

VILLAGE OF EAGLE

November 6, 2018

The Village Board of Trustees met in regular session at 7:00 p.m. on November 6, 2018 with Moore, LeFrois, Schukei, Meier and Young 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 Moore named the three (3) areas where the agenda was posted as follows: Village Maintenance Shop, Eagle Fire & Rescue Department and Eagle State Bank.

Chairperson Moore opened the public hearing at 7:00 p.m. for the purpose of hearing testimony concerning the adoption of a new Comprehensive Development Plan for the Village of Eagle, Nebraska, including the 1.25 mile extraterritorial jurisdiction. Bobbi Pettit (Five Rule Rural Planning) was present and said she is working in partnership with Olsson to update the Village of Eagle's Comprehensive Development Plan. Pettit said the primary purpose in having a Comprehensive Development Plan is to have a legal or rational basis as to why a municipality has a zoning ordinance and why the zoning ordinance reads the way it does. Community-wide surveys were sent to residents this summer, focus group interviews were held in June and an open house on the Future Land Use Plan was held in October. Pettit provided the board and members of the public with a series of maps including the Existing Land Use Map and proposed Future Land Use Map. The Comprehensive Development Plan consists of five chapters required by Nebraska State Law; Population and Economic Projections, Land Use and Annexation, Present and Projected Community Facilities, Transportation Routes and Facilities and Energy Element. Pettit said the goal is to determine how the Village will move from the existing land uses today to the proposed future land use plan. The Eagle Planning Commission held a public hearing on October 29, 2018 on the Comprehensive Development Plan and voted to approve the plan contingent upon their recommended revisions. Moor asked if the requested revisions were made to the plan. Pettit said yes and provided the board with an itemized list of requested revisions. Moore asked if there were any comments or questions from the public. John Surman (450 Eagle Dr.) said the mobile home court properties should all be listed as "Residential-Single Family" on the Existing Land Use Map; currently they are listed as a combination of "Residential-Single Family" and "Residential-Multi-Family". Terry Caddy (21319 Holdrege St.) said the Halvorsen property located east of 520 South 1st Street will need to be labeled "Industrial" rather than "Commercial". Pettit said she will make these changes to the maps and was also made aware the properties at 635-645 South 1st Street and 120-140 E Street should be labeled as "Residential-Multi-Family".

The public hearing was closed at 7:25 p.m.

Open Forum – John Surman (450 Eagle Dr.) asked if a street light will be installed in Eagle Estates at the intersection of 202nd & Olivia Drive. Moore said yes.

Motion by Moore, second by Schukei, to introduce Ordinance 2018-12. Voting: Ayes – 5. Motion carried.

Chairperson Moore read Ordinance 2018-12 entitled:

ORDINANCE NO. 2018-12

AN ORDINANCE OF THE VILLAGE OF EAGLE, CASS COUNTY, NEBRASKA, TO AMEND CHAPTER 1, ARTICLE 5, SECTION 1-514, OF THE MUNICIPAL CODE OF THE VILLAGE OF EAGLE, NEBRASKA AS THE SAME RELATES TO REGULAR MEETINGS OF THE VILLAGE OF EAGLE BOARD OF TRUSTEES; TO REPEAL ALL ORDINANCES IN CONFLICT HEREWITH; 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 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 BECOME AND BE MADE A PART OF THE MUNICIPAL CODE OF THE VILLAGE OF EAGLE, NEBRASKA, AND THE SECTIONS OF THIS ORDINANCE MAY BE RENUMBERED TO ACCOMPLISH SUCH INTENTION.

Motion by Meier, second by Young, to accept the first reading of Ordinance 2018-12. Voting: Ayes – 5. Motion carried.

Motion by Moore, second by Meier, to suspend the rules of three consecutive readings of Ordinance 2018-12. Voting: Ayes – 5. Motion carried.

Motion by Meier, second by Schukei, to adopt Ordinance 2018-12. Voting: Ayes – 5. Motion carried.

Motion by LeFrois, second by Young, to introduce Resolution 2018-09. Discussion: Schukei asked if the “No Parking” signs should be installed this early in the development process. Moore said the signs would not need to be installed until after the Village accepts the dedication of the property. Voting: Ayes – 5. Motion carried.

Chairperson Moore read Resolution 2018-09 entitled:

RESOLUTION NO. 2018-09

WHEREAS, the Governing Body of the Village of Eagle, Nebraska, has enacted a Municipal Code, and,

WHEREAS, Municipal Code §5-603 provides that the Board of Trustees may set aside any street, alley, public way, or portion thereof where the parking of a particular kind or class of vehicle shall be prohibited, or where the parking of any vehicle shall be prohibited, by resolution, and,

WHEREAS, the Village Board of Trustees of the Village of Eagle, Nebraska, as the Village of Eagle's Governing Body, does desire to adopt this resolution providing for no parking shall be permitted by any vehicle in the following locations which are located within the corporate limits of the Village of Eagle, Nebraska, to wit:

Commencing at the northwest corner of the intersection of 11th Street and Gage Street, then continuing West on the North side of Gage Street to the terminus of Gage Street; and,

Commencing at the northeast corner of the intersection of 14th Street and Olivia Drive, then continuing South on the East side of 14th Street to the terminus of 14th Street; and,

Commencing at the northeast corner of the intersection of 202nd Street and Olivia Drive, then continuing East on the North side of Olivia Drive to the terminus of Olivia Drive.

NOW, THEREFORE, BE IT RESOLVED, by the Village Board of Trustees of the Village of Eagle, Nebraska, as follows:

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

Section 2. That traffic control devices, to wit: "No Parking" signs, be erected on the North side of Gage Street, on the East side of 14th Street, and on the North side of Olivia Drive, so that no parking areas described above are adequately marked.

Section 3. That upon the approval of this Resolution, the aforementioned traffic control devices shall be erected and this Resolution shall remain in full force and effect until further action by the Governing Body.

Motion by Schukei, second by Meier, to adopt Resolution 2018-09. Voting: Ayes – 5. Motion carried.

Motion by LeFrois, second by Meier, to introduce Resolution 2018-10. Voting: Ayes – 5. Motion carried.

Chairperson Moore read Resolution 2018-10 entitled:

RESOLUTION NO. 2018-10

WHEREAS, the Governing Body of the Village of Eagle, Nebraska, has enacted a Municipal Code, and,

WHEREAS, Municipal Code §5-210 provides that the Board of Trustees may place stop signs, or other signs, signals, standards, or mechanical devices in any street or alley under the Municipality's jurisdiction for the purpose of regulating or prohibiting traffic thereon, by resolution, and,

WHEREAS, the Village Board of Trustees of the Village of Eagle, Nebraska, as the Village of Eagle's Governing Body, does desire to install stop signs and speed limit signs in order to correct and prevent unsafe traffic conditions at the following locations which are located within the corporate limits of the Village of Eagle, Nebraska, to wit:

- A. A stop sign located at the intersection of 11th Street and Gage Street, stopping Eastbound traffic on Gage Street; and,
- B. A stop sign located at the intersection of 14th Street and Olivia Drive, stopping Northbound traffic on 14th Street; and,
- C. A stop sign located at the intersection of 202nd Street and Olivia Drive, stopping Westbound traffic on Olivia Drive; and
- D. A twenty-five (25) mile per hour speed limit sign on the south side of Olivia Drive approximately equidistant between 202nd Street and 14th Street; and
- E. A twenty-five (25) mile per hour speed limit sign on the east side of 11th Street at approximately 448 11th Street.

NOW, THEREFORE, BE IT RESOLVED, by the Village Board of Trustees of the Village of Eagle, Nebraska, as follows:

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

Section 2. That traffic control devices, to wit: "Stop" signs, be erected on the South side of Gage Street at the intersection of 11th Street, on the East side of 14th Street at the intersection of Olivia Drive and on the North side of Olivia Drive at the intersection of 202nd Street; A "25 mph" speed limit sign be erected on the south side of Olivia Drive approximately equidistant between 202nd Street and 14th Street and on the east side of 11th Street at approximately 448 11th Street.

Section 3. Stop signs and speed limit signs shall be erected and maintained according to all applicable rules and regulations enacted by the State of Nebraska; Cass County, Nebraska; and the Village of Eagle, Nebraska.

Section 4. That upon the approval of this Resolution, the aforementioned traffic control devices shall be erected and this Resolution shall remain in full force and effect until further action by the Governing Body.

Motion by Schukei, second by Young, to adopt Resolution 2018-10. Voting: Ayes – 5. Motion carried.

Motion by Schukei, second by Meier, to approve Custom LED Lighting's proposal to install outdoor LED lighting at the Eagle Municipal Building located at 727 South 1st Street in the amount of \$3,067.00. Voting: Ayes – Young, Meier, Schukei, Moore. LeFrois abstained. Motion carried.

Motion by Moore, second by LeFrois, to approve the termination of community website charter between the Village of Eagle and Wire Built Company. Voting: Ayes – 5. Motion carried.

Motion by LeFrois, second by Schukei, to approve G Suite Business Edition e-mail accounts in the amount of \$10.00 per month, per user, not exceeding nine e-mail accounts. Voting: Ayes – 5. Motion carried.

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

Motion by Schukei, second by Meier, to approve claims as presented. Voting: Ayes – 5. Motion carried.

Approved Claims: Wages 8,008.66, Board Wages 1,000.00, ABC Termite & Pest Control 64.00, Allied Benefit Systems 1,694.67, Amazon Marketplace 11.50, American Exchange Bank 750.00, American Fence 56.94, Aramark 261.35, Auto Body Supply 179.98, Bennet Motors 31,000.00, Black Hills Energy 134.53, Bobcat of Omaha 71.83, Capital Business Systems 159.96, Casey's 935.76, Cass Co. Sheriff's Dept 3,145.21, Chomperz 5,300.00, Constellation Energy 116.22, Core & Main 2,962.64, Cornhusker Press 177.96, Dollar General 62.40, Eagle Facilities & Grounds Assn 1,492.00, Eagle Fire & Rescue 400.00, EFTPS 2,464.06, EMS Billing 737.90, Federal Licensing Inc. 119.00, GIS Workshop 14,250.00, Google LLC 0.96, Graham Tire 24.56, Rick Hestermann 445.20, Intuit Quickbooks 10.00, John Deere Financial 104.47, John Hancock Investments 305.16, Kenny's Tractor Srvc 100.00, Knee Deep 6,500.00, League of NE Municipalities-Utilities Section 90.00, Lincoln Journal Star 137.08, Matheson Tri-Gas 109.55, Jacob Mehl 490.14, Menards-South 265.47, Mid-American Research Chemical 476.00, Midwest Insurance Exchange 16,349.10, NE Dept of Rev 1,790.54, NE Medicine 250.00, NE Municipal Clerks Assn 35.00, NE Public Health Env Lab 166.00, Office Depot 117.84, Olsson Associates

5,041.20, One Call Concepts 32.16, OPPD 4,710.02, Paper Tiger Shredding 35.00, People Service 5,626.77, Rene Mayo-Rejai 300.00, Rock Creek Refuse 100.00, School District 145 300.00, Sherwin-Williams 229.43, Small Engine Specialists 8.50, Roger Stubbendeck 63.29, Tractor Supply 119.99, UNUM 323.34, US Postmaster 490.00, Verizon Wireless 522.73, Windstream 382.75. Total of bills: **\$121,608.82.**

Approved Park Claims: Adams Mudjacking & Footing Repair 350.00, Aqua-Chem 59.01, Black Hills Energy 25.49, Commonwealth Electric 610.00, Menards-South 271.85, OPPD 101.23, Platinum Pools 107.40, Rock Creek Refuse 40.00. Total of bills: **\$1,564.98.**

Motion by Moore, second by Schukei, to approve relocation of the Village maintenance shop, equipment and personnel to 727 South 1st Street. Voting: Ayes – 5. Motion carried.

Motion by Moore, second by Meier, to go into executive session at 8:38 p.m. to discuss Steph Hestermann’s annual employee evaluation and to protect the reputation of the employee. Voting: Ayes – 5. Motion carried.

Chairperson Moore said the board has come out of executive session at 9:05 p.m. after discussing Steph Hestermann’s annual employee evaluation.

Motion by Young, second by LeFrois, to increase Steph Hestermann’s wage to \$14.00 per hour. Voting: Ayes – 5. Motion carried.

The meeting was adjourned at 9:07 p.m.

Nick Nystrom
Village Clerk

Travis Moore
Chairperson

A true and complete copy of the above minutes is available at the Village Clerk’s Office during regular business hours.