

# \*\*\*AMENDED AGENDA\*\*\* Bellevue City Council Meeting

Tuesday, June 18, 2019 6:00 PM

Bellevue City Hall

1500 Wall Street

Bellevue, NE 68005

1. PLEDGE OF ALLEGIANCE
2. INVOCATION - Pastor Jonas Myers, Calvary Christian Church, 10100 Cedar Island Road, Bellevue
3. CALL TO ORDER AND ROLL CALL
4. OPEN MEETINGS ACT - Posted in the Entry to the Council Chambers
5. APPROVAL OF AGENDA, CONSENT AGENDA, CLAIMS, AND ADVISORY COMMITTEE REPORTS:
  - a. Approval of the agenda
  - b. Approval of the Consent Agenda (*Items marked with an (\*) are approved where this item is, unless otherwise removed*)
    1. \* Approval of the Minutes from the June 4, 2019, City Council Meeting
    2. \* Approval of the Minutes from the June 6, 2019, City Council Meeting
6. \* APPROVAL OF CLAIMS.
7. ORGANIZATIONAL MATTERS: None
  - a. Recommendation to establish a City Parks Advisory Board (Councilman Burns)
8. SPECIAL PRESENTATIONS:
  - a. Presentation of Appreciation to Cornhusker Auto Wash for providing free vehicle washes to Police Fleet (Police Chief)
9. APPROVED CITIZEN COMMUNICATION: None
10. LIQUOR LICENSES:
  - a. Recommendation of Skate City Bellevue Inc. dba "Skate City Bellevue" for a Class "I" Liquor License to sell beer, wine, and distilled spirits at 1220 Fort Crook Road S., Bellevue and approval of David Frank as Manager. (City Clerk)
  - b. Recommend approval of Olde Town Tavern LLC., for a Special Designated Liquor License at 107 W. Mission Avenue on Saturday, July 27, 2019, from 12:00 p.m. to 12:00 a.m. for 5 year anniversary. (City Clerk)
  - c. Recommend approval of Willow Springs Bottling Co. Inc. dba "Cornhusker Beverage Mart" a Special Designated Liquor License at 1000 Galvin Road, Bellevue University, Muller Bldg. on Saturday, August 24, 2019, from 2:00 p.m. to 8:00 p.m. for Semi Annual Club Reception. (City Clerk)
11. ORDINANCES FOR ADOPTION (3rd reading):
  - a. Ordinance No. 3949 Request to amend Section 19-42 of the Bellevue Code pertaining to the publication of a general notice of the requirements of Article IV of Chapter 19 regarding Wrecked, Junked, or Dismantled Vehicles. (City Attorney)
  - b. Ordinance No. 3950 Request to amend Section 19-23 of the Bellevue Code pertaining to the publication of a general notice of the requirements of Article III of Chapter 19 regarding Litter and

Noxious Weeds. (City Attorney)

12. ORDINANCES FOR PUBLIC HEARING (2nd reading): None

13. ORDINANCES FOR INTRODUCTION (1st reading): None

14. PUBLIC HEARING ON MATTERS OTHER THAN ORDINANCES:

a. Request for approval of an event license for Arrows to Aerospace Event to be held August 17, 2019 including the Annual Arrows to Aerospace Parade and activities in Washington Park from 6:00 a.m. - 4:30 p.m. (City Clerk)

b. Request for approval of a Special Event License for Freedom Running Company's, 3rd Annual, 5k, 10k, and Half Marathon on August 10, 2019, using Keystone Trail from 6:00 a.m. to 11:00 a.m., benefiting CASA nonprofit. (City Clerk).

c. Approve Event License Application for Bellevue Economic Enhancement Foundation in partnership with the Bellevue Chamber of Commerce for "Riverfest" festivities, including live music, a carnival, vendors, and community festival, on Friday, August 16th from 4:00 p.m. - 12:00 a.m. and on Saturday, August 17th from 6:00 a.m. to 12:00 a.m., at American Heroes Park, with an alternate location of Hastings Banner Park. (City Clerk)

1. Application for a Special Designated Liquor License for the Bellevue Economic Enhancement Foundation to sell Beer, Wine, and Distilled Spirits during "Riverfest" to be held at American Heroes Park with Alternate location Hastings Banner Park, on August 16, 2019 from 4 p.m. - 1 a.m. and August 17, 2019, from 6 a.m. to 1 a.m. (City Clerk)

2. Request for Approval for a Firework Display on August 17th at approximately 9:45 p.m. at American Heroes Park with an alternate site of Hasting Banner Park (City Clerk)

d. Public Hearing on Condemnation of 3510 Hancock Street, Bellevue, NE 68005, Units 1 through 72, Lot 1 Paradise Park (Chief Building Official)

1. Resolution No. 2019-15: Determining the building and structures located on Lot 1, Paradise Park, in Bellevue, Sarpy County, NE under Section 8-50 of Bellevue City Code to be a public nuisance, unsafe for human occupancy because of its unsafe, unsanitary, and dangerous condition

e. Public Hearing on Condemnation of 3510 Hancock Street, Bellevue, NE 68005, Units 73 through 120, Lot 2, Paradise Park (Chief Building Official)

1. Resolution No. 2019-16: Determining the building and structures located on Lot 2, Paradise Park, in Bellevue, Sarpy County, NE under Section 8-50 of Bellevue City Code to be a public nuisance, unsafe for human occupancy because of its unsafe, unsanitary, and dangerous condition

f. Public hearing on Condemnation at 3510 Hancock Street, Bellevue, NE 68005 - Units 124 through 152; Units 154 through 167; Units 169 through 187; Units 232 through 234; and Units 239 through 247, Lot 3, Paradise Park (Chief Building Official)

1. Resolution No. 2019-17: Determining the building and structures located on Lot 3, Paradise Park, in Bellevue, Sarpy County, NE under Section 8-50 of Bellevue City Code to be a public nuisance, unsafe for human occupancy because of its unsafe, unsanitary, and dangerous condition

15. RESOLUTIONS: None

16. CURRENT BUSINESS:

a. \* Request renewal of the Interlocal Cooperation Act Agreement for the Southern Sarpy Watershed Partnership and authorize the Mayor to sign (Public Works Director)

b. \* Request renewal of the Interlocal Cooperation Act Agreement for the Papillion Creek Watershed Partnership and authorize the Mayor to sign (Public Works Director)

c. \* Request approval of the renewal of the GIS Interlocal Agreement and authorize the Mayor to sign (Public Works Director)

d. Request permission to purchase one batwing mower for the Parks Department, not to exceed \$15,369.21 (Public Works Director)

e. Approve purchase of all in one computers for the first phase which is for 20 computers for a purchase price of \$28,695.40 (Fire Chief)

f. \* Approval to purchase furniture for Fire Station District 1 and District 2 (Fire Chief)

17. ADMINISTRATION REPORTS: Comments must be limited to items on the current Reports

18. CLOSED SESSION: None

19. ADJOURNMENT

# MINUTE RECORD

5b1.  
6/18/19

Bellevue City Council Meeting, June 4, 2019, Page 1

A meeting of the Mayor and Council of the City of Bellevue was called to order by Mayor Rusty Hike at the Bellevue City Hall on the 4<sup>th</sup> day of June, 2019, at 6:00 p.m. Present were Council Members Bob Stinson, Paul Cook, Pat Shannon, Don Preister, Thomas Burns, and Kathy Welch.

Notice of this meeting was given in advance thereof by publication in the Bellevue Leader and posting in two public places, the designated method for giving notice and was also given to the Mayor and all members of the City Council. A copy of the affidavit of publication, the certificate of posting, and the council's acknowledgment of receipt of notice are hereby attached to these minutes. All proceedings shown hereafter were taken while the convened meeting was open to the public.

## **PLEDGE OF ALLEGIANCE AND INVOCATION:**

Mayor Hike led in the Pledge of Allegiance. Pastor Billy Czapla, Thanksgiving Lutheran, 3702 South 370 Plaza, gave the invocation.

## **OPEN MEETINGS ACT:**

Mayor Hike announced a copy of the Open Meetings Act is posted in the entry to the City Council Chambers.

## **APPROVAL OF THE AGENDA:**

**Motion** was made by Shannon, seconded by Welch, to approve the agenda. Roll call vote on the motion to approve the agenda was as follows: Stinson, Cook, Shannon, Preister, Burns and Welch voted yes; voting no: none. Motion carried.

## **Approval of the Consent Agenda**

**Motion** was made by Shannon, seconded by Stinson, to approve the consent agenda which included the following: approval of the minutes from May 21, 2019, City Council Meeting, acknowledgement of receipt of the minutes from the May 23, 2019 Planning Commission Minutes, approval of the Claims, and approve Mayor to sign Letter of Support and Financial Commitment to the HFOSIC for the NIFA Grant for a Housing Study, not to exceed \$10,000.

Roll call vote on the motion was as follows: Stinson, Cook, Shannon, Preister, Burns, and Welch voted yes; voting no: none. Motion carried

## **ORGANIZATIONAL MATTERS:** None

## **SPECIAL PRESENTATIONS:**

**First Quarter Update – Sarpy County Economic Development Corporation (SCEDC) – Josh Charvat**  
Josh Charvat with Sarpy County Economic Development Corporation gave the first quarter update which run from January – March. He gave a review of projects going on throughout Sarpy County and on possible sites they will be looking at in the future.

## **APPROVED CITIZEN COMMUNICATION:** None Submitted

## **LIQUOR LICENSES:**

**Approve recommendation of Manager Application of Bonnie Johnson as Manager of the Class "D" Liquor License for Bail, Inc. No. 9, dba "Tobacco Hut No. 9", located at 4011 Harrison Street. (City Clerk)**

**Motion** was made by Cook, seconded by Stinson, to approve recommendation of Manager Application of Bonnie Johnson as Manager of the Class "D" Liquor License for Bail, Inc. No. 9, dba "Tobacco Hut No. 9", located at 4011 Harrison Street. Bonnie Johnson was present to answer any questions.

Mayor Hike asked for public comment. No one in the audience came forth to speak in support of or in opposition to the application. Mayor Hike declared the public hearing closed.

Roll call vote on the motion was as follows: Stinson, Cook, Shannon, Preister, Burns, and Welch voted yes; voting no: none. Motion carried.

## **ORDINANCES FOR PUBLIC HEARING: (Second Reading)**

**Ordinance No. 3945 (Annexation Area # 5) Request to annex Lots 67, 68, west 122.96' of Lot 69, east 182.04' of Lots 69, 70A, 70B, 71A, 71B, west 100' of north 175' of Lots 72, 73 and south 122' of Lots 72, 74, Lot 75 and west ½ vacated 19<sup>th</sup> Street, east ½ vacated 19<sup>th</sup> Street adjacent to Lots 75, 76, 78, 80A, 80B, 80C, 81, 82, 83, 84, south 85' of south 187' Lot 85, north 102' of south 187' of Lot 85, north 110' of Lots 85, 86A2, 86B, 86A1A, 86A1B, 87, Lot 90 and south ½ vacated Cary Street, 97, 98, east ½ of Lots 99, 100A1, 100A2, 100A3, 100B, 100C, 103A, 103B, 106A, 106B, 107A, 107B, 108, 112, Lot 113 and south ½ of vacated Concord Street, Lots 115 and north ½ vacated Cary Street, 116B, and 117, Childs Estate Acres, Lots 1 and 2, Childs Estate Acres Replat IV, Lots 86 and 87, Spring Creek, Lot 1, Bohac Addition, Lot 1, Schram's Estate Acres, Lot 1 and north ½ vacated Cary Street, and 2, Linden Ridge, Lots 1 and 2, Amber Acres, Lots 1 and 2, Crawford's Addition Replat 1, Lot 1, Hunter's Hollow, Lots 1 through 3, Flojoe Holubar Estates, Lots 1 and 2, Dukes Addition, Lots 1 and 2, Proksel's Addition, Lots 1 and 2, Timmerman Acres, South 41' of Lot 1, and Lot 2, Cascio's Thoroughbred Acres, Lots 1, 5, 6, 7A, 7B, and 8 through 27, Caroline Addition, Lot 1, Caroline Addition Replat I, Lot 2, Rancho La Estrella, Tax Lot 3B, irregular part of Tax Lot 12 adjacent to Lot 1, Bohac Addition, part of Tax Lots 12 and 13, irregular 33' x 1279' strip of Tax Lot 13A lying south of Tax Lot 3B, located in Section 22, Township 14 North, Range 13 East of the 6<sup>th</sup> P.M., and irregular**



# MINUTE RECORD

Bellevue City Council Meeting, June 4, 2019, Page 2

**easterly 665' of Tax Lots 12C and 14, except part taken for right of way, Section 15, T14N, R13E of the 6<sup>th</sup> P.M.; and all abutting county road rights-of-way. Applicant: City of Bellevue. (Planning Director)**

Ordinance No. 3945, an ordinance to annex to the City of Bellevue, Sarpy County, Nebraska, certain lands, lots, and real estate lying within the below described boundaries, to the City of Bellevue, Sarpy County, Nebraska, and designating an effective date, was read for the second time and presented for public hearing.

David Dvorak spoke in opposition of the annexation. He expressed concerns with an increase in property tax and trash service. Discussion occurred on the billing for trash service. Jeff Roberts, Public Works Director, advised the City of Bellevue contracts with MUD to do the billing for the trash service for the city.

Lynne Sledge spoke in opposition of the annexation. She expressed concerns with trash service and questioned what the benefits of the annexation would be.

Maximino Leon-Lopez spoke in opposition of the annexation. He stated he had concerns with trash service, increase in taxes, and the impact the annexation would have on real estate sales in the area, as well as an impact on the economy.

Mayor Hike asked for any additional comments. No one else in the audience came forth to speak in support of or in opposition. Mayor Hike declared the public hearing closed.

Mayor Hike explained the benefits of the city services as part of the annexation. He stated the residents in the proposed annexation areas are surrounded by neighbors who are paying higher taxes than them. The annexation will allow an equalization of taxes and build a foundation for a stronger Bellevue.

Mayor Hike stated the third reading of the ordinance will be heard at the Council meeting on June 6<sup>th</sup>.

Councilwoman Welch advised the taxes are not assessed by the city but through the Sarpy County Assessor's Office.

Councilman Preister commented he has no answers to change anyone's mind on the annexations. One of the many benefits to being in the city limits is voting for city officials. He explained annexation is important for the city's development.

**Ordinance No. 3946 (Annexation Area #7) Request to annex Lots 2, 4, 5, 6A1, 6A2, 7, 8, 9, 10, 12B, 12C, 13A1, 13B1, 14A, 15A, 15B, 15C, 18, 19, and 21A, Old Orchard Place, Lot 3, Old Orchard Place I, Lots 1 and 2, Old Orchard Place II, Lots 1 through 3, Old Orchard Place III, Lots 1 and 2, Old Orchard place Replat I, Lots 4 and 5, High School View, Lots 1 and 2, Vacek Addition, Lots 1 and 2, Vacek's 2<sup>nd</sup> Addition, Lot 59, except part to road, and Lot 60, except part to road, Childs Estate Acres, Tax Lots 8B1 and 12A1, located in Section 22, T14N, R13E of the 6<sup>th</sup> P.M., and Tax Lots 11-2A, 11-2B, and east 15' of Tax Lot 16A, located in Section 15, T14N, R13E of the 6<sup>th</sup> P.M.; and all abutting county road rights-of-way. Applicant: City of Bellevue. (Planning Director)**

Ordinance No. 3946, an ordinance to annex to the City of Bellevue, Sarpy County, Nebraska, certain lands, lots, and real estate lying within the below described boundaries, to the City of Bellevue, Sarpy County, Nebraska, and designating an effective date, was read for the second time and presented for public hearing.

Ralph Unstad spoke in opposition of the annexation.

James Vacek mentioned he had concerns with being able to keep his cows on his property. Mr. Chris Shewchuk, Planning Director, explained the properties are already in the city's extra territorial jurisdiction and all the same rules would apply. He advised Mr. Vacek he would be able to keep his cows under the current zoning regulations.

Manuel Abundis spoke in opposition of the annexation. He stated he had concerns with an increase in taxes.

Larry Cane was concerned with the increase in taxes and how the tax money will be spent.

Bev Hrdy mentioned the Planning Commission recommended removing greenbelt properties and requested clarification on the subject. Mayor Hike explained the Planning Commission only makes a recommendation to the City Council. The City Council is the approving body of the annexation.

James Lorence expressed concern in not being able to shoot his gun in the city limits for animal/critter control on his property. Mayor Hike advised the city contracts with the Nebraska Humane Society for such issues.

Manuel Abundis suggested people should have a choice on whether they want to be annexed into the city.

Diane Bidrowski stated she was in opposition of the annexation. She had concerns the properties would be charged special assessments for streets and sewer repairs. Mr. Roberts advised her more than likely the city would front the cost for repairs and special assessments were highly unlikely.

Linda Lee advised she had concerns once becoming annexed should be required to hook into the sewer system.

Mayor Hike asked for any additional comments. No one else in the audience came forth to speak in support of or in opposition. Mayor Hike declared the public hearing closed.

# MINUTE RECORD

Bellevue City Council Meeting, June 4, 2019, Page 3

Mayor Hike stated the third reading of the ordinance will be heard at the Council meeting on June 6<sup>th</sup>.

**Ordinance No. 3947 (Annexation #8) Request to annex Lots 1, 2, 3, 11, and 12, Dvorsky's Industrial Subdivision, Lots 1 and 2, Dvorsky's Industrial Sub. Replat I, Lots 1 and 2, T and L Addition, the southeast corner of Tax Lot 4, located in Section 12, T13N, R13E of the 6<sup>th</sup> P.M., Tax Lot K, part of Tax Lot J, Tax Lot Z, located in Section 6, T13N, R13E of the 6<sup>th</sup> P.M., Tax Lot 26, and part of Tax Lot 28 adjacent, located in Section 1, T13N, R13D of the 6<sup>th</sup> P.M.; and all abutting county road rights-of-way. Applicant: City of Bellevue. (Planning Director)**

Ordinance No. 3947, an ordinance to annex to the City of Bellevue, Sarpy County, Nebraska, certain lands, lots, and real estate lying within the below described boundaries, to the City of Bellevue, Sarpy County, Nebraska, and designating an effective date, was read for the second time and presented for public hearing.

Patrick Sullivan was present on behalf of the Kuba Family. He advised the property should not be annexed as it falls in the AICUZ area and it would be very difficult to develop.

Matt Ramsey spoke in opposition of the annexation. He referred to Nebraska State Statute 16-30 (2), regarding contiguous or adjacent lands, lots, tracts, streets, or highways as are urban or suburban in character and in such direction as may be deemed proper. He suggested it is may be illegal to annex this area. Ms. Bree Robbins, City Attorney, advised she will revisit this proposed area.

Councilman Burns left the Council Chambers at 7:20 p.m.

Mayor Hike asked for any additional comments. No one else in the audience came forth to speak in support of or in opposition. Mayor Hike declared the public hearing closed.

Councilman Burns returned into the Council Chambers at 7:24 p.m.

Mayor Hike stated the third reading of the ordinance will be heard at the Council meeting on June 6<sup>th</sup>.

**Ordinance No. 3948 (Annexation #9) Request to annex part of Lot 10A east of relocated Mopac railroad and south of drainage ditch, part of Lot 10A west of relocated Mopac railroad and south of drainage ditch, part of Lot 10B south and west of drainage ditch, Palmtag's Subdivision, abandoned railroad right-of-way adjacent and Lot 5 and part of Lot 6, part of Lot 7 and vacated street adjacent Lots 5, 6, and 7, Butterfield's Subdivision, Tax Lot E in northwest ¼, located in Section 11, T13N, R13E of the 6<sup>th</sup> P.M., Tax Lots 1 and 2A, and part of Tax Lot 2, Tax Lot 6, east of railroad and abandoned railroad (parcel #010614230), Tax Lot 2B, part of Tax Lot 6 and part of Tax Lot 1, irregular westerly 724.67' of Tax Lot 11, except right-of-way in northwest ¼, Tax Lot 11 except west 51.42 acres and except road right-of-way, irregular tract in northwest corner of Tax Lot 12 except right-of-way, southwest ¼, Tax Lot 12 except right-of-way and tract in northwest corner and easterly tract all in south ½, irregular easterly 148' of Tax Lot 12 in southeast ¼, located in Section 14, T13N, R13E of the 6<sup>th</sup> P.M.; and all abutting county road rights-of-way. Applicant: City of Bellevue. (Planning Director)**

Ordinance No. 3948, an ordinance to annex to the City of Bellevue, Sarpy County, Nebraska, certain lands, lots, and real estate lying within the below described boundaries, to the City of Bellevue, Sarpy County, Nebraska, and designating an effective date, was read for the second time and presented for public hearing.

Philip Eason, General Manager, representing Darling Ingredients Facility, questioned why the property would be annexed and opposed the annexation. Almost the entire annexation is Darling Ingredients property and they do not understand why they would be annexed since it is mostly farm ground. He expressed a concern in an increase in taxable liability for their company since it is a greenbelt. He stated their road requires a lot of maintenance so they have a concern whether this maintenance would continue.

Brian Bresiler, representing Darling National, requested a 30-day layover on approving this ordinance so some issues questioned by Darling National could be discussed to see if a resolution could be made. Another concern is the large amount of trucks on this road which Sarpy County maintains now and if a lot of additional traffic will result from this annexation, it could propose a safety issue.

Jim Lang, representing Frank Krejci, stated his client owns 58 acres of property and it is agricultural in nature. He agrees with the arguments of the not being contiguous and that it is agricultural. Taking away the greenbelt would cause an increase in taxes. He also stated that if this annexation goes through it would be very hard to develop Mr. Krejci's property and asked for the city to not annex at this time and follow the recommendation of the Planning Commission.

Michael Wills stated the City Council needs to look closely at the greenbelts and make sure annexation is the right thing to do at this time.

Mayor Hike asked for any additional comments. No one else in the audience came forth to speak in support of or in opposition. Mayor Hike declared the public hearing closed.

Mayor Hike stated the third reading of the ordinance will be heard at the Council meeting on June 6<sup>th</sup>.

# MINUTE RECORD

Bellevue City Council Meeting, June 4, 2019, Page 4

**Ordinance No. 3949 Request to amend Section 19-42 of the Bellevue Code pertaining to the publication of a general notice of the requirements of Article IV of Chapter 19 regarding Wrecked, Junked, or Dismantled Vehicles. (City Attorney)**

Ordinance No. 3949, an ordinance to annex to the City of Bellevue, Sarpy County, Nebraska, certain lands, lots, and real estate lying within the below described boundaries, to the City of Bellevue, Sarpy County, Nebraska, and designating an effective date, was read by title only for the second time and presented for public hearing.

Mayor Hike asked for public comment. No one in the audience came forth to speak in support of or in opposition to the application. Mayor Hike declared the public hearing closed.

Mayor Hike stated the third reading of the ordinance will be heard at the Council meeting on June 18<sup>th</sup>.

**Ordinance No. 3950 Request to amend Section 19-23 of the Bellevue Code pertaining to the publication of a general notice of the requirements of Article III of Chapter 19 regarding Litter and Noxious Weeds. (City Attorney)**

Ordinance No. 3950, an ordinance to annex to the City of Bellevue, Sarpy County, Nebraska, certain lands, lots, and real estate lying within the below described boundaries, to the City of Bellevue, Sarpy County, Nebraska, and designating an effective date, was read by title only for the second time and presented for public hearing.

Mayor Hike asked for public comment.

Michael Wills spoke in favor of the ordinance since a system will now be in place and he feels this is a great change. No one in the audience came forth to speak in support of or in opposition to the application. Mayor Hike declared the public hearing closed.

Mayor Hike stated the third reading of the ordinance will be heard at the Council meeting on June 18<sup>th</sup>.

**CURRENT BUSINESS:**

**Request to Approve and Authorize Mayor to sign the State MOU Agreement with the State of Nebraska (Fire Chief)**

**Motion** was made by Cook, seconded by Preister, to Approve and Authorize Mayor to sign the State MOU Agreement with the State of Nebraska.

Roll call on the motion was as follows: Stinson, Cook, Shannon, Preister, Burns, and Welch voted yes; voting no: none. Motion carried.

**Request Approval of Change Order No. 2 for the 2019 CDBG Paving Improvements East of Chandler Hills Project. (Public Works)**

**Motion** was made by Preister, seconded by Welch, to approve Change Order No. 2 for the 2019 CDBG Paving Improvements East of Chandler Hills Project.

Roll call vote on the motion was as follows: Stinson, Cook, Shannon, Preister, Burns and Welch voted yes; voting no: none. Motion carried.

**Request Approval of the purchase of a Tandem Axle Dump Truck and a Single Axle Muni-Body Dump Truck for the Street Department as a result of the 2019 annexation (Public Works)**

**Motion** was made by Shannon, seconded by Cook, to approve the purchase of a Tandem Axle Dump Truck and a Single Axle Muni-Body Dump Truck for the Street Department as a result of the 2019 annexation.

Roll call vote on the motion was as follows: Stinson, Cook, Shannon, Preister, Burns and Welch voted yes; voting no: none. Motion carried.

**ADMINISTRATION REPORTS:**

Mayor Hike asked if there were any questions/comments for the City Administrator, Councilmembers or any of the Directors on the report presented. Councilman Shannon asked about what steps were taken to prepare for all the flood water coming our way.

**CLOSED SESSION:**

**Motion** was made by Cook, seconded by Shannon, to adjourn into closed session, for the protection of the public interest, at 8:24 p.m. for the purpose of property negotiations. Roll call vote on the motion was as follows: Stinson, Cook, Shannon, Preister, Burns and Welch voted yes; voting no: none. Motion carried.

The following individuals were asked to participate in closed session: City Administrator Jim Ristow, Mayor Rusty Hike, City Council Members, Attorney Bree Roberts, Para-legal Tahnee King, Public Works Director Jeff Roberts, and Finance Director Rich Severson.

# MINUTE RECORD

Bellevue City Council Meeting, June 4, 2019, Page 5

**Motion** was made by Shannon, seconded by Burns, to adjourn from closed session and reconvene in regular session at 8:52 p.m. Roll call vote on the motion was as follows: Stinson, Cook, Shannon, Preister, Burns, and Welch voted yes; voting no: none. Motion carried.

**ADJOURNMENT:**

There being no further business to come before the Council at this time, on motion by Shannon, seconded by Cook. Roll call vote on the motion was as follows: Stinson, Cook, Shannon, Preister, Burns, and Welch voted yes; voting no: none. At 8:53 p.m. the meeting adjourned.

  
Susan Kluthe, City Clerk



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Rusty Hike, Mayor

I, the undersigned, City Clerk of the City of Bellevue, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council on June 4, 2019; 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 City Clerk; that such subjects were contained in said agendas for at least twenty-four 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 were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

  
City Clerk



# MINUTE RECORD

5b2.  
6/18/19

Bellevue City Council Meeting, June 6, 2019, Page 1

A Special Meeting of the Mayor and Council of the City of Bellevue was called to order by Mayor Rusty Hike at the Bellevue City Hall on the 6<sup>th</sup> day of June, 2019, at 6:00 p.m. Present were Council Members Bob Stinson, Paul Cook, Pat Shannon, Don Preister, Thomas Burns, and Kathy Welch.

Notice of this meeting was given in advance thereof by publication in the Bellevue Leader and posting in two public places, the designated method for giving notice and was also given to the Mayor and all members of the City Council. A copy of the affidavit of publication, the certificate of posting, and the council's acknowledgment of receipt of notice are hereby attached to these minutes. All proceedings shown hereafter were taken while the convened meeting was open to the public.

## **PLEDGE OF ALLEGIANCE AND INVOCATION:**

Mayor Hike led in the Pledge of Allegiance.

## **OPEN MEETINGS ACT:**

Mayor Hike announced a copy of the Open Meetings Act is posted in the entry to the City Council Chambers.

## **APPROVAL OF THE AGENDA:**

**Motion** was made by Shannon, seconded by Burns, to approve the agenda. Roll call vote on the motion to approve the agenda was as follows: Stinson, Cook, Shannon, Preister, Burns and Welch voted yes; voting no: none. Motion carried.

## **ORDINANCES FOR PUBLIC HEARING: (Third Reading)**

**Ordinance No. 3945 (Annexation Area # 5) Request to annex Lots 67, 68, west 122.96' of Lot 69, east 182.04' of Lots 69, 70A, 70B, 71A, 71B, west 100' of north 175' of Lots 72, 73 and south 122' of Lots 72, 74, Lot 75 and west ½ vacated 19<sup>th</sup> Street, east ½ vacated 19<sup>th</sup> Street adjacent to Lots 75, 76, 78, 80A, 80B, 80C, 81, 82, 83, 84, south 85' of south 187' Lot 85, north 102' of south 187' of Lot 85, north 110' of Lots 85, 86A2, 86B, 86A1A, 86A1B, 87, Lot 90 and south ½ vacated Cary Street, 97, 98, east ½ of Lots 99, 100A1, 100A2, 100A3, 100B, 100C, 103A, 103B, 106A, 106B, 107A, 107B, 108, 112, Lot 113 and south ½ of vacated Concord Street, Lots 115 and north ½ vacated Cary Street, 116B, and 117, Childs Estate Acres, Lots 1 and 2, Childs Estate Acres Replat IV, Lots 86 and 87, Spring Creek, Lot 1, Bohac Addition, Lot 1, Schram's Estate Acres, Lot 1 and north ½ vacated Cary Street, and 2, Linden Ridge, Lots 1 and 2, Amber Acres, Lots 1 and 2, Crawford's Addition Replat 1, Lot 1, Hunter's Hollow, Lots 1 through 3, Flojoe Holubar Estates, Lots 1 and 2, Dukes Addition, Lots 1 and 2, Proksel's Addition, Lots 1 and 2, Timmerman Acres, South 41' of Lot 1, and Lot 2, Cascio's Thoroughbred Acres, Lots 1, 5, 6, 7A, 7B, and 8 through 27, Caroline Addition, Lot 1, Caroline Addition Replat I, Lot 2, Rancho La Estrella, Tax Lot 3B, irregular part of Tax Lot 12 adjacent to Lot 1, Bohac Addition, part of Tax Lots 12 and 13, irregular 33' x 1279' strip of Tax Lot 13A lying south of Tax Lot 3B, located in Section 22, Township 14 North, Range 13 East of the 6<sup>th</sup> P.M., and irregular easterly 665' of Tax Lots 12C and 14, except part taken for right of way, Section 15, T14N, R13E of the 6<sup>th</sup> P.M.; and all abutting county road rights-of-way. Applicant: City of Bellevue. (Planning Director)**

Ordinance No. 3945, an ordinance to annex to the City of Bellevue, Sarpy County, Nebraska, certain lands, lots, and real estate lying within the below described boundaries (shown above), to the City of Bellevue, Sarpy County, Nebraska, and designating an effective date, was read by title only for the third and final time.

**Motion** was made by Shannon, seconded by Welch, to approve amended Ordinance No. 3945, with the effective date of June 24, 2019.

Bree Robbins, City Attorney, asked Chris Shewchuk, Planning Director, to confirm compliance with Section 16-130(6). Shewchuk informed Council the notice requirement of Section 16-130(6) was met by the City.

Roll call vote on the motion to approve as follows: Stinson, Cook, Shannon, Priester, Burns, and Welch voted yes; voting no: none. Motion carried.

Mayor Hike proclaimed Ordinance No. 3945 passed and adopted.

**Ordinance No. 3946 (Annexation Area #7) Request to annex Lots 2, 4, 5, 6A1, 6A2, 7, 8, 9, 10, 12B, 12C, 13A1, 13B1, 14A, 15A, 15B, 15C, 18, 19, and 21A, Old Orchard Place, Lot 3, Old Orchard Place I, Lots 1 and 2, Old Orchard Place II, Lots 1 through 3, Old Orchard Place III, Lots 1 and 2, Old Orchard place Replat I, Lots 4 and 5, High School View, Lots 1 and 2, Vacek Addition, Lots 1 and 2, Vacek's 2<sup>nd</sup> Addition, Lot 59, except part to road, and Lot 60, except part to road, Childs Estate Acres, Tax Lots 8B1 and 12A1, located in Section 22, T14N, R13E of the 6<sup>th</sup> P.M., and Tax Lots 11-2A, 11-2B, and east 15' of Tax Lot 16A, located in Section 15, T14N, R13E of the 6<sup>th</sup> P.M.; and all abutting county road rights-of-way. Applicant: City of Bellevue. (Planning Director)**

Ordinance No. 3946, an ordinance to annex to the City of Bellevue, Sarpy County, Nebraska, certain lands, lots, and real estate lying within the below described boundaries (shown above), to the City of Bellevue, Sarpy County, Nebraska, and designating an effective date, was read by title only for the third and final time.



# MINUTE RECORD

Bellevue City Council Meeting, June 6, 2019, Page 2

**Motion** was made by Shannon, seconded by Preister, to approve amended Ordinance No. 3946, with the effective date of June 24, 2019.

Bree Robbins, City Attorney, asked Chris Shewchuk, Planning Director, to confirm compliance with Section 16-130(6). Shewchuk informed Council the notice requirement of Section 16-130(6) was met by the City.

Roll call vote on the motion to approve as follows: Stinson, Cook, Shannon, Priester, Burns, and Welch voted yes; voting no: none. Motion carried.

Mayor Hike proclaimed Ordinance No. 3946 passed and adopted.

**Ordinance No. 3947 (Annexation #8) Request to annex Lots 1, 2, 3, 11, and 12, Dvorsky's Industrial Subdivision, Lots 1 and 2, Dvorsky's Industrial Sub. Replat I, Lots 1 and 2, T and L Addition, the southeast corner of Tax Lot 4, located in Section 12, T13N, R13E of the 6<sup>th</sup> P.M., Tax Lot K, part of Tax Lot J, Tax Lot Z, located in Section 6, T13N, R13E of the 6<sup>th</sup> P.M., Tax Lot 26, and part of Tax Lot 28 adjacent, located in Section 1, T13N, R13D of the 6<sup>th</sup> P.M.; and all abutting county road rights-of-way. Applicant: City of Bellevue. (Planning Director)**

Ordinance No. 3947, an ordinance to annex to the City of Bellevue, Sarpy County, Nebraska, certain lands, lots, and real estate lying within the below described boundaries (shown above), to the City of Bellevue, Sarpy County, Nebraska, and designating an effective date, was read by title only for the third and final time.

**Motion** was made by Shannon, seconded by Cook, to approve amended Ordinance No. 3947, with the effective of June 24, 2019.

**Motion** was made by Cook, second by Shannon, to amend Tax Lot K, part of Tax Lot J, Tax Lot Z, located in Section 6, T13N, R13E of the 6<sup>th</sup> P.M. to read Tax Lot K, part of Tax Lot J, Tax Lot Z, located in Section 6, T13N, R14E of the 6<sup>th</sup> P.M.

Roll call vote on the amendment was as follows: Stinson, Cook, Shannon, Preister, Burns, and Welch voted yes; voting no: none. Motion carried.

Bree Robbins, City Attorney, asked Chris Shewchuk, Planning Director, to confirm compliance with Section 16-130(6). Shewchuk informed Council the notice requirement of Section 16-130(6) was met by the City.

Roll call vote on the motion to approve as amended was as follows: Stinson, Cook, Shannon, Priester, Burns, and Welch voted yes; voting no: none. Motion carried.

Mayor Hike proclaimed Ordinance No. 3947 passed and adopted.

**Ordinance No. 3948 (Annexation #9) Request to annex part of Lot 10A east of relocated Mopac railroad and south of drainage ditch, part of Lot 10A west of relocated Mopac railroad and south of drainage ditch, part of Lot 10B south and west of drainage ditch, Palmtag's Subdivision, abandoned railroad right-of-way adjacent and Lot 5 and part of Lot 6, part of Lot 7 and vacated street adjacent Lots 5, 6, and 7, Butterfield's Subdivision, Tax Lot E in northwest ¼, located in Section 11, T13N, R13E of the 6<sup>th</sup> P.M., Tax Lots 1 and 2A, and part of Tax Lot 2, Tax Lot 6, east of railroad and abandoned railroad (parcel #010614230), Tax Lot 2B, part of Tax Lot 6 and part of Tax Lot 1, irregular westerly 724.67' of Tax Lot 11, except right-of-way in northwest ¼, Tax Lot 11 except west 51.42 acres and except road right-of-way, irregular tract in northwest corner of Tax Lot 12 except right-of-way, southwest ¼, Tax Lot 12 except right-of-way and tract in northwest corner and easterly tract all in south ½, irregular easterly 148' of Tax Lot 12 in southeast ¼, located in Section 14, T13N, R13E of the 6<sup>th</sup> P.M.; and all abutting county road rights-of-way. Applicant: City of Bellevue. (Planning Director)**

Ordinance No. 3948, an ordinance to annex to the City of Bellevue, Sarpy County, Nebraska, certain lands, lots, and real estate lying within the below described boundaries (shown above), to the City of Bellevue, Sarpy County, Nebraska, and designating an effective date, was read by title only for the third and final time.

**Motion** was made by Shannon, seconded by Cook, to approve amended Ordinance No. 3948, with the effective of June 24, 2019.

Bree Robbins, City Attorney, asked Chris Shewchuk, Planning Director, to confirm compliance with Section 16-130(6). Shewchuk informed Council the notice requirement of Section 16-130(6) was met by the City.

Roll call vote on the motion to approve as follows: Stinson, Cook, Shannon, Priester, Burns, and Welch voted yes; voting no: none. Motion carried.

Mayor Hike proclaimed Ordinance No. 3947 passed and adopted.

# MINUTE RECORD

Bellevue City Council Meeting, June 6, 2019, Page 3

## ADJOURNMENT:

There being no further business to come before the Council at this time, on motion by Cook, seconded by Preister. Roll call vote on the motion was as follows: Stinson, Cook, Shannon, Preister, Burns, and Welch voted yes; voting no: none. At 6:24 p.m. the meeting adjourned.

  
Susan Kluthe, City Clerk



\_\_\_\_\_  
Rusty Hike, Mayor

I, the undersigned, City Clerk of the City of Bellevue, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council on June 6, 2019; 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 City Clerk; that such subjects were contained in said agendas for at least twenty-four 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 were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

  
City Clerk





# MINUTE RECORD

6.  
6/18/19

## CLAIMS FOR JUNE 18, 2019

PAGE 1

### MAYOR

|                                  |                              |           |
|----------------------------------|------------------------------|-----------|
| CENTURY LINK                     | MONTHLY SERVICE-2019-5-22    | 13.77     |
| PETTY CASH - FINANCE             | FLOOD T-SHIRTS-HIKE          | 12.00     |
| SARPY COUNTY CHAMBER OF COMMERCE | STATE OF THE COUNTY LUNCHEON | 40.00     |
| US BANK VOYAGER FLEET SYSTEMS    | FUEL FOR CITY VEHICLES       | 155.05    |
|                                  |                              | <hr/>     |
|                                  |                              | \$ 220.82 |

### CITY ADMINISTRATOR

|                               |                           |           |
|-------------------------------|---------------------------|-----------|
| CAPITAL BUSINESS SYSTEMS, INC | COPIER EXPENSE            | 36.32     |
| CENTURY LINK                  | MONTHLY SERVICE-2019-5-22 | 27.54     |
| METLIFE DIVISION 1            | DENTAL INSURANCE-JUN 2019 | 124.52    |
| METLIFE DIVISION 2            | LIFE INSURANCE-JUN 2019   | 53.38     |
| METLIFE DIVISION 2            | LTD INSURANCE-JUN 2019    | 81.05     |
| PETTY CASH - FINANCE          | FLOOD T-SHIRTS-RISTOW     | 12.00     |
|                               |                           | <hr/>     |
|                               |                           | \$ 334.81 |

### CITY COUNCIL

|                      |                           |           |
|----------------------|---------------------------|-----------|
| METLIFE DIVISION 1   | DENTAL INSURANCE-JUN 2019 | 145.69    |
| PETTY CASH - FINANCE | FLOOD T-SHIRTS-BURNS      | 12.00     |
| PETTY CASH - FINANCE | FLOOD T-SHIRTS-COOK       | 12.00     |
| PETTY CASH - FINANCE | FLOOD T-SHIRTS-PREISTER   | 12.00     |
| PETTY CASH - FINANCE | FLOOD T-SHIRTS-SHANNON    | 12.00     |
| PETTY CASH - FINANCE | FLOOD T-SHIRTS-STINSON    | 12.00     |
| PETTY CASH - FINANCE | FLOOD T-SHIRTS-WELCH      | 12.00     |
|                      |                           | <hr/>     |
|                      |                           | \$ 217.69 |

### CABLE ADVISORY

|                    |                           |           |
|--------------------|---------------------------|-----------|
| CENTURY LINK       | MONTHLY SERVICE-2019-5-22 | 9.18      |
| METLIFE DIVISION 1 | DENTAL INSURANCE-JUN 2019 | 62.26     |
| METLIFE DIVISION 2 | LIFE INSURANCE-JUN 2019   | 23.08     |
| METLIFE DIVISION 2 | LTD INSURANCE-JUN 2019    | 29.75     |
|                    |                           | <hr/>     |
|                    |                           | \$ 124.27 |

### CITY CLERK

|                               |                           |             |
|-------------------------------|---------------------------|-------------|
| 595 AMXS UNIT ADVISORY        | REFUND FIREWORKS FEE      | 600.00      |
| BELLINO FIREWORKS INC         | REFUND FIREWORKS FEE      | 600.00      |
| CAPITAL BUSINESS SYSTEMS, INC | COPIER EXPENSE            | 51.03       |
| CENTURY LINK                  | MONTHLY SERVICE-2019-5-22 | 13.77       |
| INDOFF                        | OFFICE SUPPLIES           | 22.04       |
| METLIFE DIVISION 1            | DENTAL INSURANCE-JUN 2019 | 62.26       |
| METLIFE DIVISION 2            | LIFE INSURANCE-JUN 2019   | 18.84       |
| METLIFE DIVISION 2            | LTD INSURANCE-JUN 2019    | 23.67       |
| OMAHA WORLD HERALD CO         | LEGAL ADS                 | 538.33      |
| SARPY CO REGISTER OF DEEDS    | RECORDING FEE, ORDINANCES | 134.00      |
|                               |                           | <hr/>       |
|                               |                           | \$ 2,063.94 |

# MINUTE RECORD

## CLAIMS FOR JUNE 18, 2019

PAGE 3

### PUBLIC WORKS

|                               |                           |             |
|-------------------------------|---------------------------|-------------|
| CENTURY LINK                  | MONTHLY SERVICE-2019-5-22 | 55.09       |
| INDOFF                        | OFFICE SUPPLIES           | 3.50        |
| MATRIX BUSINESS SYSTEMS       | MONTHLY SERVICE           | 144.74      |
| METLIFE DIVISION 1            | DENTAL INSURANCE-JUN 2019 | 155.65      |
| METLIFE DIVISION 2            | LIFE INSURANCE-JUN 2019   | 66.25       |
| METLIFE DIVISION 2            | LTD INSURANCE-JUN 2019    | 96.37       |
| NEBRASKA IOWA SUPPLY CO       | DIESEL FUEL               | 3,390.48    |
| ONE CALL CONCEPTS             | DIGGERS HOTLINE           | 871.08      |
| PAPILLION SANITATION          | HAUL FLOOD DEBRIS         | 3,056.20    |
| SARPY CO REGISTER OF DEEDS    | WAIVER, RECORDING FEES    | 66.00       |
| US BANK VOYAGER FLEET SYSTEMS | FUEL FOR CITY VEHICLES    | 118.37      |
|                               |                           | <hr/>       |
|                               |                           | \$ 8,023.73 |

### PARKS

|                                |                               |             |
|--------------------------------|-------------------------------|-------------|
| A-RELIEF SERVICES              | PORTABLE RESTROOMS-CITY PARKS | 584.00      |
| CENTURY LINK                   | MONTHLY SERVICE-2019-5-22     | 41.31       |
| DULTMEIER SALES LLC            | STRAINER, POLY ELBOW          | 28.70       |
| FERGUSON ENTERPRISES INC #1657 | PLUMBING SUPPLIES             | 83.98       |
| INDOFF                         | OFFICE SUPPLIES               | 3.50        |
| METLIFE DIVISION 1             | DENTAL INSURANCE-JUN 2019     | 342.43      |
| METLIFE DIVISION 2             | LIFE INSURANCE-JUN 2019       | 108.49      |
| METLIFE DIVISION 2             | LTD INSURANCE-JUN 2019        | 125.13      |
| OMAHA PUBLIC POWER DISTRICT    | MONTHLY SERVICE-2019-5-24     | 1,416.24    |
| PAPILLION SANITATION           | EMPTY CODE DUMPSTER           | 1,191.09    |
| PRECISE MRM LLC                | GPS BILLING                   | 83.52       |
| READY MIXED CONCRETE COMPANY   | CONCRETE                      | 657.21      |
| US BANK VOYAGER FLEET SYSTEMS  | FUEL FOR CITY VEHICLES        | 4,317.91    |
| WALKERS UNIFORM RENTAL         | UNIFORM SERVICE               | 6.71        |
| WESTLAKE ACE HARDWARE          | PLUG, SEAL TAPE, TRIMMER LINE | 87.17       |
|                                |                               | <hr/>       |
|                                |                               | \$ 9,077.39 |

### RECREATION

|                          |                           |          |
|--------------------------|---------------------------|----------|
| AMANDA MERCHANT          | REFUND TENNIS LESSON      | 20.00    |
| BRITTANY TYO             | REFUND MACHINE PITCH FEE  | 55.00    |
| CASSI YATES              | REFUND CAMP FEE           | 30.00    |
| CENTURY LINK             | MONTHLY SERVICE-2019-5-22 | 59.68    |
| DELESSA DURHAM           | REFUND FOOTBALL CAMP FEE  | 110.00   |
| DILLONS CUSTOMER CHARGES | CONCESSION SUPPLIES       | 1,195.99 |
| ERIKA WAGNER             | REFUND T-BALL FEE         | 10.00    |
| INDOFF                   | OFFICE SUPPLIES           | 9.85     |
| JADE PRUSIA              | REFUND BASEBALL FEE       | 35.00    |
| JAMES BISSAILLON         | REFUND CAMP FEE           | 30.00    |
| JESIKA STONE             | REFUND BASEBALL FEE       | 80.00    |
| JESSIE EVANS             | REFUND T-BALL FEE         | 35.00    |
| KERIN KRESHA             | REFUND SWIMMING LESSONS   | 175.00   |
| KRISSY WEISER            | REFUND VOLLEYBALL FEE     | 40.00    |
| KYLA AND/OR MATT ASHER   | REFUND CAMP FEE           | 30.00    |
| MATRIX BUSINESS SYSTEMS  | MONTHLY SERVICE           | 262.58   |

# MINUTE RECORD

## CLAIMS FOR JUNE 18, 2019

PAGE 5

### STREETS

|                                    |  |                      |
|------------------------------------|--|----------------------|
| ASPHALT & CONCRETE MATERIALS       | ASPHALT                                  | 782.83               |
| CARROLL CONSTRUCTION SUPPLY        | METAL KEYWAY, CHANNEL STAKES             | 548.89               |
| CENTURY LINK                       | MONTHLY SERVICE-2019-5-22                | 41.31                |
| DULTMEIER SALES LLC                | SPRAY WAND, HOSEBARB, NOZZLE             | 135.70               |
| FELSBURG HOLT & ULLEVIG, INC       | RETIME CORNHUSKER RD TRAFFIC LIGHT       | 15,548.20            |
| INDOFF                             | OFFICE SUPPLIES                          | 3.50                 |
| JOHN ZYMOLA                        | REIMB FOR LEARNER'S PERMIT FEE           | 12.50                |
| LOGAN CONTRACTORS SUPPLY           | CONCRETE BOOTS                           | 17.29                |
| MARTIN PRODUCTS SALES, LLC         | OIL                                      | 266.40               |
| MENARDS                            | SUPPLIES, TOOLS. NAILS, CHAIN            | 65.56                |
| METLIFE DIVISION 1                 | DENTAL INSURANCE-JUN 2019                | 840.51               |
| METLIFE DIVISION 2                 | LIFE INSURANCE-JUN 2019                  | 255.10               |
| METLIFE DIVISION 2                 | LTD INSURANCE-JUN 2019                   | 304.32               |
| METRO LEASING                      | 2 FORD INT'L-LEASE 8733                  | 26,874.70            |
| METRO LEASING                      | BOOM TRUCK-LEASE 8724                    | 5,816.04             |
| METRO LEASING                      | STREET SWEEPER-LEASE 8698                | 9,587.45             |
| METROPOLITAN AREA PLANNING AGENCY  | FY 2019 TIP FEE                          | 16,568.88            |
| METROPOLITAN AREA PLANNING AGENCY  | FY 2019 TIP FEE                          | 66,275.52            |
| MIDWEST RIGHT OF WAY SERVICES, INC | ACQUISITION SERVICES-36TH AND BLINE #545 | 112,012.50           |
| MIDWEST RIGHT OF WAY SERVICES, INC | ACQUISITION SERVICES-S 25TH ST #552      | 667.50               |
| OMAHA PUBLIC POWER DISTRICT        | MONTHLY SERVICE-2019-5-24                | 13,676.16            |
| OMAHA PUBLIC POWER DISTRICT        | MONTHLY SERVICE-2019-5-29                | 73,288.76            |
| OMNI                               | ASPHALT                                  | 195.96               |
| P&M HARDWARE                       | HONDA MOTORS                             | 1,077.12             |
| PETTY CASH - FINANCE               | TITLE FOR TRAILER                        | 16.00                |
| READY MIXED CONCRETE COMPANY       | CONCRETE                                 | 16,648.77            |
| STATE STEEL                        | STEEL TO BUILD FLATBED                   | 597.24               |
| SWAIN CONSTRUCTION, INC            | CDBG PAVING IMPROVEMENT-CHANDLER HILLS   | 44,996.63            |
| US BANK VOYAGER FLEET SYSTEMS      | FUEL FOR CITY VEHICLES                   | 3,931.43             |
| WALKERS UNIFORM RENTAL             | UNIFORM SERVICE                          | 6.71                 |
| WESTLAKE ACE HARDWARE              | WIRE CONNECTOR                           | 4.59                 |
|                                    |  | <b>\$ 411,064.07</b> |

### FLEET MAINTENANCE

|                                |   |        |
|--------------------------------|---|--------|
| 911 CUSTOM, LLC                | ROOF MOUNT  | 239.96 |
| AA WHEEL & TRUCK SUPPLY, INC   | WHEELS, LIGHT BOX, SPEING, HANGER, LANYARD, SHACKLE BOLTS | 202.75 |
| ALLIED OIL & TIRE COMPANY      | OIL, DRUM CHARGE  | 429.50 |
| APACHE CAMPER CENTER           | LENS, A/C GASKET  | 29.08  |
| ARROW TOWING                   | FLATBED TOW CHARGE  | 175.00 |
| AUTO VALUE PARTS - SOUTH OMAHA | TRACK BAR, HEATER TUBES, O-RING, HANDLE                   | 221.55 |
| AUTOMOTIVE WAREHOUSE DIST, INC | PARTS, VALVES, BRAKE HARDWARE                             | 883.32 |
| BAXTER CHRYSLER DODGE JEEP     | SEAT CUSHION, HEATER HOSE, VALVES, CANISTER               | 219.30 |
| BAXTER FORD                    | GASKETS, CAPS, SENSORS, WHEEL KIT                         | 259.12 |

# MINUTE RECORD

## CLAIMS FOR JUNE 18, 2019

PAGE 7

### PLANNING

|                       |                           |           |
|-----------------------|---------------------------|-----------|
| CENTURY LINK          | MONTHLY SERVICE-2019-5-22 | 13.77     |
| METLIFE DIVISION 1    | DENTAL INSURANCE-JUN 2019 | 62.26     |
| METLIFE DIVISION 2    | LIFE INSURANCE-JUN 2019   | 28.89     |
| METLIFE DIVISION 2    | LTD INSURANCE-JUN 2019    | 37.99     |
| OMAHA WORLD HERALD CO | LEGAL ADS                 | 64.78     |
|                       |                           | <hr/>     |
|                       |                           | \$ 207.69 |

### PERMITS & INSPECTIONS

|                               |                           |             |
|-------------------------------|---------------------------|-------------|
| CENTURY LINK                  | MONTHLY SERVICE-2019-5-22 | 22.95       |
| METLIFE DIVISION 1            | DENTAL INSURANCE-JUN 2019 | 249.04      |
| METLIFE DIVISION 2            | LIFE INSURANCE-JUN 2019   | 82.27       |
| METLIFE DIVISION 2            | LTD INSURANCE-JUN 2019    | 103.83      |
| US BANK VOYAGER FLEET SYSTEMS | FUEL FOR CITY VEHICLES    | 769.12      |
|                               |                           | <hr/>       |
|                               |                           | \$ 1,227.21 |

### POLICE/CODE ENFORCEMENT

|                                     |                                    |           |
|-------------------------------------|------------------------------------|-----------|
| BELLEVUE ANIMAL HOSPITAL            | VET VISIT                          | 318.86    |
| BELLEVUE FORT CROOK, LLC            | RENT FOR K9 BUILDING-JUL 2019      | 1,200.00  |
| CAPITAL BUSINESS SYSTEMS, INC       | COPIER EXPENSE                     | 134.73    |
| CENTURY LINK                        | MONTHLY SERVICE-2019-5-22          | 435.89    |
| COMMERCIAL SOLUTIONS                | NOTARY BOND-RIEPL                  | 40.00     |
| CULLIGAN OF OMAHA                   | BOTTLED WATER                      | 396.30    |
| DELL MARKETING L.P.                 | COMPUTER FOR EVIDENCE              | 2,626.10  |
| DILLON BROTHERS H-D BUELL           | PARTS FOR MOTORCYCLES              | 46.53     |
| ICE MILLER LLP                      | POLICE PLAN DOC FEES-REIMB BY FORF | 13,894.65 |
| INCIDENT RESPONSE TECHNOLOGIES, INC | INCIDENT RESPONSE SOFTWARE         | 2,103.75  |
| INDOFF                              | OFFICE SUPPLIES                    | 569.85    |
| INFOSAFE SHREDDING                  | SHREDDING SERVICE                  | 150.00    |
| J P COOKE COMPANY                   | NOTARY STAMP-BROWN                 | 34.70     |
| LB CUSTOM SERVICES, LLC             | BIKE MAINTENANCE TRAINING          | 750.00    |
| LP POLICE                           | MONTHLY PLAN FEE-MAY 2019          | 129.95    |
| MATRIX BUSINESS SYSTEMS             | MONTHLY SERVICE                    | 557.34    |

### POLICE/CODE ENFORCEMENT (cont'd)

|  |                                    |          |
|--|------------------------------------|----------|
| MENARDS  | ACETONE, AUTO SPRAY                | 25.43    |
| METLIFE DIVISION 1                                   | DENTAL INSURANCE-JUN 2019          | 3,549.99 |
| METLIFE DIVISION 2                                   | LIFE INSURANCE-JUN 2019            | 878.86   |
| METLIFE DIVISION 2                                   | LTD INSURANCE-JUN 2019             | 1,687.22 |
| NATIONAL ASSOCIATION OF SCHOOL<br>RESOURCES OFFICERS | MEMBERSHIP RENEWAL-BANKS 37229     | 40.00    |
| NEBRASKA LAW ENFORCEMENT TRAINING<br>CENTER          | CERTIFICATION FEES                 | 100.00   |
| NEWMAN SIGNS   | OFFICER OF THE YEAR SIGN           | 15.94    |
| NORTH AMERICAN RESCUE                                | MEDICAL KITS FOR MRAP              | 568.94   |
| OMAHA PUBLIC POWER DISTRICT                          | MONTHLY SERVICE-2019-5-24          | 66.76    |
| PETTY CASH - FINANCE                                 | FLOOD T-SHIRTS-ELBERT              | 12.00    |
| PETTY CASH - FINANCE                                 | LUMBER-ABBOTT                      | 9.29     |
| PETTY CASH - FINANCE                                 | REIMB FOR COFFEE-PLEISS            | 7.99     |
| PETTY CASH - FINANCE                                 | REIMB FOR FUEL-COLEMAN             | 30.28    |
| PETTY CASH - FINANCE                                 | REIMB FOR SCRAPBOOK SUPPLIES-DIXON | 22.10    |

# MINUTE RECORD

## CLAIMS FOR JUNE 18, 2019

PAGE 9

### WASTEWATER

|                               |   |                      |
|-------------------------------|---|----------------------|
| CENTURY LINK                  | MONTHLY SERVICE-2019-5-22                       | 52.83                |
| CITY OF OMAHA                 | SEWER FEES-FEB 2019                             | 458,316.05           |
| HEIMES CORPORATION            | SOUTH GRAVITY SEWER<br>REHABILITATION           | 23,224.34            |
| MATRIX BUSINESS SYSTEMS       | MONTHLY SERVICE                                 | 57.53                |
| MENARDS                       | SUPPLIES, BATTERIES, BARREL PUMP,<br>DRILL BITS | 172.08               |
| METLIFE DIVISION 1            | DENTAL INSURANCE-JUN 2019                       | 342.43               |
| METLIFE DIVISION 2            | LIFE INSURANCE-JUN 2019                         | 95.30                |
| METLIFE DIVISION 2            | LTD INSURANCE-JUN 2019                          | 114.01               |
| METRO LEASING                 | WW JET TRUCK-LEASE 8735-MAY 2019                | 22,836.87            |
| NEUVIRTH CONSTRUCTION, INC    | EAST LIFT STATION FORCE MAIN<br>PROJECT         | 222,262.20           |
| NMC EXCHANGE LLC              | TRASH RENTAL FEE                                | 16,137.30            |
| OMAHA PUBLIC POWER DISTRICT   | MONTHLY SERVICE-2019-5-24                       | 2,421.92             |
| U.S. CELLULAR                 | MONTHLY SERVICE-2019-5-10                       | 88.86                |
| US BANK VOYAGER FLEET SYSTEMS | FUEL FOR CITY VEHICLES                          | 2,916.44             |
|                               |   | <b>\$ 749,038.16</b> |

### COMMUNITY BETTERMENT

|                             |                           |                  |
|-----------------------------|---------------------------|------------------|
| OMAHA PUBLIC POWER DISTRICT | MONTHLY SERVICE-2019-5-24 | 100.16           |
|                             |                           | <b>\$ 100.16</b> |

### FEDERAL FORFEITURES

|                  |                           |                  |
|------------------|---------------------------|------------------|
| VERIZON WIRELESS | MONTHLY SERVICE-2019-5-31 | 341.37           |
|                  |                           | <b>\$ 341.37</b> |

### G.O. BONDS

|                  |  |                    |
|------------------|--|--------------------|
| BANK OF OKLAHOMA | 2019 ANNUAL BOK TRUSTEE FEE-<br>BONDS DTD 6-1-16 | 1,249.98           |
|                  |  | <b>\$ 1,249.98</b> |

**TOTAL CLAIMS FOR JUNE 18, 2019 \$ 1,465,019.49**

**TOTAL PAYROLL FOR MAY 31, 2019 \$ 956,408.36**

CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

|  |                      |                                     |
|--|----------------------|-------------------------------------|
| COUNCIL MEETING DATE:                                  | 06/13/2019           | AGENDA ITEM TYPE:                   |
| SUBMITTED BY:<br><br>Thomas Burns, City Council Member | SPECIAL PRESENTATION | <input type="checkbox"/>            |
|  | LIQUOR LICENSE       | <input type="checkbox"/>            |
|  | ORDINANCE            | <input checked="" type="checkbox"/> |
|  | PUBLIC HEARING       | <input type="checkbox"/>            |
|  | RESOLUTION           | <input type="checkbox"/>            |
|  | CURRENT BUSINESS     | <input type="checkbox"/>            |
|  | OTHER (SEE CLERK)    | <input type="checkbox"/>            |

SUBJECT:

Establish a City Parks Advisory Board.

SYNOPSIS:

The City Parks Advisory Board shall act as an advisor to the Parks Department and City Council on matters pertaining to the aquisition, development, maintenance and preservation of public parks, trails and open space areas.

FISCAL IMPACT:

None

BUDGETED ITEM: ☐ YES ☒ NO

PROJECT # & TRACKING INFORMATION:

N/A

RECOMMENDATION:

City Administrator recommends.

BACKGROUND:

Attached responsibilities and board requirements attached.

ATTACHMENTS:

|   |                       |   |  |
|---|-----------------------|---|--|
| 1 | CPAB Responsibilities | 4 |  |
| 2 |                       | 5 |  |
| 3 |                       | 6 |  |

SIGNATURES:

ADMINISTRATOR APPROVAL:



FINANCE APPROVAL:

n/a

LEGAL APPROVAL:

n/a

# City Parks Advisory Board

The City Parks Advisory Board (CPAB) serves in an advisory role on matters relating to public parks. The CPAB meets the first Wednesday of every month at 5:00 p.m.

The Mayor shall appoint up to five members of the community to serve three-year terms and one city council member to Chair the CPAB in two year increments. The City Parks Director or designated city representative will also serve on the CPAB in an Advisory role.

The City Parks Advisory Board shall act as an advisor to the Parks Department and City Council on matters pertaining to the acquisition, development, maintenance and preservation of public parks, trails and open space areas. General functions and specific responsibilities of the City Parks Advisory Board are as follows:

1. To provide input and recommendations that will allow the City to produce and maintain safe, high quality parks, trails, open space areas and recreational opportunities;
2. To provide input and recommendations to implement the City's Parks Master Plan;
3. To provide input and recommendations on the development and maintenance of parks, trails and open space areas;
4. To inform City Council on the progress or problems associated with City parks, trails and open space areas;
5. To aid in coordinating outdoor recreation with the programs of other governmental agencies and voluntary organizations and coordinate volunteer park projects;
6. To interpret the importance and need of recreation to the community and receive input concerning outdoor recreation activities;
7. To seek alternative funding sources for the development and/or acquisition of parks, trails and open space areas and their amenities;
8. To make recommendations as to the rate or amount of any necessary service charges required for the use of any park facilities under the jurisdiction of the City; and,
9. To review draft park budget prepared by the Public Works Director prior to submittal.



CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

8a.  
6/18/19

|                                   |            |                      |                                     |
|-----------------------------------|------------|----------------------|-------------------------------------|
| COUNCIL MEETING DATE:             | 06/18/2019 | AGENDA ITEM TYPE:    |                                     |
| SUBMITTED BY:<br><br>Chief Elbert |            | SPECIAL PRESENTATION | <input checked="" type="checkbox"/> |
|                                   |            | LIQUOR LICENSE       | <input type="checkbox"/>            |
|                                   |            | ORDINANCE            | <input type="checkbox"/>            |
|                                   |            | PUBLIC HEARING       | <input type="checkbox"/>            |
|                                   |            | RESOLUTION           | <input type="checkbox"/>            |
|                                   |            | CURRENT BUSINESS     | <input type="checkbox"/>            |
|                                   |            | OTHER (SEE CLERK)    | <input type="checkbox"/>            |

SUBJECT:

Presentation of Appreciation to Cornhusker Auto Wash

SYNOPSIS:

The Bellevue Police Department has been provided free vehicle washes for its Fleet due to the generosity of Brian Fox and Cornhusker Auto Wash since October of 2016.

FISCAL IMPACT:

Cornhusker Auto washes on avg 30 Cruisers a month, at a retail savings of \$300.00 for the Department.

BUDGETED ITEM: ☐ YES ☐ NO

GRANT/MATCHING FUNDS ☐ YES ☐ NO

IF NO, EXPLAIN:

IF YES, %, \$, EXPLAIN:

PROJECT NAME, CALENDAR AND CODING:

|           |                             |                    |
|-----------|-----------------------------|--------------------|
| Requestor | Project Name:               |                    |
|           | Expected Start Date:        | Expected End Date: |
|           | CIP Project Name:           |                    |
|           | MAPA # and Name:            |                    |
| Finance   | Street District # and Name: |                    |
|           | Distribution Code:          |                    |
|           | GL Account #:               | GL Account Name:   |

RECOMMENDATION:

|  |
|--|
|  |
|--|

BACKGROUND:

In October of 2016, Brian Fox contacted the Bellevue Police Department about wanting to give back to the City by providing free car washes for the Department's cruisers. Since that time, Cornhusker Auto Wash has been doing an outstanding job of keeping the Departments vehicles looking their best. We are extremely grateful of their professional work and are presenting this plaque as a token of our appreciation.

ATTACHMENTS:

|   |  |   |  |
|---|--|---|--|
| 1 |  | 4 |  |
| 2 |  | 5 |  |
| 3 |  | 6 |  |

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:

CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

10a.  
6/18/19

|                       |               |  |
|-----------------------|---------------|--|
| COUNCIL MEETING DATE: | June 18, 2019 | AGENDA ITEM TYPE:                                  |
|                       |               | SPECIAL PRESENTATION <input type="checkbox"/>      |
| SUBMITTED BY:         |               | LIQUOR LICENSE <input checked="" type="checkbox"/> |
| City Clerk's Office   |               | ORDINANCE <input type="checkbox"/>                 |
|                       |               | PUBLIC HEARING <input checked="" type="checkbox"/> |
|                       |               | RESOLUTION <input type="checkbox"/>                |
|                       |               | CURRENT BUSINESS <input type="checkbox"/>          |
|                       |               | OTHER (SEE CLERK) <input type="checkbox"/>         |

SUBJECT:

Application for Skate City Bellevue Inc., dba "Skate City Bellevue" for a Class "I" Liquor License to sell beer, wine, and distilled spirits at 1220 Fort Crook Road S., Bellevue and David Frank as Manager

SYNOPSIS:

Recommendation to approve the application of Skate City Bellevue Inc., dba "Skate City Bellevue" for a Class "I" Liquor License to sell beer, wine, and distilled spirits, on sale only, at 1220 Fort Crook Road South, Bellevue and for David Frank as Manager

FISCAL IMPACT:

Yearly licensing fee \$615.00

BUDGETED ITEM: ☐ YES ☒ NO

PROJECT # & TRACKING INFORMATION:

|  |
|--|
|  |
|--|

RECOMMENDATION:

The Police have reviewed the application and given feedback (see attached). Request Council to make a recommendation to the NLCC.

BACKGROUND:

Applications are sent directly to the Nebraska Liquor Control Commission by the applicant then forwarded on the City Clerk's Office by the Nebraska Liquor Control Commission. The Clerk publishes a hearing notice and the application is reviewed by the Police, Planning, and Clerk and then submitted to the City Council for review and recommendation, and then forwarded to the Nebraska Liquor Control Commission for final approval (if there are no issues).

ATTACHMENTS:

- 1 Clerk's Report
- 2 Police Report
- 3 Planning Report

4 Application

5

6

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:


**APPLICATION FOR LIQUOR LICENSE  
AND CORPORATE MANAGER**

**POLICE REPORT**

DATE OF COUNCIL MEETING: 06/03/19 Due to City Clerk: by noon 05-29-19

APPLICANT: Skate City Bellevue Inc. dba "Skate City Bellevue"

LOCATION/ADDRESS: 1220 Fort Crook Road South, Bellevue 68005

REQUESTED ACTION: Recommendation for approval of a Class "I" Liquor License to sell beer, wine and distilled spirits, On Sale Only, at 1220 Fort Crook Road South **AND** for David Frank as Manager of the license.

INDIVIDUALS TO BE CHECKED:

| <u>Name &amp; Address</u>   | <u>D.O.B.</u> | <u>S.S.N.</u> |
|---|---------------|---------------|
| David I. Frank<br>13710 S. 49 <sup>th</sup> Street, Papillion 68133 |               |               |
| Driver's License Number: _____                                      |               |               |

|  |  |  |
|--|--|--|
| Michelle L. Frank<br>13710 S. 49 <sup>th</sup> Street, Papillion 68133 |  |  |
| Driver's License Number: _____   |  |  |

COMMENTS:

Approved

Seal [Signature] J-10-19

# LIQUOR LICENSE APPLICATION REPORT

## City Clerk

APPLICANT: Skate City Bellevue Inc. dba "Skate City Bellevue"

LOCATION/ADDRESS: 1220 Fort Crook Road South, Bellevue 68005

REQUESTED ACTION: Recommendation for Approval of a Class "I" Liquor License to sell beer, wine, and distilled spirits, On Sale Only, at 1220 Fort Crook Road South, in Bellevue, **AND** for David Frank as manager.

DATE APPLICATION RECEIVED: 05/08/19

FINAL DATE HEARING CAN BE HELD (45 days from receipt): 06/22/19

DATE ADVERTISED (not less than 7 nor more than 14 days): 05/22/19

### CURRENT NUMBER OF LICENSES:

Class A (Beer on sale only): 0

Class B (Beer off sale only): 0

Class C (Alcoholic liquor, on and off sale): 22

Class D (Alcoholic liquor, off sale only): 35

Class I (Alcoholic liquor on sale only): 30

Class K (Catering License with Class B, C or D license): 4

Class X (Wholesale Liquor) 1

TOTAL 92

**LIQUOR LICENSE APPLICATION REPORT  
CITY OF BELLEVUE  
PLANNING DEPARTMENT**

**DATE OF CITY COUNCIL PUBLIC HEARING:** June 3, 2019

**DATE REPORT DUE TO CITY CLERK:** by noon on May 29, 2019

**APPLICANT:** Skate City Bellevue Inc. dba "Skate City Bellevue"

**ADDRESS:** 1220 Fort Crook Road South, Bellevue 98005

**REQUESTED ACTION:** Recommendation for Approval of a Class "I" Liquor License to sell beer, wine, and distilled spirits, On Sale Only, at 1220 Fort Crook Rd South in Bellevue.

**BACKGROUND:** New Application for on sale only

**IS THIS LOCATION WITHIN THE CITY LIMITS OF BELLEVUE?** Yes

**IS THIS LOCATION WITHIN THE CITY'S TWO-MILE ZONING JURISDICTION?** Yes

**EXISTING ZONING:** BGH (Heavy General Business)

**WILL ZONING ALLOW A LIQUOR LICENSE?** Yes

**EXISTING LAND USE:** Commercial

**IS THE CURRENT USE NON-CONFORMING?** No **EXPLANATION:** n/a

**ADJACENT LAND USE AND ZONING:**

**NORTH:** BGH, Commercial

**SOUTH:** BGH, Commercial

**EAST:** BG/BGH-PCO, Commercial (across Fort Crook Road)

**WEST:** RG-28, Church

**DISTANCE FROM SCHOOL (if applicable):** n/a

**DISTANCE FROM COLLEGE (if applicable):** n/a

**DISTANCE FROM CHURCH (if applicable):** Skate City is approximately 80 feet from Mount Carmel Baptist Church to the west.

**IMMEDIATE NEIGHBORHOOD/AREA LAND USES:**           This building is part of a  
commercial strip along Fort Crook Road.

**NUMBER OF PARKING SPACES REQUIRED:**           n/a           **PROVIDED:**           n/a          

**ANALYSIS OF NEIGHBORHOOD EFFECTS:**

**TRAFFIC:**           There is no traffic impact expected.

**STREET/ACCESS:**           There is no street/access impact expected.

**PEDESTRIAN:**           There is no pedestrian impact expected.

**NOISE:**           There is no noise impact expected.

**LIGHTING:**           There is no lighting impact expected.

**GENERAL COMMENTS:**           Skate City is only 80 feet from Mount Carmel Baptist Church to the  
west. Otherwise, this is a commercial area which would accommodate liquor sales.

## Susan Kluthe

---

**From:** Porter, Michelle <michelle.porter@nebraska.gov>  
**Sent:** Wednesday, May 29, 2019 3:13 PM  
**To:** Susan Kluthe  
**Subject:** RE: Skate City Bellevue -123082 Enforcement Letter.docx

Investigator Estwick says they meet the requirements, and they do not need to file any paperwork for the waiver.

Michelle Porter  
Licensing Division/Special Designated Licenses  
Nebraska Liquor Control Commission  
Direct Line: 402/471-2821  
SDL Website Link: <https://lcc.nebraska.gov/special-designated-licenses>  
Fax: 402/471-2814

---

**From:** Susan Kluthe <Susan.Kluthe@bellevue.net>  
**Sent:** Wednesday, May 29, 2019 2:48 PM  
**To:** Porter, Michelle <michelle.porter@nebraska.gov>  
**Subject:** RE: Skate City Bellevue -123082 Enforcement Letter.docx

Perfect! Thanks for the update.

**Susan Kluthe**  
City Clerk  
City of Bellevue  
1500 Wall Street  
Bellevue, NE 68005

---

**From:** Porter, Michelle <[michelle.porter@nebraska.gov](mailto:michelle.porter@nebraska.gov)>  
**Sent:** Wednesday, May 29, 2019 2:18 PM  
**To:** Susan Kluthe <[Susan.Kluthe@bellevue.net](mailto:Susan.Kluthe@bellevue.net)>  
**Subject:** RE: Skate City Bellevue -123082 Enforcement Letter.docx

The investigator is on his way from Lincoln to this location right now. I will let you know when I hear back from him.

Michelle Porter  
Licensing Division/Special Designated Licenses  
Nebraska Liquor Control Commission  
Direct Line: 402/471-2821  
SDL Website Link: <https://lcc.nebraska.gov/special-designated-licenses>  
Fax: 402/471-2814

---

**From:** Susan Kluthe <[Susan.Kluthe@bellevue.net](mailto:Susan.Kluthe@bellevue.net)>  
**Sent:** Wednesday, May 29, 2019 1:23 PM  
**To:** Porter, Michelle <[michelle.porter@nebraska.gov](mailto:michelle.porter@nebraska.gov)>  
**Subject:** RE: Skate City Bellevue -123082 Enforcement Letter.docx

Have you heard anything on Skate City Application?

**Susan Kluthe**  
City Clerk  
City of Bellevue  
1500 Wall Street  
Bellevue, NE 68005

---

**From:** Porter, Michelle <[michelle.porter@nebraska.gov](mailto:michelle.porter@nebraska.gov)>  
**Sent:** Thursday, May 23, 2019 12:18 PM  
**To:** Nyhoff, Shannon <[shannon.nyhoff@nebraska.gov](mailto:shannon.nyhoff@nebraska.gov)>  
**Cc:** Susan Kluthe <[Susan.Kluthe@bellevue.net](mailto:Susan.Kluthe@bellevue.net)>  
**Subject:** RE: Skate City Bellevue -123082 Enforcement Letter.docx  
**Importance:** High

The City is notifying me that this building may be closer than 150'. Can you have the officer assigned to this application confirm and let me know?

Thank you,

Michelle Porter  
Licensing Division/Special Designated Licenses  
Nebraska Liquor Control Commission  
Direct Line: 402/471-2821  
SDL Website Link: <https://lcc.nebraska.gov/special-designated-licenses>  
Fax: 402/471-2814

---

**From:** Porter, Michelle  
**Sent:** Wednesday, May 8, 2019 12:41 PM  
**To:** Nyhoff, Shannon <[shannon.nyhoff@nebraska.gov](mailto:shannon.nyhoff@nebraska.gov)>  
**Subject:** Skate City Bellevue -123082 Enforcement Letter.docx




**APPLICATION FOR LIQUOR LICENSE  
CHECKLIST - RETAIL**

NEBRASKA LIQUOR CONTROL COMMISSION  
301 CENTENNIAL MALL SOUTH  
PO BOX 95046  
LINCOLN, NE 68509-5046  
PHONE: (402) 471-2571  
FAX: (402) 471-2814  
Website: www.lcc.nebraska.gov

|   |                 |                   |
|---|-----------------|-------------------|
| <b>RECEIVED</b>   |                 |                   |
| MAY - 6 2019  |                 |                   |
| <b>NEBRASKA LIQUOR<br/>CONTROL COMMISSION</b>                                 |                 |                   |
| Hot List: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> | New/Replacing # |                   |
| Class Type <u>I</u>   | <b>123082</b>   | Initial <u>MP</u> |


Applicant name David Frank  
Trade name Skate City Bellevue Inc  
Previous trade name N/A  
Contact email address skatecitybellevue@gmail.com

Provide all the items requested. Failure to provide any item will cause this application to be returned or placed on hold. All documents must be legible. Any false statement or omission may result in the denial, suspension, cancellation or revocation of your license. If your operation depends on receiving a liquor license, the Nebraska Liquor Control Commission cautions you that if you purchase, remodel, start construction, spend or commit money that you do so at your own risk. Prior to submitting your application review the application carefully to ensure that all sections are complete, and that any omissions or errors have not been made. You may want to check with the city/village or county clerk, where you are making application, to see if any additional requirements must be met before submitting application to the Nebraska Liquor Control Commission.

|                |   |
|----------------|---|
| <b>RECEIPT</b> | DATE <u>5-6-19</u> No. <u>169799</u>  |
|                | FROM <u>Skate City Bellevue Inc</u>   |
|                | FOR <u>New Application</u>  |
|                |  |
|                | Received by <u>Michelle Porter</u>  |

☐ CASH  
☒ CHECK # 19158 \$400.00  
☐ MONEY#  
ORDER

|                                  |                       |
|----------------------------------|-----------------------|
| Office use only                  |                       |
| PAYMENT TYPE <u>Check #19158</u> |                       |
| AMOUNT <u>\$400.00</u>           |                       |
| <u>Rct 169799</u>                | Received by <u>MP</u> |

  
1900004879

**RECEIVED**

- David Frank - printed/frees  
Michelle Frank - printed/frees
1. ☒ Fingerprints are required for each person as defined in new application guide, found on our website under "Licensing Tab" in "Guidelines/Brochures". See Form 147 for further information, this form **MUST** be included with your application.
  2. ☒ Enclose application fee of \$400 (nonrefundable), check made payable to the Nebraska Liquor Control Commission or you may pay online at PAYPORT.
  3. ☒ Enclose the appropriate application forms;
    - Individual License (requires insert form 1)
    - Partnership License (requires insert form 2)
    - Corporate License (requires insert form 3a & 3c)
    - Limited Liability Company (LLC) (requires form 3b & 3c)
  4. ☒ If building is being leased send a copy of signed lease. Be sure the lease reads in the name of the individual(s), corporation or Limited Liability Company (LLC) making application. Lease term must run through the license year being applied for.
  5. ☒ If building is owned or being purchased send a copy of the deed or purchase agreement in the name of the applicant.
  6. ☒ If buying the business of a current liquor license holder:
    - a. Provide a copy of the purchase agreement from the seller (must read applicants name)
    - b. Provide a copy of alcohol inventory being purchased (must include brand names and container size)
    - c. Enclose a list of the assets being purchased (furniture, fixtures and equipment)
  7. ☒ If requesting to operate on current liquor license; enclose Temporary Operating Permit (TOP) (Form 125).
  8. ☒ Enclose a list of any inventory or property owned by other parties that are on the premises.
  9. ☒ For citizenship enclose U.S. birth certificate; U.S. passport or naturalization paper
    - a. For residency enclose proof of registered voter in Nebraska
    - b. If permanent resident include Employment Authorization Card or Permanent Resident Card
    - c. See guideline for further assistance
  10. ☒ Corporation or Limited Liability Company (LLC) must enclose a copy of articles of incorporation; as filed with the Secretary of State's Office.
  11. ☒ Submit a copy of your business plan.

I acknowledge that this application is not a guarantee that a liquor license will be issued to me, and that the average processing period is 60 days. Furthermore, I understand that all the information is truthful and I accept all responsibility for any false documents.

Signature

Date

Support receipt  
Training  
Sample - Voters  
Nebraska  
[Signature]

**PRIVACY ACT STATEMENT/  
SUBMISSION OF FINGERPRINTS /  
PAYMENT OF FEES TO NSP-CID**

NEBRASKA LIQUOR CONTROL COMMISSION  
301 CENTENNIAL MALL SOUTH  
PO BOX 95046  
LINCOLN, NE 68509-5046  
PHONE: (402) 471-2571  
FAX: (402) 471-2814  
Website: [www.lcc.nebraska.gov](http://www.lcc.nebraska.gov)



**THIS FORM IS REQUIRED TO BE SIGNED BY EACH PERSON BEING FINGERPRINTED:**

**DIRECTIONS FOR SUBMITTING FINGERPRINTS AND FEE PAYMENTS:**

- FAILURE TO FILE FINGERPRINT CARDS AND PAY THE REQUIRED FEE TO THE NEBRASKA STATE PATROL WILL DELAY THE ISSUANCE OF YOUR LIQUOR LICENSE
- Fee payment of \$45.25 per person MUST be made DIRECTLY to the Nebraska State Patrol;  
It is recommended to make payment through the NSP PayPort online system at [www.ne.gov/go/nsp](http://www.ne.gov/go/nsp)  
Or a check made payable to NSP can be mailed directly to the following address:  
\*\*\*Please indicate on your payment who the payment is for (the name of the person being fingerprinted) and the payment is for a Liquor License\*\*\*  
The Nebraska State Patrol – CID Division  
3800 NW 12<sup>th</sup> Street  
Lincoln, NE 68521
- Fingerprints taken at NSP LIVESCAN locations will be forwarded to NSP – CID  
*Applicant(s) will not have cards to include with license application.*
- Fingerprints taken at local law enforcement offices may be released to the applicants;  
*Fingerprint cards should be submitted with the application.*

***Applicant Notification and Record Challenge:*** Your fingerprints will be used to check the criminal history records of the FBI. You have the opportunity to complete or challenge the accuracy of the information contained in FBI identification record. The procedures for obtaining a change, correction, or updating a FBI identification record are set forth in Title 28, CFR, 16.34.

Trade Name: Skate City Bellevue Inc.

Name of Person Bring Fingerprinted: David Frank

Date of Birth: 5-21-67 Last 4 SSN: 1-1-1-1 Date fingerprints were taken: 4-2-19

Location where fingerprints were taken: Bellevue Police Department

How was payment made to NSP?

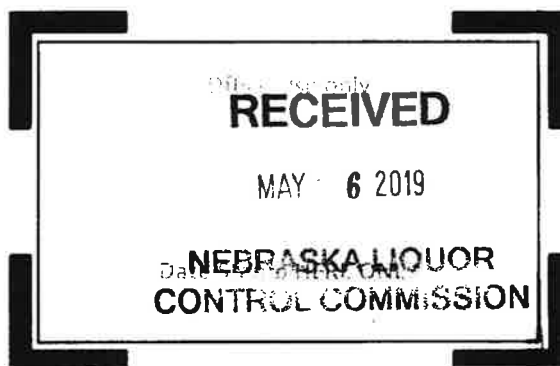
☒ NSP PAYPORT ☐ CASH ☐ CHECK SENT TO NSP CK # \_\_\_\_\_

My fingerprints are already on file with the commission – fingerprints completed for a previous application less than 2 years ago? YES ☐

David Frank  
SIGNATURE REQUIRED OF PERSON BEING FINGERPRINTED

**PRIVACY ACT STATEMENT/  
SUBMISSION OF FINGERPRINTS /  
PAYMENT OF FEES TO NSP-CID**

NEBRASKA LIQUOR CONTROL COMMISSION  
301 CENTENNIAL MALL SOUTH  
PO BOX 95046  
LINCOLN, NE 68509-5046  
PHONE: (402) 471-2571  
FAX: (402) 471-2814  
Website: [www.lcc.nebraska.gov](http://www.lcc.nebraska.gov)



**THIS FORM IS REQUIRED TO BE SIGNED BY EACH PERSON BEING FINGERPRINTED:**

**DIRECTIONS FOR SUBMITTING FINGERPRINTS AND FEE PAYMENTS:**

- FAILURE TO FILE FINGERPRINT CARDS AND PAY THE REQUIRED FEE TO THE NEBRASKA STATE PATROL WILL DELAY THE ISSUANCE OF YOUR LIQUOR LICENSE
- Fee payment of \$45.25 per person MUST be made DIRECTLY to the Nebraska State Patrol;  
It is recommended to make payment through the NSP PayPort online system at [www.ne.gov/go/psp](http://www.ne.gov/go/psp)  
Or a check made payable to NSP can be mailed directly to the following address:  
\*\*\*Please indicate on your payment who the payment is for (the name of the person being fingerprinted) and the payment is for a Liquor License\*\*\*  
The Nebraska State Patrol – CID Division  
3800 NW 12<sup>th</sup> Street  
Lincoln, NE 68521
- Fingerprints taken at NSP LIVESCAN locations will be forwarded to NSP – CID  
*Applicant(s) will not have cards to include with license application.*
- Fingerprints taken at local law enforcement offices may be released to the applicants;  
*Fingerprint cards should be submitted with the application.*

***Applicant Notification and Record Challenge:*** Your fingerprints will be used to check the criminal history records of the FBI. You have the opportunity to complete or challenge the accuracy of the information contained in FBI identification record. The procedures for obtaining a change, correction, or updating a FBI identification record are set forth in Title 28, CFR, 16.34.

Trade Name: Skate City Bellevue Inc.  
Name of Person Bring Fingerprinted: Michelle Frank  
Date of Birth: 1-17-73 Last 4 SSN: 6666 Date fingerprints were taken: 4-2-19  
Location where fingerprints were taken: Bellevue Police Department  
How was payment made to NSP?  
☒ NSP PAYPORT ☐ CASH ☐ CHECK SENT TO NSP CK # \_\_\_\_\_  
My fingerprints are already on file with the commission – fingerprints completed for a previous application less than 2 years ago? YES ☐

  
SIGNATURE REQUIRED OF PERSON BEING FINGERPRINTED

**APPLICATION FOR LIQUOR LICENSE  
RETAIL**

NEBRASKA LIQUOR CONTROL COMMISSION  
301 CENTENNIAL MALL SOUTH  
PO BOX 95046  
LINCOLN, NE 68509-5046  
PHONE: (402) 471-2571  
FAX: (402) 471-2814  
Website: [www.lcc.nebraska.gov/](http://www.lcc.nebraska.gov/)

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**NEBRASKA LIQUOR  
CONTROL COMMISSION**

**RETAIL LICENSE(S)**

**Application Fee \$400 (nonrefundable)**

- ☐ A BEER, ON SALE ONLY  
☐ B BEER, OFF SALE ONLY  
☐ C BEER, WINE, DISTILLED SPIRITS, ON AND OFF SALE  
☐ D BEER, WINE, DISTILLED SPIRITS, OFF SALE ONLY  
☒ I BEER, WINE, DISTILLED SPIRITS, ON SALE ONLY  
☐ J LIMITED ALCOHOLIC LIQUOR, OFF SALE – MUST INCLUDE SUPPLEMENTAL FORM 120  
☐ AB BEER, ON AND OFF SALE  
☐ AD BEER ON SALE ONLY, BEER, WINE, DISTILLED SPIRITS OFF SALE  
☐ IB BEER, WINE, DISTILLED SPIRITS ON SALE, BEER OFF SALE ONLY

☐ Class K Catering license (requires catering application form 106) \$100.00

Additional fees will be assessed at city/village or county level when license is issued

Class C license term runs from November 1 – October 31

All other licenses run from May 1 – April 30

Catering license (K) expires same as underlying retail license

**CHECK TYPE OF LICENSE FOR WHICH YOU ARE APPLYING**

- ☐ Individual License (requires insert 1 FORM 104)  
☐ Partnership License (requires insert 2 FORM 105)  
☒ Corporate License (requires insert 3a FORM 101 & 3c FORM 103)  
☐ Limited Liability Company (LLC) (requires form 3b FORM 102 & 3c FORM 103)

Name N-A Phone number: \_\_\_\_\_

Firm Name \_\_\_\_\_

Trade Name (doing business as) Skate City Bellevue Inc.

Street Address #1 1220 S. Fort Crook Rd S.

Street Address #2 \_\_\_\_\_

City Bellevue County Saipy Zip Code 68005

Premises Telephone number 402-291-0894

Business e-mail address skatecitybellevue@gmail.com

Is this location inside the city/village corporate limits: YES X NO \_\_\_\_\_

Mailing address (where you want to receive mail from the Commission)

Name Skate City (David Frank)

Street Address #1 1220 S. Fort Crook Rd

Street Address #2 \_\_\_\_\_

City Bellevue State NE Zip Code 68005

In the space provided or on an attachment draw the area to be licensed. This should include storage areas, basement, outdoor area, sales areas and areas where consumption or sales of alcohol will take place. If only a portion of the building is to be covered by the license, you must still include dimensions (length x width) of the licensed area as well as the dimensions of the entire building. No blue prints please. **Be sure to indicate the direction north and number of floors of the building.**

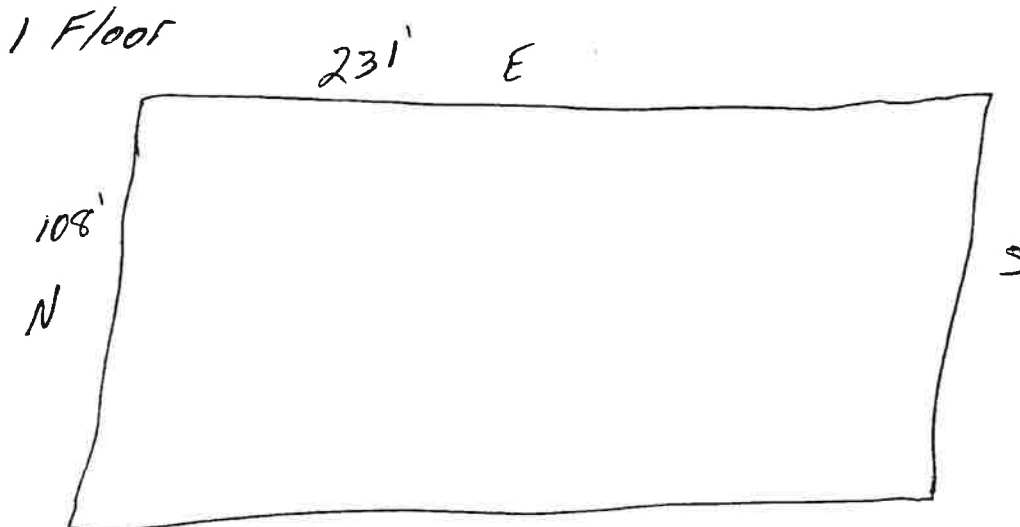
**\*\*For on premises consumption liquor licenses minimum standards must be met by providing at least two restrooms**

Building: length 231 x width 108 in feet

Is there a basement? Yes \_\_\_\_\_ No X If yes, length \_\_\_\_\_ x width \_\_\_\_\_ in feet

Is there an outdoor area? Yes \_\_\_\_\_ No X If yes, length \_\_\_\_\_ x width \_\_\_\_\_ in feet

PROVIDE DIAGRAM OF AREA TO BE LICENSED BELOW OR ATTACH SEPARATE SHEET



One story bldg approx 231' x 108'  
No basement

1. **READ CAREFULLY. ANSWER COMPLETELY AND ACCURATELY §53-125(5)**

Has anyone who is a party to this application, or their spouse, **EVER** been convicted of or plead guilty to any charge. Charge means any charge alleging a felony, misdemeanor, violation of a federal or state law; a violation of a local law, ordinance or resolution. List the nature of the charge, where the charge occurred and the year and month of the conviction or plea. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name. **Include traffic violations.** Commission must be notified of any arrests and/or convictions that may occur after the date of signing this application.

☒ YES ☐ NO

If yes, please explain below or attach a separate page

| Name of Applicant | Date of Conviction<br>(mm/yyyy) | Where Convicted<br>(city & state) | Description of Charge | Disposition |
|-------------------|---------------------------------|-----------------------------------|-----------------------|-------------|
| David Frank       | Please see attachment           |                                   |                       |             |
| Michelle Frank    | Please see attachment           |                                   |                       |             |
|                   |                                 |                                   |                       |             |
|                   |                                 |                                   |                       |             |
|                   |                                 |                                   |                       |             |
|                   |                                 |                                   |                       |             |

2. Are you buying the business of a current retail liquor license?

☐ YES ☒ NO

If yes, give name of business and liquor license number \_\_\_\_\_

- a) Submit a copy of the sales agreement
- b) Include a list of alcohol being purchased, list the name brand, container size and how many
- c) Submit a list of the furniture, fixtures and equipment

3. Was this premise licensed as liquor licensed business within the last two (2) years?

☐ YES ☒ NO

If yes, give name and license number \_\_\_\_\_

4. Are you filing a temporary operating permit (TOP) to operate during the application process?

☐ YES ☒ NO

If yes:

- a) Attach temporary operating permit (TOP) (Form 125)
- b) TOP will only be accepted at a location that currently holds a valid liquor license.

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NEBRASKA LIQUOR  
CONTROL COMMISSION

5. Are you borrowing any money from any source, include family or friends, to establish and/or operate the business?

       YES   X   NO

If yes, list the lender(s) \_\_\_\_\_

6. Will any person or entity, other than applicant, be entitled to a share of the profits of this business?

~~YES~~   X   NO

If yes, explain. (all involved persons must be disclosed on application)

### No silent partners

7. Will any of the furniture, fixtures and equipment to be used in this business be owned by others?

  X   YES        NO

If yes, list such item(s) and the owner. Vending Machine Pepsi Corp. / ICEE machine ICEE Corp.

8. Is premises to be licensed within 150 feet of a church, school, hospital, home for the aged or indigent persons or for veterans, their wives, and children, or within 300 feet of a college or university campus?

~~YES~~   X   NO

If yes, provide name and address of such institution and where it is located in relation to the premises (Neb. Rev. Stat. 53-177)(1)

Provide letter of support or opposition, see FORM 134 – church or FORM 135 – campus

9. Is anyone listed on this application a law enforcement officer?

       YES   X   NO

If yes, list the person, the law enforcement agency involved and the person's exact duties.

10. List the primary bank and/or financial institution (branch if applicable) to be utilized by the business.

a) List the individual(s) who will be authorized to write checks and/or withdrawals on accounts at this institution.

Great Western Bank / David & Michelle Frank

11. List all past and present liquor licenses held in Nebraska or any other state by any person named in this application. Include license holder name, location of license and license number. Also list reason for termination of any license(s) previously held.

N/A



12. List the alcohol related training and/or experience (when and where) of the person(s) making application. Those persons required are listed as followed:

- Individual: Applicant and spouse; spouse is exempt if they filed Form 116 – Affidavit of Non-Participation.
- Partnership: All partners and spouses, spouses are exempt if they filed Form 116 – Affidavit of Non-Participation.
- Limited Liability Company: All member of LLC, Manager and all spouses; spouses are exempt if they filed Form 116 – Affidavit of Non-Participation.
- Corporation: President, Stockholders holding 25% or more of shares, Manager and all spouses; spouses are exempt if they filed Form 116 – Affidavit of Non-Participation.

NLCC certified training program completed:

| Applicant Name | Date (mm/yyyy) | Name of program (attach copy of course completion certificate) |
|----------------|----------------|--|
| David Frank    | N/A            | N/A  |
| Michelle Frank | N/A            | N/A  |

List of NLCC certified training programs

Experience:

| Applicant Name/Job Title | Date of Employment: | Name & Location of Business |
|--------------------------|---------------------|-----------------------------|
|                          |                     |                             |
|                          |                     |                             |
|                          |                     |                             |

13. If the property for which this license is sought is owned, submit a copy of the deed, or proof of ownership. If leased, submit a copy of the lease covering the entire license year. Documents must show title or lease held in name of applicant as owner or lessee in the individual(s) or corporate name for which the application is being filed.

Lease: expiration date \_\_\_\_\_  
 Deed \_\_\_\_\_  
☒ Purchase Agreement

14. When do you intend to open for business? Presently open
15. What will be the main nature of business? Family Entertainment (roller skating)
16. What are the anticipated hours of operation? 10am to 12midnight Mon-Thur 10am-2am Fri-Sun
17. List the principal residence(s) for the past 10 years for all persons required to sign, including spouses.

| RESIDENCES FOR THE PAST 10 YEARS, APPLICANT AND SPOUSE MUST COMPLETE |  |              |    |                      |  |
|--|--|--------------|----|----------------------|--|
| APPLICANT: CITY & STATE  |  | YEAR FROM TO |    | SPOUSE: CITY & STATE |  |
| Papillion NE   |  | 05           | 19 | Papillion NE         |  |
|  |  |              |    |                      |  |
|  |  |              |    |                      |  |
|  |  |              |    |                      |  |

If necessary attach a separate sheet.

The undersigned applicant(s) hereby consent(s) to an investigation of his/her background and release present and future records of every kind and description including police records, tax records (State and Federal), and bank or lending institution records, and said applicant(s) and spouse(s) waive(s) any right or causes of action that said applicant(s) or spouse(s) may have against the Nebraska Liquor Control Commission, the Nebraska State Patrol, and any other individual disclosing or releasing said information. Any documents or records for the proposed business or for any partner or stockholder that are needed in furtherance of the application investigation of any other investigation shall be supplied immediately upon demand to the Nebraska Liquor Control Commission or the Nebraska State Patrol. The undersigned understand and acknowledge that any license issued, based on the information submitted in this application, is subject to cancellation if the information contained herein is incomplete, inaccurate or fraudulent.

Individual applicants agree to supervise in person the management and operation of the business and that they will operate the business authorized by the license for themselves and not as an agent for any other person or entity. Corporate applicants agree the approved manager will superintend in person the management and operation of the business. Partnership applicants agree one partner shall superintend the management and operation of the business. All applicants agree to operate the licensed business within all applicable laws, rules, regulations, and ordinances and to cooperate fully with any authorized agent of the Nebraska Liquor Control Commission.

**Applicant Notification and Record Challenge:** Your fingerprints will be used to check the criminal history records of the FBI. You have the opportunity to complete or challenge the accuracy of the information contained in FBI identification record. The procedures for obtaining a change, correction, or updating an FBI identification record are set forth in Title 28, CFR, 16.34.

Must be signed in the presence of a notary public by applicant(s) and spouse(s). See guideline for required signatures

  
Signature of Applicant

  
Signature of Spouse

David Frank  
Print Name

Michelle Frank  
Print Name

  
Signature of Applicant

  
Signature of Spouse

Michelle Frank  
Print Name

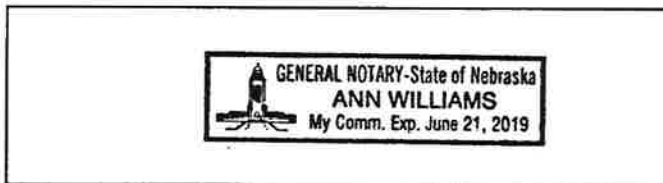
David Frank  
Print Name

#### ACKNOWLEDGEMENT

State of Nebraska  
County of Sarpy  
5-6-19  
date

The foregoing instrument was acknowledged before me this  
by David I Frank, Michelle L Frank  
name of person(s) acknowledged (individual(s) signing)

  
Notary Public signature



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In compliance with the ADA, this application is available in other formats for persons with disabilities. A ten day advance period is required in writing to produce the alternate format.

MAY 6 2019

NEBRASKA LIQUOR  
CONTROL COMMISSION

FORM 100  
REV FEB 2017  
PAGE 8

**CORPORATION  
INSERT - FORM 3a**

NEBRASKA LIQUOR CONTROL COMMISSION  
301 CENTENNIAL MALL SOUTH  
PO BOX 95046  
LINCOLN, NE 68509-5046  
PHONE: (402) 471-2571  
FAX: (402) 471-2814  
Website: [www.lcc.nebraska.gov](http://www.lcc.nebraska.gov)

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**NEBRASKA LIQUOR  
CONTROL COMMISSION**

Officers, directors and stockholders holding over 25% shares of stock, including spouses, are required to adhere to the following requirements:

- 1) All officers, directors and stockholders must be listed
- 2) President/CEO and stockholders holding over 25% and their spouse(s) (if applicable) must submit fingerprints. See Form 147 for further information, this form MUST be included with your application.
- 3) Officers, directors and stockholders holding over 25 % shares of stock and their spouse (if applicable) must sign the signature page of the Application for License Form 100 (even if a spousal affidavit has been submitted)

**Attach copy of Articles of Incorporation**

Name of Registered Agent:

David I. Frank David I. Frank

Name of Corporation that will hold license as listed on the Articles

Skate City Bellevue Inc. # 10065870

Corporation Address:

1220 Fort Crook Rd S.

City:

Bellevue

State:

NE

Zip Code:

68005

Corporation Phone Number:

402-291-0894

Fax Number

402-292-0896

Total Number of Corporation Shares Issued:

10,000

Name and notarized signature of President/CEO (Information of president must be listed on following page)

Last Name:

Frank

First Name:

David

MI:

I

Home Address:

13710 S. 49th St.

City:

Papillion

State:

NE

Zip Code:

68133

Home Phone Number:

402-850-0228

David I. Frank

Signature of President/CEO

**ACKNOWLEDGEMENT**

State of Nebraska

County of

Barry

The foregoing instrument was acknowledged before me this

5-6-19

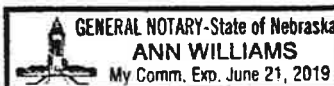
Date

by

David I. Frank

name of person acknowledged

Affix Seal



submitted)

Last Name: Frank First Name: David MI: I *Printed*

Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Title: President Number of Shares 5,000

Spouse Full Name (indicate N/A if single): Michelle Frank *Printed*

Spouse Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

---

Last Name: Frank First Name: Michelle MI: L

Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Title: Sec/Treasurer Number of Shares 5,000

Spouse Full Name (indicate N/A if single): David Frank

Spouse Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

---

Last Name: \_\_\_\_\_ First Name: \_\_\_\_\_ MI: \_\_\_\_\_

Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Title: \_\_\_\_\_ Number of Shares \_\_\_\_\_

Spouse Full Name (indicate N/A if single): \_\_\_\_\_

Spouse Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

---

Last Name: \_\_\_\_\_ First Name: \_\_\_\_\_ MI: \_\_\_\_\_

Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Title: \_\_\_\_\_ Number of Shares \_\_\_\_\_

Spouse Full Name (indicate N/A if single): \_\_\_\_\_

Spouse Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

List names of all officers, directors and stockholders including spouses (Even if a spousal affidavit has been submitted)

Last Name: \_\_\_\_\_ First Name: \_\_\_\_\_ MI: \_\_\_\_\_

Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Title: \_\_\_\_\_ Number of Shares \_\_\_\_\_

Spouse Full Name (indicate N/A if single): \_\_\_\_\_

Spouse Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

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NEBRASKA LIQUOR  
CONTROL COMMISSION

Last Name: \_\_\_\_\_ First Name: \_\_\_\_\_ MI: \_\_\_\_\_

Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Title: \_\_\_\_\_ Number of Shares \_\_\_\_\_

Spouse Full Name (indicate N/A if single): \_\_\_\_\_

Spouse Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Last Name: \_\_\_\_\_ First Name: \_\_\_\_\_ MI: \_\_\_\_\_

Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Title: \_\_\_\_\_ Number of Shares \_\_\_\_\_

Spouse Full Name (indicate N/A if single): \_\_\_\_\_

Spouse Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Last Name: \_\_\_\_\_ First Name: \_\_\_\_\_ MI: \_\_\_\_\_

Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Title: \_\_\_\_\_ Number of Shares \_\_\_\_\_

Spouse Full Name (indicate N/A if single): \_\_\_\_\_

Spouse Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Is the applying corporation controlled by another corporation/company?

☐ YES

☒ NO

If yes, complete controlling corporation insert form 185

---

Indicate the Corporation's tax year with the IRS (Example January through December)

Starting Date: January Ending Date: December

---

Is this a Non-Profit Corporation?

☐ YES

☒ NO

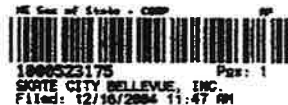
If yes, provide the Federal ID # \_\_\_\_\_

In compliance with the ADA, this corporation insert form 3a is available in other formats for persons with disabilities.  
A ten day advance period is requested in writing to produce the alternate format.

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NEBRASKA LIQUOR  
CONTROL COMMISSION  
ARTICLES OF INCORPORATION  
OF  
SKATE CITY BELLEVUE, INC.



The undersigned, acting as the incorporator of a corporation under the Nebraska Business Corporation Act, adopts the following Articles of Incorporation for such corporation:

ARTICLE I

The name of the corporation shall be: SKATE CITY BELLEVUE, INC.

ARTICLE II

The aggregate number of shares which the corporation shall have the authority to issue is Ten Thousand (10,000) shares of common stock, having a par value of One Dollar (\$1.00) each. All transfers of the shares of this corporation shall be made in accordance with the provisions of the By-Laws of the corporation.

ARTICLE III

The corporation reserves the right to amend or repeal any provisions contained in these Articles of Incorporation in the manner now and hereafter permitted by law, and all rights conferred upon shareholders herein granted subject to this reservation.

ARTICLE IV

The street address of the corporation's initial registered office is: 1220 S. Fort Crook Rd. Bellevue, NE 68005. The name of the initial registered agent at such address is: David I. Frank.

ARTICLE V

The name and street address of the incorporator are: Niel D. Nielsen, 702 N. 129<sup>th</sup> Street, Suite 106, Omaha, NE 68154.

DATED this 14<sup>th</sup> day of December, 2004.

  
\_\_\_\_\_  
NIEL D. NIELSEN, Incorporator

**MANAGER APPLICATION  
INSERT - FORM 3c**

NEBRASKA LIQUOR CONTROL COMMISSION  
301 CENTENNIAL MALL SOUTH  
PO BOX 95046  
LINCOLN, NE 68509-5046  
PHONE: (402) 471-2571  
FAX: (402) 471-2814  
Website: [www.lcc.nebraska.gov](http://www.lcc.nebraska.gov)

Office Use

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**NEBRASKA LIQUOR  
CONTROL COMMISSION**

**FORM MUST BE COMPLETELY FILLED OUT IN ORDER FOR APPLICATION TO BE PROCESSED**

**MANAGER MUST:**

- Complete all sections of the application. Be sure it is signed by a member or corporate officer, corporate officer or member must be an individual on file with the Liquor Control Commission
- Fingerprints are required. See form 147 for further information, read form carefully to avoid delays in processing, this form **MUST** be included with your application.
- Provide a copy of one of the following: US birth certificate, naturalization papers or current US passport (even if you have provided this before)
- Be a registered voter in the State of Nebraska, include a copy of voter card or print document from Secretary of State website with application

Spouse who will not participate in the business, spouse must:

- Complete the Spousal Affidavit of Non Participation Insert (must be notarized). The non-participating spouse completes the top half; the manager completes the bottom half. **Be sure to complete both halves of this form.**
- Need not answer question #1 of the application

Spouse who will participate in the business, the spouse must:

- Sign the application
- Fingerprints are required. See form 147 for further information, read form carefully to avoid delays in processing, this form **MUST** be included with your application.
- Provide a copy of one of the following: birth certificate, naturalization papers or current US passport (even if you have provided this before)
- Be a registered voter in the state of Nebraska, include a copy of voter card with application
- Spousal Affidavit of Non Participation Insert **not** required

BARCODE



**MANAGER APPLICATION  
INSERT - FORM 3c**

NEBRASKA LIQUOR CONTROL COMMISSION  
301 CENTENNIAL MALL SOUTH  
PO BOX 95046  
LINCOLN, NE 68509-5046  
PHONE: (402) 471-2571  
FAX: (402) 471-2814  
Website: [www.lcc.nebraska.gov](http://www.lcc.nebraska.gov)

Office Use

**MUST BE:**

- ✓ Include copy of US birth certificate, naturalization paper or current US passport
- ✓ Nebraska resident. Include copy of voter registration card or print out document from Secretary of State website
- ✓ Fingerprinted. See form 147 for further information, read form carefully to avoid delays in processing, this form **MUST** be included with your application
- ✓ 21 years of age or older

**Corporate Information**

Name of Corporation/LLC: \_\_\_\_\_

**Premise Information**

Liquor License Number: \_\_\_\_\_ Class Type \_\_\_\_\_ (if new application leave blank)

Premise Trade Name/DBA: Skate City Bellevue Inc.

Premise Street Address: 1220 S. Fort Crook Rd

City: Bellevue County: Saipy Zip Code: 68005

Premise Phone Number: 402-291-0894

Premise Email address: skatecitybellevue@gmail.com

The individual whose name is listed as a corporate officer or managing member as reported on insert form 3a or 3b or listed with the Commission. To see authorized officers or members search your license information here.

  
**SIGNATURE REQUIRED BY CORPORATE OFFICER / MANAGING MEMBER**

(Faxed signatures are acceptable)

PLEASE PRINT CLEARLY

Last Name: Frank First Name: David MI: I

Home Address: 13710 S. 49th ST

City: Papillion County: Saunders Zip Code: 68133

Home Phone Number: 402-850-0228

Driver's License Number & State: \_\_\_\_\_

Social Security Number: \_\_\_\_\_

Date Of Birth: \_\_\_\_\_ Place Of Birth: CO

Email address: 4franks@cox.net

☒ YES

☐ NO

Spouses Last Name: Frank First Name: Michelle MI: I

Social Security Number: \_\_\_\_\_

Driver's License Number & State: \_\_\_\_\_

Date Of Birth: \_\_\_\_\_ Place Of Birth: HI

| CITY & STATE        | YEAR FROM | YEAR TO   | CITY & STATE        | YEAR FROM | YEAR TO   |
|---------------------|-----------|-----------|---------------------|-----------|-----------|
| <u>Papillion NE</u> | <u>06</u> | <u>19</u> | <u>Papillion NE</u> | <u>06</u> | <u>19</u> |
|                     |           |           |                     |           |           |
|                     |           |           |                     |           |           |
|                     |           |           |                     |           |           |

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NEBRASKA LIQUOR  
CONTROL COMMISSION

| YEAR<br>FROM | TO | NAME OF EMPLOYER | NAME OF SUPERVISOR | TELEPHONE<br>NUMBER |
|--------------|----|------------------|--------------------|---------------------|
|              |    | N-A              |                    |                     |
|              |    |                  |                    |                     |

**1. READ CAREFULLY. ANSWER COMPLETELY AND ACCURATELY.**

**Must be completed by both applicant and spouse, unless spouse has filed an affidavit of non-participation.**

Has anyone who is a party to this application, or their spouse, EVER been convicted of or plead guilty to any charge. Charge means any charge alleging a felony, misdemeanor, violation of a federal or state law; a violation of a local law, ordinance or resolution. List the nature of the charge, where the charge occurred and the year and month of the conviction or plea, include traffic violations. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name. Commission must be notified of any arrests and/or convictions that may occur after the date of signing this application.

☒ YES ☐ NO

If yes, please explain below or attach a separate page. *Please See attached.*

| Name of Applicant | Date of Conviction<br>(mm/yyyy) | Where Convicted<br>( City & State) | Description of Charge  | Disposition |
|-------------------|---------------------------------|------------------------------------|------------------------|-------------|
| David Frank       |                                 |                                    | Misc. Speeding tickets |             |
| Michelle Frank    |                                 |                                    | Misc Speeding tickets  |             |
|                   |                                 |                                    |                        |             |
|                   |                                 |                                    |                        |             |
|                   |                                 |                                    |                        |             |
|                   |                                 |                                    |                        |             |

**2. Have you or your spouse ever been approved or made application for a liquor license in Nebraska or any other state?**

☐ YES ☒ NO

**IF YES, list the name of the premise(s):**

**3. Do you, as a manager, qualify under Nebraska Liquor Control Act (§53-131.01) and do you intend to supervise, in person, the management of the business?**

☒ YES ☐ NO

- distilling*
4. List the alcohol related training and/or experience (when and where) of the person making application.

\*NLCC Training Certificate Issued: \_\_\_\_\_ Name on Certificate: \_\_\_\_\_

| Applicant Name | Date<br>(mm/yyyy) | Name of program (attach copy of course completion certificate) |
|----------------|-------------------|--|
|                |                   |  |
|                |                   |  |
|                |                   |  |
|                |                   |  |
|                |                   |  |
|                |                   |  |

\*For list of NLCC Certified Training Programs see training

Experience:

| Applicant Name / Job Title | Date of<br>Employment: | Name & Location of Business: |
|----------------------------|------------------------|------------------------------|
| <i>N - A</i>               |                        |                              |
|                            |                        |                              |
|                            |                        |                              |
|                            |                        |                              |
|                            |                        |                              |
|                            |                        |                              |
|                            |                        |                              |
|                            |                        |                              |
|                            |                        |                              |

5. Have you enclosed form 147 regarding fingerprints?

☒ YES      ☐ NO

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MAY - 6 2019  
**NEBRASKA LIQUOR  
CONTROL COMMISSION**


**PERSONAL AND PRIVATE INFORMATION**

The above individual(s), being first duly sworn upon oath, deposes and states that the undersigned is the applicant and/or spouse of applicant who makes the above and foregoing application that said application has been read and that the contents thereof and all statements contained therein are true. If any false statement is made in any part of this application, the applicant(s) shall be deemed guilty of perjury and subject to penalties provided by law. (Sec §53-131.01) Nebraska Liquor Control Act.

The undersigned applicant hereby consents to an investigation of his/her background including all records of every kind and description including police records, tax records (State and Federal), and bank or lending institution records, and said applicant and spouse waive any rights or causes of action that said applicant or spouse may have against the Nebraska Liquor Control Commission and any other individual disclosing or releasing said information to the Nebraska Liquor Control Commission. If spouse has **NO** interest directly or indirectly, a spousal affidavit of non-participation may be attached.

The undersigned understand and acknowledge that any license issued, based on the information submitted in this application, is subject to cancellation if the information contained herein is incomplete, inaccurate, or fraudulent.

***Applicant Notification and Record Challenge:*** Your fingerprints will be used to check the criminal history records of the FBI. You have the opportunity to complete or challenge the accuracy of the information contained in FBI identification record. The procedures for obtaining a change, correction, or updating an FBI identification record are set forth in Title 28, CFR, 16.34.

  
Signature of Manager Applicant

  
Signature of Spouse

**ACKNOWLEDGEMENT**

State of Nebraska

County of Sarpy

The foregoing instrument was acknowledged before me this

5-6-19

date

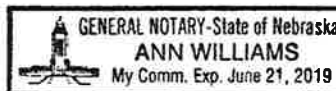
by

David I Frank Michelle L Frank

NAME OF PERSON BEING ACKNOWLEDGED

  
Notary Public signature

Affix Seal



In compliance with the ADA, this application is available in other formats for persons with disabilities. A ten day advance period is required in writing to produce the alternate format.

RECEIVED

MAY 8 2019

## COMMERCIAL LEASE AGREEMENT

NEBRASKA LIQUOR

CONTROL COMMISSION

This Lease is made this 1 day of January (Month), 2019 (Year) by and between  
KEMD LLC (hereinafter "Landlord") and  
Skate City Bellevue Inc (hereinafter "Tenant"). In  
consideration for the mutual promises and covenants contained herein, and for other good and valuable  
consideration, the parties hereby agree as follows:

1. The Landlord leases to the Tenant, and the Tenant rents from the Landlord the following described premises:  
1220 Fort Crook Rd South, Bellevue NE 68005
2. The term of the Lease shall be for property lease commencing January 1, 2019 and ending  
December 31, 2118.
3. The Tenant shall pay to Landlord as rent \$ 5400 per year in equal monthly installments.
4. This Lease is subject to all present or future mortgages affecting the premises.
5. Tenant shall use and occupy the premises only as a family entertainment (Tenant Rental Status) subject at all times to the approval of the Landlord.
6. The Tenant shall not make any alterations, additions or improvements to the premises without the prior written consent of the Landlord.
7. The Landlord, at his own expense, shall furnish the following utilities or amenities for the benefit of the Tenant:  
n/a
8. The Tenant, at his own expense, shall furnish the following: n/a repairs to all property from daily use
9. The Tenant shall purchase at his own expense public liability insurance for the premises and shall provide satisfactory evidence thereof to the Landlord and shall continue same in force and effect throughout the Lease term hereof.
10. The Tenant shall not permit or commit waste to the premises.
11. The Tenant shall comply with all rules, regulations, ordinances codes and laws of all governmental authorities having jurisdiction over the premises.
12. The Tenant shall not permit or engage in any activity that will effect an increase in the rate of insurance for the Building in which the premises is contained nor shall the Tenant permit or commit any nuisance thereon.
13. The Tenant shall not sublet or assign the premises nor allow any other person or business to use or occupy the premises without the prior written consent of the Landlord, which consent may not be unreasonably withheld.
14. At the end of the term of this Lease, the Tenant shall surrender and deliver up the premises in the same condition (subject to any additions, alterations or improvements, if any) as presently exists, reasonable wear and tear excluded.
15. Upon default in any term or condition of this Lease, the Landlord shall have the right to undertake any or all other remedies permitted by Law.
16. This Lease shall be binding upon, and inure to the benefit of, the parties, their heirs, successors, and assigns.

Signed this 1 day of January (Month) 2019 (Year).

Tenant

Landlord

Michelle L Frank  
David I Frank  
Skate City Bellevue Inc.

May 6-2019

Business Plan

Skate City is an entertainment company  
~~structured~~ structured around roller skating.

The future of this business will be to  
continue to create an atmosphere where  
customers want to come back.

We offer skating for all ages including  
3 different adult sessions. Skate City  
will grow with the times and staying  
updated and modern.

RECEIVED

MAY 6 2019

NEBRASKA LIQUOR  
CONTROL COMMISSION

10b.  
6/18/19

CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

|  |                      |                                     |
|--|----------------------|-------------------------------------|
| COUNCIL MEETING DATE:                    | June 18, 2019        | AGENDA ITEM TYPE:                   |
| SUBMITTED BY:<br><br>City Clerk's Office | SPECIAL PRESENTATION | <input type="checkbox"/>            |
|  | LIQUOR LICENSE       | <input checked="" type="checkbox"/> |
|  | ORDINANCE            | <input type="checkbox"/>            |
|  | PUBLIC HEARING       | <input type="checkbox"/>            |
|  | RESOLUTION           | <input type="checkbox"/>            |
|  | CURRENT BUSINESS     | <input type="checkbox"/>            |
|  | OTHER (SEE CLERK)    | <input type="checkbox"/>            |

SUBJECT:

Application of Olde Towne Tavern LLC. dba "Olde Towne Tavern" for a special Designated Liquor License

SYNOPSIS:

Recommend approval of Olde Towne Tavern LLC dba "Olde Towne Tavern" for a Special Designated Liquor License at 107 W. Mission Avenue, on Saturday, July 27, 2019, from 2:00 p.m. to 2:00 a.m. for 5 year anniversary

FISCAL IMPACT:

One Day License Fee - \$40.00

BUDGETED ITEM: ☐ YES ☒ NO

PROJECT # & TRACKING INFORMATION:

|  |
|--|
|  |
|--|

RECOMMENDATION:

The Police have reviewed the application and given feedback (see attached). Request Council to make a recommendation to the NLCC.

BACKGROUND:

Special Designated Liquor License (SDL's) Applications are turned in directly to the City Clerk's Office. They are reviewed by the Police, submitted to the City Council for review and recommendation, and then forwarded to the Nebraska Liquor Control Commission for issuance (if there are no issues).

ATTACHMENTS:

|   |               |   |  |
|---|---------------|---|--|
| 1 | Application   | 4 |  |
| 2 | Police Report | 5 |  |
| 3 |               | 6 |  |

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:




**Special Designated License  
Local Recommendation (Form 200)**

Applications must be entered on the portal after local approval – no exceptions  
Late applications are non-refundable and will be rejected

**OLDE TOWN TAVERN LLC**

Retail Liquor License Name or \*Non-Profit Organization (\*Must include Form #201 as Page 2)

**107 W. MISSION AVENUE, BELLEVUE, NE 68005**

Retail Liquor License Address or Non-Profit Business Address

**106694**

Retail License Number or Non-Profit Federal ID #

Consecutive Dates only

Event Date(s): **July 27th**

Event Start Time(s): **12:00**

Event End Time(s): **2:00 A.M.**

Alternate Date: **NA**

Alternate Location Building & Address: **NA**

Event Building Name: **OLDE TOWN TAVERN**

Event Street Address/City: **107 W. MISSION AVENUE, BELLEVUE, NE 68005**

Indoor area to be licensed in length & width: **25 X 150**

Outdoor area to be licensed in length & width: **60 X 60** (Diagram Form #109 must be attached)

Type of Event: **5 year anniversary** Estimate # of attendees **(75-100)**

Type of alcohol to be served: Beer ☒ Wine ☒ Distilled Spirits ☒  
(If not marked, you will not be able to serve this type of alcohol)

Event Contact Name: **Greg Sokolik** Event Contact Phone Number: **402-305-9091**

Event Contact Email: **gsokolik@cox.net**

\*Signature Authorized Representative: **Greg Sokolik** Printed Name **Greg Sokolik**

*I declare that I am the authorized representative of the above named license applicant and that the statements made on this application are true to the best of my knowledge and belief. I also consent to an investigation of my background including all records of every kind including police records. I agree to waive any rights or causes of action against the Nebraska Liquor Control Commission, the Nebraska State Patrol or any other individual releasing said information to the Liquor Control Commission or the Nebraska State Patrol. I further declare that the license applied for will not be used by any other person, group, organization or corporation for profit or not for profit and that the event will be supervised by persons directly responsible to the holder of this Special Designated License.*

\*Retail licensee – Must be signed by a member listed on permanent license

\*Non-Profit Organization – Must be signed by a Corporate Officer

Local Governing Body completes below:

The local governing body for the City/Village of \_\_\_\_\_ OR County of \_\_\_\_\_ approves  
the issuance of a Special Designated License as requested above. (Only one should be written above)

Local Governing Body Authorized Signature

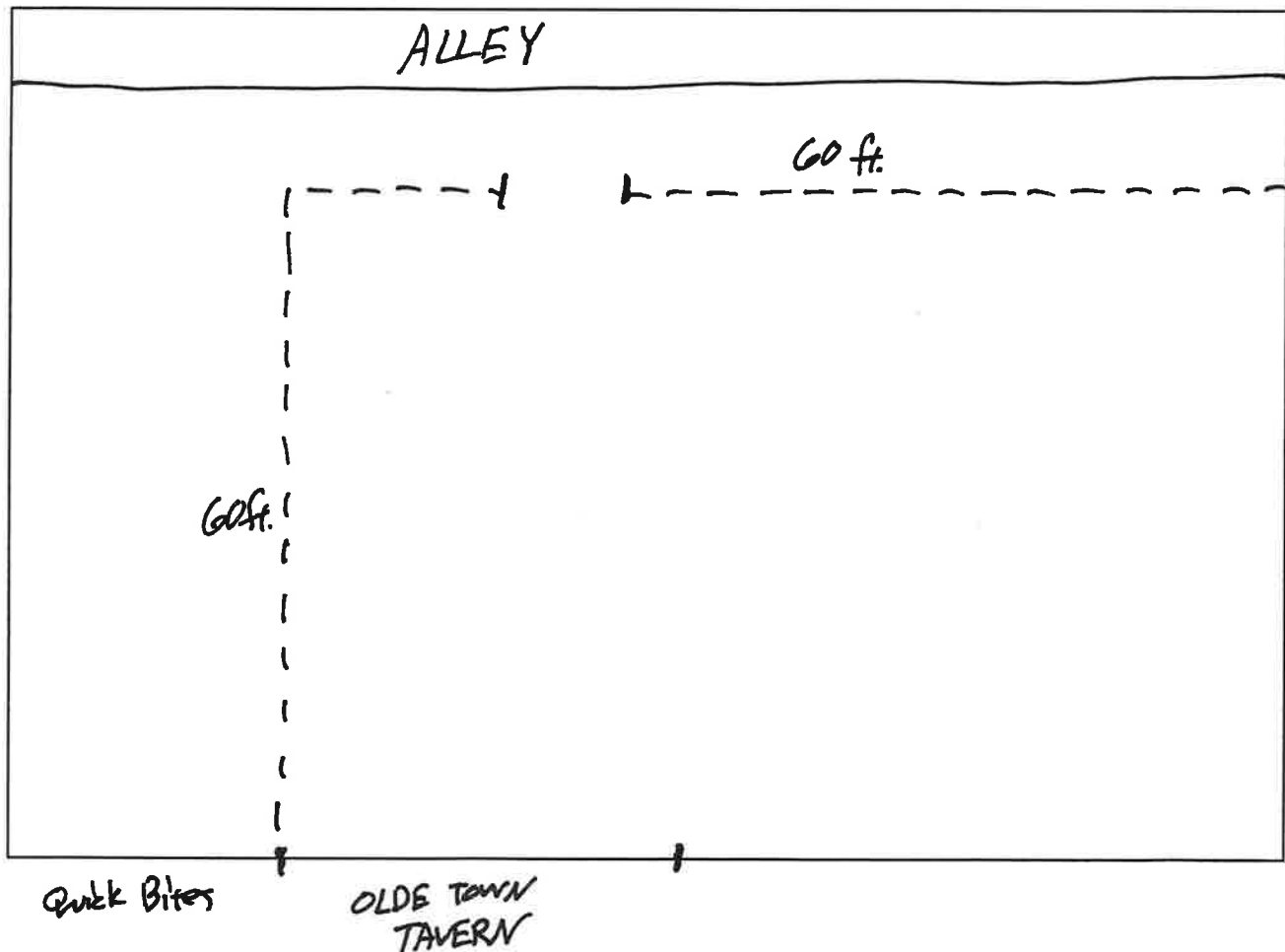
Date

# OUTDOOR AREA DIAGRAM

HOW AREA WILL BE PATROLLED Employees

- IF APPLICABLE, OUTDOOR AREA MUST BE CONNECTED TO INDOOR AREA IF INDOOR AREA IS TO LICENSED
- MEASUREMENT OF OUTER WALLS OF AREA TO BE LICENSED MUST INCLUDED LENGTH & WIDTH IN FEET
- DOUBLE FENCING IS REQUIRED FOR ALL NON-PROFIT ORGANIZATIONS UNLESS FORM #140 IS FILED WITH THIS FORM AND IS APPROVED BY THE COMMISSION
- RETAILER LIQUOR LICENSE HOLDERS ARE NOT REQUIRED TO DOUBLE FENCE, ALTHOUGH MEASURES NEED TO BE TAKEN TO SECURE THE AREA

DIAGRAM OF PROPOSED AREA:



**APPLICATION FOR A  
SPECIAL DESIGNATED LIQUOR LICENSE**

**POLICE REPORT**

DATE OF COUNCIL MEETING: 06-18-19 Due to City Clerk: 06-11-19

APPLICANT: Olde Towne Tavern LLC dba Old Towne Tavern

LOCATION/ADDRESS: 107 W. Mission Avenue

REQUESTED ACTION: Request for a Special Designated Liquor License to sell beer,  
wine, and distilled spirits for 5 year anniversary, July 27, 2019 from 12:00 P.M. to  
2:00 a.m.

COMMENTS:

*Approved 6-12-19*  
*Capt [Signature]*

CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

10c.  
6/18/19

|  |                      |                                     |
|--|----------------------|-------------------------------------|
| COUNCIL MEETING DATE:                    | June 18 2019         | AGENDA ITEM TYPE:                   |
| SUBMITTED BY:<br><br>City Clerk's Office | SPECIAL PRESENTATION | <input type="checkbox"/>            |
|  | LIQUOR LICENSE       | <input checked="" type="checkbox"/> |
|  | ORDINANCE            | <input type="checkbox"/>            |
|  | PUBLIC HEARING       | <input type="checkbox"/>            |
|  | RESOLUTION           | <input type="checkbox"/>            |
|  | CURRENT BUSINESS     | <input type="checkbox"/>            |
|  | OTHER (SEE CLERK)    | <input type="checkbox"/>            |

SUBJECT:

Application of Willow Springs Bottling Co. Inc. DBA " Cornhusker Beverage Mart" for a special Designated Liquor License

SYNOPSIS:

Recommend approval of Willow Springs Bottling Co. Inc. dba "Cornhusker Beverage Mart" a Special Designated Liquor License at 1000 Galvin Road, Bellevue University, Muller Bldg, on Saturday, August 24, 2019, from 2:00 p.m. to 8:00 p.m. for Semi Annual Club Reception

FISCAL IMPACT:

One Day License Fee - \$40.00

BUDGETED ITEM: ☐ YES ☒ NO

PROJECT # & TRACKING INFORMATION:

|  |
|--|
|  |
|--|

RECOMMENDATION:

The Police have reviewed the application and given feedback (see attached). Request Council to make a recommendation to the NLCC.

BACKGROUND:

Special Designated Liquor License (SDL's) Applications are turned in directly to the City Clerk's Office. They are reviewed by the Police, submitted to the City Council for review and recommendation, and then forwarded to the Nebraska Liquor Control Commission for issuance (if there are no issues).

ATTACHMENTS:

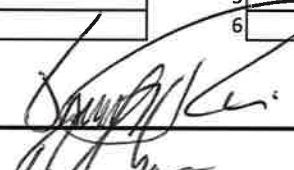
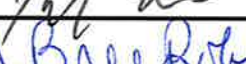
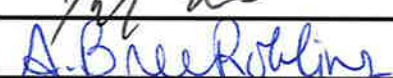
|   |               |   |  |
|---|---------------|---|--|
| 1 | Application   | 4 |  |
| 2 | Police Report | 5 |  |
| 3 |               | 6 |  |

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:

NEBRASKA LIQUOR CONTROL COMMISSION  
PHONE: (402) 471-2571  
Website: [www.lcc.nebraska.gov](http://www.lcc.nebraska.gov)

## Special Designated License Local Recommendation (Form 200)

Applications must be entered on the portal after local approval – no exceptions  
Late applications are non-refundable and will be rejected

Willoow Springs Bottling Co. Inc. DBA Cornhusker Beverage Mart

Retail Liquor License Name or \*Non-Profit Organization (\*Must include Form #201 as Page 2)

8510 K Street, Omaha, NE 68127 Douglas County #1

Retail Liquor License Address or Non-Profit Business Address

CK117309

Retail License Number or Non-Profit Federal ID #

Event Date(s): 8/24/2019

Event Start Time(s): 2pm

Event End Time(s): 8pm

Alternate Date: None

Alternate Location Building & Address: None

Event Building Name: Bellevue University, Muller Building, ground floor.

Event Street Address/City: 1000 Galvin Road South, Bellevue, NE 68005

Indoor area to be licensed in length & width: 80 X 80


Outdoor area to be licensed in length & width: None X (Diagram Form #109 must be attached)

Type of Event: Semi Annual Club Reception. Estimate # of attendees: 80

Type of alcohol to be served: Beer ☒ Wine ☒ Distilled Spirits ☒  
(If not marked, you will not be able to serve this type of alcohol)

Event Contact Name: James Sobczyk Event Contact Phone Number: 402-331-5404

Event Contact Email: Info@CornhuskerBeverage.com

\*Signature Authorized Representative: 

\*Retail licensee – Must be signed by a member listed on permanent license

\*Non-Profit Organization – Must be signed by a Corporate Officer

Local Governing Body completes below:

The local governing body for the City of \_\_\_\_\_ OR County of \_\_\_\_\_ approves the  
issuance of a Special Designated License as requested above.

Local Governing Body Authorized Signature

Date

## Susan Kluthe

---

**From:** Nicole Bourquin <info@cornhuskerbeverage.com>  
**Sent:** Tuesday, June 4, 2019 3:01 PM  
**To:** Susan Kluthe  
**Subject:** Application for one day permit  
**Attachments:** SDL application 082419.pdf

See attached for one application for a Special Designated License.  
8/24/2019 at Bellevue University  
Reply so I know you received this.  
Please let us know when it will be heard at the City Council.

Jim Sobczyk  
Conhusker Beverage Mart  
8510 K Street  
Omaha, Nebraska 68127  
402-331-5404  
[www.cornhuskerbeverage.com](http://www.cornhuskerbeverage.com)

**APPLICATION FOR A  
SPECIAL DESIGNATED LIQUOR LICENSE**

**POLICE REPORT**

DATE OF COUNCIL MEETING: 06-18-19 Due to City Clerk: 06-11-19

APPLICANT: Willow Springs Bottling Co., Inc. dba "Cornhusker Beverage Mart"

LOCATION/ADDRESS: Bellevue University, Mueller Bldg, ground floor, 1000 Galvin Road South

REQUESTED ACTION: Request for a Special Designated Liquor License to sell beer, wine, and distilled spirits for Semi Annual Club Reception, Saturday, August 24, 2019 from 2:00 P.M. to 8:00 p.m.

COMMENTS:

*Approved 6-18-19*  
*Capt. [Signature]*

CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

11a.  
6/18/19

|                                |         |                      |                                     |
|--------------------------------|---------|----------------------|-------------------------------------|
| COUNCIL MEETING DATE:          | 5-21-19 | AGENDA ITEM TYPE:    |                                     |
| SUBMITTED BY:<br>City Attorney |         | SPECIAL PRESENTATION | <input type="checkbox"/>            |
|                                |         | LIQUOR LICENSE       | <input type="checkbox"/>            |
|                                |         | ORDINANCE            | <input checked="" type="checkbox"/> |
|                                |         | PUBLIC HEARING       | <input type="checkbox"/>            |
|                                |         | RESOLUTION           | <input type="checkbox"/>            |
|                                |         | CURRENT BUSINESS     | <input type="checkbox"/>            |
|                                |         | OTHER (SEE CLERK)    | <input type="checkbox"/>            |

SUBJECT:

Ordinance No: 3949

SYNOPSIS:

An ordinance to amend section 19-42 of the Bellevue Code pertaining to the publication of a general notice of the requirements of Article IV of Chapter 19 regarding Wrecked, Junked or Dismantled Vehicles

FISCAL IMPACT:

|  |
|--|
|  |
|--|

BUDGETED ITEM: ☐ YES ☒ NO

GRANT/MATCHING FUNDS

☐ YES ☐ NO

IF NO, EXPLAIN:

IF YES, %, \$, EXPLAIN:

No financial impact

PROJECT NAME, CALENDAR AND CODING:

|           |                             |                    |
|-----------|-----------------------------|--------------------|
| Requestor | Project Name:               |                    |
|           | Expected Start Date:        | Expected End Date: |
|           | CIP Project Name:           |                    |
|           | MAPA # and Name:            |                    |
|           | Street District # and Name: |                    |
| Finance   | Distribution Code:          |                    |
|           | GL Account #:               | GL Account Name:   |

RECOMMENDATION:

Approve Ordinance to amend Chapter 19 Article IV of the Bellevue City Code.

BACKGROUND:

Amendments are needed to Chapter 19 Article IV to provide for a consistent and uniform process for appeals of violations, hearing rights, and notification requirements.

ATTACHMENTS:

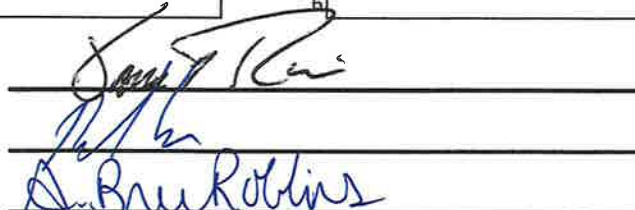
|   |           |   |  |
|---|-----------|---|--|
| 1 | Ordinance | 4 |  |
| 2 |           | 5 |  |
| 3 |           | 6 |  |

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:





ORDINANCE NO. 3949

AN ORDINANCE TO AMEND SECTION 19-42 OF THE BELLEVUE MUNICIPAL CODE PERTAINING TO THE PUBLICATION OF A GENERAL NOTICE OF THE REQUIREMENTS OF ARTICLE IV OF CHAPTER 19 OF THE BELLEVUE MUNICIPAL CODE AND TO PROVIDE AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF BELLEVUE, NEBRASKA.

Section 1. That Sections 19-42 of the Bellevue Municipal Code are hereby amended to read as follows:

**Sec. 19-42. Procedure for notification and abatement; order to abate; request for hearing; cost reimbursement upon failure.**

- (a) Whenever the city by and through its authorized representatives shall determine that any owner, agent, occupant, tenant or person in possession, charge or control of any lot or ground, or any part of any lot or ground located within the city's zoning jurisdiction is in violation of the provisions of this article, the city shall provide notice to such person(s) of the city's determination and issue an "Official Notice" mandating such person to abate and/or remove such nuisance. Such notice shall be delivered personally, or by certified mail through the United States Post Office, directed to such person. If such owner is not reasonably identified, notice may be left by posting a copy of such notice in a conspicuous place on or about the property. If such certified mail is returned with a receipt showing that it has not been delivered to such person, the city may comply with the notice delivery requirements of this section by posting a copy of such notice in a conspicuous place on or about the property. A person receiving such notice may within five calendar days after the receipt of such notice request an impartial hearing with the City Administrator and/or his/her designee.
- (b) To request an impartial hearing, the "applicant" must:
  - a. Complete, sign, and date the Applicant Statement on the front side of the Official Notice; and
  - b. Return to the City Clerk's office within five calendar days, the completed applicant statement, the white copy of the Official Notice, together with a check in the amount of \$35.00 made payable to the City of Bellevue.
  - c. When completing the Applicant Statement on the front side of the Official Notice, the applicant must briefly state the reason(s) for requesting the hearing and precisely explain the relief requested.
- (c) Upon timely receiving the completed Applicant Statement on the front side of the Official Notice, together with all other required items, the City Clerk will contact the applicant in writing to inform the applicant of the date, time and place of the hearing. The City Clerk will notify the applicant per the requested contact method on the Official Notice which the applicant selects. The City Clerk shall also notify the Bellevue Code Enforcement Office and the City Administrator of the requested hearing.
- (d) To exercise the opportunity to be heard, the applicant must attend the hearing and explain to the City Administrator and/or his/her designee why the applicant should not be found in violation of the Bellevue City Code section(s) referenced on the front side of the Official Notice. The hearing before the City Administrator and/or his/her designee will not be transcribed or recorded by the City Administrator and/or his/her designee.
- (e) If a person receiving such Official Notice fails to timely request a hearing or fails to appear at a hearing scheduled pursuant to a timely request, then it shall be conclusively presumed that such person is in violation of the provisions of this article as set forth in such notice. Additionally, if the applicant fails to successfully challenge the violation(s) set forth on the front side of the Official Notice at a hearing attended, then it shall be conclusively presumed that the applicant is in violation of the Bellevue City Code violation(s) on the Official Notice.
- (f) If the City Administrator and/or his/her designee finds that the applicant **is not** in violation of the City Code, he/she shall inform the applicant, the City Clerk and

- 1 Bellevue Code Enforcement of the same in writing within thirty (30) days of said  
2 hearing.
- 3 (g) If the City Administrator and/or his/her designee finds that the applicant is in  
4 violation of the City Code, he/she shall inform the applicant, the City Clerk, and  
5 Bellevue Code Enforcement of the same in writing within thirty (30) days of said  
6 hearing.
- 7 a. If the applicant does not successfully challenge the violation(s) after the  
8 hearing before the City Administrator and/or his/her designee, the applicant  
9 shall abate and/or remove such nuisance within seven (7) calendar days after  
10 the receipt of said notice from the City Administrator and/or his/her designee.
- 11 b. If the applicant fails to attend the requested hearing before the City  
12 Administrator and/or his/her designee, the applicant shall abate and/or remove  
13 such nuisance as originally stated in the Official Notice and said timelines  
14 presented therein.
- 15 (h) If the applicant fails or refuses to comply with these provisions and fails to abate  
16 and/or remove such nuisance in a timely manner, the city may cause the abatement  
17 and/or removal of such nuisance as further provided in this article. The owner, agent,  
18 occupant, tenant or person in possession, charge or control of such lot or ground shall  
19 reimburse the city for its reasonable costs incurred in abating and/or removing the  
20 same including but not limited to labor, equipment, and disposal costs.

21  
22 Section 2. This ordinance shall take effect and be in full force from and after its passage,  
23 approval and publication as provided by law.  
24

25  
26  
27 Passed and adopted this \_\_\_\_ day of \_\_\_\_\_ 2019.  
28

29 \_\_\_\_\_  
30 Mayor

31 ATTEST:

32 \_\_\_\_\_  
33  
34 City Clerk

35 APPROVED AS TO FORM:

36 First Reading \_\_\_\_\_

37 Second Reading \_\_\_\_\_

38 Third Reading \_\_\_\_\_

39 \_\_\_\_\_  
40 City Attorney

41 ADOPTED by the Mayor and City Council this \_\_\_\_ day of \_\_\_\_\_ 2019.  
42

43  
44 ATTEST:

45 \_\_\_\_\_  
46 Mayor

47 \_\_\_\_\_  
48 City Clerk

49 APPROVED AS TO FORM:

50 First Reading \_\_\_\_\_

51 Second Reading \_\_\_\_\_

52 Third Reading \_\_\_\_\_

53 \_\_\_\_\_  
54 City Attorney  
55  
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Red-lined

ORDINANCE NO. 3949

AN ORDINANCE TO AMEND SECTION 19-42 OF THE BELLEVUE MUNICIPAL CODE PERTAINING TO THE PUBLICATION OF A GENERAL NOTICE OF THE REQUIREMENTS OF ARTICLE IV OF CHAPTER 19 OF THE BELLEVUE MUNICIPAL CODE AND TO PROVIDE AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF BELLEVUE, NEBRASKA.

Section 1. That Sections 19-42 of the Bellevue Municipal Code are hereby amended to read as follows:

**Sec. 19-42. Procedure for notification and abatement; order to abate; request for hearing; cost reimbursement upon failure.**

- (a) Whenever the city by and through its authorized representatives shall determine that any owner, agent, occupant, tenant or person in possession, charge or control of any lot or ground, or any part of any lot or ground located within the city's zoning jurisdiction is in violation of the provisions of this article, the city shall provide notice to such person(s) of the city's determination and issue an "Official Notice" order mandating such person to abate and/or remove such nuisance. Such notice shall be delivered personally, or by certified mail through the United States Post Office, directed to such person. ~~If such owner is not reasonably identified, notice may be left by posting a copy of such notice in a conspicuous place on or about the property.~~ If such certified mail is returned with a receipt showing that it has not been delivered to such person, the city may comply with the notice delivery requirements of this section by posting a copy of such notice in a conspicuous place on or about the property. A person receiving such notice may within five calendar days after the receipt of such notice request an impartial hearing with the City Administrator and/or his/her designee ~~city~~ as described in such notice. ~~If a person receiving such notice fails to timely request a hearing or fails to appear at a hearing scheduled pursuant to a timely request, then it shall be conclusively presumed that such person is in violation of the provisions of this article as set forth in such notice.~~
- (b) To request an impartial hearing, the "applicant" must:
  - a. Complete, sign, and date the Applicant Statement on the front side of the Official Notice; and
  - b. Return to the City Clerk's office within five calendar days, the completed applicant statement, the white copy of the Official Notice, together with a check in the amount of \$35.00 made payable to the City of Bellevue.
  - c. When completing the Applicant Statement on the front side of the Official Notice, the applicant must briefly state the reason(s) for requesting the hearing and precisely explain the relief requested.
- (c) Upon timely receiving the completed Applicant Statement on the front side of the Official Notice, together with all other required items, the City Clerk will contact the applicant in writing to inform the applicant of the date, time and place of the hearing. The City Clerk will notify the applicant per the requested contact method on the Official Notice which the applicant selects. The City Clerk shall also notify the Bellevue Code Enforcement Office and the City Administrator of the requested hearing.
- (d) To exercise the opportunity to be heard, the applicant must attend the hearing and explain to the City Administrator and/or his/her designee why the applicant should not be found in violation of the Bellevue City Code section(s) referenced on the front side of the Official Notice. The hearing before the City Administrator and/or his/her designee will not be transcribed or recorded by the City Administrator and/or his/her designee.
- (e) If a person receiving such Official Notice fails to timely request a hearing or fails to appear at a hearing scheduled pursuant to a timely request, then it shall be conclusively presumed that such person is in violation of the provisions of this article as set forth in such notice. Additionally, if the applicant fails to successfully challenge the violation(s) set forth on the front side of the Official Notice at a hearing attended,





then it shall be conclusively presumed that the applicant is in violation of the Bellevue City Code violation(s) on the Official Notice.

(f) If the City Administrator and/or his/her designee finds that the applicant **is not** in violation of the City Code, he/she shall inform the applicant, the City Clerk and Bellevue Code Enforcement of the same in writing within thirty (30) days of said hearing.

(g) If the City Administrator and/or his/her designee finds that the applicant **is** in violation of the City Code, he/she shall inform the applicant, the City Clerk, and Bellevue Code Enforcement of the same in writing within thirty (30) days of said hearing.

a. If the applicant does not successfully challenge the violation(s) after the hearing before the City Administrator and/or his/her designee, the applicant shall abate and/or remove such nuisance within seven (7) calendar days after the receipt of said notice from the City Administrator and/or his/her designee.

b. If the applicant fails to attend the requested hearing before the City Administrator and/or his/her designee, the applicant shall abate and/or remove such nuisance as originally stated in the Official Notice and said timelines presented therein.

(h) If the applicant fails or refuses to comply with these provisions and fails to abate and/or remove such nuisance in a timely manner, the city may cause the abatement and/or removal of such nuisance as further provided in this article. The owner, agent, occupant, tenant or person in possession, charge or control of such lot or ground shall reimburse the city for its reasonable costs incurred in abating and/or removing the same including but not limited to labor, equipment, and disposal costs.

~~(b) Unless a person receiving a notice pursuant to this section successfully challenges the nuisance violation set forth in such notice at a hearing requested pursuant to this section, such person shall abate and/or remove such nuisance within seven calendar days after the receipt of such notice. If a person receiving such notice fails or refuses to comply with the order to abate and/or remove such nuisance in a timely manner, the city may cause the abatement and or removal of such nuisance. The owner, agent, occupant, tenant or person in possession, charge or control of such lot or ground shall reimburse the city for its reasonable costs incurred in abating and/or removing the same including, but not limited to, labor, equipment, and disposal costs.~~

Section 2. This ordinance shall take effect and be in full force from and after its passage, approval and publication as provided by law.

Passed and adopted this \_\_\_\_ day of \_\_\_\_\_ 2019.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM:

First Reading \_\_\_\_\_

Second Reading \_\_\_\_\_

Third Reading \_\_\_\_\_

\_\_\_\_\_  
City Attorney

ADOPTED by the Mayor and City Council this \_\_\_\_ day of \_\_\_\_\_ 2019.

ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM:

First Reading \_\_\_\_\_

Second Reading \_\_\_\_\_

Third Reading \_\_\_\_\_

\_\_\_\_\_  
City Attorney



CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

11b.  
6/18/19

|                                |         |                      |                                     |
|--------------------------------|---------|----------------------|-------------------------------------|
| COUNCIL MEETING DATE:          | 5-21-19 | AGENDA ITEM TYPE:    |                                     |
| SUBMITTED BY:<br>City Attorney |         | SPECIAL PRESENTATION | <input type="checkbox"/>            |
|                                |         | LIQUOR LICENSE       | <input type="checkbox"/>            |
|                                |         | ORDINANCE            | <input checked="" type="checkbox"/> |
|                                |         | PUBLIC HEARING       | <input type="checkbox"/>            |
|                                |         | RESOLUTION           | <input type="checkbox"/>            |
|                                |         | CURRENT BUSINESS     | <input type="checkbox"/>            |
|                                |         | OTHER (SEE CLERK)    | <input type="checkbox"/>            |

SUBJECT:

Ordinance No: 3950

SYNOPSIS:

An ordinance to amend section 19-23 of the Bellevue Code pertaining to the publication of a general notice of the requirements of Article III of Chapter 19 regarding Litter and Noxious Weeds.

FISCAL IMPACT:

BUDGETED ITEM: ☐ YES ☒ NO  
IF NO, EXPLAIN:

GRANT/MATCHING FUNDS ☐ YES ☐ NO  
IF YES, %, \$, EXPLAIN:

No financial impact

PROJECT NAME, CALENDAR AND CODING:

|           |                             |   |                    |  |
|-----------|-----------------------------|---|--------------------|--|
| Requestor | Project Name:               |   |                    |  |
|           | Expected Start Date:        |   | Expected End Date: |  |
|           | CIP Project Name:           |   |                    |  |
|           | MAPA # and Name:            |   |                    |  |
|           | Street District # and Name: |   |                    |  |
| Finance   | Distribution Code:          |   |                    |  |
|           | GL Account #:               | [Fund-Dept-Project-Subproject-Funding Source-Cost Center] |                    |  |
|           | GL Account Name:            |   |                    |  |

RECOMMENDATION:

Approve Ordinance to amend Chapter 19 Article III of the Bellevue City Code.

BACKGROUND:

Amendments are needed to Chapter 19 Article III to provide for a consistent and uniform process for appeals of violations, hearing rights, and notification requirements.

ATTACHMENTS:

|   |           |   |  |
|---|-----------|---|--|
| 1 | Ordinance | 4 |  |
| 2 |           | 5 |  |
| 3 |           | 6 |  |

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:


ORDINANCE NO. 3950

AN ORDINANCE TO AMEND SECTION 19-23 OF THE BELLEVUE MUNICIPAL CODE PERTAINING TO THE PUBLICATION OF A GENERAL NOTICE OF THE REQUIREMENTS OF ARTICLE III OF CHAPTER 19 OF THE BELLEVUE MUNICIPAL CODE AND TO PROVIDE AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF BELLEVUE, NEBRASKA.

Section 1. That Sections 19-23 of the Bellevue Municipal Code are hereby amended to read as follows:

**Sec. 19-23. Procedure for notification and abatement; order to abate; request for hearing.**

- a. Whenever the city by and through its authorized representatives shall determine that any owner, agent, occupant, tenant or person in possession, charge or control of any lot or ground, or any part of any lot or ground located within the city's zoning jurisdiction is in violation of the provisions of this article, the city shall provide notice to such person(s) of the city's determination and issue an "Official Notice" mandating such person to abate and/or remove such nuisance. Such notice shall be delivered personally, or by certified mail through the United States Post Office, directed to such person. If such certified mail is returned with a receipt showing that it has not been delivered to such person, the city may comply with the notice delivery requirements of this section by posting a copy of such notice in a conspicuous place on or about the property. A person receiving such notice may within five calendar days after the receipt of such notice request an impartial hearing with the City Administrator and/or his/her designee as described in such notice.
- b. To request an impartial hearing, the "applicant" must:
  - a. Complete, sign, and date the Applicant Statement on the front side of the Official Notice; and
  - b. Return to the City Clerk's office within five calendar days, the completed applicant statement, the white copy of the Official Notice, together with a check in the amount of \$35.00 made payable to the City of Bellevue.
  - c. When completing the Applicant Statement on the front side of the Official Notice, the applicant must briefly state the reason(s) for requesting the hearing and precisely explain the relief requested.
- c. Upon timely receiving the completed Applicant Statement on the front side of the Official Notice, together with all other required items, the City Clerk will contact the applicant in writing to inform the applicant of the date, time and place of the hearing. The City Clerk will notify the applicant per the requested contact method on the Official Notice which the applicant selects. The City Clerk shall also notify the Bellevue Code Enforcement Office and the City Administrator of the requested hearing.
- d. To exercise the opportunity to be heard, the applicant must attend the hearing and explain to the City Administrator and/or his/her designee why the applicant should not be found in violation of the Bellevue City Code section(s) referenced on the front side of the Official Notice. The hearing before the City Administrator and/or his/her designee will not be transcribed or recorded by the City Administrator and/or his/her designee.
- e. If a person receiving such Official Notice fails to timely request a hearing or fails to appear at a hearing scheduled pursuant to a timely request, then it shall be conclusively presumed that such person is in violation of the provisions of this article as set forth in such notice. Additionally, if the applicant fails to successfully challenge the violation(s) set forth on the front side of the Official Notice at a hearing attended, then it shall be conclusively presumed that the applicant is in violation of the Bellevue City Code violation(s) on the Official Notice.
- f. If the City Administrator and/or his/her designee finds that the applicant **is not** in violation of the City Code, he/she shall inform the applicant, the City Clerk and Bellevue Code Enforcement of the same in writing within thirty (30) days of said hearing.
- g. If the City Administrator and/or his/her designee finds that the applicant **is** in violation of the City Code, he/she shall inform the applicant, the City Clerk, and Bellevue Code Enforcement of the same in writing within thirty (30) days of said hearing.



- 1 a. If the applicant does not successfully challenge the violation(s) after the hearing  
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4 notice from the City Administrator and/or his/her designee.  
5 b. If the applicant fails to attend the requested hearing before the City Administrator  
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7 originally stated in the Official Notice and said timelines presented therein.  
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9 remove such nuisance in a timely manner, the city may cause the abatement and/or removal  
10 of such nuisance as further provided in this article. The owner, agent, occupant, tenant or  
11 person in possession, charge or control of such lot or ground shall reimburse the city for its  
12 reasonable costs incurred in abating and/or removing the same including but not limited to  
13 labor, equipment, and disposal costs.  
14  
15

16 Section 2. This ordinance shall take effect and be in full force from and after its passage,  
17 approval and publication as provided by law.  
18  
19

20 Passed and adopted this \_\_\_\_ day of \_\_\_\_\_ 2019.  
21  
22  
23

24 \_\_\_\_\_  
25 Mayor

26 ATTEST:

27 \_\_\_\_\_  
28  
29 City Clerk

30 APPROVED AS TO FORM:

31 First Reading \_\_\_\_\_

32 Second Reading \_\_\_\_\_

33 Third Reading \_\_\_\_\_

34 \_\_\_\_\_  
35 City Attorney

36 ADOPTED by the Mayor and City Council this \_\_\_\_ day of \_\_\_\_\_ 2019.  
37

38 ATTEST:

39 \_\_\_\_\_  
40 Mayor

41 \_\_\_\_\_  
42 City Clerk

43 APPROVED AS TO FORM:

44 First Reading \_\_\_\_\_

45 Second Reading \_\_\_\_\_

46 Third Reading \_\_\_\_\_  
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\_\_\_\_\_ City Attorney

fd lined

ORDINANCE NO. 3950

AN ORDINANCE TO AMEND SECTION 19-23 OF THE BELLEVUE MUNICIPAL CODE PERTAINING TO THE PUBLICATION OF A GENERAL NOTICE OF THE REQUIREMENTS OF ARTICLE III OF CHAPTER 19 OF THE BELLEVUE MUNICIPAL CODE AND TO PROVIDE AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF BELLEVUE, NEBRASKA.

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- d. To exercise the opportunity to be heard, the applicant must attend the hearing and explain to the City Administrator and/or his/her designee why the applicant should not be found in violation of the Bellevue City Code section(s) referenced on the front side of the Official Notice. The hearing before the City Administrator and/or his/her designee will not be transcribed or recorded by the City Administrator and/or his/her designee.
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- f. If the City Administrator and/or his/her designee finds that the applicant **is not** in violation of the City Code, he/she shall inform the applicant, the City Clerk and Bellevue Code Enforcement of the same in writing within thirty (30) days of said hearing.
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    - a. If the applicant does not successfully challenge the violation(s) after the hearing before the City Administrator and/or his/her designee, the applicant shall abate and/or remove such nuisance within seven (7) calendar days after the receipt of said notice from the City Administrator and/or his/her designee.
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- ~~(b) Unless a person receiving a notice pursuant to this section successfully challenges the nuisance violation set forth in such notice at a hearing requested pursuant to this section, such person shall abate and/or remove such nuisance within seven (7) calendar days after the receipt of such notice. If a person receiving such notice fails or refuses to comply with the order to abate and/or remove such nuisance in a timely manner, the city may cause the abatement and/or removal of such nuisance as provided in this article.~~

Section 2. This ordinance shall take effect and be in full force from and after its passage, approval and publication as provided by law.

Passed and adopted this \_\_\_\_ day of \_\_\_\_\_ 2019.

ATTEST:

City Clerk

First Reading  
Second Reading  
Third Reading

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Mayor  
\_\_\_\_\_  
City Attorney

ADOPTED by the Mayor and City Council this \_\_\_\_ day of \_\_\_\_\_ 2019.

ATTEST:

City Clerk

First Reading  
Second Reading  
Third Reading

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Mayor  
\_\_\_\_\_  
City Attorney



CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

14a.  
6/18/19

|                       |          |  |
|-----------------------|----------|--|
| COUNCIL MEETING DATE: | 06-18-19 | AGENDA ITEM TYPE:                                  |
|                       |          | SPECIAL PRESENTATION <input type="checkbox"/>      |
|                       |          | LIQUOR LICENSE <input type="checkbox"/>            |
|                       |          | ORDINANCE <input type="checkbox"/>                 |
|                       |          | PUBLIC HEARING <input checked="" type="checkbox"/> |
|                       |          | RESOLUTION <input type="checkbox"/>                |
|                       |          | CURRENT BUSINESS <input type="checkbox"/>          |
|                       |          | OTHER (SEE CLERK) <input type="checkbox"/>         |

SUBJECT:

Request for approval of activities associated with the Arrows to Aerospace Event

SYNOPSIS:

The Bellevue-Offutt Kiwanis Club is applying for an Event License for the Arrows to Aerospace Event to be held August 17, 2019. They will sponsor the annual A to A parade and activities in Washington Park from 6:00 a.m. to 4:30 p.m.

FISCAL IMPACT:

Employee time and equipment for closing streets, preparing park and providing security.  
\$50 Event License Fee, \$10/day Event Participant Fee for Vendors

BUDGETED ITEM: ☐ YES ☐ NO

PROJECT # & TRACKING INFORMATION:

|  |
|--|
|  |
|--|

RECOMMENDATION:

Approval of the Arrows to Aerospace Event.

BACKGROUND:

Annual event.

ATTACHMENTS:

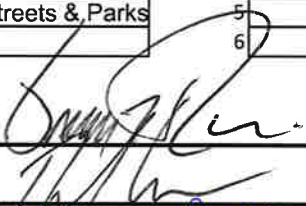

|                                     |   |
|-------------------------------------|---|
| 1 Application                       | 4 |
| 2 Comments from PD, Streets & Parks | 5 |
| 3                                   | 6 |

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:

  
\_\_\_\_\_  
  
\_\_\_\_\_





# CITY OF BELLEVUE

# APPLICATION FOR EVENT LICENSE

The undersigned hereby makes application to conduct or operate a carnival, show, temporary amusement park, or music concert in the City of Bellevue, Nebraska, under the provisions of City Code Sections 5-36 thru 5-40, and hereby submits the following facts in support thereof:

Date: MAY 30 2019

APPLICANT (Name/Address/Phone #): Kiwanis Club of Bellevue - Offutt  
Guadalupe J. Mier, president 12802 S 33rd St Bellevue NE 68123  
gjmier@cox.net  
CORPORATION (Name/Address): Kiwanis Club of Bellevue - Offutt  
P.O. Box 715 Bellevue NE 68123

CORPORATION OFFICERS: Guadalupe J. Mier, president, Rick Kirnis, Vice President  
/president elect, Karen Mier, Secy-Treasurer

PROPOSED ACTIVITY: Arrows to Aerospace Aerospace parade Washington Park  
parade feed, vendors, and children's games  
DAY/DATE OF PROPOSED ACTIVITY: August 17, 2019

LOCATION OF PROPOSED ACTIVITY: Mission Street Parade, Washington Park

HOURS OF OPERATION: 6:00 AM - 4:30 PM

WHAT PROVISIONS, IF APPLICABLE, HAVE BEEN MADE FOR THE FOLLOWING:

1. Sanitary Facilities: A-Relief
2. Running Water: City
3. Power: City
4. Parking: City Streets
5. Insurance: Kiwanis Insurance Liability

(Please provide Certificate of Insurance Naming City of Bellevue as Additional Insured)

NOTE: KIWANIS ALSO PROVIDE SENIOR CENTER LUNCH AUG 15, 2019 / PLUS BINGO  
Please address any specific requests of the Police/Parks/Streets Departments on the 2<sup>nd</sup> page.

I guarantee to the City of Bellevue that the premises will be cleaned and inspected following the above listed event on the day(s) indicated and, after inspection by the City, we will meet any additional responsible requests of the City of Bellevue as to the cleaning of the premises. For equal opportunity enjoyment for all individuals, I guarantee that all events will meet the legal requirements outlined in the American with Disabilities Act (ADA) and its amendments to prevent discrimination and enable individuals with disabilities to participate fully in all aspects of the event.

Signature of Applicant: Guadalupe Mier

## FOR CITY OFFICE USE ONLY:

Notice of Hearing published in a legal newspaper on \_\_\_\_\_.

City Council hearing date: \_\_\_\_\_

License Fee of \$50 paid on: \_\_\_\_\_ Receipt #: \_\_\_\_\_

RECEIVED

MAY 30 2019

CITY CLERK

Police Department Requests:

TRAFFIC CONTROL, STREET CLOSING, ETC

Parks Department Requests:

prepare park for event; provide trash pickup, electricity,

Street Department Requests:

provide signage & barricades closing streets for  
provide road work park events



If you have questions about the parade, contact Karen Mier at 402-990-1295 or [via email](#).

The parade is usually aired on Bellevue TV on Cox cable channel 17 within a week of the event.

**Congratulations to the 2018 Trophy Winners!**

Best in Church - Immanuel Lutheran Church  
Best in Community - Tangier Shriners  
Best in Business - Suburban Newspapers (Bellevue Leader)  
Best Performance - Bellevue East Spirit Squad  
Best Overall - Bellevue West Marching Band



**ADDITIONAL CONTACTS**

Sponsorships are welcome and appreciated! The 2019 sponsorship form will be available by May 20. Please complete the form and mail it with your check. You may also contact Paul Swanson, 402-444-1248.

Arts and crafts and food vendors interested in participating should contact Dale Richter at 402-291-3546 or [via email](#). Non-profit groups are also invited to participate.

For general questions about Arrows to Aerospace, contact Lupe Mier at 402-291-6528 or [via email](#) or Karen Mier at 402-990-1295.

If you have questions about the parade, contact Karen Mier at 402-990-1295 or [via email](#).

The parade is usually aired on Bellevue TV on Cox cable channel 17 within a week of the event.

#### **Congratulations to the 2018 Trophy Winners!**

Best in Church - Immanuel Lutheran Church  
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For general questions about Arrows to Aerospace, contact Lupe Mier at 402-291-6528 or [via email](#) or Karen Mier at 402-990-1295.

Police Department Requests:

TRAFFIC CONTROL, STREET CLOSING, ETC

Meet w/ Kiwanis leadership  
2 weeks prior to event!

Capt SA Stumbly

Parks Department Requests:

prepare park for event; provide trash pickup, electricity,

Street Department Requests:

provide signage & barricades  
provide road for events closing streets for

## Susan Kluthe

---

**From:** Bobby Riggs  
**Sent:** Friday, June 7, 2019 4:39 PM  
**To:** Susan Kluthe; Larry Lampman  
**Subject:** Re: Event Application for Arrows to Aerospace

Street Department has no conflicts with the event as proposed. We will coordinate with PD on road closures and barricading needs.

----- Original message -----

**From:** Susan Kluthe <Susan.Kluthe@bellevue.net>  
**Date:** 6/7/19 4:35 PM (GMT-06:00)  
**To:** Bobby Riggs <Bobby.Riggs@bellevue.net>, Mark Blackburn <Mark.Blackburn@bellevue.net>, Jim Shada <Jim.Shada@bellevue.net>, Dave Stukenholtz <Dave.Stukenholtz@bellevue.net>, Larry Lampman <Larry.Lampman@bellevue.net>  
**Cc:** Jeff Roberts <Jeff.Roberts@bellevue.net>  
**Subject:** Event Application for Arrows to Aerospace

Here is another event for you to review.

Thanks!

**Susan Kluthe**  
City Clerk  
City of Bellevue  
1500 Wall Street  
Bellevue, NE 68005

**From:** clerkcolorcopier@bellevue.net <clerkcolorcopier@bellevue.net>  
**Sent:** Friday, June 7, 2019 4:27 PM  
**To:** Susan Kluthe <Susan.Kluthe@bellevue.net>  
**Subject:** Attached Image

## Susan Kluthe

---

**From:** Jim Shada  
**Sent:** Tuesday, June 11, 2019 11:03 AM  
**To:** Susan Kluthe; Bobby Riggs; Mark Blackburn; Dave Stukenholtz; Larry Lampman  
**Cc:** Jeff Roberts  
**Subject:** Re: Event Application for Arrows to Aerospace

Susan,

Looking forward to assisting with this event.

Thanks,

Jim

---

**From:** Susan Kluthe  
**Sent:** Friday, June 7, 2019 4:35:30 PM  
**To:** Bobby Riggs; Mark Blackburn; Jim Shada; Dave Stukenholtz; Larry Lampman  
**Cc:** Jeff Roberts  
**Subject:** Event Application for Arrows to Aerospace

Here is another event for you to review.

Thanks!

**Susan Kluthe**  
City Clerk  
City of Bellevue  
1500 Wall Street  
Bellevue, NE 68005

**From:** clerkcolorcopier@bellevue.net <clerkcolorcopier@bellevue.net>  
**Sent:** Friday, June 7, 2019 4:27 PM  
**To:** Susan Kluthe <Susan.Kluthe@bellevue.net>  
**Subject:** Attached Image

CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

14b.  
6/18/19

|   |                      |                                     |
|---|----------------------|-------------------------------------|
| COUNCIL MEETING DATE:                         | 06-18-2019           | AGENDA ITEM TYPE:                   |
| SUBMITTED BY:<br><br>Susan Kluthe, City Clerk | SPECIAL PRESENTATION | <input type="checkbox"/>            |
|   | LIQUOR LICENSE       | <input type="checkbox"/>            |
|   | ORDINANCE            | <input type="checkbox"/>            |
|   | PUBLIC HEARING       | <input checked="" type="checkbox"/> |
|   | RESOLUTION           | <input type="checkbox"/>            |
|   | CURRENT BUSINESS     | <input type="checkbox"/>            |
|   | OTHER (SEE CLERK)    | <input type="checkbox"/>            |

SUBJECT:

P/H: Event License Application - Freedom Running Company for a 5k, 10k, and Half Marathon benefiting CASA non-profit

SYNOPSIS:

The Freedom Running Company is hosting a 5k, 10k, and Half Marathon, benefiting CASA non-profit on August 10, 2019, using Keystone Trail from 6:00 a.m. to 11:00 a.m.

FISCAL IMPACT:

\$50 Event License Fee

BUDGETED ITEM: ☐ YES ☒ NO

PROJECT # & TRACKING INFORMATION:

|  |
|--|
|  |
|--|

RECOMMENDATION:

Approve Event Application for Freedom Running Company for a 5k, 10k, and Half Marathon, benefiting CASA non-profit on August 10, 2019, using Keystone Trail from 6:00 a.m. to 11:00 a.m.

BACKGROUND:

Freedom Running Company is sponsoring this event. Profits benefiting CASA non-profit.

ATTACHMENTS:

|                                     |   |
|-------------------------------------|---|
| 1 Application                       | 4 |
| 2 Comments from PD, Streets & Parks | 5 |
| 3                                   | 6 |

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:





**CITY OF BELLEVUE****APPLICATION FOR EVENT LICENSE**

The undersigned hereby makes application to conduct or operate a carnival, show, temporary amusement park, or music concert in the City of Bellevue, Nebraska, under the provisions of City Code Sections 5-36 thru 5-40, and hereby submits the following facts in support thereof:

Date: June 2, 2019APPLICANT (Name/Address/Phone #): Jayne Ramos  
12217 S 28th St Bellevue, NE - 68123CORPORATION (Name/Address): Freedom Running CompanyCORPORATION OFFICERS: Jayne Ramos3rd Annual  
PROPOSED ACTIVITY: 5k/10k/ Half Marathon Benefitting CASA non profitDAY/DATE OF PROPOSED ACTIVITY: Aug 10thLOCATION OF PROPOSED ACTIVITY: Keystone Trail (start behind Culvers)HOURS OF OPERATION: 6am-11am

WHAT PROVISIONS, IF APPLICABLE, HAVE BEEN MADE FOR THE FOLLOWING:

1. Sanitary Facilities: Port-A-Johns (7)
2. Running Water: N/A
3. Power: generator
4. Parking: turn creek movie theat
5. Insurance: B & A insurance solutions 2ml / 5ml

(Please provide Certificate of Insurance Naming City of Bellevue as Additional Insured)

Please address any specific requests of the Police/Parks/Streets Departments on the 2<sup>nd</sup> page.

I guarantee to the City of Bellevue that the premises will be cleaned and inspected following the above listed event on the day(s) indicated and, after inspection by the City, we will meet any additional responsible requests of the City of Bellevue as to the cleaning of the premises. For equal opportunity enjoyment for all individuals, I guarantee that all events will meet the legal requirements outlined in the American with Disabilities Act (ADA) and its amendments to prevent discrimination and enable individuals with disabilities to participate fully in all aspects of the event.

Signature of Applicant: Jayne Ramos**FOR CITY OFFICE USE ONLY:**

Notice of Hearing published in a legal newspaper on \_\_\_\_\_.

City Council hearing date: \_\_\_\_\_

License Fee of \$50 paid on: \_\_\_\_\_ Receipt #: \_\_\_\_\_

**RECEIVED****JUN 03 2019****CITY CLERK**

**Police Department Requests:** \_\_\_\_\_

None

**Parks Department Requests:** \_\_\_\_\_

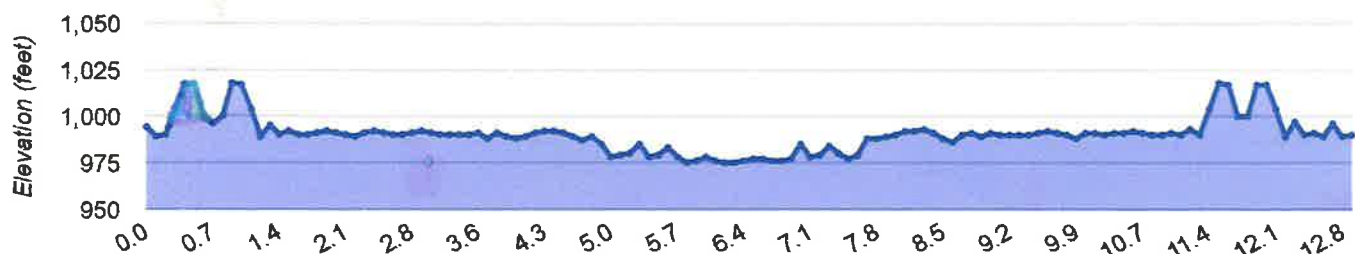
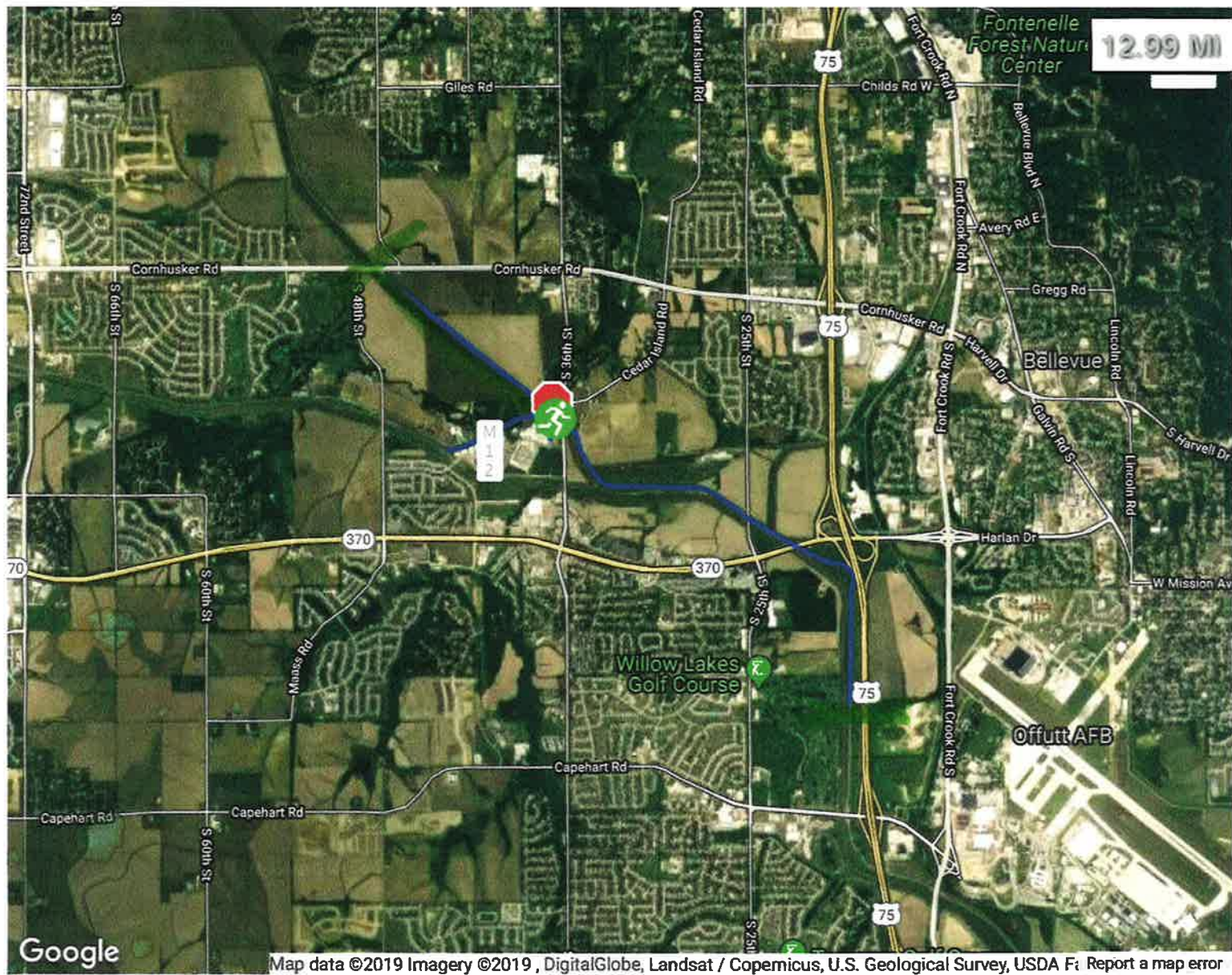
None

**Street Department Requests:** \_\_\_\_\_

None



beat the heat 2019



Start behind Culver's - all on trail.  
Out & back

**Police Department Requests:**

None

Approved  
Capt. [Signature]

**Parks Department Requests:**

None

**Street Department Requests:**

None

## Susan Kluthe

---

**From:** Bobby Riggs  
**Sent:** Friday, June 7, 2019 4:18 PM  
**To:** Susan Kluthe  
**Subject:** Re:

Street Department has no foreseeable issues, conflicts with the event as proposed.

----- Original message -----

**From:** Susan Kluthe <Susan.Kluthe@bellevue.net>  
**Date:** 6/7/19 4:13 PM (GMT-06:00)  
**To:** Bobby Riggs <Bobby.Riggs@bellevue.net>, Jim Shada <Jim.Shada@bellevue.net>, Mark Blackburn <Mark.Blackburn@bellevue.net>, Dave Stukenholtz <Dave.Stukenholtz@bellevue.net>, Larry Lampman <Larry.Lampman@bellevue.net>  
**Cc:** Jeff Roberts <Jeff.Roberts@bellevue.net>  
**Subject:**

Here is an Event Application for Freedom Running Co. They will be using Keystone Trail.  
Please email your comments by Wednesday, June 12<sup>th</sup>. This item is on the agenda for June 18<sup>th</sup>.

Thank you!

**Susan Kluthe**  
City Clerk  
City of Bellevue  
1500 Wall Street  
Bellevue, NE 68005



## Susan Kluthe

---

**From:** Jim Shada  
**Sent:** Tuesday, June 11, 2019 11:45 AM  
**To:** Susan Kluthe  
**Subject:** Re: RE:

Okay, that will be fine!

Thanks!

Jim

Sent from my iPhone

On Jun 11, 2019, at 11:42 AM, Susan Kluthe <[Susan.Kluthe@bellevue.net](mailto:Susan.Kluthe@bellevue.net)> wrote:

She said they would be starting around Culver's .

**Susan Kluthe**  
City Clerk  
City of Bellevue  
1500 Wall Street  
Bellevue, NE 68005

---

**From:** Jim Shada <[Jim.Shada@bellevue.net](mailto:Jim.Shada@bellevue.net)>  
**Sent:** Tuesday, June 11, 2019 10:57 AM  
**To:** Susan Kluthe <[Susan.Kluthe@bellevue.net](mailto:Susan.Kluthe@bellevue.net)>  
**Subject:** Re:

Susan,

A few questions:

1. Where are they starting from?
2. If Haworth, parking might be an issue with the current conditions from the flooding.

Thanks,

Jim Shada

---

**From:** Susan Kluthe  
**Sent:** Friday, June 7, 2019 4:13:07 PM  
**To:** Bobby Riggs; Jim Shada; Mark Blackburn; Dave Stukenholtz; Larry Lampman  
**Cc:** Jeff Roberts  
**Subject:**

Here is an Event Application for Freedom Running Co. They will be using Keystone Trail.  
Please email your comments by Wednesday, June 12<sup>th</sup>. This item is on the agenda for June 18<sup>th</sup>.

Thank you!

# CERTIFICATE OF LIABILITY INSURANCE

American Family Insurance Company ☐  
 American Family Mutual Insurance Company, S.I. if selection box is not checked.  
 6000 American Pky Madison, Wisconsin 53783-0001

Insured's Name and Address  
 Freedom Running Company  
 12217 S. 28th St  
 Bellevue, NE 68123

Agent's Name, Address and Phone Number (Agt./Dist.)  
 Kenneth R Summerfield  
 945 N Adams St Ste 8  
 Papillion, NE 68046  
 (402) 339-0200 (034/276)

This certificate is issued as a matter of information only and confers no rights upon the Certificate Holder.  
 This certificate does not amend, extend or alter the coverage afforded by the policies listed below.

## COVERAGES

This is to certify that policies of insurance listed below have been issued to the insured named above for the policy period indicated, notwithstanding any requirement, term or condition of any contract or other document with respect to which this certificate may be issued or may pertain, the insurance afforded by the policies described herein is subject to all the terms, exclusions, and conditions of such policies.

| TYPE OF INSURANCE   | POLICY NUMBER | POLICY DATE                |                             | LIMITS OF LIABILITY  |
|---|---------------|----------------------------|-----------------------------|--|
|   |               | EFFECTIVE<br>(Mo, Day, Yr) | EXPIRATION<br>(Mo, Day, Yr) |  |
| Homeowners/<br>Mobilehomeowners Liability   |               |                            |                             | Bodily Injury and Property Damage<br>Each Occurrence \$ ,000   |
| Boatowners Liability  |               |                            |                             | Bodily Injury and Property Damage<br>Each Occurrence \$ ,000   |
| Personal Umbrella Liability   |               |                            |                             | Bodily Injury and Property Damage<br>Each Occurrence \$ ,000   |
| Farm/Ranch Liability  |               |                            |                             | Farm Liability & Personal Liability<br>Each Occurrence \$ ,000<br>Farm Employer's Liability<br>Each Occurrence \$ ,000   |
| Workers Compensation and<br>Employers Liability †   |               |                            |                             | Statutory *****<br>Each Accident \$ ,000<br>Disease - Each Employee \$ ,000<br>Disease - Policy Limit \$ ,000  |
| General Liability<br><input checked="" type="checkbox"/> Commercial General Liability (occurrence)<br><input type="checkbox"/><br><input type="checkbox"/>  | 001691693     | 08/10/2019                 | 08/13/2019                  | General Aggregate \$ 3,000,000<br>Products - Completed Operations Aggregate \$ 3,000,000<br>Personal and Advertising Injury \$ 1,000,000<br>Each Occurrence \$ 1,000,000<br>Damage to Premises Rented to You \$ 100,000<br>Medical Expense (Any One Person) \$ 5,000 |
| Businessowners Liability  |               |                            |                             | Each Occurrence†† \$ ,000<br>Aggregate†† \$ ,000   |
| Liquor Liability  |               |                            |                             | Common Cause Limit \$ ,000<br>Aggregate Limit \$ ,000  |
| Automobile Liability<br><input type="checkbox"/> Any Auto<br><input type="checkbox"/> All Owned Autos<br><input type="checkbox"/> Scheduled Autos<br><input type="checkbox"/> Hired Auto<br><input type="checkbox"/> Nonowned Autos<br><input type="checkbox"/> |               |                            |                             | Bodily Injury - Each Person \$ ,000<br>Bodily Injury - Each Accident \$ ,000<br>Property Damage \$ ,000<br>Bodily Injury and Property Damage Combined \$ ,000  |
| Excess Liability<br><input type="checkbox"/> Commercial Blanket Excess<br><input type="checkbox"/>  |               |                            |                             | Each Occurrence/Aggregate \$ ,000  |

## Other (Miscellaneous Coverages)

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / RESTRICTIONS / SPECIAL ITEMS

City of Bellevue is listed as additional insured.

†The individual or partners shown as insured elected to be covered under this policy. ☒ Have  
 Have not  
 ††Products-Completed Operations aggregate is equal to each occurrence limit and is included in policy aggregate.

## CERTIFICATE HOLDER'S NAME AND ADDRESS

City of Bellevue  
 1500 Wall St  
 Bellevue, NE 68005

## CANCELLATION

☒ Should any of the above described policies be cancelled before the expiration date thereof, the company will endeavor to mail \*( 30 days) written notice to the Certificate Holder named, but failure to mail such notice shall impose no obligation or liability of any kind upon the company, its agents or representatives. \*10 days unless different number of days shown.

☒ This certifies coverage on the date of issue only. The above described policies are subject to cancellation in conformity with their terms and by the laws of the state of issue.

DATE ISSUED  
 06/11/2019

AUTHORIZED REPRESENTATIVE  
 Meagan Summerfield

CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

14c.  
14c1  
14c2.  
6/18/19

|                          |          |   |
|--------------------------|----------|---|
| COUNCIL MEETING DATE:    | 06-18-19 | AGENDA ITEM TYPE:                                     |
|                          |          | SPECIAL PRESENTATION <input type="checkbox"/>         |
| SUBMITTED BY:            |          | LIQUOR LICENSE <input checked="" type="checkbox"/>    |
| Susan Kluthe, City Clerk |          | ORDINANCE <input type="checkbox"/>                    |
|                          |          | PUBLIC HEARING <input checked="" type="checkbox"/>    |
|                          |          | RESOLUTION <input type="checkbox"/>                   |
|                          |          | CURRENT BUSINESS <input type="checkbox"/>             |
|                          |          | OTHER (SEE CLERK) <input checked="" type="checkbox"/> |

SUBJECT:

Application for an Event License, Special Designated Liquor Licenses, and Fireworks Display for Riverfest, August 16 -17, 2019

SYNOPSIS:

Bellevue Economic Enhancement Foundation, in partnership with the Bellevue Chamber of Commerce -- Applications for an Event License for Riverfest on August 16th from 4:00 p.m. to 12:00 a.m. and the 17th from 6:00 a.m. to 12:00 a.m.; SDLs to sell beer, wine & distilled spirits from 3:00 p.m. to 1:00 a.m. on the 16th and from 10:00 a.m. until 1:00 a.m. on the 17th, and permission for a fireworks display on Saturday night (17th) in ~~Hewitt Park~~ with an alternate location of Hastings Banner Park

American Heroes Park

FISCAL IMPACT:

\$50 for the Event License and \$80 for the SDLs in Revenue.

BUDGETED ITEM: ☒ YES ☐ NO

PROJECT # & TRACKING INFORMATION:

RECOMMENDATION:

PD recommends approval. P.D., Parks and Streets have all signed off on the Application for Event License.

BACKGROUND:

This is for the annual Riverfest Event. There are three separate requests for approval: the Event License amending alternate location, the Special Designated Liquor License amending alternate location, and the request for the fireworks display. The company doing the fireworks display applies for the license through the State Fire Marshal's office, which the Fire Chief signs off on.

ATTACHMENTS:

- 1 Application for Event License
- 2 Application for SDLs
- 3 Ltr to Request Fireworks Display

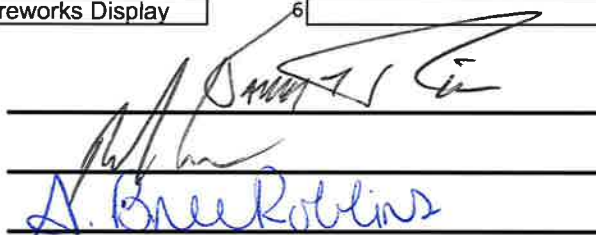
|   |  |
|---|--|
| 4 |  |
| 5 |  |
| 6 |  |

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:





## CITY OF BELLEVUE

## APPLICATION FOR EVENT LICENSE

The undersigned hereby makes application to conduct or operate a carnival, show, temporary amusement park, or music concert in the City of Bellevue, Nebraska, under the provisions of City Code Sections 5-36 thru 5-40, and hereby submits the following facts in support thereof:

Date: June 3, 2019 \_\_\_\_\_

APPLICANT (Name/Address/Phone #): Bellevue Economic Enhancement Foundation in partnership with Greater Bellevue Chamber of Commerce. 1036 Bruin Blvd. #119 Bellevue, NE 68005 \_\_\_\_\_

CORPORATION (Name/Address): Bellevue Economic Enhancement Foundation in partnership with Bellevue Chamber of Commerce 1036 Bruin Blvd #119 Bellevue, NE 68005 \_\_\_\_\_

CORPORATION OFFICERS: Amanda Andrews-Chair; Ralph Gladbach-Vice-Chair; Amanda Glazebrook-Secretary; Shelly Wachter; Tom Deall \_\_\_\_\_

PROPOSED ACTIVITY: Community Festival-Live Music, carnival, fireworks, craft & Food vendors; 5k run, beer garden, helicopter rides, \_\_\_\_\_

DAY/DATE OF PROPOSED ACTIVITY: Friday August 16, 2019 4:00 pm-Midnight; Sat August 17, 2019 6:00 am-Midnight \_\_\_\_\_

LOCATION OF PROPOSED ACTIVITY: American Heroes Park, Alternate location: Hastings Banner Park \_\_\_\_\_

HOURS OF OPERATION: Friday June 28<sup>th</sup> 4 pm-Midnight; Sat June 29<sup>th</sup> 6:00 am-Midnight \_\_\_\_\_

WHAT PROVISIONS, IF APPLICABLE, HAVE BEEN MADE FOR THE FOLLOWING:

1. Sanitary Facilities: A-1 Relief Services \_\_\_\_\_

2. Running Water: \_\_\_\_\_

3. Power: on site portable generators (NMC/BF)

4. Parking: Bryan High School, on site with assistance of BPD

5. Insurance: Special Events policy with city, Private sector insurance per vendor, fireworks vendor, liquor liability, addl insured designation on rental contracts \_\_\_\_\_

**(Please provide Certificate of Insurance Naming City of Bellevue as Additional Insured)**

**Please address any specific requests of the Police/Parks/Streets Departments on the 2<sup>nd</sup> page.**

I guarantee to the City of Bellevue that the premises will be cleaned and inspected following the above listed event on the day(s) indicated and, after inspection by the City, we will meet any additional responsible requests of the City of Bellevue

Signature of Applicant: \_\_\_\_\_

**Notice of Hearing published in a legal newspaper on \_\_\_\_\_, \_\_\_\_\_.**

City Council hearing date: \_\_\_\_\_

License Fee of \$50 paid on: \_\_\_\_\_ Receipt #: \_\_\_\_\_

**Police Department Requests:** \_\_\_\_\_

**Parks Department Requests:** \_\_\_\_\_

**Street Department Requests:** \_\_\_\_\_





1102 Galvin Road South  
Bellevue, Nebraska 68005  
Phone: 402.898.3000  
Fax: 402-291-8729

Michelle Porter  
301 Centennial Mall S  
PO Box 95046  
Lincoln, NE 68509

Dear Michelle,

This letter is a follow up to our telephone conversation in April 2019.

Unfortunately, we once again have to change the date of the Riverfest Community Event to August 16<sup>th</sup> and 17<sup>th</sup>, 2019.

Due to the catastrophic flooding that Bellevue experienced in March and continues to still manage, we are having to change the alternate location on our original application from Haworth Park to Hasting Banner Park as Haworth Park is still underwater and not expected to be opened again for about 1 year.

Per your instruction, I have enclosed an updated SDL request, and the original license issued.

Thank you in advance for your assistance.

Duane Safarik  
CEO/President

fam

Special Designated License  
Local Recommendation (Form 200)

Applications must be entered on the portal after local approval ☐ No exceptions  
Late applications are non-refundable and will be rejected

Bellevue Economic ENHANCEMENT FOUNDATION  
Retail Liquor License Name or \*Non-Profit Organization (\*Must include Form #201 as Page 2)

1036 BRUN Blvd Ste 119 Bellevue NE 68005  
Retail Liquor License Address or Non-Profit Business Address

47-0715106  
Retail License Number or Non-Profit Federal ID #

Consecutive Dates only

Event Date(s): AUG 16, 2019 AUG 17, 2019

Event Start Time(s): 3pm 10 AM

AUG 17  
Event End Time(s): 1<sup>00</sup> A.M. 1<sup>00</sup> A.M. AUG

Alternate Date: NA

Alternate Location Building & Address: HASTINGS BANNER PARK 5005 VIRGINIA ST Bellevue NE 68151

MAIN  
Event Building Name: AMERICAN HERO PARK

FILE  
Event Street Address/City: 2502 PAYNE ST. Bellevue, NE 68123

Indoor area to be licensed in length & width:      X     

Outdoor area to be licensed in length & width: 450 X 450 (CITY PARK)  
(Diagram Form #109 must be attached)

Type of Event: COMMUNITY FESTIVAL Estimate # of attendees: 40,000

Type of alcohol to be served: Beer X Wine X Distilled Spirits       
(If not marked, you will not be able to serve this type of alcohol)

Event Contact Name: DUANE SAFARIK Event Contact Phone Number: 402-669-6444

Event Contact Email: president@bellevue.nebraska.com

\*Signature Authorized Representative: [Signature] Printed Name Duane Safarik

I declare that I am the authorized representative of the above named license applicant and that the statements made on this application are true to the best of my knowledge and belief. I also consent to an investigation of my background including all records of every kind including police records. I agree to waive any rights or causes of action against the Nebraska Liquor Control Commission, the Nebraska State Patrol or any other individual releasing said information to the Liquor Control Commission or the Nebraska State Patrol. I further declare that the license applied for will not be used by any other person, group, organization or corporation for profit or not for profit and that the event will be supervised by persons directly responsible to the holder of this Special Designated License.

\*Retail licensee ☐ Must be signed by a member listed on permanent license

\*Non-Profit Organization ☐ Must be signed by a Corporate Officer

Local Governing Body completes below:

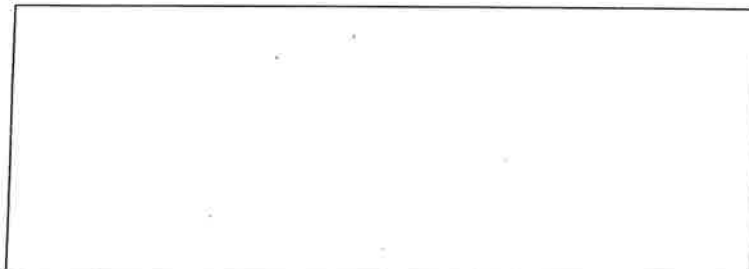
The local governing body for the City/Village of Bellevue OR County of      approves the issuance of a Special Designated License as requested above. (Only one should be written above)

[Signature]  
Local Governing Body Authorized Signature

06/18/19  
Date

**APPLICATION FOR SPECIAL  
DESIGNATED LICENSE  
Non-Profit Applicants ONLY**

NEBRASKA LIQUOR CONTROL COMMISSION  
301 CENTENNIAL MALL SOUTH  
PO BOX 95046  
LINCOLN, NE 68509-5046  
PHONE: (402) 471-2571  
FAX: (402) 471-2814  
Website: [www.lcc.nebraska.gov/](http://www.lcc.nebraska.gov/)  
Email Applications: [michelle.porter@nebraska.gov](mailto:michelle.porter@nebraska.gov)



**This page is required to be completed by Non-Profit applicants only.**

**Application for Special Designated License  
Under Nebraska Liquor Control Act  
Affidavit of Non-Profit Status**

I HEREBY DECLARE THAT THE CORPORATION MAKING APPLICATION FOR A SPECIAL DESIGNATED LICENSE UNDER THE NEBRASKA LIQUOR CONTROL ACT IS EITHER A MUNICIPAL CORPORATION, A FINE ARTS MUSEUM INCORPORATED AS A NONPROFIT CORPORATION, A RELIGIOUS NONPROFIT CORPORATION WHICH HAS BEEN EXEMPTED FROM THE PAYMENT OF FEDERAL INCOME TAXES, A POLITICAL ORGANIZATION WHICH HAS BEEN EXEMPTED FROM THE PAYMENT OF FEDERAL INCOME TAXES, OR ANY OTHER NONPROFIT CORPORATION, THE PURPOSE OF WHICH IS FRATERNAL, CHARITABLE, OR PUBLIC SERVICE AND WHICH HAS BEEN EXEMPTED FROM THE PAYMENT OF FEDERAL INCOME TAXES AS PER §53-124.11(1).

AS SIGNATORY I CONSENT TO THE RELEASE OF ANY DOCUMENTS SUPPORTING THIS DECLARATION AND ANY DOCUMENTS SUPPORTING THIS DECLARATION WILL BE PROVIDED TO THE NEBRASKA LIQUOR CONTROL COMMISSION, THE NEBRASKA STATE PATROL OR ANY AGENT OF THE LIQUOR CONTROL COMMISSION IMMEDIATELY UPON DEMAND. I ALSO CONSENT TO THE INVESTIGATION OF THIS CORPORATE ENTITY TO DETERMINE IT'S NONPROFIT STATUS.

I AGREE TO WAIVE ANY RIGHTS OR CAUSES OF ACTION AGAINST THE NEBRASKA LIQUOR CONTROL COMMISSION, THE NEBRASKA STATE PATROL OR ANY PARTY RELEASING INFORMATION TO THE AFOREMENTIONED PARTIES.

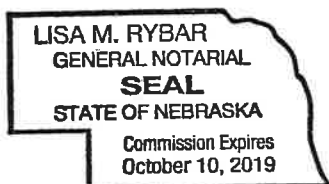
Bellevue Economic Enhancement Foundation  
NAME OF CORPORATION

47-0715106  
FEDERAL ID NUMBER

[Signature]  
SIGNATURE OF TITLE OF CORPORATE OFFICERS

THE ABOVE INDIVIDUAL STATES THAT THE STATEMENT ABOVE IS TRUE AND CORRECT; IF ANY FALSE STATEMENT IS MADE ON THIS APPLICATION, THE APPLICANT SHALL BE DEEMED GUILTY OF PERJURY AND SUBJECT TO PENALTIES PROVIDED BY LAW. (SEC. §53-131.01) NEBRASKA LIQUOR CONTROL ACT

SUBSCRIBED IN MY PRESENCE AND SWORN TO BEFORE ME THIS 13 DAY OF February, 2019



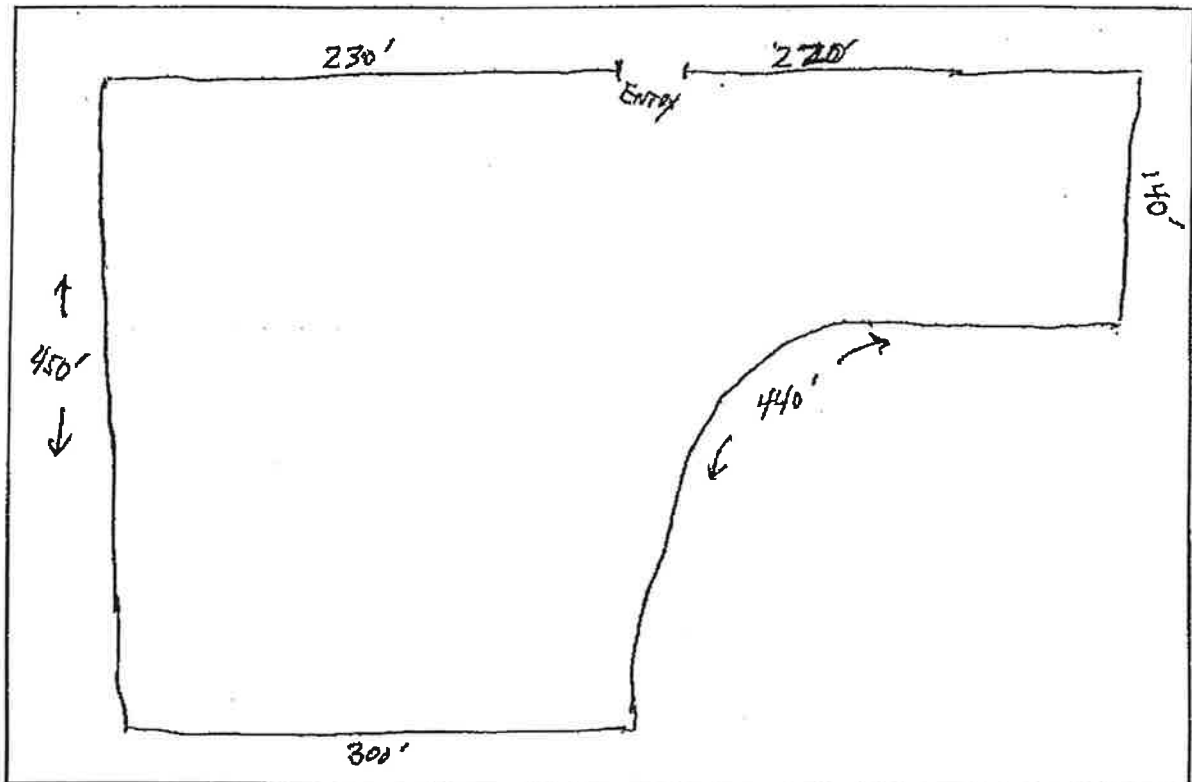
[Signature]  
NOTARY PUBLIC SIGNATURE & SEAL

# OUTDOOR AREA DIAGRAM

HOW AREA WILL BE PATROLLED Belleme Police Dept

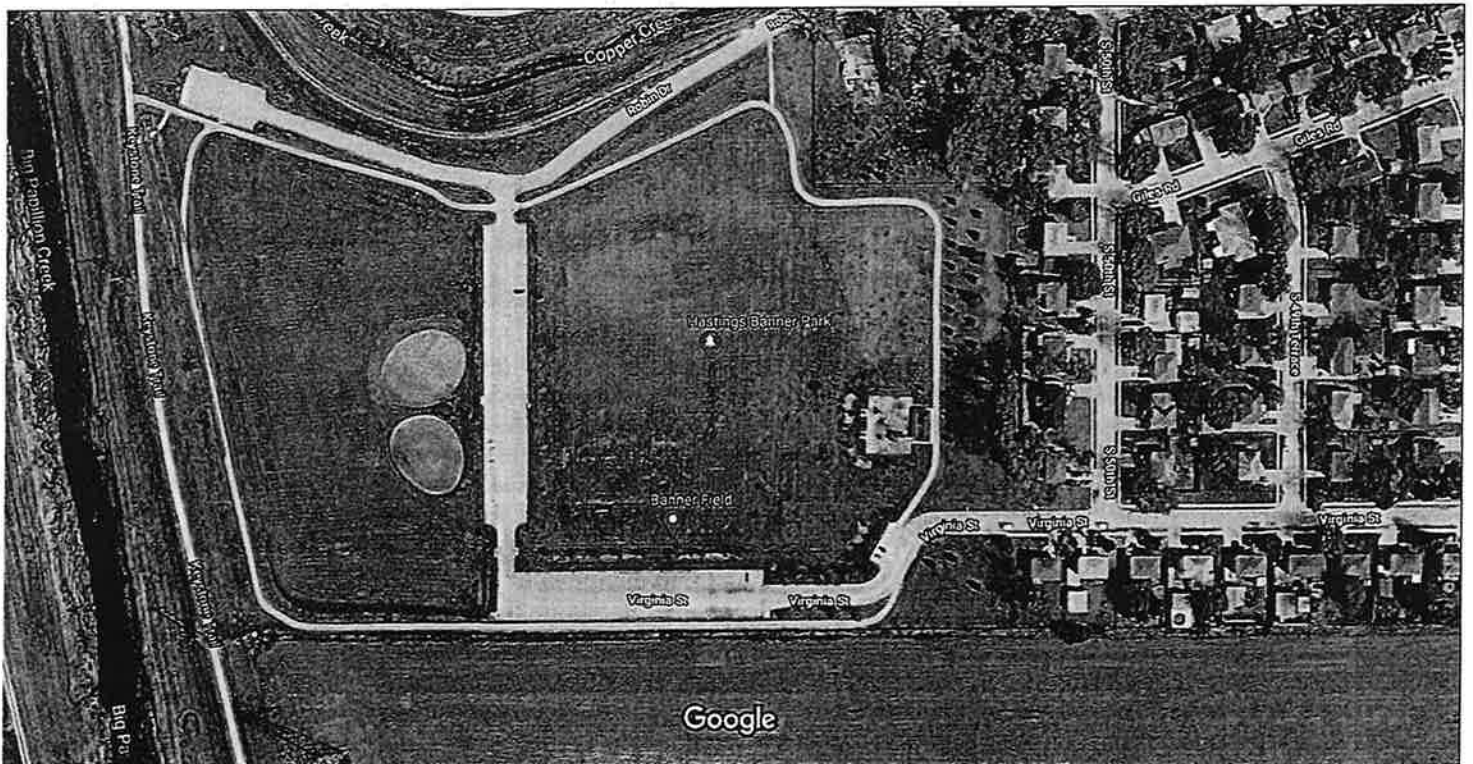
- IF APPLICABLE, OUTDOOR AREA MUST BE CONNECTED TO INDOOR AREA IF INDOOR AREA IS TO LICENSED
- MEASUREMENT OF OUTER WALLS OF AREA TO BE LICENSED MUST INCLUDED LENGTH & WIDTH IN FEET
- DOUBLE FENCING IS REQUIRED FOR ALL NON-PROFIT ORGANIZATIONS UNLESS FORM #140 IS FILED WITH THIS FORM AND IS APPROVED BY THE COMMISSION
- RETAILER LIQUOR LICENSE HOLDERS ARE NOT REQUIRED TO DOUBLE FENCE, ALTHOUGH MEASURES NEED TO BE TAKEN TO SECURE THE AREA

DIAGRAM OF PROPOSED AREA:



*American Heroes Park*

Google Maps



Imagery ©2019 Google, Map data ©2019 Google 100 ft

Hastings Banner Park - ALTERNATE LOCATION

**CITY OF BELLEVUE**  
1500 WALL STREET  
BELLEVUE, NEBRASKA 68005

177038

Date April 11, 2019

\$ 80.00

☐ Post/Do Not Deposit

Received From

Bellevue Service Center and Education  
Capital Projects + 001100

Dollars

For

SDL - June 28 + June 29, 2019

To Be Credited to

4200 - 880.00

CR # 1319

RECEIVED BY

SRH

## Susan Kluthe

---

**From:** Bobby Riggs  
**Sent:** Tuesday, June 11, 2019 3:01 PM  
**To:** Susan Kluthe  
**Subject:** RE: Riverfest Event License, SDL, and Firework Approval

Street Dept has no issues with the new application as proposed.  
We will coordinate with event sponsor and PD to assist in barricade needs, placement.

**Bobby Riggs**  
**Street Superintendent**  
**City of Bellevue**  
Office: (402) 293-3126  
Fax: (402) 293-3077  
E-mail: Bobby.Riggs@bellevue.net

---

**From:** Susan Kluthe  
**Sent:** Tuesday, June 11, 2019 2:50 PM  
**To:** Bobby Riggs; Dave Stukenholtz; Larry Lampman; Jim Shada; Mark Blackburn  
**Cc:** Jeff Roberts  
**Subject:** Riverfest Event License, SDL, and Firework Approval

Here is the new event application for Riverfest. Please comment on issues, concerns, etc.  
Dave I will also send you the police report for their SDL.

Thanks!  
**Susan Kluthe**  
**City Clerk**  
**City of Bellevue**  
**1500 Wall Street**  
**Bellevue, NE 68005**

## Susan Kluthe

---

**From:** Larry Lampman  
**Sent:** Wednesday, June 12, 2019 10:48 AM  
**To:** Susan Kluthe; Bobby Riggs; Dave Stukenholtz; Jim Shada; Mark Blackburn  
**Cc:** Jeff Roberts  
**Subject:** Re: Riverfest Event License, SDL, and Firework Approval

Good from the PD.

Thanks,  
Larry

### Sergeant Larry Lampman

Special Services Unit  
[larry.lampman@bellevue.net](mailto:larry.lampman@bellevue.net)  
Bellevue Police Department  
1510 Wall St  
Bellevue, Ne 68005  
Office-402-682-6628  
Cell-402-637-5856

---

**From:** Susan Kluthe  
**Sent:** Tuesday, June 11, 2019 2:50:27 PM  
**To:** Bobby Riggs; Dave Stukenholtz; Larry Lampman; Jim Shada; Mark Blackburn  
**Cc:** Jeff Roberts  
**Subject:** Riverfest Event License, SDL, and Firework Approval

Here is the new event application for Riverfest. Please comment on issues, concerns, etc.  
Dave I will also send you the police report for their SDL.

Thanks!

**Susan Kluthe**  
City Clerk  
City of Bellevue  
1500 Wall Street  
Bellevue, NE 68005



as to the cleaning of the premises. For equal opportunity enjoyment for all individuals, I guarantee that all events will meet the legal requirements outlined in the American with Disabilities Act (ADA) and its amendments to prevent discrimination and enable individuals with disabilities to participate fully in all aspects of the event.

Signature of Applicant: \_\_\_\_\_

-----

**FOR CITY OFFICE USE ONLY:**

Notice of Hearing published in a legal newspaper on \_\_\_\_\_.

City Council hearing date: \_\_\_\_\_

License Fee of \$50 paid on: \_\_\_\_\_ Receipt #: \_\_\_\_\_

Police Department Requests: \_\_\_\_\_

No issues from Police Dept.

Capt. [Signature]

Parks Department Requests: \_\_\_\_\_

Street Department Requests: \_\_\_\_\_

## Shirley Harbin

---

**From:** Susan Kluthe  
**Sent:** Thursday, June 13, 2019 8:49 AM  
**To:** Shirley Harbin  
**Subject:** Fwd: Riverfest Event License, SDL, and Firework Approval

Get [Outlook for iOS](#)

----- Forwarded message -----

**From:** "Jim Shada" <[Jim.Shada@bellevue.net](mailto:Jim.Shada@bellevue.net)>  
**Date:** Wed, Jun 12, 2019 at 4:53 PM -0500  
**Subject:** Re: Riverfest Event License, SDL, and Firework Approval  
**To:** "Larry Lampman" <[Larry.Lampman@bellevue.net](mailto:Larry.Lampman@bellevue.net)>, "Susan Kluthe" <[Susan.Kluthe@bellevue.net](mailto:Susan.Kluthe@bellevue.net)>, "Bobby Riggs" <[Bobby.Riggs@bellevue.net](mailto:Bobby.Riggs@bellevue.net)>, "Dave Stukenholtz" <[Dave.Stukenholtz@bellevue.net](mailto:Dave.Stukenholtz@bellevue.net)>, "Mark Blackburn" <[Mark.Blackburn@bellevue.net](mailto:Mark.Blackburn@bellevue.net)>  
**Cc:** "Jeff Roberts" <[Jeff.Roberts@bellevue.net](mailto:Jeff.Roberts@bellevue.net)>

The Parks & Recreation Departments look forward to helping make this event a success again this August.

Jim Shada

---

**From:** Larry Lampman  
**Sent:** Wednesday, June 12, 2019 10:47:42 AM  
**To:** Susan Kluthe; Bobby Riggs; Dave Stukenholtz; Jim Shada; Mark Blackburn  
**Cc:** Jeff Roberts  
**Subject:** Re: Riverfest Event License, SDL, and Firework Approval

Good from the PD.

Thanks,

Larry

**Sergeant Larry Lampman**

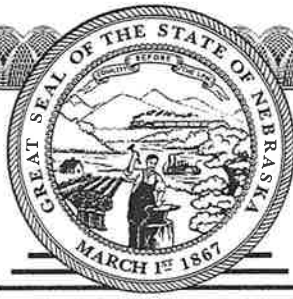
Special Services Unit  
[larry.lampman@bellevue.net](mailto:larry.lampman@bellevue.net)  
Bellevue Police Department  
1510 Wall St  
Bellevue, Ne 68005  
Office-402-682-6628  
Cell-402-637-5856

---

**From:** Susan Kluthe  
**Sent:** Tuesday, June 11, 2019 2:50:27 PM  
**To:** Bobby Riggs; Dave Stukenholtz; Larry Lampman; Jim Shada; Mark Blackburn  
**Cc:** Jeff Roberts  
**Subject:** Riverfest Event License, SDL, and Firework Approval

Here is the new event application for Riverfest. Please comment on issues, concerns, etc.  
Dave I will also send you the police report for their SDL.

# STATE OF



# NEBRASKA

## LIQUOR LICENSE

GRANTED UNDER PROVISIONS OF NEBRASKA LIQUOR CONTROL ACT

### SPECIAL DESIGNATED LICENSE

710293

LICENSEE: BELLEVUE ECONOMIC ENHANCEMENT FOUNDATION

STATUS: NON-PROFIT CHARITABLE LICENSEE

#### LICENSED PREMISES:

AMERICAN HEROES PARK  
2502 PAYNE STREET  
BELLEVUE NE 68123  
SARPY COUNTY

#### TYPES(S) OF BEVERAGE:

BEER  
WINE

SUPERVISOR: DUANE SAFARIK

#### LEGAL DESCRIPTION:

OUTDOOR DIMENSIONS: 450' X 450'  
EVENT TYPE(S): COMMUNITY FESTIVAL

#### EXEMPTIONS:

6-019-0151 WAIVE 2 RESTROOM REQ FOR ON SALE LICENSE

#### DATE AND TIME OF LICENSE:

6/28/2019  
6/29/2019

03:00PM TO 01:00AM  
10:00AM TO 01:00AM

#### ALTERNATE DATE AND LOCATION

6/28/2019 AT HASTINGS BANNER PARK - 5005 VIRGINIA STREET

UNDER AUTHORITY OF THE NEBRASKA LIQUOR CONTROL ACT, SECTION 53-124.11, PERMISSION IS HEREBY GRANTED TO THE LICENSEE TO OFFER ON OR WITHIN THE LICENSED PREMISES, ALCOHOLIC LIQUORS FOR SALE IN ACCORDANCE TO THE PROVISIONS OF THE NEBRASKA LIQUOR CONTROL ACT UNLESS SPECIFICALLY EXEMPTED BY THIS LICENSE.

Attest

NEBRASKA LIQUOR CONTROL COMMISSION

Executive Director

Chairman

CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

14c.  
14c1  
14c2.  
6/18/19

|                       |          |   |
|-----------------------|----------|---|
| COUNCIL MEETING DATE: | 06-18-19 | AGENDA ITEM TYPE:                                     |
|                       |          | SPECIAL PRESENTATION <input type="checkbox"/>         |
|                       |          | LIQUOR LICENSE <input checked="" type="checkbox"/>    |
|                       |          | ORDINANCE <input type="checkbox"/>                    |
|                       |          | PUBLIC HEARING <input checked="" type="checkbox"/>    |
|                       |          | RESOLUTION <input type="checkbox"/>                   |
|                       |          | CURRENT BUSINESS <input type="checkbox"/>             |
|                       |          | OTHER (SEE CLERK) <input checked="" type="checkbox"/> |

SUBJECT:

Application for an Event License, Special Designated Liquor Licenses, and Fireworks Display for Riverfest, August 16 -17, 2019

SYNOPSIS:

Bellevue Economic Enhancement Foundation, in partnership with the Bellevue Chamber of Commerce -- Applications for an Event License for Riverfest on August 16th from 4:00 p.m. to 12:00 a.m. and the 17th from 6:00 a.m. to 12:00 a.m.; SDLs to sell beer, wine & distilled spirits from 3:00 p.m. to 1:00 a.m. on the 16th and from 10:00 a.m. until 1:00 a.m. on the 17th, and permission for a fireworks display on Saturday night (17th) in ~~Haworth Park~~ with an alternate location of Hastings Banner Park

American Heroes Park

FISCAL IMPACT:

\$50 for the Event License and \$80 for the SDLs in Revenue.

BUDGETED ITEM: ☒ YES ☐ NO

PROJECT # & TRACKING INFORMATION:

RECOMMENDATION:

PD recommends approval. P.D., Parks and Streets have all signed off on the Application for Event License.

BACKGROUND:

This is for the annual Riverfest Event. There are three separate requests for approval: the Event License amending alternate location, the Special Designated Liquor License amending alternate location, and the request for the fireworks display. The company doing the fireworks display applies for the license through the State Fire Marshal's office, which the Fire Chief signs off on.

ATTACHMENTS:

- 1 Application for Event License
- 2 Application for SDLs
- 3 Ltr to Request Fireworks Display

|   |  |
|---|--|
| 4 |  |
| 5 |  |
| 6 |  |

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:



CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

14c.  
14c1  
14c2.  
6/18/19

|                          |          |   |
|--------------------------|----------|---|
| COUNCIL MEETING DATE:    | 06-18-19 | AGENDA ITEM TYPE:                                     |
|                          |          | SPECIAL PRESENTATION <input type="checkbox"/>         |
| SUBMITTED BY:            |          | LIQUOR LICENSE <input checked="" type="checkbox"/>    |
| Susan Kluthe, City Clerk |          | ORDINANCE <input type="checkbox"/>                    |
|                          |          | PUBLIC HEARING <input checked="" type="checkbox"/>    |
|                          |          | RESOLUTION <input type="checkbox"/>                   |
|                          |          | CURRENT BUSINESS <input type="checkbox"/>             |
|                          |          | OTHER (SEE CLERK) <input checked="" type="checkbox"/> |

SUBJECT:

Application for an Event License, Special Designated Liquor Licenses, and Fireworks Display for Riverfest, August 16 -17, 2019

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American Heroes Park

FISCAL IMPACT:

\$50 for the Event License and \$80 for the SDLs in Revenue.

BUDGETED ITEM: ☒ YES ☐ NO

PROJECT # & TRACKING INFORMATION:

RECOMMENDATION:

PD recommends approval. P.D., Parks and Streets have all signed off on the Application for Event License.

BACKGROUND:

This is for the annual Riverfest Event. There are three separate requests for approval: the Event License amending alternate location, the Special Designated Liquor License amending alternate location, and the request for the fireworks display. The company doing the fireworks display applies for the license through the State Fire Marshal's office, which the Fire Chief signs off on.

ATTACHMENTS:

- 1 Application for Event License
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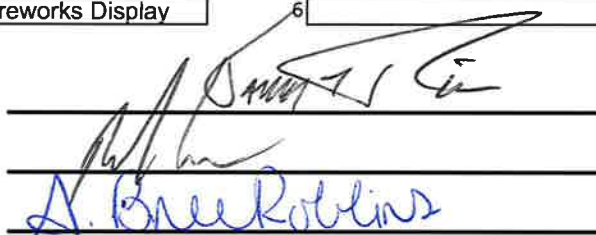
|   |  |
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| 4 |  |
| 5 |  |
| 6 |  |

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:





## CITY OF BELLEVUE

## APPLICATION FOR EVENT LICENSE

The undersigned hereby makes application to conduct or operate a carnival, show, temporary amusement park, or music concert in the City of Bellevue, Nebraska, under the provisions of City Code Sections 5-36 thru 5-40, and hereby submits the following facts in support thereof:

Date: June 3, 2019 \_\_\_\_\_

APPLICANT (Name/Address/Phone #): Bellevue Economic Enhancement Foundation in partnership with Greater Bellevue Chamber of Commerce. 1036 Bruin Blvd. #119 Bellevue, NE 68005 \_\_\_\_\_

CORPORATION (Name/Address): Bellevue Economic Enhancement Foundation in partnership with Bellevue Chamber of Commerce 1036 Bruin Blvd #119 Bellevue, NE 68005 \_\_\_\_\_

CORPORATION OFFICERS: Amanda Andrews-Chair; Ralph Gladbach-Vice-Chair; Amanda Glazebrook-Secretary; Shelly Wachter; Tom Deall \_\_\_\_\_

PROPOSED ACTIVITY: Community Festival-Live Music, carnival, fireworks, craft & Food vendors; 5k run, beer garden, helicopter rides, \_\_\_\_\_

DAY/DATE OF PROPOSED ACTIVITY: Friday August 16, 2019 4:00 pm-Midnight; Sat August 17, 2019 6:00 am-Midnight \_\_\_\_\_

LOCATION OF PROPOSED ACTIVITY: American Heroes Park, Alternate location: Hastings Banner Park \_\_\_\_\_

HOURS OF OPERATION: Friday June 28<sup>th</sup> 4 pm-Midnight; Sat June 29<sup>th</sup> 6:00 am-Midnight \_\_\_\_\_

WHAT PROVISIONS, IF APPLICABLE, HAVE BEEN MADE FOR THE FOLLOWING:

1. Sanitary Facilities: A-1 Relief Services \_\_\_\_\_

2. Running Water: \_\_\_\_\_

3. Power: on site portable generators (NMC/BF)

4. Parking: Bryan High School, on site with assistance of BPD

5. Insurance: Special Events policy with city, Private sector insurance per vendor, fireworks vendor, liquor liability, addl insured designation on rental contracts \_\_\_\_\_

**(Please provide Certificate of Insurance Naming City of Bellevue as Additional Insured)**

**Please address any specific requests of the Police/Parks/Streets Departments on the 2<sup>nd</sup> page.**

I guarantee to the City of Bellevue that the premises will be cleaned and inspected following the above listed event on the day(s) indicated and, after inspection by the City, we will meet any additional responsible requests of the City of Bellevue

Signature of Applicant: \_\_\_\_\_

**Notice of Hearing published in a legal newspaper on \_\_\_\_\_, \_\_\_\_\_.**

City Council hearing date: \_\_\_\_\_

License Fee of \$50 paid on: \_\_\_\_\_ Receipt #: \_\_\_\_\_

**Police Department Requests:** \_\_\_\_\_

**Parks Department Requests:** \_\_\_\_\_

**Street Department Requests:** \_\_\_\_\_





1102 Galvin Road South  
Bellevue, Nebraska 68005  
Phone: 402.898.3000  
Fax: 402-291-8729

Michelle Porter  
301 Centennial Mall S  
PO Box 95046  
Lincoln, NE 68509

Dear Michelle,

This letter is a follow up to our telephone conversation in April 2019.

Unfortunately, we once again have to change the date of the Riverfest Community Event to August 16<sup>th</sup> and 17<sup>th</sup>, 2019.

Due to the catastrophic flooding that Bellevue experienced in March and continues to still manage, we are having to change the alternate location on our original application from Haworth Park to Hasting Banner Park as Haworth Park is still underwater and not expected to be opened again for about 1 year.

Per your instruction, I have enclosed an updated SDL request, and the original license issued.

Thank you in advance for your assistance.

Duane Safarik  
CEO/President

fam



Special Designated License  
Local Recommendation (Form 200)

Applications must be entered on the portal after local approval ☐ No exceptions  
Late applications are non-refundable and will be rejected

Bellevue Economic ENHANCEMENT FOUNDATION  
Retail Liquor License Name or \*Non-Profit Organization (\*Must include Form #201 as Page 2)

1036 BRUN Blvd. Ste 119 Bellevue NE 68005  
Retail Liquor License Address or Non-Profit Business Address

47-0715106  
Retail License Number or Non-Profit Federal ID #

Consecutive Dates only

Event Date(s): AUG 16, 2019 AUG 17, 2019

Event Start Time(s): 3pm 10 AM

AUG 17  
Event End Time(s): 1<sup>00</sup> A.M. 1<sup>00</sup> A.M. AUG

Alternate Date: NA

Alternate Location Building & Address: HASTINGS BANNER PARK 5005 VIRGINIA ST Bellevue NE 68151

MAIN  
Event Building Name: AMERICAN HERO PARK

FILE  
Event Street Address/City: 2502 PAYNE ST. Bellevue, NE 68123

Indoor area to be licensed in length & width:      X     

Outdoor area to be licensed in length & width: 450 X 450 (CITY PARK)  
(Diagram Form #109 must be attached)

Type of Event: COMMUNITY FESTIVAL Estimate # of attendees: 40,000

Type of alcohol to be served: Beer X Wine X Distilled Spirits       
(If not marked, you will not be able to serve this type of alcohol)

Event Contact Name: DUANE SAFARIK Event Contact Phone Number: 402-669-6444

Event Contact Email: president@bellevue.nebraska.com

\*Signature Authorized Representative: [Signature] Printed Name Duane Safarik

I declare that I am the authorized representative of the above named license applicant and that the statements made on this application are true to the best of my knowledge and belief. I also consent to an investigation of my background including all records of every kind including police records. I agree to waive any rights or causes of action against the Nebraska Liquor Control Commission, the Nebraska State Patrol or any other individual releasing said information to the Liquor Control Commission or the Nebraska State Patrol. I further declare that the license applied for will not be used by any other person, group, organization or corporation for profit or not for profit and that the event will be supervised by persons directly responsible to the holder of this Special Designated License.

\*Retail licensee ☐ Must be signed by a member listed on permanent license

\*Non-Profit Organization ☐ Must be signed by a Corporate Officer

Local Governing Body completes below:

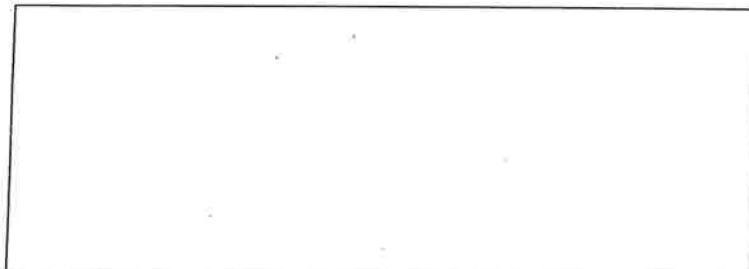
The local governing body for the City/Village of Bellevue OR County of      approves  
the issuance of a Special Designated License as requested above. (Only one should be written above)

[Signature]  
Local Governing Body Authorized Signature

06/18/19  
Date

**APPLICATION FOR SPECIAL  
DESIGNATED LICENSE  
Non-Profit Applicants ONLY**

NEBRASKA LIQUOR CONTROL COMMISSION  
301 CENTENNIAL MALL SOUTH  
PO BOX 95046  
LINCOLN, NE 68509-5046  
PHONE: (402) 471-2571  
FAX: (402) 471-2814  
Website: [www.lcc.nebraska.gov/](http://www.lcc.nebraska.gov/)  
Email Applications: [michelle.porter@nebraska.gov](mailto:michelle.porter@nebraska.gov)



**This page is required to be completed by Non-Profit applicants only.**

**Application for Special Designated License  
Under Nebraska Liquor Control Act  
Affidavit of Non-Profit Status**

I HEREBY DECLARE THAT THE CORPORATION MAKING APPLICATION FOR A SPECIAL DESIGNATED LICENSE UNDER THE NEBRASKA LIQUOR CONTROL ACT IS EITHER A MUNICIPAL CORPORATION, A FINE ARTS MUSEUM INCORPORATED AS A NONPROFIT CORPORATION, A RELIGIOUS NONPROFIT CORPORATION WHICH HAS BEEN EXEMPTED FROM THE PAYMENT OF FEDERAL INCOME TAXES, A POLITICAL ORGANIZATION WHICH HAS BEEN EXEMPTED FROM THE PAYMENT OF FEDERAL INCOME TAXES, OR ANY OTHER NONPROFIT CORPORATION, THE PURPOSE OF WHICH IS FRATERNAL, CHARITABLE, OR PUBLIC SERVICE AND WHICH HAS BEEN EXEMPTED FROM THE PAYMENT OF FEDERAL INCOME TAXES AS PER §53-124.11(1).

AS SIGNATORY I CONSENT TO THE RELEASE OF ANY DOCUMENTS SUPPORTING THIS DECLARATION AND ANY DOCUMENTS SUPPORTING THIS DECLARATION WILL BE PROVIDED TO THE NEBRASKA LIQUOR CONTROL COMMISSION, THE NEBRASKA STATE PATROL OR ANY AGENT OF THE LIQUOR CONTROL COMMISSION IMMEDIATELY UPON DEMAND. I ALSO CONSENT TO THE INVESTIGATION OF THIS CORPORATE ENTITY TO DETERMINE IT'S NONPROFIT STATUS.

I AGREE TO WAIVE ANY RIGHTS OR CAUSES OF ACTION AGAINST THE NEBRASKA LIQUOR CONTROL COMMISSION, THE NEBRASKA STATE PATROL OR ANY PARTY RELEASING INFORMATION TO THE AFOREMENTIONED PARTIES.

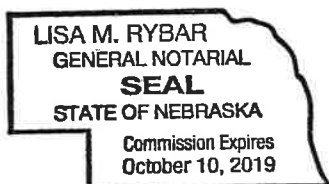
Bellevue Economic Enhancement Foundation  
NAME OF CORPORATION

47-0715106  
FEDERAL ID NUMBER

[Signature]  
SIGNATURE OF TITLE OF CORPORATE OFFICERS

THE ABOVE INDIVIDUAL STATES THAT THE STATEMENT ABOVE IS TRUE AND CORRECT; IF ANY FALSE STATEMENT IS MADE ON THIS APPLICATION, THE APPLICANT SHALL BE DEEMED GUILTY OF PERJURY AND SUBJECT TO PENALTIES PROVIDED BY LAW. (SEC. §53-131.01) NEBRASKA LIQUOR CONTROL ACT

SUBSCRIBED IN MY PRESENCE AND SWORN TO BEFORE ME THIS 13 DAY OF February, 2019



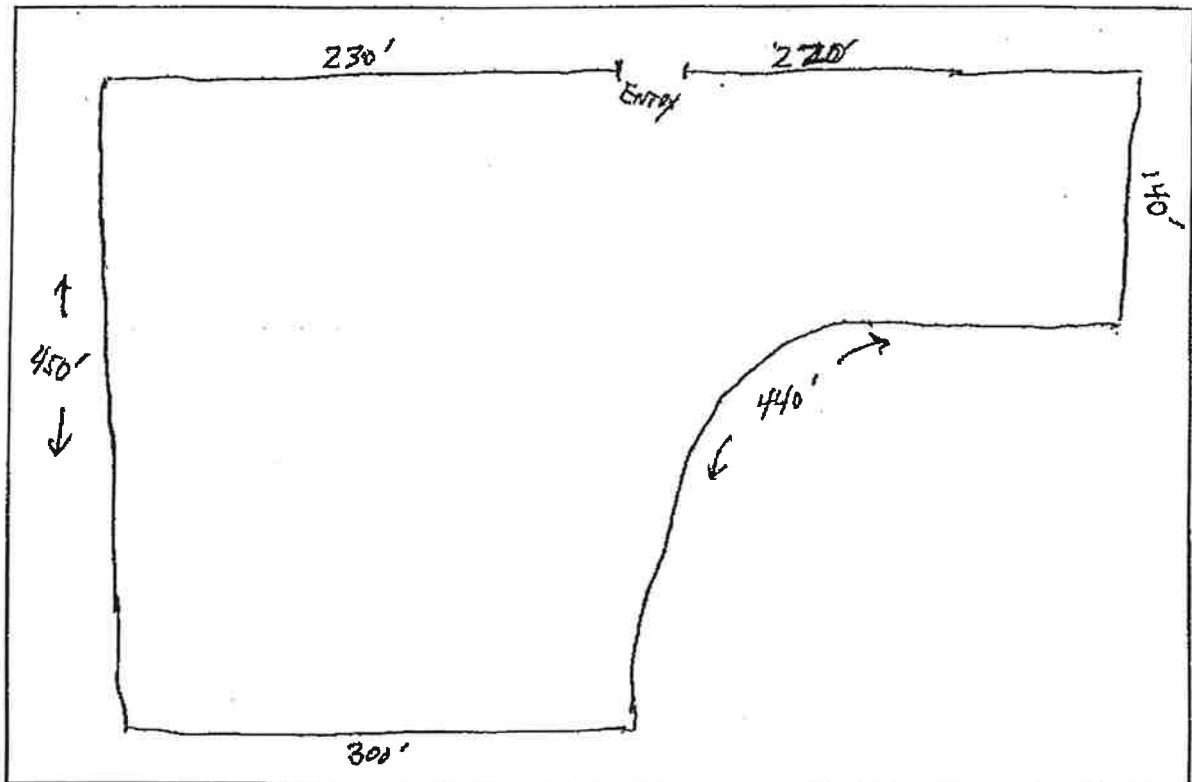
[Signature]  
NOTARY PUBLIC SIGNATURE & SEAL

# OUTDOOR AREA DIAGRAM

HOW AREA WILL BE PATROLLED Belleme Police Dept

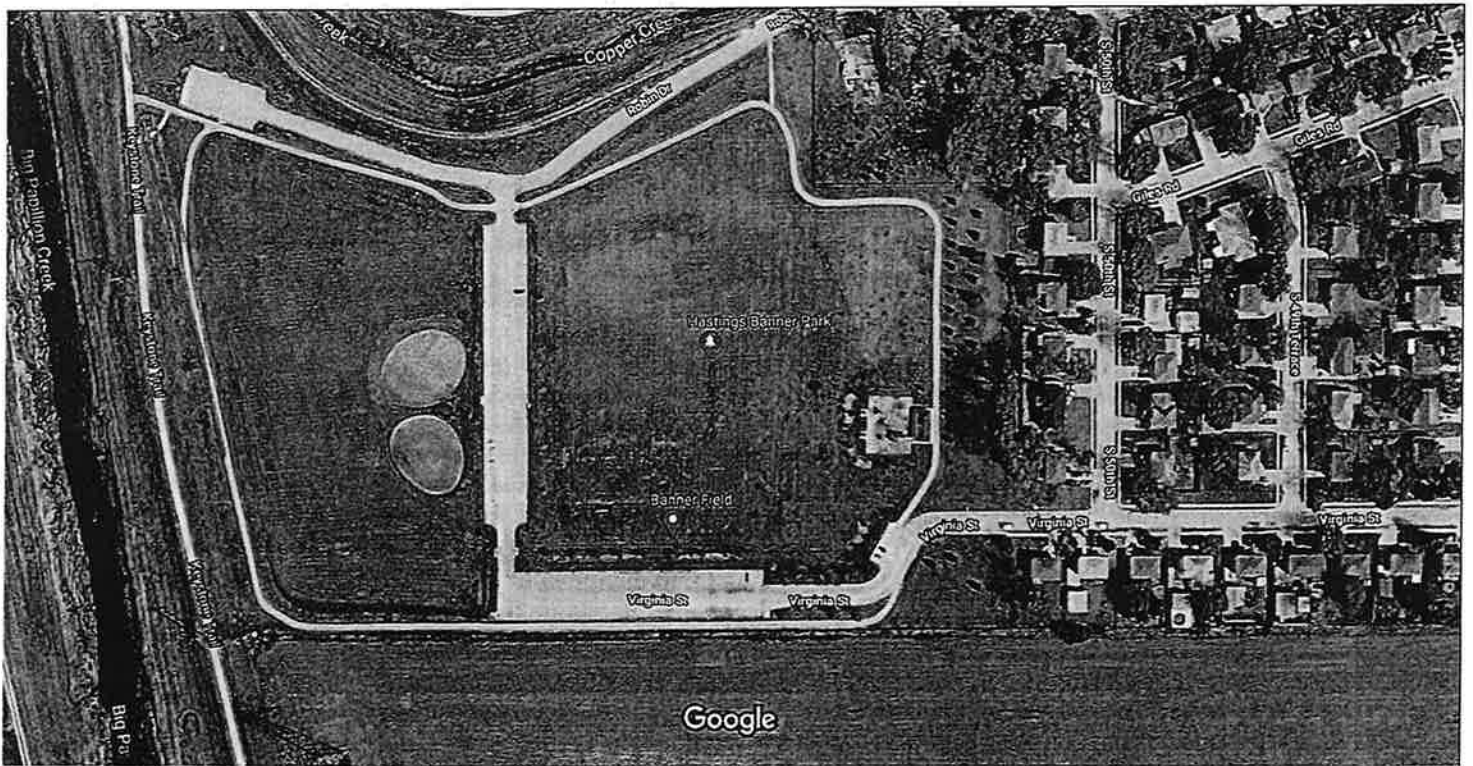
- IF APPLICABLE, OUTDOOR AREA MUST BE CONNECTED TO INDOOR AREA IF INDOOR AREA IS TO LICENSED
- MEASUREMENT OF OUTER WALLS OF AREA TO BE LICENSED MUST INCLUDED LENGTH & WIDTH IN FEET
- DOUBLE FENCING IS REQUIRED FOR ALL NON-PROFIT ORGANIZATIONS UNLESS FORM #140 IS FILED WITH THIS FORM AND IS APPROVED BY THE COMMISSION
- RETAILER LIQUOR LICENSE HOLDERS ARE NOT REQUIRED TO DOUBLE FENCE, ALTHOUGH MEASURES NEED TO BE TAKEN TO SECURE THE AREA

DIAGRAM OF PROPOSED AREA:



*American Heroes Park*

Google Maps



Imagery ©2019 Google, Map data ©2019 Google 100 ft

Hastings Banner Park - ALTERNATE LOCATION

CITY OF BELLEVUE  
1500 WALL STREET  
BELLEVUE, NEBRASKA 68005

177038

Date April 11, 2019

\$ 80.00  
☐ Post/Do Not Deposit

Received From

Bellevue Service Center and Education  
Capital Projects + 1001100

Dollars

For April 11, 2019 - SDL - June 28 + June 29, 2019

To Be Credited to

4200 - 880.00

CK # 1319

SRH  
RECEIVED BY

## Susan Kluthe

---

**From:** Bobby Riggs  
**Sent:** Tuesday, June 11, 2019 3:01 PM  
**To:** Susan Kluthe  
**Subject:** RE: Riverfest Event License, SDL, and Firework Approval

Street Dept has no issues with the new application as proposed.  
We will coordinate with event sponsor and PD to assist in barricade needs, placement.

**Bobby Riggs**  
**Street Superintendent**  
**City of Bellevue**  
Office: (402) 293-3126  
Fax: (402) 293-3077  
E-mail: Bobby.Riggs@bellevue.net

---

**From:** Susan Kluthe  
**Sent:** Tuesday, June 11, 2019 2:50 PM  
**To:** Bobby Riggs; Dave Stukenholtz; Larry Lampman; Jim Shada; Mark Blackburn  
**Cc:** Jeff Roberts  
**Subject:** Riverfest Event License, SDL, and Firework Approval

Here is the new event application for Riverfest. Please comment on issues, concerns, etc.  
Dave I will also send you the police report for their SDL.

Thanks!  
**Susan Kluthe**  
**City Clerk**  
**City of Bellevue**  
**1500 Wall Street**  
**Bellevue, NE 68005**

## Susan Kluthe

---

**From:** Larry Lampman  
**Sent:** Wednesday, June 12, 2019 10:48 AM  
**To:** Susan Kluthe; Bobby Riggs; Dave Stukenholtz; Jim Shada; Mark Blackburn  
**Cc:** Jeff Roberts  
**Subject:** Re: Riverfest Event License, SDL, and Firework Approval

Good from the PD.

Thanks,  
Larry

### Sergeant Larry Lampman

Special Services Unit  
[larry.lampman@bellevue.net](mailto:larry.lampman@bellevue.net)  
Bellevue Police Department  
1510 Wall St  
Bellevue, Ne 68005  
Office-402-682-6628  
Cell-402-637-5856

---

**From:** Susan Kluthe  
**Sent:** Tuesday, June 11, 2019 2:50:27 PM  
**To:** Bobby Riggs; Dave Stukenholtz; Larry Lampman; Jim Shada; Mark Blackburn  
**Cc:** Jeff Roberts  
**Subject:** Riverfest Event License, SDL, and Firework Approval

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Dave I will also send you the police report for their SDL.

Thanks!

**Susan Kluthe**  
City Clerk  
City of Bellevue  
1500 Wall Street  
Bellevue, NE 68005

as to the cleaning of the premises. For equal opportunity enjoyment for all individuals, I guarantee that all events will meet the legal requirements outlined in the American with Disabilities Act (ADA) and its amendments to prevent discrimination and enable individuals with disabilities to participate fully in all aspects of the event.

Signature of Applicant: \_\_\_\_\_

-----

**FOR CITY OFFICE USE ONLY:**

Notice of Hearing published in a legal newspaper on \_\_\_\_\_.

City Council hearing date: \_\_\_\_\_

License Fee of \$50 paid on: \_\_\_\_\_ Receipt #: \_\_\_\_\_

Police Department Requests: \_\_\_\_\_

No issues from Police Dept.

Capt. J. J. Stutts

Parks Department Requests: \_\_\_\_\_

Street Department Requests: \_\_\_\_\_



## Shirley Harbin

---

**From:** Susan Kluthe  
**Sent:** Thursday, June 13, 2019 8:49 AM  
**To:** Shirley Harbin  
**Subject:** Fwd: Riverfest Event License, SDL, and Firework Approval

Get [Outlook for iOS](#)

----- Forwarded message -----

**From:** "Jim Shada" <[Jim.Shada@bellevue.net](mailto:Jim.Shada@bellevue.net)>  
**Date:** Wed, Jun 12, 2019 at 4:53 PM -0500  
**Subject:** Re: Riverfest Event License, SDL, and Firework Approval  
**To:** "Larry Lampman" <[Larry.Lampman@bellevue.net](mailto:Larry.Lampman@bellevue.net)>, "Susan Kluthe" <[Susan.Kluthe@bellevue.net](mailto:Susan.Kluthe@bellevue.net)>, "Bobby Riggs" <[Bobby.Riggs@bellevue.net](mailto:Bobby.Riggs@bellevue.net)>, "Dave Stukenholtz" <[Dave.Stukenholtz@bellevue.net](mailto:Dave.Stukenholtz@bellevue.net)>, "Mark Blackburn" <[Mark.Blackburn@bellevue.net](mailto:Mark.Blackburn@bellevue.net)>  
**Cc:** "Jeff Roberts" <[Jeff.Roberts@bellevue.net](mailto:Jeff.Roberts@bellevue.net)>

The Parks & Recreation Departments look forward to helping make this event a success again this August.

Jim Shada

---

**From:** Larry Lampman  
**Sent:** Wednesday, June 12, 2019 10:47:42 AM  
**To:** Susan Kluthe; Bobby Riggs; Dave Stukenholtz; Jim Shada; Mark Blackburn  
**Cc:** Jeff Roberts  
**Subject:** Re: Riverfest Event License, SDL, and Firework Approval

Good from the PD.

Thanks,

Larry

**Sergeant Larry Lampman**

Special Services Unit  
[larry.lampman@bellevue.net](mailto:larry.lampman@bellevue.net)  
Bellevue Police Department  
1510 Wall St  
Bellevue, Ne 68005  
Office-402-682-6628  
Cell-402-637-5856

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**To:** Bobby Riggs; Dave Stukenholtz; Larry Lampman; Jim Shada; Mark Blackburn  
**Cc:** Jeff Roberts  
**Subject:** Riverfest Event License, SDL, and Firework Approval

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# STATE OF



# NEBRASKA

## LIQUOR LICENSE

GRANTED UNDER PROVISIONS OF NEBRASKA LIQUOR CONTROL ACT

### SPECIAL DESIGNATED LICENSE

710293

**LICENSEE: BELLEVUE ECONOMIC ENHANCEMENT FOUNDATION**

**STATUS: NON-PROFIT CHARITABLE LICENSEE**

**LICENSED PREMISES:**

AMERICAN HEROES PARK  
2502 PAYNE STREET  
BELLEVUE NE 68123  
SARPY COUNTY

**TYPES(S) OF BEVERAGE:**

BEER  
WINE

**SUPERVISOR: DUANE SAFARIK**

**LEGAL DESCRIPTION:**

OUTDOOR DIMENSIONS: 450' X 450'  
EVENT TYPE(S): COMMUNITY FESTIVAL

**EXEMPTIONS:**

6-019-0151 WAIVE 2 RESTROOM REQ FOR ON SALE LICENSE

**DATE AND TIME OF LICENSE:**

6/28/2019  
6/29/2019

03:00PM TO 01:00AM  
10:00AM TO 01:00AM

**ALTERNATE DATE AND LOCATION**

6/28/2019 AT HASTINGS BANNER PARK - 5005 VIRGINIA STREET

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Attest

NEBRASKA LIQUOR CONTROL COMMISSION

  
Executive Director

  
Chairman

CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

14c.  
14c1  
14c2.  
6/18/19

|                       |          |   |
|-----------------------|----------|---|
| COUNCIL MEETING DATE: | 06-18-19 | AGENDA ITEM TYPE:                                     |
|                       |          | SPECIAL PRESENTATION <input type="checkbox"/>         |
|                       |          | LIQUOR LICENSE <input checked="" type="checkbox"/>    |
|                       |          | ORDINANCE <input type="checkbox"/>                    |
|                       |          | PUBLIC HEARING <input checked="" type="checkbox"/>    |
|                       |          | RESOLUTION <input type="checkbox"/>                   |
|                       |          | CURRENT BUSINESS <input type="checkbox"/>             |
|                       |          | OTHER (SEE CLERK) <input checked="" type="checkbox"/> |

SUBJECT:

Application for an Event License, Special Designated Liquor Licenses, and Fireworks Display for Riverfest, August 16 -17, 2019

SYNOPSIS:

Bellevue Economic Enhancement Foundation, in partnership with the Bellevue Chamber of Commerce -- Applications for an Event License for Riverfest on August 16th from 4:00 p.m. to 12:00 a.m. and the 17th from 6:00 a.m. to 12:00 a.m.; SDLs to sell beer, wine & distilled spirits from 3:00 p.m. to 1:00 a.m. on the 16th and from 10:00 a.m. until 1:00 a.m. on the 17th, and permission for a fireworks display on Saturday night (17th) in ~~Haworth Park~~ with an alternate location of Hastings Banner Park

American Heroes Park

FISCAL IMPACT:

\$50 for the Event License and \$80 for the SDLs in Revenue.

BUDGETED ITEM: ☒ YES ☐ NO

PROJECT # & TRACKING INFORMATION:

|  |
|--|
|  |
|--|

RECOMMENDATION:

PD recommends approval. P.D., Parks and Streets have all signed off on the Application for Event License.

BACKGROUND:

This is for the annual Riverfest Event. There are three separate requests for approval: the Event License amending alternate location, the Special Designated Liquor License amending alternate location, and the request for the fireworks display. The company doing the fireworks display applies for the license through the State Fire Marshal's office, which the Fire Chief signs off on.

ATTACHMENTS:

- 1 Application for Event License
- 2 Application for SDLs
- 3 Ltr to Request Fireworks Display

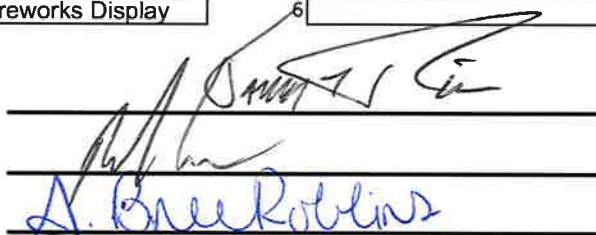
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| 4 |  |
| 5 |  |
| 6 |  |

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:



CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

14c.  
14c1  
14c2.  
6/18/19

|                       |          |   |
|-----------------------|----------|---|
| COUNCIL MEETING DATE: | 06-18-19 | AGENDA ITEM TYPE:                                     |
|                       |          | SPECIAL PRESENTATION <input type="checkbox"/>         |
|                       |          | LIQUOR LICENSE <input checked="" type="checkbox"/>    |
|                       |          | ORDINANCE <input type="checkbox"/>                    |
|                       |          | PUBLIC HEARING <input checked="" type="checkbox"/>    |
|                       |          | RESOLUTION <input type="checkbox"/>                   |
|                       |          | CURRENT BUSINESS <input type="checkbox"/>             |
|                       |          | OTHER (SEE CLERK) <input checked="" type="checkbox"/> |

SUBJECT:

Application for an Event License, Special Designated Liquor Licenses, and Fireworks Display for Riverfest, August 16 -17, 2019

SYNOPSIS:

Bellevue Economic Enhancement Foundation, in partnership with the Bellevue Chamber of Commerce -- Applications for an Event License for Riverfest on August 16th from 4:00 p.m. to 12:00 a.m. and the 17th from 6:00 a.m. to 12:00 a.m.; SDLs to sell beer, wine & distilled spirits from 3:00 p.m. to 1:00 a.m. on the 16th and from 10:00 a.m. until 1:00 a.m. on the 17th, and permission for a fireworks display on Saturday night (17th) in ~~Haworth Park~~ with an alternate location of Hastings Banner Park

American Heroes Park

FISCAL IMPACT:

\$50 for the Event License and \$80 for the SDLs in Revenue.

BUDGETED ITEM: ☒ YES ☐ NO

PROJECT # & TRACKING INFORMATION:

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RECOMMENDATION:

PD recommends approval. P.D., Parks and Streets have all signed off on the Application for Event License.

BACKGROUND:

This is for the annual Riverfest Event. There are three separate requests for approval: the Event License amending alternate location, the Special Designated Liquor License amending alternate location, and the request for the fireworks display. The company doing the fireworks display applies for the license through the State Fire Marshal's office, which the Fire Chief signs off on.

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- 2 Application for SDLs
- 3 Ltr to Request Fireworks Display

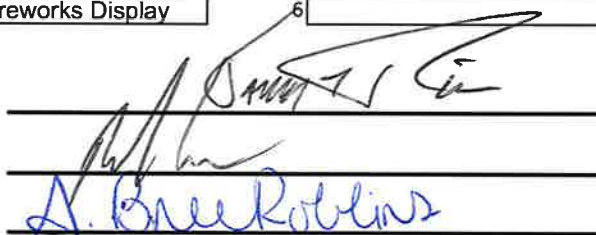
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|---|--|
| 4 |  |
| 5 |  |
| 6 |  |

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:



CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

14d. & 14d1.  
6/18/19

|  |               |                      |                                     |
|--|---------------|----------------------|-------------------------------------|
| COUNCIL MEETING DATE:  | June 18, 2019 | AGENDA ITEM TYPE:    |                                     |
| SUBMITTED BY:<br><br>Mike Christensen<br>Chief Building Official |               | SPECIAL PRESENTATION | <input type="checkbox"/>            |
|  |               | LIQUOR LICENSE       | <input type="checkbox"/>            |
|  |               | ORDINANCE            | <input type="checkbox"/>            |
|  |               | PUBLIC HEARING       | <input checked="" type="checkbox"/> |
|  |               | RESOLUTION           | <input checked="" type="checkbox"/> |
|  |               | CURRENT BUSINESS     | <input type="checkbox"/>            |
|  |               | OTHER (SEE CLERK)    | <input type="checkbox"/>            |

SUBJECT:

Condemnation of 3510 Hancock St. Bellevue, NE 68005 units 1 through 72 - Lot 1 Paradise Park

SYNOPSIS:

The dwelling units located at 3510 Hancock St. Bellevue, NE 68005 were damaged from the flood beginning on March 16th 2019.

FISCAL IMPACT:

\$360,000. to \$576,000.

BUDGETED ITEM: ☐ YES ☒ NO

PROJECT # & TRACKING INFORMATION:

|  |
|--|
|  |
|--|

RECOMMENDATION:

Representatives for the dwelling units need to show cause why such dwelling units should not be condemned as a nuisance. Otherwise the dwelling unit structures should be ordered torn down, the debris removed and the premises placed in a safe condition.

BACKGROUND:

The dwelling units were damaged from the flood waters that began on March 16th 2019 and placarded as uninhabitable due to the flood damage. Several owners have contacted the Permits Department and of those all have indicated that they did not have flood insurance and therefore it would not be cost effective for the majority to do anything with the dwelling units. However, there are a few owners that have indicated that they are seeking a demo contractor, but no demolition permits have been issued at the time of this notice. The units in there present condition raise a concern for the safety and welfare of the general public.

ATTACHMENTS:

|   |       |
|---|-------|
| 1 | photo |
| 2 | photo |
| 3 | photo |

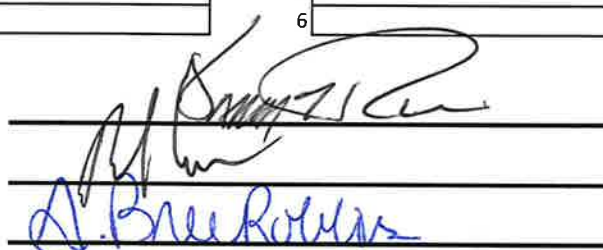
|   |                    |
|---|--------------------|
| 4 | Resolution 2019-15 |
| 5 |                    |
| 6 |                    |

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:



**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BELLEVUE, NEBRASKA**, that upon the facts presented, the buildings or structures located on ***Lot 1 Paradise Park***, in Bellevue, Sarpy County, Nebraska further described below, be and hereby are determined under Section 8-50 of the Bellevue City Code to be a public nuisance, unsafe for human occupancy because of its unsafe, unsanitary and dangerous condition:

Paradise Park INC.  
**Lot 1 Paradise Park**  
3510 Hancock Street  
Units 1 - 72  
BELLEVUE, SARPY COUNTY, NEBRASKA

**Legal Description:** *IMP ONLY SITE 1 OF LOT 1 PARADISE PARK*

**Property Address:** 3510 Hancock Street, Lot 1, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 2 OF LOT 1 PARADISE PARK*

**Property Address:** 3510 Hancock Street, Lot 2, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 3 OF LOT 1 PARADISE PARK*

**Property Address:** 3510 Hancock Street, Lot 3, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 4 OF LOT 1 PARADISE PARK*

**Property Address:** 3510 Hancock Street, Lot 4, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 5 OF LOT 1 PARADISE PARK*

**Property Address:** 3510 Hancock Street, Lot 5, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 6 OF LOT 1 PARADISE PARK*

**Property Address:** 3510 Hancock Street, Lot 6, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 7 OF LOT 1 PARADISE PARK*

**Property Address:** 3510 Hancock Street, Lot 7, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 8 OF LOT 1 PARADISE PARK*

**Property Address:** 3510 Hancock Street, Lot 8, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 9 OF LOT 1 PARADISE PARK*

**Property Address:** 3510 Hancock Street, Lot 9, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 10 OF LOT 1 PARADISE PARK*

**Property Address:** 3510 Hancock Street, Lot 10, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 11 OF LOT 1 PARADISE PARK*

**Property Address:** 3510 Hancock Street, Lot 11, Bellevue, Nebraska 68005



**Legal Description:** *IMP ONLY SITE 12 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 12, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 13 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 13, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 14 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 14, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 15 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 15, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 16 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 16, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 17 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 17, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 18 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 18, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 19 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 19, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 20 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 20, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 21 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 21, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 22 OF LOT 1 PARADISE PARK*  
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**Legal Description:** *IMP ONLY SITE 23 OF LOT 1 PARADISE PARK*  
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**Legal Description:** *IMP ONLY SITE 24 OF LOT 1 PARADISE PARK*  
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**Legal Description:** *IMP ONLY SITE 25 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 25, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 26 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 26, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 27 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 27, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 28 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 28, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 29 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 29, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 30 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 30, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 31 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 31, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 32 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 32, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 33 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 33, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 34 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 34, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 35 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 35, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 36 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 36, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 37 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 37, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 38 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 38, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 39 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 39, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 40 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 40, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 41 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 41, Bellevue, Nebraska 68005



**Legal Description:** *IMP ONLY SITE 42 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 42, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 43 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 43, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 44 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 44, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 45 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 45, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 46 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 46, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 47 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 47, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 48 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 48, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 49 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 49, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 50 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 50, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 51 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 51, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 52 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 52, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 53 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 53, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 54 OF LOT 1 PARADISE PARK*  
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**Legal Description:** *IMP ONLY SITE 55 OF LOT 1 PARADISE PARK*  
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**Legal Description:** *IMP ONLY SITE 56 OF LOT 1 PARADISE PARK*  
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**Legal Description:** *IMP ONLY SITE 57 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 57, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 58 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 58, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 59 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 59, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 60 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 60, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 61 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 61, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 62 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 62, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 63 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 63, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 64 OF LOT 1 PARADISE PARK*  
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**Legal Description:** *IMP ONLY SITE 65 OF LOT 1 PARADISE PARK*  
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**Property Address:** 3510 Hancock Street, Lot 66, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 67 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 67, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 68 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 68, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 69 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 69, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 70 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 70, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 71 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 71, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 72 OF LOT 1 PARADISE PARK*

**Property Address:** 3510 Hancock Street, Lot 72, Bellevue, Nebraska 68005

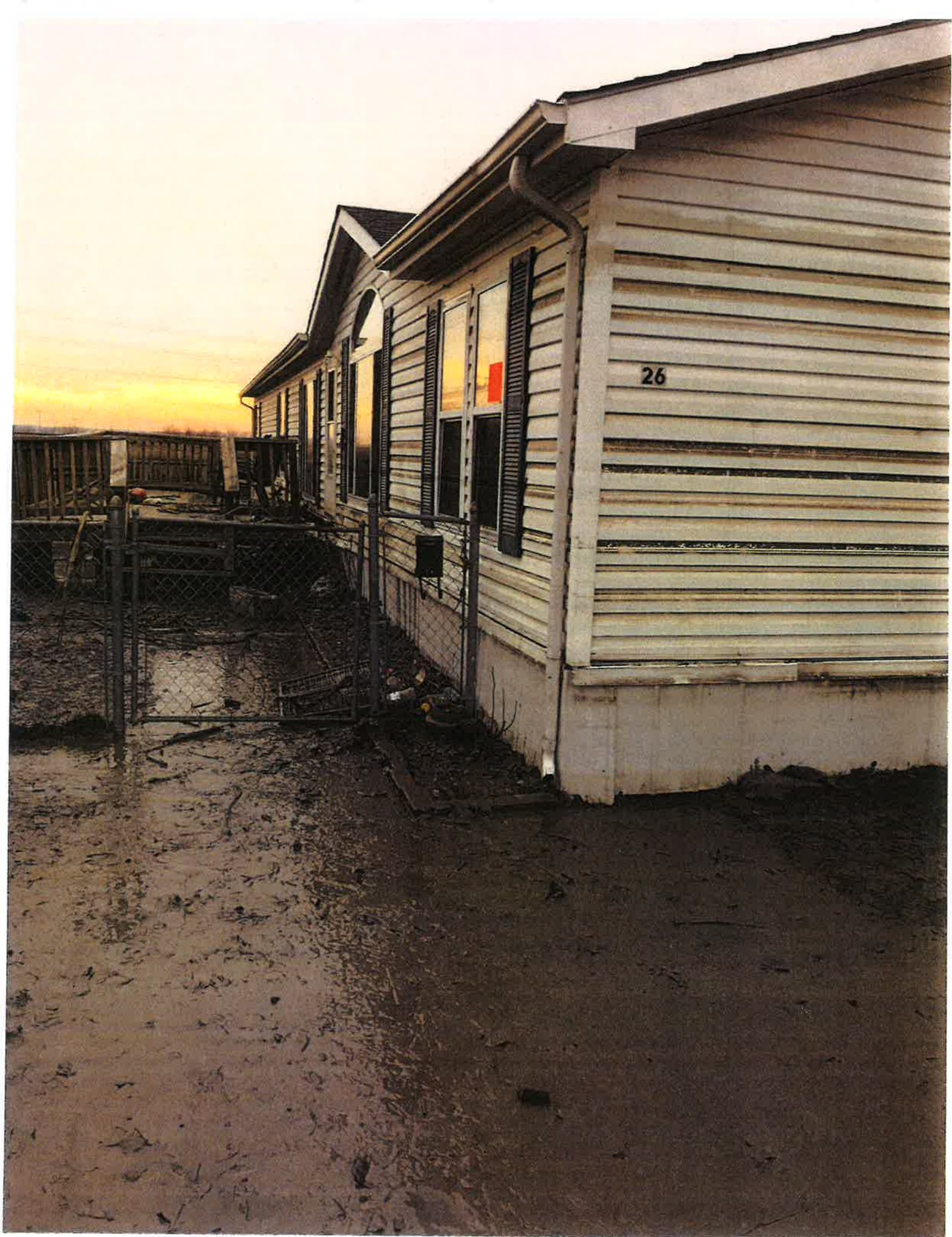
**WHEREAS,** the owners of the buildings or structures described above are ordered and directed to cause the buildings or structures to be torn down, the debris removed and the premises placed in a safe condition, by July 30, 2019, and if not done by the 30<sup>th</sup> day of July, 2019, the City will tear down and remove the structures and debris, place the premises in a safe condition and assess the costs thereof against the property as allowed by law.

ADOPTED AND APPROVED this \_\_\_\_\_ day of June, 2019.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk











CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

14d. & 14d1.  
6/18/19

|  |                      |                                     |
|--|----------------------|-------------------------------------|
| COUNCIL MEETING DATE:  | June 18, 2019        | AGENDA ITEM TYPE:                   |
| SUBMITTED BY:<br><br>Mike Christensen<br>Chief Building Official | SPECIAL PRESENTATION | <input type="checkbox"/>            |
|  | LIQUOR LICENSE       | <input type="checkbox"/>            |
|  | ORDINANCE            | <input type="checkbox"/>            |
|  | PUBLIC HEARING       | <input checked="" type="checkbox"/> |
|  | RESOLUTION           | <input checked="" type="checkbox"/> |
|  | CURRENT BUSINESS     | <input type="checkbox"/>            |
|  | OTHER (SEE CLERK)    | <input type="checkbox"/>            |

SUBJECT:

Condemnation of 3510 Hancock St. Bellevue, NE 68005 units 1 through 72 - Lot 1 Paradise Park

SYNOPSIS:

The dwelling units located at 3510 Hancock St. Bellevue, NE 68005 were damaged from the flood beginning on March 16th 2019.

FISCAL IMPACT:

\$360,000. to \$576,000.

BUDGETED ITEM: ☐ YES ☒ NO

PROJECT # & TRACKING INFORMATION:

RECOMMENDATION:

Representatives for the dwelling units need to show cause why such dwelling units should not be condemned as a nuisance. Otherwise the dwelling unit structures should be ordered torn down, the debris removed and the premises placed in a safe condition.

BACKGROUND:

The dwelling units were damaged from the flood waters that began on March 16th 2019 and placarded as uninhabitable due to the flood damage. Several owners have contacted the Permits Department and of those all have indicated that they did not have flood insurance and therefore it would not be cost effective for the majority to do anything with the dwelling units. However, there are a few owners that have indicated that they are seeking a demo contractor, but no demolition permits have been issued at the time of this notice. The units in there present condition raise a concern for the safety and welfare of the general public.

ATTACHMENTS:

1 photo  
2 photo  
3 photo

4 Resolution 2019-15  
5  
6

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:



**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BELLEVUE, NEBRASKA**, that upon the facts presented, the buildings or structures located on ***Lot 1 Paradise Park***, in Bellevue, Sarpy County, Nebraska further described below, be and hereby are determined under Section 8-50 of the Bellevue City Code to be a public nuisance, unsafe for human occupancy because of its unsafe, unsanitary and dangerous condition:

Paradise Park INC.  
**Lot 1 Paradise Park**  
3510 Hancock Street  
Units 1 - 72  
BELLEVUE, SARPY COUNTY, NEBRASKA

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**Legal Description:** *IMP ONLY SITE 40 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 40, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 41 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 41, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 42 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 42, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 43 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 43, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 44 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 44, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 45 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 45, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 46 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 46, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 47 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 47, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 48 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 48, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 49 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 49, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 50 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 50, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 51 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 51, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 52 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 52, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 53 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 53, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 54 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 54, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 55 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 55, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 56 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 56, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 57 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 57, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 58 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 58, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 59 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 59, Bellevue, Nebraska 68005

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**Property Address:** 3510 Hancock Street, Lot 60, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 61 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 61, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 62 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 62, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 63 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 63, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 64 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 64, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 65 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 65, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 66 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 66, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 67 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 67, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 68 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 68, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 69 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 69, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 70 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 70, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 71 OF LOT 1 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 71, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 72 OF LOT 1 PARADISE PARK*

**Property Address:** 3510 Hancock Street, Lot 72, Bellevue, Nebraska 68005

**WHEREAS**, the owners of the buildings or structures described above are ordered and directed to cause the buildings or structures to be torn down, the debris removed and the premises placed in a safe condition, by July 30, 2019, and if not done by the 30<sup>th</sup> day of July, 2019, the City will tear down and remove the structures and debris, place the premises in a safe condition and assess the costs thereof against the property as allowed by law.

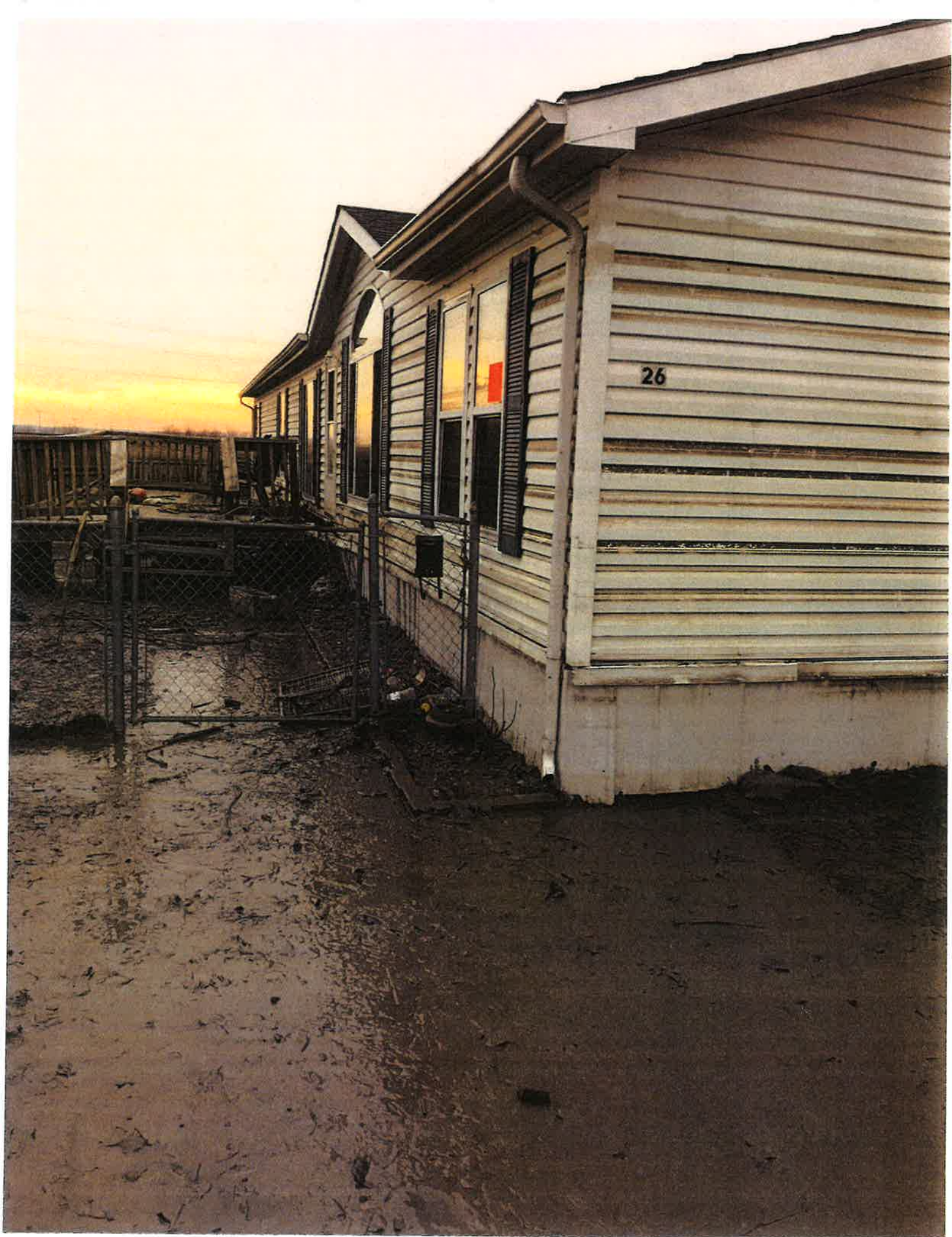
ADOPTED AND APPROVED this \_\_\_\_\_ day of June, 2019.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk













CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

14e. & 14e1.  
6/18/19

|  |               |                      |                                     |
|--|---------------|----------------------|-------------------------------------|
| COUNCIL MEETING DATE:  | June 18, 2019 | AGENDA ITEM TYPE:    |                                     |
| SUBMITTED BY:<br><br>Mike Christensen<br>Chief Building Official |               | SPECIAL PRESENTATION | <input type="checkbox"/>            |
|  |               | LIQUOR LICENSE       | <input type="checkbox"/>            |
|  |               | ORDINANCE            | <input type="checkbox"/>            |
|  |               | PUBLIC HEARING       | <input checked="" type="checkbox"/> |
|  |               | RESOLUTION           | <input checked="" type="checkbox"/> |
|  |               | CURRENT BUSINESS     | <input type="checkbox"/>            |
|  |               | OTHER (SEE CLERK)    | <input type="checkbox"/>            |

SUBJECT:

Condemnation of 3510 Hancock St. Bellevue, NE 68005 units 73 through 120 - Lot 2 Paradise Park

SYNOPSIS:

The dwelling units located at 3510 Hancock St. Bellevue, NE 68005 were damaged from the flood beginning on March 16th 2019.

FISCAL IMPACT:

\$240,000. to \$384,000.

BUDGETED ITEM: ☐ YES ☒ NO

PROJECT # & TRACKING INFORMATION:

|  |
|--|
|  |
|--|

RECOMMENDATION:

Representatives for the dwelling units need to show cause why such dwelling units should not be condemned as a nuisance. Otherwise the dwelling unit structures should be ordered torn down, the debris removed and the premises placed in a safe condition.

BACKGROUND:

The dwelling units were damaged from the flood waters that began on March 16th 2019 and placarded as uninhabitable due to the flood damage. Several owners have contacted the Permits Department and of those all have indicated that they did not have flood insurance and therefore it would not be cost effective for the majority to do anything with the dwelling units. However, there are a few owners that have indicated that they are seeking a demo contractor, but no demolition permits have been issued at the time of this notice. The units in there present condition raise a concern for the safety and welfare of the general public.

ATTACHMENTS:

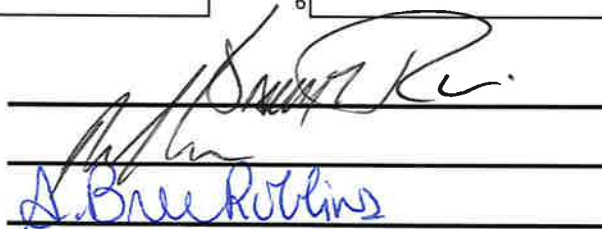
|   |        |   |                    |
|---|--------|---|--------------------|
| 1 | photos | 4 | resolution 2019-16 |
| 2 | photos | 5 |                    |
| 3 | photos | 6 |                    |

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:



RESOLUTION NO. 2019 - 16

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BELLEVUE, NEBRASKA**, that upon the facts presented, the buildings or structures located on ***Lot 2 Paradise Park***, in Bellevue, Sarpy County, Nebraska further described below, be and hereby are determined under Section 8-50 of the Bellevue City Code to be a public nuisance, unsafe for human occupancy because of its unsafe, unsanitary and dangerous condition:

Paradise Park INC.  
**Lot 2 Paradise Park**  
3510 Hancock Street  
Units 73 - 120  
BELLEVUE, SARPY COUNTY, NEBRASKA

**Legal Description:** *IMP ONLY SITE 73 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 73, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 74 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 74, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 75 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 75, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 76 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 76, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 77 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 77, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 78 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 78, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 79 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 79, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 80 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 80, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 81 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 81, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 82 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 82, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 83 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 83, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 84 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 84, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 85 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 85, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 86 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 86, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 87 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 87, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 88 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 88, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 89 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 89, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 90 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 90, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 91 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 91, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 92 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 92, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 93 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 93, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 94 OF LOT 2 PARADISE PARK*  
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**Legal Description:** *IMP ONLY SITE 95 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 95, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 96 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 96, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 97 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 97, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 98 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 98, Bellevue, Nebraska 68005



**Legal Description:** *IMP ONLY SITE 99 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 99, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 100 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 100, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 101 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 101, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 102 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 102, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 103 OF LOT 2 PARADISE PARK*  
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**Legal Description:** *IMP ONLY SITE 104 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 104, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 105 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 105, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 106 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 106, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 107 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 107, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 108 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 108, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 109 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 109, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 110 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 110, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 111 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 111, Bellevue, Nebraska 68005

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**Legal Description:** *IMP ONLY SITE 113 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 113, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 114 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 114, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 115 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 115, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 116 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 116, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 117 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 117, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 118 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 118, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 119 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 119, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 120 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 120, Bellevue, Nebraska 68005

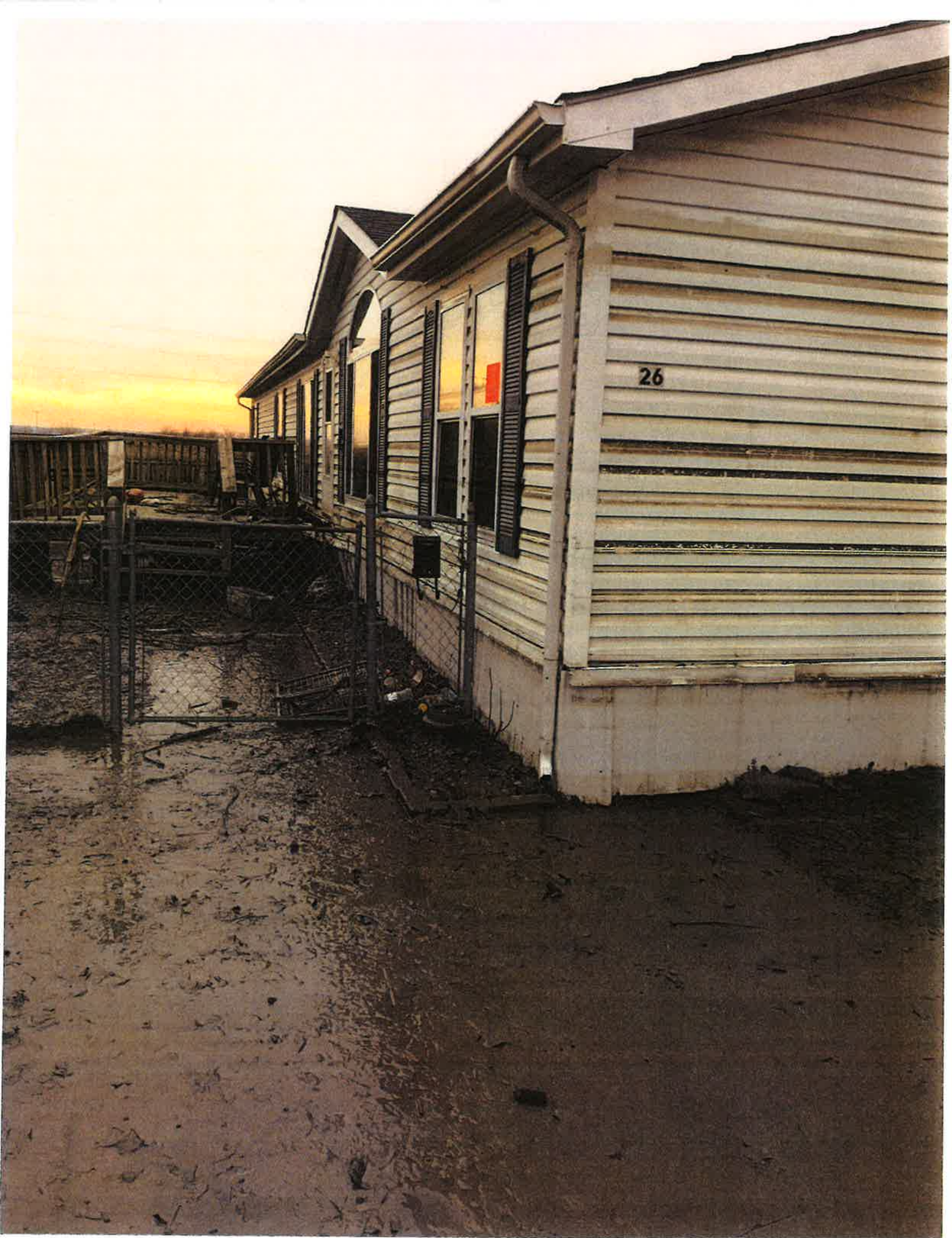
**WHEREAS**, the owners of the buildings or structures described above are ordered and directed to cause the buildings or structures to be torn down, the debris removed and the premises placed in a safe condition, by July 30, 2019, and if not done by the 30<sup>th</sup> day of July, 2019, the City will tear down and remove the structures and debris, place the premises in a safe condition and assess the costs thereof against the property as allowed by law.

ADOPTED AND APPROVED this \_\_\_\_\_ day of June, 2019.

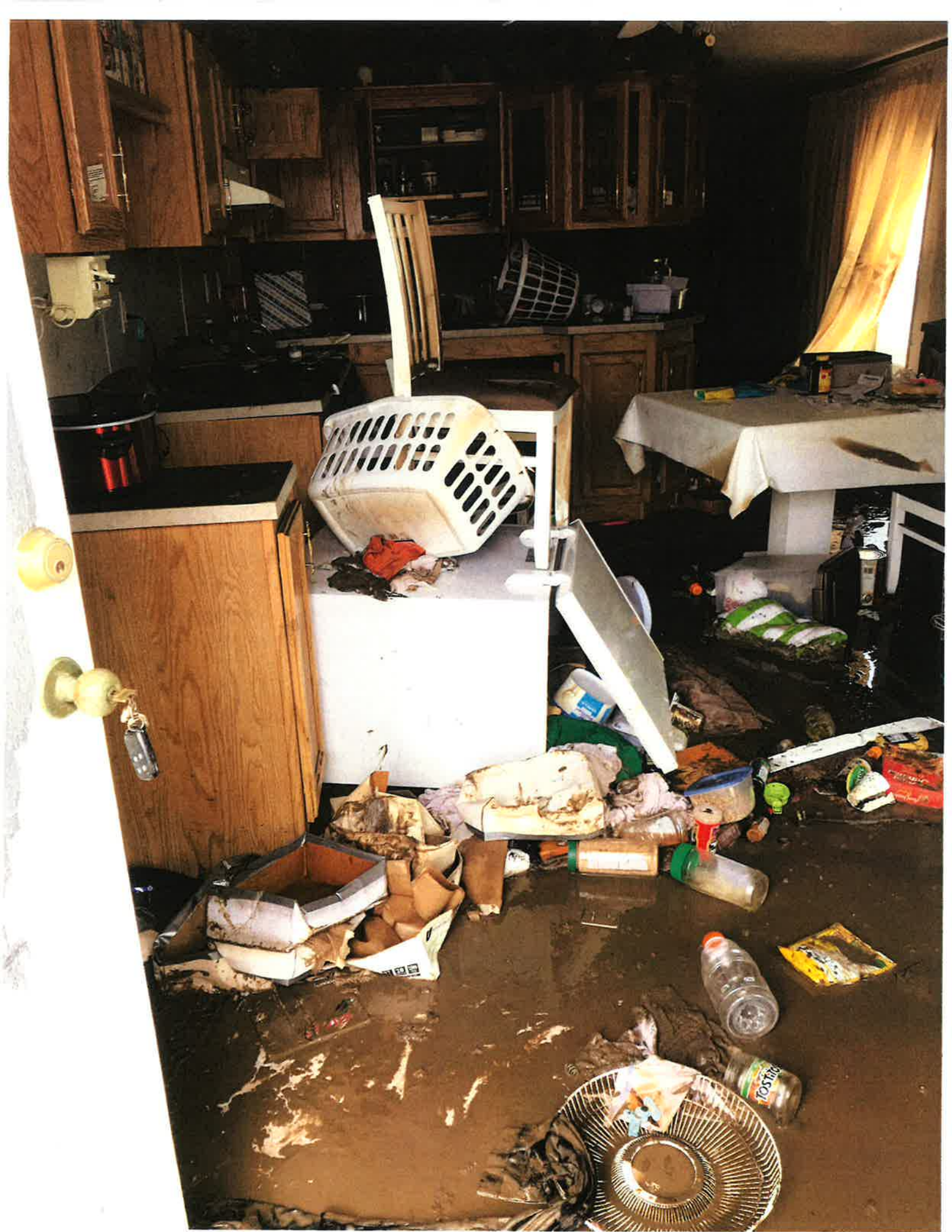
\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk













CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

14e. & 14e1.  
6/18/19

|  |               |                      |                                     |
|--|---------------|----------------------|-------------------------------------|
| COUNCIL MEETING DATE:  | June 18, 2019 | AGENDA ITEM TYPE:    |                                     |
| SUBMITTED BY:<br><br>Mike Christensen<br>Chief Building Official |               | SPECIAL PRESENTATION | <input type="checkbox"/>            |
|  |               | LIQUOR LICENSE       | <input type="checkbox"/>            |
|  |               | ORDINANCE            | <input type="checkbox"/>            |
|  |               | PUBLIC HEARING       | <input checked="" type="checkbox"/> |
|  |               | RESOLUTION           | <input checked="" type="checkbox"/> |
|  |               | CURRENT BUSINESS     | <input type="checkbox"/>            |
|  |               | OTHER (SEE CLERK)    | <input type="checkbox"/>            |

SUBJECT:

Condemnation of 3510 Hancock St. Bellevue, NE 68005 units 73 through 120 - Lot 2 Paradise Park

SYNOPSIS:

The dwelling units located at 3510 Hancock St. Bellevue, NE 68005 were damaged from the flood beginning on March 16th 2019.

FISCAL IMPACT:

\$240,000. to \$384,000.

BUDGETED ITEM: ☐ YES ☒ NO

PROJECT # & TRACKING INFORMATION:

|  |
|--|
|  |
|--|

RECOMMENDATION:

Representatives for the dwelling units need to show cause why such dwelling units should not be condemned as a nuisance. Otherwise the dwelling unit structures should be ordered torn down, the debris removed and the premises placed in a safe condition.

BACKGROUND:

The dwelling units were damaged from the flood waters that began on March 16th 2019 and placarded as uninhabitable due to the flood damage. Several owners have contacted the Permits Department and of those all have indicated that they did not have flood insurance and therefore it would not be cost effective for the majority to do anything with the dwelling units. However, there are a few owners that have indicated that they are seeking a demo contractor, but no demolition permits have been issued at the time of this notice. The units in there present condition raise a concern for the safety and welfare of the general public.

ATTACHMENTS:

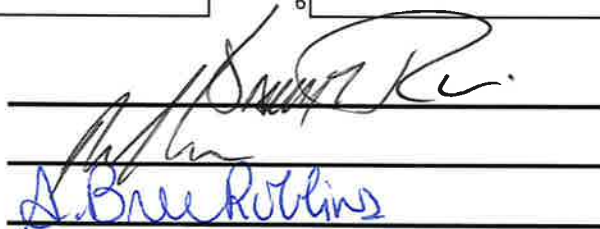
|   |        |   |                    |
|---|--------|---|--------------------|
| 1 | photos | 4 | resolution 2019-16 |
| 2 | photos | 5 |                    |
| 3 | photos | 6 |                    |

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:



RESOLUTION NO. 2019 - 16

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BELLEVUE, NEBRASKA**, that upon the facts presented, the buildings or structures located on ***Lot 2 Paradise Park***, in Bellevue, Sarpy County, Nebraska further described below, be and hereby are determined under Section 8-50 of the Bellevue City Code to be a public nuisance, unsafe for human occupancy because of its unsafe, unsanitary and dangerous condition:

Paradise Park INC.  
**Lot 2 Paradise Park**  
3510 Hancock Street  
Units 73 - 120  
BELLEVUE, SARPY COUNTY, NEBRASKA

**Legal Description:** *IMP ONLY SITE 73 OF LOT 2 PARADISE PARK*

**Property Address:** 3510 Hancock Street, Lot 73, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 74 OF LOT 2 PARADISE PARK*

**Property Address:** 3510 Hancock Street, Lot 74, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 75 OF LOT 2 PARADISE PARK*

**Property Address:** 3510 Hancock Street, Lot 75, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 76 OF LOT 2 PARADISE PARK*

**Property Address:** 3510 Hancock Street, Lot 76, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 77 OF LOT 2 PARADISE PARK*

**Property Address:** 3510 Hancock Street, Lot 77, Bellevue, Nebraska 68005

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**Legal Description:** *IMP ONLY SITE 99 OF LOT 2 PARADISE PARK*  
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**Legal Description:** *IMP ONLY SITE 102 OF LOT 2 PARADISE PARK*  
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**Legal Description:** *IMP ONLY SITE 106 OF LOT 2 PARADISE PARK*  
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**Legal Description:** *IMP ONLY SITE 115 OF LOT 2 PARADISE PARK*  
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**Legal Description:** *IMP ONLY SITE 116 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 116, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 117 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 117, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 118 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 118, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 119 OF LOT 2 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 119, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 120 OF LOT 2 PARADISE PARK*  
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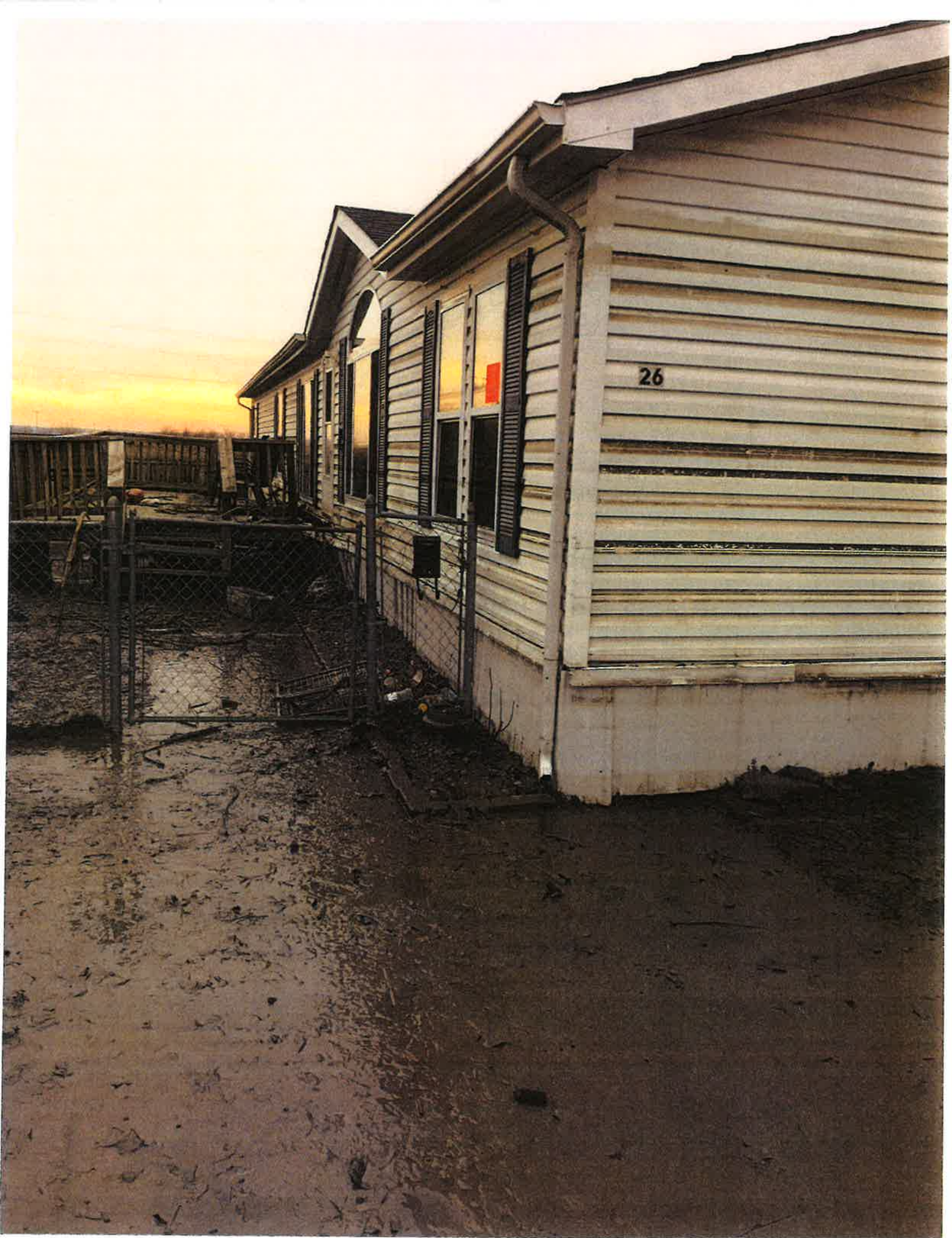
**WHEREAS**, the owners of the buildings or structures described above are ordered and directed to cause the buildings or structures to be torn down, the debris removed and the premises placed in a safe condition, by July 30, 2019, and if not done by the 30<sup>th</sup> day of July, 2019, the City will tear down and remove the structures and debris, place the premises in a safe condition and assess the costs thereof against the property as allowed by law.

ADOPTED AND APPROVED this \_\_\_\_\_ day of June, 2019.

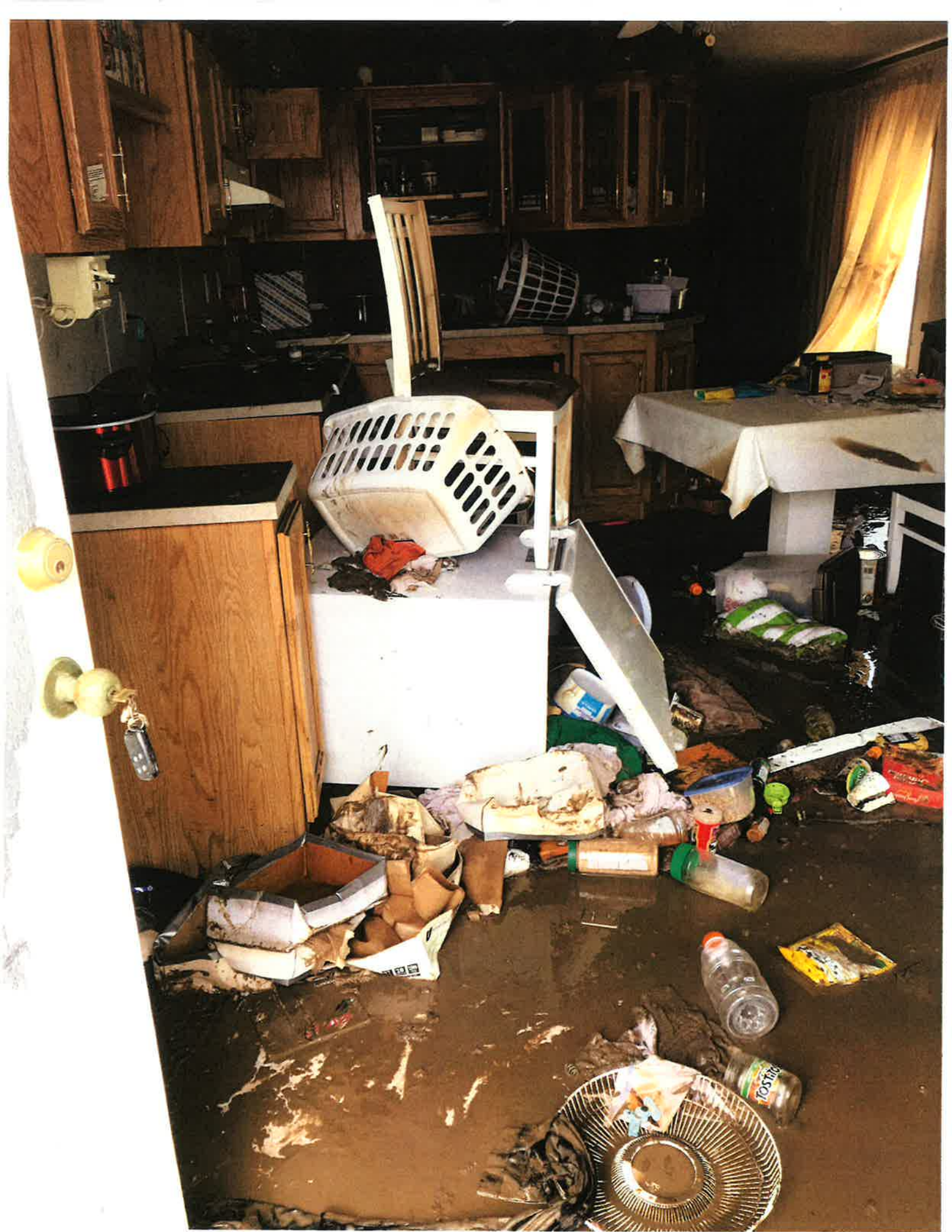
\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk















CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

14f. & 14f1.  
6/18/19

|  |               |                      |                                     |
|--|---------------|----------------------|-------------------------------------|
| COUNCIL MEETING DATE:  | June 18, 2019 | AGENDA ITEM TYPE:    |                                     |
| SUBMITTED BY:<br><br>Mike Christensen<br>Chief Building Official |               | SPECIAL PRESENTATION | <input type="checkbox"/>            |
|  |               | LIQUOR LICENSE       | <input type="checkbox"/>            |
|  |               | ORDINANCE            | <input type="checkbox"/>            |
|  |               | PUBLIC HEARING       | <input checked="" type="checkbox"/> |
|  |               | RESOLUTION           | <input checked="" type="checkbox"/> |
|  |               | CURRENT BUSINESS     | <input type="checkbox"/>            |
|  |               | OTHER (SEE CLERK)    | <input type="checkbox"/>            |

SUBJECT:

Condemnation of 3510 Hancock St. Bellevue, NE 68005 units 124 through 152 - 154 through 167 - 169 through 187 - 232 through 234 - 239 through 247 - Lot 3 Paradise Park

SYNOPSIS:

The dwelling units located at 3510 Hancock St. Bellevue, NE 68005 were damaged from the flood beginning on March 16th 2019.

FISCAL IMPACT:

\$370,000. to \$592,000.

BUDGETED ITEM: ☐ YES ☒ NO

PROJECT # & TRACKING INFORMATION:

|  |
|--|
|  |
|--|

RECOMMENDATION:

Representatives for the dwelling units need to show cause why such dwelling units should not be condemned as a nuisance. Otherwise the dwelling unit structures should be ordered torn down, the debris removed and the premises placed in a safe condition.

BACKGROUND:

The dwelling units were damaged from the flood waters that began on March 16th 2019 and placarded as uninhabitable due to the flood damage. Several owners have contacted the Permits Department and of those all have indicated that they did not have flood insurance and therefore it would not be cost effective for the majority to do anything with the dwelling units. However, there are a few owners that have indicated that they are seeking a demo contractor, but no demolition permits have been issued at the time of this notice. The units in there present condition raise a concern for the safety and welfare of the general public.

ATTACHMENTS:

|   |        |   |                    |
|---|--------|---|--------------------|
| 1 | photos | 4 | Resolution 2019-11 |
| 2 | photos | 5 |                    |
| 3 | photos | 6 |                    |

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:



**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BELLEVUE, NEBRASKA**, that upon the facts presented, the buildings or structures located on ***Lot 3 Paradise Park***, in Bellevue, Sarpy County, Nebraska further described below, be and hereby are determined under Section 8-50 of the Bellevue City Code to be a public nuisance, unsafe for human occupancy because of its unsafe, unsanitary and dangerous condition:

Paradise Park INC.  
**Lot 3 Paradise Park**  
3510 Hancock Street  
Units 124 – 152  
Units 154 – 167  
Units 169 -187  
Units 232 – 234  
Units 239-247  
BELLEVUE, SARPY COUNTY, NEBRASKA

**Legal Description:** *IMP ONLY SITE 124 OF LOT 3 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 124, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 125 OF LOT 3 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 125, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 126 OF LOT 3 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 126, Bellevue, Nebraska 68005

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**Property Address:** 3510 Hancock Street, Lot 152, Bellevue, Nebraska 68005

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**Legal Description:** *IMP ONLY SITE 246 OF LOT 3 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 246, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 247 OF LOT 3 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 247, Bellevue, Nebraska 68005

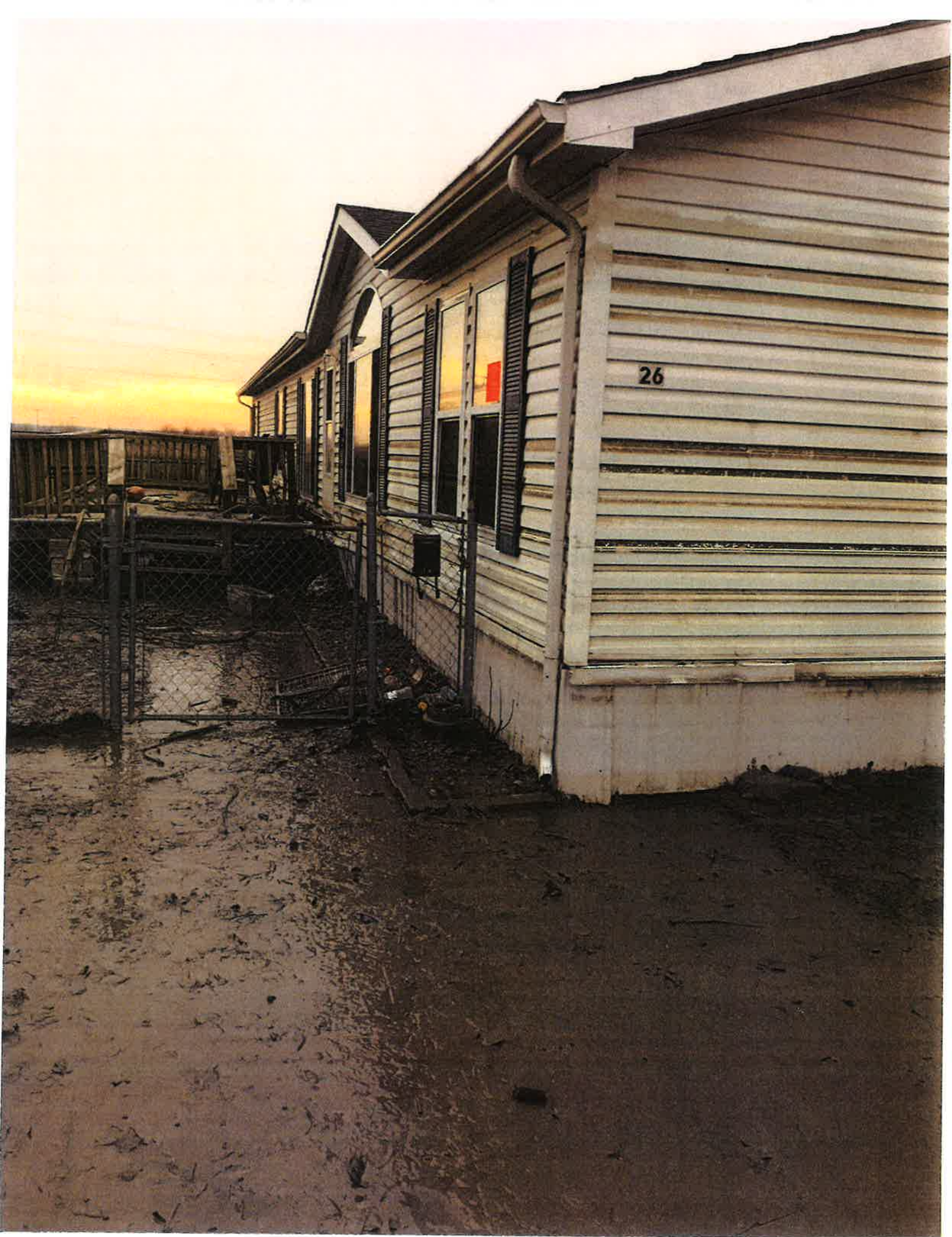
**WHEREAS**, the owners of the buildings or structures described above are ordered and directed to cause the buildings or structures to be torn down, the debris removed and the premises placed in a safe condition, by July 30, 2019, and if not done by the 30<sup>th</sup> day of July, 2019, the City will tear down and remove the structures and debris, place the premises in a safe condition and assess the costs thereof against the property as allowed by law.

ADOPTED AND APPROVED this \_\_\_\_\_ day of June, 2019.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk











CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

14f. & 14f1.  
6/18/19

|  |               |                      |                                     |
|--|---------------|----------------------|-------------------------------------|
| COUNCIL MEETING DATE:  | June 18, 2019 | AGENDA ITEM TYPE:    |                                     |
| SUBMITTED BY:<br><br>Mike Christensen<br>Chief Building Official |               | SPECIAL PRESENTATION | <input type="checkbox"/>            |
|  |               | LIQUOR LICENSE       | <input type="checkbox"/>            |
|  |               | ORDINANCE            | <input type="checkbox"/>            |
|  |               | PUBLIC HEARING       | <input checked="" type="checkbox"/> |
|  |               | RESOLUTION           | <input checked="" type="checkbox"/> |
|  |               | CURRENT BUSINESS     | <input type="checkbox"/>            |
|  |               | OTHER (SEE CLERK)    | <input type="checkbox"/>            |

SUBJECT:

Condemnation of 3510 Hancock St. Bellevue, NE 68005 units 124 through 152 - 154 through 167 - 169 through 187 - 232 through 234 - 239 through 247 - Lot 3 Paradise Park

SYNOPSIS:

The dwelling units located at 3510 Hancock St. Bellevue, NE 68005 were damaged from the flood beginning on March 16th 2019.

FISCAL IMPACT:

\$370,000. to \$592,000.

BUDGETED ITEM: ☐ YES ☒ NO

PROJECT # & TRACKING INFORMATION:

|  |
|--|
|  |
|--|

RECOMMENDATION:

Representatives for the dwelling units need to show cause why such dwelling units should not be condemned as a nuisance. Otherwise the dwelling unit structures should be ordered torn down, the debris removed and the premises placed in a safe condition.

BACKGROUND:

The dwelling units were damaged from the flood waters that began on March 16th 2019 and placarded as uninhabitable due to the flood damage. Several owners have contacted the Permits Department and of those all have indicated that they did not have flood insurance and therefore it would not be cost effective for the majority to do anything with the dwelling units. However, there are a few owners that have indicated that they are seeking a demo contractor, but no demolition permits have been issued at the time of this notice. The units in there present condition raise a concern for the safety and welfare of the general public.

ATTACHMENTS:

|   |        |   |                    |
|---|--------|---|--------------------|
| 1 | photos | 4 | Resolution 2019-11 |
| 2 | photos | 5 |                    |
| 3 | photos | 6 |                    |

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:



**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BELLEVUE, NEBRASKA**, that upon the facts presented, the buildings or structures located on ***Lot 3 Paradise Park***, in Bellevue, Sarpy County, Nebraska further described below, be and hereby are determined under Section 8-50 of the Bellevue City Code to be a public nuisance, unsafe for human occupancy because of its unsafe, unsanitary and dangerous condition:

Paradise Park INC.  
**Lot 3 Paradise Park**

3510 Hancock Street

Units 124 – 152

Units 154 – 167

Units 169 -187

Units 232 – 234

Units 239-247

BELLEVUE, SARPY COUNTY, NEBRASKA

**Legal Description:** *IMP ONLY SITE 124 OF LOT 3 PARADISE PARK*

**Property Address:** 3510 Hancock Street, Lot 124, Bellevue, Nebraska 68005

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**Property Address:** 3510 Hancock Street, Lot 233, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 234 OF LOT 3 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 234, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 239 OF LOT 3 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 239, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 240 OF LOT 3 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 240, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 241 OF LOT 3 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 241, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 242 OF LOT 3 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 242, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 243 OF LOT 3 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 243, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 244 OF LOT 3 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 244, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 245 OF LOT 3 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 245, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 246 OF LOT 3 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 246, Bellevue, Nebraska 68005

**Legal Description:** *IMP ONLY SITE 247 OF LOT 3 PARADISE PARK*  
**Property Address:** 3510 Hancock Street, Lot 247, Bellevue, Nebraska 68005

**WHEREAS**, the owners of the buildings or structures described above are ordered and directed to cause the buildings or structures to be torn down, the debris removed and the premises placed in a safe condition, by July 30, 2019, and if not done by the 30<sup>th</sup> day of July, 2019, the City will tear down and remove the structures and debris, place the premises in a safe condition and assess the costs thereof against the property as allowed by law.

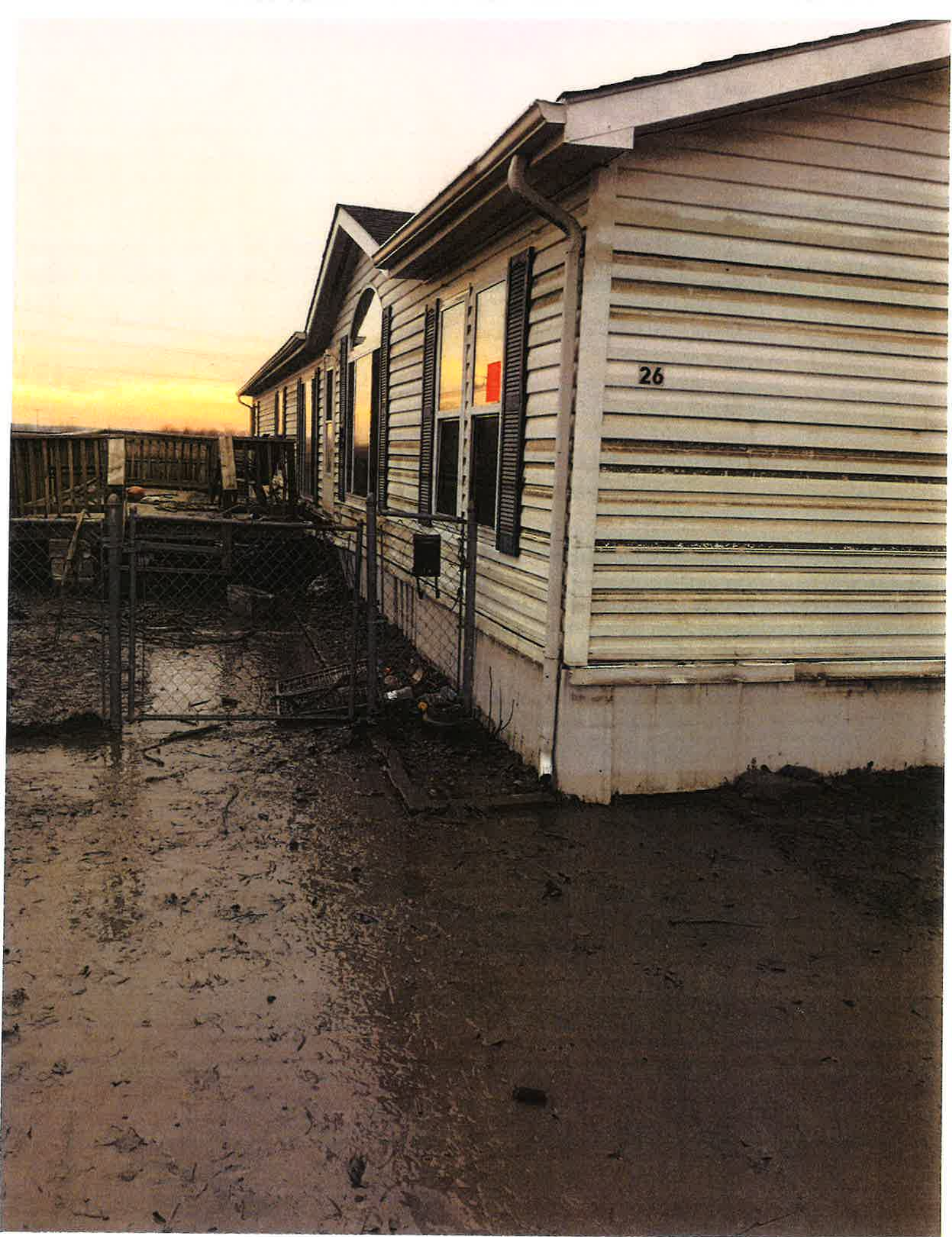
ADOPTED AND APPROVED this \_\_\_\_\_ day of June, 2019.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk













CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

16a.  
6/18/19

|  |           |   |
|--|-----------|---|
| COUNCIL MEETING DATE:                                    | 6/18/2019 | AGENDA ITEM TYPE:                                     |
| SUBMITTED BY:<br><br>Jeff Roberts, Public Works Director |           | SPECIAL PRESENTATION <input type="checkbox"/>         |
|  |           | LIQUOR LICENSE <input type="checkbox"/>               |
|  |           | ORDINANCE <input type="checkbox"/>                    |
|  |           | PUBLIC HEARING <input type="checkbox"/>               |
|  |           | RESOLUTION <input type="checkbox"/>                   |
|  |           | CURRENT BUSINESS <input checked="" type="checkbox"/>  |
|  |           | OTHER (SEE CLERK) <input checked="" type="checkbox"/> |

SUBJECT:

Interlocal Cooperation Act Agreement for the Southern Sarpy Watershed Partnership

SYNOPSIS:

Request approval of the Interlocal Cooperation Act Agreement for the Southern Sarpy Watershed Partnership

FISCAL IMPACT:

\$26,000 FY 2020      *PLIA TO 7/1/2020*

BUDGETED ITEM: ☒ YES ☐ NO

PROJECT # & TRACKING INFORMATION:

10-10-6503

RECOMMENDATION:

Approve the Interlocal Cooperation Act Agreement for the Southern Sarpy Watershed Partnership and authorize the Mayor to sign the Agreement.

BACKGROUND:

The Sarpy Southern Ridge Wastewater Treatment Study was commissioned in 2015 and identified areas of new development in Sarpy County that are not currently covered by a Watershed Management Plan. Watershed fees from new development within the Southern Sarpy Watershed will be collected used specifically for development of a Southern Sarpy Watershed Management Plan and implementation of a Stormwater Management Program. The term of this Agreement is upon execution by all Parties (July 1, 2019) for a period of five years.

ATTACHMENTS:

|   |                                      |   |  |
|---|--------------------------------------|---|--|
| 1 | Interlocal Cooperation Act Agreement | 4 |  |
| 2 |                                      | 5 |  |
| 3 |                                      | 6 |  |

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:



**INTERLOCAL COOPERATION ACT AGREEMENT  
SOUTHERN SARPY WATERSHED PARTNERSHIP**

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**THIS INTERLOCAL COOPERATION ACT AGREEMENT** (hereinafter referred to as “**this Agreement**”) is intended to create a voluntary mechanism for the purpose of addressing important subjects of concern to the interested governments (hereinafter referred to as “**the Interested Governments**”) situated in whole or part within the Southern Sarpy Watershed that drains to the Platte River (hereinafter referred to as “**the Watershed**”), the Interested Governments consisting of the following governmental entities, to-wit: the **CITY OF BELLEVUE**, Nebraska; the **CITY OF GRETNA**, Nebraska; the **CITY OF PAPILLION**, Nebraska; the **CITY OF SPRINGFIELD**, Nebraska; the **COUNTY OF SARPY**, Nebraska; and, the **PAPIO-MISSOURI RIVER NATURAL RESOURCES DISTRICT**; provided, however, this Agreement is made and entered as an Interlocal Cooperation Act Agreement by and among only those of the Interested Governments which have duly executed this Agreement at the foot hereof, such signatory entities (hereinafter referred to collectively as “**the Parties**,” “**the Southern Sarpy Watershed Partnership**” or “**the Partnership**”), thus signifying the intent of the Parties to act, and contribute their resources, as members of the “Southern Sarpy Watershed Partnership,” which is hereinafter defined and described.

**WHEREAS**, the Sarpy Southern Ridge Wastewater Treatment Study was commissioned in 2015 and identified areas of new development in Sarpy County that are not currently covered by a Watershed Management Plan (as shown in Exhibit A);

**WHEREAS**, the members of the Partnership wish to act in concert by proposing, enacting, and implementing common standards for development and to address federally-imposed requirements and mandates which must be funded locally;

**WHEREAS**, other premises, justify the formation of the Partnership, including, without limitation:

- The hydrology of the Watershed for the Flood Insurance Study is incomplete and existing hydrology needs to be updated;
- Urbanization of the Watershed and associated impervious area will increase;
- Currently there is no plan to address storm water quantity and water quality problems within the Watershed;
- The benefits of reducing existing and future flood impacts in the Watershed include: decreased public and private property damages, reduced potential loss of life, lower flood insurance costs, and decreased cost to taxpayers and public agencies for flood disaster relief;
- Improvement of water quality in streams and reservoirs will result in increased fish, aquatic, and riparian habitat; recreational improvements; reduction of reservoir operation and maintenance costs; and improved aesthetics;
- Potential increased recreational opportunities from the work of the Partnership could include: green spaces (picnic areas, outdoor activities), boating, canoeing, fishing, trail systems, riparian areas for bird watching, nature hikes, education, wildlife viewing, etc.;
- Techniques which could be employed by the Partnership include:



- implementation of low impact development techniques and other green infrastructure to address stormwater quality and quantity issues;
- facilitation of multi-use storm water structures;
- pursuing establishment of stormwater utility enabling legislation;
- minimization of future fill and construction in the FEMA-designated floodplain/floodway in the Southern Sarpy Watershed;
- implementing better site design that minimizes impervious surfaces, utilizes techniques to mimic natural hydrology, and approximates pre-development runoff conditions;
- updating hydrology to current and future conditions; formulating a master drainage plan for the Watershed;
- providing adequate construction and maintenance funding;
- buy-outs/relocations of structures in flood prone areas;
- providing increased upstream flood storage;
- enhancing public education and outreach;
- implementation of new construction site management practices;
- development of new development/redevelopment standards;
- implementation of an illicit discharge program;
- enhance environmental aspects of public street maintenance;
- reducing the environmental impacts of herbicide, pesticide, and fertilizer application;
- developing a water quality and quantity monitoring program;
- developing an industrial site inspection program;

- construction of retention/detention ponds designed for both water quantity and quality;
- restoration, creation and enhancement of wetlands; preservation of riparian areas;
- environmental restoration of streams;
- creation of buffer strips;
- use of grassed swales for drainageways;
- updating of design and construction standards;
- application of standardized ordinances/regulations throughout the Watershed; and,
- implementation of new set back ordinances/regulations and open drainage requirements;
- Standardization of the construction development permit process would reduce liability to landowners from flooding and erosion problems and reduce sediment runoff during construction;
- A coordinated effort will improve compliance with federal, state, and local regulations,

**WHEREAS**, in carrying out its mission, the Partnership will work cooperatively with, but not limited to, the U.S. Army Corps of Engineers, the Metropolitan Area Planning Agency, the USDA Natural Resources Conservation Service, the Nebraska Game and Parks Commission, the Nebraska Department of Environmental Quality, the Nebraska Department of Natural Resources, the University of Nebraska, the University of Nebraska Cooperative Extension, and State and County Health Departments.

**WHEREAS**, as part of implementing the federally-imposed NPDES requirements where necessary, and to address stormwater management on a watershed-wide basis, Stormwater Management Policies (hereinafter referred to

collectively as the “**Policies**”) were developed. The Policies developed through the Partnership consist of six (6) Policy Groups, headed as follows:

- #1 Water Quality Improvement;
- #2 Peak Flow Reduction;
- #3 Landscape Preservation, Restoration, and Conservation;
- #4 Erosion and Sediment Control and Other BMPs;
- #5 Floodplain Management; and
- #6 Storm Water Management Financing.

The texts of the Stormwater Management Policies are attached hereto as **Exhibit “B”** and incorporated herein by this reference.

**NOW, THEREFORE**, in consideration of the foregoing recitals and their mutual covenants hereinafter expressed, the members of the Partnership agree as follows:

1. **Authority:** This Agreement is an agreement for collective and cooperative action made pursuant to authority provided in the Nebraska Interlocal Cooperation Act (Neb. Rev. Stat. §13-801, R.R.S., 1943, et seq.), without a separate entity being created, and, whenever possible, this Agreement shall be construed in conformity therewith.
2. **Mission:** It shall be the mission of the Partnership to address issues related to surface water quality and storm water quantity in the Watershed by establishing and implementing regionally common goals and standards for the development of the Watershed.
3. **Applicability:** Members of the partnership having jurisdiction over land area in the Watershed as shown in Exhibit A expect and intend that planning activities within the Watershed for projects of the Partnership

will, insofar as feasible, apply universally to all such land areas unless specifically excluded by the respective partnership member.

**4. Goals:** The Partnership shall have as its goals:

- a)** Assisting the parties that have NPDES stormwater permits in the implementation of those elements of the SWMP and other programs and projects that are reasonably and feasibly undertaken by collective action of the Partnership;
- b)** Compliance with Federal, State, and local storm water quality and quantity regulations;
- c)** Improvement of water quality in the Watershed's streams and reservoirs;
- d)** Restoration of streams to their natural state and function to support biodiversity, recreation, flood management, and landscape;
- e)** Standardization of the construction development process and evaluation of its effectiveness;
- f)** Assessment and characterization of current water quality and quantity conditions for the watershed;
- g)** Environmental compliance;
- h)** Sediment and erosion control;
- i)** Floodplain management; and,
- j)** Development of and updates to the Policies as shown in Exhibit B.

**5. Executive Committee:** The members of the Partnership shall establish an Executive Committee consisting of one representative from each entity that is a member of the Partnership. Each representative shall have one vote and all actions of the Executive Committee shall require a recorded vote. A quorum (at least two-thirds of members) must be present for any action requiring a vote. Unless otherwise specified, a simple

majority of those members present shall be required for approval of any proposed action. It is understood that the authority of each Executive Committee member to act on behalf of his/her respective elected board or council shall be defined by that member's respective board or council.

**6. Administering Agent:** The Executive Committee designates the Papio-Missouri River Natural Resources District (hereinafter referred to as the "NRD"), or other member of the Partnership which is willing to serve in such capacity, as Administering Agent to administer this Agreement. The Administering Agent serves at the pleasure of the Executive Committee and performs duties assigned by the Executive Committee, which may include, without limitation:

- a)** Seeking any state legislation which a majority of the parties to this Agreement determine necessary to support the work of the Partnership;
- b)** Designating such personnel and assistance which shall be deemed desirable to support the work of the Partnership;
- c)** Preparing, presenting and distributing educational materials;
- d)** Organizing meetings of members of the Partnership and interested persons to share knowledge and compare projects and programs of all involved;
- e)** In July of each year, set meetings for one year and post those meeting dates on the Administering Agent's website, or on the Partnership's website, when created and email to the Partnership members and others;
- f)** Prepare written minutes of the action items and record votes for each meeting;



- g)** Post Partnership meeting agendas 7 days prior to meeting date on the Administering Agent's website or the Partnership website, when created. Action items involving an expenditure of funds may not be added to an agenda following its posting;
- h)** Preparing reports on the work of the Partnership;
- i)** Entering into contracts on behalf of the Partnership as the Executive Committee directs for the performance of specific actions consistent with both the goals of this Agreement and the respective missions of members of the Partnership;
- j)** Holding and maintaining the Partnership Fund, calculating the amount of money necessary to be raised by contributions each year in order to carry out the work of the Partnership, and making requests for contributions from the members of the Partnership, all as the Executive Committee directs; and
- k)** Disbursing the Partnership Fund as directed by the Executive Committee and reimbursing members of the Partnership for expenditures made on behalf of the Partnership or for the reasonable value of activities performed on behalf of the Partnership, as reasonable value is determined by the Executive Committee.

Provided, however, and notwithstanding any provisions of this agreement to the contrary, when a member of the Partnership is acting as the Administering Agent under this Agreement and administering the directions, recommendations and requests of the Executive Committee, the governing body of the Administering Agent has the authority to make such determinations and take and implement such actions as such governing body, in its sole discretion, determines lawful, feasible and reasonable.

**7. Funding:** Funding shall be administered as follows:

- a) The Partnership Fund shall be held by the Administering Agent in an interest-bearing account in trust for the members contributing thereto, in proportion to their contributions, and shall be expended as the Executive Committee directs to meet the mission and goals of this Agreement, establishing mechanisms for long-term funding and authorization for additional planning and implementation of such programs and projects, and for performance of other activities described in this Agreement. The Partnership Fund shall be funded and administered as follows:
- i) On or before the first day of July after the effective date of this Agreement, each member of the Partnership shall make a contribution to the Partnership Fund in the amount shown, opposite such member's name, in the third column of the table attached hereto as **Exhibit "C"** and incorporated herein by reference. For subsequent years during the term of this Agreement, the Administering Agent shall request total annual contributions which shall not exceed \$200,000 from the members of the Partnership in the amounts necessary to carry out the work of the Partnership. The amounts of such subsequent-year contributions for each member shall be determined by the Executive Committee prior to the first day of April of such subsequent year and paid by the members of the Partnership before the first day of July of such subsequent year. These subsequent-year contributions shall be 33% of the total contributions for the NRD and a computed percentage (expressed as a whole number) of the total annual contributions for each of the remaining members, as shown in Exhibit C.

- ii) Each year during the term of this Agreement, and from time to time as any member of the Partnership may reasonably request, the Administering Agent shall furnish to the members of the Partnership written statements of the condition of the Partnership Fund; and
  - iii) Grants or contributions made by non-members of the Partnership shall not be deemed to offset or diminish the obligations of the members of the Partnership under this Agreement.
  - iv) If any member of the Partnership fails to contribute to the Partnership Fund as requested pursuant to this Agreement, such member's involvement and membership in the Partnership shall be terminated upon written notice of termination given by the Administering Agent to such member.
- b)** The NRD shall establish, hold, maintain, and disburse the Watershed Fund. The Watershed Fund shall be comprised of Watershed Management Fees and contributions to the Partnership Fund to equitably distribute the cost of developing a Watershed Management Plan and administering a Stormwater Management Program among new development or significant redevelopment within the Watershed and to the general public. Based on an initial framework and rates set for Watershed Management Fees (hereinafter referred to as "**Watershed Fees**") defined in Policy Group #6 in the Stormwater Management Policies, the Partnership does hereby agree to:
- i) The cities of BELLEVUE, GRETNA, PAPILLION and SPRINGFIELD, and the County of SARPY (all hereinafter

referred to collectively as “**zoning jurisdictions**”) agree to collect Watershed Fees from new development within the Southern Sarpy Watershed, such Watershed Fees to be collected and earmarked specifically for development of a Southern Sarpy Watershed Management Plan and implementation of a Stormwater Management Program, as follows, to-wit:

- a) Each zoning jurisdiction shall adopt a regulation or ordinance authorizing the collection of the Watershed Fees, according to Exhibit D for new development and authorizing the transfer of such fees to the NRD, consistent with the provisions of this Agreement. Developing subdivisions with a final plat approved prior to December 1, 2016 shall be exempt from collection of Watershed Fees;
- b) On or before July 1<sup>st</sup> of each calendar year, each zoning jurisdiction shall remit to the NRD the Watershed Fees paid to or collected by such zoning jurisdiction on or before June 1<sup>st</sup> of such calendar year. Such Watershed Fees received by the NRD shall be held by the NRD in a separate, interest-bearing account, to be known as the “Watershed Fund,” in trust for the members of the Partnership contributing thereto in proportion to their contributions, earmarked specifically for development of a Southern Sarpy Watershed Management Plan and implementation of a Stormwater Management Program

and expended by the NRD as further provided in this Agreement;

c) Each zoning jurisdiction shall, in general, adopt a framework consisting of three Watershed Fee classifications, to-wit:

- (1) “Single Family Residential Development” (generally consisting of single-family and multi-family dwelling units up to 4-plexes, or as otherwise determined by the zoning jurisdiction). It is assumed that the density of single family development will be 3.5 residential units per acre. Watershed Fees shall be assessed per dwelling unit or equivalent prorated average area of lot basis; as shown in the table in Exhibit D;
- (2) “High-Density Multi-Family Residential Development” (consisting of other multi-family residential dwelling units determined by the local zoning jurisdiction to represent High density development) shall be assessed per gross acre as shown in the table in Exhibit D and shall be proportionately indexed to “Single Family Residential Development” in terms of the potential to generate stormwater surface runoff. Such “High-Density Development” Watershed Fees shall be 1.25 times “Single Family Residential Development” Watershed Fees when considered



on an estimated dwelling unit per gross acre basis;  
and

(3) Commercial/Industrial/Institutional

Development shall be assessed per gross acre as shown in the table in Exhibit D and shall be proportionately indexed to “Single Family Residential Development” in terms of the potential to generate stormwater surface runoff. Such Commercial/Industrial/Institutional Watershed Fees shall be 1.5 times “Single Family Residential Development.”

d) At five (5) year intervals, the Partnership shall review the Watershed Fees framework and rates with respect to availability of needed funds and rate of development within the Watershed. Subsequent changes to the Watershed Fees framework and rates, indicated by such review, shall be subject to formal approval by the respective local zoning jurisdictions and the NRD.

c) The NRD shall utilize the Watershed Fund to pay the costs of developing a Watershed Management Plan and administering a Stormwater Management Program. The Watershed Fees shall contribute approximately one-third (1/3) of such cost. The Partnership Fund shall contribute approximately two-thirds (2/3) of such cost.

**8. Title to Property.** Title to any tangible property (e.g., monitoring equipment) obtained using funds contributed by members of the Partnership pursuant to this Agreement shall be held in the name of the

Administering Agent in trust for the members of the Partnership in proportion to their total contributions to the Partnership Fund and Watershed Fee Fund.

9. **Counterparts.** This Agreement may be executed in two or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument. Counterpart copies of this Agreement, as executed, shall be maintained as part of the records of the Administering Agent.
10. **Effective Date:** This Agreement shall become effective on July 1, 2019 or upon approval by all parties.
11. **Duration of Agreement:** This Agreement shall be in effect until June 30, 2024. The terms of this agreement shall remain in effect until such time as a continuation agreement is adopted by all parties.
12. **Termination.** Involvement of any member of the Partnership with the Partnership, and responsibilities under this Agreement, may be terminated by such member without cause effective upon 60 days written notice to the other members of the Partnership. Termination of a member's involvement with the Partnership pursuant to this Agreement shall not operate to terminate this Agreement nor shall it affect any rights obtained under this Agreement, prior to such notice of termination being given, for costs incurred or moneys advanced, or for actions taken or responsibilities assumed, by another member of the Partnership during the term of and pursuant to this Agreement.
13. **Additional Planning and Implementation.** The members of the Partnership may amend or supplement this Agreement from time to time as may be deemed necessary to provide long-term funding and

authorization for additional planning and implementation of beneficial programs and projects to meet the mission and goals of this Agreement.

**IN WITNESS WHEREOF**, this Agreement is entered into by the members of the Partnership pursuant to resolutions duly adopted by their respective governing boards.

**[Signature page(s) next]**

INTERLOCAL COOPERATION ACT AGREEMENT  
SOUTHERN SARPY WATERSHED PARTNERSHIP

SIGNATURE PAGE

Executed by the City of Bellevue, Nebraska on this \_\_\_\_\_ day of

\_\_\_\_\_, \_\_\_\_\_.

THE CITY OF BELLEVUE, NEBRASKA

BY \_\_\_\_\_  
MAYOR

Attest:

\_\_\_\_\_  
CITY CLERK

INTERLOCAL COOPERATION ACT AGREEMENT  
SOUTHERN SARPY WATERSHED PARTNERSHIP

SIGNATURE PAGE

Executed by the City of Gretna, Nebraska on this \_\_\_\_ day of

\_\_\_\_\_, \_\_\_\_\_.

THE CITY OF GRETNA, NEBRASKA

BY \_\_\_\_\_  
MAYOR

Attest:

\_\_\_\_\_  
CITY CLERK

INTERLOCAL COOPERATION ACT AGREEMENT  
SOUTHERN SARPY WATERSHED PARTNERSHIP

SIGNATURE PAGE

Executed by the City of Papillion, Nebraska on this \_\_\_\_ day of

\_\_\_\_\_

THE CITY OF PAPILLION, NEBRASKA

BY \_\_\_\_\_  
MAYOR

Attest:

\_\_\_\_\_  
CITY CLERK



INTERLOCAL COOPERATION ACT AGREEMENT  
SOUTHERN SARPY WATERSHED PARTNERSHIP

SIGNATURE PAGE

Executed by the City of Springfield, Nebraska on this \_\_\_\_ day of

\_\_\_\_\_, \_\_\_\_\_.

THE CITY OF SPRINGFIELD, NEBRASKA

BY \_\_\_\_\_  
MAYOR

Attest:

\_\_\_\_\_  
CITY CLERK

INTERLOCAL COOPERATION ACT AGREEMENT  
SOUTHERN SARPY WATERSHED PARTNERSHIP

SIGNATURE PAGE

Executed by the County of Sarpy, Nebraska on this \_\_\_\_ day of

\_\_\_\_\_, \_\_\_\_\_.

THE COUNTY OF SARPY, NEBRASKA

BY \_\_\_\_\_  
CHAIRPERSON, COUNTY BOARD

Attest:

\_\_\_\_\_  
COUNTY CLERK

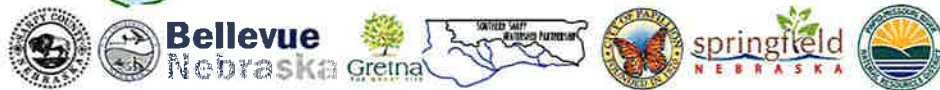
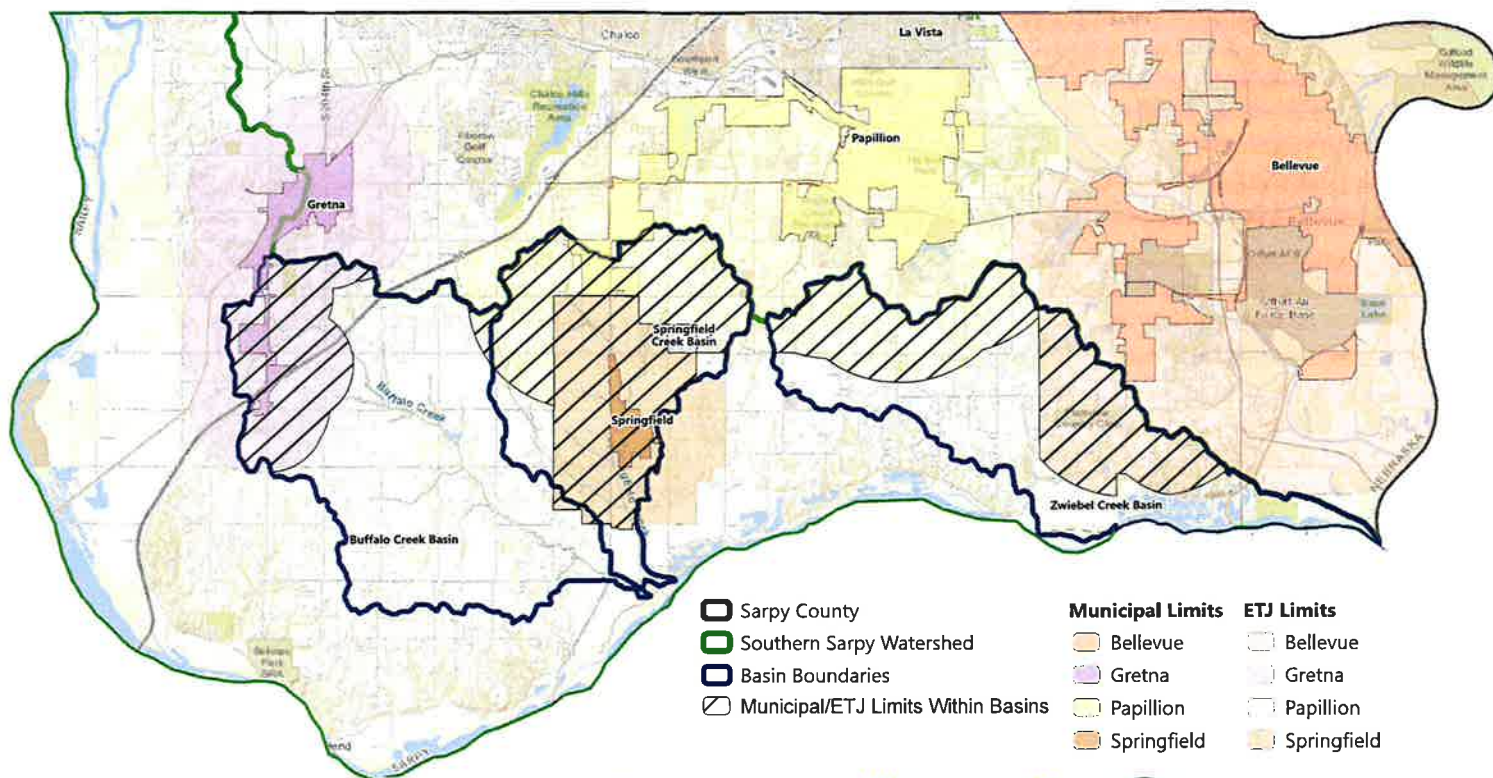
INTERLOCAL COOPERATION ACT AGREEMENT  
SOUTHERN SARPY WATERSHED PARTNERSHIP

SIGNATURE PAGE

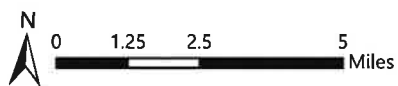
Executed by the Papio-Missouri River Natural Resources District on this  
\_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

PAPIO-MISSOURI RIVER NATURAL  
RESOURCES DISTRICT

BY \_\_\_\_\_  
GENERAL MANAGER



**Southern Sarpy Watershed**  
 Southern Sarpy Watershed Partnership  
 Interlocal Agreement 2019



## **EXHIBIT B**

### **SOUTHERN SARPY WATERSHED STORMWATER MANAGEMENT POLICIES**

#### **POLICY GROUP #1: WATER QUALITY IMPROVEMENT**

**ISSUE:** Waters of the Southern Sarpy Watershed are impaired.

**“ROOT” POLICY:** Improve water quality from all contributing sources, including but not limited to, agricultural activities and urban stormwater, such that waters of the Southern Sarpy Watershed and other local watersheds can meet applicable water quality standards and community-based goals, where feasible.

#### **SUB-POLICIES:**

- 1) Water Quality LID shall be required on all new developments and significant redevelopments.
- 2) Protect surface and groundwater resources from soil erosion (sheet and rill, wind erosion, gully and stream bank erosion), sedimentation, nutrient and chemical contamination. Buffer strips and riparian corridors should be established along all stream segments.
- 3) Preserve and protect wetland areas to the fullest extent possible to maintain natural hydrology and improve water quality by minimizing the downstream transport of sediment, nutrients, bacteria, etc. borne by surface water runoff. Reestablishment of previously existing wetlands and the creation of new wetlands should be promoted. Any impacted wetlands shall be mitigated at a 3:1 ratio.
- 4) Support NDEQ in an accelerated TMDL development process that addresses potential pollutant sources in a fair and reasonable manner based on sound technical data and scientific approach.
- 5) Implement Best Management Practices (BMPs), as identified in the Lower Platte River Basin Water Quality Management Plan (WQMP), to reduce both urban and rural pollution sources, maintain or restore designated beneficial uses of streams and surface water impoundments, minimize soil loss, and provide sustainable production levels. Water quality basins shall be located in general conformance with an adopted Southern Sarpy Watershed Management Plan.

#### **REFERENCE INFORMATION**

#### **DEFINITIONS:**

- 1) Low-Impact Development (LID). A land development and management approach whereby stormwater runoff is managed using design techniques that promote infiltration, filtration, storage, evaporation, and temporary detention close to its source. Management of such stormwater runoff sources may include open space, rooftops, streetscapes, parking lots, sidewalks, medians, etc.
- 2) Water Quality LID. A level of LID using strategies designed to provide for water quality control of the first ½ inch of stormwater runoff generated from each new development or significant redevelopment and to maintain the peak discharge rates during the 2-year storm event to baseline land use conditions, measured at every drainage (stormwater discharge) outlet from the new development or significant redevelopment.

## **EXHIBIT B**

### **SOUTHERN SARPY WATERSHED STORMWATER MANAGEMENT POLICIES**

- 3) Best Management Practice (BMP). “A technique, measure or structural control that is used for a given set of conditions to manage the quantity and improve the quality of stormwater runoff in the most cost-effective manner.” [Source: U.S. Environmental Protection Agency (EPA)]
- 4) Total Maximum Daily Load (TMDL). A calculation of the maximum amount of a pollutant that a waterbody can receive and still meet water quality standards, and an allocation of that amount to the pollutant's sources. Water quality standards are set by States, Territories, and Tribes. They identify the uses for each waterbody, for example, drinking water supply, contact recreation (swimming), and aquatic life support (fishing), and the scientific criteria to support that use. A TMDL is the sum of the allowable loads of a single pollutant from all contributing point and non-point sources. The calculation must include a margin of safety to ensure that the waterbody can be used for the purposes the State has designated. The calculation must also account for seasonal variation in water quality. The Clean Water Act, Section 303, establishes the water quality standards and TMDL programs, and for Nebraska such standards and programs are administered by the Nebraska Department of Environmental Quality. [Source: EPA and Nebraska Surface Water Quality Standards, Title 117].
- 5) Southern Sarpy Watershed Management Plan. The Southern Sarpy Watershed Partnership is working to develop a Watershed Management Plan for this area. The plan may address water quality and quantity issues, stream stabilization, floodplain mapping. This plan may also include recommendations for regional structures to address issues related to flooding, erosion, and water quality within the watershed.
- 6) Significant redevelopment. Land disturbing activity that results in the creation, addition, or replacement of at least five thousand (5,000) square feet of impervious surface area on an already developed site.
- 7) Water Quality Management Plan (WQMP) Plan based on EPA's nine key elements Requirements to achieve improvements in water quality. A WQMP for the Lower Platte River Basin, which includes the Southern Sarpy Watershed, was approved in April 2019 by EPA which lays out a strategy to systematically address water resource deficiencies in the basin and allows for management of individual watershed or other targeted areas. The focus of the Plan is to address impaired waterbodies and satisfy the EPA requirements to be eligible for Section 319 funding. Implementation will be guided on a watershed scale by a comprehensive strategy to address water and land use deficiencies that contribute to the degradation of surface water resources, groundwater resources, and aquatic and terrestrial habitat. The ultimate goal is to delist impaired waterbodies from the 303(d) list.



## **EXHIBIT B**

### **SOUTHERN SARPY WATERSHED STORMWATER MANAGEMENT POLICIES**

#### **POLICY GROUP #2: PEAK FLOW REDUCTION**

##### **ISSUE**

Urbanization within the Southern Sarpy Watershed will increase runoff leading to flooding problems and diminished water quality.

##### **ROOT POLICY**

Maintain or reduce stormwater peak discharge during development and after full build-out land use conditions from that which existed under baseline land use conditions.

##### **SUB-POLICY**

- 1) Regional stormwater detention facilities and other structural and non-structural BMPs shall be located in general conformance with an adopted Southern Sarpy Watershed Management Plan and shall be coordinated with other related master planning efforts for parks, streets, water, sewer, etc.
- 2) All new developments and significant redevelopments shall maintain or reduce peak discharge rates during the 2, 10, and 100-year storm event under baseline land use conditions.

##### **REFERENCE INFORMATION**

##### **DEFINITIONS**

- 1) Low-Impact Development (LID). A land development and management approach whereby stormwater runoff is managed using design techniques that promote infiltration, filtration, storage, evaporation, and temporary detention close to its source. Management of such stormwater runoff sources may include open space, rooftops, streetscapes, parking lots, sidewalks, medians, etc.
- 2) Water Quality LID. A level of LID using strategies designed to provide for water quality control of the first ½ inch of stormwater runoff generated from each new development or significant redevelopment and to maintain the peak discharge rates during the 2-year storm event to baseline land use condition, measured at every drainage (stormwater discharge) outlet from the new development or significant redevelopment.
- 3) Peak Discharge or Peak Flow. The maximum instantaneous surface water discharge rate resulting from a design storm frequency event for a particular hydrologic and hydraulic analysis, as defined in the Omaha Regional Stormwater Design Manual. The measurement of the peak discharge shall be at the lower-most drainage outlet(s) from a new development or significant redevelopment.
- 4) Regional Stormwater Detention Facilities. Those facilities generally serving a drainage catchment area of 500 acres or more in size.
- 5) Baseline Land Use Conditions. The pre-developed conditions which existed in Year 2014.
- 6) Full Build-Out Land Use Conditions. Fully platted developable land use conditions for the Southern Sarpy Watershed are assumed to occur by the Year 2055; or as may be redefined through periodic updates to the respective community and county comprehensive plans.

**EXHIBIT B**  
**SOUTHERN SARPY WATERSHED**  
**STORMWATER MANAGEMENT POLICIES**

- 7) Southern Sarpy Watershed Management Plan. The Southern Sarpy Watershed Partnership is working to develop a Watershed Management Plan for this area. The plan may address water quality and quantity issues, stream stabilization, floodplain mapping. This plan may also include recommendations for regional structures to address issues related to flooding, erosion, and water quality within the watershed.
- 8) Significant redevelopment. Land disturbing activity that results in the creation, addition, or replacement of at least five thousand (5,000) square feet of impervious surface area on an already developed site.

## **EXHIBIT B**

### **SOUTHERN SARPY WATERSHED STORMWATER MANAGEMENT POLICIES**

#### **POLICY GROUP #3: LANDSCAPE PRESERVATION, RESTORATION, AND CONSERVATION**

**ISSUE:** Natural areas are diminishing, and there is a need to be proactive and integrate efforts directed toward providing additional landscape and green space areas with enhanced stormwater management through restoration and conservation of stream corridors, wetlands, and other natural vegetation.

**“ROOT” POLICY:** Utilize landscape preservation, restoration, and conservation techniques to meet the multi-purpose objectives of enhanced aesthetics, quality of life, recreational and educational opportunities, pollutant reduction, and overall stormwater management.

#### **SUB-POLICIES:**

- 1) Incorporate stormwater management strategies as a part of landscape preservation, restoration, and conservation efforts where technically feasible.
- 2) Define natural resources for the purpose of preservation, restoration, mitigation, and/or enhancement.
- 3) For new development or significant redevelopment, provide a creek setback of 3:1 plus a minimum 50 feet along all streams.
- 4) All landscape preservation features as required in this policy or other policies, including all stormwater and LID strategies, creek setbacks, existing or mitigated wetlands, etc., identified in new or significant redevelopment shall be placed into an out lot or within public right of way or otherwise approved easement.
- 5) These policies are intended to provide a minimum requirement for new development or significant redevelopment. Site conditions may warrant additional setback distance or other stream stabilization measures.
- 6) The P-MRNRD is working in conjunction with USACE to study stream stability. Additional policy updates may be considered at the conclusion of that study.

#### **REFERENCE INFORMATION**

#### **DEFINITIONS**

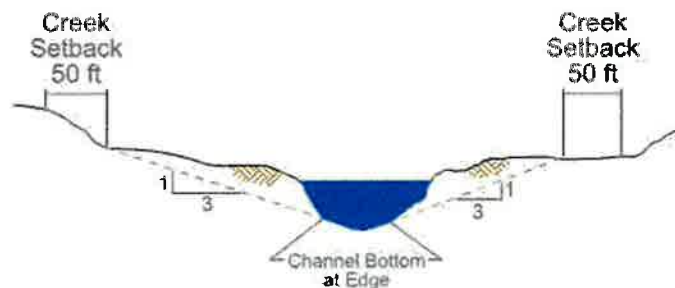
- 1) Creek Setback. See Figure 1 below and related definitions in Policy Group #5. A setback area equal to three (3) times the channel depth plus fifty (50) feet (3:1 plus 50 feet) from the edge of the channel bottom on both sides of channel shall be required for any above or below ground structure exclusive of bank stabilization structures, poles or sign structures adjacent to any watercourse defined within the watershed drainage plan. Grading, stockpiling, and other construction activities are not allowed within the setback area and the setback area must be protected with adequate erosion controls or other Best Management Practices, (BMPs). The outer 30 feet adjacent to the creek setback limits may be credited toward meeting the landscaping buffer and pervious coverage requirements.

A property can be exempt from the creek setback requirement upon a showing by a licensed professional engineer or licensed landscape architect that adequate bank

## EXHIBIT B

### SOUTHERN SARPY WATERSHED STORMWATER MANAGEMENT POLICIES

stabilization structures or slope protection will be installed in the construction of said structure, having an estimated useful life equal to that of the structure, which will provide adequate erosion control conditions coupled with adequate lateral support so that no portion of said structure adjacent to the stream will be endangered by erosion or lack of lateral support. In the event that the structure is adjacent to any stream which has been channelized or otherwise improved by any agency of government, then such certificate providing an exception to the creek setback requirement may take the form of a certification as to the adequacy and protection of the improvements installed by such governmental agency. If such exemption is granted, applicable rights-of-way must be provided and a minimum 20-foot corridor adjacent thereto.



**Figure 1 –Creek Setback Schematic**

#### DEFINITIONS

- 1) **Base Flood.** The flood having a one percent chance of being equaled or exceeded in magnitude in any given year (commonly called a 100-year flood). *[Adapted from Chapter 31 of Nebraska Statutes]*
- 2) **Floodway.** The channel of a watercourse and the adjacent land areas that are necessary to be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than one foot. *[Adapted from Chapter 31 of Nebraska Statutes].* The Federal Emergency Management Agency (FEMA) provides further clarification that a floodway is the central portion of a riverine floodplain needed to carry the deeper, faster moving water.
- 3) **Floodway Fringe.** That portion of the floodplain of the base flood, which is outside of the floodway. *[Adapted from Chapter 31 of Nebraska Statutes]*
- 4) **Floodplain.** The area adjoining a watercourse, which has been or may be covered by flood waters. *[Adapted from Chapter 31 of Nebraska Statutes]*
- 5) **Watercourse.** Any depression two feet or more below the surrounding land which serves to give direction to a current of water at least nine months of the year and which has a bed and well-defined banks. *[Adapted from Chapter 31 of Nebraska Statutes]*
- 6) **Low Chord Elevation.** The bottom-most face elevation of horizontal support girders or similar superstructure that supports a bridge deck.
- 7) **Updated Flood Hazard Maps.** The current Flood Insurance Study and Flood Insurance Rate Maps for Sarpy County include analyses of the Platte River completed in 2005,

## **EXHIBIT B**

### **SOUTHERN SARPY WATERSHED**

### **STORMWATER MANAGEMENT POLICIES**

the Elkhorn River completed in 1988, Buffalo Creek completed in 1978, and Springfield Creek completed in 1976.

- 8) New Development. New development shall be defined as that which is undertaken to any undeveloped parcel that existed at the time of implementation of this policy.
- 9) Significant redevelopment. Land disturbing activity that results in the creation, addition, or replacement of at least five thousand (5,000) square feet of impervious surface area on an already developed site.

## **EXHIBIT B SOUTHERN SARPY WATERSHED STORMWATER MANAGEMENT POLICIES**

### **POLICY GROUP #4: EROSION AND SEDIMENT CONTROL AND OTHER BMPs**

**ISSUE:** Sound erosion and sediment control design and enforcement practices are needed in order to protect valuable land resources, stream and other drainage corridors, and surface water impoundments and for the parallel purpose of meeting applicable Nebraska Department of Environmental Quality regulatory requirements for construction activities that disturb greater than one acre.

**“ROOT” POLICY:** Promote uniform erosion and sediment control measures by implementing consistent rules for regulatory compliance pursuant to State and Federal requirements, including the adoption of the Omaha Regional Stormwater Design Manual.

#### **SUB-POLICIES:**

- 1) Construction site stormwater management controls shall include both erosion and sediment control measures.
- 2) The design and implementation of post-construction, permanent erosion and sediment controls shall be considered in conjunction with meeting the intent of other Stormwater Management Policies.
- 3) Sediment storage shall be incorporated with all regional detention facilities where technically feasible.

#### **REFERENCE INFORMATION**

#### **DEFINITIONS**

- 1) Erosion Control. Land and stormwater management practices that minimize soil loss caused by surface water movement.
- 2) Sediment Control. Land and stormwater management practices that minimize the transport and deposition of sediment onto adjacent properties and into receiving streams and surface water impoundments.



## **EXHIBIT B**

### **SOUTHERN SАРY WATERSHED STORMWATER MANAGEMENT POLICIES**

#### **POLICY GROUP #5: FLOODPLAIN MANAGEMENT**

**ISSUE:** Continued and anticipated development within the Southern Sarpy Watershed mandates that holistic floodplain management be implemented and maintained in order to protect its citizens, property, and natural resources.

**“ROOT” POLICY:** Participate in the FEMA National Flood Insurance Program, update FEMA floodplain mapping throughout the Southern Sarpy Watershed and enforce floodplain regulations.

#### **SUB-POLICIES:**

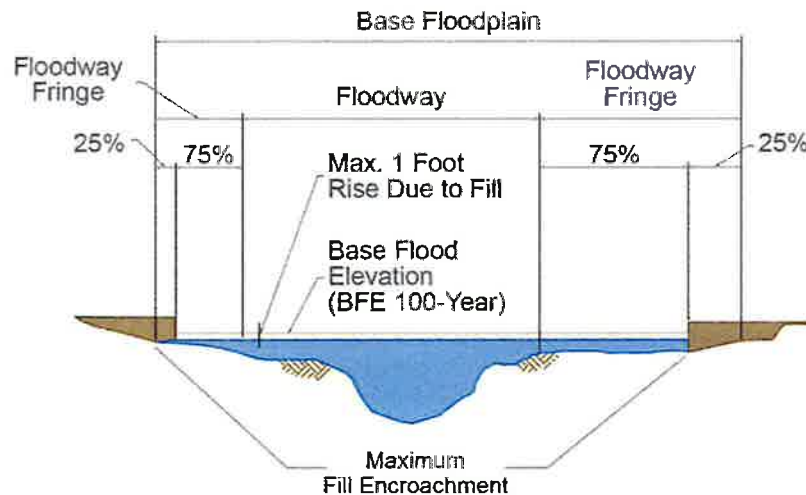
- 1) Floodplain management coordination among all jurisdictions within the Southern Sarpy Watershed and the Papio-Missouri River Natural Resources District (P-MRNRD) is required.
- 2) Flood Insurance studies and mapping throughout the Southern Sarpy Watershed shall be updated using current conditions hydrology.
- 3) Encroachments for new developments or significant redevelopments within floodway fringes shall not cause any increase greater than one (1.00) foot in the height of the existing t base flood elevation using best available data.
- 4) Filling of the floodway fringe associated with new development within the Southern Sarpy Creek System (Platte and Elkhorn Rivers not included) shall be limited to 25% of the floodway fringe in the floodplain development application project area, unless approved mitigation measures are implemented. The remaining 75% of floodway fringe within the project area shall be designated as a floodway overlay zone. For redevelopment, these provisions may be modified or waived in whole or in part by the local jurisdiction.
- 5) The low chord elevation for bridges crossing all watercourses within FEMA designated floodplains shall be a minimum of one (1) foot above the base flood elevation for existing conditions hydrology using best available data.
- 6) The lowest first floor elevation of buildings associated with new development or significant redevelopment that are upstream of and contiguous to regional dams within the Southern Sarpy Watershed as identified in the Southern Sarpy Watershed Management Plan shall be a minimum of one (1) foot above the 500-year flood pool elevation.
- 7) Developments in areas with no FEMA Special Flood Hazard Area defined must provide hydrologic and hydraulic analyses to ensure new development will be reasonably safe from flooding during the base flood.

## EXHIBIT B

### SOUTHERN SARPY WATERSHED STORMWATER MANAGEMENT POLICIES

#### REFERENCE INFORMATION

**DEFINITIONS** (See Figure 1 below and related definitions in Policy Group #3: Landscape Preservation, Restoration, and Conservation).



**Figure 1 – Floodway Fringe Encroachment Schematic**

- 1) Base Flood. The flood having a one percent chance of being equaled or exceeded in magnitude in any given year (commonly called a 100-year flood). *[Adapted from Chapter 31 of Nebraska Statutes]*
- 2) Floodway. The channel of a watercourse and the adjacent land areas that are necessary to be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than one foot. *[Adapted from Chapter 31 of Nebraska Statutes]*. The Federal Emergency Management Agency (FEMA) provides further clarification that a floodway is the central portion of a riverine floodplain needed to carry the deeper, faster moving water.
- 3) Floodway Fringe. That portion of the floodplain of the base flood, which is outside of the floodway. *[Adapted from Chapter 31 of Nebraska Statutes]*
- 4) Floodplain. The area adjoining a watercourse, which has been or may be covered by flood waters. *[Adapted from Chapter 31 of Nebraska Statutes]*
- 5) Watercourse. Any depression two feet or more below the surrounding land which serves to give direction to a current of water at least nine months of the year and which has a bed and well-defined banks. *[Adapted from Chapter 31 of Nebraska Statutes]*
- 6) Low Chord Elevation. The bottom-most face elevation of horizontal support girders or similar superstructure that supports a bridge deck.
- 7) Updated Flood Hazard Maps. The current Flood Insurance Study and Flood Insurance Rate Maps for Sarpy County include analyses of the Platte River completed in 2005, the Elkhorn River completed in 1988, Buffalo Creek completed in 1978, and Springfield Creek completed in 1976.

**EXHIBIT B**  
**SOUTHERN SARPY WATERSHED**  
**STORMWATER MANAGEMENT POLICIES**

- 8) New Development. New development shall be defined as that which is undertaken to any undeveloped parcel that existed at the time of implementation of this policy.
- 9) Southern Sarpy Watershed Management Plan. The Southern Sarpy Watershed Partnership is working to develop a Watershed Management Plan for this area. The plan may address water quality and quantity issues, stream stabilization, floodplain mapping. This plan may also include recommendations for regional structures to address issues related to flooding, erosion, and water quality within the watershed.
- 10) Significant redevelopment. Land disturbing activity that results in the creation, addition, or replacement of at least five thousand (5,000) square feet of impervious surface area on an already developed site.

## **EXHIBIT B**

### **SOUTHERN SARPY WATERSHED STORMWATER MANAGEMENT POLICIES**

#### **POLICY GROUP #6: STORMWATER MANAGEMENT FINANCING**

**ISSUE:** Regulatory requirements for stormwater management and implementation of Stormwater Management Policies intended to accommodate new development and significant redevelopment will impose large financial demands for capital and operation and maintenance beyond existing funding resources.

**“ROOT” POLICY:** Dedicated, sustainable funding mechanisms shall be developed and implemented to meet capital and operation and maintenance obligations needed to implement NPDES Stormwater Management Plans, Stormwater Management Policies, and the Southern Sarpy County Watershed Management Plan.

#### **SUB-POLICIES:**

- 1) All new development and significant redevelopment will be required to fund the planning, implementation, and operation and maintenance of water quality LID.
- 2) A Watershed Management Fee system shall be established to equitably distribute the capital cost of implementing the Southern Sarpy Watershed Management Plan among new development or significant redevelopment. Such Watershed Management Fee shall only apply to new development or significant redevelopment within the Southern Sarpy Watershed and the initial framework shall consist of the following provisions:
  - a. Collection of fees and public funding shall be earmarked specifically for the construction of projects called for in the Southern Sarpy Watershed Management Plan. Fees may also be used to fund tasks such as construction site inspection, water quality monitoring, and reporting activities. Furthermore, the fee may be used to commission studies for the purposes of watershed planning, flood hazard mapping, and other planning activities.
  - b. Multiple fee classifications shall be established which fairly and equitably distribute the cost of these projects among all undeveloped areas within the Southern Sarpy Watershed.
  - c. Watershed Management Fees (private) are intended to account for approximately one-third (1/3) of required funds and shall be paid to the applicable local zoning jurisdiction with building permit applications.
  - d. Watershed Management Fee revenues shall be transferred from the applicable local zoning jurisdiction to a special P-MRNRD account via inter-local agreements.
  - e. The Public costs are intended to account for approximately two-thirds (2/3) of required funds for developing a Watershed Management Plan and administering a Stormwater Management Program.
  - f. The P-MRNRD will seek reauthorization of its general obligation bonding authority from the Nebraska Legislature to provide necessary scheduling flexibility.
  - g. Financing for Southern Sarpy Watershed Management Plan projects may require public-private partnership agreements between the P-MRNRD and developers/S&IDs on a case-by-case basis.

**EXHIBIT B**  
**SOUTHERN SARPY WATERSHED**  
**STORMWATER MANAGEMENT POLICIES**

- h. On approximately five 5)-year intervals, the Southern Sarpy Watershed Management Plan and Watershed Management Fee framework, rates, and construction priority schedule shall be reviewed with respect to availability of needed funds and rate of development within the Southern Sarpy Watershed by the parties involved (local zoning jurisdictions, P-MRNRD, and the development community). Subsequent changes thereto shall be formally approved by the respective local zoning jurisdictions and the P-MRNRD.
- 3) A Stormwater Utility Fee System shall be established to equitably distribute the costs for ongoing operation and maintenance of all stormwater BMPs and infrastructure among all existing property owners within NPDES Phase I or II municipal jurisdictions.
- a. NPDES Phase I and II cities and counties should actively seek legislation from the Nebraska Legislature to allow for the establishment of an equitable stormwater utility fee.
  - b. The initial framework for the Stormwater Utility Fee System should consist of the following provisions provided Nebraska statutes allow for such a fee:
    - i. A county or city shall establish by resolution user charges to be assessed against all real property within its zoning jurisdiction and may issue revenue bonds or refunding bonds payable from the proceeds of such charges, all upon terms as the county board or city council determines are reasonable.
    - ii. Such charges shall be designed to be proportionate to the stormwater runoff contributed from such real property and based on sound engineering principles.
    - iii. Such charges should provide credits or adjustments for stormwater quantity and quality BMPs utilized in order to encourage wise conservation and management of stormwater on each property.
    - iv. Such charges shall be collected in a manner that the county or city determines as appropriate and shall not be determined to be special benefit assessments.
    - v. A county or city shall establish a system for exemption from the charges for the property of the state and its governmental subdivisions to the extent that it is being used for a public purpose. The local elected body shall also provide an appeals process for aggrieved parties.
    - vi. A county shall not impose these charges against real property that is being charges user charges by a city.
    - vii. Any funds raised from a Stormwater Utility Fee shall be placed in a separate fund and shall not be used for any purpose other than those specified.

## **EXHIBIT B**

### **SOUTHERN SARPY WATERSHED STORMWATER MANAGEMENT POLICIES**

#### **REFERENCE INFORMATION**

#### **DEFINITIONS**

- 1) Stormwater Management Policies. Stormwater management policies were developed by the Southern Sarpy Watershed Partnership. The following policy groups contain “root” policies and sub-policies for stormwater management that have been developed herein:
  - Policy Group #1 – Water Quality Improvement
  - Policy Group #2 – Peak Flow Reduction
  - Policy Group #3 – Landscape Preservation, Restoration, and Conservation
  - Policy Group #4 – Erosion and Sediment Control and Other BMPs
  - Policy Group #5 – Floodplain Management
  - Policy Group #6 – Stormwater Management Financing
- 2) Stormwater Management Plan (SWMP). A SWMP is a required part of the NPDES Phase II Stormwater Permits for the urbanized portion of Sarpy County. Development of Stormwater Management Policies is an integral part of the SWMP, and such policies are to be adopted by respective SSWP partners.
- 3) Comprehensive Development Plans. Existing plans developed by local jurisdictions that serve as the basis for zoning and other land use regulations and ordinances. The Stormwater Management Policies are to be incorporated into the respective Comprehensive Development Plans.
- 4) Policy Implementation. The implementation of the policies will be through the development of ordinances and regulations. Ordinances and regulations are intended to be consistent for, and adopted by, the respective SSWP members. Such ordinances and regulations shall need to be consistent with the Comprehensive Development Plans of the respective SSWP members.
- 5) Low-Impact Development (LID). A land development and management approach whereby stormwater runoff is managed using design techniques that promote infiltration, filtration, storage, evaporation, and temporary detention close to its source. Management of such stormwater runoff sources may include open space, rooftops, streetscapes, parking lots, sidewalks, medians, etc.
- 6) Water Quality LID. A level of LID using strategies designed to provide for water quality control of the first ½ inch of stormwater runoff generated from each new development or significant redevelopment and to maintain the peak discharge rates during the 2-year storm event to baseline land use conditions, measured at every drainage (stormwater discharge) outlet from the new development or significant redevelopment.
- 7) Baseline Land Use Conditions. The pre-developed conditions which existed in Year 2014.
- 8) Southern Sarpy Watershed Management Plan. The Southern Sarpy Watershed Partnership is working to develop a Watershed Management Plan for this area. The plan may address water quality and quantity issues, stream stabilization, floodplain



## **EXHIBIT B SOUTHERN SARPY WATERSHED STORMWATER MANAGEMENT POLICIES**

mapping. This plan may also include recommendations for regional structures to address issues related to flooding, erosion, and water quality within the watershed.

- 9) Significant redevelopment. Land disturbing activity that results in the creation, addition, or replacement of at least five thousand (5,000) square feet of impervious surface area on an already developed site.

### **BASIS FOR STORMWATER MANAGEMENT FINANCING ISSUE**

- 1) Time is of the essence for policy development and implementation:
  - a) Under Phase II Stormwater Permits issued by the Nebraska Department of Environmental Quality, permittees must develop strategies, which include a combination of structural and/or non-structural best management practices and incorporate them into existing Comprehensive Development Plans.
  - b) The S&ID platting process is typically several years ahead of full occupation of an S&ID. Therefore, careful pre-emptive planning and program implementation is necessary in order to construct stormwater structural improvements in a timely manner to meet the purposes intended and to avoid conflicts from land use encroachments from advancing development.
- 2) Financing to meet capital and O&M obligations for stormwater management projects requires a comprehensive, uniformly applied approach and not a project-by-project approach.

**EXHIBIT C**  
**Annual Partner Contributions**

|                            |      |            |
|----------------------------|------|------------|
| Bellevue                   | 13%  | \$ 26,000  |
| Gretna                     | 6%   | \$ 12,000  |
| Papillion                  | 15%  | \$ 30,000  |
| Springfield                | 7%   | \$ 14,000  |
| Sarpy County               | 26%  | \$ 52,000  |
| P-MRNRD                    | 33%  | \$ 66,000  |
| Total Annual Contributions | 100% | \$ 200,000 |

P-MRNRD Contribution shall equal 33% of the Total Annual Contributions

Percentage of Zoning Jurisdictions Contributions Calculated as:

$$Contribution\% = \left( 0.25 \frac{Population_{Jurisdiction}}{Population_{Total}} + 0.75 \frac{Area_{Jurisdiction}}{Area_{Total}} \right) \times 0.67$$

**Definitions:**

|                          |   |
|--------------------------|---|
| Population -Jurisdiction | Population within the boundaries of each jurisdiction, including extra-territorial jurisdiction boundaries. Population for Sarpy County is calculated as those residing outside of the ETJ boundaries of communities within the county. |
| Population - Total       | Total population in Sarpy County excluding residents within La Vista's boundaries (including their ETJ)   |
| Area - Jurisdiction      | Area of each jurisdiction, including ETJ, within the Buffalo Creek, Springfield Creek, and Zwiebel Creek subwatersheds.   |
| Area - Total             | Total land area of Buffalo Creek, Springfield Creek, and Zwiebel Creek subwatersheds.   |

EXHIBIT D  
Watershed Fees

| Fee Category  | FY 2020                        | FY 2021                        | FY 2022                        | FY 2023                        | FY 2024                        |
|---|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|
|   | July 1, 2019-<br>June 30, 2020 | July 1, 2020-<br>June 30, 2021 | July 1, 2021-<br>June 30, 2022 | July 1, 2022-<br>June 30, 2023 | July 1, 2023-<br>June 30, 2024 |
| Single Family Residential per dwelling unit (also includes low-density multi-family up to 4-plexes) | \$931                          | \$954                          | \$978                          | \$1,002                        | \$1,027                        |
| High-Density Multi-Family Residential per gross acre (beyond 4-plexes)                              | \$4,095                        | \$4,197                        | \$4,302                        | \$4,410                        | \$4,520                        |
| Commercial/Industrial/Institutional per gross acre  | \$4,963                        | \$5,087                        | \$5,214                        | \$5,345                        | \$5,478                        |

CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

16b.  
6/18/19

|  |           |   |
|--|-----------|---|
| COUNCIL MEETING DATE:                                    | 6/18/2019 | AGENDA ITEM TYPE:                                     |
| SUBMITTED BY:<br><br>Jeff Roberts, Public Works Director |           | SPECIAL PRESENTATION <input type="checkbox"/>         |
|  |           | LIQUOR LICENSE <input type="checkbox"/>               |
|  |           | ORDINANCE <input type="checkbox"/>                    |
|  |           | PUBLIC HEARING <input type="checkbox"/>               |
|  |           | RESOLUTION <input type="checkbox"/>                   |
|  |           | CURRENT BUSINESS <input checked="" type="checkbox"/>  |
|  |           | OTHER (SEE CLERK) <input checked="" type="checkbox"/> |

SUBJECT:

Interlocal Cooperation Act Agreement for the Papillion Creek Watershed Partnership

SYNOPSIS:

Request approval of the Interlocal Cooperation Act Agreement for the Papillion Creek Watershed Partnership

FISCAL IMPACT:

\$36,400 FY 2020

BUDGETED ITEM: ☒ YES ☐ NO

PROJECT # & TRACKING INFORMATION:

10-10-6503

RECOMMENDATION:

Approve the Interlocal Cooperation Act Agreement for the Papillion Creek Watershed Partnership and authorize the Mayor to sign the Agreement.

BACKGROUND:

The Partnership originally was formed through an Interlocal Cooperation Act Agreement dated August 1, 2001 for three years. The Agreement has been approved by the Parties in 2004, 2009, and 2014. The term of this Agreement is upon execution by all Parties (July 1, 2019) for a period of five years.

ATTACHMENTS:

|   |                                      |   |  |
|---|--------------------------------------|---|--|
| 1 | Interlocal Cooperation Act Agreement | 4 |  |
| 2 |                                      | 5 |  |
| 3 |                                      | 6 |  |

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:

  
\_\_\_\_\_  
  
\_\_\_\_\_

**INTERLOCAL COOPERATION ACT AGREEMENT  
FOR CONTINUATION OF THE  
PAPILLION CREEK WATERSHED PARTNERSHIP**

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**THIS INTERLOCAL COOPERATION ACT AGREEMENT** (hereinafter referred to as “**this Agreement**”) is intended to create a voluntary mechanism for the purpose of addressing important subjects of concern to the interested governments (hereinafter referred to as “**the Interested Governments**”) situated in whole or part within the watershed of the Papillion Creek (hereinafter referred to as “**the Watershed**”), the Interested Governments consisting of the following governmental entities, to-wit: the **CITY OF BELLEVUE**, Nebraska; the **VILLAGE OF BOYS TOWN**, Nebraska; the **CITY OF GRETNA**, Nebraska; the **CITY OF LAVISTA**, Nebraska; the **CITY OF OMAHA**, Nebraska; the **CITY OF PAPILLION**, Nebraska; the **CITY OF RALSTON**, Nebraska; the **COUNTY OF SARPY**, Nebraska; and, the **PAPIO-MISSOURI RIVER NATURAL RESOURCES DISTRICT**; provided, however, this Agreement is made and entered as an Interlocal Cooperation Act Agreement by and among only those of the Interested Governments which have duly executed this Agreement at the foot hereof, such signatory entities (hereinafter referred to collectively as “**the Parties**,” “**the Papillion Creek Watershed Partnership**” or “**the Partnership**”), thus signifying the intent of the Parties to act, and contribute their resources, as members of the “Papillion Creek Watershed Partnership,” which is hereinafter defined and described.

**WHEREAS**, the Partnership originally was formed through an Interlocal Cooperation Act Agreement dated on August 1, 2001 (hereinafter referred to as the “**Initial Agreement**”), and expiring on July 31, 2004. An Interlocal

Cooperation Act Agreement for Continuation of the Papillion Creek Watershed Partnership was approved by the Parties in 2004, 2009, and 2014 effective July 1, 2004 July 1, 2009, and July 1, 2014 respectively, for a period of five years from and after their effective date.

**WHEREAS**, the Partnership has accomplished the assessment of existing water quality and quantity conditions, the cooperative preparation of NPDES Permit applications, the submittal of multiple grant applications, the analysis of additional flood control and the support of storm water utility legislation. The Partnership coordinated these issues at monthly meetings of its members' representatives. The progress of Partnership activities was presented to the public at meetings and on a website ([www.papiopartnership.org](http://www.papiopartnership.org));

**WHEREAS**, the Partnership was instrumental in the preparation of the "Small Municipal Separate Storm Sewer Systems in Douglas and Sarpy Counties – Stormwater Management Plan" for the Watershed, (hereinafter referred to as the "**SWMP**") a true and correct copy of which is attached to this Agreement as **Exhibit "A"** and incorporated herein by this reference;

**WHEREAS**, by the members of the Partnership continuing to act in concert and proposing, enacting and implementing common standards, there will be continued increases in effectiveness and in cost-sharing capability within the Partnership, particularly in the capability to implement the SWMP and to address federally-imposed requirements and mandates which must be funded locally;

**WHEREAS**, other premises that justify the continuation of the Partnership still exist, including, without limitation, that:

- The Papillion Creek does not meet water quality standards specified by the State of Nebraska;
- The City of Omaha has a current Federal mandate to reduce combined sewer overflows;



- The Watershed has not had a major widespread storm event since the 1960s;
- The hydrology of the Watershed for the Flood Insurance Study will continue to need to be updated;
- Urbanization of the Watershed and associated impervious area have increased dramatically since the 1960s and 1970s;
- Deposition is occurring in Watershed reservoirs at unacceptable rates;
- Currently there is inadequate funding to address storm water quantity and water quality problems within the Watershed;
- The benefits of reducing existing and future flood impacts in the Watershed include: decreased public and private property damages, reduced potential loss of life, lower flood insurance costs, decreased cost to taxpayers and public agencies for flood disaster relief;
- Improvement of water quality in streams and reservoirs will result in increased fish, aquatic, and riparian habitat; recreational improvements, reduction of reservoir operation and maintenance costs; and improved aesthetics;
- Potential increased recreational opportunities from the work of the Partnership could include: green spaces (picnic areas, outdoor activities), boating, canoeing, fishing, trail systems, riparian areas for bird watching, nature hikes, education, wildlife viewing, etc.;
- Techniques which could be employed by the Partnership include: implementation of low impact development techniques and other green infrastructure to address stormwater quality and quantity issues; facilitation of multi-use storm water structures; pursuing establishment of stormwater utility enabling legislation; minimization of future fill and

construction in the FEMA-designated floodplain/floodway in the Papillion Creek Watershed; implementing better site design that minimizes impervious surfaces, utilizes techniques to mimic natural hydrology, and approximates pre-development runoff conditions; updating hydrology to 2017 and 2050; formulating a master drainage plan for the Watershed; providing adequate construction and maintenance funding; buy-outs/relocations of structures in flood prone areas; providing increased upstream flood storage; enhancing public education and outreach; implementation of new construction site management practices; development of new development/redevelopment standards; implementation of an illicit discharge program; enhance environmental aspects of public street maintenance; reducing the environmental impacts of herbicide, pesticide, and fertilizer application; developing a water quality and quantity monitoring program; developing an industrial site inspection program; construction of retention/detention ponds designed for both water quantity and quality; restoration, creation and enhancement of wetlands; preservation of riparian areas; environmental restoration of streams; creation of buffer strips; use of grassed swales for drainageways; updating of design and construction standards; application of standardized ordinances/regulations throughout the Watershed; and, implementation of new set back ordinance/regulation and open drainage requirements;

- Standardization of the construction development permit process would reduce liability to landowners from flooding and erosion problems and reduce sediment runoff during construction;

- Continuation of a coordinated effort will improve compliance with federal, state, and local regulations,

**WHEREAS**, in carrying out its mission, the Partnership will work cooperatively with, but not limited to, the U.S. Army Corps of Engineers, the Metropolitan Area Planning Agency, the USDA Natural Resources Conservation Service, the Nebraska Game and Parks Commission, the Nebraska Department of Environmental Quality, the Nebraska Department of Natural Resources, the University of Nebraska, the University of Nebraska Cooperative Extension, and State and County Health Departments,

**WHEREAS**, as part of implementing the federally-imposed NPDES requirements where necessary, and to address stormwater management on a watershed-wide basis, a Watershed Management Plan, Implementation Plan and Stormwater Management Policies (hereinafter referred to collectively as the “**Plans and Policies**”) were developed through a community-based process involving the development community, Partnership members, public agencies, non-profit organizations, other stakeholder groups and the general public. The Plans and Policies developed through the Partnership consist of six (6) Policy Groups, headed as follows:

- #1 Water Quality
- #2 Peak Flow Reduction
- #3 Landscape Preservation, Restoration, and Conservation
- #4 Erosion and Sediment Control and Other BMPs
- #5 Floodplain Management
- #6 Storm Water Management Financing

and the texts of the Stormwater Management Policies are attached hereto as **Exhibit “B”** and incorporated herein by this reference.

**WHEREAS**, The Plans and Policies are intended to be adopted, in total, by the respective members of the Partnership, using their respective land use

review and adoption processes (typically reviewed by a Planning Commission or Board and then review and adoption by the elected Board or Council); provided this agreement is not meant to limit any jurisdiction from adopting comparable or more stringent Stormwater Management Policies, regulations, or ordinances.

**NOW, THEREFORE,** in consideration of the foregoing recitals and their mutual covenants hereinafter expressed, the members of the Partnership agree as follows:

1. **Authority:** This Agreement is an agreement for collective and cooperative action made pursuant to authority provided in the Nebraska Interlocal Cooperation Act (Neb. Rev. Stat. §13-801, R.R.S., 1943, et seq.), without a separate entity being created, and, whenever possible, this Agreement shall be construed in conformity therewith.
2. **Mission:** It shall be the mission of the Partnership to address issues related to surface water quality and storm water quantity in the Watershed by establishing and implementing regionally common goals and standards for the development of the Watershed through 2050.
3. **Applicability:** Members of the partnership having jurisdiction over land area outside the physical boundaries of the Watershed expect and intend that planning activities within the Watershed for projects of the Partnership will, insofar as feasible, apply universally to all such land areas as though they were located physically within the Watershed unless specifically excluded by the respective partnership member.
4. **Goals:** The Partnership shall have as its goals:
  - a) Assisting the parties that have NPDES stormwater permits in the implementation of those elements of the SWMP and other programs

and projects that are reasonably and feasibly undertaken by collective action of the Partnership;

- b)** Compliance with Federal, State, and local storm water quality and quantity regulations;
- c)** Improvement of water quality in the Watershed's streams and reservoirs;
- d)** Increased water-based recreational opportunities that result from water quality improvements in existing streams and reservoirs and associated improvements in quality of life;
- e)** Standardization of the construction development process and evaluation of its effectiveness;
- f)** Assessment and characterization of current water quality and quantity conditions for the watershed;
- g)** Storm Water Management Plan update;
- h)** Environmental compliance;
- i)** Sediment and erosion control;
- j)** Floodplain management; and,
- k)** Development of and updates to the Plans and Policies.

- 5. Executive Committee:** The members of the Partnership shall establish an Executive Committee consisting of one representative from each entity that is a member of the Partnership. Each representative shall have one vote and all actions of the Executive Committee shall require a recorded vote. A quorum (at least 50% of members) must be present for any action requiring a vote. Unless otherwise specified, a simple majority of those members present shall be required for approval of any proposed action. It is understood that the authority of each Executive Committee

member to act on behalf of his/her respective elected board or council shall be defined by that member's respective board or council.

- 6. Administering Agent:** The Executive Committee designates the Papio-Missouri River Natural Resources District (hereinafter referred to as the "NRD"), or other member of the Partnership which is willing to serve in such capacity, as Administering Agent to administer this Agreement. The Administering Agent serves at the pleasure of the Executive Committee and performs duties assigned by the Executive Committee, which may include, without limitation:

- a) Seeking any state legislation which a majority of the parties to this Agreement determine necessary to support the work of the Partnership;
- b) Designating such personnel and assistance which shall be deemed desirable to support the work of the Partnership;
- c) Preparing, presenting and distributing educational materials;
- d) Organizing meetings of members of the Partnership and interested persons to share knowledge and compare projects and programs of all involved;
- e) In July of each year, set meetings for one year and post those meeting dates to the Partnership website and email to the Partnership members and others.
- f) Prepare written minutes of the action items and record votes for each meeting.
- g) Post Partnership meeting agendas 7 days prior to meeting date on Partnership website. Action items involving an expenditure of funds may not be added to an agenda following its posting.
- h) Preparing reports on the work of the Partnership;



- i) Entering into contracts on behalf of the Partnership as the Executive Committee directs for the performance of specific actions consistent with both the goals of this Agreement and the respective missions of members of the Partnership;
- j) Holding and maintaining the Partnership Fund, calculating the amount of money necessary to be raised by contributions each year in order to carry out the work of the Partnership, and making requests for contributions from the members of the Partnership, all as the Executive Committee directs;
- k) Disbursing the Partnership Fund as directed by the Executive Committee and reimbursing members of the Partnership for expenditures made on behalf of the Partnership or for the reasonable value of activities performed on behalf of the Partnership, as reasonable value is determined by the Executive Committee.

Provided, however, and notwithstanding any provisions of this agreement to the contrary, when a member of the Partnership is acting as the Administering Agent under this Agreement and administering the directions, recommendations and requests of the Executive Committee, the governing body of the Administering Agent has the authority to make such determinations and take and implement such actions as such governing body, in its sole discretion, determines lawful, feasible and reasonable.

- 7. **Implementation.** The Partnership intends and agrees that the elements of the SWMP, the Plans and Policies, and other beneficial programs and projects meeting the mission and goals of this Agreement, will be implemented as follows:

- a) Responsibility for implementation of an element of the SWMP therein identified solely for individual action by a Partner will rest

with the respective member(s) of the Partnership upon whom the primary duty to implement such element has been imposed by law or regulation. Regulations or ordinances implementing elements of the SWMP and the Plans and Policies will be adopted by each member of the Partnership as appropriate. The provisions of such regulations or ordinances shall indicate the geographic jurisdictional limits to which such regulation or ordinance shall apply. This agreement is not meant to limit any jurisdiction from adopting comparable or more stringent Stormwater Management Policies, regulations, or ordinances.

- b)** Subject to the availability of funds, implementation of those elements of the SWMP therein identified for action by the Partnership or individual partners and identified in the table attached hereto as **Exhibit “C”** and incorporated herein by reference shall be voluntarily undertaken by the Partnership collectively; provided, however, no voluntary collective undertaking by the Partnership shall be deemed to relieve a member of the Partnership of a primary duty imposed upon such member by law or regulation.
- c)** Any elements of the SWMP, alternatively, may be voluntarily undertaken by the Partnership collectively if the Executive Committee determines that such course of action is reasonable and feasible.
- d)** If the Executive Committee determines that such course of action is reasonable and feasible, the Partnership may voluntarily and collectively undertake beneficial programs and projects meeting the mission and goals of this Agreement.

**8. Funding:** Funding shall be administered as follows:

- a) The Partnership Fund, established by the Initial Agreement, shall continue to be held by the Administering Agent in an interest-bearing account in trust for the members contributing thereto, in proportion to their contributions, and shall be expended as the Executive Committee directs to meet the mission and goals of this Agreement, establishing mechanisms for long-term funding and authorization for additional planning and implementation of such programs and projects, and for performance of other activities described in this Agreement. The Partnership Fund shall be funded and administered as follows:
- i) On or before the first day of July after the effective date of this Agreement, each member of the Partnership shall make a contribution to the Partnership Fund in the amount shown, opposite such member's name, in the third column of the table attached hereto as **Exhibit "D"** and incorporated herein by For subsequent years during the term of this Agreement, the Administering Agent shall request total annual contributions which shall not exceed \$369,000 from the members of the Partnership in the amounts necessary to carry out the work of the Partnership. The amounts of such subsequent-year contributions shall be determined by the Executive Committee prior to the first day of April of such subsequent year and paid by the members of the Partnership before the first day of July of such subsequent year.. These subsequent-year contributions shall be \$90,000 for the NRD and a computed percentage of the total annual contributions for each of the remaining members, as shown in Exhibit D.

- ii) Each year during the term of this Agreement, and from time to time as any member of the Partnership may reasonably request, the Administering Agent shall furnish to the members of the Partnership written statements of the condition of the Partnership Fund.
  - iii) Grants or contributions made by non-members of the Partnership shall not be deemed to offset or diminish the obligations of the members of the Partnership under this Agreement.
  - iv) If any member of the Partnership fails to contribute to the Partnership Fund as requested pursuant to this Agreement, such member's involvement and membership in the Partnership shall be terminated upon written notice of termination given by the Administering Agent to such member.
- b) The Watershed Fund shall be comprised of Watershed Management Fees and NRD general property tax dollars to equitably distribute the capital cost of implementing structural water quality and quantity controls among new development or significant redevelopment within the watershed and to the general public. Based on an initial framework and rates set for Watershed Management Fees (hereinafter referred to as "**Watershed Fees**") defined in Policy Group #6 in the Stormwater Management Policies, the Partnership does hereby agree to implement the Watershed Management Plan and Implementation Plan, , attached hereto as **Exhibit "E"** and **Exhibit "F"** respectively, and both incorporated herein by reference,

or as may be amended in three (3) to five (5) year increments through provisions in this Agreement, as follows:

- i) The cities of BELLEVUE, GRETNA, LAVISTA, OMAHA, PAPILLION and RALSTON, AND the County of SARPY (all hereinafter referred to collectively as “**zoning jurisdictions**”) agree to collect Watershed Fees from new development or significant redevelopment within the Papillion Creek Watershed, such Watershed Fees to be collected and earmarked specifically for construction of regional detention structures and water quality basins, as follows, to-wit:
  - a) Each zoning jurisdiction shall adopt a regulation or ordinance authorizing the collection of the Watershed Fees, according to Exhibit G or as specified in a previous agreement, for new development and significant redevelopment and authorizing the transfer of such fees to the NRD, consistent with the provisions of this Agreement.
  - b) On or before July 1<sup>st</sup> of each calendar year, each zoning jurisdiction shall remit to the NRD the Watershed Fees paid to or collected by such zoning jurisdiction on or before June 1<sup>st</sup> of such calendar year. Such Watershed Fees received by the NRD shall be held by the NRD in a separate, interest-bearing account, to be known as the “Watershed Fund,” in trust for the members of the Partnership contributing thereto in proportion to their contributions, earmarked specifically for construction by the NRD of regional detention structures and water

quality basins and expended by the NRD as further provided in this Agreement.

c) Each zoning jurisdiction shall, in general, adopt a framework consisting of three Watershed Fee classifications, to-wit:

(1) “Single Family Residential Development” (generally consisting of single-family and multi-family dwelling units up to 4-plexes, or as otherwise determined by the zoning jurisdiction). It is assumed that the density of single-family development will be 3.5 residential units per acre. Watershed Fees shall be assessed per dwelling unit or equivalent prorated average area of lot basis; as shown in the table in Exhibit G and,

(2) “High-Density Multi-Family Residential Development” (consisting of other multi-family residential dwelling units determined by the local zoning jurisdiction to represent High density development) shall be assessed per gross acre as shown in the table in Exhibit G and shall be proportionately indexed to “Single Family Residential Development” in terms of the potential to generate stormwater surface runoff. Such “High-Density Development” Watershed Fees shall be 1.25 times “Single Family Residential Development” Watershed Fees when considered on an estimated dwelling unit per gross acre basis.



(3) Commercial/Industrial/Institutional

Development shall be assessed per gross acre as shown in the table in Exhibit G and shall be proportionately indexed to “Single Family Residential Development” in terms of the potential to generate stormwater surface runoff. Such Commercial/Industrial Watershed Fees shall be 1.5 times “Single Family Residential Development.”

- d) At approximately three (3) to five (5) year intervals, the Partnership and the development community shall review the Watershed Fees framework and rates, the Watershed Management Plan and the Implementation Plan with respect to availability of needed funds and rate of development within the Watershed. Subsequent changes to the Watershed Fees framework and rates, Watershed Management Plan and Implementation Plan, indicated by such review, shall be subject to formal approval by the respective local zoning jurisdictions and the NRD.
- ii) The NRD agrees, subject to the availability of funding, to construct the regional detention structures and water quality basins in accordance with the Watershed Management Plan and Implementation Plan as follows:
  - a) The NRD shall establish a Watershed Fund and utilize the Watershed Fees received to pay approximately one-third ( $1/3$ ) of required capital costs of constructing the

regional detention structures and water quality basins, including the cost of obtaining necessary land rights. The remaining approximately two-thirds (2/3) of such capital costs shall be paid by the NRD from the proceeds of its general property tax levying authority and from contributions from developers and other cooperators that the NRD may be able to obtain.

- 9. Title to Property.** Title to any tangible property (e.g., monitoring equipment) obtained using funds contributed by members of the Partnership pursuant to this Agreement shall be held in the name of the Administering Agent in trust for the members of the Partnership in proportion to their total contributions to the Partnership Fund and Watershed Fee Fund.
- 10. Counterparts.** This Agreement may be executed in two or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument. Counterpart copies of this Agreement, as executed, shall be maintained as part of the records of the Administering Agent.
- 11. Effective Date:** This Agreement shall become effective on July 1, 2019.
- 12. Duration of Agreement:** This Agreement shall be in effect for a period of five (5) years from and after its effective date.
- 13. Termination.** Involvement of any member of the Partnership with the Partnership, and responsibilities under this Agreement, may be terminated by such member without cause effective upon 60 days written notice to the other members of the Partnership. Termination of a member's involvement with the Partnership pursuant to this Agreement shall not operate to

terminate this Agreement nor shall it affect any rights obtained under this Agreement, prior to such notice of termination being given, for costs incurred or moneys advanced, or for actions taken or responsibilities assumed, by another member of the Partnership during the term of and pursuant to this Agreement.

- 14. Additional Planning and Implementation.** The members of the Partnership may amend or supplement this Agreement from time to time as may be deemed necessary to provide long-term funding and authorization for additional planning and implementation of beneficial programs and projects to meet the mission and goals of this Agreement.

**IN WITNESS WHEREOF**, this Agreement is entered into by the members of the Partnership pursuant to resolutions duly adopted by their respective governing boards.

**[Signature page(s) next]**

INTERLOCAL COOPERATION ACT AGREEMENT  
FOR CONTINUATION OF THE  
PAPILLION CREEK WATERSHED PARTNERSHIP

SIGNATURE PAGE

Executed by the City of Bellevue, Nebraska on this \_\_\_\_ day of

\_\_\_\_\_, 2019.

THE CITY OF BELLEVUE, NEBRASKA

BY \_\_\_\_\_  
MAYOR

Attest:

\_\_\_\_\_  
CITY CLERK

INTERLOCAL COOPERATION ACT AGREEMENT  
FOR CONTINUATION OF THE  
PAPILLION CREEK WATERSHED PARTNERSHIP

SIGNATURE PAGE

Executed by the Village of Boys Town, Nebraska on this \_\_\_\_ day of  
\_\_\_\_\_, 2019.

THE VILLAGE OF BOYS TOWN, NEBRASKA

BY \_\_\_\_\_  
CHAIRMAN, VILLAGE BOARD

Attest:

\_\_\_\_\_  
VILLAGE CLERK

INTERLOCAL COOPERATION ACT AGREEMENT  
FOR CONTINUATION OF THE  
PAPILLION CREEK WATERSHED PARTNERSHIP

SIGNATURE PAGE

Executed by the City of Gretna, Nebraska on this \_\_\_\_ day of

\_\_\_\_\_, 2019.

THE CITY OF GRETNA, NEBRASKA

BY \_\_\_\_\_  
MAYOR

Attest:

\_\_\_\_\_  
CITY CLERK



INTERLOCAL COOPERATION ACT AGREEMENT  
FOR CONTINUATION OF THE  
PAPILLION CREEK WATERSHED PARTNERSHIP

SIGNATURE PAGE

Executed by the City of LaVista, Nebraska on this \_\_\_\_ day of  
\_\_\_\_\_, 2019.

THE CITY OF LAVISTA, NEBRASKA

BY \_\_\_\_\_  
MAYOR

Attest:

\_\_\_\_\_  
CITY CLERK

INTERLOCAL COOPERATION ACT AGREEMENT  
FOR CONTINUATION OF THE  
PAPILLION CREEK WATERSHED PARTNERSHIP

SIGNATURE PAGE

Executed by the City of Omaha, Nebraska on this \_\_\_\_\_ day of  
\_\_\_\_\_, 2019.

THE CITY OF OMAHA, NEBRASKA

BY \_\_\_\_\_  
MAYOR

Attest:

\_\_\_\_\_  
CITY CLERK

INTERLOCAL COOPERATION ACT AGREEMENT  
FOR CONTINUATION OF THE  
PAPILLION CREEK WATERSHED PARTNERSHIP

SIGNATURE PAGE

Executed by the City of Papillion, Nebraska on this \_\_\_\_ day of  
\_\_\_\_\_, 2019.

THE CITY OF PAPILLION, NEBRASKA

BY \_\_\_\_\_  
MAYOR

Attest:

\_\_\_\_\_  
CITY CLERK

INTERLOCAL COOPERATION ACT AGREEMENT  
FOR CONTINUATION OF THE  
PAPILLION CREEK WATERSHED PARTNERSHIP

SIGNATURE PAGE

Executed by the City of Ralston, Nebraska on this \_\_\_\_ day of  
\_\_\_\_\_, 2019.

THE CITY OF RALSTON, NEBRASKA

BY \_\_\_\_\_  
MAYOR

Attest:

\_\_\_\_\_  
CITY CLERK

INTERLOCAL COOPERATION ACT AGREEMENT  
FOR CONTINUATION OF THE  
PAPILLION CREEK WATERSHED PARTNERSHIP

SIGNATURE PAGE

Executed by the County of Sarpy, Nebraska on this \_\_\_\_ day of  
\_\_\_\_\_, 2019.

THE COUNTY OF SARPY, NEBRASKA

BY \_\_\_\_\_  
CHAIRPERSON, COUNTY BOARD

Attest:

\_\_\_\_\_  
COUNTY CLERK

INTERLOCAL COOPERATION ACT AGREEMENT  
FOR CONTINUATION OF THE  
PAPILLION CREEK WATERSHED PARTNERSHIP

SIGNATURE PAGE

Executed by the Papio-Missouri River Natural Resources District on this  
\_\_\_\_\_ day of \_\_\_\_\_, 2019.

PAPIO-MISSOURI RIVER NATURAL  
RESOURCES DISTRICT

BY \_\_\_\_\_  
GENERAL MANAGER



## Exhibit A

### Small Municipal Separate Storm Sewer Systems in Douglas and Sarpy Counties – Stormwater Management Plan

Measurable goals listed in the Stormwater Management Plan are target goals on which progress will be reported on in the annual report.

| A. Public Education and Outreach |   |  |
|----------------------------------|---|--|
| BMP#                             | SWMP Element Description  | Target Goals & Implementation Schedule   |
| 1, 3, & 4.                       | Develop a plan for outreach that defines the goals, objectives, target audience and distribution process of materials for the public education and outreach program | <b>Year 1 - Develop</b> a 5 year education and outreach plan. Submit the plan to NDEQ with the Annual Report.<br><b>Years 2-5 –</b> Review and update the plan each permit year and include the revised plan in the Annual Report. |
| 2.                               | Maintain and update appropriate messages for targeted residential, construction, and commercial issues.   | <b>Year 1 –</b> Inventory current outreach materials in each of these targeted areas and develop new materials as needed.<br><b>Years 2-5 –</b> Provide copies of new outreach materials in the annual report.                     |

| B. Public Participation and Involvement |  |  |
|---|--|--|
| BMP#                                    | SWMP Element Description   | Target Goals & Implementation Schedule   |
| 1.                                      | Provide opportunities for citizens to comment on new rules, ordinances, and regulations regarding the MS4. | <b>On-Going All Years -</b> Post on the _____ Website proposed changes to rules, ordinances, and regulations. Provide information in the annual report on approved changes and input received from the public. |
| 2.                                      | Create opportunities for citizens to participate in the implementation of stormwater controls.             | <b>On-Going All Years -</b> Post on the Papillion Creek Watershed Partnership Website opportunities for public involvement in stormwater control related activities.   |
| 3.                                      | Provide access to information about the (City's/County's) SWMP.  | <b>On-Going All Years –</b> Maintain current (City/County) SWMP and MS4 annual reports on the Papillion Creek Watershed Partnership Website.   |

Exhibit A

| C. – Illicit Discharge Detection and Elimination |   |  |
|--|---|--|
| BMP#   | SWMP Element Description  | Target Goals & Implementation Schedule   |
| 1.   | a   | Maintain a compliance plan or mechanism to follow up on illicit discharges.  |
| 1.   | b   | Maintain a map showing all known MS4 outfalls and the location of all state-designated waters receiving direct discharges from MS4 outfalls.   |
| 1.   | c   | Conduct field screening activities per the permit requirements specifically geared to local TMDL pollutants of concern such as E. Coli. Other parameters will be determined based on the results of a PCE, but could include nutrients, ammonia, BOD, and TPH.   |
| 1.   | d   | Implement procedures to investigate and trace sources of identified illicit discharges to the MS4.   |
| 1.   | e   | Implement procedures to remove illicit discharges to the MS4. Document all interactions with potentially responsible parties.  |
| 1.   | f   | Identify and address allowable non-stormwater discharges determined to be significant contributors to pollutants. Identify any additional non-stormwater discharges that will not be addressed as illicit discharges.  |
| 2 & 3.   | Coordinate with adjacent permitted MS4s to report illicit discharges to the appropriate authority having jurisdiction and respond to reports from other MS4s.   | <b>Year 1</b> – Develop procedures for coordination with adjacent permitted MS4's.<br><b>On-Going All Years</b> – Include in the annual report any known illicit discharge reports to and from adjacent MS4s.  |
| 4.   | Maintain written procedures for the IDDE component of the MS4 permit.   | <b>On-Going All Years</b> – Make available upon request the standard operating procedures developed under this program component.  |
| 5.   | Receive reports and complaints, internally and from the public, of illicit discharges and illegal dumping into the MS4. Respond to and investigate complaints about spills, dumping, or disposal of materials other than stormwater to the MS4. | <b>On-Going All Years</b> – Coordinate with others in the (City/County) to resolve complaints. Develop a system to generate reports and track the number of calls per year in regard to spills, dumping or improper disposal of material to the MS4. Include a count of complaints received and investigations completed in the annual report. |
| 6.   | Develop, implement and maintain a training program for municipal field staff with respect to IDDE.  | <b>Year 1</b> – Develop a strategy which identifies field staff and appropriate levels of training.<br><b>Years 2 - 5</b> – Provide a count of employees which have received training in the annual report.  |

Exhibit A

| <b>D. Construction Site Runoff Control</b> |   |   |
|--|---|---|
| <b>BMP#</b>                                | <b>SWMP Element Description</b>   | <b>Target Goals &amp; Implementation Schedule</b>   |
| 1.   | Maintain the established program requiring operators of public or private construction activities to comply with local erosion and sediment control requirements.   | <b>On-Going All Years</b> -Include any updates to (City/County) Code or Permit requirements in the annual report.   |
| 2.   | Maintain a compliance plan or mechanism to follow up on construction site non-compliance.   | <b>On-Going All Years</b> – Maintain the compliance procedures per the permit requirements.   |
| 3.   | Review grading permit applications and maintain a continually updated inventory of all private and public construction sites.   | <b>On-Going All Years</b> – Include in the annual report the number and type of grading permits reviewed.   |
| 4.   | Maintain the electronic records for inspection of construction sites and enforcement of erosion and sediment control measures.  | <b>Year 1</b> – Develop a strategy for site inspections by municipal staff, and include in the annual report.<br><b>On-Going All Years</b> –Inspect construction sites on a regular basis and on a complaint basis. Track the number of sites inspected annually in a database. Initiate enforcement proceedings as appropriate to address violations. Include a summary of inspections completed and enforcement actions taken in the annual report. |
| 5.   | Provide training for municipal staff with respect to their assigned duties as it relates to sediment and erosion control from construction activity. One formal training course for inspection staff during their employment with the City and internal training on an as needed basis to maintain consistent reporting among all inspectors. | <b>On-Going All Years</b> -Include in the annual report the number of staff and their sediment and erosion control training completed.  |
| 6.   | Communicate with the regulated community and other groups affected by the Construction Site Runoff program and provide a mechanism to receive complaints from the public.   | <b>On-Going All Years</b> – Conduct workshops for developers, builders, site designers, contractors, and/or (City/County) staff as determined necessary. Track reports from the public regarding construction sites. Include the number of reports received in the annual report and the permittees response.   |

Exhibit A

| E. Post Construction Runoff Control |  |   |
|-------------------------------------|--|---|
| BMP #                               | SWMP Element Description   | Measurable Commitments & Implementation Schedule  |
| 1.                                  | Continue to implement the Post Construction Program as stipulated in the OMC. Periodically update guidance material and develop divergent standards for difficult sites such as linear projects. Update as needed the Omaha Regional Stormwater Design Manual (ORSDM). | <b>Year 1</b> - Develop divergent standards for guidance document and update guidance as needed. Submit standards with the annual report.<br><b>On-going All Years</b> - Revise as necessary. Include a summary of revisions in the annual report.  |
| 2.                                  | Review and update, if needed, the standards outlined in the OMC and ORSDM for consistency with required performance standards as they relate to post-construction stormwater management plans.   | <b>On-going All Years - Report</b> on any updates to the OMC or ORSDM.  |
| 3.                                  | Maintain an online submittal and review process for site plans, easement and maintenance agreements, as built drawings, deed recordings and drainage studies.  | <b>On-going All Years</b> - Report number of PCSMP projects and the status of their progress in the annual report.  |
| 4.                                  | Develop SOPs for responding to complaints regarding Post Construction BMPs and a strategy for verifying BMPs are being installed & maintained in perpetuity.   | <b>Year 1</b> - Submit SOPs with the annual report.<br><b>On-going All Years - Report</b> on any complaints and/or BMPs which have been certified as complete.  |
| 5.                                  | Maintain a database that stores information on approved PCSMPs.  | <b>On-going All Years</b> - Provide an inventory of certified stormwater control measures installed as part of the PCSMP requirements. Include a count of BMP types as well as any known changes to BMPs in the annual report.  |
| 6.                                  | Inspect sites that are certified by the engineer of record and all sites identified as deficient on a complaint basis. Develop a protocol to bring sites in to compliance.   | <b>Year 1</b> - Develop protocol for compliance assistance, and inspection strategy<br><b>On-going All Years</b> - Document and maintain inspection records of the certified PCSMP projects as identified in the strategy developed. Document any enforcement actions taken. Summarize activities in annual report. |

Exhibit A

| F. Pollution Prevention and Good Housekeeping |  |   |
|---|--|---|
| BMP#  | SWMP Element Description   | Target Goals & Implementation Schedule  |
| 1.  | Maintain an inventory and map of municipal facilities. Review annually and update if needed.   | <b>On-Going All Years</b> – Maintain an inventory and map of all municipal facilities.  |
| 2.  | Conduct assessments of municipal maintenance facilities and review their municipal runoff control plans as applicable. Revise plans as needed if facilities expand or reduce activities and implement recommendations based on annual inspections.   | <b>Year 1</b> – Develop a strategy to assess municipal facilities and prioritize them based upon a defined set of criteria, include strategy in the annual report.<br><b>Years 2 - 5</b> - Track the number of assessments for municipal facilities based upon the strategy developed in year 1. Include the number of assessments completed, a description of the assessment procedure and any changes in facilities ranking in the annual report. |
| 3.  | Continue to implement Good Housekeeping Program for municipal facilities that addresses “high-priority” facilities (hot spot score of 20-30 out of 30) and site specific SOPs.   | <b>On-Going All Years</b> – Annually report new, removed, or significantly updated municipal facilities   |
| 4.  | Implement practices for maintaining the storm sewer system that includes catch basin maintenance, open channels and other drainage structures, street sweeping, and structural stormwater controls. All maintenance procedures are to be performed such that waste water and waste materials do not enter the MS4. | <b>Year 1:</b> Provide a description of the maintenance programs in the annual report.<br><b>On-Going All Years:</b> Annually report on Sewer Maintenance activities related to maintaining the storm sewer system and changes to any of the maintenance practices.   |
| 5.  | Provide training for municipal employees in pollution prevention and good housekeeping.  | <b>Year 1</b> - Develop a strategy for municipal employee training in pollution prevention and good housekeeping, include strategy in annual report.<br><b>On-Going All Years</b> – Conduct training events for municipal staff include number of employees trained, based on strategy developed in year 1, in annual report.   |
| 6.  | Provide educational material to contractors hired to perform maintenance activities on the MS4.  | <b>Year 1</b> - Develop materials to provide to contractors and include in the annual report.<br><b>Years 2 - 5</b> - Include in the annual report any new materials or updates to existing materials.  |

## **Exhibit B**

# **PAPILLION CREEK WATERSHED STORMWATER MANAGEMENT POLICIES**

### **POLICY GROUP #1: WATER QUALITY IMPROVEMENT**

**ISSUE:** Waters of the Papillion Creek Watershed are impaired.

**“ROOT” POLICY:** Improve water quality from all contributing sources, including but not limited to, agricultural activities, urban stormwater, and combined sewer overflows, such that waters of the Papillion Creek Watershed and other local watersheds can meet applicable water quality standards and community-based goals, where feasible.

#### **SUB-POLICIES:**

- 1) Water Quality LID shall be required on all new developments and significant redevelopments.
- 2) Protect surface and groundwater resources from soil erosion (sheet and rill, wind erosion, gully and stream bank erosion), sedimentation, nutrient and chemical contamination. Buffer strips and riparian corridors should be established along all stream segments.
- 3) Preserve and protect wetland areas to the fullest extent possible to maintain natural hydrology and improve water quality by minimizing the downstream transport of sediment, nutrients, bacteria, etc. borne by surface water runoff. Reestablishment of previously existing wetlands and the creation of new wetlands should be promoted. Any impacted wetlands shall be mitigated at a 3:1 ratio.
- 4) Implement MS4 Stormwater Management Plan to address TMDL.
- 5) Implement Best Management Practices (BMPs), as identified in the Papio-Missouri River Basin Water Quality Management Plan (WQMP), to reduce both urban and rural pollution sources, maintain or restore designated beneficial uses of streams and surface water impoundments, minimize soil loss, and provide sustainable production levels. Water quality basins shall be located in general conformance with an adopted Papillion Creek Watershed Management Plan.

#### **REFERENCE INFORMATION**

#### **DEFINITIONS:**

- 1) Low-Impact Development (LID). A land development and management approach whereby stormwater runoff is managed using design techniques that promote infiltration, filtration, storage, evaporation, and temporary detention close to its source. Management of such stormwater runoff sources may include open space, rooftops, streetscapes, parking lots, sidewalks, medians, etc.
- 2) Water Quality LID. A level of LID using strategies designed to provide for water quality control of the first ½ inch of stormwater runoff generated from each new development or significant redevelopment and to maintain the peak discharge rates during the 2-year storm event to baseline land use conditions, measured at every drainage (stormwater discharge) outlet from the new development or significant redevelopment.
- 3) Best Management Practice (BMP). “A technique, measure or structural control that is used for a given set of conditions to manage the quantity and improve the quality of

## Exhibit B

### PAPILLION CREEK WATERSHED STORMWATER MANAGEMENT POLICIES

stormwater runoff in the most cost-effective manner.” [Source: U.S. Environmental Protection Agency (EPA)]

- 4) Total Maximum Daily Load (TMDL). A calculation of the maximum amount of a pollutant that a waterbody can receive and still meet water quality standards, and an allocation of that amount to the pollutant's sources. TMDLs have been approved by EPA for Zorinsky Lake and Papillion Creek Watershed. A September 2002 TMDL addresses Zorinsky Lake for parameters of concern: siltation, nutrients and organic enrichment/low dissolved oxygen. TMDL for Papillion Creek Watershed was approved in October 2009 for *E. coli* bacteria for the segments identified in Table 1.

Table 1. Papillion Creek Watershed Segments of Impaired Waterbodies.

| Segment     | Stream Segment Location  |
|-------------|--|
| MT1-10100   | Papillion Creek – Big Papillion Creek confluence with West Papillion Creek to Missouri River |
| MT1-10110   | Big Papillion Creek - Little Papillion Creek to confluence with West Papillion Creek         |
| MT1-10111   | Little Papillion Creek - Thomas Creek to confluence with Big Papillion Creek                 |
| MT1-10111.1 | Cole Creek   |
| MT1-10120   | Big Papillion Creek - Butter Flat Creek to confluence with Little Papillion Creek            |
| MT1-10200   | West Papillion Creek - South Papillion Creek to Confluence with Big Papillion Creek          |

Water quality standards are set by States, Territories, and Tribes. They identify the uses for each waterbody, for example, drinking water supply, contact recreation (swimming), and aquatic life support (fishing), and the scientific criteria to support that use. A TMDL is the sum of the allowable loads of a single pollutant from all contributing point and non-point sources. The calculation must include a margin of safety to ensure that the waterbody can be used for the purposes the State has designated. The calculation must also account for seasonal variation in water quality. The Clean Water Act, Section 303, establishes the water quality standards and TMDL programs, and for Nebraska such standards and programs are administered by the Nebraska Department of Environmental Quality. [Source: EPA and Nebraska Surface Water Quality Standards, Title 117].

- 5) Municipal Separate Storm Sewer System (MS4). An MS4 is a conveyance or system of conveyances that is:
- owned by a state, city, town, village, or other public entity that discharges to waters of the U.S.,
  - designed or used to collect or convey stormwater (e.g., storm drains, pipes, ditches),
  - not a combined sewer, and
  - not part of a sewage treatment plant, or publicly owned treatment works (POTW).
- [Source: EPA].

The communities located with the urbanized area of Douglas and Sarpy counties, as defined by EPA, are defined as an MS4s.



## **Exhibit B**

### **PAPILLION CREEK WATERSHED**

### **STORMWATER MANAGEMENT POLICIES**

- 6) Stormwater Management Plan (SWMP). EPA's National Pollutant Discharge System (NPDES) requires small, medium, and large communities to obtain NPDES permits and develop stormwater management programs. The communities located within the Papillion Creek Watershed have developed a Stormwater Management Plan (SWMP) that describes stormwater control practices that will be implemented consistent with permit requirements to minimize the discharge of pollutants from the sewer system. MS4s are required to develop, implement, and enforce a stormwater management program. The SWMP focus is to describe how the MS4 will reduce the discharge of pollutants from its sewer system and addresses these program areas:
- Construction Site Runoff Control
  - Illicit Discharge Detection and Elimination
  - Pollution Prevention/Good Housekeeping
  - Post-Construction Runoff Control
  - Public Education and Outreach
  - Public Involvement/Participation
- 7) Water Quality Management Plan (WQMP). Plan based on EPA's nine key elements (9 Elements) requirements to achieve improvements in water quality. A WQMP for the Papio-Missouri River Basin, which includes the Papillion Creek Watershed, was approved in June 2018 by EPA which lays out a strategy to systematically address water resource deficiencies in the basin and allows for management of individual watersheds or other targeted areas. The focus of the Plan is to address impaired waterbodies and satisfy the EPA requirements to be eligible for Section 319 funding. Implementation will be guided on a watershed scale by a comprehensive strategy to address water and land use deficiencies that contribute to the degradation of surface water resources, groundwater resources, and aquatic and terrestrial habitat. The ultimate goals it so delist impaired waterbodies from the 303(d) list. *[Source: 2018 Papio-Missouri River Basin Water Quality Management Plan]*.

## **Exhibit B PAPILLION CREEK WATERSHED STORMWATER MANAGEMENT POLICIES**

### **POLICY GROUP #2: PEAK FLOW REDUCTION**

#### **ISSUE**

Urbanization within the Papillion Creek Watershed has and will continue to increase runoff leading to more flooding problems and diminished water quality.

#### **ROOT POLICY**

Maintain or reduce stormwater peak discharge during development and after full build-out land use conditions from that which existed under baseline land use conditions.

#### **SUB-POLICY**

- 1) Regional stormwater detention facilities and other structural and non-structural BMPs shall be located in general conformance with an adopted Papillion Creek Watershed Management Plan and shall be coordinated with other related master planning efforts for parks, streets, water, sewer, etc.
- 2) Maximum LID shall be required to reduce peak discharge rates on all new developments and significant redevelopments as identified in the Papillion Creek Watershed Management Plan.
- 3) All significant redevelopment shall maintain peak discharge rates during the 2, 10, and 100-year storm event under baseline land use conditions.

#### **REFERENCE INFORMATION**

#### **DEFINITIONS**

- 1) Low-Impact Development (LID). A land development and management approach whereby stormwater runoff is managed using design techniques that promote infiltration, filtration, storage, evaporation, and temporary detention close to its source. Management of such stormwater runoff sources may include open space, rooftops, streetscapes, parking lots, sidewalks, medians, etc.
- 2) Water Quality LID. A level of LID using strategies designed to provide for water quality control of the first ½ inch of stormwater runoff generated from each new development or significant redevelopment and to maintain the peak discharge rates during the 2-year storm event to baseline land use condition, measured at every drainage (stormwater discharge) outlet from the new development or significant redevelopment.
- 3) Maximum LID. A level of LID using strategies, including water quality LID and on-site detention, designed not to exceed peak discharge rates of more than 0.2 cfs/acre during the 2-year storm event or 0.5 cfs/acre during the 100-year storm event based on the contributing drainage from each site, measured at every drainage (stormwater discharge) outlet from the new development or significant redevelopment.
- 4) Peak Discharge or Peak Flow. The maximum instantaneous surface water discharge rate resulting from a design storm frequency event for a particular hydrologic and hydraulic analysis, as defined in the Omaha Regional Stormwater Design Manual. The measurement of the peak discharge shall be at the lower-most drainage outlet(s) from a new development or significant redevelopment.

**Exhibit B**  
**PAPILLION CREEK WATERSHED**  
**STORMWATER MANAGEMENT POLICIES**

- 5) Regional Stormwater Detention Facilities. Those facilities generally serving a drainage catchment area of 500 acres or more in size.
- 6) Baseline Land Use Conditions. That which existed for Year 2001 for Big and Little Papillion Creeks and its tributaries (excluding West Papillion Creek) and for Year 2004 for West Papillion Creek and its tributaries.
- 7) Full Build-Out Land Use Conditions. Fully platted developable land use conditions for the combined portions of the Papillion Creek Watershed that lie in Douglas and Sarpy Counties that are assumed to occur by the Year 2050, plus the projected 2050 land uses within the Watershed in Washington County; or as may be redefined through periodic updates to the respective County comprehensive plans.

## **Exhibit B**

# **PAPILLION CREEK WATERSHED STORMWATER MANAGEMENT POLICIES**

### **POLICY GROUP #3: LANDSCAPE PRESERVATION, RESTORATION, AND CONSERVATION**

**ISSUE:** Natural areas are diminishing, and there is a need to be proactive and integrate efforts directed toward providing additional landscape and green space areas with enhanced stormwater management through restoration and conservation of stream corridors, wetlands, and other natural vegetation.

**“ROOT” POLICY:** Utilize landscape preservation, restoration, and conservation techniques to meet the multi-purpose objectives of enhanced aesthetics, quality of life, recreational and educational opportunities, pollutant reduction, and overall stormwater management.

#### **SUB-POLICIES:**

- 1) Incorporate stormwater management strategies as a part of landscape preservation, restoration, and conservation efforts where technically feasible.
- 2) Define natural resources for the purpose of preservation, restoration, mitigation, and/or enhancement.
- 3) For new development or significant redevelopment, provide a creek setback of 3:1 plus 50 feet along all streams as identified in the Papillion Creek Watershed Management Plan and a creek setback of 3:1 plus 20 feet for all other watercourses.
- 4) All landscape preservation features as required in this policy or other policies, including all stormwater and LID strategies, creek setbacks, existing or mitigated wetlands, etc., identified in new or significant redevelopment shall be placed into an out lot or within public right of way or otherwise approved easement.
- 5) These policies are intended to provide a minimum requirement for new development or significant redevelopment. Site conditions may warrant additional setback distance or other stream stabilization measures.
- 6) The Papillion Creek Watershed Partnership is working in conjunction with USACE to study stream stability in the watershed. Additional policy updates may be considered at the conclusion of that study.

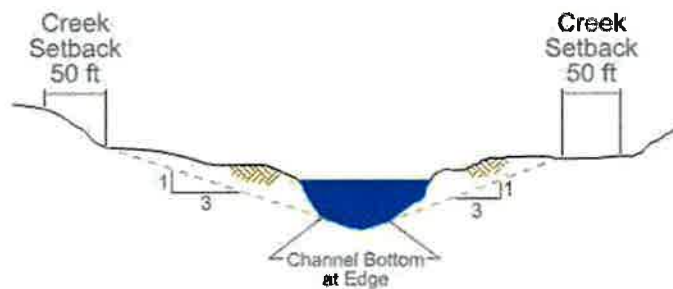
#### **REFERENCE INFORMATION**

#### **DEFINITIONS**

- 1) Creek Setback. See Figure 1 below and related definitions in Policy Group #5. A setback area equal to three (3) times the channel depth plus fifty (50) feet (3:1 plus 50 feet) from the edge of the channel bottom on both sides of the channel shall be required for any above or below ground structure exclusive of bank stabilization structures, poles or sign structures adjacent to any watercourse defined within the watershed drainage plan. Grading, stockpiling, and other construction activities are not allowed within the setback area and the setback area must be protected with adequate erosion controls or other Best Management Practices, (BMPs). The outer 30 feet adjacent to the creek setback limits may be credited toward meeting the landscaping buffer and pervious coverage requirements.

## Exhibit B PAPILLION CREEK WATERSHED STORMWATER MANAGEMENT POLICIES

A property can be exempt from the creek setback requirement upon a showing by a licensed professional engineer that adequate bank stabilization structures or slope protection will be installed in the construction of said structure, having an estimated useful life equal to that of the structure, which will provide adequate erosion control conditions coupled with adequate lateral support so that no portion of said structure adjacent to the stream will be endangered by erosion or lack of lateral support. In the event that the structure is adjacent to any stream which has been channelized or otherwise improved by any agency of government, then such certificate providing an exception to the creek setback requirement may take the form of a certification as to the adequacy and protection of the improvements installed by such governmental agency. If such exemption is granted, applicable rights-of-way must be provided and a minimum 20-foot corridor adjacent thereto.



**Figure 1 –Creek Setback Schematic**

## **Exhibit B PAPILLION CREEK WATERSHED STORMWATER MANAGEMENT POLICIES**

### **POLICY GROUP #4: EROSION AND SEDIMENT CONTROL AND OTHER BMPs**

**ISSUE:** Sound erosion and sediment control design and enforcement practices are needed in order to protect valuable land resources, stream and other drainage corridors, and surface water impoundments and for the parallel purpose of meeting applicable Nebraska Department of Environmental Quality regulatory requirements for construction activities that disturb greater than one acre.

**“ROOT” POLICY:** Promote uniform erosion and sediment control measures by implementing consistent rules for regulatory compliance pursuant to State and Federal requirements, including the adoption of the Omaha Regional Stormwater Design Manual.

#### **SUB-POLICIES:**

- 1) Construction site stormwater management controls shall include both erosion and sediment control measures.
- 2) The design and implementation of post-construction, permanent erosion and sediment controls shall be considered in conjunction with meeting the intent of other Stormwater Management Policies.
- 3) Sediment storage shall be incorporated with all regional detention facilities where technically feasible.

#### **REFERENCE INFORMATION**

#### **DEFINITIONS**

- 1) Erosion Control. Land and stormwater management practices that minimize soil loss caused by surface water movement.
- 2) Sediment Control. Land and stormwater management practices that minimize the transport and deposition of sediment onto adjacent properties and into receiving streams and surface water impoundments.

## **Exhibit B**

### **PAPILLION CREEK WATERSHED STORMWATER MANAGEMENT POLICIES**

#### **POLICY GROUP #5: FLOODPLAIN MANAGEMENT**

**ISSUE:** Continued and anticipated development within the Papillion Creek Watershed mandates that holistic floodplain management be implemented and maintained in order to protect its citizens, property, and natural resources.

**“ROOT” POLICY:** Participate in the FEMA National Flood Insurance Program, update FEMA floodplain mapping throughout the Papillion Creek Watershed, and enforce floodplain regulations to full build-out, base flood elevations.

#### **SUB-POLICIES:**

- 1) Floodplain management coordination among all jurisdictions within the Papillion Creek Watershed and the Papio-Missouri River Natural Resources District (P-MRNRD) is required.
- 2) Flood Insurance Studies and Flood Insurance Rate Maps throughout the Papillion Creek Watershed shall be updated as new data and methodologies become available. Any further updates will use current and full-build out conditions hydrology.
- 3) Encroachments for new developments or significant redevelopments within floodway fringes shall not cause any increase greater than one (1.00) foot in the height of the full build-out base flood elevation using best available data.
- 4) Filling of the floodway fringe associated with new development within the Papillion Creek System shall be limited to 25% of the floodway fringe in the floodplain development application project area, unless approved mitigation measures are implemented. The remaining 75% of floodway fringe within the project area shall be designated as a floodway overlay zone. For redevelopment, these provisions may be modified or waived in whole or in part by the local jurisdiction.
- 5) The low chord elevation for bridges crossing all watercourses within FEMA designated floodplains shall be a minimum of one (1) foot above the base flood elevation for full-build out conditions hydrology using best available data.
- 6) The lowest first floor elevation of buildings associated with new development or significant redevelopment that are upstream of and contiguous to regional dams within the Papillion Creek Watershed shall be a minimum of one (1) foot above the 500-year flood pool elevation (i.e. auxiliary spillway crest + 1 foot).

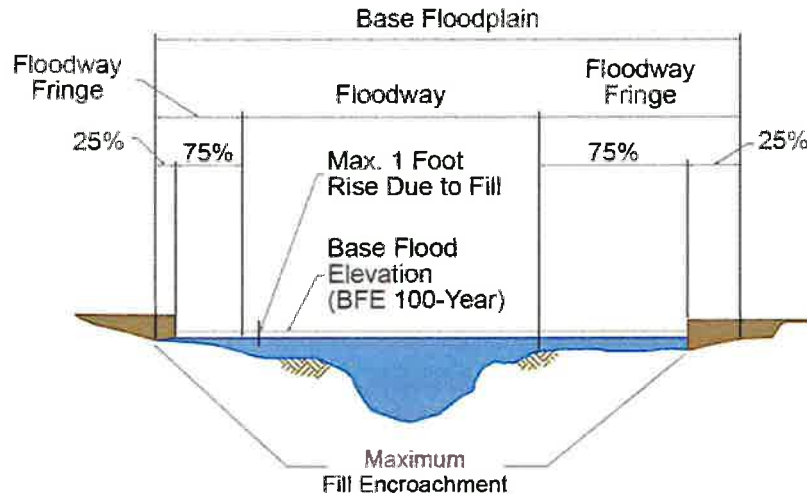
#### **REFERENCE INFORMATION**

**DEFINITIONS** (See Figure 1 below and related definitions in Policy Group #3: Landscape Preservation, Restoration, and Conservation).

- 1) **Base Flood**. The flood having a one percent chance of being equaled or exceeded in magnitude in any given year (commonly called a 100-year flood). *[Adapted from Chapter 31 of Nebraska Statutes]*
- 2) **Floodway**. The channel of a watercourse and the adjacent land areas that are necessary to be reserved in order to discharge the base flood without cumulatively



## Exhibit B PAPILLION CREEK WATERSHED STORMWATER MANAGEMENT POLICIES



**Figure 1 – Floodway Fringe Encroachment Schematic**

increasing the water surface elevation more than one foot. *[Adapted from Chapter 31 of Nebraska Statutes]*. The Federal Emergency Management Agency (FEMA) provides further clarification that a floodway is the central portion of a riverine floodplain needed to carry the deeper, faster moving water.

- 3) Floodway Fringe. That portion of the floodplain of the base flood, which is outside of the floodway. *[Adapted from Chapter 31 of Nebraska Statutes]*
- 4) Floodplain. The area adjoining a watercourse, which has been or may be covered by flood waters. *[Adapted from Chapter 31 of Nebraska Statutes]*
- 5) Watercourse. Any depression two feet or more below the surrounding land which serves to give direction to a current of water at least nine months of the year and which has a bed and well-defined banks. *[Adapted from Chapter 31 of Nebraska Statutes]*
- 6) Low Chord Elevation. The bottom-most face elevation of horizontal support girders or similar superstructure that supports a bridge deck.
- 7) Flood Insurance Studies and Flood Insurance Rate Maps. FEMA and the P-MRNRD as a Cooperating Technical Partner update Flood Insurance Studies and Flood Insurance Rate Maps as new data, methodologies, or funding is available. FEMA and P-MRNRD work together to determine if updates are necessary. As part of any new study, FEMA will produce both the Flood Insurance Study and Flood Insurance Rate Maps, as well as Flood Risk Products. These products include a Flood Risk Map, a Flood Risk Report, and a Flood Risk Database, Changes Since Last FIRM, Areas of Mitigation Interest, Flood Depth and Analysis Grids, and Flood Risk Assessment Data. In addition to these standard datasets, the Flood Risk Database may contain custom datasets based on available information.<sup>8)</sup> New Development. New development shall be defined as that which is undertaken to any undeveloped parcel that existed at the time of implementation of this policy.

## **Exhibit B**

# **PAPILLION CREEK WATERSHED STORMWATER MANAGEMENT POLICIES**

### **POLICY GROUP #6: STORMWATER MANAGEMENT FINANCING**

**ISSUE:** Regulatory requirements for stormwater management and implementation of Stormwater Management Policies intended to accommodate new development and significant redevelopment will impose large financial demands for capital and operation and maintenance beyond existing funding resources.

**“ROOT” POLICY:** Dedicated, sustainable funding mechanisms shall be developed and implemented to meet capital and operation and maintenance obligations needed to implement NPDES Stormwater Management Plans, Stormwater Management Policies, and the Papillion Creek Watershed Management Plan.

#### **SUB-POLICIES:**

- 1) All new development and significant redevelopment will be required to fund the planning, implementation, and operation and maintenance of water quality LID.
- 2) A Watershed Management Fee system shall be established to equitably distribute the capital cost of implementing the Papillion Creek Watershed Management Plan among new development or significant redevelopment. Such Watershed Management Fee shall only apply to new development or significant redevelopment within the Papillion Creek Watershed and the initial framework shall consist of the following provisions:
  - a. Collection of fees and public funding shall be earmarked specifically for the construction of projects called for in the Papillion Creek Watershed Management Plan, including Maximum LID costs such as on site detention, regional detention basins, and water quality basins.
  - b. Multiple fee classifications shall be established which fairly and equitably distribute the cost of these projects among all undeveloped areas within the Papillion Creek Watershed.
  - c. Watershed Management Fees (private) are intended to account for approximately one-third (1/3) of required capital funds and shall be paid to the applicable local zoning jurisdiction with building permit applications.
  - d. Watershed Management Fee revenues shall be transferred from the applicable local zoning jurisdiction to a special P-MRNRD construction account via inter-local agreements.
  - e. The P-MRNRD (public) costs are intended to account for approximately two-thirds (2/3) of required capital funds, including the cost of obtaining necessary land rights, except as further provided below; and the P-MRNRD shall be responsible for constructing regional detention structures and water quality basins using pooled accumulated funds.
  - f. The P-MRNRD will seek an extension of its general obligation bonding authority from the Nebraska Legislature to provide necessary construction scheduling flexibility.
  - g. Financing for Papillion Creek Watershed Management Plan projects may require public-private partnership agreements between the P-MRNRD and developers/S&IDs on a case-by-case basis.

## **Exhibit B**

### **PAPILLION CREEK WATERSHED STORMWATER MANAGEMENT POLICIES**

- h. On approximately five (5)-year intervals, the Papillion Creek Watershed Management Plan and Watershed Management Fee framework, rates, and construction priority schedule shall be reviewed with respect to availability of needed funds and rate of development within the Papillion Creek Watershed by the parties involved (local zoning jurisdictions, P-MRNRD, and the development community). Subsequent changes thereto shall be formally approved by the respective local zoning jurisdictions and the P-MRNRD.
- 3) A Stormwater Utility Fee System shall be established to equitably distribute the costs for ongoing operation and maintenance of all stormwater BMPs and infrastructure among all existing property owners within MS4 jurisdictions.
  - a. MS4 cities and counties should actively seek legislation from the Nebraska Legislature to allow for the establishment of an equitable stormwater utility fee.
  - b. The initial framework for the Stormwater Utility Fee System should consist of the following provisions provided Nebraska statutes allow for such a fee:
    - i. A county or city shall establish by resolution user charges to be assessed against all real property within its zoning jurisdiction and may issue revenue bonds or refunding bonds payable from the proceeds of such charges, all upon terms as the county board or city council determines are reasonable.
    - ii. Such charges shall be designed to be proportionate to the stormwater runoff contributed from such real property and based on sound engineering principles.
    - iii. Such charges should provide credits or adjustments for stormwater quantity and quality BMPs utilized in order to encourage wise conservation and management of stormwater on each property.
    - iv. Such charges shall be collected in a manner that the county or city determines as appropriate and shall not be determined to be special benefit assessments.
    - v. A county or city shall establish a system for exemption from the charges for the property of the state and its governmental subdivisions to the extent that it is being used for a public purpose. The local elected body shall also provide an appeals process for aggrieved parties.
    - vi. A county shall not impose these charges against real property that is being charged user charges by a city.
    - vii. Any funds raised from a Stormwater Utility Fee shall be placed in a separate fund and shall not be used for any purpose other than those specified.

#### **REFERENCE INFORMATION**

#### **DEFINITIONS**

- 1) Stormwater Management Policies. Initial stormwater management policies were approved in 2009. The policies were developed by the Technical Workgroup and Policy

## **Exhibit B**

# **PAPILLION CREEK WATERSHED STORMWATER MANAGEMENT POLICIES**

Workgroup that were commissioned by the Papillion Creek Watershed Partnership (PCWP) subsequent to the “Green, Clean, and Safe” initiatives developed through the “Watershed by Design” public forums conducted in 2004 and 2005 and subsequently revised by the PCWP in 2009, 2014 and 2019. The following policy groups contain “root” policies and sub-policies for stormwater management that have been developed in addition to the Stormwater Management Financing Policy Group herein:

- Policy Group #1 – Water Quality Improvement
  - Policy Group #2 – Peak Flow Reduction
  - Policy Group #3 – Landscape Preservation, Restoration, and Conservation
  - Policy Group #4 – Erosion and Sediment Control and Other BMPs
  - Policy Group #5 – Floodplain Management
- 2) Stormwater Management Plan (SWMP). A SWMP is a required part of the NPDES MS4 Stormwater Permits issued to the Papillion Creek Watershed Partnership (PCWP) members. Development of Stormwater Management Policies is an integral part of the SWMP, and such policies are to be adopted by respective PCWP partners.
  - 3) Comprehensive Development Plans. Existing plans developed by local jurisdictions that serve as the basis for zoning and other land use regulations and ordinances. The Stormwater Management Policies are to be incorporated into the respective Comprehensive Development Plans.
  - 4) Policy Implementation. The implementation of the policies will be through the development of ordinances and regulations, in years 3 through 5 of the NPDES permit cycle; that is, by the year 2019. Ordinances and regulations are intended to be consistent for, and adopted by, the respective PCWP members. Such ordinances and regulations shall need to be consistent with the Comprehensive Development Plans of the respective PCWP members.
  - 5) Low-Impact Development (LID). A land development and management approach whereby stormwater runoff is managed using design techniques that promote infiltration, filtration, storage, evaporation, and temporary detention close to its source. Management of such stormwater runoff sources may include open space, rooftops, streetscapes, parking lots, sidewalks, medians, etc.
  - 6) Water Quality LID. A level of LID using strategies designed to provide for water quality control of the first ½ inch of stormwater runoff generated from each new development or significant redevelopment and to maintain the peak discharge rates during the 2-year storm event to baseline land use conditions, measured at every drainage (stormwater discharge) outlet from the new development or significant redevelopment.
  - 7) Maximum LID. A level of LID using strategies, including water quality LID and on-site detention, designed not to exceed peak discharge rates of more than 0.2 cfs/acre during the 2-year storm event or 0.5 cfs/acre during the 100-year storm event based on the contributing drainage from each site, measured at every drainage (stormwater discharge) outlet from the new development or significant redevelopment.
  - 8) Baseline Land Use Conditions. That which existed for Year 2001 for Big and Little Papillion Creeks and its tributaries (excluding West Papillion Creek) and for Year 2004

## **Exhibit B**

### **PAPILLION CREEK WATERSHED STORMWATER MANAGEMENT POLICIES**

for West Papillion Creek and its tributaries. That which existed in 2007 for all areas not within the Papillion Creek Watershed.

#### **BASIS FOR STORMWATER MANAGEMENT FINANCING ISSUE**

- 1) Time is of the essence for policy development and implementation:
  - a) Under the existing NPDES Municipal Stormwater Permits for MS4s, issued by the Nebraska Department of Environmental Quality, permittees must develop strategies, which include a combination of structural and/or non-structural best management practices for managing non-point source pollution. The current Stormwater Management Plan was developed by the PCWP in 2017 and fully implemented in 2018.
  - b) The S&ID platting process is typically several years ahead of full occupation of an S&ID. Therefore, careful pre-emptive planning and program implementation is necessary in order to construct regional stormwater detention and water quality basin improvements in a timely manner to meet the purposes intended and to avoid conflicts from land use encroachments from advancing development.
- 2) Financing to meet capital and O&M obligations for stormwater management projects requires a comprehensive, uniformly applied approach and not a project-by-project approach.

## Exhibit C

Stormwater Management Elements Shared by the Papillion Creek Watershed Partnership

| <b>A. Public Education and Outreach</b>                                 | <b>Lead Partnership Member(s)</b> |
|---|-----------------------------------|
| Develop Education and Outreach Plan                                     | City of Omaha, PMRNRD             |
| Maintain and Update Outreach Materials                                  | City of Omaha                     |
| <b>B. Public Participation and Involvement</b>                          | <b>Lead Partnership Member(s)</b> |
| Create Opportunities for Citizen Participation                          | City of Omaha, PMRNRD             |
| <b>C. Illicit Discharge Detection and Elimination</b>                   | <b>Lead Partnership Member(s)</b> |
| Track IDDE complaints   | City of Omaha                     |
| <b>D. Construction Site Runoff</b>                                      | <b>Lead Partnership Member(s)</b> |
| Perform Construction Site Inspections                                   | City of Omaha                     |
| Maintain Construction Site Reporting Website                            | City of Omaha                     |
| Conduct Workshops on Construction Site Runoff                           | City of Omaha                     |
| <b>E. Post Construction Runoff Control</b>                              | <b>Lead Partnership Member(s)</b> |
| Update Omaha Regional Stormwater Design Manual as standards are updated | City of Omaha                     |
| Maintain PCSMP Application Reporting, and Project Database Website      | City of Omaha                     |
| <b>F. Pollution Prevention and Good Housekeeping</b>                    | <b>Lead Partnership Member(s)</b> |
| Education and Training  | City of Omaha                     |

**EXHIBIT D**  
**FY 2020 Partner Contributions**

|                          |        |           |
|--------------------------|--------|-----------|
| Bellevue                 | 9.9%   | \$36,400  |
| Boys Town                | 0.2%   | \$750     |
| Gretna                   | 1.6%   | \$5,700   |
| LaVista                  | 2.9%   | \$10,750  |
| Omaha                    | 50.0%  | \$184,400 |
| Papillion                | 6.3%   | \$23,250  |
| Ralston                  | 0.6%   | \$2,250   |
| Sarpy County             | 4.2%   | \$15,500  |
| Papio-Missouri River NRD | 24.3%  | \$90,000  |
|                          | 100.0% | \$369,000 |

P-MRNRD Contribution Shall equal 24.3% of the total annual contributions

Percentage of Zoning Jurisdictions Contributions Calculated as:

$$Contribution\% = \left( 0.5 \frac{Population_{jurisdiction}}{Population_{Total}} + 0.5 \frac{Area_{jurisdiction}}{Area_{Total}} \right) \times 0.757$$

Definitions:

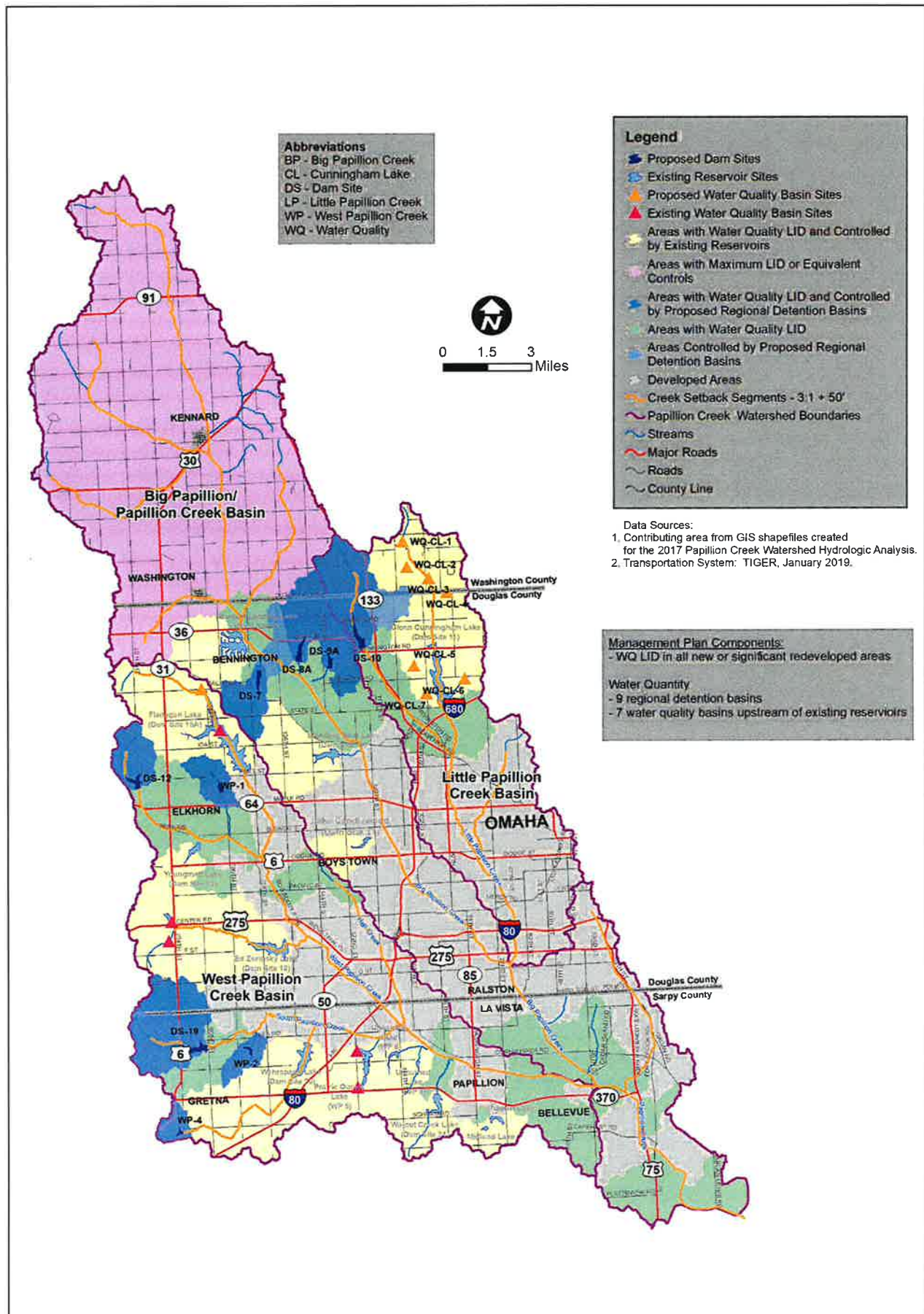
**Population -Jurisdiction** Population within the boundaries of each jurisdiction, including extra-territorial jurisdiction boundaries. Population for Sarpy County is calculated as those residing outside of the ETJ boundaries of communities within the county.

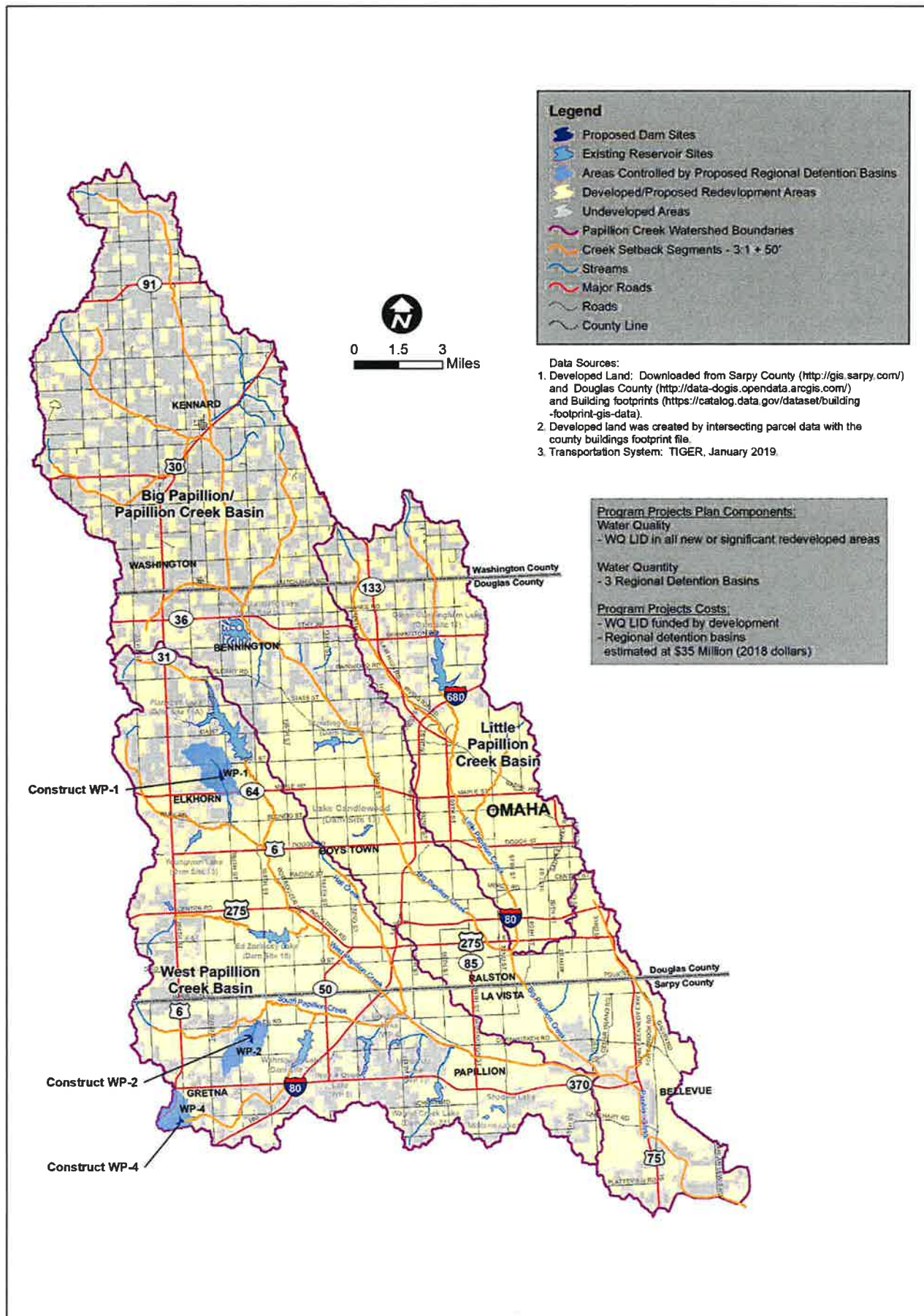
**Population - Total** Total population residing in Papillion Creek Watershed.

**Area - Jurisdiction** Area of each jurisdiction, including ETJ, within the Papillion Creek Watershed.

**Area - Total** Total land area of all Partner's jurisdiction within the Papillion Creek Watershed.









**Exhibit G**  
**Watershed Fee Schedule**

| Fee Category  | FY2020                         | FY2021                         | FY2022                         | FY2023                         | FY2024                         |
|---|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|
|   | July 1, 2019-<br>June 30, 2020 | July 1, 2020-<br>June 30, 2021 | July 1, 2021-<br>June 30, 2022 | July 1, 2022-<br>June 30, 2023 | July 1, 2023-<br>June 30, 2024 |
| Single Family Residential<br>(also includes low<br>density multi-family up<br>to 4-plexes) per dwelling<br>unit | \$931                          | \$954                          | \$978                          | \$1,002                        | \$1,027                        |
| High Density Multi-<br>Family Residential<br>(beyond 4-plexes) per<br>gross acre                                | \$4,095                        | \$4,197                        | \$4,302                        | \$4,410                        | \$4,520                        |
| Commercial/Industrial/<br>Institutional per gross<br>acre   | \$4,963                        | \$5,087                        | \$5,214                        | \$5,345                        | \$5,478                        |

CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

16c.  
6/18/19

|  |           |   |
|--|-----------|---|
| COUNCIL MEETING DATE:                                | 6/18/2019 | AGENDA ITEM TYPE:                                     |
| SUBMITTED BY:<br>Jeff Roberts, Public Works Director |           | SPECIAL PRESENTATION <input type="checkbox"/>         |
|  |           | LIQUOR LICENSE <input type="checkbox"/>               |
|  |           | ORDINANCE <input type="checkbox"/>                    |
|  |           | PUBLIC HEARING <input type="checkbox"/>               |
|  |           | RESOLUTION <input type="checkbox"/>                   |
|  |           | CURRENT BUSINESS <input checked="" type="checkbox"/>  |
|  |           | OTHER (SEE CLERK) <input checked="" type="checkbox"/> |

SUBJECT:

GIS Interlocal Agreement

SYNOPSIS:

Request approval of the GIS Interlocal Agreement

FISCAL IMPACT:

\$34,716 FY 2020

BUDGETED ITEM: ☒ YES ☐ NO

PROJECT # & TRACKING INFORMATION:

10-10-6502

RECOMMENDATION:

Approve the GIS Interlocal Agreement for the GIS coalition and authorize the Mayor to sign the Agreement.

BACKGROUND:

Exhibit A reflects the GIS Coalition funding breakdown for operations, Exhibit B reflects the breakdown of the costs for the aerial photos for each jurisdiction, and Exhibit C reflects Bellevue's annual cost share for FY 2020. The term of this Agreement is upon execution by all Parties (July 1, 2019) and shall terminate June 30, 2025.

ATTACHMENTS:

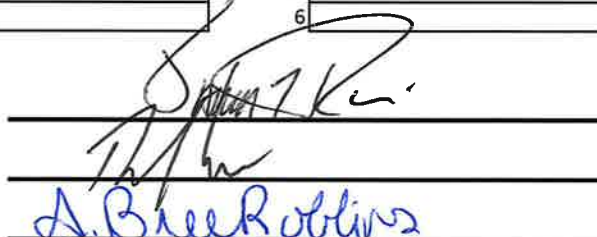
|   |                          |   |  |
|---|--------------------------|---|--|
| 1 | GIS Interlocal Agreement | 4 |  |
| 2 |                          | 5 |  |
| 3 |                          | 6 |  |

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:

  
The image shows three horizontal lines for signatures. The top line has a handwritten signature in black ink. The middle line has a handwritten signature in blue ink. The bottom line has a handwritten signature in blue ink.

## GIS INTERLOCAL AGREEMENT

This GIS Interlocal Agreement (this "Agreement") is made and entered into on the 1<sup>st</sup> day of July, 2019, by and among City of Gretna, Nebraska ("Gretna"), City of Papillion, Nebraska ("Papillion"), City of Bellevue, Nebraska ("Bellevue"), City of La Vista, Nebraska ("La Vista"), City of Springfield, Nebraska ("Springfield"), (hereinafter collectively called "Cities" or a "City" when used in the singular), County of Sarpy, Nebraska, a body politic and corporate ("Sarpy"), and the Papio Missouri River Natural Resource District ("P-MRNRD"), (collectively the "Parties"; each individually a "Party").

### WHEREAS:

- (A) The Parties hereto engage in the delivery of sundry services to the public supported by information regarding real estate, sewers, water, infrastructure, etc.; and,
- (B) The Parties have previously cooperated in the development and implementation of a Geographic Information System ("GIS"); and,
- (C) Each Party desires to improve the coordination, cooperation, and efficiency in rendering such services through the ongoing development and implementation of GIS; and,
- (D) Each Party understands that the development, operation and maintenance of the GIS will require a long term commitment from the Parties; and,
- (E) Additional enhancements to the GIS will be determined by the financial considerations of all Parties to this Agreement primarily based upon the recommendations of the GIS Advisory Board.

NOW, THEREFORE, in consideration of the recitals made above and in further consideration of the promises and agreements that follow,  
IT IS AGREED among the Parties as follows:

### 1. DEFINITIONS. The following definitions apply to this Agreement:

1.1 BASE MAP. That part of the GIS containing the property, land records, and transportation geospatial datasets within Sarpy County.

1.2 CONTRACTOR. Has the meaning set forth in Section 3.1.

1.3 EQUIPMENT. The equipment and software which is the subject of this Agreement, to-wit: GIS related equipment and software.

1.4 FACILITIES. The GIS and Equipment housed in the Sarpy County Courthouse procured, engineered, owned, constructed, and operated and maintained pursuant to this Agreement by Sarpy, including all real and personal property.

1.5 GIS. Geographic Information System.

1.6 GIS ADVISORY BOARD. Board consisting of seven members, one appointed by each Party, whose duty is to facilitate the purchase, installation, development, operation and management of the GIS.

1.7 RFP. Request for Proposal.

1.8 SHARE. Cost amount accorded to each individual party based upon a pro rata distribution.

1.9 WITHDRAWN PARTY. Any Party to the agreement which chooses to exercise its right to withdraw from the obligations and benefits of this agreement.

2. SCOPE OF SERVICES PROVIDED. This Agreement describes the duties and obligations of the Parties in the development and maintenance of a GIS system and the allocation of the costs for said activities.

2.1 Each of the Cities, the P-MRNRD and Sarpy acknowledges that it is receiving or will be receiving a GIS Base Map and agrees to cooperate with the County in the development, implementation and maintenance of the system upon the terms and conditions established herein.

3. ACQUISITION AND PURCHASE.

3.1 Subject to the provisions of this Agreement, each City and P-MRNRD hereby designates Sarpy, and Sarpy agrees to serve, as its respective Equipment acquisition agent for the purposes of this Agreement. Upon the acquisition of any Equipment under this agreement, each Party's cost, as applicable, under this Agreement shall be upon the terms, conditions and cost as evidenced by the successful bidder's proposal.

3.2 Sarpy will take all steps reasonably necessary for the functioning and operation of the GIS.

3.3 For the purposes of this Agreement, the pro rata GIS cost sharing per Party is based upon the average of following:

3.3.1 For each Party, the number of parcels within the corporate/county limits compared to the total number of parcels counted all Parties. Expressed as a percentage.

3.3.2 For each Party, the number of parcels within the extraterritorial (zoning) jurisdiction compared to the total number of parcels counted all Parties. Expressed as a percentage.

3.3.3 The average of the number produced by the application of 3.3.1 and 3.3.2, rounded to the nearest 1/10 of a percent shall be each Party's pro rata share. The cost sharing formula and cost shares are displayed in Exhibit A.

3.3.4 The cost share of the GIS operations shall be re-evaluated annually, and each Party's proportionate share of such acquisition costs shall be determined as of July 1 of each year, beginning with July 1, 2019, following the mechanism for pro rata division as outlined in Sections 3.3.1, 3.3.2, and 3.3.3.

3.4 The number of land parcels in each Party's jurisdiction, and thus the resulting cost Share, is hereby based upon the parcel data and city limits/jurisdictional boundaries as they exist January 1<sup>st</sup> of each year in the agreement.

3.5 The operational expenses will reflect 100% of the salary of the GIS Land Records Specialist. The salary will be increased annually by 2.5% of the GIS Land Records Specialist salary.

3.6 Should the P-MRNRD contribute to the operational expenses, their contribution will be subtracted from the total operational expenses amount for the fiscal year. The shares for the cities and counties will then decrease proportionally each year the P-MRNRD participates.

3.7 The cost share of the 2020-2022 Nebraska-Iowa Regional Orthophoto Consortium (NIROC) imagery acquisition costs, with the option for the GIS Advisory Board to proceed with a third imagery acquisition in 2024, shall be re-evaluated annually, and each Party's proportionate share of such acquisition costs shall be determined as of July 1 of each year, beginning with July 1, 2019, and calculated based on the percentage of sectors within the jurisdiction of each Party as displayed in Exhibit B.

3.8 Sarpy will send an invoice to each Party for the amount of its respective Share by October 15<sup>th</sup> of each year. Each Party shall pay the amount of its respective Share within forty five (45) days after receipt of an invoice therefore.



3.9 Should a Party fail to timely pay its Share, Sarpy may terminate services upon forty five (45) days written notice by Sarpy to the non-paying Party.

#### 4. GIS ADVISORY BOARD.

4.1 A GIS Advisory Board is hereby created to facilitate the purchase, installation, development, operation and management of the GIS (the "Board's Mission"). The GIS Advisory Board may adopt such rules for its functions as the GIS Advisory Board deems necessary to carry out the applicable provisions of this Agreement.

4.2 Each Party will appoint one (1) GIS Advisory Board member and will notify the Sarpy County Clerk of same in writing upon each appointment. Each member appointment shall be effective as of the date the Sarpy County Clerk is notified, and each such member shall serve at the pleasure of their respective governing body. Replacement members shall be appointed by the respective applicable Party. Each Party may appoint an alternate member by giving notice in writing to the Sarpy County Clerk. The alternate member may attend all GIS Advisory Board meetings. The alternate member shall be allowed to vote only when the primary member from his/her respective governing body is absent from the Board meeting.

4.3 The Advisory Board shall 4.3.1 Meet as necessary to share information and to fulfill the Board's Mission; and,

4.3.2 Identify emerging enhancements for the GIS System and/or use. From time to time determine whether such technological levels should be changed.

4.3.3 Be familiar with the current level of GIS service technology and use and offer assistance and advice during reviews of technological levels as an aid in determining whether to change such technology levels at any level of service.

#### 5. DUTIES OF SARPY. To carry out the faithful performance of this Agreement, Sarpy shall:

5.1 Provide facilities and staff in the Sarpy County Courthouse or other similar space and install and operate the GIS;

5.2 Maintain, keep and determine that the facilities, Base Map and Equipment are current and functional to deliver GIS services;

5.3 Maintain, keep and determine that Sarpy Information Systems personnel and/or GIS related personnel are currently trained and provide such upgrades and retraining as necessary to competently and adequately deliver GIS services;

5.4 Collect, account for and safeguard all GIS related funds;

5.5 Provide each Party with access to and a report of the financial acts and doings as such relate to revenues and expenses relating to the GIS;

5.6 Provide each Party with access to the GIS;

5.7 Provide each Party with all records or data necessary to develop and maintain databases for the GIS;

5.8 Continue to control and furnish the operation of GIS services during the term of this Agreement in accord with sound public service standards and the standard operating procedures to be defined by the GIS Advisory Board; and

5.9 Maintain such types, kinds, and amounts of insurance to insure its risk of loss to property or persons as it in its sole discretion deems necessary or required; and, to hold each Party and their governing body harmless from loss or expense resulting from Sarpy's negligent acts or the negligent acts of its personnel.

6. DUTIES OF THE PARTIES. To carry out the faithful performance of this Agreement, each Party agrees at its cost to:

6.1 Maintain, keep and determine that its facilities, property, and Equipment are reasonably current and functional to operate GIS services as applicable.

6.2 Maintain, keep and determine that its personnel are currently trained, together with such upgrading and retraining as are necessary to operate GIS services as applicable.

6.3 Provide Sarpy County GIS personnel or contracted agency with all records or data necessary to develop and maintain data bases for the GIS.

7. GOVERNING LAW. The governing law of the State of Nebraska shall apply concerning the validity, construction, interpretation and effect of this Agreement. To the extent any provision herein is inadvertently inconsistent, conflicts with, or because of legislative amendment becomes contrary to any provision of legislation, such legislative provisions shall prevail and this Agreement shall be construed to the end that it be and become in conformity to such legislation.

7.1 To the extent any provision herein is declared to be void by final decision of a court, such event shall not constitute a cessation of this Agreement. Each Party will be responsible for carrying out the faithful performance of the remaining Agreement provisions. Each Party hereto represents and declares that it has, by acts of business, taken all steps necessary or required to authorize the execution of this Agreement and implement or carry out its several rights, duties, or obligations contained herein.

8. **COMMENCEMENT DATE.** This Agreement begins upon execution by all Parties by July 1<sup>st</sup>, 2019.

9. **TERM.** This Agreement begins upon its execution by all Parties and shall terminate June 30<sup>th</sup>, 2025. In the event a Party becomes a Withdrawn Party, this Agreement will continue with the continuing Parties.

10. **AUTHORITY TO CONTRACT.** Each Party acknowledges and declares that the relationship created herein is that of independent contractor.

10.1 Each Party to this Agreement is authorized pursuant to the Interlocal Cooperation Act of the State of Nebraska to enter into this Agreement, found at Neb. Rev. Stat. §13-801 et. Seq.

11. **ENTIRETY AND AMENDMENTS.** This agreement supersedes all prior agreements, whether oral or written, relating to the subject matter hereof. This Agreement contains the entire agreement between the Parties hereto and the terms are contractual and not a mere recital. There are no further agreements or understandings between the Parties other than those expressed herein. An amendment to this Agreement occurs when in writing and signed by all of the Parties hereto.

12. **TERMINATION OR WITHDRAWAL.** Each Party will faithfully attempt to provide its respective GIS service functions continuously and without termination.

12.1 In the event that Sarpy intends to so withdraw, it shall provide a one (1) year advance withdrawal notice to the Cities and P-MRNRD whereby its service area users will have the opportunity to select a new GIS service provider.

12.2 Notwithstanding anything in this Agreement to the contrary, any Party may Withdraw from the Agreement ("Withdrawn Party") without further obligation and such Withdrawn Party shall have absolute right to access and possess copies of any and all work, data and other information generated in connection with establishing and creating the Base Map, including, but not limited to, computer programs and models.

12.3 In the event a Party becomes a Withdrawn Party, any and all additions, deletions, modifications, upgrades, and/or other alterations made to the Base Map, or any portion of a Party's geospatial land database, by the Withdrawn Party shall be made available to all other Parties.

12.4 In the event a Party becomes a Withdrawn Party, the cost share of the withdrawn party will be reallocated amongst the remaining parties the following year, in the same manner as described in 3.3 above.

12.5 In the event a Party becomes a Withdrawn Party, any remaining outstanding Aerial Photography Shares for the term of agreement will be due.

13. ASSIGNMENT. Assignment or substitution by assignment or substitution by termination in 12 above by Sarpy shall not be allowed without prior written consent of each City and P-MRNRD. Written consent is only effective when the terms of paragraph 12 above are followed.

14. AUTHORITY TO ACT. Each Party hereto declares that it has by regular acts of business taken all steps and passed all resolution(s)/ordinances(s) which are legally necessary or required to authorize this Agreement and the rights, duties, and obligations herein. Each Party represents and warrants that each has the power and authority to enter into this Agreement, perform its obligations, incur expenditures or debt, and to consummate the contemplated transactions.

15. NOTICE AND CONTACT PERSON. Except as otherwise specifically provided in this Agreement, all notices and other communications required or permitted to be given under this Agreement shall be in writing, addressed to the Parties at their respective addresses as provided below, and may be delivered in person, sent by overnight express mail or courier service, or by facsimile, or by e-mail, certified or registered mail, postage prepaid, return receipt requested. Provided that all notices and other communications sent by e-mail shall not be effective unless followed up the same day by registered mail, postage prepaid, return receipt requested. The addresses of the Parties are as follows:

**If to Gretna:**                      **City of Gretna**  
   **Attn: Jeff Kooistra**  
   **City Administrator**  
**Telephone: (402) 332-3336 x 204**  
**Facsimile: (402) 332-5631**  
**E-Mail: [jeff@cityofgretna.com](mailto:jeff@cityofgretna.com)**

**If to Papillion:**                      **City of Papillion**  
   **Attn: Christine Myers**  
   **City Administrator**  
**Telephone: (402) 597-2000**  
**Facsimile: (402) 339-0670**  
**E-Mail: [cmyers@papillion.org](mailto:cmyers@papillion.org)**

**If to Bellevue:**                      **City of Bellevue**  
   **Attn: Jim Ristow**  
   **City Administrator**  
**1500 Wall St**  
**Bellevue, Nebraska 68005**  
**Telephone: (402) 293-3021**  
**Facsimile: (402) 293-3058**  
**E-Mail: [jim.ristow@bellevue.net](mailto:jim.ristow@bellevue.net)**

**If to La Vista:**                      **City of La Vista**  
   **Attn: Pam Buethe**  
   **City Clerk**  
**Telephone: (402) 331-4343**  
**Facsimile: (402) 331-4375**  
**E-Mail: [pbuethe@ci.la-vista.ne.us](mailto:pbuethe@ci.la-vista.ne.us)**

**If to Springfield:**                      **City of Springfield**  
   **Attn: Kathleen Gottsch**  
   **City Clerk**

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Telephone: (402) 253-2204  
Facsimile: (402) 253-2204  
E-Mail: [kathleencityofspringfield@yahoo.com](mailto:kathleencityofspringfield@yahoo.com)

**If to Sarpy:**

**Sarpy County**  
**Attn: Deb Houghtaling**  
**Sarpy County Clerk**  
**1210 Golden Gate Drive, Suite 1118**  
**Papillion, Nebraska 68046-2895**  
**Telephone: (402) 593-5915**  
**Facsimile: (402) 593-4360**  
**E-Mail: [clerk@sarpy.com](mailto:clerk@sarpy.com)**

**If to P-MRNRD:**

**Papio-Missouri River Natural Resources District**  
**Attn: John Winkler**  
**General Manager**  
**8901 South 154<sup>th</sup> Street**  
**Omaha, Nebraska 68138**  
**Telephone: (402) 444-6222**  
**Facsimile: (402) 895-6543**  
**E-Mail: [jwinkler@papionrd.org](mailto:jwinkler@papionrd.org)**

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16. Counterparts. This Agreement may be executed in counterparts, each of which will be deemed an original and all of which together will constitute one Agreement. The signature page of any counterpart may be detached therefrom without impairing the legal effect of the signature(s) thereon provided such signature page is attached to any other counterpart identical thereto.

IN WITNESS WHEREOF, this Agreement has been executed by a duly authorized official of each individual Party, each of whom hereby represents and warrants that he has the full power and authority to execute this Agreement in such capacity, all as of the day and year first written above.

Executed by Sarpy County this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

Attest:

SARPY COUNTY, NEBRASKA,  
A Political Subdivision.

\_\_\_\_\_  
Sarpy County Clerk

\_\_\_\_\_  
Chairperson, Board of Commissioners

Approved as to form:

\_\_\_\_\_  
Deputy Sarpy County Attorney



Executed by the City of Bellevue this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

Attest:

CITY OF BELLEVUE,  
Nebraska.

\_\_\_\_\_  
Bellevue City Clerk

\_\_\_\_\_  
Mayor

Approved as to form:

\_\_\_\_\_  
City Attorney/Assistant

Executed by the City of Gretna this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

Attest:

CITY OF GRETNA,  
Nebraska.

\_\_\_\_\_  
Gretna City Clerk

\_\_\_\_\_  
Mayor

Approved as to form:

\_\_\_\_\_  
City Attorney/Assistant

Executed by the City of La Vista this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

Attest:

CITY OF LA VISTA,  
Nebraska.

\_\_\_\_\_  
La Vista City Clerk

\_\_\_\_\_  
Mayor

Approved as to form:

\_\_\_\_\_  
City Attorney/Assistant

Executed by the City of Papillion this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

Attest:

CITY OF PAPILLION,  
Nebraska.

\_\_\_\_\_  
Papillion City Clerk

\_\_\_\_\_  
Mayor

Approved as to form:

\_\_\_\_\_  
City Attorney/Assistant

Executed by the City of Springfield this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

Attest:

CITY OF SPRINGFIELD,  
Nebraska.

\_\_\_\_\_  
Springfield City Clerk

\_\_\_\_\_  
Mayor

Approved as to form:

\_\_\_\_\_  
City Attorney/Assistant

Executed by the Papio-Missouri River Natural Resources District this \_\_\_\_\_ day of  
\_\_\_\_\_, 2019.

Attest:

PAPIO-MISSOURI RIVER  
NATURAL RESOURCES DISTRICT

\_\_\_\_\_  
Secretary

\_\_\_\_\_  
Chairman, Board of Directors

**Exhibit A - GIS Coalition Funding Breakdown FY2020**  
**Operations Cost Shares**

| <b>Member</b> | <b># Parcels in Limits</b> | <b>% Parcels in Limits</b> | <b># Parcels under Jurisdiction</b> | <b>% Parcels in Zoning Jurisdiction</b> | <b>Total %</b> |
|---------------|----------------------------|----------------------------|-------------------------------------|---|----------------|
| Sarpy County  | 67278                      | 67.9%                      | 13784                               | 20.5%                                   | <b>44.2%</b>   |
| Bellevue      | 17999                      | 18.2%                      | 24861                               | 37.0%                                   | <b>27.6%</b>   |
| Gretna        | 1752                       | 1.8%                       | 4489                                | 6.7%                                    | <b>4.2%</b>    |
| La Vista      | 4819                       | 4.9%                       | 7912                                | 11.8%                                   | <b>8.3%</b>    |
| Papillion     | 6533                       | 6.6%                       | 15158                               | 22.5%                                   | <b>14.6%</b>   |
| Springfield   | 704                        | 0.7%                       | 1074                                | 1.6%                                    | <b>1.2%</b>    |
|               | <b>99085</b>               |                            | <b>67278</b>                        |   |                |

*\*Calculated 3/15/2019 using parcel point data from 1/1/2019*

*\*\*County's 'Parcels in Limits' count includes all parcels within county boundary*



**Exhibit B - 2020/2022 NIROC Oblique & Ortho Projects**  
**Aerial Photography Cost Shares**

|                          |                  |                 |                        |
|--------------------------|------------------|-----------------|------------------------|
| <b>Per Project Cost:</b> | <b># Sectors</b> | <b>Cost</b>     | <b>Per Sector Cost</b> |
|                          | <b>289</b>       | <b>\$90,604</b> | <b>\$314</b>           |

**2020/2022 NIROC Funding Breakdown:**

| <i>Jurisdiction</i> | <i>Sectors</i> | <i>\$/Sector</i> | <i>Extended</i> | <i>Annual (for 4 yrs)</i> | <i>% Total</i> | <i>Sum</i>  |
|---------------------|----------------|------------------|-----------------|---------------------------|----------------|-------------|
| Bellevue            | 40             | \$314            | \$12,540.35     | \$6,270.17                | 13.8%          | \$8,935.00  |
| Bellevue 50/50      | 34             | \$157            | \$5,329.65      | \$2,664.82                | 5.9%           | 19.7%       |
| Gretna              | 14             | \$314            | \$4,389.12      | \$2,194.56                | 4.8%           | \$3,840.48  |
| Gretna 50/50        | 21             | \$157            | \$3,291.84      | \$1,645.92                | 3.6%           | 8.5%        |
| La Vista            | 15             | \$314            | \$4,702.63      | \$2,351.31                | 5.2%           | \$2,743.20  |
| La Vista 50/50      | 5              | \$157            | \$783.77        | \$391.89                  | 0.9%           | 6.1%        |
| Papillion           | 19             | \$314            | \$5,956.66      | \$2,978.33                | 6.6%           | \$5,799.91  |
| Papillion 50/50     | 36             | \$157            | \$5,643.16      | \$2,821.58                | 6.2%           | 12.8%       |
| Springfield         | 6              | \$314            | \$1,881.05      | \$940.53                  | 2.1%           | \$1,959.43  |
| Springfield 50/50   | 13             | \$157            | \$2,037.81      | \$1,018.90                | 2.2%           | 4.3%        |
| Sarpy 50/50         | 109            | \$157            | \$17,086.22     | \$8,543.11                | 18.9%          | \$22,023.98 |
| Sarpy               | 86             | \$314            | \$26,961.74     | \$13,480.87               | 29.8%          | 48.6%       |
|                     |                |                  | \$90,604.00     | \$45,302.00               | 100.0%         |             |

**Note(s):**

1. Based on Pictometry flight sector grid
2. City is responsible for sectors within corporate limits
3. City/county split costs for those sectors in municipal ETJ
4. County is responsible for sectors outside ETJ
5. Countywide 3" color obliques and orthos

### Exhibit C - GIS Coalition Cost Shares FY2020

| Annual Cost Shares FY2020 |                   |                 |                       |                  |
|---------------------------|-------------------|-----------------|-----------------------|------------------|
| Member                    | Operations Share* |                 | Aerial Photo Share ** | Total Cost Share |
|                           | Percentage        | FY20            |                       | FY20             |
| Sarpy County              | 44.2%             | \$41,342        | \$22,024              | <b>\$63,366</b>  |
| Bellevue                  | 27.6%             | \$25,781        | \$8,935               | <b>\$34,716</b>  |
| Gretna                    | 4.2%              | \$3,948         | \$3,840               | <b>\$7,788</b>   |
| La Vista                  | 8.3%              | \$7,776         | \$2,743               | <b>\$10,519</b>  |
| Papillion                 | 14.6%             | \$13,622        | \$5,800               | <b>\$19,422</b>  |
| Springfield               | 1.2%              | \$1,079         | \$1,959               | <b>\$3,038</b>   |
| <b>TOTAL</b>              |                   | <b>\$93,548</b> | <b>\$45,302</b>       | <b>\$138,850</b> |

\* Total operations contributions reflects GIS Land Records Specialist compensation; increased annually by 2.5%

\*\* Aerial photo share - 2020 & 2022 NIROC aerial photography projects divided pro rata over two years each; see Exhibit B



Sarpy County GIS  
1210 Golden Gate Drive  
Papillion, Nebraska 68046



## MEMORANDUM

To: GIS Coalition Members  
From: Eric Herbert, GIS Coordinator  
Subject: 2019-25 GIS Interlocal Agreement  
Date: May 29, 2019

The GIS Coalition interlocal agreement represents a cooperative effort to maintain and further develop spatial data and solutions leveraged by the cities, county, and NRD. The current agreement will expire June 30, 2019. The structure of the proposed agreement is very similar to the prior agreements, with a few modifications.

Changes to the new agreement include:

- Inclusion of the cost of benefits for the key support personnel
- Annual cost share percentages will be recalculated based upon parcel counts and jurisdictional data each year
- 2020 and 2022 NIROC aerial photography project costs are known and included

While there is not a large percentage change in the breakdown of the funding shares for each agency, the changes in the proposal help reflect a more accurate cost to support each member throughout the lifespan of the agreement.

Additionally, the coalition and county's cooperation in the NIROC multi-flight aerial contract through MAPA has established the cost for acquisition in the spring of 2020 & 2022.

Cost shares are based upon a handful of variables that will be updated annually. The individual variables include parcels, city limits, and jurisdictional boundaries. These inputs will be used to update the cost share exhibits annually, which will be distributed with the annual invoices sent to each member.

If you have any questions or would like more information, please contact me at 593-2274.

CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

|  |           |                      |
|--|-----------|----------------------|
| COUNCIL MEETING DATE:                                    | 6/18/2019 | AGENDA ITEM TYPE:    |
| SUBMITTED BY:<br><br>Jeff Roberts, Public Works Director |           | SPECIAL PRESENTATION |
|  |           | LIQUOR LICENSE       |
|  |           | ORDINANCE            |
|  |           | PUBLIC HEARING       |
|  |           | RESOLUTION           |
|  |           | CURRENT BUSINESS     |
|  |           | OTHER (SEE CLERK)    |

SUBJECT:

Purchase Batwing Mower for Parks Department

SYNOPSIS:

Request permission to purchase one batwing mower for the Parks Department.

FISCAL IMPACT:

\$15,369.21 - Reimbursable through Insurance and FEMA

BUDGETED ITEM: ☐ YES ☒ NO

PROJECT # & TRACKING INFORMATION:

10-11-7100  
2019 Flood

RECOMMENDATION:

Request permission to purchase one Rhino 2150 Batwing Mower for the Parks Department not to exceed \$15,369.21

BACKGROUND:

The request is to purchase one Rhino 2150 Batwing Mower for the Parks Department. The Parks Department had two 15' pull behind batwing mowers that were affected by the 2019 Flood. The two batwing mowers can no longer be relied on for front line mowing with the previous wear and tear and then the flood damage. Only one batwing mower will be replaced and the other one will be scrapped.

ATTACHMENTS:

|   |                       |   |  |
|---|-----------------------|---|--|
| 1 | Memo from Todd Jarosz | 4 |  |
| 2 | Mower Specifications  | 5 |  |
| 3 |                       | 6 |  |

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:

  
\_\_\_\_\_  
  
\_\_\_\_\_



## City of Bellevue

Fleet Maintenance Department

2012 Betz Road • Bellevue, Nebraska 68005 • (402) 293-3129

### MEMORANDUM

**To:** Jeff Roberts  
**From:** Todd Jarosz  
**Subject:** Batwing Mower replacement  
**Date:** 6/7/2019

The City of Bellevue Parks Department had two 15' pull behind Batwing mowers that were in the flood of March 2019. With the previous wear and the damage done by the flood the two mowers can no longer be relied on for front line mowing. The Fleet department assessed both of the mowers and brought in the one with the least amount of damage to be repaired for emergency use only.

I would like to propose the replacement of both the Batwing mowers with one new mower of like kind. The current mowers are a Rhino brand model 2150 with 6 wheels. One of the current mowers would be auctioned off for scrap/parts and the better of the two will be kept as a backup. With the current mowing load, it is not necessary to purchase two new front line mowers.

The purchase of the new mower would be submitted as Flood replacement with FEMA and the insurance company. I have included quotes for the same mower currently used and some of the same kind but different brands. I would suggest purchasing the Rhino 2150 with the 8 foam filled tires for the purchase price of \$15,369.21. With the rough conditions and steep side hills the extra axle/spindle and tire would be well worth the \$1,634.21 more.

Upon receiving authorization to purchase the mower. I will submit the order to purchase and proceed with the selling of the damaged mower.

Thank you,

Todd Jarosz  
Fleet Superintendent  
City of Bellevue



## 2019 BUSH HOG 12815 For Sale In Louisville, Nebraska

**For Sale Price: \$20,950**



### Contact Information

**Pankonin's Inc.**

📍 [Louisville, Nebraska 68037](#)

Phone: (402) 234-2945

Contact: Paul Pankonin

### Specifications

|                   |           |                      |          |
|-------------------|-----------|----------------------|----------|
| <b>Year</b>       | 2019      | <b>Manufacturer</b>  | BUSH HOG |
| <b>Model</b>      | 12815     | <b>Serial Number</b> | 83330116 |
| <b>Condition</b>  | New       | <b>Bat Wing</b>      | Yes      |
| <b>Mower Type</b> | Pull-Type | <b>Width</b>         | 15 in    |

## 2019 BUSH HOG 2215 For Sale In Menlo, Iowa



**For Sale Price: \$17,370**

### Contact Information

**AgHub Midwest**

📍 Menlo, Iowa 50164

**Phone:** (641) 740-7362

**Contact:** Jordan Wheatley



### Description

Brand new Bush Hog 2215 Batwing Mower for sale.

Model 2215

Cutting Width 15'

Cutting Height 2' to 14"

Hitch Perma Level Hitch

Minimum Tractor PTO H.P. 60

Decks 10 Gauge

1000 pto

Side Band 1/4" x 12"

Blades 1/2" x 4"

Blade Holders Round

Splitter Gearbox Rating 250 H.P.

Cutting Gearbox Rating 210 H.P.

Gearbox Limited Warranty 5 Years

Blade Tip Speed 16,268 FPM

Cutting Capacity 3 1/2"

Axle Cushions Springs at Each Axle Arm

Wing Adjustments Heavy Duty Turnbuckle

Safety Tow Chain Standard

Aircraft foam filled tires

Dual axle on the main frame

Front and rear deck chains

\$17,370 for any more question please call 641-740-7362 thanks

### Specifications

|                   |           |                            |          |
|-------------------|-----------|----------------------------|----------|
| <b>Year</b>       | 2019      | <b>Manufacturer</b>        | BUSH HOG |
| <b>Model</b>      | 2215      | <b>Condition</b>           | New      |
| <b>Bat Wing</b>   | Yes       | <b>Guard Type</b>          | Chain    |
| <b>Mower Type</b> | Pull-Type | <b>Number of Gearboxes</b> | 3        |
| <b>PTO</b>        | 1000      |                            |          |





JOHN DEERE

Rhino

## Quote Summary

## Prepared For:

City Of Bellevue  
2012 Betz Rd  
Bellevue, NE 68005  
Business: 402-293-3000

## Prepared By:

Terry Bengston  
AgrVision Equipment Group, LLC  
58668 190th Street  
Pacific Junction, IA 51561  
Phone: 712-622-8223  
terry.bengston@agrvisionequipment.com

Quote Id: 19777752  
Created On: 05 June 2019  
Last Modified On: 06 June 2019  
Expiration Date: 12 June 2019

| Equipment Summary | Suggested List | Selling Price  | Qty | Extended     |
|-------------------|----------------|----------------|-----|--------------|
| RHINO 2150        | \$ 15,369.21   | \$ 15,369.21 X | 1 = | \$ 15,369.21 |
| Equipment Total   |                |                |     | \$ 15,369.21 |

## Quote Summary

|                            |              |
|----------------------------|--------------|
| Equipment Total            | \$ 15,369.21 |
| SubTotal                   | \$ 15,369.21 |
| Est. Service Agreement Tax | \$ 0.00      |
| Total                      | \$ 15,369.21 |
| Down Payment               | (0.00)       |
| Rental Applied             | (0.00)       |
| Balance Due                | \$ 15,369.21 |

8. FOAM FILLED TIRES  
FRONT + REAR SINGLE CHAIN  
1000 RPM 1 3/8  
ROUND STUMP PANS.  
3-4 WEEKS OUT.

Salesperson : X

Accepted By : X

**JOHN DEERE**

## Selling Equipment

Quote Id: 19777752

Customer: CITY OF BELLEVUE

|                                 |   |   |                     |                     |
|---------------------------------|---|---|---------------------|---------------------|
| 0202                            | United States   | 1 | \$ 0.00             | \$ 0.00             |
| 2540                            | Basic Outward Rotation  | 1 | \$ 0.00             | \$ 0.00             |
| 3335                            | 8 Foam-Filled Tires - (Double tires on center and wings) - Severe duty ag tires | 1 | \$ 1,406.00         | \$ 1,406.00         |
| 3541                            | 1000 RPM Driveline - 1 3/8" coupler - Cat 6                                     | 1 | \$ 0.00             | \$ 0.00             |
| 3641                            | 1000 RPM - 125 hp Gearbox - Commercial duty                                     | 1 | \$ 0.00             | \$ 0.00             |
| 5110                            | Clevis Hitch  | 1 | \$ -259.00          | \$ -259.00          |
| 5280                            | Rigid Casting Tongue  | 1 | \$ 0.00             | \$ 0.00             |
| <b>Standard Options Total</b>   |   |   |                     | <b>\$ 1,147.00</b>  |
| <b>Other Charges</b>            |   |   |                     |                     |
|                                 | Freight   | 1 | \$ 539.00           | \$ 539.00           |
|                                 | Setup   | 1 | \$ 950.00           | \$ 950.00           |
| <b>Other Charges Total</b>      |   |   |                     | <b>\$ 1,489.00</b>  |
| <b>Suggested Price</b>          |   |   |                     | <b>\$ 28,921.00</b> |
| <b>Customer Discounts</b>       |   |   |                     |                     |
| <b>Customer Discounts Total</b> |   |   | <b>\$ -8,021.49</b> | <b>\$ -8,021.49</b> |
| <b>Total Selling Price</b>      |   |   |                     | <b>\$ 20,899.51</b> |

CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

|  |                      |                                     |
|--|----------------------|-------------------------------------|
| COUNCIL MEETING DATE:                  | 6/18/2019            | AGENDA ITEM TYPE:                   |
| SUBMITTED BY:<br><br>Chief Perry Guido | SPECIAL PRESENTATION | <input type="checkbox"/>            |
|  | LIQUOR LICENSE       | <input type="checkbox"/>            |
|  | ORDINANCE            | <input type="checkbox"/>            |
|  | PUBLIC HEARING       | <input type="checkbox"/>            |
|  | RESOLUTION           | <input type="checkbox"/>            |
|  | CURRENT BUSINESS     | <input checked="" type="checkbox"/> |
|  | OTHER (SEE CLERK)    | <input type="checkbox"/>            |

SUBJECT:

Purchase all in one computers

SYNOPSIS:

We have budgeted to replace 35 computers. This is the first phase of purchases which will include 20 computers for a purchase price of \$28,695.40

FISCAL IMPACT:

\$50,800 budgeted for computer replacement..

BUDGETED ITEM: ☒ YES ☐ NO

PROJECT # & TRACKING INFORMATION:

RECOMMENDATION:

Approve purchase

BACKGROUND:

This is the first half of this years computer replacement program the second half will be replaced in late August.

This is the yearly rotation for the City computer replacement.

All computers have a 4 year service warranty.

ATTACHMENTS:

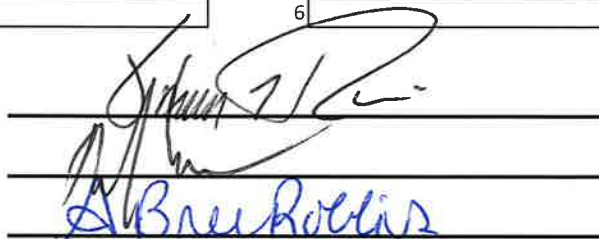
|   |            |   |  |
|---|------------|---|--|
| 1 | Dell Quote | 4 |  |
| 2 |            | 5 |  |
| 3 |            | 6 |  |

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:



## Betts, Steven

---

**From:** Rusty Ethridge <rusty@sarpy.com>  
**Sent:** Tuesday, June 04, 2019 9:44 AM  
**To:** Betts, Steven  
**Cc:** PJ Biodrowski; Tony Calandra  
**Subject:** 20 AIO quote

Steve,

Please see the quote below for 20 AIO computers. They currently have a DVD drives. Let me know if you want them or not. Thanks!



Please consider the environment before printing this email or attachments

---

**From:** Dell (please do not reply) <automated\_email@dell.com> **On Behalf Of** Dell Inc.  
**Sent:** Tuesday, June 4, 2019 9:43 AM  
**To:** Rusty Ethridge <rusty@sarpy.com>  
**Subject:** Dell Computer - Saved Quote Information -1020161063877

**\*\*This message has originated from an External Source. Please use good judgment and caution when opening attachments, clicking links, or responding to this email.\*\***  
**Use the "Phish Alert" button if you think this email is malicious.**



You have saved an eQuote 1020161063877

An eQuote is now saved in your Dell Online Store.  
This will be held for 30 days and will expire on 07/04/2019

---

Your eQuote has been sent to:

Emailed to: [Rusty@sarpy.com](mailto:Rusty@sarpy.com)  
[Rusty@sarpy.com](mailto:Rusty@sarpy.com)

To retrieve this eQuote

Login to [Premier](#)

Sign in to Sarpy County - City of Bellevue, Nebraska

Click on "Quotes" in the top menu bar and search for eQuote number 1020161063877

eQuote Name                      Bell -AIO1  
Saved By                          [Rusty@sarpy.com](mailto:Rusty@sarpy.com)  
eQuote Description

Authorized Buyer  
Notes/Comments  
Account Name  
Contract Code

Sarpy County - City of Bellevue, Nebraska  
WN20AGW

## eQuote Summary

| Description       | Quantity | Unit Price | Subtotal    |
|-------------------|----------|------------|-------------|
| OptiPlex 7460 AIO | 20       | \$1,434.77 | \$28,695.40 |

|                             |             |
|-----------------------------|-------------|
| eQuote Subtotal             | \$28,695.40 |
| Shipping*                   | \$0.00      |
| Shipping Discount*          | \$0.00      |
| Tax*                        | \$0.00      |
| Environmental Disposal Fee* | \$0.00      |

**eQuote Total\* \$28,695.40**

\*The eQuote total, including applicable taxes and additional fees, may be viewable online.

Note: Your order may contain one or more items which are billed on a recurring basis. See Important Notes for details on your specific offering and, for customers with auto-renewing subscriptions, how to turn off automatic renewal.

## eQuote Details

| Description                                 | Quantity | Price              |
|---|----------|--------------------|
| xctoo7460aio   OptiPlex 7460 AIO            | 20       | \$44,146.80        |
| <b>Premier Discount</b>                     |          | <b>\$15,451.40</b> |
| (Unit Price after discount: \$1,434.77 ea.) |          | \$28,695.40        |

| Module            | Description            | Product Code | SKU        | ID |
|-------------------|------------------------|--------------|------------|----|
| OptiPlex 7460 AIO | OptiPlex 7460 AIO XCTO | G2FXSPH      | [210-APOL] | 1  |

|  |   |         |  |        |
|--|---|---------|--|--------|
| Processor                              | Intel Core™ i5-8500 (6 Cores/9MB/6T/up to 4.1GHz/65W); supports Windows 10/Linux                    | GQ9264U | [338-BOCK]   | 146    |
| Operating System                       | Windows 10 Pro 64-bit English   | GCTDL8P | [619-AHCR]   | 11     |
| Microsoft Office                       | Microsoft® Office Home and Business 2019  | GDQW5V2 | [630-ABGK]   | 1002   |
| Memory                                 | 8GB 1X8GB DDR4 2666MHz Non-ECC  | GFH3TEZ | [370-ADZL]   | 3      |
| Additional Hard Drive                  | No Additional Hard Drive  | GNTOSJ7 | [401-AADF]   | 637    |
| Video Card                             | Intel® Integrated Graphics  | GZQDA24 | [490-BBFG]   | 6      |
| Hard Drive                             | 2.5 inch 500GB 5400rpm SATA Solid State Hybrid Drive w/ 8GB Flash                                   | GPEZ7JQ | [400-AWFN]   | 8      |
| Wireless                               | No Wireless   | GVHB6TP | [555-BBFO]   | 19     |
| Wireless Driver                        | No Wireless Driver  | GQMKF4C | [340-AFMQ]   | 7      |
| Chassis Options                        | 7460 AIO 23.8" FHD 1920x1080 IPS Non-Touch Anti-Glare, IR Camera, Integrated Graphics, Platinum PSU | GCZRF7A | [329-BDQN]   | 116    |
| Keyboard                               | Black Dell KM636 Wireless Keyboard & Mouse  | GQX9AR1 | [580-AEYY]   | 4      |
| Mouse                                  | Mouse included with Keyboard  | GU54MYP | [570-AADI]   | 12     |
| Cable Covers                           | No Cable Cover  | GDT2C7Z | [325-BCZQ]   | 376    |
| Cables and Dongles                     | No Additional Cable   | GIX0L8M | [379-BBCY]   | 592    |
| All-in-One Stands and Optical Drive    | OptiPlex All-in-One DVD+/-RW enclosed in Height Adjustable Stand, 7460/7470 All-in-One              | GET3Y91 | [575-BBRE]   | 558    |
| Non-Microsoft Application Software     | Windows 10 Non-Embedded with IR Camera  | G3HGM58 | [525-BBCL]<br>[640-BBLW]<br>[658-BBMR]<br>[658-BBRB]<br>[658-BCUV]<br>[658-BDWK]<br>[658-BDWL] | 1003   |
| Operating System Recovery Options      | OS-Windows Media Not Included   | GLA9OQ1 | [620-AALW]   | 200013 |
| E-Star                                 | Energy Star   | G6J34SM | [387-BBLW]   | 122    |
| Raid Connectivity                      | NO RAID   | GX5Q06T | [817-BBBN]   | 1009   |
| LCD                                    | OptiPlex All-in-One Non-Touch Panel   | GP3NLIA | [391-BBDM]   | 760    |
| FGA Module                             | No FGA  | NOFGA   | [817-BBBB]   | 572    |
| External Optical Device                | No External ODD   | GVTOW4N | [429-ABGY]   | 317    |
| Systems Management                     | No Out-of-Band Systems Management   | GD2P317 | [631-ABRY]   | 49     |
| Placemat                               | Documentation, English, French, Spanish, Dell OptiPlex 7460   | G42RH5I | [340-CEIS]   | 60     |
| Optical Software                       | PowerDVD Software not included  | G15LS2C | [632-BBBJ]   | 597    |
| Documentation/Disks                    | Safety/Environment and Regulatory Guide (English/French Multi-language)                             | G7RB0GY | [340-AGIK]   | 21     |
| RDVD                                   | No Resource DVD   | G4GKHX0 | [340-ABJI]   | 50     |
| Canada Ship Options                    | US No Canada Ship Charge  | G3IA0L8 | [332-1286]   | 111    |
| UPC Label                              | No UPC Label  | G8WGTYN | [389-BCGW]   | 292    |
| TPM Security                           | Trusted Platform Module (Discrete TPM Enabled)  | GJMDKT6 | [329-BBJL]   | 297    |
| Intel Responsiveness Technologies      | No Intel Rapid Start or Smart Connect   | GOC5TYG | [409-BBCF]   | 707    |
| Transportation from ODM to region      | Standard shipment   | GQT8IGC | [800-BBIO]   | 200080 |
| Power Cord                             | System Power Cord (US)  | GA5894N | [450-AAOJ]   | 20     |
| Processor label                        | Intel® Core™ i5 Processor Label   | GS8CVPI | [389-CGBB]   | 749    |
| Protect Your New PC                    | No Security Software  | NOSS    | [650-AAAM]   | 1014   |
| Packaging                              | Ship Material for OptiPlex All-in-One DVD+/-RW enclosed in Height Adjustable Stand, 7460 All-in-One | GY3FVB9 | [340-CHGD]<br>[389-BBUU]   | 465    |
| Regulatory Label                       | Regulatory Label 7460 AIO   | G6R3PEL | [389-CXJI]   | 676    |
| CompuTrace Offerings + Stoptrack Label | No Computrace   | GO1F2XY | [461-AABF]   | 697    |

|                  |  |         |            |            |    |
|------------------|--|---------|------------|------------|----|
| Hardware Support | 4 Years Hardware Service with Onsite/In-Home | G5LJ432 | [997-6870] | [997-6873] | 29 |
| Services         | Service After Remote Diagnosis               |         |            |            |    |

|  |  |  |  |  |  |
|--|--|--|--|--|--|
|  |  |  |  |  |  |
|--|--|--|--|--|--|

|                             |             |
|-----------------------------|-------------|
| eQuote Subtotal             | \$28,695.40 |
| Shipping*                   | \$0.00      |
| Shipping Discount*          | \$0.00      |
| Tax*                        | \$0.00      |
| Environmental Disposal Fee* | \$0.00      |

|  |  |  |  |  |  |
|--|--|--|--|--|--|
|  |  |  |  |  |  |
|--|--|--|--|--|--|

**eQuote Total\*** **\$28,695.40**

\*The eQuote total, including applicable taxes and additional fees, may be viewable online.



Let's connect.

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CITY OF BELLEVUE, NEBRASKA  
AGENDA ITEM COVER SHEET

\*16f.  
6/18/19

|   |           |                      |   |
|---|-----------|----------------------|---|
| COUNCIL MEETING DATE:                   | 6-18-2019 | AGENDA ITEM TYPE:    |   |
| SUBMITTED BY:<br>Fire Chief Perry Guido |           | SPECIAL PRESENTATION |   |
|   |           | LIQUOR LICENSE       |   |
|   |           | ORDINANCE            |   |
|   |           | PUBLIC HEARING       |   |
|   |           | RESOLUTION           |   |
|   |           | CURRENT BUSINESS     | ✓ |
|   |           | OTHER (SEE CLERK)    |   |

SUBJECT:

Furniture Dist. 1 & 3 Fire Stations

SYNOPSIS:

Purchase furniture for fire station District 1 and fire station District 3

FISCAL IMPACT:

Total Cost: 8,218.89. Firefighters out of their own money will provide \$5,218.89 with the City of Bellevue providing \$3,000 to purchase furniture for fire station's District 1 & District 3.

BUDGETED ITEM: ☒ YES ☐ NO

GRANT/MATCHING FUNDS

☐ YES ☒ NO

IF NO, EXPLAIN:

IF YES, %, \$, EXPLAIN:

PROJECT NAME, CALENDAR AND CODING:

|           |                             |   |
|-----------|-----------------------------|---|
| Requestor | Project Name:               |   |
|           | Expected Start Date:        | Expected End Date:  |
|           | CIP Project Name:           |   |
|           | MAPA # and Name:            |   |
|           | Street District # and Name: |   |
| Finance   | Distribution Code:          | [Fund-Dept-Project-Subproject-Funding Source-Cost Center] |
|           | GL Account #:               | GL Account Name:  |

RECOMMENDATION:

Recommend Approval: The current furniture is old, broken down and in need of replacement. The firefighters are willing to assist in the purchase of the new furniture which will provide a significant cost savings to the City of Bellevue.

BACKGROUND:

The Bellevue Firefighters out of their own money will provide \$5,218.89 with the City of Bellevue providing \$3,000 to purchase furniture for fire station's District 1 & District 3. Please see attached sales orders; 1902120023 & 1902120030.

ATTACHMENTS:

|   |                           |   |  |
|---|---------------------------|---|--|
| 1 | sales orders: 1902120023  | 4 |  |
| 2 | sales orders: 1902120030. | 5 |  |
| 3 |                           | 6 |  |

SIGNATURES:

ADMINISTRATOR APPROVAL:

FINANCE APPROVAL:

LEGAL APPROVAL:

Sales Order# 1902120030

Order Date: 2/12/2019

Store: FUR  
 Salesperson(s): SJB  
 (P)ick-up or (D)eliver: D  
 Est. Delivery Date:  
 Delivery Date:

Customer: 4022933153 ANDY LOMAX  
 Company:  
 Address: 9400 S 36TH STREET  
 BELLEVUE FIRE DEPARTMENT  
 BELLEVUE NE 68147  
 Phone# Day: 402-430-0084 Evening: --

| Quantity | Vendor | SKU  | Category   | Location | Price    | Ext. Price | S |
|----------|--------|--|------------|----------|----------|------------|---|
| 4.00     | LAN    | B314262728   | ROCKER     |          | 689.99   | 2,759.96   | O |
|          |        | CHESTNUT LEATHER   | REC        |          |          |            |   |
|          |        | 3-WAY ROCKER REC   | SUPERVALUE |          |          |            |   |
| 1.00     | PRO    | B910449296   | 5 YR       |          | 0.00     | 0.00       | O |
|          |        | PREMIUM  | EPP        |          |          |            |   |
|          |        | COMBO PREMIUM  |            |          |          |            |   |
|          |        | If during the five year term no claim is filed, the customer can receive 50% of the protection plan purchase price back in Ernie's store credit. It is the Customer's responsibility to contact Ernie's within 60 days of plan expiration in order to receive the store credit being offered. EFFECTIVE JUNE 1, 2014 |            |          |          |            |   |
|          |        | PAID ON PSO #1902120029  |            |          |          |            |   |
| 1.00     | SMO    | B977002896   | MOTION SOF |          | 1,129.99 | 1,129.99   | O |
|          |        |  | UPH        |          |          |            |   |
|          |        | DBL RECLINING SOFA   |            |          |          |            |   |
|          |        | MAIN COVER:  |            |          |          |            |   |
|          |        | LEATHER - COLOR TO BE SELECTED   |            |          |          |            |   |

TO BE DELIVERED W/OTHER TICKET  
 COMPLETED & SIGNED FORM 13 NEEDED

|                         |            |
|-------------------------|------------|
| Merchandise Total:      | \$3,889.95 |
| Delivery:               | 0.00       |
| Installation:           | 0.00       |
| Tax:                    | 0.00       |
| Total Sale:             | \$3,889.95 |
| Total Payments/Credits: | 0.00       |
| Balance Due:            | \$3,889.95 |
| Amount Financed:        | 0.00       |

I hereby purchase, subject to the terms and conditions of the contract (both sides), the above described goods and/or services. I agree to pay the total amount due upon execution of this contract.

Customer's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**\*\* No Refunds or Exchanges on Special Order Items \*\***

Sales Order# 1902120029

Order Date: 2/12/2019

Store: FUR  
 Salesperson(s): SJB  
 (P)ick-up or (D)eliver: D  
 Est. Delivery Date:  
 Delivery Date:

Customer: 4022933153 ANDY LOMAX  
 Company:  
 Address: 211 W 22ND AVE  
 BELLEVUE FIRE DEPARTMENT  
 BELLEVUE NE 68005  
 Phone# Day: 402-430-0084 Evening: --

| Quantity   | Vendor | SKU   | Category                    | Location | Price    | Ext. Price | S |
|--|--------|---|-----------------------------|----------|----------|------------|---|
| 4.00   | LAN    | B314262728<br>CHESTNUT LEATHER<br>3-WAY ROCKER REC                                | ROCKER<br>REC<br>SUPERVALUE |          | 689.99   | 2,759.96   | O |
| 1.00   | PRO    | B910449296<br>PREMIUM<br>COMBO PREMIUM  | 5 YR<br>EPP                 |          | 349.99   | 349.99     | O |
| If during the five year term no claim is filed, the customer can receive 50% of the protection plan purchase price back in Ernie's store credit. It is the Customer's responsibility to contact Ernie's within 60 days of plan expiration in order to receive the store credit being offered. EFFECTIVE JUNE 1, 2014 |        |   |                             |          |          |            |   |
| ALSO COVERS 2ND TICKET   |        |   |                             |          |          |            |   |
| 1.00   | SMO    | B977002896<br>DBL RECLINING SOFA<br>MAIN COVER:<br>LEATHER - COLOR TO BE SELECTED | MOTION SOF<br>UPH           |          | 1,129.99 | 1,129.99   | O |

TO BE DELIVERED W/2ND TICKET  
 COMPLETED & SIGNED FORM 13 NEEDED

|                         |            |
|-------------------------|------------|
| Merchandise Total:      | \$4,239.94 |
| Delivery:               | 89.00      |
| Installation:           | 0.00       |
| Tax                     | 0.00       |
| Total Sale:             | \$4,328.94 |
| Total Payments/Credits: | 0.00       |
| Balance Due:            | \$4,328.94 |
| Amount Financed:        | 0.00       |

I hereby purchase, subject to the terms and conditions of the contract (both sides), the above described goods and/or services. I agree to pay the total amount due upon execution of this contract.

Customer's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**\*\* No Refunds or Exchanges on Special Order Items \*\***



City of Bellevue  
Office of the City Clerk

1500 Wall Street • Bellevue, Nebraska 68005 • (402) 293-3007

June 12, 2019

From: Susan Kluthe, City Clerk

RE: Information for Administration Report

- Completion of Proceedings, Claims, Notice of Meetings, Ordinances, and Notices for Public Hearings for Bellevue Leader
- Letters were sent out notifying owners of the Condemnation Hearing to be held at the Council meeting on 06.18.19
- Annexation ordinances recorded at the Register of Deeds Office and Annexation Notices disbursed to agencies and city departments
- Completion of Minutes of 06.04.18 Council Meeting and 06.06.19 Special Council Meeting
- Attended Agenda Meeting 06.11.19
- Posting of agenda for 6.18.19 Council Meeting
- Preparation of Council Packet and put on City of Bellevue & Sparq websites for the 6.18.19 Council Regular Meeting
- Working on organizing office files, both paper and electronic
- Final document requirements from organizations having Firework Stands continue to come in
- Working with Don Gifford on setting up inspection of Firework Stands
- Unpaid Vender fees for Annual Occupation Tax Stickers (8) – Still working on collecting or finding out if they still need the annual stickers.
- Preparation for a Board of Equalization Meeting
- Scanning & filing of documents into Contract Management Program, Laser Fiche, and filing of paper copy
- Day to day tasks



## CITY OF BELLEVUE FINANCE DEPARTMENT

1500 Wall Street – Bellevue, NE 68005 – (402) 293-3000

### Bellevue Finance Department Status Report June 18, 2019

#### **ACCOUNTING AND FINANCE**

- Continuing Budget Planning for 2019-2020 Fiscal Year-Getting Close!
- Capital Projects for 2019-20 being rescheduled
- Working on Annexation Analyses
- Continued Revision/Development of Finance Policies
- Treasury management; Deposit confirmations, Researched undocumented cash receipts
- Issued payments for approved expenses
- Data Entry of Journal Entries for department
- Authorized CDBG reimbursement
- Researched bills on minute record
- AP Review
- Monthly tax reports
- Monthly allocations to departments for fuel, fleet and postage, office supplies, janitorial supplies

#### **CDBG:**

- Accepted applications for CDBG funding assistance for 2019, reviewed applications for eligibility, and forwarded any questions onto HUD Representative for review.
- CDBG Committee Members reviewed applications and recommendations are being prepared.
- Reviewed Quarterly Subrecipient Activity Reports, sent request for reports/additional information, and prepared information for IDIS input.
- The City of Bellevue, in consultation with local service providers, agencies, and individuals, has prepared and will submit the 2019-2023 Consolidated Plan and 2019 Action Plan of Activities for Community Planning and Development Programs including the Community Development Block Grant (CDBG) to the U.S. Department of Housing and Urban Development (HUD) in accordance with regulations at 24 CFR Part 91 governing consolidated submission for community planning and development programs.

A public hearing for the purpose of obtaining public comments on the draft 2019-2023 Consolidated Plan and 2019 Action Plan is scheduled for:

**Tuesday, July 2, 2019, at 6:00 PM during the Bellevue City Council meeting  
in the City Council Chambers, 1500 Wall Street, Bellevue, Nebraska, 68005.**

## **RISK MANAGEMENT:**

- Continued processing existing claims and worked to bring open claims towards resolution and closure
- Continued to investigate/accept/deny new claims
- Conferred with nurses, employees, and claims administrator on complex injury claims
- Processed appropriate invoices for payment
- Continued to manage modified duties for restricted employees
- Conferred with legal, employees, and insurance carrier on liability claims/lawsuits
- Continued to work with Travelers adjusters regarding city property flood damage claim
- Continued attending EOC meetings and assisted in flood damage mitigation
- Provided orientation to three new employees
- Continued providing specific flood cleanup PPE to Public Works shops as needed
- Worked on Citywide vehicle inventory to get a correct inventory for accountability and insurance purposes
- Followed up with Parks Dept. on play equipment that needs to be removed due to safety concerns
- Worked on ADA updates, reports and City Transition plan.
- Seasonal park and facilities safety inspections
- Conducted all duties associated with surplus equipment auction
- Total Surplus Sales as of today: **\$339,535.51**

Respectfully submitted,

Rich Severson  
Finance Director, City of Bellevue



## City of Bellevue

### Personnel Department

1500 Wall Street • Bellevue, Nebraska 68005 • (402) 293-3019

## Human Resources Department Activity Report June 10, 2019

As per your request the following is a synopsis of the day to day activity performed by the HR Coordinator:

### **Record Management:**

Prep, Input and Record Payroll Changes for processing for June 14th

Processed Address Changes – 5

Name Change - 0

Travel & Training Requests Processed - 6

Narratives Received - 7

Recorded Performance Evaluations 6

Verifications of Employment – 4

### **Applicants/Recruitment:**

### **Benefit Orientation/Employee Exits/Resignations:**

1 - Full Time Exit

1 – Full Time Benefit Orientation

2 - Promotion

0 – Return from Leave

0 – Transfer

0– Leave of Absence

1 - Resignations/Terminations

### **Benefit Administration:**

Performed 2<sup>nd</sup> Quarter Random Drug and Alcohol Testing for all CDL required drivers

Enrollment/Rollovers - 1

Retirement Payout/Withdrawal - 1

Processed 457 Transfers/Enrollments/Changes - 0

Beneficiary Changes - 0

QDRO - 0

Processed New or changes to Principal Loan – 0

Processed new employees and enrolled them in TASC

Reconcile Retiree Payments and notified the retirees of payment amounts due.

Updating all files and data base with new amounts for voluntary life insurance files

Updating all files and data base with new LTD amounts and census for monthly billing

Auditing all beneficiaries for retirement and life ongoing

Audited and sent to finance for payment Life and AD& D June

Audited and sent to finance for payment the updated vision bills for May and June 2019

Auditing and sent to finance the payment Met Life Dental Bill and supplemental life insurance bill





## City of Bellevue

### Personnel Department

1500 Wall Street • Bellevue, Nebraska 68005 • (402) 293-3019

#### **Payroll Administration:**

Salary authorizations sheets sent to supervisors, directors and City Administrator in preparation for payroll increases.

Audited TASC payroll verification for correct amounts withdrawn

Communicating new UBA system for FSA participants and correcting the discrepancies found in the new system

Audited wellness incentives and corrected discrepancies

#### **Reports:**

Prepared Activity Report for HR Manager

#### **On-Going Projects:**

Prep new contract year sheets for Grade/Step/Anniversary Date/Changes

Auditing of Personnel Files to include updating database with new information

Auditing of I-9 forms

Prepare orientation packets & manuals for new employees.

Continuous auditing benefit deductions for new payroll software

**Training:** How to Address & Prevent Toxic Employees – 6-11-19

#### **Civilian Retirement Committee:**

#### **Human Resources Manager**

- Personnel issues – (6) matters
- Seasonal employee input
- Job description revision
- Applicant Tracking System management
- Budget review and custom reporting
- BPI custom report creation
- Handbook update review
- Employee HRIS maintenance
- BPOA contract review
- EAP Annual Review
- Employee investigation
- Employee appreciation picnic planning
- Civil Service: candidate notices, fire Captain promotional testing planning
- Payroll processing 05/31 payroll



## City of Bellevue

### Personnel Department

1500 Wall Street • Bellevue, Nebraska 68005 • (402) 293-3019

#### **Payroll Specialist**

Payroll processing

Phone backup for Human Services

Personnel file filing

Fulfill legal requests

Calculating all Admin times for all Classified and Unclassified

Calculating all comp times for all CEA members

After all balancing is done to Payroll Register, the usual payments or checks being printed to all misc. banks for all the following union dues: BPMA, CSBPOA, BPOA, CEA, IAFF and BPFA

Usual upload for all retirements which includes: Principal, John Hancock and Voya,

These are for the following: Civilians, Police and Fire Depts.

#### **Human Services**

Human Service Manager complete 5 Financial Applications and attended 9 Community Meetings concerning financial assistance or flood relief. The Human Service Manager also completed on New Employee Orientation.

**Specialized Transportation** traveled 2,213 miles with 375 passengers the last two weeks and the office registered five new client.



## City of Bellevue

Bellevue Public Library

1003 Lincoln Road • Bellevue, Nebraska 68005 • (402) 293-3157

# Memo

**To:** Jim Ristow, City Administrator

**From:** Julie Dinville, Library Director

**Date:** 6/4/2019

- 2019 Summer Library Programs (SLPs) for both children (infants through sixth grade) and young adults (seventh grade through 2019 high school seniors) officially began on Sunday, May 26 and will continue through July 20. Children will have an opportunity to participate in 85 programs, while teens can participate in 13 programs during the SLPs. In addition, both programs offer participants the opportunity to take part in reading challenges. The theme for both SLPs is "A Universe of Stories."
- The Kids Cruisin' Kitchen program began serving meals at the Bellevue Public Library on Tuesday, May 28, and will continue through Aug. 8. Kids Cruisin' Kitchen provides hot, nutritious meals to children 18 years and younger (and their families if there are extra meals) at no charge. They will be serving meals from 12 to 12:45 p.m., Monday through Friday at the library (no meals will be served on July 4). Kids Cruisin' Kitchen is sponsored by the Omaha Salvation Army, Food Bank for the Heartland and Hunger Free Heartland.
- Some 60 children enjoyed Book BINGO on Tuesday night, May 28, as part of the children's SLP program. This early literacy event for toddlers and older children allows children to enjoy BINGO and to win books. This month's theme celebrates "Rhymes and Tales." Book BINGO will also be held June 25. Children also enjoyed "Painting with the Art Sherpa: Kawaii Elephant" in a craft program on Wednesday, May 29, using a Bob Ross-like video to paint along with.
- The Young Adult Department is organizing a "Universe of Stories Food Drive" from May 28 to July 21. Members of the public can bring in nonperishable food items or hygiene products to benefit the local Food Pantry.
- Over 140 children and their families enjoyed the Space Jam SLP Kickoff Party on Friday, May 31, as part of the Children's SLP program. Children took part in "astronaut-in-training" events, made crafts and enjoyed refreshments. Costumes were encouraged but not required.
- Michelle Bullock, Head of Children's Services, and Amber Passey, Assistant Children's Librarian, participated in the Golden Sower Picture Book Reading Day at Seward Public Library on May 24<sup>th</sup>.





## City of Bellevue

### Bellevue Public Library

1003 Lincoln Road • Bellevue, Nebraska 68005 • (402) 293-3157

## Memo

**To:** Jim Ristow, City Administrator

**From:** Julie Dinville, Library Director

**Date:** 6/11/2019

- Laura Whitehead, Head of Adult Services, has restarted the Color Me Calm adult coloring sessions on Monday evenings, beginning on June 3. For the Color Me Calm event, the public can drop in and color themed pages with markers and colored pencils made available by the library. Herbal tea and soothing tunes are also provided.
- Over 600 children and their families enjoyed meals through the Kids Cruisin' Kitchen (KCK) program at the library in its first week of operation. In addition, KETV visited the library on June 6 and did a story on the Kids Cruisin' Kitchen program. On Wednesday, June 5, the Midwest Ballet Company gave a performance for KCK attendees featuring numbers from "The Wizard of Oz."
- Seventy-three attended the field trip to the Lauritzen Gardens in Omaha for a tour "Out of This World Plants." Admission for all attendees was provided free and after the tour of the gardens, children were given Venus flytrap seeds to plant and take home. The event was a Summer Library Program (SLP) event for children.
- Teens enjoyed making Solar System necklaces as part of the SLP for young adults at the library on Tuesday, June 4. Participants painted wooden beads to look like the planets before stringing up their necklaces in this craft event.
- Parents and children enjoyed the evening Storytelling Workshop for Families on Tuesday, June 4. The workshops in this series will also be held on July 2 and Aug 6. Guest presenters are members of the Omaha Organization for the Purpose of Storytelling (OOPS). In addition to practicing personal expression and creativity through storytelling, family members attending also made stick puppets to use with their stories.
- The Bellevue Library Foundation will be holding a book sale from June 15 to June 23. Members of the public will be able to purchase a paper grocery bag full of books for \$5.00 or individual items at half price. The sale, which is manned by volunteers, will be held during most open hours of the library. Monies raised go to the nonprofit Foundation to support library programs and services.





## City of Bellevue

### Fire Department

211 West 22<sup>nd</sup> • Bellevue, Nebraska 68005 • (402) 293-3153

## Bellevue Fire Department Council Report

Report Date 6/11/2019

### A. General Items:

- QA/QI
- Dr. Ernest and I are meeting with Nick Simon today for his “anniversary” meeting to discuss his year in EMS.
- EMD Agency Meeting @ Sarpy County on 6/10/19
- Burbridge is attending training update @ UNMC for Ebola, biocontainment, and infectious disease
- Physio-control will be here this week to repair SpO2 on one of our LifePak monitors
- Working on upgrading police MDC's from windows 7 to windows 10.
- Meeting with Core tech on our digital phone system.
- Budget meeting Tuesday 6/11/2019

### B. Training:

- Rope and Knots review and training.
- Vehicle extrication with Creighton
- Multi company drill.
- EMS Anaphylaxis management.

### C. Inspections:

- Plan review fire pump replacement Mission Vue apartments.
- Plan review for Dollar Tree.
- Inspection and witness the installation of two 30,000 gallon underground fuel storage tanks for the Casey's gas station.
- Day care inspection Lifechangers.

### D. Calls: System is down. No numbers available for this report.

Fire –

Rescue -





## City of Bellevue

### Fire Department

211 West 22<sup>nd</sup> • Bellevue, Nebraska 68005 • (402) 293-3153

#### **E. Ambulance Billing**

##### **May 1-31, 2019**

\$132,026.00 has been billed out to insurance companies (170 insurance claims)  
<\$59,411.70 >approximate amount we will have to write off due to mandatory adjustments/write-offs  
(45% of \$132,026.00)

**\$72,614.30** is the anticipated, approximate net revenue from these insurance billings

##### **Deposited into Bank:**

**\$ 88,944.06** deposited into the bank May 1-31, 2019.

**496.50** in Credit/Debit card payments for May 1-31, 2019.

**\$ 89,440.56 TOTAL** May 1-31, 2019 rescue fee revenue

##### **Statement Billing:**

171 statements were mailed to patients for unpaid account balances.

These statements totaled \$132,791.00

This is money owed the City from patients who have balances on their accounts after their insurance has paid **OR** patients who are self-pay.

#### **F. Manpower Report Staffing**

Staffing Report from 5/27/2019 through 6/2/2019

|           |    |                   |                             |
|-----------|----|-------------------|-----------------------------|
| Monday    | AM | Full              |                             |
| Monday    | PM | Full              |                             |
| Tuesday   | AM | Full              |                             |
| Tuesday   | PM | Full              |                             |
| Wednesday | AM | T21               | 3-Person                    |
| Wednesday | PM | Full              |                             |
| Thursday  | AM | T21, E31          | 3-Person                    |
| Thursday  | PM | E31               | 3-Person                    |
| Friday    | AM | Full              |                             |
| Friday    | PM | Full              |                             |
| Saturday  | AM | E1, E41           | 3-Person T21, EMS Sup 2 OOS |
| Saturday  | PM | E1, T21, E31, E41 | 3-Person EMS Sup 2 OOS      |
| Sunday    | AM | Full              |                             |
| Sunday    | PM | Full              |                             |





## City of Bellevue

### Fire Department

211 West 22<sup>nd</sup> • Bellevue, Nebraska 68005 • (402) 293-3153

#### Staffing Report from 6/3/2019 through /9/2019

|           |    |                   |          |         |
|-----------|----|-------------------|----------|---------|
| Monday    | AM | T21               | 3-Person |         |
| Monday    | PM | Full              |          |         |
| Tuesday   | AM | E41               | 3-Person |         |
| Tuesday   | PM | Full              |          |         |
| Wednesday | AM | E1, E31           | 3-Person |         |
| Wednesday | PM | E1, E41           | 3-Person |         |
| Thursday  | AM | E1, E31           | 3-Person |         |
| Thursday  | PM | E41               | 3-Person |         |
| Friday    | AM | T21, E31          | 3-Person |         |
| Friday    | PM | T21               | 3-Person |         |
| Saturday  | AM | E1, E31           | 3-Person | T21 OOS |
| Saturday  | PM | E1, T21, E31, E41 | 3-Person |         |
| Sunday    | AM | T21, E31, E41     | 3-Person |         |
| Sunday    | PM | E1, T21           | 3-Person |         |





## City of Bellevue

Office of the Planning Department

**To:** Mayor Hike  
City Council  
City Administrator Jim Ristow  
**From:** Chris Shewchuk, Planning Director *CS*  
**Date:** June 12, 2019  
**Subject:** Department comments for Administration Report

The next Planning Commission meeting will be on Thursday, June 20. The Commission will be considering a text amendment regarding permitted uses in the BN zoning district and a change of zone request for property at 30<sup>th</sup> Street and McCorkindale Avenue. Tammi and I met with the Planning Commission chair to discuss the agenda.

We received a submittal for the “extended” portion of Belle Lago South with the road extension that will allow the development to access 45<sup>th</sup> Street and provide an exit to 48<sup>th</sup> Street.

Staff is now working on two SID annexation packages which will be brought before the Planning Commission at the July and August meetings. I have had several discussions with the Finance Director and representatives of various SIDs regarding the annexation proposal.

We are working with the developer of a multi-family residential project in the Normandy Hills area; this could possibly be on the July Planning Commission agenda.

Tammi attended the Chamber Economic Development Council meeting and a meeting of the Sarpy County Housing Solutions group.

We have been working with several individuals/groups regarding upcoming projects (plattings, zoning changes, new buildings) that we expect to see at the Planning Commission in the next few months.

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## INTEROFFICE MEMORANDUM

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**TO:** JIM RISTOW  
**FROM:** CAPTAIN STUKENHOLTZ  
**SUBJECT:** DIRECTORS BRIEF  
**DATE:** 6/12/2019

We graduated 16 young people from the Teen Citizen Academy May 30.

We are continuing with background investigations on entry level police candidates.

We had numerous applicants for Code Enforcement Technician and Front Desk Clerk II openings and will begin the selection process to fill both.

Continuing to work on various personnel issues with the legal department.

Continuing work on the upcoming budget.

President Trump landed at Offutt Air force base June 11<sup>th</sup> and he and his security detail were assisted in travelling into Iowa for an event and back.

## Dave Stukenholtz

---

**From:** Ed Foreman  
**Sent:** Monday, June 10, 2019 8:36 AM  
**To:** Mark Elbert; Dave Stukenholtz  
**Cc:** Joey Bockman; Ed Foreman  
**Subject:** Weekly Stats

CE1 – Tuesday June 4, 2019 thru Friday June 7, 2019

CE2 – Monday June 3, 2019 thru Friday June 7, 2019

CE3 – Monday June 3, 2019 thru Friday June 7, 2019

Calls – 223

Notices:

Zoning – 4

Nuisance – 56

Clean Ups - 17

Tree Removal – 0

Certified Notices – 32

Officer Initiated – 28

Towed Vehicles – 0

Red Tags – 4

## **Dave Stukenholtz**

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**From:** Ed Foreman  
**Sent:** Monday, June 03, 2019 8:49 AM  
**To:** Mark Elbert; Dave Stukenholtz  
**Cc:** Joey Bockman; Ed Foreman  
**Subject:** Weekly Stats

CE1 – Tuesday May 28, 2019; Thursday May 30, 2019 thru Friday May 31, 2019

CE2 – Tuesday May 28, 2019 thru Friday May 31, 2019

CE3 – Tuesday May 28, 2019 thru Friday May 31, 2019

Calls – 244

Notices:

Zoning – 1

Nuisance – 54

Clean Ups - 0

Tree Removal – 0

Certified Notices – 16

Officer Initiated – 22

Towed Vehicles – 0

Red Tags – 5