

## VILLAGE OF EAGLE

July 15, 2024

The Village Board of Trustees met in regular session at 7:00 p.m. on July 15, 2024 with Hochstein, Meier and Dobbins present. Todd and Caylor were 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 Pro Temp, at the beginning of the meeting, informed the public about the location of the posted current copy of the Open Meetings Act. Chairperson Pro Temp Hochstein 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 – Carl Berggren read a letter written by his wife to the Village Board requesting an amendment to the golf cart regulations that currently require children under the age of eight years old to be restrained by a child passenger restraint system. An online article titled, “JPMA Statement Against Use of Car Seats and Belt-Positioning Booster Seats in Golf Carts” was also provided to the Village Board. Rodney Hoppe asked if there is an ordinance prohibiting the blowing of grass clippings onto the street. Nystrom said yes. James Dobbins said he continues to work on the Village monument sign at 4<sup>th</sup> & Highway 34. Eli Kalyushik introduced himself as the individual that was recently issued a citation and had his golf cart impounded for violating the child passenger restraint system requirement found in the current golf cart ordinance; he expressed his opinion that this section of the ordinance should be amended as to not require child passenger restraint systems. Tom Spaulding asked why law enforcement just recently enforced this law if it has been in effect for two years. Dobbins said there were some issues with the citation process that have since been resolved.

Motion by Meier, second by Dobbins, to introduce Ordinance 2024-06. Voting: Ayes – 3. Motion carried.

The Village Clerk read Ordinance 2024-06 entitled:

### **ORDINANCE NO. 2024-06**

AN ORDINANCE OF THE VILLAGE OF EAGLE, CASS COUNTY, NEBRASKA, TO ACQUIRE AN INTEREST IN REAL ESTATE BY PURCHASE OR EMINENT DOMAIN FOR THE PURPOSE OF SURVEYING, CONSTRUCTING, RECONSTRUCTING, RELOCATING, ALTERING, INSPECTING, REPAIRING, REPLACING, ADDING TO, MAINTAINING AND A PERMANENT UTILITY EASMENT AT ANY TIME, OVER, ACROSS, AND UNDER THE FOLLOWING-DESCRIBED REAL ESTATE, TO WIT: A PART OF THE NORTHEAST QUARTER OF SECTION 29, TOWNSHIP 10 NORTH, RANGE 9 EAST OF THE 6<sup>TH</sup> P.M., CASS COUNTY, NEBRASKA, MORE SPECIFICALLY DESCRIBED HEREIN, AND A 30-FOOT WIDE INGRESS AND EGRESS WEST OF THE DESCRIBED AREA, WITH APPURTENANCES

AND ACCESSORIES THERETO OF THE VILLAGE OF EAGLE, NEBRASKA, ITS SUCCESSORS, ASSIGNS, AND FRANCHISEES, AND THEIR RESPECTIVE SUCCESSORS AND ASSIGNS; THAT THE INTEREST TO BE ACQUIRED IN THE ABOVE-DESCRIBED REAL ESTATE IS A PERMANENT EASEMENT; TO PROVIDE THAT THE CHAIR AND THE APPROPRIATE DEPARTMENT, WHETHER ONE OR MORE, OF THE VILLAGE OF EAGLE, NEBRASKA, ARE 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 FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM AND THE EFFECTIVE DATE THEREOF; AND TO PROVIDE THAT THIS ORDINANCE SHALL NOT BE MADE A PART OF THE MUNICIPAL CODE OF THE VILLAGE OF EAGLE, NEBRASKA.

Motion by Dobbins, second by Meier, to accept the first reading of Ordinance 2024-06. Voting: Ayes – 3. Motion carried.

Motion by Meier, second by Dobbins, to set August 11, 2024 as the closing date for the Eagle Pool for the 2024 season. Voting: Ayes – 3. Motion carried.

Motion by Meier, second by Dobbins, to approve an Eagle Lifeguard Pool Party on August 12, 2024 from 7:00pm-9:00pm. Voting: Ayes – 3. Motion carried.

Motion by Dobbins, second by Meier, to approve the rental of a Bobcat Mini Excavator for ditch maintenance from Hamilton Equipment Company for the estimated amount of \$1,254.00. Voting: Ayes – 3. Motion carried.

Motion by Meier, second by Dobbins, to approve minutes as typed for the previous meeting. Voting: Ayes – 3. Motion carried.

The meeting was adjourned at 7:28 p.m.

Nick Nystrom  
Village Clerk

Marcus Hochstein  
Chairperson Pro Temp