the ability to volunteer their time to help employees get work assignments completed. Moore said these statements are not accurate; the city council can still volunteer their time; however, they cannot be paid for the work they perform; under the village form of government, a board member can potentially be paid for emergency work. Surman said sidewalks on the other hand are the responsibility of the adjacent property owners; there are no special requirements for sidewalks for a city versus a village. Moore said all information found in the Q & A is what was provided by the League of Nebraska Municipalities; the only thing that changed was the formatting so it is easier to read. Meier asked if moving from a village to a city will cost the community any more than it does now. Nystrom said no. Meier asked if staffing would need to increase. Nystrom said no; staffing needs are determined by the size and needs of the community, not the form of government in operation. Meier asked how city council members are elected. Moore said a city is governed by a mayor that is elected at-large and a four-member city council who are elected by wards by the registered voters. Meier asked what happens if there is not enough interest from a specific ward to have two city council members. Moore said this would create a vacancy where the mayor would be required to appoint someone that would then need to be approved by the city council.

Motion by Moore, second by Surman, to approve the 2022 Eagle Reorganization Q & A as amended and approve distribution at the three public posting areas, online and individual mailings to each resident. Voting: Ayes – 4. Motion carried.

Report on Streets and Maintenance – Klabenes said the chipping truck is ready for the season; the park restrooms are being readied for opening; and Aqua-Chem replaced the laterals on the pool filter but are awaiting a magmeter that is on backorder. Moore asked that the maintenance department perform a visual inspection of the floors in the pool house to check for any necessary repairs. Surman said it was asked by Caddy in Open Forum if there are any street repairs likely to happen this year; the goal is to at least mill and overlay Parkview Avenue and the Village Engineer is working on bidding this project. Caddy added that debris was picked up at Memorial Park; the snow fence was removed for the season along A Street and new light bulbs were installed at the fire station. Surman asked if the street sweeper has been in operation. Klabenes said the machine still leaks oil and will likely continue to do so until all hoses are replaced. Surman said debris is beginning to accumulate on the sand and gravel lot and asked if this is just a temporary holding place. Caddy said the street sweepings will be removed over the course of the summer and any concrete will be removed upon finding it a new home.

Report on Wells and Sewer – Klabenes said the floor at the well house has been epoxied; new UV light bulbs were purchased for the WWTP; Schemmer Engineering located and numbered the manholes as part of the Sewer Study and a lift station pump was replaced at Hartland Estates. Surman said the Water Committee was informed of a leak in the mobile home park and asked that the rest of the Village Board be brought up to speed on this issue. Klabenes said there is a valve inside a meter pit at the mobile home park that is spraying water (approximately ½ gallon per minute) in need of repair; the estimate to provide necessary repairs is \$2,400. Surman said it is possible an invoice to make these repairs will be on the next meeting's claims list. Klabenes said extra wastewater samples were taken this month to meet the requirements of the NPDES permit renewal for the WWTP. Surman asked if the permit renewal application will be completed by the March 31, 2022 deadline. Klabenes said he anticipates that it will be completed by the deadline. Caddy inquired about the timeframe to receive the Phase 2 Water & Sewer Study documents from the Village Engineer. Surman said the projection is sometime in the next 60 days. Caddy said adequately reviewing the Eagle's Landing preliminary plat will be difficult without this information; it will be especially important when it comes to determining the capacity of the Hartland Estates lift station because it will be this particular subdivision's plan to pump wastewater to it.

Motion by Meier, second by Caylor, to approve minutes as typed for the previous meeting. Voting: Ayes – 4. Motion carried.

Report from Committees and Boards – Meier asked if there is an update on the new security camera system. Nystrom said equipment continues to arrive but there are