

## **VILLAGE OF EAGLE**

**December 20, 2021**

The Village Board of Trustees met in regular session at 7:00 p.m. on December 20, 2021 with Surman, Meier, Moore, Weyers and Caylor 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 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.

Open Forum – No public comment.

Motion by Moore, second by Caylor, to approve the 2022 Annual Investment with Cass County Nebraska Economic Development Council in the amount of \$2,000. Voting: Ayes – 5. Motion carried.

Motion by Moore, second by Caylor, to introduce Resolution 2021-12. Voting: Ayes – 5. Motion carried.

Chairperson Surman read Resolution 2021-12 entitled:

### **RESOLUTION 2021-12**

WHEREAS, Neb. Rev. Stat. §17-313 (Cum. Supp. 2020) provides that the registered voters of a village may vote to discontinue organization as a village and organize as a city of the second class under this section if the population of the village exceeds eight hundred inhabitants as determined by the most recent federal decennial census or the most recent revised certified count by the United State Bureau of the Census; and the prior vote pursuant to Neb. Rev. Stat. § 17-312 (Cum. Supp. 2020) was in favor of retaining the village form of government, and

WHEREAS, on October 13, 1981, the issue was submitted to the voters whether the Village of Eagle shall retain the village form of government, in spite of the Village containing a population in excess of eight hundred persons, with the result being that the votes in favor of retaining the village form of government exceeded those against; and

WHEREAS, the most recent federal decennial census count for the Village of Eagle for the year 2020 determined that there were one thousand sixty-five (1,065) inhabitants of the Village of Eagle, and

WHEREAS, upon ascertaining that the conditions set forth above are satisfied, the issue may be placed before the voters by a resolution adopted by the board of trustees of such village; and

WHEREAS, the Eagle Board of Trustees has determined that the conditions set forth above have been met and the question of whether to discontinue the village form of government may now be submitted to the qualified electors of the Village of Eagle.

NOW, THEREFORE, BE IT RESOLVED BY THE 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 the following question be submitted to the qualified electors of the Village for their approval or rejection in the following proposition, to-wit:

**“Whether the Village of Eagle, Cass County, Nebraska shall be reorganized as a city of the second class:**

\_\_\_\_\_ **For reorganization of the Village of Eagle as a city of the second class.**

\_\_\_\_\_ **Against reorganization of the Village of Eagle as a city of the second class.”**

Section 3. That the question shall be submitted to the qualified electors of the Village of Eagle at the same time as the statewide primary election on May 10, 2022.

Section 4. If a majority of votes are cast in favor of the question, then the Board of Trustees certifies the fact to the Nebraska Secretary of State at which point the Secretary shall, by proclamation, declare the village to have become a city of the second class.

Section 5. The Village Clerk is hereby instructed to certify a copy of this resolution containing the proposition to the Election Commissioner of Cass County and the Election Commissioner is requested to submit the proposition *at the time set for such election*.

Section 6. The Election Commissioner shall prepare the ballots and issue early voters' ballots and appoint and supervise the election officials conducting such election as provided by law. The election returns shall be made to the Election Commissioner. The municipal ballots, including early voters' ballots, shall be counted and canvassed as provided by law. Upon completion of the canvass of the vote by the county canvassing board the Election Commissioner shall certify the election results to the governing body of the Village.

Section 7. The Village Clerk shall be responsible for the publication or posting of any required special notice of the submission of such issue other than the notice required to be given of the statewide election.

Motion by Moore, second by Weyers, to adopt Resolution 2021-12. Voting: Ayes – 5. Motion carried.

Motion by Meier, second by Caylor, to approve Christiansen Tree Service’s proposals to remove the pear tree at F Street & Parkview Avenue in the amount of \$530.00 and to remove brush piles along the streets in an amount not to exceed \$1,560.00.

Motion by Moore, second by Caylor, to approve CC Contracting’s proposal for as needed, contracted snow removal during the 2021-2022 winter season. Voting: Ayes – 5. Motion carried.

Motion by Moore, second by Weyers, to approve the Low-Income Household Water Assistance Program (LIHWAP) Vendor Agreement between the State of Nebraska, Department of Health and Human Services and the Village of Eagle. Voting: Ayes – 5. Motion carried.

Motion by Weyers, second by Meier, to approve Curtis Klabenes attending a Wastewater Training Continuing Education Course in Wahoo on January 26, 2022. Voting: Ayes – 5. Motion carried.

Travis Moore left the meeting at 7:59 p.m.

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

The meeting was adjourned at 8:18 p.m.

Nick Nystrom  
Village Clerk

John Surman  
Chairperson