

VILLAGE OF EAGLE

November 21, 2022

The Village Board of Trustees met in regular session at 7:00 p.m. on November 21, 2022 with Surman, Meier, Caylor and Todd present. Weyers 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 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.

Chairperson Surman opened the public hearing at 7:00 p.m. for the purpose of hearing testimony concerning a Petition for Annexation submitted by Joe Marvin Carr pertaining to a tract of land contiguous to the Eagle corporate limits and located in a portion of the W $\frac{1}{2}$ of the NE $\frac{1}{4}$ and a portion of the E $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 29, Township 10 North, Range 9 East of the 6th P.M., Cass County, Nebraska containing \pm 30.63 acres. Surman asked if there were any comments or questions from the public. There were no comments or questions from the public.

The public hearing was closed at 7:01 p.m.

The Village Board acknowledged receipt of a request to indefinitely suspend action on the Petition to Annex and the Application for a Change of Zoning for the tract of land located in a portion of the W $\frac{1}{2}$ of the NE $\frac{1}{4}$ and a portion of the E $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 29, Township 10 North, Range 9 East of the 6th P.M., Cass County, Nebraska containing \pm 30.63 acres. The development team stated that current economic and market conditions are not conducive to moving forward with the project at this time. These conditions will be monitored for positive changes and the goal is to be back before the Planning Commission and Village Board in 2023.

Motion by Todd, second by Caylor, to indefinitely suspend action on the approval of a zoning change from AG (Agricultural) to HC (Highway Commercial), RS (Residential Suburban, and RU (Residential Urban) for Eagle Point Subdivision located in a portion of the W $\frac{1}{2}$ of the NE $\frac{1}{4}$ and a portion of the E $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 29, Township 10 North, Range 9 East of the 6th P.M., Cass County, Nebraska. Voting: Ayes – 4. Motion carried.

Motion by Caylor, second by Meier, to indefinitely suspend action on the annexation of Phase One of the Eagle Point Subdivision located in a portion of the W $\frac{1}{2}$ of the NE $\frac{1}{4}$ and a portion of the E $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 29, Township 10 North, Range 9 East of the 6th P.M., Cass County, Nebraska. Voting: Ayes – 4. Motion carried.

Motion by Meier, second by Caylor, to approve the purchase of an IV Fluid Warmer from Amazon Marketplace for the Rescue Department in an amount not to exceed \$800.00. Voting: Ayes – 4. Motion carried.

Motion by Caylor, second by Todd, to approve a CPR Instructor Course at Fire & Rescue in the amount of \$1,400.00. Voting: Ayes – 4. Motion carried.

Motion by Todd, second by Meier, to approve the purchase of an AED for the Eagle Pool in an amount not to exceed \$2,000. Voting: Ayes – 4. Motion carried.

Open Forum – Surman said he saw the agenda for the last Park & Recreation Commission meeting and noticed an item to discuss Christmas decorations on Main Street; he must emphasize that the Park & Recreation Commission’s authority ends with the park and does not extend beyond there. Surman said he was also notified that the Park & Recreation Commission began seeking bids to add secondary electrical to the light poles on Main Street which is, again, beyond the scope of the committee; furthermore, OPPD will not allow secondary electrical nor extra decorations to hang on this style of light pole.

Motion by Meier, second by Todd, to introduce Resolution 2022-07. Voting: Ayes – 4. Motion carried.

Chairperson Surman read Resolution 2022-07 entitled:

**RESOLUTION 2022-07
SIGNING OF THE
YEAR-END CERTIFICATION OF CITY STREET SUPERINTENDENT
2022**

Whereas: State of Nebraska Statutes, sections 39-2302, and 39-2511 through 39-2515 details the requirements that must be met in order for a municipality to qualify for an annual Incentive Payment; and

Whereas: The State of Nebraska Department of Transportation (NDOT) requires each incorporated municipality must annually certify (by December 31st of each year) the appointment(s) of the City Street Superintendent(s) to the NDOT using the Year-End Certification of City Street Superintendent form; and

Whereas: The NDOT requires that each certification shall also include a copy of the documentation of the city street superintendent’s appointment, i.e., meeting minutes; showing the appointment of the City Street Superintendent by their name as it appears on their License (if applicable), their License Number (if applicable), and Class of License (if applicable), and type of appointment, i.e., employed, contract (consultant, or interlocal agreement with another incorporated municipality and/or county), and the beginning date of the appointment; and

Whereas: The NDOT also requires that such Year-End Certification of City Street Superintendent form shall be signed by the Mayor or Village Board Chairperson and shall include a copy of a resolution of the governing body authorizing the signing of the Year-End Certification of City Street Superintendent form by the Mayor or Village Board Chairperson.

Be it resolved that the Village Board Chairperson of the Village of Eagle is hereby authorized to sign the attached Year-End Certification of City Street Superintendent form(s).

Motion by Todd, second by Caylor, to adopt Resolution 2022-07. Voting: Ayes – 4. Motion carried.

Motion by Todd, second by Caylor, to accept the proposal from Capital Business Systems, with optional fax board, for an early upgrade offer on the office copy machine at a proposed monthly cost of \$217.50. Voting: Ayes – 4. Motion carried.

Motion by Caylor, second by Surman, to approve Kidwell's proposal for additional Verkada security cameras at the park in the amount of \$8,400.00. Voting: Ayes – Meier, Todd, Caylor. Nays – Surman. Motion carried.

Motion by Meier, second by Surman, to approve the invoice submitted by Pavers, Inc. for hot mix asphalt patching in the amount of \$14,880.00. Voting: Ayes – 4. Motion carried.

Motion by Todd, second by Meier, to approve the final invoice submitted by JCN Construction, LLC for sidewalk repairs and ADA accessible ramps adjacent to 510 South 5th Street in the amount of \$1,741.50. Voting: Ayes – 4. Motion carried.

Motion by Caylor, second by Todd, to approve the bid proposal for water meters and radio transceivers from Core & Main in the amount of \$24,287.48. Voting: Ayes – 4. Motion carried.

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

Motion by Caylor, second by Todd, to go into executive session at 8:45 p.m. to discuss Nick Nystrom's annual employee evaluation and to protect the reputation of the employee. Voting: Ayes – 4. Motion carried.

Chairperson Surman said the board has come out of executive session at 9:08 p.m. after discussing Nick Nystrom's annual employee evaluation.

Motion by Caylor, second by Todd, to increase Nick Nystrom's wage to \$36.75 per hour. Voting: Ayes – 4. Motion carried.

The meeting was adjourned at 9:09 p.m.

Nick Nystrom
Village Clerk

John Surman
Chairperson