

VILLAGE OF EAGLE
BOARD OF TRUSTEES AGENDA
AUGUST 19, 2024
EAGLE FIRE & RESCUE DEPARTMENT—705 S 1st Street
7:00 P.M.

--A COPY OF THE OPEN MEETINGS ACT IS AVAILABLE FOR PUBLIC INSPECTION—

--THE BOARD OF TRUSTEES RESERVES THE RIGHT TO GO INTO EXECUTIVE SESSION PER NRS 84-1410—

--PLEDGE OF ALLEGIANCE

1. Report from Fire & Rescue.
2. Discuss/possible action: Approve six Google Workspace email addresses for Eagle Fire & Rescue Officers in the amount of \$86.40 per month.
3. Discuss/possible action: Approve purchase of T-Shirts for members of Eagle Fire & Rescue from Middle Creek Printing in the amount of \$762.00.
4. Open Forum.
5. Discuss/possible action: Approve Special Designated License (SDL) Application for The Shed Wedding Venue, LLC at 545 S. 4th Street for August 25, 2024 from 12:00 p.m. to 6:00 p.m.
6. Discuss/possible action: Consider participation in Strategic Planning with MAPA.
7. Report on Streets and Maintenance.
8. Report on Wells and Sewer.
9. Discuss/possible action: Approve or deny minutes as typed for the previous meeting.
10. Report from Committees and Boards.

The Agenda is readily available for inspection at the Village Clerk's Office located at 747 S. 2nd Street, Eagle, Nebraska during regular business hours.



Quotation

Date	Quote Number
8/14/2024	S 143224

Phone: (402)408-6741 Fax:
 E-Mail: info@middlecreekprinting.com
 244 N 5th St., Seward, NE 68434

T-shirts

Bill To:

Eagle Fire & Rescue Squad
 Hank Oetjen
 18100 Old Cheney Rd
 Walton, NE 68461

Ship To:

18100 Old Cheney Road
 Walton, NE 68461

Phone: 402-274-7822 Cell: - -
 E-Mail: johndeerefarmer02@yahoo.com Fax: - -

Ship Method: Pick Up

Terms Sales Rep
 Require Deposit Joey Carder

Style	Description	Colors / Stitches	Size	Qty	Rate	Amount	
2000	Gildan - Ultra Cotton T-Shirt - 2000	Navy	M	10	10.20	102.00	
			L	20	10.20	204.00	
			XL	20	10.20	204.00	
			2XL	12	12.20	146.40	
			4XL	8	13.20	105.60	
	Screen Print - Standard Screens		1 Col, Chest - Left		70		
	Screen Print - Standard Screens		1 Col, Center - Back		1		
	Screen Print - Standard Screens				70		
				1			

Total	762.00
Tax Amount	0.00
Net Total	762.00

We stand ready to produce your order.

Deposit Required: **381.00**

All orders are subject to our standard terms on conditions.

Full Name: _____ Signature: _____ Date: _____

Strategic Planning

A well thought-out plan is essential for a thriving future.

WHAT IS A STRATEGIC PLAN? A strategic plan is a useful tool for any community that desires to change or grow. A plan will help you see where you want to go and help you make decisions on how to get there. You will create a vision of what you want your community to be like in the future; identify things that are preventing change and opportunities to move forward; and you will decide what actions are needed to make your vision a reality.

WHY DO A STRATEGIC PLAN? A strategic plan lays out the blueprint for change within a community. It takes a community from a pie-in-the-sky vision to specific actions. Below are some reasons a community might consider doing strategic planning:

- To create a vision of what the community wants to become in the future.
- To see the big picture of how the community's economy, environment and people will be changed.
- To make sure that everyone in the community shares in its well-being.
- To select and agree on some common goals.
- To demonstrate resident input is important.
- To assess how much time, money, and other resources are needed to create change.
- To get the support of Federal, State, private and non-profit funders.

WHAT TO EXPECT? The strategic planning process, facilitated by MAPA staff, is a flexible framework tailored to your community's needs.

1. **Develop a Vision Statement:** Define your community's aspirations and create a vision for the future.
2. **Set Goals:** Establish goals that support the community vision.
3. **Develop Strategies:** Brainstorm and select strategies to achieve your goals.
4. **Identify Resources:** Explore available resources and assess potential funding opportunities.
5. **Create an Action Plan:** Develop a plan outlining steps, timelines, and responsibilities.
6. **Monitor and Evaluate:** Track progress, measure impact, and adapt the plan as needed.

The duration of the strategic planning process is determined by the community's preferences.

VILLAGE OF EAGLE

August 6, 2024

The Village Board of Trustees met in regular session at 7:00 p.m. on August 6, 2024 with Todd, Hochstein, Meier, Caylor and Dobbins 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 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 – Amber Doser was present on behalf of the Eagle Parks & Recreation Association and requested the Village Board consider saving the \$5,000 that was originally budgeted this year for Pickleball for next year. Carl Berggren and Sebastian Edwards were present and voiced their opinions on the current golf cart regulations and their desire to see amendments to the existing law.

Chairperson Todd nominated Travis Moore as a member of the Eagle Planning Commission.

Motion by Hochstein, second by Dobbins, to appoint Travis Moore to the Eagle Planning Commission. Voting: Ayes – 5. Motion carried.

Motion by Todd, second by Hochstein, to approve a Special Event Permit and partial closure of E Street between 4th and 5th Streets submitted by Heather Nanfито on August 25, 2024 from 10:00 a.m. to 8:00 p.m. Voting: Ayes – 5. Motion carried.

Chairperson Todd 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 EASEMENT 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 6TH P.M., CASS COUNTY, NEBRASKA, MORE SPECIFICALLY DESCRIBED HEREIN, AND A 30-FOOT WIDE INGRESS AND EGRESS EAST 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 Meier, second by Caylor, to accept the second reading of Ordinance 2024-06 as amended. Voting: Ayes – 5. Motion carried.

Motion by Hochstein, second by Dobbins, to suspend the rules of three consecutive readings of Ordinance 2024-06. Voting: Ayes – 5. Motion carried.

Motion by Hochstein, second by Caylor, to adopt Ordinance 2024-06. Voting: Ayes – 5. Motion carried.

Motion by Hochstein, second by Meier, to introduce Resolution 2024-08. Voting: Ayes – 5. Motion carried.

Chairperson Todd read Resolution 2024-08 entitled:

RESOLUTION 2024-08

SIGNING OF THE MUNICIPAL ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE 2024

Whereas: State of Nebraska Statutes, sections 39-2115, 39-2119, 39-2120, 39-2121, and 39-2520(2), requires an annual certification of program compliance to the Nebraska Board of Public Roads Classifications and standards; and

Whereas: State of Nebraska Statute, section 39-2120 also requires that the annual certification of program compliance by each municipality shall be signed by the Mayor or Village Board Chairperson and shall include the resolution of the governing body of the municipality authorizing the signing of the certification.

Be it resolved that the Village Board Chairperson of the Village of Eagle is hereby authorized to sign the Municipal Annual Certification of Program Compliance.

Motion by Hochstein, second by Todd, to adopt Resolution 2024-08. Voting: Ayes – 5. Motion carried.

Motion by Caylor, second by Dobbins, to approve the "Application to serve as a Licensed Operator for more than one Nebraska Public Water System" between the Village of Eagle and Village of Greenwood. Voting: Ayes – 5. Motion carried.

Motion by Hochstein, second by Todd, to approve Bryce Belt attending the Introduction to Wastewater course at Southeast Community College in the amount of \$509.00. Voting: Ayes – 5. Motion carried.

Motion by Hochstein, second by Meier, to approve minutes as typed for the previous meeting. Voting: Ayes – Dobbins, Meier, Hochstein. Caylor and Todd abstained. Motion carried.

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

Approved Claims: Wages 14,638.67, Board Wages 700.00, ABC Termite & Pest Control 55.00, All Road Barricades 94.00, Allied Benefit Systems 5,485.56, Amazon Marketplace 87.83, American Exchange Bank 1,125.00, Big Red Drainage Pipe Supply 617.59, Black Hills Energy 182.02, Bound Tree Medical 393.32, Caddy, Terry 17.89, Capital Business Systems 235.58, Casey's 877.50, Cass Co Sheriff's Dept 3,145.21, Constellation Energy 9.17, Core & Main 48.51, Davis, Scott 100.00, Divine Deck Staining & Building 100.00, Dollar General 66.80, Eagle Automotive 427.42, Eagle Facilities & Grounds Assn 1,492.00, EFTPS 6,063.90, First Wireless 22.00, Frontier Cooperative 67.50, Google LLC 172.80, GWorks 3,150.00, Harbor Freight 168.35, Hestermann, Rick 449.75, Immanuel Lutheran Church 250.00, Immense Impact 665.00, Int'l Institute of Municipal Clerks 210.00, JLC Construction 847.00, John Deere Financial 192.24, John Hancock Investments 532.50, Knee Deep LLC 4,800.00, League of NE Municipalities 3,901.00, League of NE Municipalities-Utilities Section 580.00, Lovell Excavating 2,500.00, Mary's Tax Srvc 135.00, Matheson Tri-Gas 263.65, Menards-South 201.10, Midwest Labs 404.32, NE Dept of Rev 2,743.70, NE Medicine 296.92, NE Notary Assn 161.00, NE Public Health Env Lab 30.00, Norland Pure 22.45, Nystrom, Taira 500.00, One Billing Solutions 749.45, One Call Concepts 16.76, OPPD 5,361.82, Pavers 85,997.00, Power Plan 1,060.95, Quik Dump Refuse 2,132.20, Sargent Drilling 850.00, Sherwin-Williams 443.44, Snyder & Associates 3,681.50, Supreme Spa & Pool 100.00, UNUM 982.54, US Postmaster 352.00, Verizon Wireless 748.78, Voice News 339.86, Windstream 607.33. Total of bills: **\$162,652.88**.

Approved Park Claims: Wages 9,364.53, ABC Termite & Pest Control 500.00, Aqua Chem 1,623.00, Black Hills Energy 72.55, Hoos, Stephanie 197.00, OPPD 481.46, W.M. Smith & Associates 298.52, Windstream 54.95. Total of bills: **\$12,592.01**.

The meeting was adjourned at 8:00 p.m.

Terry Caddy
Village Deputy Clerk

Terri Todd
Chairperson

VILLAGE OF EAGLE

August 6, 2024

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Report from Building & Zoning Administrator – Hestermann reported 2 new building permits, 3 certificates of occupancy and 7 inspections during the month of July. There are 12 total open permits to date. There were no comments or questions from the Village Board or public.

Report from Law Enforcement – Sheriff Sorenson reported 7 citations, 13 warnings and equipment violations, and 47 calls for service during the month of July. Caylor asked if there is a member of law enforcement available to serve on the Eagle Health Board. Sorenson said it may be possible if the member of law enforcement serves on a rotating basis depending on officer availability. Meier said there were concerns issued by residents over the delay in the citation process for violations of the off-road vehicle ordinance. Freeman-Caddy said it was discovered that law enforcement can no longer write paper citations for village violations and there was a long process to get the new computerized system operating correctly. Sorenson briefly discussed a county-wide UTV ordinance that may go into effect in the future.

Open Forum – Amber Doser was present on behalf of the Eagle Parks & Recreation Association and requested the Village Board consider saving the \$5,000 that was originally budgeted this year for Pickleball for next year. Carl Berggren and Sebastian Edwards were present and voiced their opinions on the current golf cart regulations and their desire to see amendments to the existing law.

Chairperson Todd nominated Travis Moore as a member of the Eagle Planning Commission.

Motion by Hochstein, second by Dobbins, to appoint Travis Moore to the Eagle Planning Commission. Voting: Ayes – 5. Motion carried.

Motion by Todd, second by Hochstein, to approve a Special Event Permit and partial closure of E Street between 4th and 5th Streets submitted by Heather Nanfita on August 25, 2024 from 10:00 a.m. to 8:00 p.m. Voting: Ayes – 5. Motion carried.

Chairperson Todd read Ordinance 2024-06 entitled:

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 EASEMENT 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 6TH P.M., CASS COUNTY, NEBRASKA, MORE SPECIFICALLY DESCRIBED HEREIN, AND A 30-FOOT WIDE INGRESS AND EGRESS EAST 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.

WHEREAS, it is in the best interests of the citizens of the Village of Eagle, Cass County, Nebraska, for public purposes, to acquire a permanent easement in the following-described real estate that shall be utilized for public utilities with appurtenances and accessories thereto, of the Village of Eagle, Nebraska, its successors, assigns, and franchisees, to wit:

UTILITY EASEMENT AREA: A PART OF THE NORTHEAST QUARTER OF SECTION 29, TOWNSHIP 10 NORTH, RANGE 9 EAST OF THE 6TH P.M., CASS COUNTY, NEBRASKA, AND DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTH QUARTER CORNER OF SAID SECTION 29; THENCE NORTH 87°10'13" EAST ALONG THE NORTH LINE OF SAID NORTHEAST QUARTER, 907.60 FEET; THENCE SOUTH 2°49'47" EAST, 65.00 FEET TO THE SOUTHERLY RIGHT OF WAY LINE OF HIGHWAY 34 AND THE POINT OF BEGINNING; THENCE NORTH 87°10'13" EAST ALONG SAID SOUTHERLY RIGHT OF WAY LINE, 52.00 FEET; THENCE SOUTH 2°49'47" EAST, 21.00 FEET; THENCE SOUTH 87°10'13" WEST, 52.00 FEET; THENCE NORTH 2°49'47" WEST, 21.00 FEET TO THE POINT OF BEGINNING AND CONTAINING 1,092 SQUARE FEET MORE OR LESS,

AND, A PERMANENT ACCESS EASEMENT FOR PURPOSES OF INGRESS AND EGRESS TO THE UTILITY EASEMENT AREA, TO WIT: THE NORTH 30 FEET OF THE NORTHEAST QUARTER OF SECTION 29, TOWNSHIP 10 NORTH, RANGE 9 EAST OF THE 6TH P.M., CASS COUNTY, NEBRASKA EAST OF THE ABOVE-DESCRIBED UTILITY EASEMENT AREA AND EXTENDING TO 4TH STREET.

WHEREAS, Neb.Rev.Stat. §18-1755 provides that a village acquiring an interest in real property by purchase or eminent domain shall do so by ordinance, adopted after at a public meeting of the governing body, after notice and public hearing,

NOW, THEREFORE, BE IT ORDAINED BY THE 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 Ordinance as fully as if set out at length herein.

Section 2. That it is in the best interests of the citizens of the Village of Eagle, Nebraska, that the Village of Eagle, Nebraska, acquire a permanent easement for utilities, with appurtenances and accessories thereto, by the Village of Eagle, Nebraska, its successors, assigns, and franchisees, over, across, and under the following-described real estate, to wit:

UTILITY EASEMENT AREA: A PART OF THE NORTHEAST QUARTER OF SECTION 29, TOWNSHIP 10 NORTH, RANGE 9 EAST OF THE 6TH P.M., CASS COUNTY, NEBRASKA, AND DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTH QUARTER CORNER OF SAID SECTION 29; THENCE NORTH 87°10'13" EAST ALONG THE NORTH LINE OF SAID NORTHEAST QUARTER, 907.60 FEET; THENCE SOUTH 2°49'47" EAST, 65.00 FEET TO THE SOUTHERLY RIGHT OF WAY LINE OF HIGHWAY 34 AND THE POINT OF BEGINNING; THENCE NORTH 87°10'13" EAST ALONG SAID SOUTHERLY RIGHT OF WAY LINE, 52.00 FEET; THENCE SOUTH 2°49'47" EAST, 21.00 FEET; THENCE SOUTH 87°10'13" WEST, 52.00 FEET; THENCE NORTH 2°49'47" WEST, 21.00 FEET TO THE POINT OF BEGINNING AND CONTAINING 1,092 SQUARE FEET MORE OR LESS,

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Section 3. That the above-described tract of real estate is owned by Joe Marvin Carr.

Section 4. That the Chair and the Clerk of the Village of Eagle, Nebraska, are hereby authorized and directed to take all actions and to execute all documents necessary to acquire the interest as aforementioned in the above-described real estate for

consideration as deemed appropriate. Upon execution of the Easement Agreement, the same shall be filed by the Clerk with the Cass County Register of Deeds.

Section 5. That should any section, paragraph, sentence or word of this Ordinance hereby adopted be declared for any reason to be invalid, it is the intent of the Board of Trustees of the Village of Eagle, Nebraska, that it would have passed all other portions of this Ordinance independent of the elimination herefrom of any such portion as may be declared invalid.

Section 6. That all Ordinances and parts of Ordinances passed and approved prior to the passage, approval, and publication of this Ordinance, in conflict herewith, are hereby repealed.

Section 7. That this Ordinance shall be published within the first fifteen days after its passage and approval in pamphlet form and shall be effective on the fifteen days from and after its passage and approval as provided by law.

Section 8. That this Ordinance shall not be made a part of the Municipal Code of the Village of Eagle, Nebraska.

Motion by Meier, second by Caylor, to accept the second reading of Ordinance 2024-06 as amended. Voting: Ayes – 5. Motion carried.

Motion by Hochstein, second by Dobbins, to suspend the rules of three consecutive readings of Ordinance 2024-06. Voting: Ayes – 5. Motion carried.

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Whereas: State of Nebraska Statute, section 39-2120 also requires that the annual certification of program compliance by each municipality shall be signed by the Mayor or Village Board Chairperson and shall include the resolution of the governing body of the municipality authorizing the signing of the certification.

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Report from Attorney – Freeman-Caddy said a pre-application meeting was held last month with a potential developer to the south of town. It was recommended the Village Board review the existing fine waiver schedule in the Municipal Code.

Report from Clerk/Treasurer – Caddy provided the Village Board with annual information pertaining to off-road vehicle licensing, pet licensing, burn permits and swimming pool income and expenses. Unlicensed and inoperable vehicle notices were sent to 31 property owners on July 26, 2024. Caddy and Nystrom plan to attend MAPA’s Community Development Strategic Planning meeting in Weeping Water on August 21, 2024. The Village Board was provided with a list of maintenance objectives to be completed immediately, short term, moderate term and long term. Caddy said the total monthly income ending July 31, 2024 was \$82,238.69.

The meeting was adjourned at 8:00 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 August 6, 2024 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

Terry Caddy
Village Deputy Clerk

Terri Todd
Chairperson