

VILLAGE OF EAGLE

July 5, 2023

The Village Board of Trustees met in regular session at 7:00 p.m. on July 5, 2023 with Todd, Hochstein, Meier and Dobbins present. Caylor was absent. 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 Todd named the three (3) areas where the agenda was posted as follows: Eagle Municipal Building, Eagle Fire & Rescue Department and Eagle Municipal Park. The Pledge of Allegiance was recited.

Open Forum – Terry Thoene said his five-year old son was diagnosed with Batten Disease at the age of three. Thoene read the proclamation by Batten Disease Support, Research & Advocacy (BDSRA) declaring June 9th as Batten Awareness Day. The Village Board agreed to consider adopting a resolution to recognize June 9th as Batten Disease Awareness Day at a future meeting next spring. Thoene discussed his desire to leave the Eagle Estates park space as a green area and consider extending a public sidewalk to the adjacent MoPac Trail. Terri Todd thanked Nick Nystrom, Terry Caddy and Curtis Klabenes for working late last night after the storm to keep the generators running at the facilities. James Dobbins asked when Black Hills Energy plans to have natural gas running to the west lift station generator. Nystrom said the goal is by next week.

Motion by Dobbins, second by Meier, to introduce Resolution 2023-04. Voting: Ayes – 4. Motion carried.

Chairperson Todd read Resolution 2023-04 entitled:

RESOLUTION NO. 2023-04

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

Merry-go-round
Teeter totter set
Swimming pool diving board
Spinning planet display
Bench seats

and,

WHEREAS, the Village of Eagle does not have a present need to retain ownership of said above described items of personal property, and,

WHEREAS, the Board of Trustees of the Village of Eagle, Nebraska, has determined that the fair market value of each respective item of the above described personal property is not greater than \$5,000.00,

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

1. The Village will accept sealed bids for each item of personal property until 9:00 a.m. on August 7, 2023, submitted to the Village Clerk, 747 South 2nd Street P.O. Box 130, Eagle, Nebraska 68347.
2. Each item shall be offered and sold "as is" to the highest bidder upon the terms contained below.
3. That the terms of said sale shall be 100% percent paid in cash, certified funds or check payable to the Village of Eagle. The minimum bid for each item of personal property shall be \$1.00. If such payment is not made at the time required or no bids are made upon the property, the Village may retain the property or dispose of the property as it deems fit.
4. Delivery of the respective items of personal property to the successful bidder shall be presented upon the Village Clerk's receipt of cash or certified funds from the bidder. The property shall be removed by the buyer from the location of sale no later than 5 business days after the sale. If it remains, it shall be subject to impoundment and storage charges of \$20 per day.

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.

Motion by Hochstein, second by Meier, to adopt Resolution 2023-04. Voting: Ayes – 4. Motion carried.

Motion by Hochstein, second by Meier, to approve reimbursements to Scott Lonergan, Aaron Hofeling and Cory Lawhon for the successful completion of their EMT courses in the total amount of \$3,300.00. Voting: Ayes – 4. Motion carried.

Motion by Hochstein, second by Todd, to approve the Eagle Fire & Rescue Pool Party on July 22, 2023. Voting: Ayes – 4. Motion carried.

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

Motion by Meier, second by Hochstein, to approve claims as presented. Voting: Ayes – 4. Motion carried.

Approved Claims: Wages 21,693.96, Board Wages 1,000.00, ABC Termite & Pest

Control 122.00, Allen Septic 1,775.00, Allied Benefit Systems 5,146.56, Amazon Marketplace 1,240.27, American Exchange Bank 1,500.00, Big Red Drainage 308.00, Black Hills Energy 137.08, Bound Tree Medical 1,895.70, Buel Trucking 401.00, Capital Business Systems 231.63, Casey's 676.07, Cass Co Sheriff's Dept 3,145.21, Constellation Energy 5.33, Dollar General 59.00, Dunrite Homes 1,810.00, Eagle Facilities & Grounds Assn 1,492.00, EFTPS 8,396.02, Google LLC 172.80, Hein Construction 10,000.00, Hestermann, Rick 1,704.50, HOA Solutions 500.00, Interstate Battery 123.55, John Deere Financial 97.00, John Hancock Investments 514.50, Lincoln Winnelson Supply 13.69, Lonergan, Makinsey 139.70, Maguire 3,544.00, Matheson Tri-Gas 206.39, Mechanic's Inc. 176.41, Menards-South 824.03, NE Dept of Env & Energy 150.00, NE Dept of Rev 4,153.03, NE Medicine 554.36, NE Public Health Env Lab 30.00, NE Rural Water Assn 350.00, NE Works 26.06, Norland Pure 26.00, Nystrom, Taira 400.00, One Billing Solutions 1,194.92, One Call Concepts 45.70, OPPD 5,168.00, Quick Med Claims 66.45, Quik Dump Refuse 2,287.00, Sargent Drilling 2,654.00, Snyder & Associates 5,832.80, Summit Fire Protection 440.50, UNUM 1,017.60, US Postmaster 146.00, USA Bluebook 107.90, Verizon Wireless 746.52, Windstream 576.35. Total of bills: **\$95,024.59**.

Approved Park Claims: Wages 13,650.14, American Fence Co 209.52, Aqua Chem 917.25, Black Hills Energy 68.75, Cornhusker Winnelson 975.00, Lincoln Winnelson Supply 88.27, OPPD 409.90, The Electronic Repair Shop 65.00. Total of bills: **\$16,383.83**.

Motion by Hochstein, second by Dobbins, to go into executive session at 8:13 p.m. for the purpose of discussing possible real estate negotiations. Voting: Ayes – 4. Motion carried.

Chairperson Todd said the board has come out of executive session at 8:51 p.m. after discussing possible real estate negotiations. No action taken.

The meeting was adjourned at 8:52 p.m.

Nick Nystrom
Village Clerk

Terri Todd
Chairperson

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Report from Law Enforcement – Sheriff Sorenson reported 12 citations, 30 warnings and equipment violations, and 46 calls for service during the month of June. The Village Board discussed its two primary enforcement concerns; the operation of unlicensed off-road vehicles on Municipal streets and vehicles parking along the street beyond the established time limits. Freeman-Caddy said she has not heard of any citations being issued for the illegal operation of off-road vehicles since the law went into effect in January, 2022. Sorenson said he has been working diligently on changing the culture and processes of the department after being elected Sheriff last year but it will take some time. Hochstein said every month the Sheriff's Office representative who attends the board meeting is reminded of these same issues and it doesn't appear anything is being done to address them. Sorenson said he will continue to urge accountability and ownership to his officers. Meier asked what the best process is to issue parking warnings for those in violation of the parking time limits. Sorenson said the best method is to send an email to the chain of Sheriff's Office leadership to ensure the situation is handled promptly.

Report from Building & Zoning Administrator – Hestermann reported 2 new building permits, 4 certificates of occupancy and 6 inspections during the month of June. There are 18 total open permits to date. Meier asked if there are any regulations requiring trampolines to be tied down. Hestermann said no. The Planning Commission conducted a zoning regulation workshop on June 26, 2023.

Open Forum – Terry Thoene said his five-year old son was diagnosed with Batten Disease at the age of three. Thoene read the proclamation by Batten Disease Support, Research & Advocacy (BDSRA) declaring June 9th as Batten Awareness Day. The Village Board agreed to consider adopting a resolution to recognize June 9th as Batten Disease Awareness Day at a future meeting next spring. Thoene discussed his desire to leave the Eagle Estates park space as a green area and consider extending a public sidewalk to the adjacent MoPac Trail. Terri Todd thanked Nick Nystrom, Terry Caddy and Curtis Klabenes for working late last night after the storm to keep the generators running at the facilities. James Dobbins asked when Black Hills Energy plans to have natural gas running to the west lift station generator. Nystrom said the goal is by next week.

Discuss/possible action: Updates on Pickleball at Eagle Municipal Park – Todd said the

Eagle Parks & Recreation Commission discussed finding a permanent solution for Pickleball at their June 26, 2023 meeting. Utilizing the existing concrete pad on the west side of the park is the preferred option. The cost of asphalt surfacing, net, fencing and paint will need to be determined and considered in next year's budget. No action taken.

Discuss/possible action: Updates on Frisbee Golf proposal at Eagle Municipal Park – Todd said the Eagle Parks & Recreation Commission discussed Frisbee Golf at their June 26, 2023 meeting and a preferred layout was determined. The cost of basket numbers, paint, concrete and signage still needs to be determined. No action taken.

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Report from Attorney – Freeman-Caddy said a second Planning Commission zoning regulation workshop will be scheduled prior to a public hearing being set to adopt the new zoning ordinance document. The property at 509 South 4th Street was discussed and whether or not it contains any property maintenance code violations. Unlicensed vehicles and vehicles parking on non-hard surfaced areas were discussed.

Report from Clerk/Treasurer – Nystrom said an invitation for bids will be published on July 13, 2023 for the upcoming CIPP sewer lining project. Nystrom provided the Village Board with a monthly disposal fee comparison study for recycling services. The total recycling costs during Fiscal Year 2023 have totaled \$14,688.01 (\$15,000 was allocated in the budget). Nystrom discussed swimming pool admission revenue; this year, the total revenue for May and June is \$19,097.00; this is an increase of \$3,852.50 from last year at this time. The illegal parking of a trailer along Eagle Drive was discussed. Nystrom said the total monthly income ending June 30, 2023 was \$138,593.57.

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The meeting was adjourned at 8:52 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 July 5, 2023 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

Terri Todd
Chairperson