

VILLAGE OF EAGLE
BOARD OF TRUSTEES AGENDA
JANUARY 5, 2021
EAGLE FIRE & RESCUE DEPARTMENT – 705 S 1st 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—

1. Report from Law Enforcement.
2. Report from Building & Zoning Administrator.
3. Open Forum.
4. Discuss/possible action: Consider options for Village of Eagle property located at 540 C Street.
5. Discuss/possible action: Appropriate funds from 2021 Highway Allocation dollars into the Street and Sidewalk Repairs Savings Account.
6. Discuss/possible action: Approve or deny minutes as typed for the previous meeting.
7. Discuss/possible action: Approve claims.
8. Report from Attorney.
9. Report from Clerk/Treasurer.
10. Discuss/possible action: Accept the resignation of Katie McAtee from her position as Deputy Clerk Treasurer of the Village of Eagle.
11. Discuss/possible action: Hiring for the Deputy Clerk Treasurer position.
12. Discuss/possible action: Hiring for the full-time Maintenance position.

The Agenda is readily available for inspection at the Village Clerk's Office located at 727 S. 1st Street, Eagle, Nebraska during regular business hours.

VILLAGE OF EAGLE

December 21, 2020

The Village Board of Trustees met in regular session at 7:00 p.m. on December 21, 2020 with Surman, Meier, Moore, Weyers and Caylor present. Pursuant to the Governor's Executive Order No. 20-36, the regular session was held by video/telephone conference. Members of the public and media were able to attend the meeting electronically or telephonically via Google Hangouts Meet. The agenda and associated material packet for the meeting was available on the Village of Eagle website at www.eaglene.gov. 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.

Chairperson Surman opened the public hearing at 7:00 p.m. concerning the One & Six-Year Street Improvement Plan for the Village of Eagle. Matt Shimerdla (Schemmer) provided a summary of the 2021-2026 One & Six-Year Street Improvement Plan. The One Year Street Improvement Plan for 2021 consists of general maintenance and three projects consisting of nearly four blocks of street improvements. Shimerdla said these projects total 1,100' of pavement reconstruction and are estimated to cost \$647,000. The Six Year Street Improvement Plan for 2021-2026 consists of 8 blocks of street improvements. Shimerdla said these projects total 1,950' of pavement reconstruction and 830' of mill and overlay activities and are estimated to cost \$865,000. The total estimated cost for all projects is \$1,512,000. Moore said there was a question at the conclusion of the last meeting as to whether or not Schemmer has the qualifications to serve as the City Street Superintendent for the Village of Eagle. Surman said it was identified that Schemmer does have a Class B Street Superintendent on staff which is what the State of Nebraska requires as a minimum. Matt Sutton (Schemmer) said he has had a Class B Street Superintendent license for approximately 15 years and has served as the City Street Superintendent for the communities of Ralston, Fort Calhoun and Yutan. Shimerdla said his Class B license application is also in process with the State of Nebraska. Moore said Olsson carried a Class A license in the past and asked what the difference will be with a Class B license. Sutton said the difference is an additional application and paperwork process with the higher classification. Moore asked if there is a difference in eligibility for funding. Sutton said there is no effect on the eligibility of funding; however, there is a \$1,500 difference in Street Superintendent dollars received from the State of Nebraska. Moore asked for verification that the Village received \$3,000 for a Class A license with Olsson versus \$1,500 for a Class B license with Schemmer. Sutton said that is correct. Surman said some of this difference is reflected in what the engineer is actually charging the Village; the State of Nebraska is essentially reimbursing some

of these engineering fees that are charged to the Village. There were no comments or questions from the public.

The public hearing was closed at 7:08 p.m.

Motion by Meier, second by Caylor, to introduce Resolution 2020-12. Voting: Ayes – 5. Motion carried.

Chairperson Surman read Resolution 2020-12 entitled:

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

RESOLUTION NO. 2020-12

WHEREAS, The Village of Eagle, Nebraska, has conducted a public hearing in accordance with the requirements of the Board of Public Roads Classification and Standards.

NOW, THEREFORE, be it resolved by the Chairperson and Village Board that the One and Six Year Plan for streets as presented at said public hearing has been accepted and approved.

Motion by Meier, second by Weyers, to adopt Resolution 2020-12. Voting: Ayes – 5. Motion carried.

Motion by Caylor, second by Weyers, to approve Isaac Duncan as a member of the Eagle Fire & Rescue Department. Voting: Ayes – 5. Motion carried.

Motion by Weyers, second by Caylor, to approve Destiny Scott as a member of the Eagle Fire & Rescue Department. Voting: Ayes – 5. Motion carried.

Open Forum – Weyers said she received another complaint that rock still needs to be added to the driveway approach at 710 South 3rd Street after the conclusion of the F Street Paving & Drainage Improvements Project.

Motion by Moore, second by Meier, to approve the appointments of Randy Todd and Willa DiCostanzo to the Eagle Planning Commission. Voting: Ayes – 5. Motion carried.

Motion by Moore, second by Caylor, to approve the appointment of Paco Rodriguez to the Eagle Board of Adjustment. Voting: Ayes – 5. Motion carried.

Motion by Weyers, second by Meier, to approve Davidson Plumbing & Welding's proposal to install chain wheel valves inside the digester building at the WWTP in the amount of \$7,288.00. Voting: Ayes – 5. Motion carried.

Motion by Moore, second by Caylor, to table the consideration of annual investment renewal with Cass County Nebraska Economic Development Council until the January 5, 2021 meeting. Voting: Ayes – 5. Motion carried.

Motion by Meier, second by Caylor, to introduce Resolution 2020-13. Voting: Ayes – 5. Motion carried.

Chairperson Surman read Resolution 2020-13 entitled:

RESOLUTION NO. 2020-13

WHEREAS, the Governing Body of the Village of Eagle, Nebraska, has enacted a Municipal Code, and,

WHEREAS Municipal Code §5-210 provides that the Board of Trustees may place stop signs, or other signs, signals, standards, or mechanical devices in any street or alley under the Municipality's jurisdiction for the purpose of regulating or prohibiting traffic thereon, by resolution, and,

WHEREAS, Municipal Code §5-603 provides that the Board of Trustees may set aside any street, alley, public way, or portion thereof where the parking of a particular kind or class of vehicle shall be prohibited, or where the parking of any vehicle shall be prohibited, by resolution, and,

WHEREAS, the Village Board of Trustees of the Village of Eagle, Nebraska, as the Village of Eagle's Governing Body, does desire to adopt this resolution to install stop signs in order to correct and prevent unsafe traffic conditions and to provide for no parking shall be permitted by any vehicle in the following locations which are located within the corporate limits of the Village of Eagle, Nebraska, to wit:

- A. A stop sign located at the intersection of 2nd Street and Highway 34, stopping Southbound traffic on 2nd Street; and,
- B. A stop sign located at the intersection of 1st Street and G Street, stopping Eastbound traffic on G Street; and,
- C. Commencing at the intersection of 2nd Street and Highway 34, then continuing North on the East and West sides of 2nd Street to the terminus of 2nd Street at its intersection with G Street; and,
- D. Commencing at the intersection of 1st Street and G Street, then continuing West on the North and South sides of G Street to the terminus of G Street at its intersection with 2nd Street.

NOW, THEREFORE, BE IT RESOLVED, by the Village Board of Trustees of the Village of Eagle, Nebraska, as follows:

Section 1. That the findings hereinabove made should be and are hereby made a part of this Resolution as fully as if set out at length herein.

Section 2. That traffic control devices, to wit: "Stop" signs, be erected on the South side of 2nd Street at the intersection of Highway 34 and East side of G Street at the intersection of 1st Street; and, "No Parking" signs, be erected on the East and West sides of 2nd Street and on the North and South sides of G Street, so that no parking areas described above are adequately marked.

Section 3. Stop signs shall be erected and maintained according to all applicable rules and regulations enacted by the State of Nebraska; Cass County, Nebraska; and the Village of Eagle, Nebraska.

Section 4. That upon the approval of this Resolution, the aforementioned traffic control devices shall be erected and this Resolution shall remain in full force and effect until further action by the Governing Body.

Motion by Meier, second by Weyers, to adopt Resolution 2020-13. Voting: Ayes – 5. Motion carried.

Motion by Caylor, second by Meier, to approve Powertech's proposal to replace and wire a new annunciator on the WWTP generator in the amount of \$1,453.00. Voting: Ayes – 5. Motion carried.

Motion by Weyers, second by Surman, to approve the purchase of sign posts and accessories from All Road Barricades in the amount of \$834.85. Voting: Ayes – 5. Motion carried.

Motion by Caylor, second by Meier, to authorize the Human Resources Committee to work with Bromm, Lindahl, Freeman-Caddy & Lausterer to develop recommended changes to the Village of Eagle Employee Handbook. Voting: Ayes – 5. Motion carried.

Motion by Meier, second by Weyers, to approve minutes as typed for the previous meeting. Voting: Ayes – 5. Motion carried.

The meeting was adjourned at 8:29 p.m.

Nick Nystrom
Village Clerk

John Surman
Chairperson

VILLAGE OF EAGLE

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The Village Board of Trustees met in regular session at 7:00 p.m. on December 21, 2020 with Surman, Meier, Moore, Weyers and Caylor present. Pursuant to the Governor's Executive Order No. 20-36, the regular session was held by video/telephone conference. Members of the public and media were able to attend the meeting electronically or telephonically via Google Hangouts Meet. The agenda and associated material packet for the meeting was available on the Village of Eagle website at www.eaglene.gov. 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.

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Report from Fire & Rescue – Meier said new batteries will need to be purchased for pagers and radios. Makinsey Lonergan (Rescue Lieutenant) said there were 9 rescue calls, 3 fire calls, 1 car accident, 1 mutual aid and 1 hazmat call since the last meeting. The department has begun planning for the bathroom remodel at the fire station.

Motion by Caylor, second by Weyers, to approve Isaac Duncan as a member of the Eagle Fire & Rescue Department. Voting: Ayes – 5. Motion carried.

Motion by Weyers, second by Caylor, to approve Destiny Scott as a member of the Eagle Fire & Rescue Department. Voting: Ayes – 5. Motion carried.

Open Forum – Weyers said she received another complaint that rock still needs to be added to the driveway approach at 710 South 3rd Street after the conclusion of the F Street Paving & Drainage Improvements Project.

Motion by Moore, second by Meier, to approve the appointments of Randy Todd and Willa DiCostanzo to the Eagle Planning Commission. Voting: Ayes – 5. Motion carried.

Motion by Moore, second by Caylor, to approve the appointment of Paco Rodriguez to the Eagle Board of Adjustment. Voting: Ayes – 5. Motion carried.

Discuss/possible action: Consider options for the purchase and installation of chain wheel valves and accessories inside the digester building at the WWTP – One bid for 'parts only' was received from Municipal Supply of Omaha for the following items; three 4" Round Port Flanged End Plug Valves with Chain Wheel and Gearing in the amount of \$946.38 each; six Flange Accessory Kits in the amount of \$20.80 each; and Chain in the amount of \$7.00 per foot. Three bids were received for installation labor as follows: Davidson Plumbing & Welding in the amount of \$7,288 (\$2,000 for installation only);

Chalco Mechanical in the amount of \$11,000; and Grunwald in the amount of \$10,600. Curtis Klabenes said the bid from Davidson Plumbing includes Dezurik plug valves which are the same valves currently in the digester building; the valves bid by Municipal Supply are Pratt brand which are cheaper in cost. Surman asked if there is a known difference between the two plug valves aside from the cost. Klabenes said he is unsure. Weyers asked how long the current Dezurik plug valves have lasted in the digester building. Surman said they are original to the WWTP.

Motion by Weyers, second by Meier, to approve Davidson Plumbing & Welding's proposal to install chain wheel valves inside the digester building at the WWTP in the amount of \$7,288.00. Voting: Ayes – 5. Motion carried.

Motion by Moore, second by Caylor, to table the consideration of annual investment renewal with Cass County Nebraska Economic Development Council until the January 5, 2021 meeting. Voting: Ayes – 5. Motion carried.

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Motion by Meier, second by Weyers, to adopt Resolution 2020-13. Voting: Ayes – 5. Motion carried.

Discuss/possible action: Approve Powertech's proposal to replace and wire a new annunciator on the WWTP generator in the amount of \$1,453.00 – Klabenes said it is his understanding the Scada system cannot currently recognize the WWTP generator and it will therefore not start. Moore asked if a professional in the field has verified that this is the correct solution for repairs. Nystrom said Powertech verified the annunciator needs replaced on the generator.

Motion by Caylor, second by Meier, to approve Powertech's proposal to replace and wire a new annunciator on the WWTP generator in the amount of \$1,453.00. Voting: Ayes – 5. Motion carried.

Discuss/possible action: Consider options for the purchase of street sign posts and accessories – Two bids were received for street sign posts and accessories from All Road Barricades and Midwest Service & Sales. Klabenes said he spoke with a representative with the Nebraska Department of Transportation (NDOT) who has a state bid for Telespar sign posts; the Village of Eagle will be allowed to "piggyback" with NDOT to get a discounted rate on these sign posts but a pallet will need to be purchased each time in order to qualify. Surman asked if there are enough sign posts currently

inventoried to erect new signage along the new portions of 2nd Street and G Street. Klabenes said no. Weyers said she would recommend keeping extra sign posts on hand so they can be used as needed. Klabenes agreed and said the bid from All Road Barricades includes some extra posts to keep on hand.

Motion by Weyers, second by Surman, to approve the purchase of sign posts and accessories from All Road Barricades in the amount of \$834.85. Voting: Ayes – 5. Motion carried.

Report on Streets and Maintenance – Klabenes said a series of signs and posts were replaced along 1st Street. The plan is to continue repairing or replacing signs and posts around town that are bent or damaged. Surman said the sidewalk north of Eagle Elementary was replaced after sustaining damage from construction traffic earlier this year. Surman said the last snow storm was not quite 3" of accumulation and did not result in a snow emergency declaration; however, he would urge residents to remove vehicles from the streets when at all possible to make plowing easier and more efficient when a snow storm is imminent. Surman said the new sections of 2nd Street and G Street are not currently designated emergency snow routes; he would recommend the Street Committee determine if these or any additional streets in town that would benefit from being emergency snow routes. Terry Caddy said he does not feel it would be necessary to designate the new sections of 2nd Street and G Street as emergency snow routes since there will be no parking allowed on both sides of these streets. Surman said there was quite a bit of new concrete installed this year and asked if a plan is in place to address ice on these streets when salt should not be used. Caddy said the only thing he can think of is putting pure sand on these sections of street by means of the backhoe or skid loader.

Report on Wells and Sewer – Klabenes said water samples successfully passed testing this month. New water meters and radios are being installed as needed. Klabenes said the new Scada system was installed and the resulting issues are still being worked through. The sludge load out device was damaged by a contractor vehicle and repairs are underway.

Discuss/possible action: Authorize the Human Resources Committee to work with Bromm, Lindahl, Freeman-Caddy & Lausterer to develop recommended changes to the Village of Eagle Employee Handbook – Moore said the Human Resources Committee began studying the employee handbook and would like the ability to work with the legal firm to review some of the current policies and develop some new proposals. Surman asked if there is an idea of cost associated with the project. Moore said he is unsure and asked what the hourly rate is for legal services. Nystrom said \$155.00 per hour.

Motion by Caylor, second by Meier, to authorize the Human Resources Committee to work with Bromm, Lindahl, Freeman-Caddy & Lausterer to develop recommended changes to the Village of Eagle Employee Handbook. Voting: Ayes – 5. Motion carried.

Motion by Meier, second by Weyers, to approve minutes as typed for the previous meeting. Voting: Ayes – 5. Motion carried.

Report from Committees and Boards – Caylor read a statement prepared by the Board of Health as follows: “As a Village, we were advised that only our Health Board could advance any policies on the use of face masks during the COVID-19 pandemic. With that in mind, our Health Board has formulated the following policy which is strictly a recommended policy and is not an enforceable mandate. We also realize that this will hopefully be a short-term policy since the vaccine is already being distributed and administered. Most people agree that the COVID-19 virus is an endangerment to the health, safety, and welfare of our general public within the Village of Eagle. In order to help curtail the continued spread of the COVID-19 virus, the Health Board officially endorses the use of a face covering that covers both the mouth and nose within any public indoor location for individuals who are five (5) or more and the social distancing of six (6) feet that the CDC has already stipulated for months. We realize that the 6-feet social distancing is not always possible and thus the face covering should always be utilized indoors for those times when social distancing cannot be maintained. Outdoor activities should be able to maintain the 6-feet social distance and the face covering recommendation does not apply there but is still a safeguard to prevent the spread of this virus. Until such time as the virus comes under control, we would encourage that all residents help provide a safer environment for one another and wear the face covering when in public. Please note as previously stated that this is only a recommended policy. As such, it does not carry any provisions that are enforceable by law and that can subject the general public to penalties or fines. Do your part during this holiday season and practice social distancing, wear face coverings, and stay home when you feel ill or have an elevated temperature. Above all, stay safe!” Surman said the former Village office/maintenance shop site has been for sale twice and has failed to result in a sale; he feels the old office building structure must be removed but perhaps the old maintenance shop can be used as a temporary storage building. Weyers asked if the maintenance employees can demolish the office building. Surman said the building can be demolished by the employees but somebody else would have to remove the debris. Weyers said the Buildings & Grounds Committee will discuss the future of this site and report back to the Village Board at the next meeting. Surman said there is a 1” lip at the main entrance door at the office that needs to be addressed for ADA accessibility purposes. The Buildings & Grounds Committee will consider options to address the ADA accessibility entrance issues at the Village office. Surman said Rick Hestermann is on the verge of completing the definition section of the revised Zoning Ordinance book and workshop meetings will be held beginning after the first of the year. Moore asked if a new address has been assigned to the Village office since the adjacent street construction was completed. Nystrom said he is still working with the Eagle postmaster on this issue. Moore encouraged the Village Board to start considering options for a new meeting space in order to separate its business from the Eagle Fire & Rescue Department’s classroom area; this issue has become more apparent during the COVID-19 pandemic with trying to limit the number of visitors from potentially exposing the volunteers and vice versa. Weyers provided current local COVID-19 numbers as follows: 8 cases in the 68347 zip code; 11 cases in School District 145 (Cass County residents only) and 112 total cases in Cass County. Meier discussed the option of separating salt and sand material for streets and mixing the two together as needed. Rebecca Rezabek (22712 Havelock Ave.) asked if there was a sliding scale for mask mandates; for instance, if the number of positive cases reached X, a mask mandate would be enforced. Surman said the Village of Eagle cannot mandate masks due to its village classification; the Health Board can make recommendations but cannot mandate in the same fashion as larger cities. Caylor

said even if the Village of Eagle could issue a mask mandate it would be an enforceability issue with the limited amount of manpower from a law enforcement standpoint.

The meeting was adjourned at 8:29 p.m.

I, the undersigned Village Clerk for the Village of Eagle, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Chair and Board of Trustees on December 21, 2020 at 7:00 p.m. and that all of the subjects included in the foregoing proceedings were contained in the Agenda for the meeting, kept continually current and readily available for public inspection at the office of the Village Clerk; that such subjects were contained in said Agenda for at least twenty-four (24) hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available on the Village of Eagle website (www.eaglene.gov); that the said minutes from which the foregoing proceedings have been extracted were in written form and available for public inspection within ten (10) working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meeting of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

Seal

Nick Nystrom
Village Clerk

John Surman
Chairperson