

## VILLAGE OF EAGLE

April 5, 2022

The Village Board of Trustees met in regular session at 7:00 p.m. on April 5, 2022 with Surman, Meier, Weyers and Caylor present. Moore 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 Surman 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 – Surman said it was his understanding the subdivision agreement with Eagle Estates required all new properties to have sod installed; however, there is one property currently using grass seed covered with straw. Freeman-Caddy said she does not recall that being part of the subdivision agreement but will double check.

Motion by Surman, second by Meier, to approve Tracy Masek as a member of the Eagle Park & Recreation Commission. Voting: Ayes – 4. Motion carried.

Motion by Meier, second by Weyers, to approve the weekly rental of a Bobcat E35 Mini Excavator and breaker from Hamilton Equipment for swimming pool repairs at a cost of \$2,211.60. Voting: Ayes – 4. Motion carried.

Motion by Caylor, second by Weyers, to approve ABC Termite & Pest Control's proposal for mosquito abatement services at Eagle Municipal Park at a rate of \$500.00 per month. Voting: Ayes – 4. Motion carried.

Motion by Surman, second by Caylor, to approve ABC Termite & Pest Control's proposal for bi-monthly service at Eagle Fire & Rescue at a first-year annual cost of \$598.00. Voting: Ayes – 4. Motion carried.

Travis Moore arrived at the meeting at 7:18 p.m.

Motion by Moore, second by Meier, to approve the donation of an annual Individual Pool Pass to the Eagle Park & Recreation Commission for community clean-up day. Voting: Ayes – 5. Motion carried.

Motion by Surman, second by Meier, to approve the estimate from Lovell Excavating for valve installation for the north meter pit at the Eagle Mobile Home Community in the amount of \$2,366.57. Voting: Ayes – 5. Motion carried.

Motion by Moore, second by Meier, to approve American Access Company's proposal to remove and replace the automatic gate operator at the WWTP in the

amount of \$6,664.00. Voting: Ayes – 5. Motion carried.

Motion by Caylor, second by Meier, to approve Crazy Cracker's 2022 Fireworks Permit Application at 510 Highway 34. Voting: Ayes – 5. Motion carried.

Motion by Caylor, second by Meier, to approve Patriot Pete's Fireworks Permit Application at 340 Highway 34. Voting: Ayes – 5. Motion carried.

Motion by Surman, second by Moore, to approve Alvo/Eagle Recreation's 2022 Fireworks Permit Application at 800 S. 1<sup>st</sup> Street. Voting: Ayes – 5. Motion carried.

Chairperson Surman read Ordinance 2022-03 entitled:

### **ORDINANCE NO. 2022-00**

AN ORDINANCE OF THE VILLAGE OF EAGLE, CASS COUNTY, NEBRASKA, TO AMEND CHAPTER 10, ARTICLE 3, SECTION X-XXX, OF THE MUNICIPAL CODE OF THE VILLAGE OF EAGLE, NEBRASKA AS THE SAME RELATES TO BUSINESS REGULATIONS; TO REPEAL ALL ORDINANCES IN CONFLICT HERewith; TO PROVIDE FOR THE SEVERABILITY OF ANY SECTION, CLAUSE, PROVISION OR PORTION FOUND UNCONSTITUTIONAL OR INVALID; 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 Moore, second by Weyers, to accept the second reading of Ordinance 2022-03 as amended. Voting: Ayes – Meier, Caylor, Weyers, Moore. Nays – Surman. Motion carried.

Motion by Caylor, second by Weyers, to introduce Resolution 2022-01. Voting: Ayes – 5. Motion carried.

Chairperson Surman read Resolution 2022-01 entitled:

### **RESOLUTION NO. 2022-01**

**WHEREAS**, the Municipal Code of the Village of Eagle, Nebraska, and in particular Ordinance §3-223, provides the following:

The sum of \$4.00 shall be charged for each 1000 gallons of water used based upon the average amount of water metered for the premises, occupied by the current occupant or tenant, per month during the preceding winter quarter (January,

February, and March). If there is no established usage for the previous January, February and March period for the premises occupied by the current occupant or tenant, **then a flat monthly rate set by resolution by the Governing Body, annually, shall be charged, until a January, February and March water usage average can be established.**

**WHEREAS**, the Chair and Board of Trustees of the Village of Eagle, Nebraska deem it in the best interests of the citizens of the Village of Eagle, Nebraska, that said flat monthly rate be established for the period this Resolution is passed, until the anniversary of passage,

**NOW, THEREFORE**, be it resolved by the Chair and Board of Trustees of the Village of Eagle, Nebraska, as follows:

- 1 That the findings here and above made should be and are hereby made a part of this Resolution as fully as if set out at length herein.
- 2 That the flat monthly rate required by the Ordinance set forth above shall be the amount of \$20.00 per month.
- 3 That the effective date of this rate shall be May 1, 2022 and shall expire on April 30, 2023.

Motion by Meier, second by Caylor, to adopt Resolution 2022-01. Voting: Ayes – 5. Motion carried.

Motion by Moore, second by Weyers, to approve a conceptual drawing for the future addition of a meeting room at the Eagle Municipal Facility by Kevin Riley in an amount not to exceed \$500. Voting: Ayes – Meier, Weyers, Moore. Nays – Caylor, Surman. Motion carried.

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

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

Approved Claims: Wages 13,047.67, Board Wages 900.00, ABC Termite & Pest Control 119.00, Allied Benefit Systems 5,306.34, Amazon Marketplace 392.35, American Exchange Bank 1,125.00, Black Hills Energy 762.09, Bound Tree Medical 1,803.24, Brasch Homes 1,810.00, Bromm Lindahl Freeman-Caddy & Lausterer 2,681.50, Capital Business Systems 561.34, Casey's 371.89, Cass Co. Sheriff's Dept 3,145.21, Constellation Energy 531.79, Core & Main 3,471.21, Custom LED Lighting 779.69, Dollar General 49.00, Dunn, Wyatt & Kathrine 300.00, Dunrite Homes 1,810.00, Eagle Automotive 1,549.42, Eagle Facilities & Grounds Assn 1,492.00, EFTPS 3,356.70, ESO Solutions 3,675.02, First Wireless 70.00, Frontier Cooperative

35.00, Frye, Polly 26.82, Google LLC 120.00, Gordon Electric 75.00, Hestermann, Rick 3,921.51, Intuit Quickbooks 549.99, Iowa Pump Works 163.31, John Hancock Investments 296.40, Knee Deep 1,400.00, Kontos, Michael & Stephenie 218.22, Maguire Iron 3,375.00, Mary's Tax Srvc 125.00, Matheson Tri-Gas 197.99, Menards-South 1,311.81, Midwest Labs 110.55, NDOL-UIC 39.51, NE Dept of Rev 3,120.04, Norland Pure 26.00, Nystrom, Nick 172.07, Nystrom, Taira 450.00, Oncenter Construction 1,810.00, One Call Concepts 70.50, OPPD 4,122.93, Quick Med Claims 124.16, Quik Dump Refuse 707.10, Ramada-Grand Island 185.90, Rock Creek Refuse 300.00, School District 145 200.00, Snyder & Associates 10,895.15, Staples 193.82, United Rentals 112.00, UNUM 1,085.93, US Postmaster 606.00, USA Bluebook 725.48, Verizon Wireless 586.76, Voice News 29.04, Windstream 615.06. Total of bills: **\$87,214.51**.

Approved Park Claims: Alvo/Eagle Recreation 6,000.00, Black Hills Energy 38.41, OPPD 92.20. Total of bills: **\$6,130.61**.

The meeting was adjourned at 9:02 p.m.

Nick Nystrom  
Village Clerk

John Surman  
Chairperson