

VILLAGE OF EAGLE
BOARD OF TRUSTEES AGENDA
FEBRUARY 2, 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: First reading of Ordinance 2021-02 – To authorize and confirm the conveyance of real property located at Lots 7-9, Block 5, also known as 540 C Street, Village of Eagle, Cass County, Nebraska.
5. Discuss/possible action: First reading of Ordinance 2021-03 – Amending Chapter 3, Article 3-1, Section 3-101, of the Village of Eagle Personnel Policy Manual as the same relates to the classification of employees.
6. 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 at a cost not to exceed \$2,000.00.
7. Discuss/possible action: Approve purchase of Telespar sign posts and bases from J & A Traffic Products in the amount of \$1,780.00.
8. Discuss/possible action: Approve Nick Nystrom attending the virtual Nebraska Municipal Clerks Academy from March 17-19, 2021 at a cost of \$223.00.
9. Discuss/possible action: Approve or deny minutes as typed for the previous meeting.
10. Discuss/possible action: Approve claims.
11. Report from Attorney.
12. Report from Clerk/Treasurer.
13. Discuss/possible action: 2021 swimming pool season and hiring of seasonal employees.
14. Discuss/possible action: Hiring for the full-time Maintenance position.
15. Discuss/possible action: Hiring for the Deputy Clerk Treasurer position.

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

ORDINANCE NO. 2021-02

AN ORDINANCE OF THE VILLAGE OF EAGLE, CASS COUNTY, NEBRASKA, TO AUTHORIZE AND CONFIRM THE CONVEYANCE OF THE FOLLOWING REAL PROPERTY, TO WIT: LOTS 7, 8, 9, BLOCK 5, VILLAGE OF EAGLE, CASS COUNTY, NEBRASKA PURSUANT TO TERMS AND CONDITIONS AS SET FORTH WITHIN THIS ORDINANCE; TO PROVIDE THAT THE CHAIR AND THE CLERK, OF THE VILLAGE OF EAGLE, NEBRASKA, ARE 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 FIFTEEN 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 EFFECTIVE IMMEDIATELY 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 NOT BECOME AND BE MADE A PART OF THE EAGLE MUNICIPAL CODE OF THE VILLAGE OF EAGLE, NEBRASKA.

WHEREAS, the Village of Eagle, Nebraska, did pursuant to Resolution No. 2020-09 authorize the offer of sale of the following real property, to wit:

Lots 7 -9, Block 5, Village of Eagle Cass County, Nebraska , also known as 540 C Street, Eagle, Nebraska

WHEREAS, Notice of Conveyance of Real Property was published once a week for three (3) consecutive weeks in the Voice News, a legal newspaper of general circulation in the Village of Eagle, Nebraska, immediately after the passage of said Resolution, as evidenced by the Affidavit of Publication attached to this Ordinance, and

WHEREAS, no remonstrance was filed with the Clerk within thirty (30) days after the last publication of said Notice of Conveyance of Real Property, and

WHEREAS, at the public sale advertised for December 4, 2020, there were no bids placed, therefore, the Board of Trustees may dispose of the property as it deems appropriate, and

WHEREAS, subsequent to said sale, an offer was made on the same terms as was advertised by the Resolution and Notice, and

WHEREAS, the Board of Trustees of the Village of Eagle deems it in the best interests of the Village to agree to said sale on the terms and price set forth in the attached purchase agreement offer,

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF EAGLE, NEBRASKA, AS FOLLOWS:

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

2. That the Village of Eagle, Nebraska, shall convey the following described real property, to wit:

Lots 7, 8, 9, Block 5, Village of Eagle Cass County, Nebraska, also known as 540 C Street , Eagle, Nebraska

to Roland L. Meyer under the terms and conditions as set forth in the purchase agreement attached hereto, and authorize the Chair of the Board of Trustees to sign said agreement upon passage of this Ordinance and the Clerk to notify the buyer on the next following business day to commence the payment of the bond and proceed under the agreement.

3. That the Chair and Clerk are hereby authorized and directed to take all actions and execute all documents effectuate the above transaction on behalf of the Village of Eagle, Nebraska.

4. That should any section, paragraph, sentence or word of this Ordinance hereby adopted be declared for any reason be invalid, it is the intent of the Board of Trustees 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.

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

6. That an emergency exists to proceed with this offer in order to accept the offer to purchase, order title insurance and proceed to closing on this transaction, thus this Ordinance shall be effective upon its passage.

7. That this Ordinance shall not be made a part of the Eagle Municipal Code of the Village of Eagle, Nebraska.

PASSED AND APPROVED this ____ day of _____, 2021.

VILLAGE OF EAGLE, NEBRASKA

By:

John Surman, its Chair

ATTEST:

Nick Nystrom, Its Clerk
(SEAL)

ORDINANCE NO. 2021-03

AN ORDINANCE OF THE VILLAGE OF EAGLE, CASS COUNTY, NEBRASKA, TO AMEND CHAPTER 3, ARTICLE 3-1, SECTION 3-101, OF THE VILLAGE OF EAGLE, NEBRASKA PERSONNEL POLICY MANUAL AS THE SAME RELATES TO THE CLASSIFICATION OF EMPLOYEES; 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 NOT BECOME AND BE MADE A PART OF THE MUNICIPAL CODE OF THE VILLAGE OF EAGLE.

WHEREAS, the Village of Eagle has the authority to classify its employees for purposes of salary administration, overtime and benefits.

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

Section 1. Chapter 3, Article 3-1, Section 3-101 of the Village of Eagle, Nebraska Personnel Policy is amended as indicated:

Article 3-1: Classification of Employees

SECTION 3-101: For purposes of salary administration, overtime, and benefits, the **Village** classifies its employees as follows:

- A. *Introductory Employee.* An introductory employee shall mean a new employee who has not yet completed the Village's introductory period. Introductory employees are not eligible for any village benefits.
- B. *Executive Department Head.* An executive department head shall mean an employee who heads one of the village departments and:
 - 1. Whose primary duty is managing the department of which he/she is in charge.
 - 2. Who customarily and regularly directs the work of at least two or more full-time employees.
 - 3. Has the authority to make suggestions and recommendations to the Village Board as to the hiring, firing, advancement, promotion or any other change of status of other employees and such suggestions and

recommendations are given particular weight by the Village Board.

- C. *Regular Full-Time Employee.* A regular full-time employee shall mean an employee who has completed the introductory period and is regularly scheduled to work 34 32 or more hours per week. If the average of an employee's hours drops below 34 32 for a full year, he/she will be reclassified as a part-time employee. Regular full-time employees are eligible for village benefits, as further explained in the Village's explanation of benefits found later in this policy manual.
- D. *Regular Part-Time Employee.* A regular part-time employee shall mean an employee who has completed the introductory period and is regularly scheduled to work less than 34 32 hours per week. If a part-time employee averages at least 34 32 hours per week for a full year, he/she will be reclassified as a full-time employee. Part-time employees are not eligible for village benefits, unless otherwise provided in the Village's explanation of benefits.
- E. *Temporary Employee.* A temporary employee shall mean an employee hired to work full-time or part-time, with the understanding that he/she will be employed for only a short period of time or until a specific project is completed. Temporary employees may, however, be terminated prior to completion of the project or designated time when the Village deems termination to be in its best interests. Temporary employees are not eligible for village benefits. Only benefits required by law will be offered to temporary employees.

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 15th 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 Village of Eagle, Nebraska Personnel Policy Manual.

This Ordinance passed and approved this ____ day of _____ 2021.

VILLAGE OF EAGLE, NEBRASKA

By:

John Surman, Its Chair

ATTEST:

Nick Nystrom, Its Clerk

(SEAL)



From: Jeff Mindham
Phone: 816-392-6725
Fax: 816-220-3197

605 SW. 40 Highway, # 119
Blue Springs, MO 64014
Jmindham@jatps.com

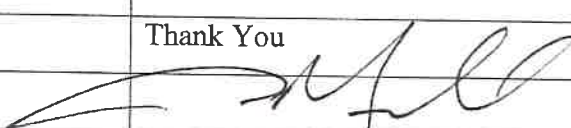
QUOTE

To: Curtis

Date: 1-22-2021

Village of Eagle

Fax: _____

Quantity	Product Name/Description	Unit	Extended
50	2'' x 2'' x 10' 12ga. Telespar Posts	\$26.80	\$1,340.00
50	2.25'' x 2.25'' x 3' 12ga. Telespar Bases	\$8.80	\$440.00
		TOTAL	\$1,780.00
	** Delivered price to Village of Eagle , NE		
	Thank You		
			
	Jeff Mindham		

VILLAGE OF EAGLE

January 19, 2021

The Village Board of Trustees met in regular session at 7:00 p.m. on January 19, 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.

Motion by Meier, second by Caylor, to approve the Annual Certification for the 2020 Nebraska Volunteer Emergency Responders Incentive Act. Voting: Ayes – 5. Motion carried.

Motion by Weyers, second by Caylor, to approve CPR certification for Eagle Fire & Rescue members at an amount not to exceed \$1,320.00. Voting: Ayes – 5. Motion carried.

Open Forum – Surman said the Steering Committee responsible for updating the current zoning regulation book will meet on January 25, 2021. James Dobbins (745 G St.) said he is providing a live feed of tonight's meeting that will go online for the public; he was encouraged by the attendance numbers when the meetings were held virtually last year. Moore said Governor Ricketts has extended the ability to hold virtual meetings until the end of April and he endorses this option. Surman said he has been advised by other members of the Village Board that they feel more gets accomplished when meetings are held in person. Meier thanked the maintenance department for their work on snow removal.

Motion by Moore, second by Meier, to approve an Investing Level membership renewal with Cass County Nebraska Economic Development Council in the amount of \$2,000.00. Voting: Ayes – 5. Motion carried.

Motion by Moore, second by Weyers, that the question of setting a spending limit for Bromm, Lindahl, Freeman-Caddy & Lausterer to develop recommended changes to the Village of Eagle Employee Handbook be referred to the Human Resources Committee and the committee make a recommendation to the Village Board at a future meeting. Voting: Ayes – 5. Motion carried.

Motion by Meier, second by Caylor, to introduce Ordinance 2021-01. Voting: Ayes – 5. Motion carried.

Chairperson Surman read Ordinance 2021-01 entitled:

ORDINANCE NO. 2021-01

AN ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS OF THE VILLAGE OF EAGLE, NEBRASKA, IN ONE OR MORE SERIES, IN THE AGGREGATE STATED PRINCIPAL AMOUNT OF NOT TO EXCEED SEVEN HUNDRED NINETY THOUSAND DOLLARS (\$790,000) FOR THE PURPOSE OF REFUNDING ALL OR A PORTION OF \$70,000 OUTSTANDING PRINCIPAL AMOUNT OF GENERAL OBLIGATION BONDS, SERIES 2013, DATED SEPTEMBER 3, 2013; AND FOR THE PURPOSE OF REFUNDING ALL OR A PORTION OF \$680,000 OUTSTANDING PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2014, DATED JUNE 5, 2014 AND AUTHORIZING THE REDEMPTION OF SUCH BONDS TO BE REFUNDED; PRESCRIBING THE FORM OF SUCH BONDS TO BE ISSUED AND AUTHORIZING OFFICERS OF THE VILLAGE TO APPROVE CERTAIN FINAL TERMS OF THE BONDS; PROVIDING FOR THE LEVY AND COLLECTION OF TAXES TO PAY THE SAME, IF NECESSARY; PROVIDING FOR THE SALE OF THE BONDS; AUTHORIZING THE DELIVERY OF THE BONDS TO THE PURCHASER; AND PROVIDING FOR THE DISPOSITION OF BOND PROCEEDS; AND ORDERING THE ORDINANCE PUBLISHED IN PAMPHLET FORM.

Motion by Weyers, second by Meier, to accept the first reading of Ordinance 2021-01. Voting: Ayes – 5. Motion carried.

Motion by Weyers, second by Meier, to suspend the rules of three consecutive readings of Ordinance 2021-01. Voting: Ayes – 5. Motion carried.

Motion by Meier, second by Caylor, to adopt Ordinance 2021-01. 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.

Motion by Meier, second by Weyers, to go into executive session at 7:47 p.m. to discuss hiring for the full-time Maintenance position and to protect the reputation of applicants. Voting: Ayes – 5. Motion carried.

Chairperson Surman said the board has come out of executive session at 8:09 p.m. after discussing hiring for the full-time Maintenance position. Nystrom was directed to contact individuals selected for formal interviews. Interviews are scheduled to occur at the February 2, 2021 meeting.

The meeting was adjourned at 8:16 p.m.

Nick Nystrom
Village Clerk

John Surman
Chairperson

VILLAGE OF EAGLE

January 19, 2021

The Village Board of Trustees met in regular session at 7:00 p.m. on January 19, 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.

Report from Fire & Rescue – Scott Lonergan (Asst. Fire Chief) said there were 148 calls for service in 2020; 82 rescue calls, 39 fire calls, 23 vehicle accidents and 4 hazardous material calls. The department averaged 9 volunteer members per call. Lonergan said there is one volunteer member preparing to take the Firefighter I course and five members taking the EMT course.

Motion by Meier, second by Caylor, to approve the Annual Certification for the 2020 Nebraska Volunteer Emergency Responders Incentive Act. Voting: Ayes – 5. Motion carried.

Motion by Weyers, second by Caylor, to approve CPR certification for Eagle Fire & Rescue members at an amount not to exceed \$1,320.00. Voting: Ayes – 5. Motion carried.

Open Forum – Surman said the Steering Committee responsible for updating the current zoning regulation book will meet on January 25, 2021. James Dobbins (745 G St.) said he is providing a live feed of tonight's meeting that will go online for the public; he was encouraged by the attendance numbers when the meetings were held virtually last year. Moore said Governor Ricketts has extended the ability to hold virtual meetings until the end of April and he endorses this option. Surman said he has been advised by other members of the Village Board that they feel more gets accomplished when meetings are held in person. Meier thanked the maintenance department for their work on snow removal.

Discuss/possible action: Consider annual investment renewal with Cass County Nebraska Economic Development Council – Jennifer Serkiz was present on behalf of Cass County Nebraska Economic Development Council (CCNEDC). Serkiz said for 2019-2020 the job goal was 200 which was exceeded with 316 new jobs in Cass County. The capital investment goal was \$10,000,000 which was exceeded with \$16,500,000 in 2020 alone (\$4,700,000 in 2019). Serkiz said CCNEDC was able to assist 41 businesses in 2019-2020 and offer 35 business expansion and retention calls; the ability to utilize virtual meetings was critical in obtaining these numbers during the

COVID-19 pandemic. Serkiz said a Site & Development Committee was formed which is responsible for identifying sites that are already prepared for development in Cass County; there have been a couple of locations identified in and around Eagle that are currently being kept confidential. The CCNEDC annual meeting will be held virtually on January 27, 2021 at 1:30 p.m. Surman asked who the current CCNEDC representative is for Eagle. Serkiz said Steve Glade (President & CEO) of Eagle State Bank.

Motion by Moore, second by Meier, to approve an Investing Level membership renewal with Cass County Nebraska Economic Development Council in the amount of \$2,000.00. Voting: Ayes – 5. Motion carried.

Discuss/possible action: Setting a spending limit for Bromm, Lindahl, Freeman-Caddy & Lausterer to develop recommended changes to the Village of Eagle Employee Handbook – Surman said he contacted Renae Feilmeier (Bromm, Lindahl, Et Al) regarding some concerns and was advised that a dollar amount should be set prior to moving forward with recommended changes to the employee handbook. Moore said his understanding from the December 21, 2020 board meeting was the Human Resources Committee was directed to work with the Village Attorney to determine the scope of the project and estimated cost and report back to the Village Board. The Human Resources Committee has since contacted the Village Attorney to schedule a meeting. Moore said if committees are going to be utilized then they should be responsible for their assigned duties instead of having the Chairperson overstep their boundaries; this is the second time an item has been placed on the agenda that was originally referred to the Human Resources Committee and there is no point in having said committee if they aren't granted enough time to complete their assigned tasks. Surman said he called the attorney's office with legitimate concerns and had no idea whether or not the Human Resources Committee had already made contact with them; he does not feel this is overstepping his bounds and any board member can contact the attorney with questions or concerns.

Motion by Moore, second by Weyers, that the question of setting a spending limit for Bromm, Lindahl, Freeman-Caddy & Lausterer to develop recommended changes to the Village of Eagle Employee Handbook be referred to the Human Resources Committee and the committee make a recommendation to the Village Board at a future meeting. Voting: Ayes – 5. Motion carried.

Motion by Meier, second by Caylor, to introduce Ordinance 2021-01. Voting: Ayes – 5. Motion carried.

Chairperson Surman read Ordinance 2021-01 entitled:

ORDINANCE NO. 2021-01

AN ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS OF THE VILLAGE OF EAGLE, NEBRASKA, IN ONE OR MORE SERIES, IN THE AGGREGATE STATED PRINCIPAL AMOUNT OF NOT TO EXCEED

SEVEN HUNDRED NINETY THOUSAND DOLLARS (\$790,000) FOR THE PURPOSE OF REFUNDING ALL OR A PORTION OF \$70,000 OUTSTANDING PRINCIPAL AMOUNT OF GENERAL OBLIGATION BONDS, SERIES 2013, DATED SEPTEMBER 3, 2013; AND FOR THE PURPOSE OF REFUNDING ALL OR A PORTION OF \$680,000 OUTSTANDING PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2014, DATED JUNE 5, 2014 AND AUTHORIZING THE REDEMPTION OF SUCH BONDS TO BE REFUNDED; PRESCRIBING THE FORM OF SUCH BONDS TO BE ISSUED AND AUTHORIZING OFFICERS OF THE VILLAGE TO APPROVE CERTAIN FINAL TERMS OF THE BONDS; PROVIDING FOR THE LEVY AND COLLECTION OF TAXES TO PAY THE SAME, IF NECESSARY; PROVIDING FOR THE SALE OF THE BONDS; AUTHORIZING THE DELIVERY OF THE BONDS TO THE PURCHASER; AND PROVIDING FOR THE DISPOSITION OF BOND PROCEEDS; AND ORDERING THE ORDINANCE PUBLISHED IN PAMPHLET FORM.

BE IT RESOLVED BY THE CHAIRPERSON AND BOARD OF TRUSTEES OF THE VILLAGE OF EAGLE, NEBRASKA:

Section 1. (a) The Chairman and Board of Trustees of the Village of Eagle, Nebraska (the "Village") hereby find and determine that: There have been heretofore issued and are now outstanding and unpaid valid interest-bearing bonds of the Village as follows:

(i) General Obligation Bonds, Series 2013, in the outstanding principal amount of \$70,000, dated September 3, 2013 (the "2013 Bonds"), which mature and bear interest as follows:

<u>Principal Amount</u>	<u>Maturing December 15 Of Year</u>	<u>Interest Rate</u>	<u>CUSIP No.</u>
\$70,000*	2022	3.05%	269708 DK6

*Term Bond

such 2013 Bonds being part of an issue of \$315,000 original principal amount of General Obligation Bonds, Series 2013 issued pursuant to Ordinance No. 2013-08 by the Board of Trustees of the Village, and such 2013 Bonds are redeemable at the option of the Village at any time on or after September 3, 2018, at a redemption price equal to the principal amount thereof plus accrued interest to the date fixed for redemption.

(ii) General Obligation Refunding Bonds, Series 2014, in the outstanding principal amount of \$680,000, dated June 5, 2014 (the "2014 Bonds"), which mature and bear interest as follows:

<u>Principal Amount</u>	<u>Maturing December 15 Of Year</u>	<u>Interest Rate</u>	<u>CUSIP No.</u>
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\$140,000*	2021	2.15%	269708 DS9
150,000*	2022	2.35	269708 DT7
150,000*	2023	2.55	269708 DU4
160,000*	2024	2.65	269708 DV2
80,000	2025	2.75	269708 DW0

*Term Bonds

such 2014 Bonds being part of an issue of \$1,445,000 original principal amount of General Obligation Refunding Bonds, Series 2014 issued pursuant to Ordinance No. 2014-01 by the Board of Trustees of the Village, and such 2014 Bonds are redeemable at the option of the Village at any time on or after June 5, 2019, at a redemption price equal to the principal amount thereof plus accrued interest to the date fixed for redemption.

(b) (i) All of the 2013 Bonds and 2014 Bonds (collectively, the "Outstanding Bonds") are valid, interest bearing obligations of the Village; (ii) since the Outstanding Bonds were issued, the rates of interest available in the market have so declined that by issuing its refunding bonds to provide funds for the payment and redemption of a portion of the Outstanding Bonds, all as set out above, a substantial savings in the amount of yearly running interest will be made to the Village; (iii) all or a portion of the Outstanding Bonds (as called for redemption, collectively, the "Refunded Bonds") are herein authorized to be called for redemption on a date or dates (each a "Redemption Date") to be determined in the Designation (defined herein); (iv) for the purpose of providing for the payment and redemption of the Refunded Bonds as above set out and to pay costs of issuance thereof, it is in the best interest of the Village to issue general obligation refunding bonds of the Village, in one or more series, in the aggregate stated principal amount of not to exceed \$790,000 (the "Bonds"); and (v) except as set forth herein, the Village has no bond sinking funds on hand for the retirement of the Refunded Bonds not required for the timely payment of principal and interest due on the Redemption Date.

Section 2. (a) The Chairman and Board of Trustees further find and determine that (a) it is necessary, desirable, advisable and in the best interest of the Village to provide for the payment and redemption of the Refunded Bonds; and, (b) all conditions, acts and things required by law to exist or to be done precedent to the issuance of the Bonds, in one or more series, in the aggregate stated principal amount of not to exceed \$790,000 pursuant to Section 10-142, Reissue Revised Statutes of Nebraska, as amended, and other applicable statutes, do exist and have been done as required by law. To provide funds for the purpose of refunding the Refunded Bonds as set out in Sections 1 hereof, there shall be and there are hereby ordered issued the General Obligation Refunding Bonds of the Village, in one or more series, in the aggregate stated principal amount of not to exceed Seven Hundred Ninety Thousand Dollars (\$790,000).

(b) The Bonds or any portion thereof are hereby authorized to be sold either (i) pursuant to a negotiated sale with D.A. Davidson & Co., as initial purchaser (the "Underwriter") or (ii) through a private placement to a bank. In connection with such sale, Chairperson, Clerk or Treasurer of the Village (each, an "Authorized Officer") are hereby

authorized to specify, determine, designate, establish and appoint, as the case may be, in one or more written designations which may be included in a bond purchase agreement (each, a "Designation"), (i) whether the Bonds shall be sold pursuant to a negotiated sale with the Underwriter or through a private placement with a bank, (ii) the aggregate purchase price of the Bonds, and the underwriting discount which shall not exceed 2.00% of the aggregate stated principal amount thereof, (if sold through a negotiated sale) (iii) the form and contents of any bond purchase agreement in connection with such sale, (iv) the title (including series designation), dated date, aggregate stated principal amount (including the aggregate principal amounts of serial Bonds and term Bonds, if any), which aggregate stated principal amount shall not exceed \$790,000, and the final maturity date, which shall not be later than December 15, 2025, (v) the principal amounts maturing in each year, (vi) any original issue premium or original issue discount attributable to each principal maturity of the Bonds, (vii) the rate or rates of interest to be borne by each principal maturity of the Bonds, provided that present value savings results from refunding the Refunded Bonds, (viii) the principal payment dates and interest payment dates, (ix) whether the Bonds will be subject to redemption prior to their stated maturity, and if subject to such optional redemption, the provisions governing such redemption, including a redemption price not to exceed 104% of the principal amount then being redeemed plus accrued interest to the date of redemption, (x) the amount and due date of each sinking fund installment for any of the Bonds issued as term Bonds, (xi) the designation of the Paying Agent and Registrar and the form and content of any agreement between the Village and such entity and (xii) all other terms and provisions of the Bonds not otherwise specified or fixed by this Ordinance.

(c) The Authorized Officers, or each individually, are hereby authorized to irrevocably call any or all of the Outstanding Bonds for redemption on such date or dates he or she determines appropriate, which date or dates shall each be a Redemption Date hereunder. The Authorized Officers, or each individually, are hereby authorized to designate, approve, execute and deliver, as the case may be, the form, content, terms and provisions of any published and/or mailed notice of redemption with respect to the payment and redemption of the Refunded Bonds and to take any and all other actions and approve and execute any and all other documents as deemed by them necessary or appropriate in connection with the redemption of the Refunded Bonds on the Redemption Date.

Section 3. The Bonds shall be issued in fully registered form in the denomination of \$5,000.00 or any integral multiple thereof. The date of original issue for the Bonds shall be date of original delivery. Interest on the Bonds, at the respective rates for each maturity, shall be payable semi-annually on such dates as shall be determined in a Designation (each an "Interest Payment Date"), and the Bonds shall bear such interest from the date of original issue or the most recent Interest Payment Date, whichever is later. The interest due on each Interest Payment Date shall be payable to the registered owners of record as of the close of business on the fifteenth day, whether or not a business day, immediately preceding the Interest Payment Date (the "Record Date"), subject to the provisions of Section 4 hereof. The Bonds shall be numbered from 1 upwards in the order of their issuance. No Bond shall be issued

originally or upon transfer or partial redemption having more than one principal maturity. The initial bond numbering and principal amounts for each of the Bonds issued shall be as directed by the initial purchaser thereof. Payments of interest due on the Bonds prior to maturity or earlier redemption shall be made by the Paying Agent and Registrar, designated in Section 4 hereof, by mailing a check or draft in the amount due for such interest on each Interest Payment Date to the registered owner of each Bond, as of the Record Date for such Interest Payment Date, to such owner's registered address as shown on the books of registration as required to be maintained in Section 4 hereof. Payments of principal due at maturity or at any date fixed for redemption prior to maturity, together with unpaid accrued interest thereon, shall be made by the Paying Agent and Registrar to the registered owners upon presentation and surrender of the Bonds to the Paying Agent and Registrar. The Village and the Paying Agent and Registrar may treat the registered owner of any Bond as the absolute owner of such Bond for the purpose of making payments thereon and for all other purposes and neither the Village nor the Paying Agent and Registrar shall be affected by any notice or knowledge to the contrary, whether such Bond or any installment of interest due thereon shall be overdue or not. All payments on account of interest or principal made to the registered owner of any Bond in accordance with the terms of this Ordinance shall be valid and effectual and shall be a discharge of the Village and the Paying Agent and Registrar, in respect of the liability upon the Bonds or claims for interest to the extent of the sum or sums so paid.

Section 4. The Authorized Officers, or one or more of them, shall designate the Village Treasurer or a bank or trust company to serve as Paying Agent and Registrar for the Bonds in the Designation. In the case of a negotiated sale, if a bank or trust company is designated, such bank or trust company shall serve as Paying Agent and Registrar in such capacities under the terms of an agreement entitled "Paying Agent and Registrar's Agreement" between the Village and said Paying Agent and Registrar, the form of which is hereby approved. The Chairman and Village Clerk are hereby authorized to execute said agreement on behalf of the Village in the form as an Authorized Officer shall deem appropriate on behalf of the Village. The Paying Agent and Registrar shall keep and maintain for the Village books for the registration and transfer of the Bonds at its office. The names and registered addresses of the registered owner or owners of the Bonds shall at all times be recorded in such books. In the case of a private placement with a bank, the Bonds may be transferred, but only upon the bond register and only if (1) the purchaser has submitted to the Paying Agent and Registrar the Bonds accompanied by an assignment in substantially the form attached to the Bond duly executed by the Purchaser or the Purchaser's attorney or legal representative, which assignment shall disclose the name, address and tax identification number of the assignee, and (2) the assignee is a bank or a qualified institutional buyer as defined in Rule 144A promulgated by the Securities and Exchange Commission and the owner has obtained from such proposed transferee and provided to the Village, prior to such transfer and assignment, an investor letter or certificate in form satisfactory to the Village. In the case of a negotiated sale, any Bond may be transferred pursuant to its provisions at the office of the Paying Agent and Registrar by surrender of such Bond for cancellation, accompanied by a written instrument of transfer, in form satisfactory to the Paying Agent and Registrar,

duly executed by the registered owner in person or by such owner's duly authorized agent, and thereupon the Paying Agent and Registrar, on behalf of the Village, will deliver at its office (or send by registered mail to the transferee owner or owners thereof at such transferee owner's or owners' risk and expense), registered in the name of the transferee owner or owners, a new Bond or Bonds of the same series, interest rate, aggregate principal amount and maturity. To the extent of the denominations authorized for the Bonds by this Ordinance, one Bond may be transferred for several such Bonds of the same series, interest rate and maturity, and for a like aggregate principal amount, and several such Bonds may be transferred for one or several such Bonds, respectively, of the same series, interest rate and maturity and for a like aggregate principal amount. In every case of transfer of a Bond, the surrendered Bond shall be canceled and destroyed. All Bonds issued upon transfer of the bonds so surrendered shall be valid obligations of the Village evidencing the same obligation as the Bonds surrendered and shall be entitled to all the benefits and protection of this Ordinance to the same extent as the Bonds upon transfer of which they were delivered. The Village and the Paying Agent and Registrar shall not be required to transfer any Bond during any period from any Record Date until its immediately following Interest Payment Date or to transfer any Bond called for redemption for a period of 30 days next preceding the date fixed for redemption.

Section 5. In the event that payments of interest due on the Bonds on an Interest Payment Date are not timely made, such interest shall cease to be payable to the registered owners as of the Record Date for such Interest Payment Date and shall be payable to the registered owners of the Bonds as of a special date of record for payment of such defaulted interest as shall be designated by the Paying Agent and Registrar whenever monies for the purpose of paying such defaulted interest become available.

Section 6. In addition to any mandatory sinking fund redemptions, the Bonds shall be subject to redemption at the option of the Village, in whole or in part, prior to maturity at any time on or after five years after the date of original issue, at par plus accrued interest on the principal amount redeemed to the date fixed for redemption (or such other date or dates as may be determined in a Designation). The Village may select the Bonds to be redeemed for optional redemption in its sole discretion. Bonds for mandatory redemption shall be selected by the Paying Agent and Registrar using any random method of selection determined appropriate by the Paying Agent and Registrar. Bonds redeemed pursuant to the requirements for mandatory redemption shall be redeemed at par plus accrued interest on the principal amount redeemed. The Bonds shall be redeemed only in amounts of \$5,000.00 or integral multiples thereof. Bonds redeemed in part only shall be surrendered to the Paying Agent and Registrar in exchange for a new Bond evidencing the unredeemed principal thereof. Notice of redemption of any Bond called for redemption shall be given, at the direction of the Village in the case of optional redemption and without further direction in the case of mandatory redemption, by the Paying Agent and Registrar by mail not less than 30 days prior to the date fixed for redemption, first class, postage prepaid, sent to the registered owner of such Bond at said owner's registered address. Such notice shall designate the Bond or Bonds to be redeemed by maturity or otherwise, the date of original issue, series and the date fixed for redemption and shall state that such Bond or Bonds are to be

presented for prepayment at the office of the Paying Agent and Registrar. In case of any Bond partially redeemed, such notice shall specify the portion of the principal amount of such Bond to be redeemed. No defect in the mailing of notice for any Bond shall affect the sufficiency of the proceedings of the Village designating the Bonds called for redemption or the effectiveness of such call for Bonds for which notice by mail has been properly given and the Village shall have the right to further direct notice of redemption for any such Bond for which defective notice has been given.

Section 7. If the date for payment of the principal of or interest on the Bonds shall be a Saturday, Sunday, legal holiday or a day on which banking institutions in the municipality where the Paying Agent and Registrar is located are authorized by law or executive order to close, then the date for such payment shall be the next succeeding day which is not a Saturday, Sunday, legal holiday or a day on which such banking institutions are authorized to close, and payment on such day shall have the same force and effect as if made on the nominal date of payment.

Section 8. The Bonds shall be in substantially the following form:

UNITED STATES OF AMERICA
STATE OF NEBRASKA
COUNTY OF CASS

VILLAGE OF EAGLE, NEBRASKA
GENERAL OBLIGATION REFUNDING BOND
SERIES 2021

No. _____

\$

Interest Rate

Maturity Date

Date of Original

CUSIP

%

Issue

_____, 20__

_____, 20__

Registered Owner:

Principal Amount:

The VILLAGE OF EAGLE, NEBRASKA (the "Village"), hereby acknowledges itself to owe and for value received promises to pay to the Registered Owner specified above, or registered assigns, the Principal Amount specified above in lawful money of the United States of America on the Maturity Date specified above with interest thereon to maturity (or earlier redemption) computed on the basis of a 360-day year consisting of twelve 30-day months from the Date of Original Issue or most recent Interest Payment Date, whichever is later, at the Interest Rate per annum specified above, payable semiannually on _____ and _____ of each year, beginning _____, 20__ (each of such dates an "Interest Payment Date"). The Principal Amount hereof, together with unpaid accrued interest due at maturity or upon earlier redemption, is payable upon presentation and

surrender of this bond at the office of _____, as the Paying Agent and Registrar, in _____, Nebraska. Interest on this bond due prior to maturity or earlier redemption will be paid on each Interest Payment Date by a check or draft mailed by the Paying Agent and Registrar to the registered owner of this bond, as shown on the books of record maintained by the Paying Agent and Registrar, at the close of business on the fifteenth day immediately preceding such Interest Payment Date, to such owner's registered address as shown on such books and records. Any interest not so timely paid shall cease to be payable to the person entitled thereto as of the record date such interest was payable, and shall be payable to the person who is the registered owner of this bond (or of one or more predecessor bonds hereto) on such special record date for payment of such defaulted interest as shall be fixed by the Paying Agent and Registrar whenever monies for such purposes become available.

This bond is one of an issue of fully registered bonds (the "Bonds") of the total principal amount of _____ (\$ _____), of even date and like tenor except as to date of maturity, rate of interest and denomination which were issued by the Village in strict compliance with Section 10-142, Reissue Revised Statutes of Nebraska, as amended, and other applicable statutes for the purpose of refunding \$ _____ outstanding principal amount of _____, Series _____, dated _____, 20____. The issuance of such bonds has been authorized by proceedings duly had and an ordinance legally passed and approved by the Chairman and the Board of Trustees of the Village (the "Ordinance").

The Bonds are subject to redemption at the option of the Village, in whole or in part, at any time on or after five years after the date of delivery, at par plus interest accrued on the principal amount redeemed to the date fixed for redemption.

[In addition, the Bonds shall be subject to mandatory sinking fund redemption payments (with bonds being redeemed at par plus accrued interest) as follows:

\$ _____	Principal Maturing December 15, 20____
\$ _____	to be called December 15, 20____
\$ _____	to be called December 15, 20____
\$ _____	Payable December 15, 20____]

Notice of redemption shall be given by mail to the registered owner of any Bond to be redeemed at such registered owner's address in the manner specified in the Ordinance authorizing the Bonds. Individual Bonds may be redeemed in part but only in \$5,000.00 amounts or integral multiples thereof.

This Bond is transferable by the Registered Owner or such owner's attorney duly authorizing in writing at the office of the Paying Agent and Registrar upon surrender and cancellation of this Bond, and thereupon a new Bond or Bonds of the same aggregate principal amount, interest rate and maturity will be issued to the transferee as provided in the Ordinance, subject to the limitations therein prescribed. The Village, the Paying

Agent and Registrar and any other person may treat the person in whose name this Bond is registered as the absolute owner hereof for the purpose of receiving payment due hereunder and for all purposes and shall not be affected by any notice to the contrary, whether this Bond be overdue or not.

If the date for payment of the principal of or interest on this Bond shall be a Saturday, Sunday, legal holiday or a day on which banking institutions in the Village are authorized by law or executive order to close, then the date for such payment shall be the next succeeding day which is not a Saturday, Sunday, legal holiday or a day on which such banking institutions are authorized to close, and payment on such day shall have the same force and effect as if made on the nominal date of payment.

IT IS HEREBY CERTIFIED AND WARRANTED that all conditions, acts and things required by law to exist or to be done precedent to and in the issuance of this Bond and in the issuance of the Bonds refunded hereby did exist, did happen and were done and performed in regular and due form and time as required by law and that the indebtedness of said Village, including this Bond and the Bonds refunded hereby, does not exceed any limitation imposed by law. The Village agrees that it will cause to be levied and collected annually a tax by valuation on all the taxable property in the Village, in addition to all other taxes, which, together with any applicable special assessments and other available funds of the Village, shall be sufficient in rate and amount to fully pay the principal and interest of this Bond and the other Bonds of this issue as the same become due.

[AS PROVIDED IN THE ORDINANCE REFERRED TO HEREIN, UNTIL THE TERMINATION OF THE SYSTEM OF BOOK-ENTRY-ONLY TRANSFERS THROUGH THE DEPOSITORY TRUST COMPANY, NEW YORK, NEW YORK (TOGETHER WITH ANY SUCCESSOR SECURITIES DEPOSITORY APPOINTED PURSUANT TO THE ORDINANCE, "DTC"), AND NOTWITHSTANDING ANY OTHER PROVISIONS OF THE ORDINANCE TO THE CONTRARY, A PORTION OF THE PRINCIPAL AMOUNT OF THIS BOND MAY BE PAID OR REDEEMED WITHOUT SURRENDER HEREOF TO THE REGISTRAR. DTC OR A NOMINEE, TRANSFEREE OR ASSIGNEE OF DTC OF THIS BOND MAY NOT RELY UPON THE PRINCIPAL AMOUNT INDICATED HEREON AS THE PRINCIPAL AMOUNT HEREOF OUTSTANDING AND UNPAID. THE PRINCIPAL AMOUNT HEREOF OUTSTANDING AND UNPAID SHALL FOR ALL PURPOSES BE THE AMOUNT DETERMINED IN THE MANNER PROVIDED IN THE ORDINANCE.

UNLESS THIS BOND IS PRESENTED BY AN AUTHORIZED OFFICER OF DTC (A) TO THE REGISTRAR FOR REGISTRATION OF TRANSFER OR EXCHANGE OR (B) TO THE REGISTRAR FOR PAYMENT OF PRINCIPAL, AND ANY BOND ISSUED IN REPLACEMENT HEREOF OR SUBSTITUTION HEREFOR IS REGISTERED IN THE NAME OF DTC AND ANY PAYMENT IS MADE TO DTC OR ITS NOMINEE, ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL BECAUSE ONLY THE REGISTERED OWNER HEREOF, DTC OR ITS NOMINEE, HAS AN INTEREST HEREIN.]

This Bond shall not be valid and binding on the Village until authenticated by the Paying Agent and Registrar.

IN WITNESS WHEREOF, the Chairman and the Board of Trustees of the Village have caused this Bond to be executed on behalf of the Village with the manual or facsimile signatures of the Chairman and the Clerk and by causing the official seal of the Village to be impressed or imprinted hereon, all as of the date of original issue specified above.

VILLAGE OF EAGLE, NEBRASKA

ATTEST:

(facsimile signature)
Chairman

(facsimile signature)
Clerk
(SEAL)

CERTIFICATE OF AUTHENTICATION

This Bond is one of the Bonds authorized by Ordinance of the Chairman and the Board of Trustees of the Village of Eagle, Nebraska, described in the foregoing Bond.

Registrar

_____, Nebraska, Paying Agent and

(Form of Assignment)

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned hereby sells, assigns and transfers unto

Print or Type Name, Address and Social Security Number
or other Taxpayer Identification Number of Transferee

the within Bond and all rights thereunder, and hereby irrevocably constitutes and appoints _____ agent to transfer the within Bond on the Bond Register kept by the Paying Agent for the registration thereof, with full power of substitution in the premises.

Dated: _____

NOTICE: The signature to this assignment must correspond with the name of the Registered Owner as it appears upon the face of the within Bond in every particular.

Medallion Signature Guarantee:

Section 9. Each of the Bonds shall be executed on behalf of the Village with the manual or facsimile signatures of the Chairman and Village Clerk of the Village. If the Bonds are sold through a private placement with a bank, the following requirements relating to the Depository (defined herein) shall not apply. If the Bonds are sold through a negotiated sale with the Underwriter, the Bonds shall be issued initially as "book-entry-only" bonds using the services of The Depository Trust Company (the "Depository"), with one typewritten bond per maturity being issued to the Depository. In such connection said officers are authorized to execute and deliver a letter of representations (the "Letter of Representations") in the form required by the Depository, for and on behalf of the Village, which shall thereafter govern matters with respect to registration, transfer, payment and redemption of the Bonds. Upon the issuance of the Bonds as "book-entry-only" bonds, the following provisions shall apply:

(a) The Village and the Paying Agent and Registrar shall have no responsibility or obligation to any broker-dealer, bank or other financial institution for which the Depository holds Bonds as securities depository (each, a "Bond Participant") or to any person who is an actual purchaser of a Bond

from a Bond Participant while the Bonds are in book-entry form (each, a "Beneficial Owner") with respect to the following:

(i) the accuracy of the records of the Depository, any nominees of the Depository or any Bond Participant with respect to any ownership interest in the Bonds,

(ii) the delivery to any Bond Participant, any Beneficial Owner or any other person, other than the Depository, of any notice with respect to the Bonds, including any notice of redemption, or

(iii) the payment to any Bond Participant, any Beneficial Owner or any other person, other than the Depository, of any amount with respect to the Bonds. The Paying Agent and Registrar shall make payments with respect to the Bonds only to or upon the order of the Depository or its nominee and all such payments shall be valid and effective fully to satisfy and discharge the obligations with respect to such Bonds to the extent of the sum or sums so paid. No person other than the Depository shall receive an authenticated Bond, except as provided in (e) below.

(b) Upon receipt by the Paying Agent and Registrar of written notice from the Depository to the effect that the Depository is unable or unwilling to discharge its responsibilities, the Paying Agent and Registrar shall issue, transfer and exchange Bonds requested by the Depository in appropriate amounts. Whenever the Depository requests the Paying Agent and Registrar to do so, the Paying Agent and Registrar will cooperate with the Depository in taking appropriate action after reasonable notice (i) to arrange, with the prior written consent of the Village, for a substitute depository willing and able upon reasonable and customary terms to maintain custody of the Bonds or (ii) to make available Bonds registered in whatever name or names the Beneficial Owners transferring or exchanging such Bonds shall designate.

(c) If the Village determines that it is desirable that certificates representing the Bonds be delivered to the Bond Participants and/or Beneficial Owners of the Bonds and so notifies the Paying Agent and Registrar in writing, the Paying Agent and Registrar shall so notify the Depository, whereupon the Depository will notify the Bond Participants of the availability through the Depository of bond certificates representing the Bonds. In such event, the Paying Agent and Registrar shall issue, transfer and exchange bond certificates representing the Bonds as requested by the Depository in appropriate amounts and in authorized denominations.

(d) Notwithstanding any other provision of this Ordinance to the contrary, so long as any Bond is registered in the name of the Depository or any nominee thereof, all payments with respect to such Bond and all notices with

respect to such Bond shall be made and given, respectively, to the Depository as provided in the Letter of Representations.

(e) Registered ownership of the Bonds may be transferred on the books of registration maintained by the Paying Agent and Registrar, and the Bonds may be delivered in physical form to the following:

(i) any successor securities depository or its nominee;

(ii) any person, upon (A) the resignation of the Depository from its functions as depository or (B) termination of the use of the Depository pursuant to this Section.

(f) In the event of any partial redemption of a Bond unless and until such partially redeemed Bond has been replaced in accordance with the provisions of this Ordinance, the books and records of the Paying Agent and Registrar shall govern and establish the principal amount of such Bond as is then outstanding and all of the Bonds issued to the Depository or its nominee shall contain a legend to such effect.

If for any reason the Depository resigns and is not replaced or upon termination by the Village of book-entry-only form, the Village shall immediately provide a supply of bond certificates for issuance upon subsequent transfers or in the event of partial redemption. In the event that such supply of certificates shall be insufficient to meet the requirements of the Paying Agent and Registrar for issuance of replacement bond certificates upon transfer or partial redemption, the Village agrees to order printed an additional supply of bond certificates and to direct their execution by manual or facsimile signature of its then duly qualified and acting officers. In case any officer whose signature or facsimile thereof shall appear on any Bond shall cease to be such officer before the delivery of such Bond (including any bond certificates delivered to the Paying Agent and Registrar for issuance upon transfer or partial redemption) such signature or such facsimile signature shall nevertheless be valid and sufficient for all purposes the same as if such officer or officers had remained in office until the delivery of such Bond. The Bonds shall not be valid and binding on the Village until authenticated by the Paying Agent and Registrar. The Bonds shall be delivered to the Paying Agent and Registrar for registration and authentication. Upon execution, registration and authentication of the Bonds, they shall be delivered to the Village Treasurer, who is authorized to deliver them to the purchaser bank in the case of a private bank placement, or to the Underwriter, as initial purchaser, in the case of a negotiated sale, upon receipt of (a) the purchase price of the Bonds as shall be determined in the Designation plus accrued interest thereon to date of payment of the Bonds and (b) in the case of a private placement, delivery to the Village of an investor letter or certificate in form satisfactory to an Authorized Officer. In the case of a negotiated sale, said initial purchaser shall have the right to direct the registration of the Bonds and the denominations thereof within each maturity, subject to the restrictions of this resolution. The Underwriter and its agents, representatives and counsel (including

the Village's bond counsel) are hereby authorized to take such actions on behalf of the Village as are necessary to effectuate the closing of the issuance and sale of the Bonds, including, without limitation, authorizing the release of the Bonds by the Depository at closing. The Authorized Officers of the Village (or any one of them) are hereby authorized to execute a bond purchase agreement, in a form satisfactory to such Authorized Officer, for the sale of the Bonds to the Underwriter, in the event of a negotiated sale. The officers of the Village (including but not limited to the Authorized Officers), or any one or more of them are hereby further authorized to take any and all actions and enter into any and all agreements deemed necessary or appropriate in connection with the issuance and sale of the Bonds and the redemption and payment of the Refunded Bonds, and any such actions previously taken are hereby ratified and confirmed.

Section 10. The Clerk is directed to make and certify a transcript or transcripts of the proceedings of the Chairman and Board of Trustees precedent to the issuance of the Bonds, a copy of which shall be delivered to the Underwriter, as initial purchaser of the Bonds (if sold through a negotiated sale) or the bank (if sold through a private placement).

Section 11. The proceeds of the Bonds shall be applied to the redemption of the Refunded Bonds as described in Sections 1 and 2 hereof, including payment of any issuance expenses for the Bonds.

Section 12. The Village agrees that it will cause to be levied and collected annually a tax by valuation on all the taxable property in the Village, except intangible property, in addition to all other taxes, which together with any applicable special assessments and other funds of the Village available therefor, shall be sufficient in rate and amount to fully pay the principal of and interest on the Bonds as the same become due.

Section 13. In the case of a negotiated sale with the Underwriter, the Authorized Officers or any one or more of them is authorized to approve, deem final and deliver a Preliminary Offering Circular and a final Offering Circular for and on behalf of the Village, all in accordance with the requirements of Reg. Sec. 240.15c2-12 of the Securities and Exchange Commission.

Section 14. The Village hereby covenants and agrees that it will make no use of the proceeds of the Bonds which would cause the Bonds to be arbitrage bonds within the meaning of Sections 103(b)(2) and 148 of the Internal Revenue Code of 1986, as amended (the "Code") and further covenants to comply with said Sections 103(b)(2) and 148 and all applicable regulations thereunder throughout the term of said issue, including all requirements with respect to payment and reporting of rebates, if applicable. The Village hereby covenants to take all action necessary to preserve the tax-exempt status of the interest on the Bonds for federal income tax purposes under the Code with respect to taxpayers generally. The Village further agrees that it will not take any actions which would cause the Bonds to constitute "private activity bonds" within the meaning of Section 141 of the Code. The Village hereby designates the

Bonds as its "qualified tax-exempt obligations" pursuant to Section 265(b)(3)(B)(i)(III) of the Code and covenants and warrants that it does not reasonably expect to issue bonds or other obligations aggregating in principal amount more than \$10,000,000.00 during the calendar year or years in which the Bonds are issued (taking into consideration the exception for current refunding issues). The Chairman is hereby authorized to make, or cause to be made, any and all certifications deemed necessary in connection with the designation of the Bonds as "qualified tax-exempt obligations", including "deemed designating" the Bonds.

Section 15. The Village's obligations under this Ordinance with respect to any or all of the Bonds herein authorized shall be fully discharged and satisfied as to any or all of such Bonds and any such Bond shall no longer be deemed to be outstanding hereunder if such Bond has been purchased by the Village and canceled or when the payment of principal of and interest thereon to the respective date of maturity or redemption (a) shall have been made or caused to be made in accordance with the terms thereof, (b) shall have been provided for by depositing with a national or state bank having trust powers, or trust company, in trust, solely for such payment (i) sufficient money to make such payment and/or (ii) direct general obligations (including obligations issued or held in book entry form on the books of the Department of Treasury of the United States of America) of or obligations the principal and interest of which are unconditionally guaranteed by the United States of America (herein referred to as "U.S. Government Obligations") in such amount and bearing interest payable and maturing or redeemable at stated fixed prices at the option of the holder as to principal, at such time or times, as will ensure the availability of sufficient money to make such payments; provided, however, that with respect to any Bond to be paid prior to maturity, the Village shall have duly called such Bond for redemption and given notice of such redemption as provided by law or made irrevocable provision for the giving of such notice. Any money so deposited with such bank or trust company in excess of the amount required to pay principal of and interest on the Bonds for which such monies or U.S. Government Obligations were deposited shall be paid over to the Village as and when collected.

Section 16. All documents, agreements, certificates, and instruments related to the Bonds shall be valid, binding, and enforceable against the Village when executed and delivered by means of (i) an original manual signature; (ii) a faxed, scanned, or photocopied manual signature, or (iii) any other electronic signature permitted by electronic signatures laws, including any relevant provisions of the Uniform Commercial Code, in each case to the extent applicable. Each faxed, scanned, or photocopied manual signature, or other electronic signature, shall for all purposes have the same validity, legal effect, and admissibility in evidence as an original manual signature. Each document, agreement, certificate, and instrument related to the Bonds may be executed in any number of counterparts, each of which shall be deemed to be an original, but such counterparts shall, together, constitute one and the same document, agreement, certificate, or instrument, as applicable.

Section 17. This Ordinance shall be in force and take effect from and after its passage and publication in pamphlet form as provided by law.

Motion by Weyers, second by Meier, to accept the first reading of Ordinance 2021-01. Voting: Ayes – 5. Motion carried.

Motion by Weyers, second by Meier, to suspend the rules of three consecutive readings of Ordinance 2021-01. Voting: Ayes – 5. Motion carried.

Motion by Meier, second by Caylor, to adopt Ordinance 2021-01. Voting: Ayes – 5. Motion carried.

Report on Streets and Maintenance –Klabenes said street signs and post replacement have been a priority this month. Meier asked how the equipment is holding up, specifically the Freightliner. Klabenes and Caddy agreed the equipment is in good shape. Meier asked if salt and sand has been ordered separately in order to mix as needed. Caddy said there is no advantage in separating the two because there is no place to store them separately and there isn't a good way to mix them appropriately. There is, however, some extra sand on hand for the new concrete and asphalt streets. Caddy said the support beams were installed under the stairs inside the digester building at the WWTP. The sludge load out device was fixed and is in operating condition. Surman said he has been contacted by Schemmer regarding street plans for the year and he has referred this question to the Street Committee. Weyers said she will call Schemmer to set up a meeting with the Street Committee. Moore reported substantial potholes at the 202nd Street & Olivia Drive intersection.

Report on Wells and Sewer – Surman asked if the mixer or grinder have been installed at the WWTP. Klabenes said not that he has heard. Surman asked for a follow up on the property at 520 South 1st Street that currently has a septic tank on the premises. Klabenes said he spoke with the new property owner and advised him that he needs to confirm whether or not the property is hooked up to the public sewer system, and if not, he needs to start making plans to get it installed that way. Surman asked if the Village Board has a deadline they would be willing to give the property owner to come into compliance. The Village Board agreed on a deadline of April 1, 2021. Nystrom was directed to send a notice to the property owner indicating the same.

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 said she has received one bid thus far for the replacement awning above the bay entry door at the fire station. Moore said it was also discussed getting a bid for the awning above the classroom door at the fire station as well.

Motion by Meier, second by Weyers, to go into executive session at 7:47 p.m. to discuss hiring for the full-time Maintenance position and to protect the reputation of applicants. Voting: Ayes – 5. Motion carried.

Chairperson Surman said the board has come out of executive session at 8:09 p.m. after discussing hiring for the full-time Maintenance position. Nystrom was directed to contact individuals selected for formal interviews. Interviews are scheduled to occur at the February 2, 2021 meeting.

The meeting was adjourned at 8:16 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 January 19, 2021 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

John Surman
Chairperson