

VILLAGE OF EAGLE
BOARD OF TRUSTEES AGENDA
JULY 2, 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 Law Enforcement.
2. Report from Building & Zoning Administrator.
3. Open Forum.
4. Discuss/possible action: Approve purchase of two APX 4000 radios from Motorola Solutions for Eagle Fire & Rescue in the amount of \$5,265.68.
5. Discuss/possible action: Approval of the First Amendment to Subdivision Agreement between MDC Eagle One, SID No. 12 of Cass County and the Village of Eagle.
6. Discuss/possible action: Approve Eagle Park & Recreation Pool Parties on July 5 & July 12, 2024.
7. Acknowledge the resignation of Justin Davison from the Eagle Planning Commission.
8. Discuss/possible action: Approve or deny minutes as typed for the previous meeting.
9. Discuss/possible action: Approve claims.
10. Report from Attorney.
11. Report from Clerk/Treasurer.

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.

Quote Date:06/27/2024
 Expiration Date:08/26/2024
 Quote Created By:
 Doug Ostergard
 dougo@firstwirelessinc.com

End Customer:
 EAGLE FIRE & RESCUE
 Scott Lonergan
 scott@lgcinc.biz
 402-610-1829

Contract: 32517 - NEBRASKA ADMIN
 SERVICES CONTRACT #14534 OC

Line #	Item Number	Description	Qty	List Price	Sale Price	Ext. Sale Price
	APX™ 4000 Series	APX4000				
1	H51UCF9PW6AN	APX 4000 7/800 MHZ MODEL 2 PORT	2	\$3,338.28	\$2,403.40	\$4,806.80
1a	QA01833AD	ADD: EXTREME NOISE REDUCTION	2			
1b	Q698AA	ADD: 2.5 INCH BELT CLIP	2			
1c	Q811BR	ENH: SOFTWARE P25 CONVENTIONAL	2			
1d	Q887AT	ADD: 5Y ESSENTIAL SERVICE	2			
1e	QA05751AA	ADD: NO ENCRYPTION, CLEAR RADIO (NO ADP) (US ONLY)	2			
1f	QA09113AB	ADD: BASELINE RELEASE SW	2			
2	LSV00Q00202A	DEVICE PROGRAMMING	2	\$71.43	\$71.43	\$142.86
3	PMMN4069AL	MICROPHONE,IMPRES RSM, 3.5MM JACK, IP55	2	\$143.64	\$100.55	\$201.10
4	PMPN4576A	CHARGER,CHGR DESKTOP SINGLE UNIT IMPRES EXT PS US/NA/TW	2	\$82.08	\$57.46	\$114.92

Grand Total
\$5,265.68(USD)


Any sales transaction following Motorola's quote is based on and subject to the terms and conditions of the valid and executed written contract between Customer and Motorola (the "Underlying Agreement") that authorizes Customer to purchase equipment and/or services or license software (collectively "Products"). If no Underlying Agreement exists between Motorola and Customer, then Motorola's Standard Terms of Use and Motorola's Standard Terms and Conditions of Sales and Supply shall govern the purchase of the Products.
 Motorola Solutions, Inc.: 500 West Monroe, United States - 60661 ~ #: 36-1115800

FIRST AMENDMENT TO SUBDIVISION AGREEMENT

This First Amendment to Subdivision Agreement (“Amendment”) is made this _____ day of _____, 2024 (“Effective Date”) by and among MDC Eagle One, LLC, a Nebraska limited liability company (“Owner”), Sanitary and Improvement District No. 12 of Cass County, a political subdivision of the State of Nebraska (“District”) and the Village of Eagle, Cass County, Nebraska, a municipal corporation (“Village”) and, collectively with the Owner and the District, the “Parties”.

RECITALS:

WHEREAS, Owner, District and Village entered into a certain Subdivision Agreement dated June 12, 2024, setting forth certain conditions with respect to the development of property owned by Owner to be known as Eagles Landing Subdivision; and

WHEREAS, the Parties desire to amend the Subdivision Agreement as provided herein.

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants contained herein, the Parties agree as follows:

1. Section 2 (j) of the Subdivision Agreement is here by deleted and the following placed in its stead:

- j. That, upon approval of the Final Plat by the Village, the District shall pay the Village a payment in lieu of dedication of **parkland** in accordance with the Land Subdivision Ordinance of Eagle, Nebraska. One hundred percent (100%) of the forgoing payment shall be a general obligation of the District.

2. Section 2 (l) of the Subdivision Agreement is here by deleted and the following placed in its stead:

1. The District shall, its own cost and expense, pay for all labor, material, and engineering costs in connection with the construction of the **internal water system** that will serve the Area to be Developed as shown on the construction plans approved by the Village. Construction of said internal water system shall be completed within two (2) years following approval of the Final Plat. One hundred percent (100%) of the entire cost of the installation of internal water system shall be specially assessed against the property within the Area to be Developed.

3. Except as otherwise provided herein, all other terms and conditions of the Subdivision Agreement shall be deemed incorporated herein and shall be made part of this First Amendment, and shall continue in full force and effect.

[SIGNATURE PAGE FOLLOWS ON NEXT PAGE]

DATED this 24 day of June, 2024.

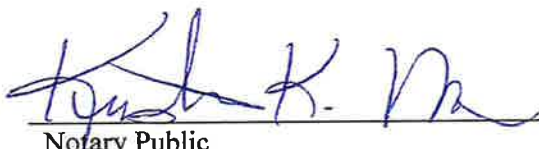
Sanitary and Improvement District No. 12
of Cass County, Nebraska, a political subdivision
of the State of Nebraska

By: 
Paul S. McCune, Chairman

STATE OF NEBRASKA)
) ss.
COUNTY OF Douglas)

The foregoing instrument was acknowledged before me this 24th day of June, 2024, by Paul S. McCune, Chairman of **Sanitary and Improvement District No. 12 of Cass County, Nebraska**, a political subdivision of the State of Nebraska, on behalf of the limited liability company.

State of Nebraska – General Notary
KRISTINE K. MOORE
My Commission Expires
February 18, 2027


Notary Public

ATTEST:

**VILLAGE OF EAGLE, CASS COUNTY,
NEBRASKA**, a municipal corporation

Village Clerk

By: _____
Village Board Chair

STATE OF NEBRASKA)
) ss.
COUNTY OF CASS)

The foregoing instrument was acknowledged before me this ___ day of _____,
2024, by _____, Chair of the **Village Board of Trustees, Eagle, Cass
County, Nebraska**, a municipal corporation, on behalf of the municipal corporation.

Notary Public

VILLAGE OF EAGLE

June 17, 2024

The Village Board of Trustees met in regular session at 7:00 p.m. on June 17, 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.

Motion by Todd, second by Hochstein, to approve the Eagle Fire & Rescue Pool Party on July 26, 2024. Voting: Ayes – 5. Motion carried.

Open Forum – Four representatives of Eagle’s Pickleball Players indicated a growing interest in the game by Village residents and requested consideration of a permanent spot for the sport. Richard Bayne indicated concerns involving the street closings for 4th of July gatherings, particularly 14th street between Olivia Drive and Gage Street. Mr. Bayne also indicated that he was against having roosters if chickens were ever allowed in the Village.

Motion by Hochstein, second by Todd, to approve the Special Event Permit and closure of 14th Street between Olivia Drive and Gage Street on July 4, 2023 from 12:00 p.m. to midnight. Voting: Ayes – 5. Motion carried.

Motion by Meier, second by Hochstein, to approve the Special Event Permit and closure of Applewood Drive between David Lane and Douglas Drive on July 4, 2024 from 1:00 p.m. to midnight. Voting: Ayes – 5. Motion carried.

Motion by Caylor, second by Hochstein, to approve the execution of the Interlocal Agreement between the Village of Eagle and SID No. 12, Cass County, Nebraska. Voting: Ayes – Dobbins, Hochstein, Caylor, Todd. Nays – Meier. Motion carried.

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

The meeting was adjourned at 7:35 p.m.

Terry Caddy
Deputy Village Clerk

Terri Todd
Chairperson

VILLAGE OF EAGLE

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Report from Fire & Rescue – Makinsey Lonergan (Rescue Captain) reported 4 rescue calls and 2 car accidents since the May 20, 2024 board meeting. The report also included a mandatory Pool Staff Training at 7:00 p.m. on June 24th by rescue staff. Eagle Fire and Rescue is planning to be entered in the Eagle Fun Day Parade and doing the Water Wars event.

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Discuss/possible action: Drainage concerns at 500 South 2nd Street – The Village Board generally agreed to have more dirt removed to widen and deepen the ditch on the north side of D Street between 2nd and 3rd Streets and evaluate the effectiveness. No further action taken.

Discussion: Allowing chickens within the corporate limits – The Village Board discussed the pros and cons of the proposal and decided to set up a committee to research this

item in greater detail. Caylor and Hochstein will be the Village Board representatives and the Village will reach out to the community for volunteers to sit on the committee.

Report on Streets and Maintenance – The report on Streets and Maintenance was provided as a written report from the Maintenance Department. The 6th Street and 2nd Street paving project has been completed. The annual State of Nebraska Pool Inspection has been completed for 2024.

Report on Wells and Sewer – The report on Wells and Sewer indicated that 6 loads of sludge have been transported from the facility in the last month. The well drawdown tests have been performed for June.

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

Report from Committees and Boards – Caylor reported that the Health Board will be setting an upcoming meeting in the near future. Meier presented a pool/park report indicating some vandalism/graffiti issues at the park restrooms which are being resolved. Meier reported on a pool incident of foul language and non-adherence of pool rules by several children which has been addressed.

The meeting was adjourned at 7:35 p.m.

I, the undersigned Deputy 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 June 17, 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
Deputy Village Clerk

Terri Todd
Chairperson