

VILLAGE OF EAGLE

December 3, 2019

The Village Board of Trustees met in regular session at 7:00 p.m. on December 3, 2019 with Moore, Meier, Schukei, Surman and Lahmon 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: Eagle Municipal Building, Eagle Fire & Rescue Department and Eagle State Bank.

Open Forum – Terry Caddy provided an update on behalf of the maintenance department; hydrant flow testing was conducted on November 20, 2019 with Olsson; the back window of the vacant home at 6th & G Street is knocked out which is allowing raccoons to harbor; the temporary Verizon Wireless equipment tower is in the process of being taken down; the box culvert project at 310 S. 4th Street is complete; a few street lights remain out on 4th Street within the business district; and the maintenance department is requesting the Village Board consider a credit card for purchases made outside of regular vendors.

Motion by Lahmon, second by Surman, to introduce Resolution 2019-13. Voting: Ayes – 5. Motion carried.

Chairperson Moore read Resolution 2019-13 entitled:

RESOLUTION NO. 2019-13

SIGNING OF THE YEAR-END CERTIFICATION OF CITY STREET SUPERINTENDENT FORM 2019

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;

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

Whereas: The NDOT requires that such certification shall also include a copy of the meeting minutes showing the appointment of the City Street Superintendent by their name as it appears on their License (if applicable), their License Number 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 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.

Motion by Surman, second by Lahmon, to adopt Resolution 2019-13. Voting: Ayes – 5. Motion carried.

Motion by Lahmon, second by Meier, to introduce Ordinance 2019-12. Voting: Ayes – 5. Motion carried.

Chairperson Moore read Ordinance 2019-12 entitled:

ORDINANCE NO. 2019-12

AN ORDINANCE OF THE VILLAGE OF EAGLE, NEBRASKA, TO AMEND CHAPTER 3, ARTICLE 2 OF THE MUNICIPAL CODE OF THE VILLAGE OF EAGLE, NEBRASKA, PERTAINING TO SEWER RATES BY AMENDING SAID RATES; TO PROVIDE AN EFFECTIVE DATE FOR SAID RATES; TO PROVIDE 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; 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 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 BECOME AND BE MADE A PART OF THE MUNICIPAL CODE OF THE VILAGE OF EAGLE, NEBRASKA, AND THE SECTIONS OF THIS ORDINANCE MAY BE RENUMBERED TO ACCOMPLISH SUCH INTENTION.

Motion by Lahmon, second by Meier, to accept the first reading of Ordinance 2019-12. Voting: Ayes – 5. Motion carried.

Motion by Lahmon, second by Moore, to approve Commonwealth Electric Company's bid to install new lighting inside the maintenance shop located at 727 South 1st Street in the amount of \$2,800.00. Voting: Ayes – Surman, Lahmon, Moore. Nays – Schukei, Meier. Motion carried.

Motion by Lahmon, second by Surman, to approve Christiansen Tree Service's bid for tree removal at the Highway Shop in the amount of \$1,250.00. Voting: Ayes – 5. Motion carried.

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

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

Approved Claims: Wages 9,507.04, Board Wages 1,000.00, ABC Termite & Pest Control 55.00, Allied Benefit Systems 1,208.90, Amazon Marketplace 528.02, American Exchange Bank 500.00, Aramark 278.39, Black Hills Energy 333.96, Bock Concrete 5,490.00, BOK Financial 117,650.00, Bromm Lindahl Freeman-Caddy & Lausterer 851.50, Casey's 642.92, Cass Co. Economic Development Council 2,000.00, Cass Co. Sheriff's Dept 3,145.21, Constellation Energy 215.73, Core & Main 35.66, Eagle Automotive 515.98, Eagle Facilities & Grounds Assn 1,492.00, EFTPS 2,749.26, First Wireless 266.87, Google LLC 96.00, Eldon Hestermann 40.00, Richard Hestermann 713.30, John Hancock Investments 256.50, Mahlon & Ragan Lofton 300.00, Lovell Excavating 1,250.00, Dan Manley 250.00, Matheson Tri-Gas 112.49, Menards-South 123.88, Napa Auto Parts 313.53, NE Dept of Rev 1,773.87, NE DHHS Div of Public Health 230.00, NE Municipal Power Pool 2,013.00, Norland Pure 12.00, Olsson 1,701.13, Oncenter Construction 500.00, One Call Concepts 7.69, OPPD 4,312.13, People Service 5,463.00, Quick Med Claims 15.53, Rock Creek Refuse 100.00, Staples 326.59, Roger Stubbendeck 109.79, The Electronic Repair Shop 198.00, UNUM 249.76, US Postmaster 305.00, Verizon Wireless 1,629.76, Voice News 317.43, Windstream 379.61. Total of bills: **\$171,566.43.**

Approved Park Claims: Black Hills Energy 22.06, OPPD 92.36, Rock Creek Refuse 40.00, Windstream 5.83. Total of bills: **\$160.25.**

Motion by Lahmon, second by Surman, to approve \$100.00 Christmas bonuses for full-time employees and \$50.00 Christmas bonuses for part-time and temporary employees. Voting: Ayes – 5. Motion carried.

Motion by Lahmon, second by Meier, to appoint the Village Clerk as Chairperson Pro Tempore. Voting: Ayes – 5. Motion carried.

Nick Nystrom, as acting Village Clerk, called for nominations for Chairperson.

Lahmon nominated Moore and Schukei nominated Surman for Chairperson.

Motion by Lahmon, second by Surman, to cease nominations for Chairperson. Voting: Ayes – 5. Motion carried.

Voting for Moore as Chairperson: Ayes – Meier, Lahmon, Moore.

Voting for Surman as Chairperson: Ayes – Schukei, Surman.

Moore was elected Chairperson.

Chairperson Moore called for nominations for Chairperson Pro Tempore.

Surman nominated Meier for Chairperson Pro Tempore.

Motion by Lahmon, second by Meier, to cease nominations for Chairperson Pro Tempore. Voting: Ayes – 5. Motion carried.

Meier was elected Chairperson Pro Tempore by unanimous consent.

Motion by Moore, second by Lahmon, to approve the following appointments: Attorney – Maureen Freeman-Caddy; Maintenance Superintendent – None; Clerk – Nick Nystrom; Treasurer – Nick Nystrom; Legal Paper – The Voice News; Accountant – Mierau & Company; Engineer – Olsson; Building Inspector/Zoning Administrator – Rick Hestermann; and Nuisance Hearing Officer – Sandy Weyers. Voting: Ayes – 5. Motion carried.

Motion by Moore, second by Lahmon, to approve the following individuals serving on the internal boards of the Village of Eagle: Board of Health – Moore, Nystrom, Captain Lamprecht; Streets – Surman, Meier; Water – Lahmon, Meier; Sewer – Lahmon, Schukei; Buildings & Grounds – Moore, Lahmon; NRD – Office, Surman; Keno – Moore, Meier; Technology & Telecommunications –Office, Moore, Lahmon; Safety – Surman, Schukei, Village Employees; Park – Moore, Meier, Human Resources & Personnel –Surman, Schukei; and Emergency Services – Moore, Lahmon. Voting: Ayes – 5. Motion carried.

Motion by Moore, second by Lahmon, to re-appoint Willa DiCostanzo as a member of the Eagle Planning Commission. Voting: Ayes – 5. Motion carried.

Motion by Moore, second by Lahmon, to appoint James Dobbins as a member of the Eagle Planning Commission. Voting: Ayes – 5. Motion carried.

Motion by Moore, second by Lahmon, to re-appoint Terry Caddy and Mike Nespor as members of the Eagle Board of Adjustment. Voting: Ayes – 5. Motion carried.

Motion by Moore, second by Lahmon, to designate the three public posting areas as a method of giving reasonable advanced notice for the Village of Eagle as the Village of Eagle Office, Eagle Fire & Rescue Department and Eagle State Bank. Voting: Ayes – 5. Motion carried.

Motion by Lahmon, second by Moore, to allow emergency vehicles to leave the corporate limits. Voting: Ayes – 5. Motion carried.

Motion by Lahmon, second by Moore, to approve the 2020 Master Agreement for Professional Services with Olsson. Voting: Ayes – 5. Motion carried.

Motion by Moore, second by Surman, to go into executive session at 8:22 p.m. to discuss Nick Nystrom'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 8:56 p.m. after discussing Nick Nystrom's annual employee evaluation.

Motion by Moore, second by Meier, to increase Nick Nystrom's wage to \$27.00 per hour. Voting: Ayes – Schukei, Meier, Moore. Nays – Surman. Lahmon abstained. Motion carried.

The meeting was adjourned at 9:00 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.