

VILLAGE OF EAGLE
BOARD OF TRUSTEES AGENDA
NOVEMBER 18, 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. Open Forum.
3. Discuss/possible action: Resolution 2024-10 – Signing of the Year-End Certification of City Street Superintendent 2024.
4. Discuss/possible action: Authorize the Village Attorney to approach the Lower Platte South NRD in regards to MoPac Trail connections as part of the Eagle's Landing subdivision.
5. Report on Streets and Maintenance.
6. Report on Wells and Sewer.
7. Discuss/possible action: Approve or deny minutes as typed for the previous meeting.
8. Report from Committees and Boards.
9. Discuss/possible action: Consider revised Village of Eagle employee evaluations.
10. Discuss/possible action: Annual employee evaluation for Nick Nystrom.

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.

Do not recreate or revise this document. Revisions and recreations will not be accepted. **Failure to complete and return the necessary documents per instructions will result in your municipality not receiving an Incentive Payment for Calendar Year 2024.** Documents include the **original** Signing Resolution, Year-End Certification(s), and a copy of documentation of the appointment(s) of the City Street Superintendent(s). These must be received at the NDOT **by December 31, 2024.** **RECORD KEEPING:** NDOT recommends that the municipality keep a copy of everything you send to NDOT (*the forms and meeting minutes*) in a separate file for future reference.

RESOLUTION
SIGNING OF THE
YEAR-END CERTIFICATION OF CITY STREET SUPERINTENDENT
2024

Resolution No. 2024 - 10

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 that 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 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 Mayor Village Board Chairperson of Eagle
(Check one box) (Print Name of Municipality)
is hereby authorized to sign the attached Year-End Certification of City Street Superintendent completed form(s).

Adopted this _____ day of _____, 20____ at _____, Nebraska.
(Date) (Month)

City Council/Village Board Members

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

City Council/Village Board Member _____
Moved the adoption of said resolution
Member _____ Seconded the Motion
Roll Call _____ Yes _____ No _____ Abstained _____ Absent
Resolution adopted, signed, and billed as adopted.

Attest:

(Signature of Clerk)

Do not recreate or revise this document. Revisions and recreations will not be accepted. Copying this form is acceptable; see (3) below. Failure to complete and return the necessary documents per instructions will result in your municipality not receiving an Incentive Payment for Calendar Year 2024. Documents include the original Signing Resolution, Year-End Certification(s), and a copy of documentation of the appointment(s) of the City Street Superintendent(s). These must be received at the NDOT by December 31, 2024. RECORD KEEPING: NDOT recommends that the municipality keep a copy of everything you send to NDOT (the forms and meeting minutes) in a separate file for future reference.

Year-End Certification of City Street Superintendent For Determining Incentive Payment in Calendar Year 2024

Separate forms may be needed to account for the entire year, see (3) below

This Form Covers the Following Period: January 1, 2024 to December 31, 2024
(Month) (Day) (Month) (Day)

*(1)(a) The municipality of Eagle certifies that: Barbara J. Johnston
(Print name of City or Village) (Print name of Superintendent as it appears on license card if applicable)
was the appointed City Street Superintendent during the above period. IF A NAME IS NOT ENTERED ABOVE (NO APPOINTED CITY STREET SUPERINTENDENT FOR THIS PERIOD), SKIP TO (2) BELOW.

(b) the superintending services of the above listed individual were provided by: (Check one box)

- Employment with this Municipality
- Contract (consultant) with this Municipality
- Contract (interlocal agreement) between this Municipality and the following listed Municipality(ies) and/or County(ies)

(c) and the above listed individual assisted in the following: *Reference Neb. Rev. Stat. §39-2512*

1. Developing and annually updating a long-range plan based on needs and coordinated with adjacent local governmental units,
2. Developing an annual program for design, construction, and maintenance,
3. Developing an annual budget based on programmed projects and activities,
4. Submitting such plans, programs, and budgets to the local governing body for approval; and
5. Implementing the capital improvements and maintenance activities provided in the approved plans, programs, and budgets,

(d) the above listed individual also served as (Check all boxes that apply) city engineer village engineer
public works director city manager city administrator street commissioner

(e) If the above listed individual is a Licensed City Street Superintendent, enter their Superintendent's License Number S- _____ and Class of License _____, and/or

(f) If the above listed individual is a Licensed Engineer in Nebraska, enter their Engineer's License Number E- _____

(2) _____
Signature of Mayor Village Board Chairperson
(Check one box)

*(3) If during the calendar year your municipality (a) did not have an appointed City Street Superintendent for any portion(s) of the year; or (b) had one or more appointed City Street Superintendent(s) that were not licensed for any portion(s) of the year; or (c) had one or more appointed licensed City Street Superintendent(s) for any portion(s) of the year, please complete a separate Year-End Certification form for each period. Copy this form as needed to account for these separate periods.

(4) The payment amount will be computed based on (a) your most recent Federal Census as certified by the Tax Commissioner; (b) the number of full calendar months served by the appointed City Street Superintendent who is licensed or exempted from licensure under the Superintendents Act; (c) class of license, A or B if applicable; and (d) if the appointed City Street Superintendent assisted with the required duties in (1)(c) above. Reference Neb. Rev. Stat. §§39-2302 and 39-2511 through 39-2515.

(5) Failure to return by December 31, 2024, the Year-End Certification(s), Signing Resolution, and a copy of documentation of the appointment(s) of the superintendent(s) per the instructions will result in your municipality not receiving an Incentive Payment.



Return the completed original resolution and certification(s), and a copy of the documentation of appointment(s) by December 31, 2024 to:
Highway Local Liaison Coordinator
Boards-Liaison Services Section
Local Assistance Division
Nebraska Department of Transportation
PO Box 94759
Lincoln NE 68509-4759

SUPERINTENDENT(S) APPOINTMENT DOCUMENTATION

Attach Documentation of the City Street Superintendent(s) Appointment(s) for 2024 to the back of this Page: For most municipalities this information may be found in the **November or December 2023 or the January 2024 meetings minutes**. Some may involve mayoral appointments, or interlocal agreement (relinquishment of funds).

Call (402) 479-4436 or email NDOT.BLSHelp@Nebraska.gov if you have any questions about what to attach for documentation.

RECORD KEEPING: NDOT recommends that the municipality keep a copy of everything you send to NDOT (*the forms and meeting minutes*) in a separate file for future reference.

VILLAGE OF EAGLE

November 5, 2024

The Village Board of Trustees met in regular session at 7:00 p.m. on November 5, 2024 with Todd, Hochstein, Meier and Caylor present. Dobbins 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 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 – No public comment.

Chairperson Todd read Ordinance 2024-07 entitled:

ORDINANCE NO. 2024-07

AN ORDINANCE OF THE VILLAGE OF EAGLE, NEBRASKA, TO AMEND SECTIONS 5-506, 5-508 AND 5-509 OF THE MUNICIPAL CODE OF THE VILLAGE OF EAGLE, NEBRASKA, PERTAINING TO REGULATIONS ALLOWING THE USE OF ALL-TERRAIN VEHICLES (ATV), UTILITY-TYPE VEHICLES (UTV) AND GOLF CAR VEHICLES WITHIN THE CORPORATE LIMITS; TO PROVIDE AN AMENDMENT TO THE WAIVER SCHEDULE CONTAINED IN SECTION 6-403; TO PROVIDE THAT THE CLERK AND THE APPROPRIATE DEPARTMENT THE VILLAGE 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 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 AND THE SECTIONS OF THIS ORDINANCE MAY BE RENUMBERED TO ACCOMPLISH SUCH INTENTION.

Motion by Caylor, second by Hochstein, to accept the final reading and adopt Ordinance 2024-07. Voting: Ayes – 4. Motion carried.

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

Motion by Hochstein, second by Meier, to approve claims as presented. Voting: Ayes – 4. Motion carried.

Approved Claims: Wages 13,349.64, Board Wages 900.00, ABC Termite & Pest Control 186.00, Allied Benefit Systems 5,485.56, Amazon Marketplace 532.91, American Exchange Bank 1,125.00, Big Red Drainage Pipe Supply 1,082.39, Black Hills Energy 203.85, Bound Tree Medical 1,049.15, Capital Business Systems 235.58, Casey's 454.43, Cass Co Sheriff's Dept 3,145.21, Constellation Energy 26.66, Dollar General 25.77, Eagle Facilities & Grounds Assn 1,492.00, EFTPS 4,101.80, Gabel Construction 2,572.00, Google LLC 172.80, Hamilton Equipment 2,867.10, Hotsy Equipment 245.30, John Hancock Investments 521.70, Lincoln Winwater Works 7,360.41, Matheson Tri-Gas 263.65, Menards-South 574.62, Midwest Insurance Exchange 42,786.00, Midwest Labs 332.82, Mierau & Co. 1,575.00, Motorola Solutions 4,949.66, Municipal Supply of Omaha 630.46, NE Dept of Ag 202.52, NE Dept of Rev 2,246.03, NE Public Health Env Lab 30.00, Norland Pure 15.20, Nystrom, Taira 450.00, One Billing Solutions 296.84, One Call Concepts 48.68, OPPD 4,935.65, O'Reilly Auto Parts 142.05, Quik Dump Refuse 1,721.30, Rose Equipment 537.00, Snyder & Associates 1,719.37, Southeast CC-Milford 100.00, The Electronic Repair Shop 630.00, UNUM 982.54, US Postmaster 645.00, Verizon Wireless 749.31, Windstream 608.52. Total of bills: **\$114,307.48.**

Approved Park Claims: Black Hills Energy 45.10, OPPD 112.04, Windstream 23.43. Total of bills: **\$180.57.**

The meeting was adjourned at 7:14 p.m.

Nick Nystrom
Village Clerk

Terri Todd
Chairperson

VILLAGE OF EAGLE

November 5, 2024

The Village Board of Trustees met in regular session at 7:00 p.m. on November 5, 2024 with Todd, Hochstein, Meier and Caylor present. Dobbins 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 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.

Report from Law Enforcement – Deputy Rice reported 25 citations, 20 warnings and violations, and 82 calls for service during the month of October. Meier inquired about the call on October 4, 2024 for “Traffic Speeders” on Parkview Avenue. Rice said he believes this call was related to youths operating mini-bikes on the street.

Report from Building & Zoning Administrator – Hestermann reported 3 inspections during the month of October. There are 11 total open permits to date.

Open Forum – No public comment.

Chairperson Todd read Ordinance 2024-07 entitled:

ORDINANCE NO. 2024-07

AN ORDINANCE OF THE VILLAGE OF EAGLE, NEBRASKA, TO AMEND SECTIONS 5-506, 5-508 AND 5-509 OF THE MUNICIPAL CODE OF THE VILLAGE OF EAGLE, NEBRASKA, PERTAINING TO REGULATIONS ALLOWING THE USE OF ALL-TERRAIN VEHICLES (ATV), UTILITY-TYPE VEHICLES (UTV) AND GOLF CAR VEHICLES WITHIN THE CORPORATE LIMITS; TO PROVIDE AN AMENDMENT TO THE WAIVER SCHEDULE CONTAINED IN SECTION 6-403; TO PROVIDE THAT THE CLERK AND THE APPROPRIATE DEPARTMENT THE VILLAGE 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 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 AND THE SECTIONS OF THIS ORDINANCE MAY BE RENUMBERED TO ACCOMPLISH SUCH INTENTION.

WHEREAS, a number of citizens of the Village of Eagle, Nebraska, have requested the Municipality amend specific regulations allowing the use of All-Terrain Vehicles (ATV), Utility-Type Vehicles (UTV), and Golf Car Vehicles within the corporate limits of the Village of Eagle, Nebraska, and,

WHEREAS, Nebraska State Law gives municipalities the authority to adopt ordinances relating to the use of ATVs, UTVs, and Golf Car Vehicles within the corporate boundaries of the jurisdiction, and,

WHEREAS, Section 5-506 of the Municipal Code specifies the operator and equipment requirements for the use of ATVs, UTVs and Golf Car Vehicles within the corporate limits of the Village of Eagle, Nebraska, and,

WHEREAS, Section 5-508 of the Municipal Code specifies the penalties associated with the improper use of ATVs, UTVs and Golf Car Vehicles within the corporate limits of the Village of Eagle, Nebraska, and,

WHEREAS, Section 5-509 of the Municipal Code specifies the permit and registration process associated with ATVs, UTVs and Golf Car Vehicles within the corporate limits of the Village of Eagle, Nebraska, and,

WHEREAS, Section 6-403 of the Municipal Code should provide a waiver schedule for tickets written under the above municipal code section violations and adjust other sections of the waiver schedule to match state waivers.

WHEREAS, the Board of Trustees of the Village of Eagle, Nebraska, deem the adoption of this Ordinance to be in the best interests of the citizens of the Village of Eagle, Nebraska.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF EAGLE, NEBRASKA, as follows:

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

Section 2. That Chapter 5, Article 5, Sections 5-506, 5-508 and 5-509 of the Municipal Code of the Village of Eagle, Nebraska, shall be amended to read as follows:

SECTION 5-506: ALL-TERRAIN VEHICLES, UTILITY-TYPE VEHICLES AND GOLF CAR VEHICLES; OPERATOR AND EQUIPMENT REQUIREMENTS:

A. Any person operating an ATV, UTV, or Golf Car Vehicle as authorized by this code section shall:

1. Have a valid Class O operator's license and be at least 17 years of age;
2. Have proof of liability insurance coverage for the ATV, UTV, or Golf Car Vehicle while in operation upon a street and provide such insurance proof of coverage at the time of registration or upon the demand of any

peace officer requesting such proof within five (5) days of such request; such insurance shall be within the limits stated in Neb. Rev. Stat. § 60-509 or Neb. Rev. Stat. § 60-6,381, as amended from time to time;

3. If operating or riding on an ATV or UTV, utilize manufacturer installed seat belts or wear a helmet approved for lawful operation of a motorcycle in the State of Nebraska; and,
4. Only operate such ATV, UTV or Golf Car Vehicle between sunrise and sunset as required by Neb. Rev. Stat §60-6,356 and §60-6,381.

B. Every ATV and UTV shall be equipped with:

1. A braking system maintained in good operating condition;
2. An adequate muffler system in good working condition and without a cutout, bypass or similar device, or any modifications to the muffler system which increases the volume of the noise of the exhaust system. No portion of the system shall be permitted to contact the ground when weighted by its operator;
3. A United States Forest Service-qualified spark arrester;
4. Headlights and taillights;
5. A reflective sign must be affixed to the rear of the vehicle; and,
6. Equipped with a safety flag (provided by the Municipality) which extends no less than five (5) feet above the ground and is attached to the rear of such vehicle. The flag shall be day-glow in color, triangular in shape, and of a size with an area of not less than thirty (30) square inches.

~~C. No child under the age of eight (8) years shall be a passenger on an ATV, UTV, or Golf Car Vehicle unless the vehicle is equipped with, and the child is restrained by, a child passenger restraint system of a type which meets Federal Motor Vehicle Safety Standard 213 as developed by the National Highway Traffic Safety Administration.~~

C. No person shall:

1. Equip the exhaust system of an ATV or UTV with a cutout, bypass, or similar device;
2. Operate an ATV or UTV with an exhaust system so modified; or
3. Operate an ATV or UTV with the spark arrester removed or modified except for use in closed-course competition events.

SECTION 5-508: ALL-TERRAIN VEHICLES, UTILITY-TYPE VEHICLES AND GOLF CAR VEHICLES; PENALTY; IMPOUNDMENT.

A. Any person who violates any provision of this Article or violates the provisions defined by Chapter 60 of the Revised Statutes of Nebraska while operating an ATV or UTV or who owns the same, shall be subject to the penalties

under Chapter 5 of the Municipal Code and under the provisions of Chapter 60 of the Revised Statutes of Nebraska is hereby authorized and all Municipal-issued registrations for all of the operators and the owners of ATVs and UTVs shall be revoked as follows:

1. For the first offense, the owner and/or operator shall be guilty of a Class III misdemeanor pursuant to Neb. Rev. Stat. § 60-6,362, which carries a possible maximum penalty of \$500 fine and/or three (3) months in jail or both for violations under Neb. Rev. Stat. 60-6,356 to 60-6,361. For a subsequent offense within any period of one year, the owner and/or operator shall be guilty of a Class III misdemeanor pursuant to Neb. Rev. Stat. §60-6,362, (if within the same year as the prior offense, then a Class II misdemeanor, which carries a maximum penalty of a \$1,000 fine and/or six (6) months in jail or both.)

2. For violations of the provisions of this article, not included under the state sections noted above, the owner and/or operator shall be guilty of a misdemeanor and subject to the penalties contained in Chapter 5 of the municipal code

B. Any person who violates any provision of this Article while operating a Golf Car Vehicle, or who owns the same, shall be subject to the penalties under Chapter 5 of the Municipal Code, or if done in violation of the State Law, may be subject to the penalties provided thereunder.

C. The following additional provisions apply to violations under the Municipal Code and/or the State Statutes, and apply to ATV, UTV and Golf Car Vehicle violations within the corporate limits as follows:

1. ~~First Offense Impoundment: The first offense under this Article shall be subject to fine set forth in the Penalty section of this section. The vehicle may be impounded until it is validly registered (if registration is the basis of the violation) or for 10 days (for all other violations) and stored in a privately operated facility or other place designated by or maintained by the Municipality, with all impoundment costs payable by the owner/operator prior to retrieval. The operator shall be prohibited from operating ATVs, UTVs and Golf Car Vehicles within the Municipality for a period of ten (10) days from the date of the offense.~~ Suggested Waiver pursuant to Code Section 6-403.

2. ~~Second Offense Impoundment/Revocation: The second offense under this Article cited within the same calendar year shall be subject to a fine in excess of the first. All Municipal-issued registrations shall be revoked for a period of one (1) year from the date of the offense; and the vehicle shall be impounded for fourteen (14) days and stored in a privately operated facility or other place designated by or maintained by the Municipality with all impoundment costs payable by the~~

~~owner/operator prior to retrieval. The plate/flag shall be removed from the vehicle and returned to the Municipal Clerk. The operator shall be prohibited from operating ATVs, UTVs and Golf Car Vehicles within the Municipality for a period of one (1) year from the date of the offense.~~ **Suggested Waiver pursuant to Code Section 6-403.**

3. ~~Third and subsequent Offense Impoundment/Revocation: The third or more subsequent offense under this Article cited within the same calendar year shall be subject to a fine in excess of the previous fine and in the event of a third or subsequent offense under this Article, the registration for the ATV, UTV or Golf Car Vehicle shall be permanently revoked and the owner shall be prohibited from registering another vehicle permanently. An operator's third offense shall prohibit the operator from operating such vehicles in the Municipality permanently. the vehicle shall be impounded for fourteen (14) days and stored in a privately operated facility or other place designated by or maintained by the Municipality with all impoundment costs payable by the owner/operator prior to retrieval.~~ **Suggested Waiver pursuant to Code Section 6-403.** ~~The plate/flag shall be removed from the vehicle and returned to the Municipal Clerk.~~

D. Any adult, including the parent or guardian, who is found to have encouraged, caused, or contributed to the act of a minor child operating an ATV, UTV or Golf Car Vehicle in violation of Chapter 60 or of this Code, shall be considered in violation of Contributing to the Delinquency of a Minor pursuant to Neb. Rev. Stat. §28-709 and subject to the penalties set forth under Nebraska Law.

SECTION 5-509: ALL-TERRAIN VEHICLES, UTILITY-TYPE VEHICLES AND GOLF CAR VEHICLES; PERMIT AND REGISTRATION.

- A. All ATVs, UTVs and Golf Car Vehicles shall be registered by filing application with the Municipal Clerk, providing proof of liability insurance coverage as required in Section 5-506, and paying an annual fee of \$75.00 per vehicle, **with a renewal fee of \$50.00 for any subsequent year.** Upon filing and payment, the vehicle shall be inspected by the Municipal Clerk and the Municipal Clerk will issue the permit which shall be evidenced with a license plate and matching whip flag (as provided by the Municipality) affixed to the vehicle. In the event the plate or flag are lost, the Owner shall pay the Municipality for a replacement at the cost of \$50.00.
- B. The permit period shall be from January 1 to December 31 each year. There shall be no proration of the annual permit fee for any permits issued after January 1. The full shall be required regardless of the time of year paid and will expire on December 31 of the year issued. A new application is required each calendar year.
- C. A permit plate and a whip flag of not less than thirty (30) square inches must be posted on the vehicle in a conspicuous place at all times. Lost plates and flags are to be replaced at Permittee's cost.

D. Operations of the vehicle must comply with the rules set forth in this article, Nebraska Rules of the Road, and traffic laws. Owners shall be subject to impoundment and other penalties if the vehicle is entrusted to an operator who is not the owner.

Section 3. That Chapter 6, Article 4, Section 6-403 of the Municipal Code of the Village of Eagle, Nebraska, shall be amended to read as follows

§6-403 WAIVER FINE SCHEDULE.

In the event a person is charged with a violation of the Municipal Code, the following is the suggested waiver schedule for violations in the event the duly appointed Law Enforcement Official of the Municipality, in his or her discretion, permits said person to enter a written guilty plea and pay the fine and costs directly to the Bureau of Violations (non-moving vehicle violations only) or the County Court:

VILLAGE OF EAGLE		
ORDINANCE FEE/FINE WAIVER SCHEDULE		
<u>ORDINANCE</u>	<u>DESCRIPTION</u>	<u>FINE</u>
HEALTH/SANITATION		
4-204	Solid Waste Disposal; Definitions; Refuse	\$25.00
4-402	Excessive Noise; Prohibited	\$25.00
VEHICLE VIOLATIONS		
5-205	Turning; "U" Turns	\$25.00
5-206	Turning; Generally	\$25.00
5-207	Right-of-Way; Generally	\$25.00
5-208	Position of Vehicle on Highway; Generally	\$25.00
5-210	Signs, Signals	\$25.00
5-211	Stop Signs	\$25.00
5-212	Pedestrian Mall/Fire Lane	\$25.00
5-213	Engine Braking	\$50.00
5-301	Littering	\$50.00
5-302	Signs; Defacing or Interfering With	\$100.00
5-303	Quiet Zones; Unnecessary Noise	\$25.00
5-304	Speeding 1-5 miles over	State Waiver \$25.00
	6-15 miles over	State Waiver \$50.00
	15 + miles over	State Waiver \$100.00
5-309	Driving Abreast	\$75.00
5-310	Driving in Sidewalk Space	\$25.00
5-401	Vehicle; Muffler	\$25.00
5-402	Loads; Projecting	\$25.00
5-501	Bicycle Operation	\$25.00
5-502	Minibikes Snowmobiles, Golf Cart, Go Cart	
	Off-Road Vehicle; Parks	\$50.00
5-503	Offroad Vehicles; <u>Other than ATV, UTV and Golf Car Vehicles</u>	
	Unlawful Operation(first offense) (second offense)	\$ 50.00 \$100.00

	Subsequent to second	no waiver	\$150.00
5-503, 5-506, 5-507			
and 5-509 ATV, UTV, Golf Car Vehicle Violations			
	First Offense in Calendar Year		\$100.00
	Second Offense In Calendar Year		\$150.00
	Third or Subsequent Offense in Calendar Year		\$200.00
5-601	Parking; Generally		\$25.00
5-602	Parking; Designation		\$25.00
5-605	Parking; Trucks and Trailers Prohibited		\$25.00
5-606	Parking; Obstructing or Impeding Traffic		\$25.00
5-607	Parking; Display or Repair		\$25.00
5-608	Parking; Time Limit		\$25.00
5-609	Parking; Snow Removal and Maintenance		\$25.00
5-610	Parking Emergency; Snow Route		\$100.00
5-612	Parking; Private Lots		\$25.00
5-703	Snow Emergency; Declaration of Emergency; Prohibition of Parking on Snow Emergency Routes		\$100.00
5-703.01	Snow Emergency; Prohibition of Parking Residential Streets		\$100.00
5-706	Snow Emergency; Operation of Motor Vehicles On Snow Emergency Routes		\$100.00
5-707	Snow Emergency; Stalled Vehicle on Snow Emergency Route		\$100.00
ANIMAL VIOLATIONS			
6-101	Dogs/Cats; License		\$5.00
6-103	Dogs/Cats; Wrongful Licensing		\$25.00
6-105	Dogs/Cats; Unlicensed	\$25.00	
6-106	Dogs/Cats; Uncollared	\$25.00	
6-107	Dogs; Running At Large		\$25.00
6-109	Dogs; Vicious		\$50.00
6-110	Dogs; Barking and Offensive		\$25.00
6-112	Dogs/Cats; Removal of Tags	\$25.00	
6-116	Dogs; Kennel Prohibited		\$50.00
6-119	Dangerous Dogs; Removal		\$50.00
6-120	Dangerous Dogs; Failure to Comply	\$50.00	
6-122	Dangerous Dogs; Confinement		\$100.00
6-201	Animals; Running at Large (other than dogs)		\$25.00
6-202	Animals; Enclosures		\$25.00
6-203	Fowls; Ban From Municipality	\$50.00	
6-204	Coyotes and Wolves; Ban From Municipality		\$75.00
6-205	Agricultural Animals; Ban From Municipality		\$50.00
6-206	Beekeeping; Banned from Municipality		\$50.00
MISCELLANEOUS MISDEMEANORS			
6-301	Misdemeanors; Injury to Trees		\$50.00
6-302	Misdemeanors; Trash	\$50.00	
6-303	Misdemeanors; Posted Advertisements		\$25.00
6-304	Misdemeanors; Posting		\$25.00

6-306	Misdemeanors; Slingshots, Air Guns, BB Guns	\$50.00
6-307	Misdemeanors; Appliances in Yard	\$25.00
6-308	Misdemeanors; Street Games	\$25.00
6-309	Misdemeanors; Obstruction of Public Ways	\$25.00
6-310	Misdemeanors; Weed Removal; Litter Stagnant Water	\$25.00
6-311	General Offenses; Abandoned Automobiles	\$25.00
6-312	Misdemeanors; Unlicensed or Inoperable Vehicles	\$75.00
6-314	Misdemeanors; Barbed Wire and Electric Fences	\$25.00
6-315	Misdemeanors; Trespass of Municipal Property	\$50.00
6-316	Misdemeanors; Curfew	\$50.00
6-317	Misdemeanors; Liability of Parent, Guardian or Other Adult	\$25.00

FIRE REGULATIONS

7-102	Fires; Assistance	\$75.00
7-105	Fires; Obstruction	\$100.00
7-106	Fires; Driving Over Hose	\$25.00
7-107	Fires; Traffic	\$25.00
7-109	Fires; Pedestrians	\$25.00
7-205	Fires Prevention; Storage	\$25.00
7-303	Fireworks; Unlawful Acts; Enumerated	\$50.00
7-305	Fireworks; Sale and Use of Bottle Rockets, Skyrockets and Like Devices Prohibited; Unlawful Acts	\$50.00
7-306	Permissible Fireworks; Sale and Use Only From June 28 th Through and Including July 4 th , Hours Of Sale and Use Restricted	\$50.00
7-308	Fireworks; Unlawful Discharging, Firing, Launching, or Throwing Prohibited	\$50.00
7-309	Permissible Fireworks; Retail Sale; License Required; Fee	\$50.00

PUBLIC WAYS AND PROPERTY

8-103	Streets; Planting of Vegetation	\$25.00
8-104	Municipal Property; Obstructions	\$25.00
8-105	Municipal Property; Weeds	\$50.00
8-201	Sidewalks; Overhanging Branches; Vegetation; Encroachments	\$25.00
8-202	Sidewalks; Kept Clean	\$25.00
8-206	Sidewalks; Construction by Owner	\$25.00
8-305	Streets; Driving Stakes	\$75.00
8-306	Streets; Mixing Concrete	\$25.00
8-307	Streets; Harmful Liquids	\$25.00

BUSINESS REGULATIONS

10-119	Alcoholic Beverages; Hiring Minors	\$100.00
10-120	Alcoholic Beverages; Consumption in Public Places	\$100.00
10-122	Alcoholic Beverages; Consumption Inside	\$100.00

	Vehicles	
10-123	Alcoholic Beverages; Transporting in Public Places	\$100.00
10-201	Peddlers and Hawkers; Regulation	\$25.00

Section 4. That the Clerk and the appropriate Department of the municipality, whether one or more, of the Village are hereby authorized and directed to implement this Ordinance.

Section 5. 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 6. 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 Governing Body 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 7. That this Ordinance shall be published within the first fifteen (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 on the fifteenth (15th) day from and after its passage, approval, and publication, as provided herein.

Section 8. That it is the intention of the Governing Body of the Village of Eagle, Nebraska, and it is hereby ordained that the provisions of this Ordinance shall amend the Municipal Code and the sections of this Ordinance may be renumbered to accomplish such intention.

Motion by Caylor, second by Hochstein, to accept the final reading and adopt Ordinance 2024-07. Voting: Ayes – 4. Motion carried.

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

Motion by Hochstein, second by Meier, to approve claims as presented. Voting: Ayes – 4. Motion carried.

Approved Claims: Wages 13,349.64, Board Wages 900.00, ABC Termite & Pest Control 186.00, Allied Benefit Systems 5,485.56, Amazon Marketplace 532.91, American Exchange Bank 1,125.00, Big Red Drainage Pipe Supply 1,082.39, Black Hills Energy 203.85, Bound Tree Medical 1,049.15, Capital Business Systems 235.58, Casey's 454.43, Cass Co Sheriff's Dept 3,145.21, Constellation Energy 26.66, Dollar General 25.77, Eagle Facilities & Grounds Assn 1,492.00, EFTPS 4,101.80, Gabel Construction 2,572.00, Google LLC 172.80, Hamilton Equipment 2,867.10, Hotsy Equipment 245.30, John Hancock Investments 521.70, Lincoln Winwater Works 7,360.41, Matheson Tri-Gas 263.65, Menards-South 574.62, Midwest Insurance Exchange 42,786.00, Midwest Labs 332.82, Mierau & Co. 1,575.00, Motorola Solutions 4,949.66, Municipal Supply of Omaha

630.46, NE Dept of Ag 202.52, NE Dept of Rev 2,246.03, NE Public Health Env Lab 30.00, Norland Pure 15.20, Nystrom, Taira 450.00, One Billing Solutions 296.84, One Call Concepts 48.68, OPPD 4,935.65, O'Reilly Auto Parts 142.05, Quik Dump Refuse 1,721.30, Rose Equipment 537.00, Snyder & Associates 1,719.37, Southeast CC-Milford 100.00, The Electronic Repair Shop 630.00, UNUM 982.54, US Postmaster 645.00, Verizon Wireless 749.31, Windstream 608.52. Total of bills: **\$114,307.48**.

Approved Park Claims: Black Hills Energy 45.10, OPPD 112.04, Windstream 23.43. Total of bills: **\$180.57**.

Report from Attorney – Freeman-Caddy reported all easements have been obtained for the water main extension project to the Eagle's Landing subdivision.

Report from Clerk/Treasurer – Nystrom said the FY 2024 Audit has been completed. The Lead Service Line Inventory was submitted to NDEE by the October 16, 2024 deadline. Nystrom said the next step in this process is to notify all consumers that have indicated their water service line is unknown, lead or galvanized with educational material about the hazards of lead in drinking water. Kidwell is in the process of installing the new access control system at Fire & Rescue. Todd said there continues to be questions from the public about what the emergency sirens mean when they sound. The Village Office will educate the public about the various emergency tones by putting a memo on the utility bills and posting information on Facebook. Nystrom said the total monthly income ending October 31, 2024 was \$132,378.83.

The meeting was adjourned at 7:14 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 November 5, 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

Nick Nystrom
Village Clerk

Terri Todd
Chairperson

Employee Evaluation Form

I. EMPLOYEE INFORMATION		
Employee Name	Job Title	
Supervisor/Reviewer	Review Period From: / / To: / /	
II. CORE VALUES AND OBJECTIVES		
PERFORMANCE CATEGORY	RATING	COMMENTS AND EXAMPLES
Quality of Work: <i>Work is completed accurately (few or no errors), efficiently and within deadlines with minimal supervision</i>	<input type="checkbox"/> Exceeds expectations <input type="checkbox"/> Meets expectations <input type="checkbox"/> Needs improvement <input type="checkbox"/> Unacceptable	
Attendance & Punctuality: <i>Reports for work on time, provides advance notice of need for absence</i>	<input type="checkbox"/> Exceeds expectations <input type="checkbox"/> Meets expectations <input type="checkbox"/> Needs improvement <input type="checkbox"/> Unacceptable	
Reliability/Dependability: <i>Consistently performs at a high level; manages time and workload effectively to meet responsibilities</i>	<input type="checkbox"/> Exceeds expectations <input type="checkbox"/> Meets expectations <input type="checkbox"/> Needs improvement <input type="checkbox"/> Unacceptable	
Communication Skills: <i>Written and oral communications are clear, organized and effective; listens and comprehends well</i>	<input type="checkbox"/> Exceeds expectations <input type="checkbox"/> Meets expectations <input type="checkbox"/> Needs improvement <input type="checkbox"/> Unacceptable	
Judgment & Decision-Making: <i>Makes thoughtful, well-reasoned decisions; exercises good judgment, resourcefulness and creativity in problem-solving</i>	<input type="checkbox"/> Exceeds expectations <input type="checkbox"/> Meets expectations <input type="checkbox"/> Needs improvement <input type="checkbox"/> Unacceptable	
Initiative & Flexibility: <i>Demonstrates initiative, often seeking out additional responsibility; identifies problems and solutions; thrives on new challenges and adjusts to unexpected changes</i>	<input type="checkbox"/> Exceeds expectations <input type="checkbox"/> Meets expectations <input type="checkbox"/> Needs improvement <input type="checkbox"/> Unacceptable	
Cooperation & Teamwork: <i>Respectful of colleagues when working with others and makes valuable contributions to help the group achieve its goals</i>	<input type="checkbox"/> Exceeds expectations <input type="checkbox"/> Meets expectations <input type="checkbox"/> Needs improvement <input type="checkbox"/> Unacceptable	

III. JOB-SPECIFIC PERFORMANCE CRITERIA

PERFORMANCE CATEGORY	RATING	COMMENTS AND EXAMPLES
Knowledge of Position: <i>Possesses required skills, knowledge, and abilities to competently perform the job</i>	<input type="checkbox"/> Exceeds expectations <input type="checkbox"/> Meets expectations <input type="checkbox"/> Needs improvement <input type="checkbox"/> Unacceptable	
Training & Development: <i>Continually seeks ways to strengthen performance and regularly monitors new developments in field of work</i>	<input type="checkbox"/> Exceeds expectations <input type="checkbox"/> Meets expectations <input type="checkbox"/> Needs improvement <input type="checkbox"/> Unacceptable	

IV. PERFORMANCE GOALS

Set objectives and outline steps to improve in problem areas or further employee development.

V. OVERALL RATING

<input type="checkbox"/> EXCEEDS EXPECTATIONS	<input type="checkbox"/> MEETS EXPECTATIONS	<input type="checkbox"/> NEEDS IMPROVEMENT	<input type="checkbox"/> UNACCEPTABLE
<i>Employee consistently performs at a high level that exceeds expectations</i>	<i>Employee satisfies all essential job requirements; may exceed expectations periodically; demonstrates likelihood of eventually exceeding expectations</i>	<i>Employee consistently performs below required standards/expectations for the position; training or other action is necessary to correct performance</i>	<i>Employee is unable or unwilling to perform required duties according to company standards; immediate improvement must be demonstrated</i>

Comment on the employee's overall performance.

VI. EMPLOYEE COMMENTS (OPTIONAL)

VII. ACKNOWLEDGEMENT

I acknowledge that I have had the opportunity to discuss this performance evaluation with my manager/supervisor and I have received a copy of this evaluation.

Employee Signature: _____ Date: _____

Reviewer Signature: _____ Date: _____