

VILLAGE OF EAGLE  
BOARD OF TRUSTEES AGENDA  
NOVEMBER 3, 2020  
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—**

**PUBLIC HEARING** for the purpose of hearing testimony concerning a Final Plat for Lot 1 and Lot 2 of Umland Subdivision located in part of Tax Lot 20 and Tax Lot 21 in the NE¼ of Section 19, Township 10 North, Range 9 East of the 6<sup>th</sup> P.M., Cass County, Nebraska.

Open Public Hearing  
Public Comment  
Close Public Hearing

1. Discuss/possible action: Approval of a Final Plat for Lot 1 and Lot 2 of Umland Subdivision located in part of Tax Lot 20 and Tax Lot 21 in the NE¼ of Section 19, Township 10 North, Range 9 East of the 6<sup>th</sup> P.M., Cass County, Nebraska.
2. Discuss/possible action: First reading of Ordinance 2020-05 – Approval of zoning change from AG (Agricultural) to RE (Residential Estates) for Lot 1 and Lot 2 of Umland Subdivision located in part of Tax Lot 20 and Tax Lot 21 in the NE¼ of Section 19, Township 10 North, Range 9 East of the 6<sup>th</sup> P.M., Cass County, Nebraska.
3. Report from Law Enforcement.
4. Report from Building & Zoning Administrator.
5. Open Forum.
6. Discuss/possible action: Consider options from Christiansen Tree Service to remove trees north of the WWTP fence line.
7. Discuss/possible action: Approve Culvert Agreement between the Village of Eagle and Jerrod Kurtenbach at 145 South 5<sup>th</sup> Street.
8. Discuss/possible action: Approve Culvert Agreement between the Village of Eagle and Jerrod Kurtenbach at 125 South 5<sup>th</sup> Street.
9. Discuss/possible action: Approve purchase of X-Ripper Grinder for WWTP in the amount of \$27,948.43.
10. Discuss/possible action: Approve purchase of ABS Mixer for WWTP in the amount of \$17,745.00.
11. Discuss/possible action: Approve purchase of Samsung Galaxy Book for the Rescue Department from Verizon Wireless in the amount of \$899.99.

12. Discuss/possible action: Approve or deny minutes as typed for the previous meetings.
13. Discuss/possible action: Approve claims.
14. Report from Attorney.
15. Report from Clerk/Treasurer.
16. Discuss/possible action: Annual employee evaluation for Katie McAtee.

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

APPLICATION FOR FINAL PLAT  
EAGLE, NEBRASKA

LEGAL DESCRIPTION AND GENERAL LOCATION

Lot 1 and Lot 2 in the NE 1/4  
of Section 19; T10N, R9E  
Cass County, NE

SUBDIVIDER

Name: Frank and Gloria Unland

Address: 901 202nd St.  
Eagle, NE 68347

Telephone: (402) 781-2268

OWNER

Name: Same

Address:

Telephone: ( )

VILLAGE USE ONLY

RECEIPT NO:

DATE:

FINAL PLAT #:

FEE PAID \$

AGENT (Authorized to act on Subdivider's behalf):

Name: David V. Chebatoris, Attorney at Law

Address: 202 W. Eldora Ave.  
Weeping Water, NE 68463

Telephone: (402) 267-2265

ANY OTHER ASSOCIATES:

Name:

Address:

Telephone: ( )

NAME OF FINAL PLAT: Unland Subdivision

NUMBER OF LOTS: 2

- a. Does the subdivider have any interest in the land surrounding the final plat? Yes ☒ No ☐.  
If yes, please describe the nature of such interest: Frank and Gloria own the surrounding farmground.
- b. Will the final plat require any zoning or other action (rezoning, Clustered/Mixed Use, conditional use or vacations) to complete the development? Yes ☒ No ☐. If yes please describe the nature of the action:  
Zoning will have to be changed to Residential Estates from Agricultural
- c. The final plat is based upon the preliminary plat for Unland Subdivision, approved by the Village Board of Trustees on Sept. 15, 2020, Resolution No. \_\_\_\_\_
- d. Is the final plat consistent with the approved preliminary plat? Yes ☒ No ☐. If not, please explain the proposed changes and the reasons therefore:
- e. Have all the improvements required by the preliminary plat been completed? Yes ☒ No ☐ (Please check the Planning Commission's letter indicating the approval of the preliminary plat.) If not, which improvements have not been completed:

Applicant's Signature: Herbert Frank Unland  
Gloria K. Unland

Date: Sept. 29 2020

## **ORDINANCE NO. 2020-05**

AN ORDINANCE OF THE VILLAGE OF EAGLE, CASS COUNTY, NEBRASKA, TO AMEND THE OFFICIAL ZONING MAP OF THE VILLAGE OF EAGLE, NEBRASKA, PERTAINING TO THE FOLLOWING-DESCRIBED REAL ESTATE, TO WIT: LOT 1 AND LOT 2 OF UMLAND SUBDIVISION, LOCATED IN PART OF TAX LOT 20 AND TAX LOT 21 IN THE NORTHEAST QUARTER OF SECTION 19, TOWNSHIP 10 NORTH, RANGE 9 EAST OF THE 6<sup>TH</sup> P.M., CASS COUNTY, NEBRASKA, FROM AG (AGRICULTURAL) TO RE (RESIDENTIAL ESTATES); TO PROVIDE THAT THE CHAIR AND THE APPROPRIATE DEPARTMENT, WHETHER ONE OR MORE OF THE VILLAGE OF EAGLE, NEBRASKA, ARE AUTHORIZED AND DIRECTED TO IMPLEMENT THIS ORDINANCE; TO PROVIDE FOR THE SEVERABILITY OF ANY SECTION, CLAUSE, OR PROVISION OR PORTION FOUND UNCONSTITUTIONAL OR INVALID; TO PROVIDE FOR THE REPEAL OF 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.

WHEREAS, Frank and Gloria Umland are the owners of the parcels located in the following described real property: Lot 1 and Lot 2 of Umland Subdivision, located in part of Tax Lot 20 and Tax Lot 21 in the Northeast Quarter of Section 19, Township 10 North, Range 9 East of the 6<sup>th</sup> P.M., Cass County, Nebraska and,

WHEREAS, the Chair and Board of Trustees of the Village of Eagle, Nebraska, has adopted zoning for the Village of Eagle, Nebraska, said ordinance cited and known as the Zoning Ordinance of the Village of Eagle, Nebraska, and,

WHEREAS, said Zoning Ordinance of the Village of Eagle, Nebraska, does provide for the Official Zoning Map of the Village of Eagle, Nebraska, and,

WHEREAS, said Zoning Ordinance of the Village of Eagle, Nebraska, does provide for various zoning districts within the corporate limits of the Village of Eagle, Nebraska, and its extraterritorial jurisdiction, and,

WHEREAS, the Official Zoning Map of the Village of Eagle, Nebraska, does indicate thereon the location of the various Zoning Districts of the Village of Eagle, Nebraska, and its extraterritorial jurisdiction, pursuant to the Zoning Ordinance of the Village of Eagle, Nebraska, and,

WHEREAS, said Official Zoning Map does indicate that the real estate to be rezoned is presently zoned Agricultural (AG) and,

WHEREAS, a request was submitted that the Chair and Board of Trustees of the Village of Eagle, Nebraska, amend the Official Zoning Map of the Village of Eagle, Nebraska, to change the zoning upon the above-described real estate to Residential Estates (RE). The applicants simultaneously filed a subdivision application to subdivide a pre-existing residential structure and yard (said Lot 1, consisting of 5.06 acres more or less) and new yard (said Lot 2, consisting of 3.01 acres more or less) from the surrounding agricultural property (Lot 20 Exc. SL1 of 20, consisting of 62.19 acres more or less) and,

WHEREAS, said Village of Eagle Planning Commission did submit in writing its recommendations as to said zoning change, after public hearing, and,

WHEREAS, a notice of said change of zoning was posted upon the above described real estate such that it was easily visible from the street nearest said real estate, said notice having been posted at least ten (10) days prior to the date of this hearing, and,

WHEREAS, the Chair and Board of Trustees of the Village of Eagle, Nebraska, have conducted a public hearing regarding said change of zoning and received evidence thereat,

NOW, THEREFORE, BE IT ORDAINED 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 Ordinance as fully as if set out at length herein.
2. That the Official Zoning Map of the Village of Eagle, Nebraska, be amended, as to the following-described real estate, to wit:

Lot 1 and Lot 2 of Umland Subdivision, located in part of Tax Lot 20 and Tax Lot 21 in the Northeast Quarter, of Section 19, Township 10 N, Range 9 East of the 6<sup>th</sup> P.M. Cass County, Nebraska from:

Agricultural (AG) to Residential Estates (RE) upon approval of the Final Plat of Umland Subdivision.

3. 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 including the indication on the Official Zoning Map of the Village of Eagle, Nebraska, as to the first above described real estate of this Change of Zoning.
4. That the Clerk of the Village of Eagle, Nebraska be instructed to file a certified copy of this Ordinance with the Cass County Register of Deeds and that the Cass County Register of Deeds be instructed to index this Ordinance against the first above described legal description set forth above, of the Village of Eagle, Cass County, Nebraska.
5. That should any section, paragraph, sentence or word of this Ordinance hereby adopted be declared for any reason to be invalid, it is the intent of the Chair and Board of Trustees 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.

6. 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.
7. That this Ordinance shall be published within the first fifteen (15) days after its passage and approval either in pamphlet form or by posting in three (3) public places within the Village of Eagle, Nebraska, and shall be effective on the fifteenth (15<sup>th</sup>) day from and after its passage, approval, and publication as provided herein.

PASSED AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

VILLAGE OF EAGLE, NEBRASKA

By: \_\_\_\_\_

Travis Moore, Its Chair

ATTEST:

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

(SEAL)

**Christiansen Tree Service Inc**

604 B Road  
Eagle, NE 68347  
Phone: 402-430-4644

Phone # 402-430-4644

**Estimate**

Date	Estimate #
11/22/2019	027649

Name / Address
Village of Eagle Sewage Plant Eagle, NE 68347

Project

Description	Qty	Rate	Total
.Roger's Perfume Plant (Sewage Plant) Tree removal of (10) Cottonwood/Willows North of fence We will cut to the stump. Drop Only. Customer will haul away all debris left from tree removal. ***Customer will need to roll fence back. If Christiansen Tree Service cleans up all debris left from tree removal, the price would be \$5150.00.***  If you just want to remove and haul away the four cottonwoods NE corner of fence it will be \$3580.00  We are a fully insured family owned and operated business. We carry liability insurance to cover your property. We also carry Worker's Comp insurance on all of our employees. This ensures if an unforeseen accident occurs on your property you will not be held liable as the home owner.  ***If there are no changes to the surroundings/yard (fences installed, new landscaping, etc), the estimate price is good from 1 year of the date on the estimate***  ***If you decide to use Christiansen Tree Service for your tree work. Please reply to the e-mail and we will reply with the week we are scheduling.***		2,150.00	2,150.00
		0.00	0.00
		<b>Total</b>	\$2,150.00

## **CULVERT AGREEMENT**

The agreement is entered into on this \_\_\_\_\_ day of \_\_\_\_\_, 2020 between Jerrod Kurtenbach, 145 South 5<sup>th</sup> Street, Eagle, Nebraska; hereinafter "Kurtenbach," and the Village of Eagle, Nebraska, hereinafter "Eagle."

WITNESSETH:

WHEREAS, Kurtenbach desires to build a driveway approach to his property at 145 South 5<sup>th</sup> Street, Eagle, Nebraska; and

WHEREAS, the Kurtenbach property is adjacent to a drainage ditch which is part of a system of drainage ditches serving the Village of Eagle, Nebraska; and

WHEREAS, it is imperative that any culvert to be installed in any such drainage ditch be a proper size and installed properly so as to prevent and avoid hazards to the traveling public and menace to travel by the caving, sliding, washing and otherwise of Eagle's streets bordering upon such ditches; and

WHEREAS, the parties hereto wish to clearly set forth each party's responsibilities and duties in regard to the installation of a culvert in the drainage ditch adjacent to the Kurtenbach property

NOW, THEREFORE, in consideration of the promises and mutual covenants set forth in, the parties stipulate and agree as follows:

1. Kurtenbach Duties and Responsibility. Prior to taking any action in regard to the culvert, Kurtenbach shall contact Eagle's Building Official or Municipal Street Committee, who after inspecting the Kurtenbach property shall decide upon the proper size of culvert and the appropriate materials of which the culvert is to be made for the Kurtenbach driveway. Kurtenbach shall then purchase his own culvert at a size specified by the Building Official or Municipal Street Committee of Eagle, made of the materials so specified by the Eagle Building Official or Municipal Street Committee, and have the same delivered to the Kurtenbach property at Kurtenbach's expense. Kurtenbach



shall then notify the Building Official or Municipal Street Committee of Eagle when the culvert has been delivered to Kurtenbach and shall furnish a copy of the invoice showing that said culvert has been paid for.

2. Eagle's Duties and Responsibility. The Building Official or Municipal Street Committee of Eagle shall inspect the paid invoice and the culvert so purchased by Kurtenbach in order to make certain that it is of the correct size and made of the materials specified to Kurtenbach. If the culvert so meets the size and material specifications, the Eagle maintenance department shall dig out the drainage ditch and install the culvert taking care to make certain that the installation does not create a hazard or menace to travel by contributing to the caving, sliding, washing or otherwise of the street of the Village of Eagle.
3. The Agreement has been approved by the Village Board of Trustees of the Village of Eagle, Nebraska, and is binding upon Eagle.

IN WITNESS WHEREOF, the parties have executed this Agreement the day and year first above written.

\_\_\_\_\_  
Jerrod Kurtenbach

ATTEST:  
(Seal)

VILLAGE OF EAGLE, NEBRASKA

By: \_\_\_\_\_  
Village Chairperson

\_\_\_\_\_  
Village Clerk

## **CULVERT AGREEMENT**

The agreement is entered into on this \_\_\_\_\_ day of \_\_\_\_\_, 2020 between Jerrod Kurtenbach, 125 South 5<sup>th</sup> Street, Eagle, Nebraska; hereinafter "Kurtenbach," and the Village of Eagle, Nebraska, hereinafter "Eagle."

WITNESSETH:

WHEREAS, Kurtenbach desires to build a driveway approach to his property at 125 South 5<sup>th</sup> Street, Eagle, Nebraska; and

WHEREAS, the Kurtenbach property is adjacent to a drainage ditch which is part of a system of drainage ditches serving the Village of Eagle, Nebraska; and

WHEREAS, it is imperative that any culvert to be installed in any such drainage ditch be a proper size and installed properly so as to prevent and avoid hazards to the traveling public and menace to travel by the caving, sliding, washing and otherwise of Eagle's streets bordering upon such ditches; and

WHEREAS, the parties hereto wish to clearly set forth each party's responsibilities and duties in regard to the installation of a culvert in the drainage ditch adjacent to the Kurtenbach property

NOW, THEREFORE, in consideration of the promises and mutual covenants set forth in, the parties stipulate and agree as follows:

1. Kurtenbach Duties and Responsibility. Prior to taking any action in regard to the culvert, Kurtenbach shall contact Eagle's Building Official or Municipal Street Committee, who after inspecting the Kurtenbach property shall decide upon the proper size of culvert and the appropriate materials of which the culvert is to be made for the Kurtenbach driveway. Kurtenbach shall then purchase his own culvert at a size specified by the Building Official or Municipal Street Committee of Eagle, made of the materials so specified by the Eagle Building Official or Municipal Street Committee, and have the same delivered to the Kurtenbach property at Kurtenbach's expense. Kurtenbach

shall then notify the Building Official or Municipal Street Committee of Eagle when the culvert has been delivered to Kurtenbach and shall furnish a copy of the invoice showing that said culvert has been paid for.

2. Eagle's Duties and Responsibility. The Building Official or Municipal Street Committee of Eagle shall inspect the paid invoice and the culvert so purchased by Kurtenbach in order to make certain that it is of the correct size and made of the materials specified to Kurtenbach. If the culvert so meets the size and material specifications, the Eagle maintenance department shall dig out the drainage ditch and install the culvert taking care to make certain that the installation does not create a hazard or menace to travel by contributing to the caving, sliding, washing or otherwise of the street of the Village of Eagle.
3. The Agreement has been approved by the Village Board of Trustees of the Village of Eagle, Nebraska, and is binding upon Eagle.

IN WITNESS WHEREOF, the parties have executed this Agreement the day and year first above written.

\_\_\_\_\_  
Jerrod Kurtenbach

ATTEST:  
(Seal)

VILLAGE OF EAGLE, NEBRASKA

By: \_\_\_\_\_  
Village Chairperson

\_\_\_\_\_  
Village Clerk



## Quote

**Customer:** HOA Solutions  
Ref.: Eagle, NE  
2601 West L St.  
Ste. 1  
Lincoln, NE 68522  
United States  
(402) 467-3750

**Bill To:** HOA Solutions  
Accounts Payable  
2601 West L St.  
STE. 1  
Lincoln, NE 68522  
USA

Quote #: 114981 v.00



Date: 10.15.2020

No. of Pages: 1

Valid To: 01.13.2021

Delivery Terms: PPA (PrePay and Add)

Credit Terms: Net 30

Project Name: Eagle, NE Moyno Grinder  
Replacement

Ship Via: CH Robinson

### Comment

Please reference our Quote # on the PO.

Any item not specifically listed in the quotation will not be supplied by Vogelsang.

Questions? Please contact Cary Ernst at 402-305-9665 or [cary@iowapumpworks.com](mailto:cary@iowapumpworks.com)

Line #	P/N#	Description	Price Each	Qty	Ext. Price	Delivery ARO
The quoted motor is NOT immersible						
Eagle, NE Moyno Grinder Replacement / Raw Sewage - Municipal Wastewater / 1 % Solids / 500 gpm						
1.0	# 10.5008		\$ 23,478.43	1	\$ 23,478.43	4 Week(s)
		XRC100-480QD AssemblyX-Ripper Assembly				
		XRipper ..... (Model XRC100-480QD)				
		Ripper Rotor..... High Wear Resistant Special Steel 5.5 mm				
		Mechanical Seals..... Cartridge Single - Block Ring SS304 Cr203/Duronite				
		Cartridge O-Rings..... NBR				
		Wear Plate Material..... High Wear Resistant Special Steel				
		Flange Left..... No Flange				
		Flange Right.....				
		Drive Type..... TC Gearbox + TC Motor				
		Motor Part Number..... USEM0350				
		Gearbox Part Number..... US.GR0024				
		Motor..... WorldWide 5 HP, 460 V, 60 HZ, 1760 RPM				
		Motor Frame Size..... 184TC				
		Motor Enclosure..... TEFC				
2.0		Labor Install and trip..... Labor + Trip			4,020.00	

Net Total with 0.00% Sales Tax

Subtotal: \$ 27,498.43  
Freight: 400.00  
Packaging: 50.00  
Taxes: 0.00  
**Quote Total: \$ 27,948.43**

Verify materials of construction are compatible with your process, as Vogelsang and Iowa Pump Works, Inc. does not warrant against chemical incompatibility.  
Quoted delivery time subject to prior sale.



## Quote

Prepared By Tim Turnbull  
Phone 855-228-6383  
Email [info@iowapumpworks.com](mailto:info@iowapumpworks.com)

Created Date 10/15/2020  
Quote Number 00009049  
Terms CREDIT CARD  
Sales Rep Cary Ernst  
Expiration Date 11/13/2020

Bill To HOA Solutions, Inc.  
2601 West L St Ste 1  
Lincoln, NE 68522  
Phone (402) 467-3750

Ship To HOA Solutions, Inc.  
2601 West L St Ste 1  
Lincoln, NE 68522

LEAD-TIME 11-14 WEEKS

Product Code	Product	Quantity	Rate	Total
RW4023-A35/8 CR-FM MIXER	ABS RW-4023-A35/8-CR-FM MIXER 4.7/460/3 32' with 4" MAST BRACKET	1.00	\$17,365.00	\$17,365.00
16907006	ABS SEAL LEAK/OVER TEMP RELAY, CA462, DIN RAIL MOUNTED, 110/230V-AC	1.00	\$380.00	\$380.00

Subtotal \$17,745.00  
Total \$17,745.00



## Device Specifications

- Operating System  
Windows 10 Home
- Storage  
256GB + 8G LPDDR4X
- Expandable Memory  
Micro SD up to 1TB
- SAR  
Body: 1.40W/Kg Simultaneous transmission: 1.599 W/Kg
- LTE Advanced  
With 50% faster peak speeds in more than 450 cities from coast to coast.
- Standby Time - Up to:  
21 days
- Usage Time - Up to:  
27.70 hrs
- Camera  
720p HD
- Weight

33.8 oz

- Width

8 in

- Screen

13.3"

- Battery

5454mAh Li-ION

Your Government pricing for the new Samsung Galaxy Book is **\$899.99** from Verizon Wireless

## **VILLAGE OF EAGLE**

**October 19, 2020**

The Village Board of Trustees met in regular session at 7:00 p.m. on October 19, 2020 with Moore, Meier, Schukei, Surman and Weyers present. 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 Moore named the three (3) areas where the agenda was posted as follows: Eagle Municipal Building, Eagle Fire & Rescue Department and Eagle Municipal Park.

Open Forum – Terry Caddy asked if the Village Board would like the maintenance department to perform brush chipping services one final time after the latest wind storm. The Village Board agreed that brush chipping has been completed for the year.

Motion by Moore, second by Schukei, to approve HOA Solutions scope and proposal to upgrade the existing SCADA/Control system for the WWTP, lift stations and water system in the amount of a \$25,000 down payment and five annual payments in an amount not to exceed \$16,776. Voting: Ayes – 5. Motion carried.

Motion by Surman, second by Moore, to approve Certificate of Payment No. 2 to Bauer Underground in the amount of \$61,043.66 for the Eagle F Street Paving Improvements Project. Voting: Ayes – 5. Motion carried.

Motion by Surman, second by Weyers, to approve Nebraska Generator's estimate for the purchase of a generator at the Eagle Municipal Building in the amount of \$9,883.70. Voting: Ayes – Schukei, Weyers, Surman, Moore. Nays – Meier. Motion carried.

Motion by Schukei, second by Meier, to approve the purchase of water meter radios from Core & Main in the amount of \$5,724.00. Voting: Ayes – 5. Motion carried.

Motion by Schukei, second by Weyers, to approve the purchase of a Siemens pump motor for the digester building at the WWTP from O'Neill Electric Motor Services in an amount not to exceed \$2,600.00. Voting: Ayes – 5. Motion carried.

Motion by Surman, second by Meier, to approve Syracuse Iron Works proposal for a steel support beam for the digester building at the WWTP in the amount of \$475.50. Voting: Ayes – 5. Motion carried.

Motion by Schukei, second by Weyers, to deny Casey's General Store's request for underground storage tank ballast water discharge into the Village of Eagle's sanitary sewer system. Voting: Ayes – 5. Motion carried.



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

The meeting was adjourned at 8:31 p.m.

---

Nick Nystrom  
Village Clerk

---

Travis Moore  
Chairperson

## **VILLAGE OF EAGLE**

**October 19, 2020**

The Village Board of Trustees met in regular session at 7:00 p.m. on October 19, 2020 with Moore, Meier, Schukei, Surman and Weyers present. 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 Moore named the three (3) areas where the agenda was posted as follows: Eagle Municipal Building, Eagle Fire & Rescue Department and Eagle Municipal Park.

Report from Fire & Rescue – Josh Crook (Asst. Fire Chief) said there were 7 fire calls, 5 medical calls, 1 stand-by service and 1 car accident since last month's report. Timothy Eckhout resigned from the Fire & Rescue Department this month.

Open Forum – Terry Caddy asked if the Village Board would like the maintenance department to perform brush chipping services one final time after the latest wind storm. The Village Board agreed that brush chipping has been completed for the year.

Discuss/possible action: Consider HOA Solutions scope and proposal to upgrade the existing SCADA/Control system for the WWTP, lift stations and water system. (Consider add-on option to include the purchase of a new grinder and mixer for the WWTP) – Lincoln Williams (HOA Solutions) said the latest proposal before the Village Board tonight has been slightly modified to include a level transducer for the sludge tank at the WWTP. The new grinder and mixer were not included in the proposal due to the excessive cost (10% markup) to carry the products from Iowa Pump Works. Williams said the existing SCADA 3000 controller and IO is obsolete; the existing Phoenix Contact radio/RTUs that are used at the wells and water tower are fairly new; however, they do not fit with the equipment used by HOA Solutions; therefore, these items are also proposed for replacement. Williams said the scope and proposal includes a down payment of \$25,000 with 5-year, 7-year and 10-year lease options; leasing includes maintenance of the equipment that acts as a warranty. Williams said at the conclusion of the lease all equipment is owned by the Village of Eagle. Nystrom asked if a single annual payment can be made rather than monthly payments. Williams said yes. Surman asked what was budgeted for a new SCADA system. Nystrom said \$70,000; his recommendation would be to approve the \$25,000 down payment with the 5-year lease option; this option would leave room in the budget to consider purchasing a new grinder and mixer for the WWTP. Meier asked if parts will be available in 10-15 years if the equipment becomes outdated. Williams said he likes to plan ahead and is confident he will be able to support the equipment in the future for as long as possible. Surman asked how long HOA Solutions has been in business. Williams said the company started in the 1980's, he

bought into it in the late 1990's and bought it out in 2000; there are a total of 20 employees throughout the state with a primary focus on water and wastewater controls. Moore said although the grinder and mixer are not included in the proposal he would still be interested in hearing from the vendor. Cary Ernst introduced himself as the Nebraska representative for Iowa Pump Works. The mixer that will be quoted is the same machine the Village currently owns with a premium efficient motor. Ernst said the current grinder is worn out and his recommendation for a new unit is the X-Ripper; this is an aggressive machine which contains two, 6-inch cartridges for easier maintenance and repair access. Meier asked what the cost would be to replace the cartridges once they wear out. Ernst said approximately \$1,200 at this current time. The Village Board agreed to consider quotes for the purchase of a new mixer and grinder from Iowa Pump Works at its next regular meeting on November 3, 2020. Surman asked how long it would take HOA Solutions to implement the new control system. Williams said he would estimate completion by the end of the year.

Motion by Moore, second by Schukei, to approve HOA Solutions scope and proposal to upgrade the existing SCADA/Control system for the WWTP, lift stations and water system in the amount of a \$25,000 down payment and five annual payments in an amount not to exceed \$16,776. Voting: Ayes – 5. Motion carried.

Discuss/possible action: Consideration of future Eagle Vision event requests – Terri Todd was present on behalf of Eagle Vision. Todd said instead of having the “Breakfast with Santa” event at Eagle Elementary this year, they would prefer to have a parade with Santa that follows the emergency snow routes. The event would be scheduled for December 5, 2020. Additionally, Todd said Eagle Vision was approached by Ty McIntosh (Bailey’s Local) about erecting a “Little Free Pantry” which would help feed those in need and give residents another option to donate non-perishable food items and goods. The Little Free Pantry would be installed on the north side of the beer garden at Bailey’s Local. Surman asked what the plan to proceed will look like if cases of the coronavirus continue to get increase. Todd said the parade will be properly social distanced so she is not concerned with that particular event; options will be weighed for the Little Free Pantry based on the recommendation of the food pantry operator at Eagle United Methodist Church. Moore said he does not see a lot of concern with either event. Surman asked if the church food pantry will stay operational. Todd said yes; the Little Free Pantry will help supplement the church’s limited access and hours of operation. Weyers inquired about the size of the Little Free Pantry structure. Todd said approximately the size of a double cupboard. The Village Board agreed to allow Eagle Vision the option to have the “Parade with Santa” event on December 5, 2020 and to work with the Building & Zoning Administrator to erect a Little Free Pantry at Bailey’s Local.

Discuss/possible action: Approve Certificate of Payment No. 2 to Bauer Underground in the amount of \$61,043.66 for the Eagle F Street Paving Improvements Project – Moore said this is the same payment certificate that was tabled at the last board meeting until a walk-through was conducted with the Village Engineer and contractor. Surman said Olsson has no issues with the work that’s been completed; one item to

note includes a 15'3" alley entrance on the south side and an alley on the north side that is 9'10"; both alleys were intended to be 10' wide entrances but there will be no additional cost to the Village for the excess width on the south side. Surman said all driveway approaches were set to proper total dimensions; drainage has been installed south of 3<sup>rd</sup> & F Street and from a construction aspect he sees no problem in approving this payment. Meier said he still has a problem with the concrete that needs cleaned up after the contractor washed out a mixer truck in the right-of-way. Surman said that issue can still be resolved prior to closing out the project because this is not the final payment certificate. Meier said there have still been concerns with proper installation of traffic control devices as well.

Motion by Surman, second by Moore, to approve Certificate of Payment No. 2 to Bauer Underground in the amount of \$61,043.66 for the Eagle F Street Paving Improvements Project. Voting: Ayes – 5. Motion carried.

Discuss/possible action: Consider options for the purchase of a generator for the Eagle Municipal Building – Nystrom said there was only one quote received for a combination generator unit and associated installation; the quote was received from Nebraska Generator Service LLC in the amount of \$9,883.70. Nystrom said there was one additional bid received for installation only from Commonwealth Electric Company in the amount of \$6,832.00. Meier asked what type of motor is in the proposed generator. Curtis Klabenes said he is unsure; the unit is a Cummins 20kW Air-Cooled Generator. Meier said his concern with an air-cooled unit is they don't tend to last as long and they are louder. Terry Caddy said a water-cooled unit would require at least 25-30kW which would almost double the price tag. Jennifer Caylor (425 Douglas Dr.) said her only concern with this smaller generator is it doesn't allow any room for growth in the event the building is ever expanded. Caddy said the original idea for the generator to begin with was to open and close the shop doors and provide lighting. Surman said it would be a good idea to run the office from the generator as well. Caddy said this unit will also run the office. Surman said the quote from Nebraska Generator does not include gas plumbing. Caddy said a licensed plumber will need to be hired to plumb the gas line. Weyers said her only concern is whether the generator is large enough for the future; if she can be assured the size is adequate she has no problems moving forward with this size of unit. Caddy said he feels comfortable that this size of unit will run the entire facility; he does not envision any amount of new equipment that will peak out this size of generator.

Motion by Surman, second by Weyers, to approve Nebraska Generator's estimate for the purchase of a generator at the Eagle Municipal Building in the amount of \$9,883.70. Voting: Ayes – Schukei, Weyers, Surman, Moore. Nays – Meier. Motion carried.

Motion by Schukei, second by Meier, to approve the purchase of water meter radios from Core & Main in the amount of \$5,724.00. Voting: Ayes – 5. Motion carried.

Discuss/possible action: Consider options for the purchase of two new pump motors for the digester building at the WWTP – Two bids were received for pump motors; Bid 1 from O'Neill Electric Motor Services in the amount of \$2,195 (plus freight) each and Bid 2 from Northwest Electric in the amount of \$2,834.50 each. Schukei said the two existing motors in the digester building absorbed water and are now seized up and no longer functioning; for financial purposes, he would feel comfortable approving at least one pump motor at this time so sludge can be removed from the building. Marcus Hochstein (625 S. 4<sup>th</sup> St.) asked how water got inside the building. Schukei said there are a few ways water can get inside the building and if it isn't monitored regularly the basement can be flooded; he would recommend purchasing a submersible pump as a back-up to keep water out of the building once the new pump motor(s) are installed.

Motion by Schukei, second by Weyers, to approve the purchase of a Siemens pump motor for the digester building at the WWTP from O'Neill Electric Motor Services in an amount not to exceed \$2,600.00. Voting: Ayes – 5. Motion carried.

Discuss/possible action: Approve Syracuse Iron Works proposal to install a steel support beam in the digester building at the WWTP in the amount of \$475.50 – Schukei said he would be willing to purchase the steel support beam and install it himself with the help of the maintenance department to save some cost; the existing steel pipe is rusted away which creates a possible safety issue. Surman said the cost is less than \$500 which means it could have been approved outside of a meeting by the Chairperson and/or Chair Pro Tempore.

Motion by Surman, second by Meier, to approve Syracuse Iron Works proposal for a steel support beam for the digester building at the WWTP in the amount of \$475.50. Voting: Ayes – 5. Motion carried.

Discuss/possible action: Consider underground storage tank ballast water discharge request by Casey's General Stores – Nystrom said the Village office received an email from Seneca Companies requesting permission to discharge underground storage tank ballast water placed in the new fiberglass underground storage tanks recently installed for the new Casey's General Store. The water was provided by the Village of Eagle from the local fire hydrants in the amount of 78,000 gallons. Seneca Companies now needs to remove the water from the tanks to make room for fuel which is planned to be placed into the tanks in the upcoming weeks. Seneca is requesting disposal of tank ballast water into the Village sanitary sewer system via the new store's sanitary cleanout, or a nearby sanitary manhole. The pumping rate will be 50-100 GPM. Seneca provided a fact sheet listing the analytes typically found in past months of ballast water testing; additional testing can be performed if required by the Village Board. If approved, the plan is to begin discharge early the week of November 9, 2020. Surman asked how much water it would take to wash out the wastewater bugs in the sanitary sewer system. Schukei said he would have concerns with some of the potential analytes listed in the fact sheet, such as acetone and benzene, wreaking havoc on the wastewater bugs and facility. Meier said he would

have concerns with proper monitoring if water was allowed to be discharged into the sewer system. Schukei said he would recommend Seneca obtain the proper permits to remove the water in an alternate manner.

Motion by Schukei, second by Weyers, to deny Casey's General Store's request for underground storage tank ballast water discharge into the Village of Eagle's sanitary sewer system. Voting: Ayes – 5. Motion carried.

Report on Streets and Maintenance – Meier asked how the street sweeper is running. Klabenes said the machine is far from perfect but is doing an adequate job. Surman asked for a status update on the culvert installation work at 4<sup>th</sup> & C Street and 6<sup>th</sup> & F Street. Klabenes said proper digger's tickets have been obtained and work will begin in the next couple of weeks. Surman said once the F Street project is complete he would like the crosswalk painted at 3<sup>rd</sup> & F Street.

Report on Wells and Sewer – Klabenes said a secondary water service line was abandoned feeding Eagle State Bank after it developed a leak in the basement. Christiansen Tree Service will be meeting with maintenance staff on Friday to formulate a plan to remove trees interfering with communication equipment at the WWTP. Klabenes said he spoke with NDEE who informed him if the WWTP fence is taken down during the tree removal process a temporary fence needs to be installed in the interim.

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

Report from Committees and Boards – Surman asked if there is an update on the condition of some of the trees at Monument Park. Caddy said two of the trees have broken tops that can potentially be trimmed up to look more presentable; he is unsure if they will ever be ideal trees in the future. Moore recommended having an arborist look at the trees to provide an assessment as to whether or not they are salvageable. Meier asked if there was an update on the new pool slide that was purchased. Nystrom said the slide has not yet arrived; there was a relatively long waiting period since the slide was being custom made. Moore said fiberglass repairs to the pool floors are scheduled for the week of October 26, 2020.

Discuss/possible action: Consider hiring for a full-time Maintenance employee – The Village Board agreed to advertise for hiring of a full-time Maintenance employee with an application deadline of November 11, 2020. Applications will be reviewed at the November 16, 2020 meeting.

The meeting was adjourned at 8:31 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 October 19, 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 at the meeting for examination and copying by members of the public; 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

---

Travis Moore  
Chairperson