

VILLAGE OF EAGLE
BOARD OF TRUSTEES AGENDA
APRIL 6, 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—

--PLEDGE OF ALLEGIANCE

PUBLIC HEARING of the Village of Eagle Board of Trustees, sitting as the Board of Equalization and Assessment, with regard to the assessment schedule on Sidewalk Construction and Repair – F Street between 3rd Street and 4th Street.

Open Public Hearing
Public Comment
Close Public Hearing

1. Discuss/possible action: Resolution 2021-03 – Levy of assessments as part of the Sidewalk Construction and Repair Project – F Street between 3rd Street and 4th Street.
2. Report from Law Enforcement.
3. Report from Building & Zoning Administrator.
4. Open Forum.
5. Discuss/possible action: Approve Eagle Vision's request for the rental of three portable toilets from Al's Johns for Eagle Garage Sale Days.
6. Discuss/possible action: Consider donation to Alvo/Eagle Recreation Association for local youth baseball and softball programs.
7. Discuss/possible action: Approve Alvo/Eagle Recreation's 2021 Fireworks Permit Application at 800 South 1st Street.
8. Discuss/possible action: Approve Crazy Cracker's 2021 Fireworks Permit Application at 510 Highway 34.
9. Discuss/possible action: Approve Patriot Pete's 2021 Fireworks Permit Application at 340 Highway 34.
10. Discuss/possible action: Approve Task Order #2 with Schemmer to provide oversight and comment for the Eagle Lake Wastewater Treatment Plan.
11. Discuss/possible action: Consider internet speed upgrade with Windstream at the Eagle Fire & Rescue Department.
12. Discuss/possible action: Consider proposal for labor and materials to rock Village alleyways in an amount not to exceed \$250.00 per block.

13. Discuss/possible action: Resolution 2021-04 – Setting a flat monthly sewer rate for new residents until a January, February and March water use average is established.
14. Discuss/possible action: First reading of Ordinance 2021-05 – Establishing compensation for seasonal pool employees.
15. Discuss/possible action: Approve Curtis Klabenes attending Aquachem's Certified Pool Operator's Course from April 7-9, 2021 at a cost of \$175.00.
16. Discussion: Update on Community Center planning.
17. Discuss/possible action: Approve or deny minutes as typed for the previous meeting.
18. Discuss/possible action: Approve claims.
19. Report from Attorney.
20. Report from Clerk/Treasurer.
21. Discuss/possible action: Review claim as submitted by the Law Offices of Crosby Guenzel LLP.

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.

NOTICE OF HEARING ON ASSESSMENTS
SIDEWALK CONSTRUCTION AND REPAIR

NOTICE IS HEREBY GIVEN that the Board of Trustees of the Village of Eagle, Nebraska, have shall hold a public hearing and sit as the Board of Equalization and Assessment with regard to the assessment schedule now on file with the Village Clerk on Sidewalk Construction and Repair – F Street between 3rd Street and 4th Street; portion of sidewalk on the north side of F Street along 3rd Street and portion of sidewalk on the south side of F Street along 3rd Street. The Hearing shall be held on the 6th day of April, 2021 at 7 o'clock p.m. at Eagle Fire & Rescue Dept., 705 S. 1st Eagle, NE. Property Owners shall have the opportunity to object to the proposed assessments. The proposed assessment schedule is on file with the Village Clerk at 747 S. 2nd Eagle, NE and available for public inspection during regular business hours.

John Surman, Chair

ATTEST:

Nick Nystrom, Village Clerk

RESOLUTION 2021-03

WHEREAS, the Board of Trustees of the Village of Eagle, Nebraska, provided notice to the owners of those properties adjacent to the sidewalk on F Street located between 3rd Street and 4th Street and a portion of the sidewalk on the north side of F Street along 3rd Street and a portion of the sidewalk on the south side of F Street along 3rd Street, no less than 10 days after the publication of a Notice of Sidewalk Construction and Repair, as provided by Neb. Rev. Stat. § 17-522, indicating that it was the intention of the Village to assess the cost of said construction and repair to the properties adjacent thereto after construction and repair is completed, and

WHEREAS, said Notice of Sidewalk Construction and Repair was published in the Voice News on or about May 21, 2020, and

WHEREAS, the construction, pursuant to public bidding and letting requirements, was conducted and has been completed and an assessment schedule produced by the Villages Engineer for this project, and

WHEREAS, a public hearing was noticed and published 4 consecutive weeks in the Voice News, setting forth that it was to be held to levy the assessments for the properties set forth above, on April 6 2021 at 7:00 p.m. at the Eagle Fire & Rescue Department located at 705 South 1st Street, Eagle, Nebraska, and all persons required to be provided a copy of said notice were provided notice by certified mail, return receipt requested; and

WHEREAS, the public hearing was held at the time and place published, pursuant to the Nebraska Open Meetings Act, and the public was permitted to participate in said hearing, and

WHEREAS, the Board of Trustees has the power to levy assessments on the lots and parcels of land upon which sidewalk improvements have been made and the same shall be known as special assessments for improvements,

BE IT RESOLVED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF EAGLE, NEBRASKA AS FOLLOWS:

1. The Chairman and Board of Trustees hereby incorporate the findings set forth above and, additionally, find and determine the following:

2. The Board determines the following adjacent or abutting properties have benefitted by the improvements and are assessed in the specific amounts set forth in Exhibit A attached hereto. The assessment on each property shall be known as a special assessment for improvements upon the property.

3. Each assessment shall be a lien upon the property on which it is levied from the date it is levied in this Resolution until paid.

4. The assessment of said special tax or assessment on each respective property set forth in Exhibit A shall be levied and shall become delinquent as follows:

Payments shall be divided into seven even payments.

One-seventh shall be due and delinquent on July 1, 2021; and each additional principal payment due and delinquent each year thereafter on July 1. The installments shall not draw interest from the time of levy until the same shall become delinquent; however, in the event an installment becomes delinquent, said installment shall draw interest at the rate of 14.0 % per annum, as provided in Neb. Rev. Stat. §45-104.01, and shall be paid thereon as in the case of other special taxes. Should there be three or more installments delinquent and unpaid on the same property, the Board of Trustees may by resolution declare all future installments on such delinquent property to be due on a fixed future date, and if the same are not paid, then foreclose on the all installments and interest due.

5. That this Resolution shall be certified by the Village Clerk and filed in the Office of the Cass County Register of Deeds, Cass County, Nebraska and shall be a lien upon each property indicated. Payments shall be collected directly by the Village Treasurer.

6. The Village Clerk is directed to send a copy of this Resolution by certified mail, postage prepaid, to each assessed property owner after filing the Resolution with the Cass County Register of Deeds.

DATED: April 6, 2021

VILLAGE OF EAGLE, NEBRASKA

BY:

John Surman, Its Chair

ATTEST:

Nick Nystrom, Clerk
(SEAL)

| ASSESSMENT SHEET | | EAGLE, NE | | SIDEWALK ASSESEMENT | | FINAL | |
|--|--|-------------------------------|--|----------------------|---------|-------------------------|------------------|
| | | | | | | FINAL CONSTRUCTION COST | |
| LEGAL | | OWNER | | SIDEWALK SQUARE FEET | | | FINAL Total Cost |
| | | | | 2,442 | | \$18,315.00 | |
| | | | | | | sidewalk only | |
| NORTH SIDE OF F ST. (4TH TO 3RD.) | | | | | | | |
| LOT 7-10, BLK 23, O.T. | | Kenneth P. & Phyllis J. Musil | | 510 | 20.885% | \$3,825.00 | \$3,825.00 |
| ALLEY | | Village of Eagle | | 11 | 0.450% | \$82.50 | \$82.50 |
| 1/2 LOT 5 & ALL LOT 6, BLK 23, O.T. | | Dale Hansen | | 17 | 0.696% | \$127.50 | \$127.50 |
| Sidewalk approach at request of property owner | | Dale Hansen | | *add -on | | \$1,170.00 | \$1,170.00 |
| 3RD ST ROW | | Village of Eagle | | 417 | 17.076% | \$3,127.50 | \$3,127.50 |
| EAST SIDE OF 3RD ST. (F TO E) | | | | | | | |
| LOT 7, BLK 24, O.T. | | Christopher & Amy M. Wood | | 62 | 2.539% | \$465.00 | \$465.00 |
| SOUTH SIDE OF F ST. (4TH TO 3RD) | | | | | | | |
| 4TH ST ROW | | Village of Eagle | | 78 | 3.194% | \$585.00 | \$585.00 |
| LOT 17-18, BLK 25, O.T. | | Eagle United Methodist Church | | 522 | 21.376% | \$3,915.00 | \$3,915.00 |
| ALLEY | | Village of Eagle | | 25 | 1.024% | \$187.50 | \$187.50 |
| LOT 1, BLK 25, O.T. | | Richard A. Thompson | | 395 | 16.175% | \$2,962.50 | \$2,962.50 |
| 3RD ST ROW | | Village of Eagle | | 325 | 13.309% | \$2,437.50 | \$2,437.50 |
| WEST SIDE OF 3RD ST. (F TO G) | | | | | | | |
| LOT 1, BLK 25, O.T. | | Richard A. Thompson | | 80 | 3.276% | \$600.00 | \$600.00 |
| TOTAL ASSESSED | | TOTAL | | | 100% | \$9,150.00 | \$9,150.00 |
| | | | | | | \$19,485.00 | \$19,485.00 |

Assessed Properties - Index Resolution as to the following:

Lots 7-10, Block 23, OT Eagle, Cass County, NE
 1/2 Lot 5 & All Lot 6, Block 23, OT Eagle, Cass County, NE
 Lot 7, Block 24, OT Eagle, Cass County, NE
 Lot 1, Block 25, OT Eagle, Cass County, NE

Kenneth P. & Phyllis J. Musil
 Dale Hansen
 Christopher and Amy M. Wood
 Richard A. Thompson

Assessment/Lien
 \$ 3,825.00
 \$ 1,297.50
 \$ 465.00
 \$ 3,562.50
 \$ 9,150.00

Task Order #2 Scope

Village of Eagle

Provide oversight and comment for Eagle Lake Wastewater Treatment Plan

1. Oversight of Eagle Lake WWTP Plan

Meet with the Village of Eagle representatives to discuss proposal from Midwest Environmental Services for the Eagle Lake Subdivision to connect the subdivision to the Village of Eagle WWTP. – 3.5 hours

Request and review documents and archived information from the Village of Eagle and Midwest Environmental Services regarding the Eagle Lake Subdivision and the relevant information about the plant operations of the wastewater treatment facility. Reach out to State regulatory agencies for relevant operational standards. - 16 hours

Coordinate discussions between Midwest Environmental Services, Eagle Lake Subdivision representatives, Village of Eagle representatives, WWTP Operators and the Department of Environmental Energy to identify operational and regulatory requirements of the proposed plan. – 24 hours

Write summary report letter that summarizes the findings of the discussion described in the above paragraph. It will include telephone call records, meeting memoranda and other relevant correspondence in an appendix attached to the report letter. – 16 hours.

Present report to Village of Eagle representatives – 3 hours.

Attend Village Board meeting and answer questions regarding the report described above. – 3 hours.

Total Fee - \$11,650

OWNER

Village of Eagle

By: _____

Title: _____

Date Signed: _____

ENGINEER

The Schemmer Associates

By: _____

Title: _____

Date Signed: _____



Internet proposal at Eagle Fire & Rescue – 705 S. 1st Street, Eagle, NE 68347

Current Business Speed: 6 Mbps

Current Business Price: \$54.99 per month

Activities: Good for casual web browsing, emails, social media

VS.

Proposed Business Speed: 50 Mbps

Proposed Business Price: \$114.99 per month

Activities: Good for extensive web browsing, streaming, multiple users

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

RESOLUTION NO. 2021-04

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

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

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

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

- 1 That the findings here and above made should be and are hereby made a part of this Resolution as fully as if set out at length herein.
- 2 That the flat monthly rate required by the Ordinance set forth above shall be the amount of \$20.00 per month.
- 3 That the effective date of this rate shall be May 1, 2021 and shall expire on April 30, 2022.

PASSED AND APPROVED THIS 6TH DAY OF APRIL, 2021.

ATTEST:

VILLAGE OF EAGLE, NEBRASKA

John Surman, Chairperson

Nick Nystrom, Clerk

ORDINANCE 2021-05

AN ORDINANCE TO ESTABLISH COMPENSATION FOR POOL EMPLOYEES; TO PROVIDE FOR THE EFFECTIVE DATE HEREOF; TO REPEAL ALL ORDINANCES IN CONFLICT HERewith; TO PROVIDE THAT THIS ORDINANCE SHALL BE PUBLISHED WITHIN THE FIRST 15 DAYS AFTER ITS PASSAGE AND APPROVAL EITHER IN PAMPHLET FORM OR BY POSTING IN THREE PUBLIC PLACES IN THE VILLAGE OF EAGLE, NEBRASKA, AND SHALL BE IN FULL FORCE AND TAKE EFFECT FROM AND AFTER ITS PASSAGE, APPROVAL, AND PUBLICATION, AS PROVIDED HEREIN; AND TO PROVIDE THAT THIS ORDINANCE SHALL NOT BECOME AND BE MADE A PART OF THE MUNICIPAL CODE OF THE VILLAGE OF EAGLE, NEBRASKA.

The Village operates a swimming pool in the Municipality and it is necessary to pay for and compensate seasonal employees for the operation of the pool, therefore,

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

Section 1. COMPENSATION SCHEDULE FOR EAGLE POOL EMPLOYEES AS FOLLOWS:

| | |
|---------------------------|---------|
| Manager: | \$13.00 |
| Asst. Manager: | \$11.00 |
| Lifeguards/Pool Operator: | \$9.00 |
| Office Assistant: | \$7.00 |

The wage for any returning Lifeguard or Pool Operator will increase by \$0.25 per hour each season.

Section 2. The above schedule of compensation shall run for the duration of the 2021 pool season, unless amended by ordinance of the Village of Eagle.

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 this Ordinance shall be published within the first fifteen (15) days after its passage and approved in pamphlet form, and shall be effective the 15th day from and after the passage, approval, and publication as provided herein.

Section 5. That it is the intention of the Board of Trustees of the Village of Eagle, Nebraska, and it is hereby ordained that the provisions of this Ordinance shall not become a part of the Eagle Municipal Code of the Village of Eagle, Nebraska.

PASSED AND APPROVED THIS 6TH DAY OF APRIL, 2021.

Travis Moore
Chairperson

(Seal)

Nick Nystrom
Village Clerk

CERTIFIED POOL & SPA OPERATORS COURSE

Aqua-Chem, Inc. is pleased to sponsor a Pool & Hot Tub Alliance CPO course. This two and a half day course is scheduled for **April 7th, 8th, & 9th**, and will be held at **The Salvation Army Omaha Kroc Center**. The address is 2825 Y St, Omaha, NE 68107. Classes will go from 8:00 a.m. to approximately 5:00 p.m. the first two days and from 8:00 a.m. until approximately 1:00 p.m. on the last day.

The cost of the course is \$175.00 per person.

I will also be conducting a two-hour C.P.O. Continuing Education Training Course for Iowa personal on Thursday, **April 8th**, at the same location, **The Salvation Army Omaha Kroc Center**, 2825 Y St, Omaha, NE 68107. The class will begin at 8:00 a.m. sharp and continue until 10:00 a.m. I'm looking to address any question or subjects that you would like more information about or any concerns you may have at your facilities. **It would be very helpful if you could email me various topics you would like to discuss.**

The cost of this two-hour session is \$25.00 per person.

Please fax, or email the completed form for each person who plans to attend ASAP, payment may be mailed in, or by credit card.

Fax #: 402-291-5770

Email: aqua-chem@cox.net

If you have any questions, please feel free to call me at 402-292-0242.

Mail to: CPO Registration

104 Cunningham Road

Bellevue, Nebraska 68005

Registrations must be received by **March 26, 2021**, unless other arrangements have been made. If you have any questions, please contact Scott Holtmeyer, aquachem1995@outlook.com or Cindy Barber, aqua-chem@cox.net.

Scott Holtmeyer

President

Aqua-Chem, Inc.

402-292-0242

Please feel free to make as many copies of this form as you need.

Please fax, or email this completed form for **each person** who plans to attend ASAP, payment may be mailed in, or by credit card.

Fax #: 402-291-5770

Email: aqua-chem@cox.net

Please make sure to include your email address, so I can send you more class information.

If you have any questions, please feel free to call me at 402-292-0242.

Name: Curtis Klabenes

Address: 727 S. 1st Street / P.O. Box 130

Town: Eagle State: NE Zip: 68347

Phone Number: 402-432-8873 E-Mail Address: Curtis@eagle.net

Amount Enclosed:

☐ \$175.00 Check (make checks payable to Aqua-Chem, Inc.)

☐ \$175.00 Credit Card

☐ Visa ☐ Master Card

Name on the Card _____

Card Number _____

Expiration Date _____

Zip code the credit card is billed to _____

☐ \$25.00 Continuing Education Training Course (Iowa only)

VILLAGE OF EAGLE

March 15, 2021

The Village Board of Trustees met in regular session at 7:00 p.m. on March 15, 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.

Motion by Caylor, second by Weyers, to approve renewal of Electronic Record Software with ESO Solutions for Eagle Fire & Rescue in the amount of \$3,567.97 with a reimbursement of \$781.84 by Eagle Rural Fire Protection District. Voting: Ayes – 5. Motion carried.

Motion by Weyers to introduce Resolution 2021-02.

Chairperson Surman read Resolution 2021-02 entitled:

RESOLUTION NO. 2021-02

WHEREAS, the Village of Eagle, Cass County, Nebraska, is the owner of the following personal property, to wit:

2004 Road Rescue Ultramedic Ambulance 1 ½ Ton Truck (not up to current Nebraska Ambulance Standards).

WHEREAS, the Village of Eagle does not have a present need to retain ownership of said item of personal property and pursuant to Neb. Rev. Stat. §17-503.02, shall offer and direct the sale of the personal property to be removed from the site described above by the terms set forth herein,

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

1. That the findings set forth above shall be incorporated herein.
2. The method and terms of sale shall be:
 - A. Sale through independent online auction service to be sold online.
 - B. Date of sale and name and online address of auction service, after established with auction service, shall be posted in three places in Village; posted on the Village Website and published in the legal newspaper one time at least 7 days before sale.

- C. The light bar and Village of Eagle Insignia shall be removed prior to transfer of Ambulance to buyer.
- D. The Village Clerk and Village Board Chair shall have authority to facilitate this transaction and the Village Board Chair sign any documents required to engage the services of the online auction service and to transfer ownership documents upon final sale.

BE IT FURTHER RESOLVED that the Clerk of the Village of Eagle Nebraska, shall publish notice of the proposed sale of the above described items of personal property, and the terms thereof, by the posting of a notice of said sale in three prominent places within the Village of Eagle, Nebraska, for a period of not less than seven (7) days prior to the sale of said items of personal property, after the passage of this Resolution. Notice of the proposed sale shall also be posted on the Village of Eagle website and published one time in the legal newspaper of the Village at least seven days prior to sale.

Motion by Weyers, second by Caylor, to adopt Resolution 2021-02 as amended. Voting: Ayes – 5. Motion carried.

Open Forum – Julie Kreikemeier (625 Douglas Cir.) inquired about the status of recycling services provided by the Village of Eagle and Cass County. Moore said Cass County recently partnered with Keep Cass County Beautiful to draw up an agreement to utilize a third party contractor to provide a recycle trailer and be responsible for dumping the materials; unfortunately, the third party contractor secured by Cass County is based out of Papillion so the rates for Eagle would be high due to the distance that separates the two communities. Moore said he is working with Keep Cass County Beautiful in an attempt to locate local contractors that may be interested in providing recycling services to Eagle at a more reasonable rate. Surman urged the Village Board to be cautious when contemplating the proposal of a new Ordinance outside of a regular meeting to prevent accidentally having a quorum of board members involved in the discussion; his opinion is it is best to discuss Ordinance proposals during a regularly scheduled meeting. Moore asked if there is a specific instance that is being referred to. Surman said no, he is simply issuing a caution. Surman said at the last meeting it was mentioned that sports teams have been competing without wearing masks and are having no COVID health concerns; the University of Kansas was forced to forfeit this past weekend during the Big 12 Conference basketball tournament due to COVID so he would like everyone to be aware that it can happen.

Motion by Moore, second by Caylor, to approve Eagle PTE's request for barricades and traffic cones for the 2021 Eagle Elementary Glow Fun Run on April 16, 2021 from 5:00 p.m. to 7:15 p.m. Voting: Ayes – 5. Motion carried.

Motion by Weyers, second by Meier, to table the consideration of a donation to Alvo/Eagle Recreation Association for local youth baseball and softball programs until

the April 6, 2021 board meeting. Voting: Ayes – Caylor, Meier, Weyers. Nays – Moore, Surman. Motion carried.

Motion by Weyers, second by Caylor, to approve Certificate of Payment No. 4 to Bauer Underground in the amount of \$6,815.90 for the Eagle F Street Paving Improvements Project. Voting: Ayes – 5. Motion carried.

Motion by Weyers, second by Meier, to approve the purchase of water meters and radio transceivers from Core & Main in the amount of \$5,405.00. Voting: Ayes – 5. Motion carried.

Motion by Weyers, second by Caylor, to approve the purchase of a John Deere Planetary Drive Auger and 9" Auger Bit from Murphy Tractor & Equipment in the amount of \$2,885.00. Voting: Ayes – 5. Motion carried.

Motion by Meier, second by Caylor, to approve the purchase of sinks and faucets from Cornhusker Winnelson in an amount not to exceed \$1,500.00. Voting: Ayes – 5. Motion carried.

Motion by Moore, second by Caylor, to approve a Household Hazardous Waste collection event on May 8, 2021 at the Eagle Municipal Facility located at 747 South 2nd Street. Voting: Ayes – 5. Motion carried.

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

Motion by Moore, second by Caylor, to go into executive session at 8:28 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 9:20 p.m. after discussing hiring for the full-time Maintenance position.

Motion by Weyers, second by Caylor, to extend a job offer to Jason Mohr for the full-time Maintenance position at a rate of \$17.00 per hour with the stipulation that he obtains his Grade IV Water Operator's License within 12 months and Grade II Sewer Operator's License within 18 months of employment. Voting: Ayes – Meier, Caylor, Weyers. Nays – Moore, Surman. Motion carried.

The meeting was adjourned at 9:25 p.m.

Nick Nystrom
Village Clerk

John Surman
Chairperson

VILLAGE OF EAGLE

March 15, 2021

The Village Board of Trustees met in regular session at 7:00 p.m. on March 15, 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.

Report from Fire & Rescue – Makinsey Lonergan (Rescue Captain) reported 5 rescue calls, 4 fire calls, 2 car accidents and 1 mutual aid service since the February 16, 2021 board meeting. Meier said it will cost roughly \$500 apiece to install new radios in the new ambulance and fire trucks when they arrive. Lonergan said she expects the new vehicles to arrive by late spring.

Motion by Caylor, second by Weyers, to approve renewal of Electronic Record Software with ESO Solutions for Eagle Fire & Rescue in the amount of \$3,567.97 with a reimbursement of \$781.84 by Eagle Rural Fire Protection District. Voting: Ayes – 5. Motion carried.

Motion by Weyers to introduce Resolution 2021-02.

Chairperson Surman read Resolution 2021-02 entitled:

RESOLUTION NO. 2021-02

WHEREAS, the Village of Eagle, Cass County, Nebraska, is the owner of the following personal property, to wit:

2004 Road Rescue Ultramedic Ambulance 1 ½ Ton Truck (not up to current Nebraska Ambulance Standards).

WHEREAS, the Village of Eagle does not have a present need to retain ownership of said item of personal property and pursuant to Neb. Rev. Stat. §17-503.02, shall offer and direct the sale of the personal property to be removed from the site described above by the terms set forth herein,

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

1. That the findings set forth above shall be incorporated herein.

2. The method and terms of sale shall be:
 - A. Sale through independent online auction service to be sold online.
 - B. Date of sale and name and online address of auction service, after established with auction service, shall be posted in three places in Village; posted on the Village Website and published in the legal newspaper one time at least 7 days before sale.
 - C. The light bar and Village of Eagle Insignia shall be removed prior to transfer of Ambulance to buyer.
 - D. The Village Clerk and Village Board Chair shall have authority to facilitate this transaction and the Village Board Chair sign any documents required to engage the services of the online auction service and to transfer ownership documents upon final sale.

BE IT FURTHER RESOLVED that the Clerk of the Village of Eagle Nebraska, shall publish notice of the proposed sale of the above described items of personal property, and the terms thereof, by the posting of a notice of said sale in three prominent places within the Village of Eagle, Nebraska, for a period of not less than seven (7) days prior to the sale of said items of personal property, after the passage of this Resolution. Notice of the proposed sale shall also be posted on the Village of Eagle website and published one time in the legal newspaper of the Village at least seven days prior to sale.

Discussion: Moore asked what kind of fee will be charged by the online auction provider. Terry Caddy said 8% of the sale price which is deducted from the amount received. Makinsey Lonergan said Cass County Behind the Badge has expressed interest in possibly purchasing the ambulance as a volunteer service vehicle. Weyers said this is a non-profit agency that provides assistance (water, food, etc.) to emergency personnel during major incidents. Surman said it was indicated by the Village Attorney that the only way the ambulance can be sold outside of a public auction is if it went to another municipality or governmental entity. Caylor said from prior discussions she would like to amend Section 2(C) to include removing the emergency siren and changing the light covers to clear. The Village Board agreed. Lonergan asked if a third party will remove the lights and sirens. Weyers said this is something the Fire & Rescue Department has always taken care of in the past.

Motion by Weyers, second by Caylor, to adopt Resolution 2021-02 as amended.
Voting: Ayes – 5. Motion carried.

Open Forum – Julie Kreikemeier (625 Douglas Cir.) inquired about the status of recycling services provided by the Village of Eagle and Cass County. Moore said Cass County recently partnered with Keep Cass County Beautiful to draw up an agreement to utilize a third party contractor to provide a recycle trailer and be responsible for dumping the materials; unfortunately, the third party contractor

secured by Cass County is based out of Papillion so the rates for Eagle would be high due to the distance that separates the two communities. Moore said he is working with Keep Cass County Beautiful in an attempt to locate local contractors that may be interested in providing recycling services to Eagle at a more reasonable rate. Surman urged the Village Board to be cautious when contemplating the proposal of a new Ordinance outside of a regular meeting to prevent accidentally having a quorum of board members involved in the discussion; his opinion is it is best to discuss Ordinance proposals during a regularly scheduled meeting. Moore asked if there is a specific instance that is being referred to. Surman said no, he is simply issuing a caution. Surman said at the last meeting it was mentioned that sports teams have been competing without wearing masks and are having no COVID health concerns; the University of Kansas was forced to forfeit this past weekend during the Big 12 Conference basketball tournament due to COVID so he would like everyone to be aware that it can happen.

Discuss/possible action: Approve Eagle PTE's request for barricades and traffic cones for the 2021 Eagle Elementary Glow Fun Run on April 16, 2021 from 5:00 p.m. to 7:15 p.m. – Shawna Schildt (Eagle PTE) was present and provided the Village Board with a formal proposal and route map for this year's Glow Fun Run. Schildt said this year's Fun Run will consist of six small races (face coverings required) with school grade levels kept together; there will be no live raffle drawings this year. Surman asked if a rain date is scheduled. Schildt said no. Caylor asked if stand-by service is being requested of Eagle Fire & Rescue. Schildt said she would be more than happy to have the help of Eagle Fire & Rescue if available.

Motion by Moore, second by Caylor, to approve Eagle PTE's request for barricades and traffic cones for the 2021 Eagle Elementary Glow Fun Run on April 16, 2021 from 5:00 p.m. to 7:15 p.m. Voting: Ayes – 5. Motion carried.

Motion by Weyers, second by Meier, to table the consideration of a donation to Alvo/Eagle Recreation Association for local youth baseball and softball programs until the April 6, 2021 board meeting. Voting: Ayes – Caylor, Meier, Weyers. Nays – Moore, Surman. Motion carried.

Motion by Weyers, second by Caylor, to approve Certificate of Payment No. 4 to Bauer Underground in the amount of \$6,815.90 for the Eagle F Street Paving Improvements Project. Voting: Ayes – 5. Motion carried.

Motion by Weyers, second by Meier, to approve the purchase of water meters and radio transceivers from Core & Main in the amount of \$5,405.00. Voting: Ayes – 5. Motion carried.

Discuss/possible action: Consider the purchase of attachment options for the Bobcat and Backhoe – Bids were received from Murphy Tractor & Equipment for a Backhoe Plate (\$7,025); Backhoe Breaker (\$16,250); Bobcat Auger & Bit (\$2,885); and Bobcat Breaker (\$8,500). Weyers asked if the attachments will be interchangeable when new

equipment is leased. Meier said the Bobcat attachments are the only devices that will be interchangeable. Surman said \$10,000 is what was budgeted this fiscal year for a tamper; a similar attachment can be rented at a rate of \$150 per day. Surman said he is not sure that purchasing a tamper is necessary due to the limited frequency of need. Meier said when a tamper is needed it is typically during an emergency event so it would be nice to have one on hand. Terry Caddy said typically there is a water main break that requires breaking concrete about once per year; if the work is contracted out and it costs in the neighborhood of \$1,000, it would take 16 years in order to make the purchase of a breaker a feasible option. Instead, Caddy said much more use would be gotten out of an auger for street sign post installation and even fence work.

Motion by Weyers, second by Caylor, to approve the purchase of a John Deere Planetary Drive Auger and 9" Auger Bit from Murphy Tractor & Equipment in the amount of \$2,885.00. Voting: Ayes – 5. Motion carried.

Discuss/possible action: Consider purchase of sinks, faucets and mirrors for the Eagle Swimming Pool – One bid was received from Cornhusker Winnelson Company for five sinks and faucets in the amount of \$1,439.22. Nystrom said the sinks and faucets are ADA compliant.

Motion by Meier, second by Caylor, to approve the purchase of sinks and faucets from Cornhusker Winnelson in an amount not to exceed \$1,500.00. Voting: Ayes – 5. Motion carried.

Discuss/possible action: Consider renewal contract with Verizon Connect for vehicle tracking subscription – Nystrom said there are currently three maintenance vehicles included in the tracking subscription (Chevy Silverado, Ford Ranger and Ford F-250) at a total cost of \$68.85 per month. Meier said he's not sure that it is necessary to continue with the subscription. Surman said he tends to agree because the employees the Village was originally having issues with are no longer employed here. Weyers said she would recommend dropping the service and consider different tracking options if the need presents itself again. Moore said there may not be a need based on employees but questioned whether it would be beneficial to have if a vehicle comes up stolen. Weyers said if the vehicles were part of a fleet in a big city she would be more receptive to that idea. Moore said there have been instances with past employees leaving vehicles outside with the keys in the ignition on accident. Weyers said she cannot justify the cost for the slim possibility of a vehicle being stolen. Meier said perhaps an option that covers all vehicles could be considered. Caylor offered to contact other vehicle tracking providers and present to the Village Board at a future meeting. No action taken.

Discuss/possible action: Approve a Household Hazardous Waste collection event on May 8, 2021 at the Eagle Municipal Facility located at 747 South 2nd Street – Surman asked if there are any details about the event. Weyers said this is the same event and arrangement as prior years; the collection company asks for a donation from

those dropping off hazardous waste to help fund the event for future years. Surman asked what types of hazardous waste is permitted to be dropped off. Weyers said anything such as household yard chemicals, pesticides, paint, oil, batteries, etc. Moore asked if the event is being coordinated through Keep Cass County Beautiful. Weyers said yes.

Motion by Moore, second by Caylor, to approve a Household Hazardous Waste collection event on May 8, 2021 at the Eagle Municipal Facility located at 747 South 2nd Street. Voting: Ayes – 5. Motion carried.

Report on Streets and Maintenance – Terry Caddy said the first two weeks since the last maintenance report was spent primarily on snow removal. More recently, utility locates have been a priority as weather permits. Caddy said the five electrical boxes that formerly controlled the underwater lights at the pool have been removed; sinks and toilets are being put back together at the park restrooms; new shower heads were installed in the pool locker rooms; new street sign posts are being erected; and potholes are being filled with cold patch material. Caddy said the generator has arrived for the Municipal Building and is awaiting wiring by an electrician. Moore asked if street sweeping is being considered soon. Caddy said it has been discussed as a project in the near future.

Report on Wells and Sewer – Terry Caddy said the valves in the digester building at the WWTP have been installed. Christiansen Tree Service has completed the tree removal bid north of the WWTP fence. Surman said the Sewer Committee, Village Clerk and maintenance employees met with Schemmer Engineering to have preliminary discussions on Eagle Lake's proposal to pump the subdivision's sewage to the Village's WWTP. Meier said he would like to start planning for a better security camera system at the wells and WWTP.

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

Report from Committees and Boards – Meier said approval for the installation of the new pool slide was received from DHHS. Surman asked if the Street Committee has made a decision on addressing the cracks between residential driveways and the street on F Street. Meier and Weyers agreed the cracks need to be patched and sealed and the Street Committee will work to find options to address these concerns. Surman said Hein Construction will be contacting the office soon to perform a walk-through of the Village streets that are in need of crack sealing. Caddy said if the Village has any street projects in mind this year bids need to be sought immediately or contractors will be booked out through the fall; Wenzel Circle and 2nd Street (between A and B Street) are in desperate need of work. Weyers inquired about rocking the alleys in town. Nystrom said he plans to have a bid on the next agenda to consider for this project. Surman said tabs need to be kept on the contractors that built the new Casey's store regarding adding rock and grading the Municipal Building lot due to the toll it took from construction vehicle traffic. Caylor said the Health Board

has paused efforts to enforce the removal of the trailer that burned down in the mobile home park due to an ongoing insurance claim. Moore asked when the pedestal grills will be installed at the park. Caddy said the grills will be installed soon. Moore said there has been discussion in the past about hiring an individual to clean the Municipal office and Fire Station; he has recently received interest from an individual wanting to clean the facilities and asked if the Village Board has any interest in this. Surman said he would be interested to learn what degree of cleaning is being proposed. The Facilities Committee was directed to advertise for cleaning services and report back to the Village Board at a future meeting. Moore said there has been some interest expressed regarding digital board packets; as a member of the Technology Committee, he would like some direction from the Village Board as to what kind of proposals he should be looking into. Surman said he personally is not interested in digital packets. Moore asked what the board members are looking for that have shown interest in utilizing digital packets. Meier said his goal is to save employee labor time and paper costs; he would prefer a small laptop or tablet with a thumb drive. Nystrom said he would still need to print hard copies of documents that are sensitive, such as employee applications and reviews. Moore said he has mentioned in the past that packets can already be seen digitally (minus sensitive documents) via the website; any member of the public or Village Board can see this information with their personal devices (phones, computers, etc.). Weyers said she feels there is an issue with using your own device as a member of the Village Board because it could potentially be subject to inspection. Moore disagreed and said the personal device being used is accessing information that has already been made available to the public via the website; also, if a member of the board is using their Village issued email to access the material it is already open to public inspection regardless. Weyers said she is still hesitant because she has had her personal device impounded in the past through a different employer. Caylor said it may be worth having the Village Attorney weigh in on this topic for clarification before moving forward. Caddy said if the Village Board wanted to save employee labor time they could pick up their packets directly from the office rather than having them delivered by staff. Moore said this process has been tried in the past with mixed results; often packets were not picked up at all or were picked up only minutes before the meeting. Surman said it may not be any different when packets or laptops are delivered to the home either. Weyers said she realizes it will be a little more expensive to furnish electronic devices but the equipment will provide the board with more resources at their fingertips. Surman said he would like to recommend the Village office look into options for a postage meter to help streamline the mailing process. Caylor said Eagle Fire & Rescue is preparing for demolition of the existing restrooms for upgrading purposes.

Motion by Moore, second by Caylor, to go into executive session at 8:28 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 9:20 p.m. after discussing hiring for the full-time Maintenance position.

Motion by Weyers, second by Caylor, to extend a job offer to Jason Mohr for the full-time Maintenance position at a rate of \$17.00 per hour with the stipulation that he obtains his Grade IV Water Operator's License within 12 months and Grade II Sewer Operator's License within 18 months of employment. Voting: Ayes – Meier, Caylor, Weyers. Nays – Moore, Surman. Motion carried.

The meeting was adjourned at 9:25 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 March 15, 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