

Bellevue City Council Meeting

Tuesday, December 3, 2019 6:00 PM

Bellevue City Hall

1500 Wall Street

Bellevue, NE 68005

1. PLEDGE OF ALLEGIANCE
2. INVOCATION - Pastor Joseph Gastineau, Revival Tabernacle Church, 2226 Jefferson Street.
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
 1. *Approval of the Minutes from November 19, 2019 City Council Meeting.
6. * APPROVAL OF CLAIMS
7. SPECIAL PRESENTATIONS: None
8. ORGANIZATIONAL MATTERS: None
9. APPROVED CITIZEN COMMUNICATION:
 - a. Request to address Council regarding increase in salary - Harvey Wiltsey - 211 Martin Drive.
10. LIQUOR LICENSES: None
11. ORDINANCES FOR ADOPTION (3rd reading):
 - a. Ordinance No. 3966: Request to annex Sanitary and Improvement District #67, Normandy Hills. Applicant: City of Bellevue (Land Use Planner)
 - b. Ordinance No. 3970: Request to annex Sanitary and Improvement District #242, Cedar View. Applicant: City of Bellevue (Land Use Planner)
 - c. Ordinance No. 3977: An Ordinance to amend Section 2-28 of the Bellevue City Code pertaining to executive sessions (City Attorney)
 - d. Ordinance No. 3978: An Ordinance to amend Article IV, Chapter 2, of the Bellevue City Code by adding a new Section 2-208 regarding removal of elected officials for misconduct (City Attorney)
 1. Approve amended Policy Resolution 35 regarding Principles of Conduct and Decorum (City Attorney)
 - e. Ordinance No. 3981: An Ordinance to redefine ward boundaries due to recent annexations (Administration)
12. ORDINANCES FOR PUBLIC HEARING (2nd reading): None
13. ORDINANCES FOR INTRODUCTION (1st reading):
 - a. Ordinance No. 3984: Request to amend Sections 5.22, 5.23, and 5.24, City of Bellevue Zoning Ordinance, regarding permitted uses. (Planning Manager) [*Suspend the statutory rule requiring reading on three different days, hold a public hearing at tonight's meeting, and vote on the ordinance after the public hearing*]
14. PUBLIC HEARING ON MATTERS OTHER THAN ORDINANCES:
 - a. Approve request of application for a privately-operated farmers market at Washington Park to be held on Saturday mornings, 5/23/2020 to 9/26/2020 [with the exception of 8/1/2020 due to Arrows to Aerospace] from 6:30 A.M. to 12:00 P.M. [actual hours of operation of market will be 8:00 A.M. to 12:00 P.M.] (City Clerk)
15. RESOLUTIONS:
 - a. Resolution No. 2019-40: Authorizing the Submission of the Consolidated Annual Performance and Evaluation Report (CAPER) for the 2018-2019 Community Development

Block Grant Program Year to the U.S. Department of Housing and Urban Development and authorize the Mayor to sign (CDBG Specialist/Finance Director)

16. CURRENT BUSINESS:

a. Approval of the Veteran's Memorial Project at Bellevue Cemetery and to use Community Betterment Funds of \$16,812 to pay for the project (City Administrator)

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

18. CLOSED SESSION: None

19. ADJOURNMENT

MINUTE RECORD

*5b1.
12/3/19

Bellevue City Council Meeting, November 19, 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 19th day of November, 2019, at 6:00 p.m. Present were Council Members Bob Stinson, Paul Cook, Pat Shannon, Don Preister, Thomas Burns, and Kathy Welch. Absent: None.

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. Assistant Pastor William Johnson, Revival Tabernacle Church, 2226 Jefferson, 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 Cook, seconded by Preister, to amend the agenda by placing Item 14a, Public Hearing for the Event Application for Christmas in Olde Towne, under Item 7a Special Presentations.

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

Motion was made by Cook, seconded by Burns, to approve the agenda as amended.

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

Approval of the Consent Agenda

Councilman Shannon asked to remove Items 5b1, Approval of the Minutes from the November 5th, 2019 City Council Meeting and 5b2, Approval of Cancellation of the January 7, 2020, City Council Meeting and Authorizing Staff to pay bills that cannot be held over until the January 21, 2020 City Council Meeting, from the consent agenda.

Motion was made by Shannon, seconded by Preister, to approve the consent agenda as amended which included: Approval of Claims and Approval of Hunting Waiver Application.

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

Approval of the Minutes from November 5, 2019 City Council Meeting

Motion was made by Shannon, seconded by Burns, to approve the minutes from the November 5, 2019 City Council Meeting.

Councilman Shannon expressed interest in the departure from the normal minutes. He commented the minutes are 14 pages long. The minutes are more verbose than what has been done in the past. He questioned if this is the norm to stay consistent, if this for a special occasion, or if policy is changed on how to do minutes. Mayor Hike replied there were a lot of comments at the last meeting.

Ms. Bree Robbins, City Attorney, advised it is within the rights of Robert's Rule to transcribe the minutes as the City Clerk deems fit, to comply with Robert's Rule of Order. The minutes can be as detailed as possible, or include less detail. She explained the minutes were reviewed by Ms. Tahnee King, City Paralegal. Ms. Robbins commented she is fine with the minutes as well, because so many people spoke and spoke at great length. It was better to err on the side of putting more detail in these minutes.

Councilman Shannon requested clarification if this is the policy going forward to stay this verbose. Ms. Robbins commented it is within the Clerk's discretion to do the minutes as deemed fit as long as it complies with the rules. Councilman Shannon requested the following items to be included in the minutes: letter from the ACLU, letter from the Nebraska Broadcaster Association, and a letter from him back to the Nebraska Broadcaster Association.

Ms. Robbins explained on page five of the minutes it does refer to the letters Councilman Shannon mentioned, along with other letters. Councilman Shannon stated the content of Ms. Robbins discussion was included; however, the content of the letters was not included. He advised Mr. Chuck Frederik objects the fact he received only a sentence, where other people received a paragraph.

Motion made by Shannon to amend the minutes to include the aforementioned items.

Councilman Preister stated the items Councilman Shannon would like included were referenced in the agenda for that meeting, making them a part of the permanent record. They were then referenced in the actual meeting minutes which are permanent.

MINUTE RECORD

Bellevue City Council Meeting, November 19, 2019, Page 2

Ms. Robbins advised the items were attached to the November 5th Council agenda.

There was no second to the motion, therefore the motion died to a lack of second.

Motion made by Shannon, seconded by Burns, to approve the Minutes from November 5, 2019 City Council Meeting.

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

Approval of Cancellation of the January 7, 2020, City Council Meeting and Authorizing Staff to Pay Bills that cannot be held over until the January 21, 2020, City Council Meeting.

Motion made by Shannon, seconded by Preister, to approve the cancellation of the January 7, 2020, City Council Meeting and authorizing staff to pay bills that cannot be held over until the January 21, 2020, City Council Meeting.

Councilman Shannon requested clarification on the reason for the cancellation. Councilman Preister stated it has been tradition to cancel the second meeting in December due to the holiday season. With the meetings changed to the first meeting in January, the meeting is close to the New Year holiday.

Further discussion ensued on this topic.

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

SPECIAL PRESENTATIONS:

Mr. Duane Safarik and Mr. Kevin Hensel, Bellevue Chamber of Commerce, provided a presentation and update on the Branding and Imaging Initiative for Bellevue.

PUBLIC HEARING ON MATTERS OTHER THAN ORDINANCES:

Approval of an Event Application for the Greater Bellevue Area Chamber of Commerce / Light Up Bellevue City of Bellevue for Christmas in Olde Towne on Saturday, November 30, 2019, from 2:00 P.M. - 7:00 P.M. (Actual Event runs from 4:00 P.M. - 7:00 P.M.), on Mission Avenue and Washington Park (City Clerk)

Mayor Hike opened the meeting to a public hearing to give opportunity for individuals to speak in favor of or in opposition to the application.

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.

Councilwoman Welch thanked all the volunteers for their hard work for "Light Up Bellevue", specifically Mrs. Joanna Hike for bringing it all together.

Motion was made by Welch, seconded by Burns, to approve an Event Application for the Greater Bellevue Area Chamber of Commerce / Light Up Bellevue City of Bellevue for Christmas in Olde Towne on Saturday, November 30, 2019, from 2:00 P.M. - 7:00 P.M. (Actual Event runs from 4:00 P.M. - 7:00 P.M.), from Mission Avenue to Washington Park. 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

APPROVED CITIZEN COMMUNICATION: None

LIQUOR LICENSES: None

ORDINANCES FOR ADOPTION: (Third Reading)

Ordinance No. 3976: Request to annex Lot 37, Orchard Valley. Applicant: City of Bellevue. (Land Use Planner)

Ordinance No. 3976, an ordinance to annex to the City of Bellevue, Sarpy County, Nebraska, certain lands, lots, and real estate lying within Lot 37, Orchard Valley, 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 Cook, seconded by Burns, to adopt Ordinance No. 3976, an ordinance to annex to the City of Bellevue, Sarpy County, Nebraska, certain lands, lots, and real estate lying within Lot 37, Orchard Valley, to the City of Bellevue, Sarpy County, Nebraska, and designating an effective date, with the effective date of December 6, 2019.

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

Ordinance No. 3976 was passed and adopted.

MINUTE RECORD

Bellevue City Council Meeting, November 19, 2019, Page 3

Ordinance No. 3979: Request to rezone Lots 1 - 72, and Outlots A-C, Belle Lago Replat 1, from RG-50-PS and RG-28-PS to RG-8-PS in order to facilitate a townhome development, Approval of the preliminary plat; Approval of the final plat, and Approval of the Second Amendment to the Belle Lago Subdivision Agreement for Lots 1 through 72, and Outlots through C, Belle Lago Replat 1. (Land Use Planner)

Ordinance No. 3979, an ordinance to amend the Official Zoning Map of the City of Bellevue, Nebraska, as provided for by Article 3 of Ordinance No. 3619 by changing the zone classification of land located at or about the southeast corner of 48th Street and Capehart Road, more particularly described in Section 1 of the Ordinance and to provide an effective date, was read by title only for the third and final time.

Motion was made by Preister, seconded by Welch, that Ordinance No. 3979 be adopted. Roll call vote on the motion to approve as follows: Stinson, Cook, Shannon, Priester, Burns, and Welch voted yes; voting no: none. Motion carried.

Ordinance No. 3979 was passed and adopted.

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

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

Motion was made by Welch, seconded by Preister, to approve the Second Amendment to the Belle Lago Subdivision Agreement for Lots 1 through 72, and Outlots through C, Belle Lago Replat 1. Roll call vote on the motion to approve as follows: Stinson, Cook, Shannon, Priester, Burns, and Welch voted yes; voting no: none. Motion carried.

Ordinance No. 3980: Request to rezone Lot 1, South Woods, Replat 3, from MH, BGH, and RG-8 to RG-8 for the purpose of an elementary school. Applicant: Kenneth Hahn Architects. General Location: Fort Crook Road and Childs Road West (Land Use Planner)

Ordinance No. 3980, an ordinance to amend the Official Zoning Map of the City of Bellevue, Nebraska, as provided for by Article 3 of Ordinance No. 3619 by changing the zoning classification of land located at or about Fort Crook Road and Childs Road West more particularly described in Section 1 of the Ordinance and to provide an effective date, was read by title only for the third and final time.

Motion was made by Preister, seconded by Welch, that Ordinance No. 3980 be adopted. Roll call vote on the motion to approve as follows: Stinson, Priester, Burns, and Welch voted yes; voting no: Cook and Shannon. Motion carried.

Ordinance No. 3980 was passed and adopted.

Motion was made by Preister, seconded by Welch, to approve the Conditional Use Permit for Lot 1, South Woods, Replat 3. Roll call vote on the motion to approve as follows: Stinson, Priester, Burns, and Welch voted yes; voting no: Cook and Shannon. Motion carried.

Motion was made by Preister, seconded by Welch, to approve the Small Subdivision Plat Lot 1, South Woods Replat 3. Roll call vote on the motion to approve as follows: Stinson, Priester, Burns, and Welch voted yes; voting no: Cook and Shannon. Motion carried.

ORDINANCES FOR PUBLIC HEARING: (Second Reading)

Ordinance No. 3977: An Ordinance to amend Section 2-28 of the Bellevue City Code pertaining to executive sessions.

Ordinance No. 3977, an ordinance to amend Section 2-28 of the Bellevue Municipal Code pertaining to executive sessions of the City of Council; to repeal such Section as heretofore existing; and to provide an effective date of this ordinance, was read by title only for the second reading and presented for public hearing, for the second time.

Mayor Hike opened the meeting to a public hearing to give opportunity for individuals to speak in favor of or in opposition of Ordinance No. 3977, Ordinance No. 3978, and Policy Resolution 35.

Councilman Preister mentioned this is the second public hearing. There is a revision in the packet from November 5, 2019. Many of the public comments from the last public hearing were taken into account and many of the comments were incorporated into the amendment.

Ms. Sarah Centineo spoke in opposition of the proposed ordinance. She commented she has issues with the role the City Administrator in the investigative role. The way the ordinance is written gives the City Administrator free reign to decide whether something is with or without merit, including accusations against Council Members or the Mayor. City Administrator is paid by the City and is not without a conflict of interest. There would be a serious issue with transparency. It is not standard practice to have an employee investigate an employer.

MINUTE RECORD

Bellevue City Council Meeting, November 19, 2019, Page 4

Ms. Centineo questioned who has proposed this ordinance. Councilman Cook replied a few Council Members have concerns that behaviors needed to be addressed and stopped. He stated he has made contact with Administration and requested research to see what could be done. Ms. Centineo questioned if the effort then failed. Councilman Cook responded the research found there is a state law for cities of the First Class. The City has every right to take the state law to this level for a fair process. He explained if there is a state law, the law can be put into effect in the City. If people don't like the law, they should contact their State Senator. Ms. Centineo stated her question was if other remedies have been used to address issues.

Ms. Robbins advised the Code of Conduct in Policy Resolution No. 35 was reviewed. The violations of the Code of Conduct were already in place, however it ended there. There is nothing stating what could be done if someone violates it. There could be letters sent or conversations, but these actions continue because there is no ordinance and there is no policy resolution.

Ms. Robbins addressed the concern Ms. Centineo has regarding the role of the City Administrator. She asked if she has time to review the amended ordinance. Ms. Centineo replied yes. Ms. Robbins questioned where it states that in the ordinance. Ms. Centineo commented she would have to look at the ordinance. She referred to when a complaint is filed with the City Clerk and meets the criteria it goes to the City Administrator. The City Administrator then decides if it receives a written reprimand and goes to a hearing. After it passes through the City Administrator it goes to the City Council. Ms. Robbins explained the amended ordinance does not have that language in it. Someone can file a complaint. She referred to paragraph A, 1 and 2, page one, Ordinance No. 3978. If someone files a complaint it needs to be timely filed, within 60 days. The City Clerk receives the complaint. The City Administrator will verify it has been filed in 60 days. The City Administrator has to ensure it was filed in 60 days. Second, it states the written complaint needs to be signed and verified. A (1) 3., if it was filed by a citizen that their address is listed and they are in fact a resident in Bellevue. If people are filing complaints against a Council member they need to live and reside in Bellevue. Again, the City Administrator will verify that. A (1) 4., the written charge specifically identifies misconduct. The City Administrator is not doing an investigation. He is not determining if it is a misconduct. It is a checks and balance system. If those things aren't met, the City Administrator will administratively close it as written. A (2), if the City Administrator dismisses it because it doesn't meet the requirements, not only does he dismiss, the Council Members will receive it. If the Council Members feel it shouldn't have been closed, they will prepare and draft a resolution, and proceed. Again, Ms. Robbins stated she wanted to clarify the City Administrator is not doing an investigation. Ms. Centineo apologized for the misunderstanding. She questioned if the City Administrator is still the Gate Keeper. Ms. Robbins stated yes, he does receive the complaint.

Ms. Centineo stated her other issues are the definition of misconduct. The only particulars on misconduct are on the outside of closed session. She questioned if that is the only thing specifically included in the ordinance. Ms. Robbins replied in Ordinance No. 3977 yes, in Ordinance No. 3978 it references Policy Resolution 35. Policy Resolution 35 outlines additional misconduct. Ordinance No. 3977 only pertains to Code 2-28 which discusses the Closed Session. Ms. Centineo mentioned Councilwoman Welch discussed issues of sexual harassment. She questioned if that is included in the ordinance. Ms. Robbins replied it is included in Policy Resolution 35. This specifically outlines the principles and conduct of decorum. The use of vulgar, threatening, abusive or disparaging language, or inappropriate sexual behavior or remarks or racial or ethnic slurs, directed at the Mayor, any particular member of the City Council, any City official or employee or any member of the general public shall not be tolerated. Ms. Centineo stated the misconduct is still broadly construed. The other issue is this is not a judicial body.

Ms. Centineo questioned if Grand Island or Fremont has used this ordinance. Ms. Robbins commented she is not aware they have had to use it. The ordinance was not challenged when implemented and passed. Ms. Centineo questioned if any city of the first class in Nebraska has had to implement the ordinance in a trial setting. Ms. Robbins replied she does not recall any city of the first class having had to use the ordinance. Ms. Centineo questioned then there is no way to know what the legal challenges would be if implemented. Ms. Robbins replied that could be argued with any state law. Ms. Centineo questioned what rules of evidence would supply if there is a hearing. The Council does not have the power since they are not a judicial body. Mayor Hike commented this isn't the room to argue that in. The City is set up by state statute to do it. Ms. Centineo commented there is no penalty for perjury, there is no way to enforce witnesses to appear. There are many flaws in the ordinance. Mayor Hike replied hopefully the City will never find out. Ms. Centineo questioned why implement an ordinance the City would never use.

Mr. Michael Wills thanked Ms. Robbins on the work she has done on the amended ordinance. He referred to 2-28. He questioned if it is still going to be misconduct, if an individual in a closed session discloses illegitimate items or perceived illegitimate items, that were discussed in closed session. Mayor Hike commented if something illegal is happening that does not stop somebody from whistleblowing. Councilman Shannon commented there is no written exception included for whistleblowing. Ms. Robbins advised it is already accounted for in state law. Under the Open Meetings Act, in Closed Session, it is already accounted for if the topic is in Closed Session.

Mr. Wills inquired if the ordinance covers prior bad acts or going forward. Mayor Hike advised it is from the time the ordinance goes into effect.

Mr. Wills questioned what happens if the person making the claim owns a building in Bellevue, but their main resident is not in Bellevue. Ms. Robbins explained the citizen must be a resident. Whether they are a registered voter is not accounted for in the statute. This can be considered moving forward.

MINUTE RECORD

Bellevue City Council Meeting, November 19, 2019, Page 5

Mr. Wills questioned how the process will work if a Council Member receives a call from a person who wants to make a complaint against another Council Member, but the citizen does not want their name used. Ms. Robbins advised the Council Member can make a complaint. The process is set up where the person making the complaint would have to appear at the hearing. If the person does not show up to the scheduled hearing the complaint would be dismissed.

Mr. Wills inquired how the process will work if a Council Member makes a complaint against another Council Member. If the Council Member who the complaint is against is not allowed to vote, will the Council Member making the complaint be allowed to vote. He feels the Council Member making the complaint should be out of the voting process. Ms. Robbins referred to a case where the person who brought forth a complaint was also the judge and the executioner. There are appeal rights if someone is removed from office. The person would have the right to take it to district court. There is not an issue to be the accuser, the judge, and the executioner. Conversation ensued on this subject.

Mr. Wills questioned if the written reprimand and the oral reprimand are like a censure. Ms. Robbins explained it is set up to after the hearing, there will be an original vote on whether or not there is misconduct. If there is no misconduct, it will not proceed to the next phase. If there is vote there is misconduct, there would be a separate motion to apply one of the sanctions. Mr. Wills clarified the first time a complaint is received the Council Member receives a written reprimand. The second complaint will warrant a verbal reprimand in front of the public, the third complaint is removal from any committees, and the final step will be removal from the City Council. Ms. Robbins clarified it is set up this way in progressive sanctions. Mr. Wills stated he thinks the Council President should write the written reprimand.

Mr. Wills questioned when a person sits in on Closed Session, who they can talk to about the topic. Can they talk to their spouse, child, or extended family? Mayor Hike explained nothing should be discussed outside of Closed Session.

Mr. Wills mentioned there are may be items brought up which are sensitive in nature, such as sexual harassment. He would like to see the accused have the right to a closed session for those type matters. Ms. Robbins stated the Council would need to make a motion to go into Closed Session or the accused would need to make the request.

Councilman Shannon referred to appeal rights. He questioned declaring a seat vacant shouldn't occur until after the appeal rights expire. Ms. Robbins replied no. She advised pursuant to statute if removed, you are removed forthwith. If someone wanted to challenge that in district court they could. The vacancy would happen immediately as set up in state law. Councilman Shannon inquired if the person wins in district court, could they be replaced into the seat someone else has been appointed to. Ms. Robbins replied that is correct.

Mr. Jim Moudry read a letter from the Sarpy County Republican Party Chairman into the record. This letter was voted on November 7th, before the latest amendments were made. He mentioned some of the items in the letter have already been addressed. He advised the letter was addressed to the Honorable Mayor Hike, with copies sent to the City Council Members and City Administrator. The Sarpy County Republican Party is in strong opposition to the proposed ordinance which would usurp the powers of the citizens of the City of Bellevue to elect and remove their Council members and do not believe this is the right thing to do. They ask that the Council consider carefully the action they take that it is within the law and reflects the point of view of the citizens of Bellevue. Please place in the written record of Bellevue City Council.

Ms. Robbins mentioned since receiving the letter last week, she has had the opportunity to research and review Robert's Rules of Order. She thanked Mr. Moudry for his feedback at the last meeting. She agreed with his comments it is the right of the Council and not the right of the City Administrator. The original proposal did give the City Administrator some power and that has been removed. The amended proposal gives the power to the City Council, which is the elected body. In reviewing Robert's Rules of Order, the amended ordinance is in compliance with Robert's Rules of Order and state law. Mr. Moudry referred to a section in Robert's Rules that addresses the rights of the removing a member. It mentions there is no right to go beyond on what is necessary for self-protection and publish the charges against the member. In a case where a member of society was expelled and an officer of the society published was expelled, an officer of the society published by a statement to the charges to the grave charge which he was found guilty. Expelled member recovered damages from the officer in a suit for liable. The court holding that the truth of the charges did not affect the case. There may be a legal concern if the charges are published.

Mr. Moudry referred to the state law that was mentioned early. It states a city of the first class, by ordinance, may provide for the removal of elected officers from the city for misconduct. The law does not bind the city to the removal of an elected officer. He stated he has objection to a word left out in Policy Resolution 35, paragraph E. He would like to see the word disparaging removed. The resolution will also need clean up on punctuation and other minor clean ups. Councilman Preister requested Mr. Moudry send his revisions to the legal department. Mr. Moudry stated he does have objection to the removal of office. He does agree with the sanctions and believes it provides adequate transparency.

Mr. Matthew Barros stated he is in opposition. The fact the city needs to do this is very sad and pathetic. There is a problem with transparency. He expressed the fact everyone is adults and should treat each other with respect and dignity. He requested the Council gives this more thought, considering all the objections.

MINUTE RECORD

Bellevue City Council Meeting, November 19, 2019, Page 6

Mr. Brian Hanson suggested an amendment to include Bellevue residents and/or anyone having business in front of the Council. There are people within the jurisdiction the Council opposes rulings, directives, and ordinances on. Even though they may not be residents, they are in the jurisdiction. He referred to Closed Session meetings, stating there are other City Officials who attend these meetings, as well as other people. The subject should be addressed with others attending Closed Session as well, not only City Council Members. Ms. Robbins advised the City Employee Handbook addresses confidentially matters. There would be internal reprimands if there is a violation.

Mr. Hanson referred to Policy Resolution 35. He stated it refers to consequences for elected officials only. Mr. Hanson commented the word obscene was removed from the briefing card the Mayor would read before a meeting due to ACLU. Ms. Robbins explained there have been words removed from Policy Resolution 35 in the last amendment.

Mr. Hanson questioned what the procedure is if the City Administrator or City Attorney have a complaint. He inquired if it would be a conflict of interest and if the Mayor would split a tie vote since it is not an elected official. Ms. Robbins explained the Council Member who brings the complaint does not need to abstain from voting. The Council Member could be the accuser, the judge, and the executioner. In regards to the City Attorney filing a complaint against a Council Member, the City would need to contract out for an outside attorney. Conversation ensued on conflict of interest procedures. Mr. Hanson commented he is against the proposed ordinance.

Mr. Bill Baldwin stated the word transparency is a tough word to be using in relationship to the tax payers. Transparency is something required, not something the City officials should strive to do. He commented any grievances among the Council Members should be solved amongst themselves. He questioned where the proposed ordinance was driven from. Mayor Hike explained there have been multiple Council Members requesting the problems are addressed and put to an end. He explained the Council Members are representing the voters, therefore if they are requesting issues be addressed, you know there is a problem. Mr. Baldwin stated the issues have not become public knowledge. If the issues are minimal, they should be resolved among the Council themselves. Ms. Robbins asked Mr. Baldwin if he has suggestions on how to resolve the issues. She advised him when she became City Attorney, she was asked to research this item to verify if there was something that could legally be done. She stated without an ordinance in place, nothing could be done. Mr. Baldwin commented the issues could be brought to a Citizens Advisory Committee. Mayor Hike commented the Citizen Advisory Committee is the Council, which was voted in by the people. Discussion followed.

Councilman Burns left the Council Chambers at 7:18 p.m.

Mr. Baldwin commented he has not heard a member of the public speak in favor of the proposed ordinance. Mayor Hike stated Mr. Tom Richards spoke in favor of the ordinance at the last public hearing. He mentioned he has had several people tell him they are in favor of the ordinance. The ones opposed are the ones sitting in Council Chambers.

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

Ms. Leanne Gifford stated she is in favor of the ordinance. The removal portion is an extreme measure, which should be used in extreme measures. She referred to the concerns the public has had with the issue of transparency. She advised if they listen closely, they would be able to figure out the issues. In the last meeting Councilwoman Welch mentioned she had been the target of sexually inappropriate comments. The Mayor has made reference to threats and bullying that have been made. Letters, calls, and emails have been sent to address the issues, yet they still haven't stopped. If the comments are being directed to an employee, the employee is getting a cause of action under the Nebraska Equal Opportunity Commission under the Federal Equal Opportunity Commission. This is putting the City of Bellevue at risk and exposing the City for financial damages. When a Council Member is putting the City at a financial risk, they should be removed. Council Members should not disclose information discussed in Closed Session. If they do this should also result in removal. Ms. Gifford addressed the process of a recall. The recall process is difficult, time consuming, and may not work. There needs to be a way of getting rid of a liability.

Mayor Hike commented he expects big things to come in front of the City Council in the next few months and there cannot be people talking about it.

Mr. Barros requested clarification if an attorney would have to be paid for by the person being accused. Ms. Robbins explained if charged with a criminal complaint, that warrants jail sentence, the person has a right to an attorney under the Constitution. Since this is not a criminal case, with no jail sentence, there are no Constitutional rights to an attorney. If it were an employment matter an attorney could be covered by the union or the employee.

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

Councilman Shannon read a statement from Mr. Chuck Fredrick and submitted it into the record. Mr. Fredrick's letter stated: "When I spoke at the last meeting, I suggested you vote no on the resolution because, like I said, there are 2 mechanisms to replace a city councilperson. One is voting the person out and the other is a recall petition. When you have 8-10 thousand people vote you in, there is no way 5 people should be able to vote you out. This is not a banana republic. The majority of people don't want this and I predict whoever voted for it will not be re-elected next time for office".

MINUTE RECORD

Bellevue City Council Meeting, November 19, 2019, Page 7

Councilman Shannon stated the calls and emails he has received are against the proposed ordinance. Councilman Shannon read a statement from Mr. Raymond Pierce in to the record. Mr. Pierce's email outlined what he feels should be the correct procedure for removal of a Council person not being recalled.

Councilman Cook agreed with Mr. Barros comment that it is sad and pathetic to have gotten to this point. He stated there are hurt employees who have been disrespected. There are two words to end this, "stop it". Whoever is doing these things simply needs to stop.

Councilman Cook read a statement he prepared. In his statement, he mentioned elected officials should conduct themselves in a professional and respectful manner at all times. He explained the nature of Closed Session meetings and how the information should remain confidential. There are no consequences in place, if matters are discussed outside of Closed Sessions. The proposed ordinances not only address matters of Closed Session, but conduct and behavioral issues. The ordinances address vulgar language, bullying, name calling, making threats, and sexual innuendos. He explained the City Administrator has no authority to reprimand discipline to the Council, as they are elected officials. Elected officials should refrain from using vulgar language, bullying, name calling, bullying, threats, and sexual innuendos to City employees. Without the ordinances in place, how does the City address hurtful, harmful, and discriminating comments made by elected officials. The ordinances are the most timely and effective way to address these matters. An elected official should not constantly and continuously make threatening and harassing comments to or about City employees. These comments have included: name calling, lying to, threats of physical violence, being argumentative, use of vulgar language, intimidation, manipulation, disrespectful and sexual in nature. An elected official should not release information from Executive Sessions. An elected official should not disrupt meetings with hurtful, harmful, and disrespectful comments. An elected official should not state to another elected official "I should back hand you simply because you disagree". An elected official should not make a comment to a City employee "that if you do that again, I will put my effin foot in your effin word A, referring to rear end", because they disagree. An elected official should not talk about a City employee saying "they weigh 300 pounds and most of their weight hangs to their knees". This was said to a female. An elected official should not make a comment to an employee using vulgar language regarding her attire and sexual innuendos. An elected official should not make a comment to an employee "you should watch out; I just had my testosterone shot". An elected official should not make a comment to a City employee "You have had a lot of boyfriends. You know how to blow", referring to the employee blowing out her candles on a birthday cake. Our City is at a point where something has to be done, to protect our employees and the City from these types of behavior. No one should have to worry about sexual harassment, threatening comments, or inappropriate behavior being directed at them. These ordinances clearly state there are steps before an elected official would be considered for removal, unless it is a very serious and significant issue. This is not something we take lightly, however there have been many instantizes of such behaviors and there is nothing at this time to address how to handle the situations that were mentioned. If there is a better way, as representatives, to timely, effectively address these behaviors we are open to suggestions. Councilman Cook explained some suggestions from the public hearing discussions have been incorporated into the ordinances. By passing the ordinance, there is the potential consequence for any elected official, who uses their position, to try to intimidate, harass, or threaten another person. We are trusted to vote to make the best decision possible based on the information we are given for each agenda item brought before us. We do not take our responsibility lightly and each of us should represent the City with the highest level of integrity and professionalism. If this ordinance is passed, it will hold elected officials accountable to their actions.

Ms. Robbins confirmed she spoke with Mr. Frank Daley, Nebraska Accountability and Disclosure Commission. They reviewed Statute 16-217 together and he did not have any issues with it. He has reviewed the recall statutes and does not see any issue there. Ms. Robbins advised she also spoke with Mr. Lash Chaffin, League of Nebraska Municipalities. He confirmed this as well and has no issue with it. Ms. Robbins confirmed several of the statements Councilman Cook mentioned have either been reported to her or have been heard by her.

Councilman Stinson, after hearing Councilman Cook's statement, he would like to reopen the Public Hearing.

Motion made by Stinson, seconded by Burns, to reopen the Public Hearing.

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 stated the Public Hearing on Ordinance 3977, Ordinance 3978, and Policy Resolution 35 has been reopened.

Mr. Moudry commented several City Employees are not residents of Bellevue. According to the ordinance, those employees would not be covered under the ordinance. Ms. Robbins advised under Section 2.208 (a), if it is a written charge filed by a citizen, they must be a resident. If it is filed by an employee, it is not an issue. She can clarify this in the ordinance if it would be helpful.

Mr. Wills clarified when he spoke early, he did not mention if he was for or against the ordinance. He stated whoever made the remarks Councilman Cook mentioned, is deplorable, and needs to go.

Mr. Wills requested clarification on the process of City Council meetings running past 10:00 p.m. Ms. Robbins explained the Council will make a motion to continue the meeting to another time.

MINUTE RECORD

Bellevue City Council Meeting, November 19, 2019, Page 8

Ms. Centineo addressed Mayor Hike's comment earlier implying the only people who oppose the ordinance showed up tonight. She stated this is simply not true and there is no data to back that up. As far as the issues regarding sexual harassment, it is terrible. Nobody should be spoken to like that. This is something that needs to be examined. Why the public doesn't know that an elected official they put in office is speaking like this, is a failure of the system. Councilman Cook mentioned he was a police officer for three decades. He explained most people do not report the incidents. They are afraid of retaliation and concerned about their jobs.

Councilman Cook advised the examples he provided tonight were stated by one person. He explained Ms. Robbins has spoken to the people the comments were made too or people who overheard the comments that were made. Ms. Robbins replied she has not spoken to all of them, some of the comments were made before she started to work for the City. Councilman Cook stated some of the comments have also been made to a City Council Member that he is personally aware of, present when the comment was made, or victims of it. The information is not from second or third hand information, but from a potential witness of the person the comment was directed too. He advised most of the behaviors go unreported out of fear and retaliation. He explained there have been attempts by administration to stop the behavior. The behavior won't stop and has probably gotten worse.

Ms. Centineo questioned what is in place at the City level, to educate the employees on how to handle these types of situations. Councilman Cook replied he believes the steps are in place to allow an employee to go to the level needed, to report an incident.

Mr. Jim Ristow, City Administrator advised there are mechanisms in place for employees. They are empowered and trained to report incidents. The problem is, there is no mechanism to correct it. He agreed with Ms. Centineo, it is a failure of the system. He explained the Council is here to discuss and have a mechanism to correct and modify behavior. Ms. Centineo agrees a system needs to be in place and it is admirable. This is the wrong tool and opens up the City to law suits.

Mr. Brian Hanson commended Councilman Cook for his statement. He explained before the statement made, he did not understand what drove this ordinance. He stated he is reevaluating his position on the ordinance. He wishes he would have heard the statement earlier. Councilman Cook commented it was hard to make the statement, but he is at the end of his rope.

Mr. Barros stated whoever made the comments needs to check themselves. The comments made were nasty. These are women and daughters of God. He thanked Councilman Cook for reading the statement. He feels this ordinance is going a little too far and there was time to come up with something smarter.

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

Councilman Burns stated he does not condone any of the behavior Councilman Cook mentioned. He believes there are good intentions behind the ordinances. Looking at the ordinance long term, there will be different Council Members, and possibly a different Mayor and City Administrator. He questioned what is wrong with the election process and allowing citizens to make the decision. Mayor Hike commented the recall election is hard to organize, it is expensive, and trying to get the message out is tough. Elected officials have signed up to represent over 8,000 people. The Council Members are speaking for their people.

Councilman Burns commented "implementing an ordinance that allows for removal of an elected official from this body is poor public policy. Removing any elected official from the office he or she holds, shows a lack of faith in my constituents and the rest of the citizens within Bellevue". He stated he intends on voting no. He mentioned the difference with the election process and the recall process, is the people make the decision not the Council.

Councilman Shannon left the Council Chambers at 8:09 p.m.

Councilman Preister appreciates and applauds Councilman Cook for his statement, as he knows it wasn't easy. He knows it wasn't easy for the women who have experienced the issues. He appreciates the public who recognize the comments are inappropriate. He agrees the Council should not be in this position, however this behavior has gone on for years and is inexcusable. This discussion is raising the elevation of how to treat women. For some men they think it is still ok to abuse, misuse, mistreat, use language in front of them, to bully, and intimidate women. That way of operating in society should have never occurred, and it certainly should not keep going on. Members of the Council are aware of it and tried to honor personnel rules to not to disclose things. The Council is frustrated. There is no recourse or opportunity to address any type of consequence. Laws aren't made for those who are law abiding, laws are made for those who break the law. Consequences need to be imposed when those things happen. If the Council cannot discipline their own and do things internally then how is the public supposed to know the full extent of what is going on. How are they supposed to vote on someone? A recall is costly and the word needs to get out. The requirement for a recall vote is 35 percent of the number of votes cast in race. Councilman Preister said the behavior has gotten worse and they are trying to come up with a solution. He stated Bellevue deserves better. He stressed the previous mentioned issues, pose great financial liability to the City of Bellevue. He stated he feels like he would be derelict in his duties if he allowed these types of violations to continue. He commented he does not intend to allow this type of liability to continue.

MINUTE RECORD

Bellevue City Council Meeting, November 19, 2019, Page 9

Councilman Shannon returned to Council Chambers at 8:13 p.m.

Councilman Stinson stated he does not agree with the comments Councilman Cook mentioned. He can't believe those types of comments are made to people, and nobody deserves those comments. He stated he likes the ordinance, up to the point of removal. The people should vote the person out, they voted in. If there is verbal warning and written warning, there should be a public hearing for the people to find out the information. He stated if the removal of office was deleted from the ordinance he would be for the ordinance.

Councilman Shannon stated he agrees with everything that has been said. He stated the electoral process is the core of democracy and we have to respect it. He advised he cannot support the ordinance with removal in it. There are good things in the ordinance, up to removal.

Mayor Hike stated the third reading of the ordinance will be heard at the Council meeting on December 3rd.

Ordinance No. 3978: An Ordinance to amend Article IV, Chapter 2, of the Bellevue City Code by adding a new Section 2-208 regarding removal of elected officials for misconduct. (City Attorney). Policy Resolution 35: Approve amended Policy Resolution 35 regarding Principles of Conduct and Decorum. (City Attorney)

Ordinance No. 3978, an ordinance to amend Article IV, Chapter 2, of the Bellevue Municipal Code by adding a new Section 2-208 regarding removal of elected official for misconduct and to provide for the effective date of this ordinance, was read by title only for a second reading and presented for public hearing for the second time.

Mayor Hike stated the public hearing has already taken place.

Mayor Hike stated the third reading of the ordinance will be heard at the Council meeting on December 3rd. Action will be taken on Policy Resolution 35 with the ordinance.

Ordinance No. 3981, an ordinance to redefine ward boundaries due to recent annexations. (Administration)

Ordinance No. 3981, an ordinance to amend Section 9-3 of the Bellevue Municipal Code to provide for revised City Council ward boundaries; to repeal Section 9-3 of the Bellevue Municipal Code as heretofore existing; to provide for the publication of this ordinance in pamphlet form; and to provide for the effective date of this ordinance; was read by title only for the second time and presented public hearing.

Mayor Hike opened the meeting to a public hearing to give opportunity for individuals to speak in favor of or in opposition to the application.

Mr. Brian Hanson stated he lives on the north side of Georgia Avenue. He requested clarification if the new boundary runs down the middle of Georgie Ave, west from 25th Street to Cedar Island. Ms. Tammi Palm, Planning Manager, explained Mr. Josh Corrigan, MAPA GIS Specialist, is present to answer questions. Mr. Hanson commented if it is down the middle of the street, Georgia Avenue and Alberta Avenue are the first increment of Sunrise, which would move to Ward 5 from Ward 4. Georgia Avenue south to the second and third increments of Sunrise, would remain in Ward 4. That unnecessarily divides the neighborhood.

Mr. Josh Corrigan clarified Mr. Hanson is correct, the ward is divided on Georgia Avenue. The streets were used primarily to do the division.

Mr. Brian Hanson stated he is opposed to dividing the subdivision the way it is presented.

Ms. Sherry Fletcher spoke in opposition of the way her subdivision is being divided into wards. The subdivision is being divided down Maass Road. The older section would be in Ward 2 and the newer section in Ward 3. She feels it is beneficial to a neighborhood to have one Council representative.

Mayor Hike commented Ward 2 is a difficult ward to structure. He explained the Council Members need to remain in the wards they are currently in.

Mr. Wills questioned if the white area on the map of Ward 4 will be annexed and request the wards. Mayor Hike explained when the census comes out the wards will need to be restructured. Ms. Robbins explained the wards will not change prior to the next election. Mayor Hike explained the area at some point will be annexed.

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

Councilman Preister referred to Ward 5. He stated in the written description it is extremely clear when using street names. However, the portion referring to the southern part of Ward 5, refers to the existing city limits. An average person will not know where the existing city limits are at that location. It would lead you to believe it is straight down Cornhusker to the Papio Creek, which is not the case. He stated he can't tell where his boundary is. He would like some clarification.

Mr. Corrigan mentioned he took the existing structure of the wards, and used that language to develop the boundaries. One thing considered was the language stated it goes west. He suggested adding the boundary goes south and west. Conversation ensued on this topic.

MINUTE RECORD

Bellevue City Council Meeting, November 19, 2019, Page 10

Mayor Hike stated the third reading of the ordinance will be heard at the Council meeting on December 3rd.

ORDINANCES FOR INTRODUCTION: (First Reading): None

RESOLUTIONS:

Resolution No. 2019-39: Approval of Resolution authorizing the Mayor to sign the Year-End Certification of City Street Superintendent Form for 2019 (City Clerk)

Motion made by Cook, seconded by Burns, to Approve Resolution No. 2019-39: Approval of Resolution authorizing the Mayor to sign the Year-End Certification of City Street Superintendent Form for 2019. Roll call vote on the motion was as follows: Stinson, Cook, Shannon, Preister, Burns, and Welch voted yes; voting no: none. Motion carried.

CURRENT BUSINESS:

Approve the Acquisitions, Permanent and Temporary Easements for the 36th Street Improvement Project, in an amount not to exceed \$60,175. (Public Works Director)

Motion made by Cook, seconded by Welch, to approve the Acquisitions, Permanent and Temporary Easements for the 36th Street Improvement Project, an amount not to exceed \$60,175. Roll call vote on the motion was as follows: Stinson, Cook, Shannon, Preister, Burns, and Welch voted yes; voting no: none. Motion carried.

Approve and Authorize the Mayor to sign the CDBG Grant Agreement and Funding approval for FY-19 funding for \$355,531 (Finance Director/CDBG Program Administrator)

Motion made by Preister, seconded by Welch, to Approve and Authorize the Mayor to sign the CDBG Grant Agreement and Funding approval for FY-19 funding for \$355,531. 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. There were no questions or comments.

CLOSED SESSION: None

ADJOURNMENT:

There being no further business to come before the Council at this time, on motion by Burns, seconded by Preister, the meeting adjourned at 8:36 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.

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 November 19, 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.

Susan Kluthe, City Clerk

MINUTE RECORD

CLAIMS FOR DECEMBER 3, 2019

PAGE 1

| | | |
|---------------------------------------|---------------------------------|--------------------|
| CITY ADMINISTRATOR | | |
| U.S. CELLULAR | MONTHLY SERVICE-2019-11-4 | 98.90 |
| | | <u>\$ 98.90</u> |
| CITY COUNCIL | | |
| DON PREISTER | REIMB FOR INTERNET-NOV 2019 | 83.55 |
| | | <u>\$ 83.55</u> |
| LEGAL SERVICES | | |
| U.S. CELLULAR | MONTHLY SERVICE-2019-11-4 | 88.59 |
| | | <u>\$ 88.59</u> |
| CABLE ADVISORY | | |
| U.S. CELLULAR | MONTHLY SERVICE-2019-11-4 | 48.79 |
| | | <u>\$ 48.79</u> |
| CITY CLERK | | |
| DON SHAFER DISPLAY | OCCUPATION TAX DECALS | 711.77 |
| MUNICIPAL CODE CORPORATION | ONLINE CODE HOSTING | 264.00 |
| NEBRASKA MUNICIPAL CLERKS ASSOCIATION | MEMBERSHIP DUES | 90.00 |
| SUBURBAN NEWS ADV | LEGAL ADS | 834.38 |
| | | <u>\$ 1,900.15</u> |
| FINANCE/RISK MANAGEMENT | | |
| AMAZON.COM, LLC | OFFICE SUPPLIES | 283.25 |
| HANEY SHOE STORE | SAFETY SHOES-2 EMP | 322.98 |
| INDOFF | OFFICE SUPPLIES | 417.05 |
| LOGAN CONTRACTORS SUPPLY | OVERSHOE BOOTS | 46.82 |
| RED WING BUSINESS ADVANTAGE ACCOUNT | SAFETY SHOES-3 EMP | 553.47 |
| THE CURE | EAR PROTECTION, TRACTION CLEATS | 838.80 |
| U.S. CELLULAR | MONTHLY SERVICE-2019-11-4 | 53.83 |
| | | <u>\$ 2,516.20</u> |
| LIBRARY | | |
| AMAZON.COM, LLC | BOOKS, VIDEOS, PROGRAM SUPPLIES | 1,572.90 |
| CAPITAL BUSINESS SYSTEMS, INC | COPIER EXPENSE | 66.15 |
| CENTER POINT LARGE PRINT | LARGE PRINT BOOKS | 385.67 |
| DEMCO | LABELS | 19.31 |
| DILLONS CUSTOMER CHARGES | SUPPLIES | 48.14 |
| INDOFF | OFFICE SUPPLIES | 170.73 |
| INFOGROUP | LICENSE AGREEMENT | 520.00 |
| INGRAM LIBRARY SERVICES | BOOKS | 2,606.89 |
| MAILFINANCE | POSTAGE METER LEASE PAYMENT | 176.46 |
| NEOFUNDS BY NEOPOST | REFILL POSTAGE | 650.00 |
| OCLC INC | ON-LINE CATALOGING MONTHLY | 1,357.52 |
| RECORDED BOOKS | RECORDED BOOKS | 209.39 |
| SCHOOL OUTFITTERS | LAB STOOL | 83.92 |
| TEAM SOFTWARE SOLUTIONS | WEB BROWSER RENEWAL | 125.00 |
| WESTLAKE ACE HARDWARE | GRAFFITI REMOVER | 12.99 |
| | | <u>\$ 8,005.07</u> |

MINUTE RECORD

CLAIMS FOR DECEMBER 3, 2019

PAGE 2

ADMINISTRATIVE SERVICES

| | | |
|-------------------------------------|--|--------------------|
| IDEAL PURE WATER COMPANY | BOTTLED WATER | 55.50 |
| INDUSTRIAL ORGANIZATIONAL SOLUTIONS | TESTING MATERIALS | 1,319.00 |
| INTEGRATED REHAB | RANDOM DRUG SCREENS | 310.00 |
| PAYCHEX of NEW YORK, LLC | PAYCHEX TIME & LABOR ONLINE ADMIN FEE - OCT 2019 | 99.00 |
| U.S. CELLULAR | MONTHLY SERVICE-2019-11-4 | 79.98 |
| | | \$ 1,863.48 |

PUBLIC WORKS

| | | |
|-----------------------------|-------------------------------------|---------------------|
| ACCOUNT ON US, INC | ANNEXATION EXP-SID 183 | 260.00 |
| DEAN DUNN | REIMB FOR LICENSE RENEWAL | 80.00 |
| HGM ASSOCIATES INC | 2020 BRIDGE INSPECTION | 3,783.12 |
| HYDRO EXTRUSION USA, LLC | UNIVERSAL STAIR AND RAMP SYSTEM | 14,756.00 |
| MATHESON TRI-GAS INC | WELDING FRAME, BLANKET | 951.96 |
| MENARDS | PLIERS, CONDUIT, PLUG, CABLE | 155.89 |
| OMAHA PUBLIC POWER DISTRICT | MONTHLY SERVICE-2019-11-13 | 177.11 |
| ONE CALL CONCEPTS | ANNEXATION EXP-LOCATES-SID 183, 208 | 26.15 |
| THIELE GEOTECH | MATERIAL TESTING-FIRE TRNG FACILITY | 1,060.00 |
| U.S. CELLULAR | MONTHLY SERVICE-2019-11-4 | 277.73 |
| | | \$ 21,527.96 |

PARKS

| | | |
|------------------------------|---|---------------------|
| 442-PRAXAIR DISTRIBUTION | SUPPLIES | 15.05 |
| AGRIVISION EQUIPMENT GROUP | WASHER | 15.79 |
| A-RELIEF SERVICES | PORTABLE RESTROOMS | 498.00 |
| COMMERCIAL MOWING, INC | ANNEXATION EXP-MOWING-SID 183 | 825.00 |
| CRAIG KIMBALL | TREE REMOVAL | 1,000.00 |
| CREATIVE RISK SOLUTIONS | TPA LOSS FUNDING-OCT 2019 | 108.51 |
| DAY ELECTRIC SERVICE, INC | ELECTRICAL REPAIRS DUE TO FLOOD AT HAWORTH PARK | 15,848.00 |
| MARCO TECHNOLOGIES, LLC | COPIER EXPENSE | 128.87 |
| MENARDS | PAINT SUPPLIES, COMPOST | 147.24 |
| METROPOLITAN UTILITIES DIST | MONTHLY SERVICE-2019-11-1 | 987.02 |
| OUTDOOR RECREATION PRODUCTS | O-RINGS FOR MOBIUS CLIMBER | 98.00 |
| STANDARD HEATING & A/C | SERVICE AGREEMENT | 141.15 |
| STEPHANIE RAKOWSKI | SID 197 MOWING-HOA EMPTY LOT | 105.00 |
| TAB CONSTRUCTION | AMERICAN HEROES PARK | 67,584.61 |
| TY'S OUTDOOR POWER & SERVICE | ACCESSORIES FOR VENTRAC 4500, TOOLS FOR TREE TRIMMING | 10,114.37 |
| U.S. CELLULAR | MONTHLY SERVICE-2019-11-4 | 238.08 |
| WALKERS UNIFORM RENTAL | UNIFORM SERVICE | 13.42 |
| WESTLAKE ACE HARDWARE | BY-PASS PRUNERS, OUTDOOR LIGHT CLIP | 152.94 |
| | | \$ 98,021.05 |

RECREATION

| | | |
|--------------------------|--|--------------------|
| AQUA-CHEM | 3 POOL VACUUMS | 3,212.78 |
| BPS/LIED CENTER | MEN'S BASKETBALL LEAGUE PARTNERSHIP | 455.00 |
| BPS/LIED CENTER | SPONSORING YOUTH BASKETBALL LEAGUE | 500.00 |
| CAPITAL BUSINESS SYSTEMS | COPIER EXPENSE | 18.28 |
| MENARDS | REPLACE REFRIGERATOR DUE TO FLOOD AT SIGLER FIELD CONCESSION STAND | 646.99 |
| MIDWEST IMPRESSIONS | BASKETBALL, VOLLEYBALL LEAGUE SHIRTS | 410.00 |
| U.S. CELLULAR | MONTHLY SERVICE-2019-11-4 | 63.90 |
| | | \$ 5,306.95 |

MINUTE RECORD

CLAIMS FOR DECEMBER 3, 2019

PAGE 3

BUILDING MAINTENANCE

| | | |
|---------------------------------|--|---------------------|
| BIG RED LOCKSMITHS | DEADBOLTS, CONVERT CYLINDERS | 264.00 |
| ECHO GROUP, INC | FLOOD LIGHTS, PHOTO EYE, BREAKER | 971.66 |
| FERGUSON ENTERPRISES INC #1657 | PLUMBING SUPPLIES | 19.08 |
| FIRE PROTECTION SERVICES, LLC | INSTALL FIRE ALARM DOOR HOLDERS | 1,115.00 |
| GRAINGER | NEW WATER FOUNTAINS, SUPPLIES | 2,128.16 |
| HILLYARD | JANITORIAL SUPPLIES | 276.18 |
| JACKSON SERVICES, INC | DOOR MAT SERVICE | 98.57 |
| MECHANICAL INC | POWER SAVER, COMPRESSOR REPAIR, RTU REPAIR | 14,646.70 |
| MENARDS | BATTERIES, PLUGS, BALLAST, GAS CAN, GLUE, SUPPLIES | 157.63 |
| OMAHA PNEUMATIC EQUIPMENT | COMPRESSOR MAINTENANCE | 985.27 |
| ROCHESTER MIDLAND CORPORATION | WATER ENERGY TEAM BILLING | 280.00 |
| THE HOME DEPOT PRO-SUPPLY WORKS | JANITORIAL SUPPLIES | 2,247.53 |
| TRICO MECHANICAL SERVICES | AC MAINTENANCE-BAE | 382.84 |
| U.S. CELLULAR | MONTHLY SERVICE-2019-11-4 | 24.88 |
| WESTLAKE ACE HARDWARE | GLOVES, HOOKS, SOCKETS | 49.36 |
| | | \$ 23,646.86 |

CEMETERY

| | | |
|-----------------------------|---------------------------|--------------------|
| DAVID SOBILO | SELL BACK 4 PLOTS | 1,200.00 |
| PULVERENTE MONUMENT COMPANY | MAUS DOORS | 100.00 |
| U.S. CELLULAR | MONTHLY SERVICE-2019-11-4 | 48.79 |
| | | \$ 1,348.79 |

STREETS

| | | |
|-------------------------------------|--|-----------|
| A1 MOBILE HOME MOVING/TOTER LEASING | MOVE PORTABLE OFFICE UNIT-FLOOD | 19,767.00 |
| AMAZON.COM, LLC | OFFICE SUPPLIES | 24.99 |
| ARTHUR L WEGWORTH AND/OR DONNA | EASEMENT - 36TH ST PROJECT | 2,730.00 |
| ASHLEY NYE | EASEMENT - 36TH ST PROJECT | 110.00 |
| ASPHALT & CONCRETE MATERIALS | ASPHALT | 1,554.61 |
| CAPITAL BUSINESS SYSTEMS, INC | COPIER EXPENSE | 122.63 |
| CLEAN SWEEP COMMERCIAL, INC | SID 183-PARKING LOT STRIPING | 1,300.00 |
| CREATIVE RISK SOLUTIONS | TPA LOSS FUNDING-OCT 2019 | 2,206.22 |
| ELISA CAROL WEAVER | EASEMENT - 36TH ST PROJECT | 2,840.00 |
| FLATBED EXPRESS, INC | WEIGH TRUCKS FOR CALIBRATION | 330.00 |
| GREATER OMAHA INVESTMENTS, LLC | EASEMENT - 36TH ST PROJECT | 7,245.00 |
| GREATER OMAHA REALTY COMPANY | EASEMENT - 36TH ST PROJECT | 3,825.00 |
| GWENDOLYN KAY SLY | ACQUISITION - 36TH ST PROJECT | 27,280.00 |
| HGM ASSOCIATES INC | DESIGN FOR 15TH ST EXTENSIOON | 6,979.66 |
| INDEPENDENT SALT CO | ICE CONTROL SALT | 58,359.00 |
| JUAN RODRIGUEZ AND ELIZABETH LOPEZ | EASEMENT - 36TH ST PROJECT | 2,350.00 |
| KEVIN AND/OR CHRISTINA SNOOK | EASEMENT - 36TH ST PROJECT | 780.00 |
| KHRISTINA LADD | EASEMENT - 36TH ST PROJECT | 2,680.00 |
| LINDA L LOSEKE | EASEMENT - 36TH ST PROJECT | 3,375.00 |
| LYMAN RICHEY SAND & GRAVEL | SAND/GRAVEL | 927.94 |
| MD SOLUTIONS, INC | GALVANIZED POSTS, BRACKETS | 5,790.00 |
| MENARDS | AUGER BIT, CLEANING SUPPLIES, SNOW SHOVELS, HEATER | 96.18 |
| METRO LEASING | LEASE 8725-ASPHALT RECYCLER | 3,804.06 |
| METRO LEASING | LEASE 8695-BOBCAT | 20,275.33 |
| MICHAEL TODD & COMPANY | GUTTER BROOMS | 1,762.88 |
| NAPA AUTO PARTS | GAUGES, AIR HOSE | 118.67 |

MINUTE RECORD

CLAIMS FOR DECEMBER 3, 2019

PAGE 4

STREETS (cont'd)

| | | |
|------------------------------------|--|----------------------|
| NEBRASKA IOWA INDUSTRIAL FASTENERS | WHIZ BOLTS, LOCK NUTS | 295.38 |
| OMAHA PUBLIC POWER DISTRICT | ANNEXATION EXP-MONTHLY SERVICE-SID 186 | 6,860.92 |
| OMNI | ASPHALT | 1,358.23 |
| READY MIXED CONCRETE COMPANY | CONCRETE | 3,195.77 |
| SHAWMARK INC | FIRE TRAINING SITE PAVEMENT REPAIR | 109,215.55 |
| TWIN CITIES BAPTIST CHURCH | EASEMENT - 36TH ST PROJECT | 1,960.00 |
| U.S. CELLULAR | MONTHLY SERVICE-2019-11-4 | 240.00 |
| WALKERS UNIFORM RENTAL | UNIFORM SERVICE | 13.42 |
| WAYNE A LABART | EASEMENT - 36TH ST PROJECT | 5,000.00 |
| | | \$ 304,773.44 |

FLEET MAINTENANCE

| | | |
|-----------------------------------|--|----------|
| 911 CUSTOM, LLC | LOW FREQUENCY SIRENS | 5,717.72 |
| AA WHEEL & TRUCK SUPPLY, INC | HOOD LATCH | 15.57 |
| ALLIED OIL & TIRE COMPANY | OIL, DRUM CHARGE, ANTI FREEZE | 2,438.23 |
| ASPEN EQUIPMENT CO | CUTTING EDGE ASSEMBLY | 188.00 |
| ASPEN EQUIPMENT CO | VALVE | 51.00 |
| AUTO VALUE PARTS - SOUTH OMAHA | WINTER BLADES | 296.85 |
| AUTOMOTIVE WAREHOUSE DIST, INC | EXHAUST, POWER STEERING FLUID, PARTS, EXHAUST | 1,619.82 |
| BAUER BUILT | FRONT TIRES | 1,392.00 |
| BAXTER CHRYSLER DODGE JEEP | HEADLAMP, VALVE, STRUT TENSIONER, LUBRICANT | 1,365.68 |
| BAXTER FORD | WIRE ASSEMBLY, SWITCH, MANIFOLD, SHAFT, INDICATOR | 558.45 |
| BELLEVUE TIRE & AUTO SERVICE | TIRES | 922.00 |
| CORNHUSKER INTERNATIONAL TRUCKS | BRACKETS, HOSES, OIL PAN, BRAKE DRUMS, SWITCH | 2,594.29 |
| CREATIVE RISK SOLUTIONS | TPA LOSS FUNDING-OCT 2019 | 412.60 |
| DULTMEIER SALES LLC | SHANK COUPLER, MOTOR ASSEMBLY, ADAPTER, HANDLES | 293.37 |
| FACTORY MOTOR PARTS CO | LUBE OIL, CAP, BRAKE ROTOR ASSEMBLY, TRANSMISSION FLUID | 979.82 |
| FORCE AMERICA, INC | 5100 RETROFIT KIT | 1,057.96 |
| GALVIN GLASS | INSTALL DOOR GLASS, REPAIR WINDSHIELD | 560.24 |
| GCR TIRES & SERVICE | TIRES | 620.52 |
| GRAINGER | PUSH BROOMS, FLOOR SQUEEGEES, TOGGLE SWITCH, BROOM HANDLES | 380.04 |
| GRIZZLY INDUSTRIAL | KEYLESS DRILL CHUCK | 101.94 |
| HOSE & HANDLING, INC | HOSE | 163.03 |
| INLAND TRUCK PARTS CO | GASKETS, BATTERIES | 22.34 |
| INTERSTATE BATTERIES | BATTERIES | 1,017.83 |
| JIM HAWK TRUCK TRAILERS | CARTRIDGE, WINTER BLADES, HOSE, PARTS | 546.20 |
| JONES AUTOMOTIVE | BACKUP ALARMS | 70.00 |
| KRIHA FLUID POWER CO | HYD MOTOR, FITTINGS, CONNECTORS, RESERVOIR CAP | 911.20 |
| LAKELAND ENGINEERING EQUIPMENT CO | HEXSEAL BOOT | 17.88 |
| MATHESON TRI-GAS INC | WELDING SUPPLIES | 728.31 |
| McMULLEN FORD | SERVICE WORK ON ST10 | 131.00 |
| MENARDS | LOCKING PLUG, CLEANING SUPPLIES, WELDING SUPPLIES, HOSE CART HOSE | 206.99 |
| MICHAEL TODD & COMPANY | PIVOT PINS | 92.62 |
| MIDLANDS AUTO REPAIR | ALIGNMENT | 140.00 |

MINUTE RECORD

CLAIMS FOR DECEMBER 3, 2019

PAGE 5

FLEET MAINTENANCE (cont'd)

| | | |
|------------------------------------|--|--------------|
| NAPA AUTO PARTS | CONNECTOR PLUG, FILTERS, FITTINGS, WIRE, GAUGES | 1,145.52 |
| NEBRASKA IOWA INDUSTRIAL FASTENERS | SELF-DRILL SCREWS, FLANGE NUTS, DRILL BITS, EYELETS, WASHERS, PINS, NUTS | 699.95 |
| O'REILLY AUTOMOTIVE PARTS | DRAIN PAN | 20.99 |
| PAUL LUCHT & SONS | ALIGNMENT-ST62 | 306.80 |
| POWERPLAN | BUCKET TEETH AND WASHERS, SEALS, BUSHINGS, RODS | 1,011.65 |
| SPARTAN MOTORS USA, INC | SEAT BELT SWITCH OFFICER, AIR SPRING | 1,278.23 |
| STATE STEEL | HOT ROLLED STEEL | 85.14 |
| SUSPENSION SHOP | U BOLTS | 44.34 |
| THERMO KING CHRISTENSEN | WHEEL CHOCK | 31.80 |
| TOMASEK MACHINE SHOP | REPAIR ALTERNATOR HOUSING | 335.00 |
| TRUCK CENTER COMPANIES | BATTERY JUMP PACK | 545.00 |
| TY'S OUTDOOR POWER & SERVICE | MULTI POSITION PLOW CONTROL | 482.29 |
| U.S. CELLULAR | MONTHLY SERVICE-2019-11-4 | 69.72 |
| WALKERS UNIFORM RENTAL | UNIFORM SERVICE | 79.40 |
| WELDON PARTS INC | AIR COMPRESSOR, VALVE | 858.10 |
| WICK'S STERLING TRUCKS | AXLE GASKETS, VENT TUBE, BOLTS, BATTERY CABLES | 112.00 |
| | | <hr/> |
| | | \$ 32,719.43 |

PLANNING

| | | |
|-----------------------------|----------------------------|-----------|
| ENPOINTE TECHNOLOGIES | ADOBE LICENSE | 328.82 |
| OMAHA PUBLIC POWER DISTRICT | MONTHLY SERVICE-2019-11-13 | 160.48 |
| SUBURBAN NEWS ADV | LEGAL ADS | 52.49 |
| | | <hr/> |
| | | \$ 541.79 |

PERMITS & INSPECTIONS

| | | |
|-----------------------------|----------------------------|-------------|
| AMAZON.COM, LLC | OFFICE SUPPLIES | 141.96 |
| IDEAL PURE WATER COMPANY | BOTTLED WATER | 33.60 |
| INDOFF | OFFICE SUPPLIES | 77.98 |
| OMAHA PUBLIC POWER DISTRICT | MONTHLY SERVICE-2019-11-13 | 213.98 |
| TRACY SULLIVAN | REFUND PRECONNECT DEPOSIT | 500.00 |
| U.S. CELLULAR | MONTHLY SERVICE-2019-11-4 | 268.72 |
| | | <hr/> |
| | | \$ 1,236.24 |

POLICE/CODE ENFORCEMENT

| | | |
|----------------------------------|--|----------|
| AMAZON.COM, LLC | CALENDARS, MONEY COUNTER MACHINE, ROCK CLIMBING BAGS, WALL CHARGER | 1,138.45 |
| ANDREW JASHINSKE | REIMB PER DIEM FOR TRAINING | 178.50 |
| BELLEVUE FORT CROOK, LLC | RENT FOR K9 BUILDING-DEC 2019 | 1,200.00 |
| CHIEF SUPPLY CORPORATION | ROAD FLARES, BARRICADE TAPE | 357.95 |
| COMMERCIAL SOLUTIONS | NOTARY BOND-FRANKS | 40.00 |
| COMPCHOICE OCCUPATIONAL HEALTH | TESTING FOR NEW OFFICERS | 377.61 |
| CONNER PSYCHOLOGICAL SERVICES PC | WELLNESS CHECK | 140.00 |
| CREATIVE RISK SOLUTIONS | TPA LOSS FUNDING-OCT 2019 | 1,261.87 |
| DAGMAR JENSEN | REIMB PER DIEM FOR TRAINING | 688.50 |
| FEDERAL EXPRESS CORPORATION | MAILING CHARGES | 18.59 |
| GALLO PROFESSIONAL POLYGRAPH | POLYGRAPH SERVICE | 1,400.00 |
| INDOFF | OFFICE SUPPLIES | 1,242.84 |
| J P COOKE COMPANY | POCKET STAMPER | 34.70 |
| JACKSON SERVICES, INC | DOOR MAT SERVICE | 109.76 |
| LEADSONLINE, LLC | INVESTIGATION SEARCH TOOL | 6,683.00 |

MINUTE RECORD

CLAIMS FOR DECEMBER 3, 2019

PAGE 6

POLICE/CODE ENFORCEMENT (cont'd)

| | | |
|------------------------------------|-------------------------------------|---------------------|
| MENARDS | PAPER, HANGERS | 28.86 |
| METRO LEASING | LEASE 8734-POLICE CRUISERS | 22,045.60 |
| NEPTUNE UNIFORMS | HONOR GUARD PINS | 105.30 |
| OMAHA PUBLIC POWER DISTRICT | MONTHLY SERVICE-2019-11-13 | 3,901.92 |
| POLICE OFFICERS ASSOCIATION OF NEB | MEMBERSHIP DUES-19 OFFICERS | 285.00 |
| PROGRESSIVE BUSINESS TECHNOLOGIES | PRINTER CARTRIDGES | 255.50 |
| SPRINT | MONTHLY SERVICE-2019-11-9 | 125.22 |
| SUSAN MALONE | REIMB FOR GAS-CITY CARD DIDN'T WORK | 46.56 |
| U.S. CELLULAR | MONTHLY SERVICE-2019-11-4 | 3,866.15 |
| ULRICH K. R. HOWELL | REIMB PER DIEM FOR TRAINING | 637.50 |
| WATERSHED, INC | RAINSUITS | 3,253.43 |
| | | <u>\$ 49,422.81</u> |

FIRE & RESCUE

| | | |
|-------------------------------|-----------------------------|--------------------|
| AIRGAS USA, LLC | MEDICAL SUPPLIES | 149.41 |
| AMAZON.COM, LLC | TRAINING MATERIAL | 66.45 |
| BOUND TREE MEDICAL, LLC | MEDICAL SUPPLIES | 3,100.89 |
| CREATIVE RISK SOLUTIONS | TPA LOSS FUNDING-OCT 2019 | 872.85 |
| DANKO EMERGENCY EQUIPMENT | POWER SUPPLY ADAPTER PLUG | 615.52 |
| ED M FELD EQUIPMENT CO | SCBA MAINTENANCE AND REPAIR | 1,110.31 |
| FIRE PROTECTION SERVICES, LLC | SERVICE CALL-GROUND WIRING | 320.00 |
| MARCO TECHNOLOGIES, LLC | COPIER EXPENSE | 93.27 |
| MENARDS | SCRUBBER BRUSH, SUPPLIES | 44.70 |
| METROPOLITAN UTILITIES DIST | MONTHLY SERVICE-2019-11-01 | 559.91 |
| SANDRY FIRE SUPPLY, LLC | SWITCHES | 115.19 |
| SHARI LENTSCH | REIMB FOR SUPPLIES | 24.95 |
| U.S. CELLULAR | MONTHLY SERVICE-2019-11-4 | 868.62 |
| WESTLAKE ACE HARDWARE | AERATOR, SUPPLIES | 11.98 |
| ZOLL MEDICAL CORPORATION | MONTHLY BILLING | 492.80 |
| ZOLL MEDICAL CORPORATION | MEDICAL SUPPLIES | 1,002.75 |
| | | <u>\$ 9,449.60</u> |

NON-DEPARTMENTAL/CONTRACTS

| | | |
|--------------------------|--|---------------------|
| BKD & ASSOCIATES, LLP | 2019 AUDIT PROGRESS BILLING #1 | 9,500.00 |
| CENTURY LINK | MONTHLY SERVICE-2019-11-4 | 542.07 |
| E&A CONSULTING GROUP | ANNEXATION EXP TO OCT 13, 2019-SID 186 | 4,268.15 |
| LOCKTON COMPANIES, LLC | INSURANCE PREMIUM | 972.00 |
| LOCKTON COMPANIES, LLC | WELLNESS PROGRAM CONSULTING-NOV 2019 | 1,650.00 |
| PM AM CORPORATION | ALARM FEES-OCT 2019 | 3,645.00 |
| SARPY COUNTY COURT HOUSE | SARPY COUNTY ANIMAL CONTROL-DEC 2019 | 13,406.75 |
| | | <u>\$ 33,983.97</u> |

INFORMATION TECHNOLOGY

| | | |
|-------------------------------|---------------------------|--------------------|
| AMAZON.COM, LLC | COMPUTER SUPPLIES | 47.95 |
| DELL MARKETING L.P. | PC FOR IT | 986.90 |
| INTERSTATE ALL BATTERY CENTER | BATTERIES | 73.50 |
| ONE CALL CONCEPTS | LOCATES FOR IT | 8.45 |
| U.S. CELLULAR | MONTHLY SERVICE-2019-11-4 | 40.29 |
| | | <u>\$ 1,157.09</u> |

MINUTE RECORD

CLAIMS FOR DECEMBER 3, 2019

PAGE 7

WASTEWATER

| | | |
|-----------------------------|---------------------------|---------------------|
| CREATIVE RISK SOLUTIONS | TPA LOSS FUNDING-OCT 2019 | 11,484.19 |
| METRO LEASING | LEASE 8735-JET TRUCK | 22,836.87 |
| METROPOLITAN UTILITIES DIST | MONTHLY SERVICE-2019-11-1 | 55.21 |
| U.S. CELLULAR | MONTHLY SERVICE-2019-11-4 | 431.70 |
| | | <u>\$ 34,807.97</u> |

ECONOMIC DEVELOPMENT LB840

| | | |
|-------------------------------|----------------|---------------------|
| BELLEVUE ECONOMIC ENHANCEMENT | BUXTON PROJECT | 10,000.00 |
| | | <u>\$ 10,000.00</u> |

COMMUNITY DEVELOPMENT

| | | |
|---------------|------------------------------------|--------------------|
| ABBY HIGHLAND | CDBG CONSULTANT-OCT 2019, 69.75HRS | 2,859.75 |
| | | <u>\$ 2,859.75</u> |

G.O. BONDS

| | | |
|------------------------|-------------------------------|----------------------|
| FIRST NATIONAL BANK | BOND PAYMENT-SID 182 | 13,105.00 |
| CHASE-DEPOSITORY TRUST | BOND PAYMENT-PUB SAFETY BONDS | 132,587.50 |
| | | <u>\$ 145,692.50</u> |

TOTAL CLAIMS FOR DECEMBER 3, 2019 **\$ 791,100.93**

TOTAL PAYROLL FOR NOVEMBER 15, 2019 **\$ 1,170,687.92**



City of Bellevue
Office of the City Administrator

**TOPIC FOR CONSIDERATION
FOR CITY COUNCIL AGENDA**

If you have a specific topic that you would like the City Council to consider at a future meeting, please list your name and contact information and the topic. The matter will be reviewed and forwarded to city staff for appropriate action or scheduled for a future meeting of the City Council, as may be necessary. You will be notified of any staff recommendation or action taken on your request or when the matter will be presented to the City Council for consideration.

Name: HARVEY WILTSEY
Address: 211 MARTIN DRIVE Bellevue
Telephone number: 402-659-5693
Email address: _____
Date of Request: 11-26-19

Description of Requested Topic: (Please be as specific as possible)

I would like to discuss the Council's
action on the 2% increase for three
years which was added to Ordinance No. 3953

RECEIVED
NOV 26 2019
CITY CLERK

**CITY OF BELLEVUE, NEBRASKA
AGENDA ITEM COVER SHEET**

11a.
12/3/19

| | | | |
|--|----------------------|-------------------------------------|--|
| COUNCIL MEETING DATE: | September 3, 2019 | AGENDA ITEM TYPE: | |
| SUBMITTED BY: Tammi Palm, Land Use Planner | SPECIAL PRESENTATION | <input type="checkbox"/> | |
| | ORDINANCE | <input checked="" type="checkbox"/> | PUBLIC HEARING REQUIRED <input type="checkbox"/> |
| | RESOLUTION | <input type="checkbox"/> | PUBLIC HEARING REQUIRED <input type="checkbox"/> |
| | CURRENT BUSINESS | <input type="checkbox"/> | PUBLIC HEARING REQUIRED <input type="checkbox"/> |
| | CONSENT | <input type="checkbox"/> | |
| | OTHER (SEE CLERK) | <input type="checkbox"/> | |

SUBJECT:

Request to annex Sanitary and Improvement District #67, Normandy Hills. Applicant: City of Bellevue

SYNOPSIS:

A review of the SID debt, potential City revenue as a result of annexation, and the ability of various City departments to provide services to the residents of this area indicates it is feasible for the City to annex SID #67 at this time. This annexation is part of an annexation package consisting of nine SID's and miscellaneous lots.

BACKGROUND

See attached Planning Department memorandum regarding the fiscal analysis and department review of the proposed annexation package.

FISCAL IMPACT: \$ 0.00 **BUDGETED FUNDS?** N/A **GRANT/MATCHING FUNDS?** N/A

TRACKING INFORMATION FOR CONTRACTS & PROJECTS

| | | | | | |
|--------------------------------------|-----|-----------------------------------|--|---------------------------|--------------------------|
| IS THIS A CONTRACT? | N/A | COUNTER-PARTY: | | INTERLOC | N/A |
| CONTRACT DESCRIPTION: | | | | | |
| CONTRACT EFFECTIVE DATE: | | CONTRACT TERM: | | CONTRACT END DATE: | |
| PROJECT NAME: | | | | | |
| START DATE: | | END DATE: | | PAYMENT DATE: | |
| | | | | INSURANCE REQUIRED | <input type="checkbox"/> |
| CIP PROJECT NAME: | | CIP PROJECT NUMBER: | | | |
| MAPA NAME(S): | | MAPA NUMBER(S): | | | |
| STREET DISTRICT NAME(S): | | STREET DISTRICT NUMBER(S): | | | |
| ACCOUNTING DISTRIBUTION CODE: | | ACCOUNT NUMBER: | | | |

RECOMMENDATION:

The Planning Department and Planning Commission have recommended approval of this annexation request.

ATTACHMENTS:



- | | | | |
|---|--------------------------------|---|--|
| 1 | PC recommendation | 4 | |
| 2 | Planning Department staff memo | 5 | |
| 3 | Proposed Ordinance | 6 | |

SIGNATURES:

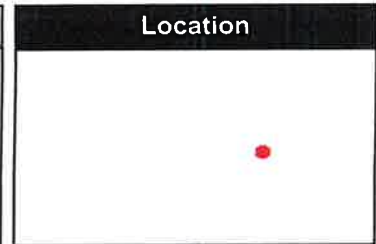
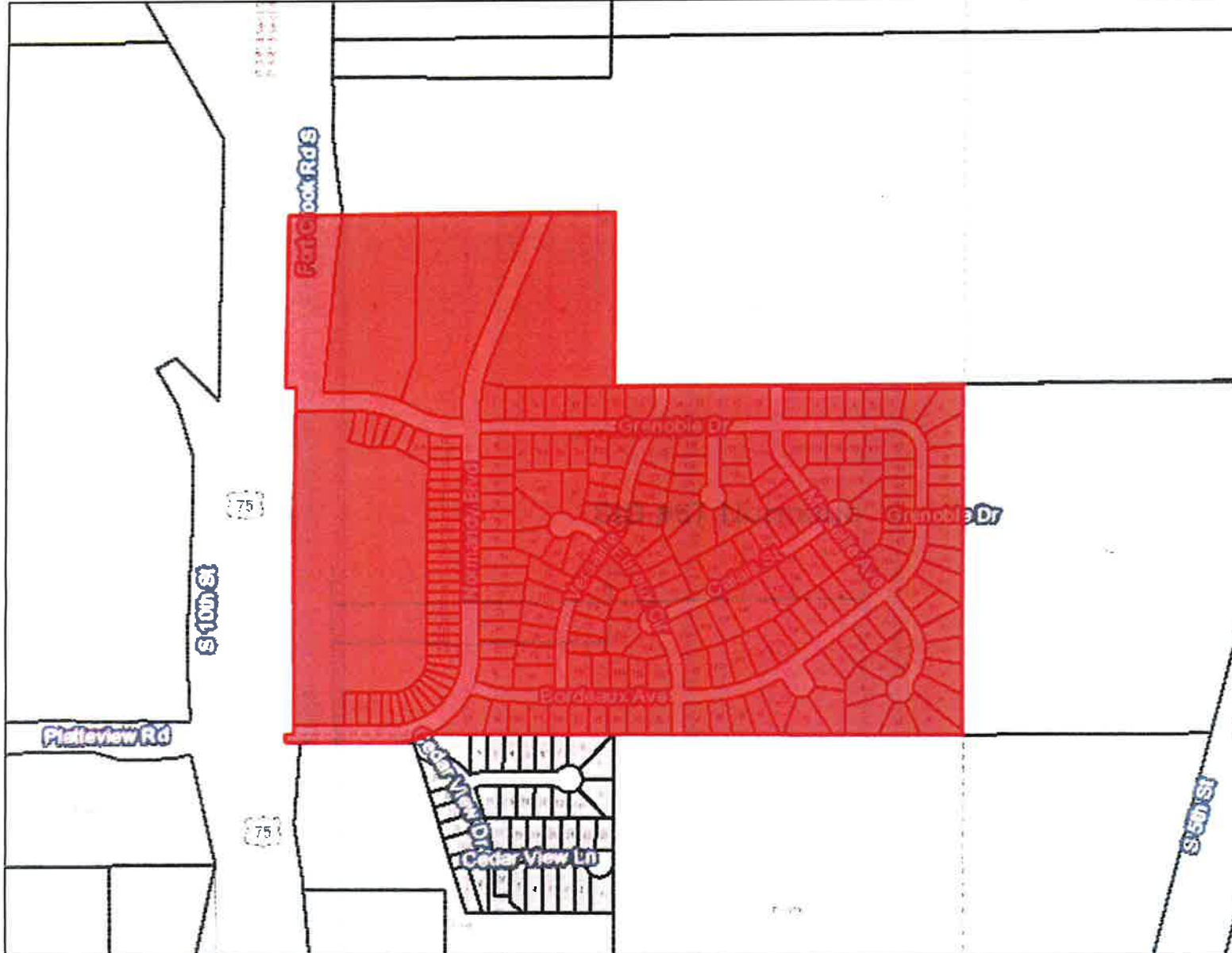
LEGAL APPROVAL AS TO FORM:

FINANCE APPROVAL AS TO FORM:

ADMINISTRATOR APPROVAL TO SUBMIT:

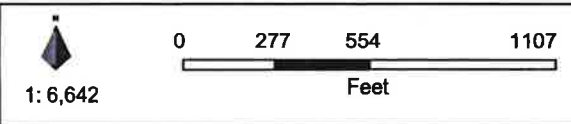



SID #67 Normandy Hills



Legend

Road Centerlines



This product is for informational purposes and may not have been prepared for, or be suitable for legal, engineering, or surveying purposes. Users of this information should review or consult the source records and information sources to ascertain the usability of the information.

Sarpy County GIS
1210 Golden Gate Dr.
Suite 1130
Papillion, NE 68046
maps.sarpy.com

ORDINANCE NO. 3966

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

WHEREAS, ALL OF THE LOTS, LANDS, AND REAL ESTATE LYING WITHIN THE BOUNDARIES DESCRIBED AS FOLLOWS, AND SHOWN ON THE ATTACHED MAP, TO WIT:

- Lots 3A, 3B, 6 through 18, 27 through 104, 106, and 108 through 176, Normandy Hills
- Lots 1 and 2, Normandy Hills Replat 2
- Lots 1 through 8, and Outlot A, Normandy Hills Replat 4
- Lot 1, Bousema Addition Replat One
- Lots 1A, 1B, and 2, Twin Valley Church Replat 1 Addition
- Lots 1A through 16B, and 36A through 38B, French Village

AND ALL ABUTTING COUNTY ROAD RIGHTS-OF-WAY

ARE CONTIGUOUS AND ADJACENT TO THE CITY OF BELLEVUE, NEBRASKA, AND ARE URBAN OR SUBURBAN IN CHARACTER, AND

WHEREAS, SAID REAL ESTATE WILL RECEIVE MATERIAL BENEFITS AND ADVANTAGES FROM ANNEXATION TO THE SAID CITY.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF BELLEVUE, NEBRASKA:

Section 1. All of the real estate lying within the area heretofore described be and the same hereby is included within the boundaries and territory of the City of Bellevue, Nebraska, and said lands and the persons residing thereon shall hereafter be subject to all of the rules, regulations, ordinances, taxes, and all other burdens and benefits of other persons and territory included with the City of Bellevue, Nebraska

Section 2. This ordinance shall become effective on November 1, 2019.

ADOPTED by the Mayor and City Council this _____ day of _____, 2019.

APPROVED AS TO FORM:

City Attorney

ATTEST

City Clerk

Mayor

First Reading: 09/03/2019

Second Reading: 09/17/2019

Third Reading: 10/01/2019 and 12/3/2019

City of Bellevue

PLANNING COMMISSION RECOMMENDATION

APPLICANT: City of Bellevue

CITY COUNCIL HEARING DATE: September 17, 2019

REQUEST: to annex Sanitary and Improvement District #67, Normandy Hills

On August 22, 2019, the City of Bellevue Planning Commission voted nine yes, zero no, zero abstained, and zero absent to recommend:

APPROVAL of the annexation request based upon the positive financial impact on the City and the natural growth and development of the City.

VOTE:

| Yes: | Nine: | No: | Zero: | Abstain: | Zero: | Absent: | Zero: |
|------|-----------|-----|-------|----------|-------|---------|-------|
| | Casey | | | | | | |
| | Perrin | | | | | | |
| | Cain | | | | | | |
| | Aerni | | | | | | |
| | Jacobson | | | | | | |
| | Ackley | | | | | | |
| | Hankins | | | | | | |
| | Cutsforth | | | | | | |
| | Ritz | | | | | | |

Planning Commission Hearing (s) was held on: August 22, 2019



City of Bellevue

Office of the Planning Department

To: City Council
Mayor Rusty Hike
City Administrator Jim Ristow
From: Chris Shewchuk, Planning Director *CS*
Date: August 27, 2019
Subject: City of Bellevue annexation proposal

The City of Bellevue is proposing to annex the following nine Sanitary and Improvement Districts into the city limits:

| | | | |
|----------|-----------------------------|----------|---------------------|
| SID #67 | Normandy Hills | SID #180 | Lakewood Villages |
| SID #208 | Sunrise (Phases III and IV) | SID #215 | Pipers Glen |
| SID #242 | Cedar View | SID #269 | Orchard Valley |
| SID #279 | Spring Creek | SID #280 | Kennedy Town Center |
| SID #289 | Colonial Pointe | | |

In addition to these SIDs, we are also proposing the annexation of an additional five parcels that are currently adjacent to the City, or will be upon approval of the SID annexations. Individual maps of the SIDs and the five additional lots are separate attachments to each agenda item.

FINANCIAL ANALYSIS

When the City annexes Sanitary and Improvement Districts, it assumes both its assets and liabilities. Assets include the infrastructure installed by the SID as well as any cash and investments held by the SID. Liabilities include any outstanding debt, in the form of bonds or warrants. The City will levy taxes on the properties (as it does on all property within the City) to generate funds for debt payments and the provision of City services. Any cash and investments held by the SIDs can also be used to pay debt.

The nine SIDs proposed for annexation have an assessed valuation for 2019 of \$490,935,449 which will generate \$2,994,706 of property tax revenue for the City, based upon the current levy amount. The SIDs also currently have \$3,466,555 in cash and investments on deposit with the County Treasurer. On the liability side, the SIDs have \$19,585,000 in outstanding bonded indebtedness. Annual debt payments for the bonded indebtedness are \$1,675,000 although it is expected the City will refinance some of the debt to more favorable interest rates and lower annual debt service payments. Annual tax revenue after debt service payments is expected to be \$1,319,706 prior to accounting for how the cash and investments are utilized. The five

unincorporated lots will add another \$968,817 of valuation and \$5,910 of tax revenue to the annexation package. A chart showing figures for the individual SIDs is attached for your review.

In addition to property tax revenue, the City will also receive sales tax revenue from items delivered to residences in these areas, as well as from automobile purchases. Occupation taxes would also be collected on such things as phone and cable bills. The amount of revenue generated from these sources is unknown at this time.

Based upon the projected revenue and costs associated with this annexation, including the departmental needs for personnel and equipment as noted below, this annexation package is financially feasible for the City to undertake. Long-term capital projects will need to be addressed separately through the budget and CIP process.

DEMOGRAPHICS

The areas proposed for annexation consist of 1,842 parcels and 2,211 dwelling units, including apartments. The population estimate of 5,793 is based upon the 2010 Census average household size of 2.62 persons per dwelling unit.

DEPARTMENT REVIEW

The annexation proposal was sent out to other City departments for review, with a request for each to identify additional personnel and equipment needed to provide services to these areas. Below is a summary of those comments; full responses are attached to this report.

Parks Department—35 acres of parks and open space, trails and tree maintenance, five playgrounds, one lake, three sports courts; need for one additional full-time staff and two X-Mark Lazer riding mowers (estimated cost is \$10,000 per lawn mower)

Human Resources/Human Services—increased demand for transportation services and additional fuel costs; equipment and personnel needs difficult to determine until full demand for services is seen; depending upon demand, transportation service routes may have to be adjusted in order to not add an additional route

Wastewater—awaiting report

City Clerk—not a significant impact for the Clerk's office, no additional personnel or equipment needs; slight increase in revenue from liquor licenses, tobacco licenses, and business permits

Library—loss of revenue due to current paid members coming into the city; increase in material costs (estimated 1,000 new members @ \$4 per member = \$4,000); many current programs are at capacity; additional memberships would result in need for additional staff; building size is a consideration with the need to house a collection to meet the needs of a larger membership audience and a lack of meeting room/programming space

Street Department—additional 45.12 lane miles to maintain; increase in State Highway Allocation funding of \$380,268; 3.5 additional FTE personnel (\$150,000); increase in operational expenses

(\$175,000); capital expenses—two snow route dump trucks and one circle-clearing route pick-up truck (\$438,000)

Fleet Maintenance—expressed concerns regarding the need to expand the Fleet Maintenance Facility which was built to be sufficient through 2015, but did not account for the extreme load of a paid Fire Department and current annexation plans; Fabrication Department has moved into the facility due to flooding; more work may need to be outsourced at a 100 – 200% increase in price and more down time

Police—analyzed calls for service for all SIDs currently under consideration for annexation; data showed a potential increase of 7% in calls for service; to maintain current service levels, the addition of seven sworn officers, one non-sworn code officer, and three vehicles would be necessary; the SIDs in this annexation proposal represent approximately 48% of the potential increase in calls for service, therefore an additional four personnel and one vehicle would be necessary as a result of this annexation

AFFECT ON ANNEXED AREAS

Areas that are annexed into the City will begin receiving City services on the effective date of the annexation. These services include street maintenance and snow removal, park maintenance (where applicable), police response, fire response (although many areas are currently served by the Bellevue Fire Department through the Eastern Sarpy Fire District), wastewater service, trash removal, free library cards, and specialized transportation services.

Property taxes

The overall property tax levy will decrease for most new residents of the City as shown in the chart below, only SID #289 would show a slight increase in property taxes (based upon current levy amounts). In determining future taxes, the levies for the SID and the fire districts were removed and replaced with the City tax levy. Total tax amounts are impossible to predict as they are subject to changes in assessed valuations and changes in the tax levy of the various taxing jurisdictions.

| <u>SID #</u> | <u>Change in levy</u> | <u>Change in property taxes per \$100,000 valuation</u> |
|--------------|-----------------------|---|
| 67 | -0.275783 | -\$275.78 |
| 180 | -0.105709 | -\$105.71 |
| 208 | -0.103202 | -\$103.20 |
| 215 | -0.125783 | -\$125.78 |
| 242 | -0.125783 | -\$125.78 |
| 269 | -0.325783 | -\$325.78 |
| 279 | -0.325783 | -\$325.78 |
| 280 | -0.475783 | -\$475.78 |
| 289 | +0.049217 | +\$49.22 |

The unincorporated lots will have a more significant increase in their property tax rates since they are not currently paying a SID tax. One parcel is not taxed (BPS elementary school), but the other four parcels will see an increase of 0.424217 in the mil levy, or \$424.22 per \$100,000 of valuation.

Property tax changes will be effective for taxes assessed in 2020 and due in 2021.

Sales Taxes

City residents are required to pay City sales taxes on items delivered to their homes. This will affect people who buy items on-line or have deliveries from stores such as Nebraska Furniture Mart. The sales tax will also apply to new vehicle purchases. The City's sales tax rate is 1.5%.

Trash pick-up

The City contracts with Papillion Sanitation for residential trash pick-up in the city limits. Residents have the option of choosing 35, 65, or 95 gallon trash containers at a cost of \$14.10, \$17.10, or \$19.99 per month, respectively. Residential recycling and yard waste are included in the monthly charge. Billing for trash pick-up is included in the monthly MUD water/gas bill for residents and is not optional for residents. If a new resident wishes to keep his/her current trash service they may, but they will still be billed for Papillion Sanitation service on their MUD bill.

School Districts

The annexation has no effect on school district boundaries.

Post Office/Zip Code

The annexation has no effect on zip codes and which post office serves any particular area.

Planning, Zoning, Building Permits

All areas under consideration for annexation are currently within the City's extra-territorial jurisdiction and are subject to planning, zoning, and permitting requirements. Annexation will have no effect on this. Current uses of a property will be allowed to remain provided they were lawfully established.

Wastewater

Bellevue residents currently pay a minimum monthly wastewater service fee of \$15.44. Non-residents pay the City of Omaha minimum fee of \$35.28, new residents will see a monthly savings of approximately \$20.

Pets

City residents are required to license their pets through the Nebraska Humane Society. There is no change to the number of permitted household pets (three) as that regulation is in the Zoning Ordinance.

Other

In addition to those items above, residents will be able to run for City offices and vote in local elections and be eligible to be appointed to City boards and commissions that require residency. Residents will also pay lower fees for some recreational programs and be able to get a library card free of charge.

PLANNING DEPARTMENT RECOMMENDATION

APPROVAL based upon the positive financial impact on the City and the natural growth and development of the City.

PLANNING COMMISSION RECOMMENDATION

APPROVAL based upon the positive financial impact on the City and the natural growth and development of the City.

| <u>SID #</u> | <u>SID NAME</u> | <u>BONDED DEBT</u> | <u>DEBT SERVICE</u> | <u>2019 VALUATION</u> | <u>CITY TAX REVENUE</u> | <u>TAX REVENUE MINUS DEBT SERVICE</u> | <u>CASH AND INVESTMENTS</u> |
|--------------|----------------------------|--------------------|---------------------|-----------------------|-------------------------|---------------------------------------|-----------------------------|
| 67 | Normandy Hills | 50 | 50 | \$38,126,428 | \$232,571 | \$232,571 | \$412,163 |
| 180 | Lakewood Villages | \$11,005,000 | \$855,000 | \$223,817,280 | \$1,365,285 | \$510,285 | \$1,620,272 |
| 208 | Sunrise (Phase III and IV) | \$1,070,000 | \$218,000 | \$56,957,239 | \$347,439 | \$129,439 | \$377,005 |
| 215 | Piper's Glen | \$3,350,000 | \$265,000 | \$82,196,378 | \$501,398 | \$236,398 | \$355,898 |
| 242 | Cedar View | \$80,000 | \$12,000 | \$7,458,599 | \$45,497 | \$33,497 | \$70,185 |
| 269 | Orchard Valley | \$265,000 | \$25,000 | \$7,465,063 | \$45,537 | \$20,537 | \$38,668 |
| 279 | Spring Creek | \$780,000 | \$80,000 | \$23,568,037 | \$143,765 | \$63,765 | \$193,987 |
| 280 | Kennedy Town Center | \$2,055,000 | \$130,000 | \$27,870,951 | \$170,013 | \$40,013 | \$255,359 |
| 289 | Colonial Pointe | \$980,000 | \$90,000 | \$23,475,474 | \$143,200 | \$53,200 | \$143,019 |
| | TOTALS | \$19,585,000 | \$1,675,000 | \$490,935,449 | \$2,994,706 | \$1,319,706 | \$3,466,555 |



City of Bellevue

Bellevue Public Library

1003 Lincoln Road • Bellevue, Nebraska 68005 • (402) 293-3157

Memo

To: Chris Shewchuk, Planning Director

From: Julie Dinville, Library Director

Date: 8/15/2019

The major concerns with annexation in connection with the library relate to membership, program attendance, and materials use. We currently have persons with membership in each of the SIDs under consideration (Lakewood Villages #180, Sunrise (Phases 3 and 4) #208, Pipers Glen #215, Orchard Valley #269, Spring Ridge #279, Kennedy Town Center #280, and Colonial Pointe #289).

The approximate population of about 5,500 persons has been estimated in all the SIDs concerned (including Normandy Hills and Cedar View). We estimate that we have approximately 1,951 membership cards to these newly named areas. Even with the inactive memberships removed, this will have a significant effect on our non-resident membership revenues per year (a household membership is \$40.00 annually).

We currently spend about \$4.00 per cardholder for materials, so if we were to add an additional 1,000 card memberships, that would result in a need for an additional \$4,000 to add to our materials budget to purchase enough titles/copies to meet demand (including digital materials). If more were added, additional funds would be needed.

High-demand programs such as our Summer Library Program for children continue to put stress on our staff members. We are already planning 44 programs in four weeks in our Children's Department alone in September. Our Children's Department is run by one full-time and one 25-hour/week assistant. If we continue to add families to our membership, the library would need to increase staff hours, either by hiring an additional part-time person, or by making our assistant full-time and consider making our part-time Young Adult Librarian full-time. Other programming departments would also be stretched, and additional personnel might have to be considered in the future.

Our building size continues to be a consideration for us in regards to lack of meeting room/programming space and diminished space to house a collection that is meeting the needs of a larger membership audience.



MEMORANDUM

To: Chris Schewchuk Planning Director
Cc: Jeff Roberts Public Works Director
From: Bobby Riggs Street Superintendent
Subject: 2019 Annexation Package Review – Pt 2
Date: August 2, 2019

I. SID Areas

Lane Mile Additions

- o **Package, Total Lane Miles = 45.12**
 - **#67 – Normandy Hills**
 - Lane Miles = 5.36
 - **#180 – Lakewood Village**
 - Lane Miles = 19.91
 - **#208 – Sunrise Ph III, IV**
 - Lane Miles = 4.33
 - **#215 – Pipers Glen**
 - Lane Miles = 7.96
 - **#242 – Cedar View**
 - Lane Miles = 0.58
 - **#269 – Orchard Valley**
 - Lane Miles = 0.63
 - **#279 – Spring Creek**
 - Lane Miles = 2.11
 - **#280 – Kennedy Towne Center**
 - Lane Miles = 3.03
 - **#289 – Colonial Pointe**
 - Lane Miles = 1.21



II. MANPOWER NEEDS

Recommendation (Current + Prior Annexations, Historical Staffing Numbers)

As of year-end, fiscal 2018, the Street Department provided street pavement maintenance, snow removal, sign/signal maintenance and bi-annual street-sweeping on 568.47 lane miles of roads.

As mentioned in previous reviews, I would offer that the department should look to seek a staffing ratio of 1 employee per 12.74 lane miles, an average of 1970's (1: 5.9) and 2013 (1: 19.6) rates.

This package would warrant over 3.5 times the number needed to add a full-time position to the department in year one.

FY 19-20 increased department Personnel cost assumption, above current levels - \$150,000.

III. EQUIPMENT NEEDS

Snow removal, route equipment

In order to provide current levels of service during snow removal operations in the winter months, the department used thirty-four (34) pieces of equipment to clear roads in the winter last year. This averages 16.72 lane miles per unit. The proposed areas in this package would require adding three (3) pieces of equipment, two (2) snow route dump trucks and one (1) circle-clearing route pick-up truck.

Estimated first-year equipment cost to cover areas, above potential approved budget: \$438,000.

**Please note - this number is in addition to anticipated replacement of current, aging snow clearing equipment submitted for the upcoming FY19-20 budget*

IV. DEPARTMENT OPERATIONAL BUDGET

Required increases to for maintenance, material costs to maintain existing service levels

The Street Dept. fiscal 2018-19 budget for the funded expenses to maintain the street system of 568.47 lane miles at \$2,189,954 in total. This rate of funding breaks down to \$3,852.37 per lane mile. This package totals 45.12 lane miles and would require a funding adjustment of 7.9% above last year's budgeted levels to meet annual needs.

First-year operational budget will need to be just slightly over \$2.4 million to perform standard yearly maintenance. This number does not factor in the request for additional staff or potential regulatory sign installation in SIDs, where warranted. A reasonable assumption would be an additional year-one cost of nearly 25 thousand dollars for signs, posts and hardware to cover the potential new areas. If approved, personnel cost increases would first need to be revised and adjusted into the normal baseline.

**Please note - this report does not factor the annexation package added in the spring of this year. nor does it include part one review numbers*

Estimated year-one operational budget increase: \$175,000 *(does not include personnel or equipment)*

Mailing Address: 210 West Mission Avenue Bellevue, Nebraska 68005





V. HIGHWAY ALLOCATION

Projected revenue increase

Highway Allocation funding is somewhat fluid and subject to change with revenue fluctuation. Revenue projections in this report are based solely on fiscal 2018-19 budget projections reduced to a per lane mile estimate.

Fiscal 2018-19 budget – \$4,791,018 for 2018 lane mile levels. This budget forecast factors to \$8,427.92 per lane mile in revenue from the Highway Trust fund on an annual fiscal basis.

Part 2 annexation package - 45.12 lane miles

12-month anticipated increase to Highway Allocation revenue levels - \$380,267.75.

Chris Shewchuk

From: Susan Kluthe
Sent: Thursday, August 15, 2019 11:33 AM
To: Chris Shewchuk
Subject: RE: REMINDER FW: Another annexation review

There will not be a significant impact on additional costs for the Clerk's Office. We will not need additional personnel or equipment. As far as revenue, there will be a slight increase due to additional liquor licenses, tobacco licenses and for businesses, who require a Pet Shop or Grooming Permit. With most of these SIDs being mainly residential, I feel the impact will be minimal at this point.

Thanks!
Susan Kluthe
City Clerk
City of Bellevue
1500 Wall Street
Bellevue, NE 68005
402.293.3007
susan.kluthe@bellevue.net

-----Original Message-----

From: Chris Shewchuk <Chris.Shewchuk@bellevue.net>
Sent: Thursday, August 15, 2019 8:38 AM
To: Epiphany Ramos <epiphany.ramos@bellevue.net>; Jim Shada <Jim.Shada@bellevue.net>; Todd Jarosz <Todd.Jarosz@bellevue.net>; Julie Dinville <Julie.Dinville@bellevue.net>; Susan Kluthe <Susan.Kluthe@bellevue.net>; Amanda Chandler <amanda.parker@bellevue.net>; Perry Guido <Perry.Guido@bellevue.net>; Ashley Decker <ashley.decker@bellevue.net>
Subject: REMINDER FW: Another annexation review

Just a reminder that I need comments regarding the second group of SIDs proposed for annexation. If I have missed something you already sent, please send it to me again or let me know when you sent it so I can check my e-mails.

Thanks.

Chris

-----Original Message-----

From: Chris Shewchuk
Sent: Tuesday, July 30, 2019 3:51 PM
To: Bobby Riggs <Bobby.Riggs@bellevue.net>; Epiphany Ramos <epiphany.ramos@bellevue.net>; Jim Shada <Jim.Shada@bellevue.net>; Todd Jarosz <Todd.Jarosz@bellevue.net>; Julie Dinville <Julie.Dinville@bellevue.net>; Susan Kluthe <Susan.Kluthe@bellevue.net>; Amanda Chandler <amanda.parker@bellevue.net>; Perry Guido <Perry.Guido@bellevue.net>; Ashley Decker <ashley.decker@bellevue.net>

Chris Shewchuk

From: Jim Shada
Sent: Friday, August 16, 2019 8:56 AM
To: Chris Shewchuk; Mark Blackburn; Karen Chandler
Subject: Re: REMINDER FW: Another annexation review

Chris,

In reviewing the proposed annexation package the Parks Department would need 1 additional full time staff and 2 - X - Mark Lazer riding lawn mowers(estimated cost is \$10,000 per lawn mower).

Total Open Space & Park Acres - 35 acres

Trails & Tree maintenance

1 - Lake

5 - Playgrounds

3 - Sports Courts

Thanks,

Jim

From: Chris Shewchuk
Sent: Thursday, August 15, 2019 8:37:57 AM
To: Epiphany Ramos; Jim Shada; Todd Jarosz; Julie Dinville; Susan Kluthe; Amanda Chandler; Perry Guido; Ashley Decker
Subject: REMINDER FW: Another annexation review

Just a reminder that I need comments regarding the second group of SIDs proposed for annexation. If I have missed something you already sent, please send it to me again or let me know when you sent it so I can check my e-mails.

Thanks.

Chris

-----Original Message-----

From: Chris Shewchuk
Sent: Tuesday, July 30, 2019 3:51 PM
To: Bobby Riggs <Bobby.Riggs@bellevue.net>; Epiphany Ramos <epiphany.ramos@bellevue.net>; Jim Shada <Jim.Shada@bellevue.net>; Todd Jarosz <Todd.Jarosz@bellevue.net>; Julie Dinville <Julie.Dinville@bellevue.net>; Susan Kluthe <Susan.Kluthe@bellevue.net>; Amanda Chandler <amanda.parker@bellevue.net>; Perry Guido <Perry.Guido@bellevue.net>; Ashley Decker <ashley.decker@bellevue.net>
Cc: Jeff Roberts <Jeff.Roberts@bellevue.net>; Richard Severson <richard.severson@bellevue.net>
Subject: Another annexation review

All:

Continuing the City's annexation push, I have another group of Sanitary and Improvement Districts being proposed for annexation. These SIDs are:

- #180 Lakewood Villages
- #208 Sunrise (Phases 3 and 4)
- #215 Pipers Glen
- #269 Orchard Valley
- #279 Spring Ridge
- #280 Kennedy Town Center
- #289 Colonial Pointe

Maps of each of these SIDs are attached.

**CITY OF BELLEVUE, NEBRASKA
AGENDA ITEM COVER SHEET**

11b.
12/3/19

| | | | |
|--|----------------------|-------------------------------------|--|
| COUNCIL MEETING DATE: | September 3, 2019 | AGENDA ITEM TYPE: | |
| SUBMITTED BY: Tammi Palm, Land Use Planner | SPECIAL PRESENTATION | | |
| | ORDINANCE | <input checked="" type="checkbox"/> | PUBLIC HEARING REQUIRED <input type="checkbox"/> |
| | RESOLUTION | | PUBLIC HEARING REQUIRED <input type="checkbox"/> |
| | CURRENT BUSINESS | | PUBLIC HEARING REQUIRED <input type="checkbox"/> |
| | CONSENT | | |
| | OTHER (SEE CLERK) | | |

SUBJECT:

Request to annex Sanitary and Improvement District #242, Cedar View. Applicant: City of Bellevue

SYNOPSIS:

A review of the SID debt, potential City revenue as a result of annexation, and the ability of various City departments to provide services to the residents of this area indicates it is feasible for the City to annex SID #242 at this time. This annexation is part of an annexation package consisting of nine SID's and miscellaneous lots.

BACKGROUND

See attached Planning Department memorandum regarding the fiscal analysis and department review of the proposed annexation package.

FISCAL IMPACT: \$ 0.00 **BUDGETED FUNDS?** N/A **GRANT/MATCHING FUNDS?** N/A

TRACKING INFORMATION FOR CONTRACTS & PROJECTS

| | | | | | |
|--------------------------------------|-----|-----------------------|-----------------------------------|---------------------------|-----|
| IS THIS A CONTRACT? | N/A | COUNTER-PARTY: | | INTERLOC | N/A |
| CONTRACT DESCRIPTION: | | | | | |
| CONTRACT EFFECTIVE DATE: | | CONTRACT TERM: | | CONTRACT END DATE: | |
| PROJECT NAME: | | | | | |
| START DATE: | | END DATE: | | PAYMENT DATE: | |
| | | | | INSURANCE REQUIRED | |
| CIP PROJECT NAME: | | | CIP PROJECT NUMBER: | | |
| MAPA NAME(S): | | | MAPA NUMBER(S): | | |
| STREET DISTRICT NAME(S): | | | STREET DISTRICT NUMBER(S): | | |
| ACCOUNTING DISTRIBUTION CODE: | | | ACCOUNT NUMBER: | | |

RECOMMENDATION:

The Planning Department and Planning Commission have recommended approval of this annexation request.

ATTACHMENTS:

- | | |
|---|--------------------------------|
| 1 | PC recommendation |
| 2 | Planning Department staff memo |
| 3 | Proposed Ordinance |

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

SIGNATURES:

LEGAL APPROVAL AS TO FORM:

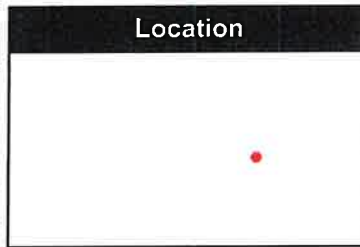
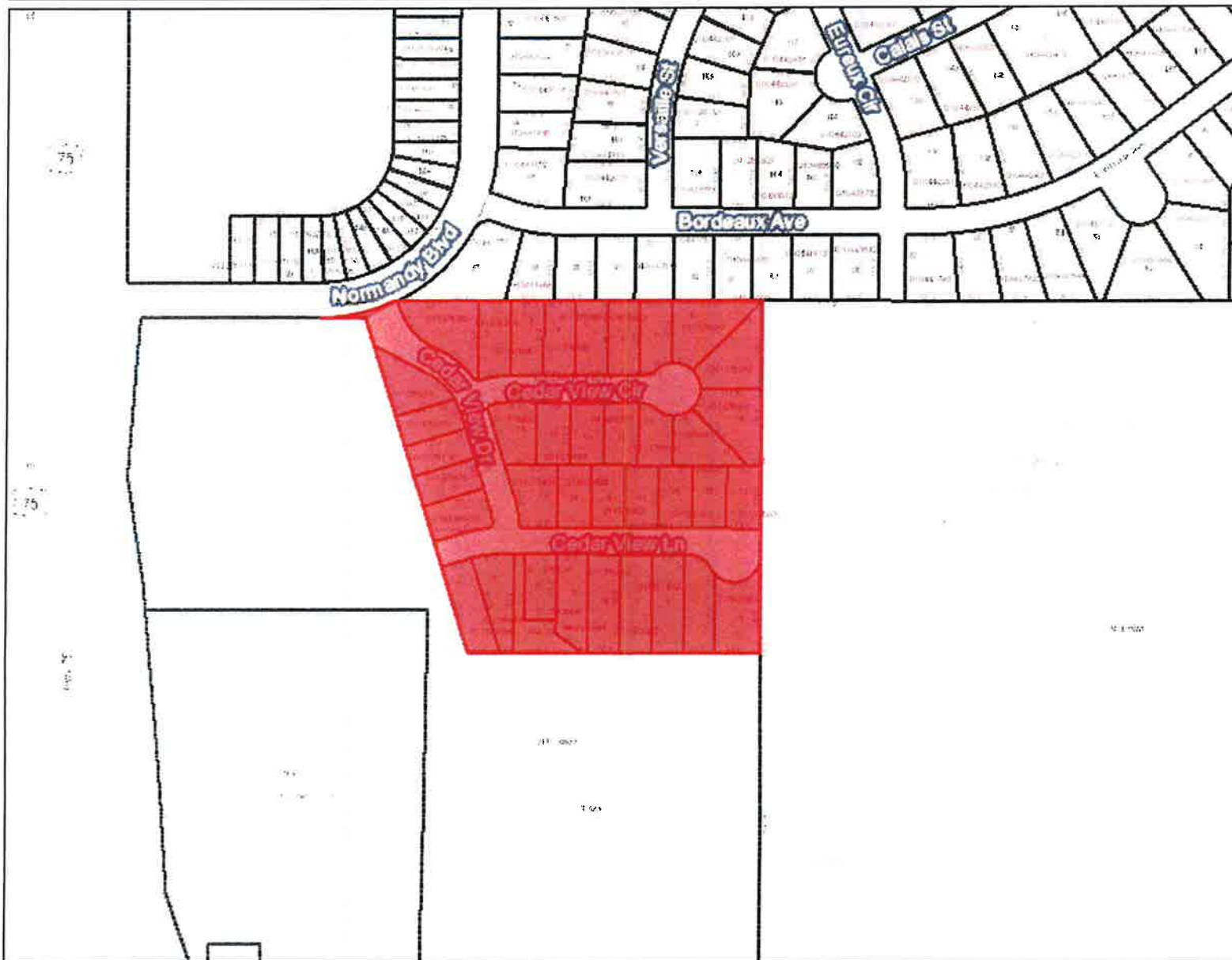
FINANCE APPROVAL AS TO FORM:

ADMINISTRATOR APPROVAL TO SUBMIT:

A. Baez-Roldan

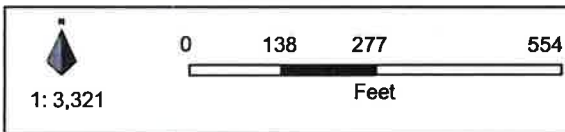
Tammi Palm

SID #242 Cedar View



Legend

Road Centerlines



This product is for informational purposes and may not have been prepared for, or be suitable for legal, engineering, or surveying purposes. Users of this information should review or consult the source records and information sources to ascertain the usability of the information.

Sarpy County GIS
1210 Golden Gate Dr.
Suite 1130
Papillion, NE 68046
maps.sarpy.com

ORDINANCE NO. 3970

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

WHEREAS, ALL OF THE LOTS, LANDS, AND REAL ESTATE LYING WITHIN THE BOUNDARIES DESCRIBED AS FOLLOWS, AND SHOWN ON THE ATTACHED MAP, TO WIT:

Lots 1 through 23, 30, and 33 through 37, Cedar View
Lots 1 and 3 through 7, and Outlot A, Cedar View Replat 1
Lots 1 and 2, Cedar View Replat 2

AND ALL ABUTTING COUNTY ROAD RIGHTS-OF-WAY

ARE CONTIGUOUS AND ADJACENT TO THE CITY OF BELLEVUE, NEBRASKA, AND ARE URBAN OR SUBURBAN IN CHARACTER, AND

WHEREAS, SAID REAL ESTATE WILL RECEIVE MATERIAL BENEFITS AND ADVANTAGES FROM ANNEXATION TO THE SAID CITY.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF BELLEVUE, NEBRASKA:

Section 1. All of the real estate lying within the area heretofore described be and the same hereby is included within the boundaries and territory of the City of Bellevue, Nebraska, and said lands and the persons residing thereon shall hereafter be subject to all of the rules, regulations, ordinances, taxes, and all other burdens and benefits of other persons and territory included with the City of Bellevue, Nebraska

Section 2. This ordinance shall become effective on November 1, 2019.

ADOPTED by the Mayor and City Council this _____ day of _____, 2019.

APPROVED AS TO FORM:

City Attorney

ATTEST

City Clerk

Mayor

First Reading: 09/03/2019

Second Reading: 09/17/2019

Third Reading: 10/01/2019 and 12/3/2019

City of Bellevue

PLANNING COMMISSION RECOMMENDATION

APPLICANT: City of Bellevue

CITY COUNCIL HEARING DATE: September 17, 2019

REQUEST: to annex Sanitary and Improvement District #242, Cedar View

On August 22, 2019, the City of Bellevue Planning Commission voted nine yes, zero no, zero abstained, and zero absent to recommend:

APPROVAL of the annexation request based upon the positive financial impact on the City and the natural growth and development of the City.

VOTE:

| Yes: | Nine: | No: | Zero: | Abstain: | Zero: | Absent: | Zero: |
|------|-----------|-----|-------|----------|-------|---------|-------|
| | Casey | | | | | | |
| | Perrin | | | | | | |
| | Cain | | | | | | |
| | Aerni | | | | | | |
| | Jacobson | | | | | | |
| | Ackley | | | | | | |
| | Hankins | | | | | | |
| | Cutsforth | | | | | | |
| | Ritz | | | | | | |

Planning Commission Hearing (s) was held on: August 22, 2019



City of Bellevue

Office of the Planning Department

To: City Council
Mayor Rusty Hike
City Administrator Jim Ristow

From: Chris Shewchuk, Planning Director *CS*

Date: August 27, 2019

Subject: City of Bellevue annexation proposal

The City of Bellevue is proposing to annex the following nine Sanitary and Improvement Districts into the city limits:

| | | | |
|----------|-----------------------------|----------|---------------------|
| SID #67 | Normandy Hills | SID #180 | Lakewood Villages |
| SID #208 | Sunrise (Phases III and IV) | SID #215 | Pipers Glen |
| SID #242 | Cedar View | SID #269 | Orchard Valley |
| SID #279 | Spring Creek | SID #280 | Kennedy Town Center |
| SID #289 | Colonial Pointe | | |

In addition to these SIDs, we are also proposing the annexation of an additional five parcels that are currently adjacent to the City, or will be upon approval of the SID annexations. Individual maps of the SIDs and the five additional lots are separate attachments to each agenda item.

FINANCIAL ANALYSIS

When the City annexes Sanitary and Improvement Districts, it assumes both its assets and liabilities. Assets include the infrastructure installed by the SID as well as any cash and investments held by the SID. Liabilities include any outstanding debt, in the form of bonds or warrants. The City will levy taxes on the properties (as it does on all property within the City) to generate funds for debt payments and the provision of City services. Any cash and investments held by the SIDs can also be used to pay debt.

The nine SIDs proposed for annexation have an assessed valuation for 2019 of \$490,935,449 which will generate \$2,994,706 of property tax revenue for the City, based upon the current levy amount. The SIDs also currently have \$3,466,555 in cash and investments on deposit with the County Treasurer. On the liability side, the SIDs have \$19,585,000 in outstanding bonded indebtedness. Annual debt payments for the bonded indebtedness are \$1,675,000 although it is expected the City will refinance some of the debt to more favorable interest rates and lower annual debt service payments. Annual tax revenue after debt service payments is expected to be \$1,319,706 prior to accounting for how the cash and investments are utilized. The five

unincorporated lots will add another \$968,817 of valuation and \$5,910 of tax revenue to the annexation package. A chart showing figures for the individual SIDs is attached for your review.

In addition to property tax revenue, the City will also receive sales tax revenue from items delivered to residences in these areas, as well as from automobile purchases. Occupation taxes would also be collected on such things as phone and cable bills. The amount of revenue generated from these sources is unknown at this time.

Based upon the projected revenue and costs associated with this annexation, including the departmental needs for personnel and equipment as noted below, this annexation package is financially feasible for the City to undertake. Long-term capital projects will need to be addressed separately through the budget and CIP process.

DEMOGRAPHICS

The areas proposed for annexation consist of 1,842 parcels and 2,211 dwelling units, including apartments. The population estimate of 5,793 is based upon the 2010 Census average household size of 2.62 persons per dwelling unit.

DEPARTMENT REVIEW

The annexation proposal was sent out to other City departments for review, with a request for each to identify additional personnel and equipment needed to provide services to these areas. Below is a summary of those comments; full responses are attached to this report.

Parks Department—35 acres of parks and open space, trails and tree maintenance, five playgrounds, one lake, three sports courts; need for one additional full-time staff and two X-Mark Lazer riding mowers (estimated cost is \$10,000 per lawn mower)

Human Resources/Human Services—increased demand for transportation services and additional fuel costs; equipment and personnel needs difficult to determine until full demand for services is seen; depending upon demand, transportation service routes may have to be adjusted in order to not add an additional route

Wastewater—awaiting report

City Clerk—not a significant impact for the Clerk's office, no additional personnel or equipment needs; slight increase in revenue from liquor licenses, tobacco licenses, and business permits

Library—loss of revenue due to current paid members coming into the city; increase in material costs (estimated 1,000 new members @ \$4 per member = \$4,000); many current programs are at capacity; additional memberships would result in need for additional staff; building size is a consideration with the need to house a collection to meet the needs of a larger membership audience and a lack of meeting room/programming space

Street Department—additional 45.12 lane miles to maintain; increase in State Highway Allocation funding of \$380,268; 3.5 additional FTE personnel (\$150,000); increase in operational expenses

(\$175,000); capital expenses—two snow route dump trucks and one circle-clearing route pick-up truck (\$438,000)

Fleet Maintenance—expressed concerns regarding the need to expand the Fleet Maintenance Facility which was built to be sufficient through 2015, but did not account for the extreme load of a paid Fire Department and current annexation plans; Fabrication Department has moved into the facility due to flooding; more work may need to be outsourced at a 100 – 200% increase in price and more down time

Police—analyzed calls for service for all SIDs currently under consideration for annexation; data showed a potential increase of 7% in calls for service; to maintain current service levels, the addition of seven sworn officers, one non-sworn code officer, and three vehicles would be necessary; the SIDs in this annexation proposal represent approximately 48% of the potential increase in calls for service, therefore an additional four personnel and one vehicle would be necessary as a result of this annexation

AFFECT ON ANNEXED AREAS

Areas that are annexed into the City will begin receiving City services on the effective date of the annexation. These services include street maintenance and snow removal, park maintenance (where applicable), police response, fire response (although many areas are currently served by the Bellevue Fire Department through the Eastern Sarpy Fire District), wastewater service, trash removal, free library cards, and specialized transportation services.

Property taxes

The overall property tax levy will decrease for most new residents of the City as shown in the chart below, only SID #289 would show a slight increase in property taxes (based upon current levy amounts). In determining future taxes, the levies for the SID and the fire districts were removed and replaced with the City tax levy. Total tax amounts are impossible to predict as they are subject to changes in assessed valuations and changes in the tax levy of the various taxing jurisdictions.

| <u>SID #</u> | <u>Change in levy</u> | <u>Change in property taxes per \$100,000 valuation</u> |
|--------------|-----------------------|---|
| 67 | -0.275783 | -\$275.78 |
| 180 | -0.105709 | -\$105.71 |
| 208 | -0.103202 | -\$103.20 |
| 215 | -0.125783 | -\$125.78 |
| 242 | -0.125783 | -\$125.78 |
| 269 | -0.325783 | -\$325.78 |
| 279 | -0.325783 | -\$325.78 |
| 280 | -0.475783 | -\$475.78 |
| 289 | +0.049217 | +49.22 |

The unincorporated lots will have a more significant increase in their property tax rates since they are not currently paying a SID tax. One parcel is not taxed (BPS elementary school), but the other four parcels will see an increase of 0.424217 in the mil levy, or \$424.22 per \$100,000 of valuation.

Property tax changes will be effective for taxes assessed in 2020 and due in 2021.

Sales Taxes

City residents are required to pay City sales taxes on items delivered to their homes. This will affect people who buy items on-line or have deliveries from stores such as Nebraska Furniture Mart. The sales tax will also apply to new vehicle purchases. The City's sales tax rate is 1.5%.

Trash pick-up

The City contracts with Papillion Sanitation for residential trash pick-up in the city limits. Residents have the option of choosing 35, 65, or 95 gallon trash containers at a cost of \$14.10, \$17.10, or \$19.99 per month, respectively. Residential recycling and yard waste are included in the monthly charge. Billing for trash pick-up is included in the monthly MUD water/gas bill for residents and is not optional for residents. If a new resident wishes to keep his/her current trash service they may, but they will still be billed for Papillion Sanitation service on their MUD bill.

School Districts

The annexation has no effect on school district boundaries.

Post Office/Zip Code

The annexation has no effect on zip codes and which post office serves any particular area.

Planning, Zoning, Building Permits

All areas under consideration for annexation are currently within the City's extra-territorial jurisdiction and are subject to planning, zoning, and permitting requirements. Annexation will have no effect on this. Current uses of a property will be allowed to remain provided they were lawfully established.

Wastewater

Bellevue residents currently pay a minimum monthly wastewater service fee of \$15.44. Non-residents pay the City of Omaha minimum fee of \$35.28, new residents will see a monthly savings of approximately \$20.

Pets

City residents are required to license their pets through the Nebraska Humane Society. There is no change to the number of permitted household pets (three) as that regulation is in the Zoning Ordinance.

Other

In addition to those items above, residents will be able to run for City offices and vote in local elections and be eligible to be appointed to City boards and commissions that require residency. Residents will also pay lower fees for some recreational programs and be able to get a library card free of charge.

PLANNING DEPARTMENT RECOMMENDATION

APPROVAL based upon the positive financial impact on the City and the natural growth and development of the City.

PLANNING COMMISSION RECOMMENDATION

APPROVAL based upon the positive financial impact on the City and the natural growth and development of the City.

| <u>SID #</u> | <u>SID NAME</u> | <u>BONDED DEBT</u> | <u>DEBT SERVICE</u> | <u>2019 VALUATION</u> | <u>CITY TAX REVENUE</u> | <u>TAX REVENUE MINUS DEBT SERVICE</u> | <u>CASH AND INVESTMENTS</u> |
|--------------|----------------------------|--------------------|---------------------|-----------------------|-------------------------|---------------------------------------|-----------------------------|
| 67 | Normandy Hills | \$0 | \$0 | \$38,126,428 | \$232,571 | \$232,571 | \$412,163 |
| 180 | Lakewood Villages | \$11,005,000 | \$855,000 | \$223,817,280 | \$1,365,285 | \$510,285 | \$1,620,272 |
| 208 | Sunrise (Phase III and IV) | \$1,070,000 | \$218,000 | \$56,957,239 | \$347,439 | \$129,439 | \$377,005 |
| 215 | Piper's Glen | \$3,350,000 | \$265,000 | \$82,196,378 | \$501,398 | \$236,398 | \$355,898 |
| 242 | Cedar View | \$80,000 | \$12,000 | \$7,458,599 | \$45,497 | \$33,497 | \$70,185 |
| 269 | Orchard Valley | \$265,000 | \$25,000 | \$7,463,663 | \$45,537 | \$20,537 | \$38,668 |
| 279 | Spring Creek | \$780,000 | \$80,000 | \$23,568,037 | \$143,765 | \$63,765 | \$193,987 |
| 280 | Kennedy Town Center | \$2,055,000 | \$130,000 | \$27,870,951 | \$170,013 | \$40,013 | \$253,359 |
| 289 | Colonial Pointe | \$980,000 | \$90,000 | \$23,475,474 | \$143,200 | \$53,200 | \$143,019 |
| | TOTALS | \$19,585,000 | \$1,675,000 | \$490,935,449 | \$2,984,706 | \$1,319,706 | \$3,466,555 |



City of Bellevue

BelleVue Public Library

1003 Lincoln Road • Bellevue, Nebraska 68005 • (402) 293-3157

Memo

To: Chris Shewchuk, Planning Director

From: Julie Dinville, Library Director

Date: 8/15/2019

The major concerns with annexation in connection with the library relate to membership, program attendance, and materials use. We currently have persons with membership in each of the SIDs under consideration (Lakewood Villages #180, Sunrise (Phases 3 and 4) #208, Pipers Glen #215, Orchard Valley #269, Spring Ridge #279, Kennedy Town Center #280, and Colonial Pointe #289).

The approximate population of about 5,500 persons has been estimated in all the SIDs concerned (including Normandy Hills and Cedar View). We estimate that we have approximately 1,951 membership cards to these newly named areas. Even with the inactive memberships removed, this will have a significant effect on our non-resident membership revenues per year (a household membership is \$40.00 annually).

We currently spend about \$4.00 per cardholder for materials, so if we were to add an additional 1,000 card memberships, that would result in a need for an additional \$4,000 to add to our materials budget to purchase enough titles/copies to meet demand (including digital materials). If more were added, additional funds would be needed.

High-demand programs such as our Summer Library Program for children continue to put stress on our staff members. We are already planning 44 programs in four weeks in our Children's Department alone in September. Our Children's Department is run by one full-time and one 25-hour/week assistant. If we continue to add families to our membership, the library would need to increase staff hours, either by hiring an additional part-time person, or by making our assistant full-time and consider making our part-time Young Adult Librarian full-time. Other programming departments would also be stretched, and additional personnel might have to be considered in the future.

Our building size continues to be a consideration for us in regards to lack of meeting room/programming space and diminished space to house a collection that is meeting the needs of a larger membership audience.



MEMORANDUM

To: Chris Schewchuk Planning Director
Cc: Jeff Roberts Public Works Director
From: Bobby Riggs Street Superintendent
Subject: 2019 Annexation Package Review - Pt 2
Date: August 2, 2019

I. SID Areas

Lane Mile Additions

- o **Package, Total Lane Miles = 45.12**
 - **#67 - Normandy Hills**
 - Lane Miles = 5.36
 - **#180 - Lakewood Village**
 - Lane Miles = 19.91
 - **#208 - Sunrise Ph III, IV**
 - Lane Miles = 4.33
 - **#215 - Pipers Glen**
 - Lane Miles = 7.96
 - **#242 - Cedar View**
 - Lane Miles = 0.58
 - **#269 - Orchard Valley**
 - Lane Miles = 0.63
 - **#279 - Spring Creek**
 - Lane Miles = 2.11
 - **#280 - Kennedy Towne Center**
 - Lane Miles = 3.03
 - **#289 - Colonial Pointe**
 - Lane Miles = 1.21



II. MANPOWER NEEDS

Recommendation (Current + Prior Annexations, Historical Staffing Numbers)

As of year-end, fiscal 2018, the Street Department provided street pavement maintenance, snow removal, sign/signal maintenance and bi-annual street-sweeping on 568.47 lane miles of roads.

As mentioned in previous reviews, I would offer that the department should look to seek a staffing ratio of 1 employee per 12.74 lane miles, an average of 1970's (1: 5.9) and 2013 (1: 19.6) rates.

This package would warrant over 3.5 times the number needed to add a full-time position to the department in year one.

FY 19-20 increased department Personnel cost assumption, above current levels - \$150,000.

III. EQUIPMENT NEEDS

Snow removal, route equipment

In order to provide current levels of service during snow removal operations in the winter months, the department used thirty-four (34) pieces of equipment to clear roads in the winter last year. This averages 16.72 lane miles per unit. The proposed areas in this package would require adding three (3) pieces of equipment, two (2) snow route dump trucks and one (1) circle-clearing route pick-up truck.

Estimated first-year equipment cost to cover areas, above potential approved budget: \$438,000.

**Please note - this number is in addition to anticipated replacement of current, aging snow clearing equipment submitted for the upcoming FY19-20 budget*

IV. DEPARTMENT OPERATIONAL BUDGET

Required increases to for maintenance, material costs to maintain existing service levels

The Street Dept. fiscal 2018-19 budget for the funded expenses to maintain the street system of 568.47 lane miles at \$2,189,954 in total. This rate of funding breaks down to \$3,852.37 per lane mile. This package totals 45.12 lane miles and would require a funding adjustment of 7.9% above last year's budgeted levels to meet annual needs.

First-year operational budget will need to be just slightly over \$2.4 million to perform standard yearly maintenance. This number does not factor in the request for additional staff or potential regulatory sign installation in SIDs, where warranted. A reasonable assumption would be an additional year-one cost of nearly 25 thousand dollars for signs, posts and hardware to cover the potential new areas. If approved, personnel cost increases would first need to be revised and adjusted into the normal baseline.

**Please note - this report does not factor the annexation package added in the spring of this year. nor does it include part one review numbers*

Estimated year-one operational budget increase: \$175,000 *(does not include personnel or equipment)*

Mailing Address: 210 West Mission Avenue Bellevue, Nebraska 68005





V. HIGHWAY ALLOCATION

Projected revenue increase

Highway Allocation funding is somewhat fluid and subject to change with revenue fluctuation. Revenue projections in this report are based solely on fiscal 2018-19 budget projections reduced to a per lane mile estimate.

Fiscal 2018-19 budget – \$4,791,018 for 2018 lane mile levels. This budget forecast factors to \$8,427.92 per lane mile in revenue from the Highway Trust fund on an annual fiscal basis.

Part 2 annexation package - 45.12 lane miles

12-month anticipated increase to Highway Allocation revenue levels - \$380,267.75.

Chris Shewchuk

From: Susan Kluthe
Sent: Thursday, August 15, 2019 11:33 AM
To: Chris Shewchuk
Subject: RE: REMINDER FW: Another annexation review

There will not be a significant impact on additional costs for the Clerk's Office. We will not need additional personnel or equipment. As far as revenue, there will be a slight increase due to additional liquor licenses, tobacco licenses and for businesses, who require a Pet Shop or Grooming Permit. With most of these SIDs being mainly residential, I feel the impact will be minimal at this point.

Thanks!
Susan Kluthe
City Clerk
City of Bellevue
1500 Wall Street
Bellevue, NE 68005
402.293.3007
susan.kluthe@bellevue.net

-----Original Message-----

From: Chris Shewchuk <Chris.Shewchuk@bellevue.net>
Sent: Thursday, August 15, 2019 8:38 AM
To: Epiphany Ramos <epiphany.ramos@bellevue.net>; Jim Shada <Jim.Shada@bellevue.net>; Todd Jarosz <Todd.Jarosz@bellevue.net>; Julie Dinville <Julie.Dinville@bellevue.net>; Susan Kluthe <Susan.Kluthe@bellevue.net>; Amanda Chandler <amanda.parker@bellevue.net>; Perry Guido <Perry.Guido@bellevue.net>; Ashley Decker <ashley.decker@bellevue.net>
Subject: REMINDER FW: Another annexation review

Just a reminder that I need comments regarding the second group of SIDs proposed for annexation. If I have missed something you already sent, please send it to me again or let me know when you sent it so I can check my e-mails.

Thanks.

Chris

-----Original Message-----

From: Chris Shewchuk
Sent: Tuesday, July 30, 2019 3:51 PM
To: Bobby Riggs <Bobby.Riggs@bellevue.net>; Epiphany Ramos <epiphany.ramos@bellevue.net>; Jim Shada <Jim.Shada@bellevue.net>; Todd Jarosz <Todd.Jarosz@bellevue.net>; Julie Dinville <Julie.Dinville@bellevue.net>; Susan Kluthe <Susan.Kluthe@bellevue.net>; Amanda Chandler <amanda.parker@bellevue.net>; Perry Guido <Perry.Guido@bellevue.net>; Ashley Decker <ashley.decker@bellevue.net>

Chris Shewchuk

From: Jim Shada
Sent: Friday, August 16, 2019 8:56 AM
To: Chris Shewchuk; Mark Blackburn; Karen Chandler
Subject: Re: REMINDER FW: Another annexation review

Chris,

In reviewing the proposed annexation package the Parks Department would need 1 additional full time staff and 2 - X - Mark Lazer riding lawn mowers(estimated cost is \$10,000 per lawn mower).

Total Open Space & Park Acres - 35 acres

Trails & Tree maintenance

1 - Lake

5 - Playgrounds

3 - Sports Courts

Thanks,

Jim

From: Chris Shewchuk
Sent: Thursday, August 15, 2019 8:37:57 AM
To: Epiphany Ramos; Jim Shada; Todd Jarosz; Julie Dinville; Susan Kluthe; Amanda Chandler; Perry Guido; Ashley Decker
Subject: REMINDER FW: Another annexation review

Just a reminder that I need comments regarding the second group of SIDs proposed for annexation. If I have missed something you already sent, please send it to me again or let me know when you sent it so I can check my e-mails.

Thanks.

Chris

-----Original Message-----

From: Chris Shewchuk
Sent: Tuesday, July 30, 2019 3:51 PM
To: Bobby Riggs <Bobby.Riggs@bellevue.net>; Epiphany Ramos <epiphany.ramos@bellevue.net>; Jim Shada <Jim.Shada@bellevue.net>; Todd Jarosz <Todd.Jarosz@bellevue.net>; Julie Dinville <Julie.Dinville@bellevue.net>; Susan Kluthe <Susan.Kluthe@bellevue.net>; Amanda Chandler <amanda.parker@bellevue.net>; Perry Guido <Perry.Guido@bellevue.net>; Ashley Decker <ashley.decker@bellevue.net>
Cc: Jeff Roberts <Jeff.Roberts@bellevue.net>; Richard Severson <richard.severson@bellevue.net>
Subject: Another annexation review

All:

Continuing the City's annexation push, I have another group of Sanitary and Improvement Districts being proposed for annexation. These SIDs are:

- #180 Lakewood Villages
- #208 Sunrise (Phases 3 and 4)
- #215 Pipers Glen
- #269 Orchard Valley
- #279 Spring Ridge
- #280 Kennedy Town Center
- #289 Colonial Pointe

Maps of each of these SIDs are attached.

**CITY OF BELLEVUE, NEBRASKA
AGENDA ITEM COVER SHEET**

11c.
12/3/19

| | | | |
|---------------------------------------|----------------------|-------------------------------------|---|
| COUNCIL MEETING DATE: | October 15, 2019 | AGENDA ITEM TYPE: | |
| SUBMITTED BY: Legal Department | SPECIAL PRESENTATION | <input type="checkbox"/> | |
| | ORDINANCE | <input checked="" type="checkbox"/> | PUBLIC HEARING REQUIRED <input checked="" type="checkbox"/> |
| | RESOLUTION | <input type="checkbox"/> | PUBLIC HEARING REQUIRED <input type="checkbox"/> |
| | CURRENT BUSINESS | <input type="checkbox"/> | PUBLIC HEARING REQUIRED <input type="checkbox"/> |
| | CONSENT | <input type="checkbox"/> | |
| | OTHER (SEE CLERK) | <input type="checkbox"/> | |

SUBJECT:

Amend Section 2-28 of the Bellevue City Code pertaining to executive sessions.

SYNOPSIS:

An Ordinance to Amend section 2-28 of the Bellevue City Code pertaining to executive sessions of the City Council.

BACKGROUND

There are several policy resolutions that require to be updated. Section 2-28 of the Bellevue City Code should be updated to assign a consequence in the event a person disseminates confidential information that was discussed in executive session.

| | | | | | |
|----------------|---------|-----------------|-----|-----------------------|-----|
| FISCAL IMPACT: | \$ 0.00 | BUDGETED FUNDS? | N/A | GRANT/MATCHING FUNDS? | N/A |
|----------------|---------|-----------------|-----|-----------------------|-----|

TRACKING INFORMATION FOR CONTRACTS & PROJECTS

| | | | | | |
|-------------------------------|-----|----------------------------|--|--------------------|--------------------------|
| IS THIS A CONTRACT? | N/A | COUNTER-PARTY: | | INTERLOC | N/A |
| CONTRACT DESCRIPTION: | | | | | |
| CONTRACT EFFECTIVE DATE: | | CONTRACT TERM: | | CONTRACT END DATE: | |
| PROJECT NAME: | | | | | |
| START DATE: | | END DATE: | | PAYMENT DATE: | |
| | | | | INSURANCE REQUIRED | <input type="checkbox"/> |
| CIP PROJECT NAME: | | CIP PROJECT NUMBER: | | | |
| MAPA NAME(S): | | MAPA NUMBER(S): | | | |
| STREET DISTRICT NAME(S): | | STREET DISTRICT NUMBER(S): | | | |
| ACCOUNTING DISTRIBUTION CODE: | | ACCOUNT NUMBER: | | | |

RECOMMENDATION:

Approve Ordinance to amend section 2-28 of the Bellevue City Code pertaining to executive sessions.

ATTACHMENTS:

- | | | | |
|---|------------------------|---|--|
| 1 | Red-lined Section 2-28 | 4 | |
| 2 | Clean-Section 2-28 | 5 | |
| 3 | Ordinance # 3977 | 6 | |

SIGNATURES:

LEGAL APPROVAL AS TO FORM:

FINANCE APPROVAL AS TO FORM:

ADMINISTRATOR APPROVAL TO SUBMIT:

A. B. ...

...

ORDINANCE NO. 3977

AN ORDINANCE TO AMEND SECTION 2-28 OF THE BELLEVUE MUNICIPAL CODE PERTAINING TO EXECUTIVE SESSIONS OF THE CITY COUNCIL; TO REPEAL SUCH SECTION AS HERETOFORE EXISTING; AND TO PROVIDE FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

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

Section 1. That Section 2-28 of the Bellevue Municipal Code is hereby amended to read as follows:

Sec. 2-28. – Public, except for executive sessions.

- (a) All regular and special meetings of the city council shall be public; provided, that the city council may hold executive sessions during a regular or special meeting from which the public may be excluded for the purpose of considering matters which are not of a nature of public dissemination, but no formal action may be taken at the executive session.
- (b) No member of the city council, employee of the city or any other person present during an executive session of the council shall disclose to any person the content or substance of any discussion which took place during such executive session unless the city council shall authorize the disclosure of such information by majority vote.
- (c) Any dissemination or disclosure of information that was discussed or disclosed during executive session may result in an allegation of misconduct towards any elected official or disciplinary action being initiated for any employee of the city. Any individual attending an executive session whom is neither an elected official or a city employee will be required to sign a confidentiality agreement in order to participate in said executive session.

Section 2. That Section 2-28 of the Bellevue Municipal Code as heretofore existing is hereby repealed in its entirety.

Section 3. This Ordinance shall take effect and be in full force November 30, 2019.

ADOPTED by the Mayor and City Council this ____ day of _____, 2019.

ATTEST:

Mayor, Rusty Hike

City Clerk

First Reading: 10/15/2019
Second Reading: _____
Third Reading: _____

APPROVED AS TO FORM:

City Attorney

ORDINANCE NO. _____

AN ORDINANCE TO AMEND SECTION 2-28 OF THE BELLEVUE MUNICIPAL CODE PERTAINING TO EXECUTIVE SESSIONS OF THE CITY COUNCIL; TO REPEAL SUCH SECTION AS HERETOFORE EXISTING; AND TO PROVIDE FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

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

Section 1. That Section 2-28 of the Bellevue Municipal Code is hereby amended to read as follows:

Sec. 2-28. – Public, except for executive sessions.

- (a) All regular and special meetings of the city council shall be public; provided, that the city council may hold executive sessions during a regular or special meeting from which the public may be excluded for the purpose of considering matters which are not of a nature of public dissemination, but no formal action may be taken at the executive session.
- (b) No member of the city council, employee of the city or any other person present during an executive session of the council shall disclose to any person the content or substance of any discussion which took place during such executive session unless the city council shall authorize the disclosure of such information by majority vote.
- (c) Any dissemination or disclosure of information that was discussed or disclosed during executive session may result in an allegation of misconduct towards any elected official or disciplinary action being initiated for any employee of the city. Any individual attending an executive session whom is neither an elected official or a city employee will be required to sign a confidentiality agreement in order to participate in said executive session.

Section 2. That Section 2-28 of the Bellevue Municipal Code as heretofore existing is hereby repealed in its entirety.

Section 3. This Ordinance shall take effect and be in full force **November 30, 2019.**

ADOPTED by the Mayor and City Council this ____ day of _____, 2019.

ATTEST:

Mayor, Rusty Hike

City Clerk

First Reading: _____
Second Reading: _____
Third Reading: _____

APPROVED AS TO FORM:

City Attorney

CITY OF BELLEVUE, NEBRASKA
AGENDA ITEM COVER SHEET

11d.
12/3/19

| | | | | |
|---|--|---|--|--|
| COUNCIL MEETING DATE: 11/05/2019 | | SUBMITTED BY: Legal | | |
| AGENDA ITEM: | | CONSENT AGENDA <input type="checkbox"/> | SPECIAL PRESENTATION <input type="checkbox"/> | |
| LIQUOR LICENSE <input type="checkbox"/> | | ORDINANCE <input checked="" type="checkbox"/> | PUBLIC HEARING <input checked="" type="checkbox"/> | |
| RESOLUTION <input type="checkbox"/> | | CURRENT BUSINESS <input type="checkbox"/> | OTHER <input type="checkbox"/> | |

SUBJECT:

Add section 2-208 to the City Code pertaining to conduct.

SYNOPSIS/BACKGROUND:

There are several codes that require to be updated. Pursuant to Section 16-217 & 35-568(3) of the Neb. Rev. Stats. allows for an ordinance for removal of elected officials for misconduct. It is the request that Article IV, Chapter 2, of the Bellevue City Code be amended by adding a new section 2-208 regarding removal of elected officials for misconduct.

FISCAL IMPACT: 0.00 BUDGETED FUNDS?: NO GRANT/MATCHING FUNDS?: NO

TRACKING INFORMATION FOR CONTRACTS AND PROJECTS:

| | | |
|-------------------------------|-----------------|-----------------------------|
| IS THIS A CONTRACT?: NO | COUNTER-PARTY: | INTERLOCAL AGREEMENT: NO |
| CONTRACT DESCRIPTION: | | |
| CONTRACT EFFECTIVE DATE: | CONTRACT TERM: | CONTRACT END DATE: |
| PROJECT NAME: | | |
| START DATE: | END DATE: | PAYMENT DATE: |
| | | INSURANCE REQUIRED: NO |
| CIP PROJECT NAME: | | CIP PROJECT NAME: |
| STREET DISTRICT NAME (S): | | STREET DISTRICT NUMBER (S): |
| ACCOUNTING DISTRUBUTION CODE: | ACCOUNT NUMBER: | |

RECOMMENDATION:

To approve an ordinance to amend Article IV, Chapter 2, of the Bellevue City Code by adding a new section 2-208 regarding removal of elected officials for misconduct.

ATTACHMENTS:

- | | | |
|----------------------------|-------------------|----------------------|
| 1. Red-lined-Ord 3978 | 2. Clean-Ord 3978 | 3. Amended-Ord. 3978 |
| 4. Clean-Amended-Ord. 3978 | 5. | 6. |

SIGNATURES:

LEGAL APPROVAL AS TO FORM:

FINANCE APPROVAL AS TO FORM:

ADMINISTRATOR APPROVAL AS TO FORM:

A. Bree Robbins
[Signature]
[Signature]

From: SarpyGOP Chairman <chairman@sarpycountygop.com>
Date: November 14, 2019 at 10:32:23 PM CST
To: Rusty Hike <rusty.hike@bellevue.net>
Subject: City Ordinance 3978, Policy Resolution 35

DATE: November 15, 2019

FROM: The Sarpy County Republican Party

Nora D. Sandine, Chairman

TO: The Honorable Bellevue Mayor Rusty Hike

RE: Proposed Amendments to the Bellevue City Ordinance #3978 and Policy Resolution 35.

The Sarpy County Republican Party is in strong opposition to the proposed ordinance in Bellevue which will usurp the power of the citizens of the City of Bellevue to elect and remove their Council members. The laws of the State of Nebraska allow for the recall of local elected officials in the state. The people have the right to elect their officials, and with the "separation of powers" enumerated in our system of government, the people have the right to recall their elected officials or remove them from office at the next election. Although State Statute may allow the city to remove a Council member, we do not believe that usurping the power of the citizens of Bellevue is the right thing to do and is contrary to Roberts Rules of Order (which the City Council is required by ordinance to follow,) which allows removal by a permanent body, which is the people.

In addition, this ordinance could be interpreted as an attempt to silence member(s) of the Council who disagree with the Mayor and/or City Administrator and would allow the City Administrator to administer discipline to a City Council member via a written or verbal reprimand. This is contrary to Robert's Rules of Order Article 72 which states that it is the inherent right of a deliberative body, in this case the City Council, to make and enforce its own laws and punish an offender. City Council members are elected by the people, are not employees of the City, and do not work for the Mayor or City Administrator. Therefore, they have no right or authority to discipline City Council members. That is the right of the Council and the citizens who elected them.

We urge members of the Council to stand up against this attempt to seize the power of the citizen to elect their representatives, hold them accountable, and to vote against them in the next election or recall them. It is not within the power of a single branch of government to remove someone from office. Instead of removal from office, the City Council could institute an ordinance that would give them the power to sanction members for misconduct. That misconduct should be well-defined so that members of the Council and the citizenry would know the distinct guidelines.

We respectfully ask you to consider carefully the action you take, that it is within the law and reflects the point of view of the citizens of Bellevue.

Please place this in the written record of the Bellevue City Council.

Respectfully submitted by,

Nora D. Sandine

Chairman
Sarpy County Central Committee
chairman@sarpycountygop.com
www.sarpycountygop.com

CC: The Honorable City Council President Paul Cook, The Honorable City Council Member Thomas Burns, The Honorable City Council Member Don Priester, The Honorable City Council Member Pat Shannon, The Honorable City Council Member Bob Stinson, The Honorable City Council Member Kathy Welch, Bellevue City Administrator Jim Ristow

October 21, 2019

Honorable Bellevue Mayor Rusty Hike
Honorable Bellevue City Council Member Paul Cook
Honorable Bellevue City Council Member Don Priester
Honorable Bellevue City Council Member Pat Shannon
Honorable Bellevue City Council Member Bob Stinson
Honorable Bellevue City Council Member Kathy Welch
Bellevue City Administrator Jim Ristow

Media of Nebraska strongly opposes recently proposed amendments to Bellevue Ordinance #3978 and Policy Resolution 35.

Media of Nebraska is a non-profit 501(c)(6) corporation that was formed in 1977 by members of the Nebraska broadcast and print media to pursue freedom of information through open meetings and public records as mandated by Nebraska law. As journalists, we have a responsibility to the citizens of our state to serve as a watchdog on these matters.

It is our opinion that adding language that provides harsh penalties, including removal from office, for violating these arbitrary rules of conduct does not serve the interests of the citizens of Bellevue. These proposals would have a chilling effect on the release of information to which the citizens are entitled.

While the Nebraska Open Meetings Act provides very restrictive guidelines for the use of executive session – and criminal sanctions for violating the law – it has been our experience that executive sessions are sometimes used when they are not warranted. Not every contract, real estate purchase or personnel matter needs to be discussed in secrecy. The public interest is often better served with open discussion. Additionally, participants during an executive session may discuss matters outside the narrowly specified reasons for that session, and they should feel free to talk publicly about those matters.

We don't believe that members of the Bellevue City Council should be allowed to remove a lawfully elected official from office for speaking publicly on any matter. That is a decision for voters as provided in the recall statutes.

When attempts are made to silence open discussion, the public may well ask: "What are you hiding?" At a time when there is great public distrust of government, we would hope that the Bellevue City Council would work toward greater transparency – not less.

Respectfully,

Members of the Media of Nebraska Steering Committee:

Allen Beermann
Executive Director, Nebraska Press Association

Dave Bundy
Executive Editor, Lincoln Journal Star

Paul Goodsell
Executive Editor, Omaha World-Herald

Jim Timm
President/Executive Director, Nebraska Broadcasters Association

Cc: State Senator Carol Blood
State Senator Sue Crawford

Media of Nebraska is a non-profit 501(c)(6) corporation that was formed in 1977 by members of the broadcast and print media to purely and jointly pursue freedom of information through open meetings and public records as mandated by the statutes of Nebraska law. Our work is focused on supporting our member journalists' task of serving as a watchdog for the citizens of Nebraska by monitoring and acting on legislative matters that may impact freedom of information through state, county and municipal government entities and political subdivisions. We are a nonpolitical organization and make no contributions to the campaigns of any person running for any elected office nor to any organized parties that may support candidates for elected office.

12C

Memorandum

To: Council Members
 Mayor Rusty Hike
 Jim Ristow

From: City of Bellevue Legal Department

RE: Code of Conduct Ordinance/ Omaha World Herald 11-02-19 Article

Issue/Misconceptions:

1. “Only voters should have the power to remove someone from his or her elected office.”

Facts:

1. The statement is an opinion and there is nothing to substantiate this opinion in case law or statutes that states that “only voters should have the power to remove someone from his or her elected office.”

Neb. Rev. Stat. 16-217 specifically states that a “city of the first class by ordinance may provide for the removal of elective officers of the city for misconduct. The city may create any office that it deems necessary for the good government and interest of the city. The city may provide for filling vacancies which occur in any elective office, except the mayor or member of the city council, by appointment by the mayor with the consent of the city council to hold his or her office for the unexpired term. Whenever the city council fails to consent to any appointment made under this section by the mayor by the close of the second regular city council meeting following the announcement of the appointment, the vacancy shall be filled by a special election to be held as prescribed by ordinance in the ward in which such vacancy exists. A vacancy in the office of the mayor or on the city council shall be filled as provided in section 32-568.”

Current Administration is simply exercising its rights afforded to a city of the first class pursuant to the statute that our Legislatures enacted in 1994 and did not modify in 2016 when reviewed.

Issue/Misconceptions:

2. “Punishing officials for sharing private city information could deter them from highlighting abuses of power.”

Facts:

2. This is false statement and the logic is flawed. If the ordinance is enacted, it affords a councilperson an opportunity to bring abuses of power to forefront to include citizens in open forum. Closed sessions are a normal and necessary function of any public body and items that are

not made public by a vote or action item should remain confidential, otherwise it impairs the functioning of the public body and the entire intent and purpose of a closed session. Our City Code 2-28 already outlines the procedure for executive sessions and already stated that no party to a closed session shall disclose to any person the content or substance of any discussion which took place during such executive session unless the city council shall authorize the disclosure of such information by a majority vote. If there is fear of a crime or “whistleblowing” there are laws that would protect any member if that information were disclosed, the ordinances proposed currently before the council would not infringe on any rights afforded by law. The City has and maintains decorum and misconduct rules as outlined in Policy Resolution 35, but there was no enforcement of the same should they be violated. Nebraska law specifically allows a city of the first class to implement an ordinance that calls for the removal of an elected official for misconduct, these ordinances comply with Nebraska Law. They are not designed to oust individuals who are not liked or hinder a member’s ability to vote and voice their opinion and concerns, that will remain encouraged. These are meant to set up a standard of decorum and hold individuals accountable for continually violating the same.

Issue/Misconceptions:

3. “Current Administration shutting down the voice of citizens of Bellevue.” “Current Administration came into office and immediately shut down the voice of the citizens of Bellevue with Ordinance 3928.”

Facts:

3. The statement is an opinion and there is nothing to substantiate this opinion in case law or statutes. Section 16-217 allows the citizens of Bellevue and City officials an avenue aside from recall to hold an elected official accountable for his/her actions that constitute misconduct. In other words, Section 16-217 affords the people, the voters, the taxpayers, as the constituents of this great City the opportunity for greater transparency of the government and to alleviate any concerns of distrust of the government. It holds a person accountable his/her actions/choice both positive or negative. It creates the opposite... a larger voice for the citizens.

Statements made regarding Ordinance 3928 are simply not true. On February 11, 2019, citizens came forward in opposition and some spoke in favor as with city officials. On February 26, 2019, the following took place regarding Ordinance 3928 pursuant to our official Minute Record: Ordinance No. 3928: Amending Section 2-30 of the City Code pertaining to City Council Order of Business (Third Reading) Ordinance No. 3928, an ordinance to amend Sections 2-30 of the Bellevue Municipal Code pertaining to the City Council's order of business; to repeal such section as heretofore existing; and to provide for the effective date of this Ordinance, was read by title only for the third and final reading.

Motion was made by Welch, seconded by Shannon, that Ordinance No. 3928 be adopted.

Motion was made by Shannon, seconded by Welch, to amend Ordinance 3928, which includes striking Public Requests to be heard and adding Approved Citizen Communication to the Order of Business set in code.

Council discussion ensued. Councilman Burns left Council Chambers at 7:27 p.m. and returned at 7:29 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.

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

Motion was made by Shannon, seconded by Welch, to approve Council Policy Resolution 39. Roll call vote on the motion was as follows: Stinson, Cook, Shannon, Preister, Burns, and Welch voted yes; voting no: none. Motion carried.

Issue/Misconceptions:

4. What is misconduct and malfeasance? How are they defined?

Facts:

4. Neb. Rev. Stat. 28-924 provides a definition of misconduct as “(1) A public servant commits official misconduct if he knowingly violates any statute or lawfully adopted rule or regulation relating to his official duties. (2) Official misconduct is a Class II misdemeanor.”

Black’s Law Dictionary defines misconduct as, “Any unlawful conduct on the part of a person concerned in the administration of justice which is prejudicial to the rights of parties or to the right determination of the cause; as “misconduct of jurors,” “misconduct of an arbitrator.” The term is also used to express a dereliction from duty, injurious to another, on the part of one employed in a professional capacity, as an attorney at law, (Stage v. Stevens, 1 Denio [N. Y.] 267,) or a public officer, (State v. Leach, 60 Me. 58, 11 Am. Rep. 172.)

Black’s Law Dictionary defines malfeasance as, “the wrongful or unjust doing of some act which the doer has no right to perform, or which he has stipulated by contract not to do. It differs from “misfeasance” and “non-feasance,” (which titles see.) See 1 Chit. Pr. 9; 1 Chit. Pl. 134; Dudley v. Flemingsburg, 115 Ky. 5, 72 S. W. 327, 00 L. R. A. 575, 103 Am. St. Rep. 253; Coite v. Lynes, 33 Conn. 115; Bell v. Josse-lyn, 3 Gray (Mass.) 311, 63 Am. Dec. 741.”

The terms misconduct and malfeasance cannot be considered vague as these terms are clearly defined and will be followed. Further, it is known that we follow Robert’s Rule of Order for our council meeting sessions.

120



CITY OF BELLEVUE

OFFICE OF THE CITY ADMINISTRATOR
1500 Wall Street □ Bellevue, NE 68005 □ (402) 293-3023

October 30, 2019

Members of Media of Nebraska Steering Committee

Allen Beerman, Executive Director
Nebraska Press Association

Dave Bundy, Executive Editor
Lincon Journal Star

Paul Goodsell, Executive Editor
Omaha World Herald

Jim Timm, President/Executive Editor
Nebraska Broadcasters Association

VIA US Mail

Dear Committee Members:

The City of Bellevue is in receipt of your written correspondence dated October 21, 2019, and received by our offices on October 25, 2019. The hereinafter is our response.

Thank you for the time and talent you have shown to the City of Bellevue in drafting your correspondence in opposition to Policy Resolution 35 and Ordinance #3978. It is our hopes that after the committee members review our response, it will dispel any rumors, misunderstandings and show that both the ordinance and policy resolution allow the opportunity to show more transparency with this current administration than has ever been shown with past administration.

Nebraska Revised Statute § 16-217 specifically states that "A city of the first class by ordinance may provide for the removal of elective officials of the city for misconduct." It then explains that any vacancy in the office of the mayor or the city council shall be filled as provided in section 32-568. We also have statutes that explain how an official commits official misconduct, how an official is removed from office and how an official violates his/her oath of office.

Section 16-217 allows the citizens of Bellevue and City officials an avenue aside from recall to hold an elected official accountable for his/her actions that constitute misconduct. In other words, Section 16-217 affords the people, the voters, the taxpayers, as the constituents of this great City the opportunity for greater transparency of the government and to alleviate any concerns of distrust of the government. It holds a person accountable his/her actions/choice both positive or negative. Accountability as a virtue, is seen as a quality in which a person displays a willingness to accept responsibility, a desirable trait that we as citizens require in all elected officials, public officials and government agencies; hence, in this use, accountability is a positive feature. As a mechanism, accountability is when that desirable trait also creates an obligation of elected officials to explain his/her actions; hence in this use, most times it is seen as positive, but also creates a negative for those officials who do not want to be held accountable for what could be considered wrongful actions, i.e. misconduct and malfeasance.

The City of Bellevue is not the only City and has chosen the option to enact a City Code to show more transparency. Fremont has a city code that specifically states that any elected official of the city may be removed from office for misconduct of malfeasance. Their process outlines that written charges may be filed, a hearing before the council will be set, the charged member has the right to present their side of the story at the hearing and be questioned by the City Attorney. If after hearing the council by three-fourths vote finds that the officer is guilty of misconduct rendering him or her unfit to hold office, the council may declare such office vacant and the office would then be vacant. Grand Island has an identical ordinance. The differences between their ordinances and the ones proposed before this council are essentially that we have outlined what constitutes misconduct, have outlined a progressive sanction standard, and are requiring a unanimous vote for removal of office.

The City has and maintains decorum and misconduct rules as outlined in Policy Resolution 35, but there was no enforcement of the same should they be violated. Nebraska law specifically allows a city of the first class to implement an ordinance that calls for the removal of an elected official for misconduct, these ordinances comply with Nebraska Law. They are not designed to oust individuals who are not liked or hinder a member's ability to vote and voice their opinion and concerns, that will remain encouraged. These are meant to set up a standard of decorum and hold individuals accountable for continually violating the same.

Further, closed sessions are allowed pursuant to Nebraska Revised Statute § 84-1410 and are often utilized by public bodies. Closed sessions can be utilized to protect the public interest or for the prevention of needless injury to the reputation of an individual. Closed sessions can be held for strategy sessions with respect to collective bargaining, real estate purchases, pending litigation, or litigation which is imminent. It can be utilized to discuss deployment of security personnel or devices, for evaluation of the job performance of a person and other items as outlined in the statute. There must be a vote to go into closed session. The discussions in closed session are restricted to the matters set forth in the motion for going into closed session.

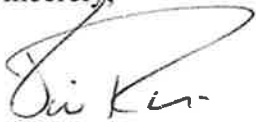
The meeting will be reconvened in open session BEFORE any formal action may be taken. No votes or discussion on how individuals will vote can take place in closed session. If a matter is an action item (i.e. voting on the purchase agreement) the vote will occur during open session and members of the council are free to discuss the matter during the discussion period, there would be

no sanctions for them discussing items that become public by a vote on the item. There are already rules in place in Neb. Rev. Stat. 84-1410 that state that any member of any public body shall have the right to challenge the continuation of a closed session if the member determines that the session has exceeded the reason stated in the original motion, the challenge and disposition shall be recorded in the minutes. The ordinances currently proposed would not hinder a member's ability to do this as it is a right afforded pursuant to law. If there is fear of a crime or "whistleblowing" there are laws that would protect any member if that information were disclosed, the ordinances proposed currently before the council would not infringe on any rights afforded by law.

Closed sessions are a normal and necessary function of any public body and items that are not made public by a vote or action item should remain confidential, otherwise it impairs the functioning of the public body and the entire intent and purpose of a closed session. Our City Code 2-28 already outlined the procedure for executive sessions and already stated that no party to a closed session shall disclose to any person the content or substance of any discussion which took place during such executive session unless the city council shall authorize the disclosure of such information by a majority vote. This is in the code, the issue is, there was nothing in the code to account for a situation wherein this code was violated. The new 2-28 before the council outlines that any dissemination or disclosure could be considered misconduct and then handled according to 2-208. If there is a rule that specifies how things should operate, it means nothing if there is no enforcement ability.

In summary, we invite the entire committee to attend our upcoming City Council meeting scheduled for November 5th at 6:00 p.m. At this meeting, the public is encouraged to attend and voice any concerns, so that we may make clear the transparency that this affords the citizens of Bellevue of their current and future administration of elected officials.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jim Ristow". The signature is written in dark ink and is positioned below the word "Sincerely,".

Jim Ristow,
City Administrator

November 5, 2019

Bellevue City Council
210 West Mission Avenue
Bellevue, NE 68005

Dear Honorable Councilmembers,



134 S. 13th St. #1010
Lincoln, NE 68508
(402) 476-8091
aclunebraska.org

For over 50 years in Nebraska, the ACLU has worked in courts, legislatures, and communities to protect the constitutional and individual rights of all people. With a nationwide network of offices and millions of members and supporters, we take up the toughest civil liberties fights. Beyond one person, party, or side — we the people dare to create a more perfect union.

The First Amendment to the U.S. Constitution creates a bedrock for American values and the ACLU's mission. Additionally, voting is the cornerstone of our democracy and the fundamental right upon which all our civil liberties rest. As such, I am writing today in response to recent media reports¹ concerning proposed measures before you which may implicate fundamental rights regarding free expression and voting rights.

We urge the council to exercise caution and conduct additional analysis before advancing these measures. We respectfully ask that our opposition be included in your consideration of these measures and in the public record. We believe the proposals utilize extreme remedies- including removal from office- that may be suspect from a legal and policy perspective, address matters that already have sufficient remedies at hand under law, and that may chill permissible free expression and vital whistleblower activity in advance of the public interest.

Thank you in advance for your ongoing commitment to public service and for your time and consideration of these important matters. Please let us know if we can be of any additional assistance.

Sincerely,

A handwritten signature in blue ink, appearing to read "Danielle Conrad". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Danielle Conrad, J.D.
Executive Director

¹ Reece Ristau, It's an abuse of power, critics say. But Bellevue says no — plan targets bad behavior, Omaha, World Herald, November 2, 2019, https://www.omaha.com/news/local/it-s-an-abuse-of-power-critics-say-but-bellevue/article_fd024a13-5fc6-5bcf-9bf7-25d568aef2e9.html

Lisa Rybar

From: rhardebeck@cox.net
Sent: Tuesday, November 5, 2019 2:17 PM
To: Web Info; Pat Shannon
Subject: New contact request from bellevue.net

Name: Roxanne Hardebeck
Email: rhardebeck@cox.net
Phone: 4022926974

Message: Dear Mr. Shannon,

I sincerely hope you will be able to read my comments at the meeting this evening. I have several other family activities that require my presence during the Council meeting's time frame. My husband is out of town on business, so he could not attend.

Thank you. Roxanne Hardebeck

To the Bellevue Nebraska City Council members,

One of your latest autocratic behaviors suggests some you are unfit for your seats on the council. I agree that if the Council members have not had their salaries raised for the time period noted, then a raise could be in order. However, it should have been done in increments. The Founding Fathers did not envision SERVICE to your community as a means to financially enrich yourselves. Yet, one of your first actions was to substantially raise your salaries. You were more than aware of the salary when You SOUGHT the job. Is not that action a rather self-serving action?

Now, you seek to enact proposals that are beyond the scope of your authority. First, the voters put council members in their positions, and the VOTERS should be the ones to remove them. After all, they are the ones paying the bills. Second, your last little "private sessions" resulted in unethical practices and (maybe potential illegal) behavior. The Council does not need private sessions if they are acting in the people's best interest instead of their own. Third, you want to penalize a member for "derogatory comments"? What? Are you trying to act like some Elementary School children? Last time I checked there was an inconvenient thing called Freedom of Speech.

Lastly, you have departed from a long-established practice of not annexing areas with too high a debt ratio; yet, that is what you have done for the convenience of some board members. I might add over the objections of those living in those areas. These are busy times for most families, so attending your meetings are often a real strain that increases their stress. I guess it would have been contrary to your ultimate objectives to actually poll the residents of those areas. Incidentally, I am missing this meeting for that exact reason.

So, in summary:

1. You have given yourselves a hefty raise for limited time allocation.,
2. You want private sessions meant to exclude voters from knowing what is transpiring.
3. Some of your recent board members have displayed a lack of integrity and honesty.
4. You want to limit a person's right to freedom of speech.
5. You have displayed a disregard for people living in areas that did not want to annexed.

I applaud the World Herald and the Bellevue Leader for holding you accountable for your questionable actions.

Roxanne Hardebeck

Pat Shannon

From: Raymond Pierce <rlp999@hotmail.com>
Sent: Tuesday, November 19, 2019 3:39 PM
To: PSHANNON @ CASHFLOW
Subject: Re: CORRECT PROCEDURE TO REMOVE A DIRECTLY ELECTED PERSON

From: Raymond Pierce
Sent: Tuesday, November 19, 2019 3:37 PM
To: melita@mail.uk <melita@mail.uk>
Subject: CORRECT PROCEDURE TO REMOVE A DIRECTLY ELECTED PERSON

In the United States the citizen is sovereign. Our rights do not come from government, but from the creator. The most basic right is the right to vote, and to elect our representatives.

The greatest amelioration to those of the political class that preform misdeeds is a free press that investigates and reports. With this in place the procedure for a recall election would become in play. Bellevue lacks a legitimate newspaper.

The executive should not appoint and the Council affirm a replacement for the Council, as the Council is directly elected.

(It may be said that Governors have the right to appoint a person to a vacated Senate seat, but this is because Senators were not directly elected until the early part of the 20th century. Until that time, the Senators were elected by the state legislatures, and the Governor's power to appoint a person to a vacated Senate seat is a legacy. Governors have never had the power to appoint a person to a vacated House seat, as they have always been directly elected).

The correct procedure for removal of a Council person not being recalled should be as follows:

1. A unanimous vote by the 5 Council people not candidates for removal.
2. The case would then be referred to a district court judge.
3. The candidate for removal would have the right to have the case heard in chambers or in open court
4. The candidate for removal would have the right to legal representation at city expense
5. If adjudication results in removal, a new election SHALL be held within 60 calendar days, NOT business days
6. The person removed would retain the right to run in the election unless precluded by law
7. People wishing to stand for election would have 20 calendar days to file
8. Irrespective of how many people ran for the vacated seat, the person with the most votes would be the winner
9. If the person removed wins the election, he or she would be immune for remainder of their term from the removal process

RECEIVED
NOV 20 2019
CITY CLERK

This would codify separation of powers; the right to due process; and salient of all, the right of the people to directly elect their representative.

Most respectfully,

Raymond L. Pierce

Pat Shannon

From: Pat Shannon <pat.shannon@bellevue.net>
Sent: Tuesday, November 19, 2019 8:49 AM
To: Pat Shannon
Subject: Fwd: From Chuck Fredrick

Sent from my Sprint Samsung Galaxy Note5.

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

From: Rose Fredrick <rfredri2@gmail.com>
Date: 11/18/19 7:08 PM (GMT-06:00)
To: Pat Shannon <pat.shannon@bellevue.net>
Subject: From Chuck Fredrick

When I spoke at the last meeting, I suggested you vote 'no' on the resolution because, like I said, there are 2 mechanisms to replace a city councilperson. One is voting the person out and the other is a recall petition.

When you have 8-10 thousand people vote you in, there is no way 5 people should be able to vote you out. This is not a banana republic.

~~Also, I would like to know who initiated this resolution, why it was initiated, who it was initiated against, and why all the elected officials aren't included.~~ I'm not sure it's legal, but even if it is, it sets a bad tone for what Bellevue is like.

The majority of people don't want this and I predict whoever voted for it will not be re-elected next time for office.

Sent from my iPhone

Sent from my iPhone

RECEIVED
NOV 20 2019
CITY CLERK

REVISED 11.14.19

ORDINANCE NO. 3978

AN ORDINANCE TO AMEND ARTICLE IV, CHAPTER 2, OF THE BELLEVUE MUNICIPAL CODE BY ADDING A NEW SECTION 2-208 REGARDING REMOVAL OF AN ELECTED OFFICIAL FOR MISCONDUCT AND OTHER SANCTIONS TO PROVIDE FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

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

Section 1. That Section 2-208 of Chapter 2, Article IV of the Bellevue Municipal Code is hereby added to read as follows:

Sec. 2-208. Removal of Elected Official for Misconduct.

Any member of the Bellevue City Council or the Mayor (hereinafter referred to as “elected official”) ~~elected-official~~ of the City may be removed from office for misconduct or receive other sanctions as outlined herein. Misconduct has been outlined in Policy Resolution 35, however said misconduct is not an exhaustive list of misconduct and other misconduct may be identified pursuant to City Code or State Law. Sanctions, including removal from office for misconduct, shall be ~~Removal from office for misconduct may be~~ initiated as follows:

- a. Upon the filing of written charges signed and verified (in front of a notary public) by the person(s) making the claim(s) and provided to the City Clerk within sixty (60) days of the alleged incident. If the written charge is filed by a citizen, the citizen must be a resident of Bellevue and must list their home address in the written charge. The City Clerk shall then provide a copy of the written charges to the City Administrator and copy all elected officials.
 - i. The City Administrator, after receiving the written charges from the City Clerk will review the written charge to ensure that 1) it was timely filed, 2) that the written charge was signed and verified, 3) that if it was filed by a citizen that their home address is listed in the written charge and that they are a resident of Bellevue, and 4) that the written charges specifically identify misconduct. ~~as outlined in Policy Resolution 35.~~
 - ii. If after review ~~the these~~ requirements in a(i) are not met, the matter will be administratively closed by the City Administrator and said closure will be documented and kept in the City Clerk’s office and the individual filing the written charge will be notified by mail (if mailing address was listed) by the City Clerk. All elected officials will be notified of this action. If any elected official contests the closure of the complaint, they may have a Resolution created as outlined in a(iii)

and the Resolution shall be set for the next regularly scheduled City Council meeting.

- iii. If after review, ~~the those~~ requirements in a(i) are met the City Administrator ~~will review the file of the council member or Mayor who is charged with the misconduct to determine the history, consider progressive sanctions, and determine the severity of said written charge.~~ shall have a Resolution created for the next regularly scheduled City Council meeting. The Resolution shall set a time and place for hearing on the written charges and shall attach the written charges to the Resolution as Exhibit "A". The Resolution shall be placed on the next regularly scheduled meeting for council consideration. At said council meeting, the council shall decide by majority vote whether the written charge shall move forward for a formal hearing before the Council or whether it should be dismissed. The accused elected official shall abstain from the vote. If the Council votes to approve the Resolution, the written charge shall be set for hearing not less than seven (7) days nor more than forty-five (45) days subsequent to the passage of the Resolution. Said hearing may be set for special hearing. If the Council does not approve the Resolution, the matter will be deemed dismissed and the City Clerk will notify the individual filing the written charge via mail (if mailing address was listed).

~~If after review the City Administrator determines that only a written reprimand would be appropriate, the City Administrator will meet with the charged council member or Mayor, explain the charges, hear the council member or Mayor's position, and decide whether a written reprimand should be issued or whether no action should be taken. The decision of the City Administrator will be provided to the council member or Mayor and placed in the file of the charged member. All members of the City Council and the Mayor will be notified in writing if a written reprimand is placed in another member's file. The individual(s) filing the written charge will be notified in writing that the matter has been handled internally.~~

~~If after review the City Administrator feels said written charge could warrant a public reprimand, removal from a committee, loss in seniority, or removal from office, the City Administrator shall have a Resolution created for the next regularly scheduled City Council meeting. The Resolution shall set a time and place for hearing on the written charges and shall attach the written charges to the Resolution. The Resolution shall set the time for hearing on the charges not less than five (5) days nor more than fourteen (14) days subsequent to the passage of such Resolution. The City Clerk shall notify the individual who filed the written charges of the time and place of said hearing by mailing notification to them at the address stated in their written charges, or if the charges were filed by a city official, employee, or city staff, notice may be sent via e-mail.~~

- iv. If the City Council approves the Resolution and sets the matter for hearing, the City Clerk shall notify the individual who filed the written charges of the time and place of said hearing by mailing notification to them at the address stated in their written charges, or if the charges were filed by a city official, employee, other elected official, or city staff, notice may be sent via e-mail. The City Clerk shall also email the approved Resolution to the accused elected official and notify him or her of the date and time of the scheduled hearing.
- v. If the matter is set for hearing, ~~At such hearing,~~ the elected official whose conduct shall have been called into question shall have the right to be present to interrogate witnesses, to be represented by counsel at his or her cost, and either in person or by counsel make a statement or argument to the council regarding the allegations made against him or her. The individual(s) bringing forth the alleged misconduct ~~submitting the written charge~~ shall be present at the hearing in order for the hearing to proceed. ~~These matters may be held in closed session upon the majority vote and approval of the remaining council members and mayor.~~ The accused, either personally or through counsel if represented, shall have the right to confront and cross-examine their accuser. All hearings will be recorded via audio recording.
- vi. The city attorney shall act as prosecuting attorney and shall have the right to examine or cross examine each witness presented or call witnesses and to make any statement or argument to the council.
- vii. The hearing shall be limited to the charges as outlined in the written charge only.
- viii. If the hearing is not concluded prior to 10:00 p.m., the council may, by motion to continue and majority vote, end the hearing and re-schedule the hearing for the next regularly scheduled meeting or special meeting.
- ix. If upon such hearing, the council shall by a unanimous majority vote ~~of all the council members~~ (with the exception of the elected official who is charged with the misconduct), find or determine that the elected official in question is guilty of misconduct ~~rendering him or her an unfit person to hold such office, then~~ the city council may then determine the appropriate sanction to be applied. ~~including declaring such office vacant.~~ The sanction to be applied shall be made by motion and voted upon ~~by the council~~ in a separate motion apart from the finding(s) and shall be agreed upon by a majority vote ~~of all the council members~~ (with the exception of the elected official who is charged with the misconduct). If removal from office is the sanction proposed, the vote shall be unanimous (with the exception of the elected official who is charged with the misconduct). The determination after hearing and any sanction applied shall be made during an open meeting on the record and shall be memorialized in writing by a Resolution. The City Council is committed to following a model of progressive sanctions for allegations of misconduct. When deemed appropriate the City Attorney shall disclose any prior sanctions. The following sanctions may be imposed by the City Council if there is a finding that the elected official in question is guilty of misconduct as charged.

- a. Written reprimand – This sanction would include a written letter outlining the misconduct violation, date of occurrence, and that the elected official was counseled on said matter. A written reprimand may be administered by ~~the City Administrator as outlined in City Code 2-208 or by~~ the City Council after hearing. A copy of the written reprimand will be provided to the accused ~~member elected official~~ and to all ~~other~~ members of the council and the Mayor. A written reprimand should be used as a corrective step or warning to the ~~elected official member~~ for specific misconduct allegations that are not severe in nature but that are violations of City Code ~~or this policy. State Law or Policy Resolution 35.~~
- b. Public reprimand – This sanction would include a verbal admonishment during an open meeting of the City Council and would outline the reason for the reprimand. A public reprimand may only be administered by ~~the City Administrator, council, or Mayor~~ the City Council after a hearing ~~as outlined in City Code 2-208 and a unanimous vote on the matter.~~ The date, time, and nature of said public reprimand will be memorialized in writing ~~and contained in the member's file with the City.~~ A public reprimand should be used for corrective action if prior written reprimands were not effective or when the severity of the misconduct warrants a public admonishment due to the nature of the complaint.
- c. Removal from committee assignment(s) and/or Loss of Seniority – This sanction would include a finding after a hearing ~~as outlined in City Code 2-208~~ that the ~~elected official's member's~~ behavior warrants action greater than a written reprimand or public reprimand and that due to the ~~elected official's member's~~ behavior he or she should be removed from specific committee(s) or lose seniority within the council. The removal from a committee or loss of seniority may only be administered by the ~~City Administrator, council, or Mayor~~ City Council after hearing ~~as outlined in City Code 2-208 and a unanimous vote on the matter.~~ The date, time and sanction outlined herein will be memorialized in writing ~~and contained in the member's file with the City.~~ Removal from a committee or committees and loss of seniority should be used if the misconduct would lose public trust or council trust for the ~~elected official member~~ to remain on the committee or keep the seniority position, if the misconduct impacts the operations of the committee or the offense was committed during a committee meeting or directed toward another committee member ~~or member addressing that committee.~~
- d. Removal from Office – This sanction should not be imposed unless progressive sanctions were previously implemented or when the ~~elected official's member's~~ misconduct is determined to be severe or egregious. This sanction would include a finding after hearing ~~as outlined in City Code 2-208~~ that the ~~elected official's member's~~ behavior warrants removal from office and that due to the ~~elected official's member's~~ behavior he or she

should be removed from office ~~and that due to the member's behavior he or she should be removed from office~~. This sanction may only be administered by the ~~City Administrator, council, or Mayor~~ City Council after hearing as outlined in City Code 2-208 and a unanimous vote on the matter. The date, time, and findings will be memorialized in writing ~~and contained in the member's file with the City~~. Removal from office should be used if the misconduct is so severe or egregious that it loses the public's trust or council's trust in the ~~elected official's member's~~ ability to continuing serving the City of Bellevue in their current capacity or when the ~~elected official's member's~~ misconduct has already been addressed through progressive sanctions but continues to be repeated.

- x. ~~If the council votes to remove the charged elected official from office, the office shall be declared vacant and such office shall be vacant forthwith. If the office is declared vacant, such office shall then be vacant forthwith. The City Council may impose sanctions as outlined in Policy Resolution 35 other than removal of office if they deem a lesser sanction is appropriate or warranted. The determination after hearing and any sanction applied shall be made during an open meeting and not in closed session.~~
- xi. If there is a vacancy on the city council or a vacancy of the Mayor, such vacancy shall be filled pursuant to Neb. Rev. Stat. § 35-568(3).

Section 3. This Ordinance shall take effect and be in full force ~~November 30, 2019~~ fifteen (15) days after it is passed and signed by the Mayor.

(State law reference: Neb. Rev. Stat. 16-217, 35-568(3))

ADOPTED by the Mayor and City Council this ____ day of _____, 2019.

ATTEST:

Mayor, Rusty Hike

City Clerk

First Reading: _____
Second Reading: _____
Third Reading: _____

APPROVED AS TO FORM:

City Attorney

ORDINANCE NO. _____

AN ORDINANCE TO AMEND ARTICLE IV, CHAPTER 2, OF THE BELLEVUE MUNICIPAL CODE BY ADDING A NEW SECTION 2-208 REGARDING REMOVAL OF ELECTED OFFICIAL FOR MISCONDUCT AND TO PROVIDE FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

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

Section 1. That Section 2-208 of Chapter 2, Article IV of the Bellevue Municipal Code is hereby added to read as follows:

Sec. 2-208. Removal of Elected Official for Misconduct.

Any elected official of the City may be removed from office for misconduct. Misconduct has been outlined in Policy Resolution 35, however said misconduct is not an exhaustive list of misconduct. Removal from office for misconduct may be initiated as follows:

- a. Upon the filing of written charges signed and verified by the person(s) making the claim(s) and provided to the City Clerk within sixty (60) days of the alleged incident. The City Clerk shall then provide a copy of the written charges to the City Administrator who shall have a Resolution created for the next regularly scheduled City Council meeting. The Resolution shall set a time and place for hearing on the written charges and shall attach the written charges to the Resolution. The Resolution shall set the time for hearing on the charges not less than five (5) days nor more than fourteen (14) days subsequent to the passage of such Resolution.
- b. At such hearing, the official whose conduct shall have been called into question shall have the right to be present to interrogate witnesses, to be represented by counsel, and either in person or by counsel make a statement or argument to the council regarding the allegations made against him or her. These matters may be held in closed session upon the majority vote and approval of the remaining council members and mayor.
- c. The city attorney shall act as prosecuting attorney and shall have the right to examine or cross examine each witness presented and to make any statement or argument to the council.
- d. If upon such hearing, the council shall by a three-fourths vote of all the council members (with the exception of the official who is charged with the misconduct), find or determine that the official in question is guilty of misconduct rendering him or her an unfit person to hold such office, then the city council may declare such office vacant and such office shall then be vacant forthwith. The City Council may impose sanctions as outlined in Policy Resolution 35 other than removal of office if they deem a lesser sanction is appropriate or warranted.
- e. If there is a vacancy on the city council or a vacancy of the Mayor, such vacancy shall be filled pursuant to Neb. Rev. Stat. § 35-568(3).

Section 3. This Ordinance shall take effect and be in full force October 30, 2019.

(State law reference: Neb. Rev. Stat. 16-217, 35-568(3))

ADOPTED by the Mayor and City Council this ____ day of _____, 2019.

ATTEST:

Mayor, Rusty Hike

City Clerk

First Reading: _____
Second Reading: _____
Third Reading: _____

APPROVED AS TO FORM:

City Attorney

REVISED 11.25.19

ORDINANCE NO. 3978

AN ORDINANCE TO AMEND ARTICLE IV, CHAPTER 2, OF THE BELLEVUE MUNICIPAL CODE BY ADDING A NEW SECTION 2-208 REGARDING REMOVAL OF AN ELECTED OFFICIAL FOR MISCONDUCT AND OTHER SANCTIONS AND TO PROVIDE FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

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

Section 1. That Section 2-208 of Chapter 2, Article IV of the Bellevue Municipal Code is hereby added to read as follows:

Sec. 2-208. Removal of Elected Official for Misconduct.

Any member of the Bellevue City Council or the Mayor (hereinafter referred to as “elected official”) of the City of Bellevue may be removed from office for misconduct or receive other sanctions as outlined herein. Misconduct has been outlined in Policy Resolution 35; however, said misconduct is not an exhaustive list of misconduct and other misconduct may be identified pursuant to City Code or State Law. Sanctions, including removal from office for misconduct, shall be initiated as follows:

- a. Upon the filing of written charges that must be 1) signed and verified (in front of a notary public) by the person(s) making the claim(s), and 2) provided to the City Clerk within sixty (60) days of the alleged incident, 3) if the written charge is filed by a citizen, the citizen must be a resident of Bellevue and must list their home address in the written charge. If the written charge is filed by an individual or entity conducting business with the City, the individual or entity must list their business address in the written charge and include a statement of the business conducted with the City. If the written charge is filed by an employee, staff member, elected official, or any individual in the administration for the City of Bellevue, the written charge must include a statement of their position with the City, and 4) must provide a detailed statement of the misconduct alleged. The City Clerk shall then provide a copy of the written charges to the City Administrator and copy all elected officials.
 - i. The City Administrator, after receiving the written charges from the City Clerk will review the written charge to ensure that the requirements in section (a) above are met. 1) it was timely filed, 2) that the written charge was signed and verified, 3) that if it was filed by a citizen that their home address is listed in the written charge and that they are a resident of Bellevue, and 4) that the written charges specifically identify misconduct.

- ii. If after review the requirements in a(i) are not met, the matter will be administratively closed by the City Administrator and said closure will be documented and kept in the City Clerk's office and the individual filing the written charge will be notified by mail (if mailing address was listed) by the City Clerk, or by email if the individual has a city issued email address. All elected officials will be notified of this action. If any elected official contests the closure of the written charge ~~complaint~~, they may have a Resolution created as outlined in a(iii) and the Resolution shall be set for the next regularly scheduled City Council meeting.
- iii. If after review, the requirements in a(i) are met, the City Administrator shall have a Resolution created for the next regularly scheduled City Council meeting. The Resolution shall set a time and place for hearing on the written charges and shall attach the written charges to the Resolution as Exhibit "A". The Resolution shall be placed on the next regularly scheduled meeting for council consideration. At said council meeting, the council shall decide by majority vote whether the written charge shall move forward for a formal hearing before the Council or whether it should be dismissed. The accused elected official shall abstain from the vote. If the Council votes to approve the Resolution, the written charge shall be set for hearing not less than seven (7) days nor more than forty-five (45) days subsequent to the passage of the Resolution. Said hearing may be set for special hearing. If the Council does not approve the Resolution, the matter will be deemed dismissed and the City Clerk will notify the individual filing the written charge via mail (if mailing address was listed).
- iv. If the City Council approves the Resolution and sets the matter for hearing, the City Clerk shall notify the individual who filed the written charges of the time and place of said hearing by mailing notification to them at the address stated in their written charges, or if the charges were filed by a city official, employee, other elected official, or city staff, notice may be sent via e-mail. The City Clerk shall also email the approved Resolution to the accused elected official and notify him or her of the date and time of the scheduled hearing.
- v. If the matter is set for hearing, the elected official whose conduct shall have been called into question shall have the right to be present to interrogate witnesses, to be represented by counsel at his or her cost, and either in person or by counsel make a statement or argument to the council regarding the allegations made against him or her. The individual(s) bringing forth the alleged misconduct shall be present at the hearing in order for the hearing to proceed. The accused, either personally or through counsel if represented, shall have the right to confront and cross-examine their accuser. All hearings will be recorded via audio recording.

- vi. The city attorney shall act as prosecuting attorney and shall have the right to examine or cross examine each witness presented, or call witnesses, and to make any statement or argument to the council. **If the city attorney is the one bringing the written charge, the city shall contract another attorney to be the acting city attorney for the purposes of this hearing.**
- vii. The hearing shall be limited to the charges as outlined in the written charge only.
- viii. If the hearing is not concluded prior to 10:00 p.m., the council may, by motion to continue and majority vote, end the hearing and re-schedule the hearing for the next regularly scheduled meeting or special meeting **and shall publish the same in accordance with the rules and regulations for setting such hearings.**
- ix. If upon such hearing, the council shall by a majority vote (with the exception of the elected official who is charged with the misconduct) find or determine that the elected official in question is guilty of misconduct, the city council may then determine the appropriate sanction to be applied.
- x. The sanction to be applied shall be made by motion, **and** voted upon in a separate motion apart from the finding(s), **and shall** be agreed upon by a majority vote (with the exception of the elected official who is charged with the misconduct). If removal from office is the sanction proposed, the vote shall be unanimous (with the exception of the elected official who is charged with the misconduct). The determination after hearing and any sanction applied shall be made during an open meeting on the record and shall be memorialized in writing by a Resolution. The City Council is committed to following a model of progressive sanctions for allegations of misconduct. When deemed appropriate the City Attorney shall disclose any prior sanctions. The following sanctions may be imposed by the City Council if there is a finding that the elected official in question is guilty of misconduct as charged.
 - a. Written reprimand – This sanction would include a written letter outlining the misconduct violation, date of occurrence, and that the elected official was counseled on said matter. A written reprimand may be administered by the City Council after hearing. A copy of the written reprimand will be provided to the accused elected official and to all other members of the council and the Mayor. A written reprimand should be used as a corrective step or warning to the elected official for specific misconduct allegations that are not severe in nature but that are violations of City Code or this policy.

- b. Public reprimand – This sanction would include a verbal admonishment during an open meeting of the City Council and would outline the reason for the reprimand. A public reprimand may only be administered by the City Council after a hearing. The date, time, and nature of said public reprimand will be memorialized in writing. A public reprimand should be used for corrective action if prior written reprimands were not effective or when the severity of the misconduct warrants a public admonishment due to the nature of the complaint.
- c. Removal from committee assignment(s) and/or Loss of Seniority – This sanction would include a finding after a hearing that the elected official's behavior warrants action greater than a written reprimand or public reprimand and that due to the elected official's behavior he or she should be removed from specific committee(s) or lose seniority within the council. The removal from a committee or loss of seniority may only be administered by the City Council after hearing. The date, time and sanction outlined herein will be memorialized in writing. Removal from a committee or committees and loss of seniority should be used if the misconduct would lose public trust or council trust for the elected official to remain on the committee or keep the seniority position, if the misconduct impacts the operations of the committee, the offense was committed during a committee meeting, or the offense was directed toward another committee member or member addressing that committee.
- d. Removal from Office – This sanction should not be imposed unless progressive sanctions were previously implemented or when the elected official's misconduct is determined to be severe or egregious. This sanction would include a finding after hearing that the elected official's behavior warrants removal from office and that due to the elected official's behavior, he or she should be removed from office. This sanction may only be administered by the City Council after hearing as outlined in City Code 2-208 and a unanimous vote on the matter. The date, time, and findings will be memorialized in writing. Removal from office should be used if the misconduct is so severe or egregious that it loses the public's trust or council's trust in the elected official's ability to continue ~~continuing~~ serving the City of Bellevue in their current capacity or when the elected official's misconduct has already been addressed through progressive sanctions, but continues to be repeated.

- xi. If the council votes to remove the charged elected official from office, the office shall be declared vacant and such office shall be vacant forthwith.
- xii. If there is a vacancy on the city council or a vacancy of the Mayor, such vacancy shall be filled pursuant to Neb. Rev. Stat. § 35-568(3).

Section 2. This Ordinance shall take effect and be in full force fifteen (15) days after it is passed and signed by the Mayor.

(State law reference: Neb. Rev. Stat. 16-217, 35-568(3))

ADOPTED by the Mayor and City Council this ____ day of _____, 2019.

ATTEST:

Mayor, Rusty Hike

City Clerk

APPROVED AS TO FORM:

First Reading: _____
Second Reading: _____
Third Reading: _____

City Attorney

REVISED 11.25.19 (Clean Copy)

ORDINANCE NO. 3978

AN ORDINANCE TO AMEND ARTICLE IV, CHAPTER 2, OF THE BELLEVUE MUNICIPAL CODE BY ADDING A NEW SECTION 2-208 REGARDING REMOVAL OF AN ELECTED OFFICIAL FOR MISCONDUCT AND OTHER SANCTIONS AND TO PROVIDE FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

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

Section 1. That Section 2-208 of Chapter 2, Article IV of the Bellevue Municipal Code is hereby added to read as follows:

Sec. 2-208. Removal of Elected Official for Misconduct.

Any member of the Bellevue City Council or the Mayor (hereinafter referred to as “elected official”) of the City of Bellevue may be removed from office for misconduct or receive other sanctions as outlined herein. Misconduct has been outlined in Policy Resolution 35; however, said misconduct is not an exhaustive list of misconduct and other misconduct may be identified pursuant to City Code or State Law. Sanctions, including removal from office for misconduct, shall be initiated as follows:

- a. Upon the filing of written charges that must be 1) signed and verified (in front of a notary public) by the person(s) making the claim(s), 2) provided to the City Clerk within sixty (60) days of the alleged incident, 3) if the written charge is filed by a citizen, the citizen must be a resident of Bellevue and must list their home address in the written charge. If the written charge is filed by an individual or entity conducting business with the City, the individual or entity must list their business address in the written charge and include a statement of the business conducted with the City. If the written charge is filed by an employee, staff member, elected official, or any individual in the administration for the City of Bellevue, the written charge must include a statement of their position with the City, and 4) must provide a detailed statement of the misconduct alleged. The City Clerk shall then provide a copy of the written charges to the City Administrator and copy all elected officials.
 - i. The City Administrator, after receiving the written charges from the City Clerk will review the written charge to ensure that the requirements in section (a) above are met.

- ii. If after review the requirements in a(i) are not met, the matter will be administratively closed by the City Administrator and said closure will be documented and kept in the City Clerk's office and the individual filing the written charge will be notified by mail (if mailing address was listed) by the City Clerk, or by email if the individual has a city issued email address. All elected officials will be notified of this action. If any elected official contests the closure of the written charge, they may have a Resolution created as outlined in a(iii) and the Resolution shall be set for the next regularly scheduled City Council meeting.

- iii. If after review, the requirements in a(i) are met, the City Administrator shall have a Resolution created for the next regularly scheduled City Council meeting. The Resolution shall set a time and place for hearing on the written charges and shall attach the written charges to the Resolution as Exhibit "A". The Resolution shall be placed on the next regularly scheduled meeting for council consideration. At said council meeting, the council shall decide by majority vote whether the written charge shall move forward for a formal hearing before the Council or whether it should be dismissed. The accused elected official shall abstain from the vote. If the Council votes to approve the Resolution, the written charge shall be set for hearing not less than seven (7) days nor more than forty-five (45) days subsequent to the passage of the Resolution. Said hearing may be set for special hearing. If the Council does not approve the Resolution, the matter will be deemed dismissed and the City Clerk will notify the individual filing the written charge via mail (if mailing address was listed).

- iv. If the City Council approves the Resolution and sets the matter for hearing, the City Clerk shall notify the individual who filed the written charges of the time and place of said hearing by mailing notification to them at the address stated in their written charges, or if the charges were filed by a city official, employee, other elected official, or city staff, notice may be sent via e-mail. The City Clerk shall also email the approved Resolution to the accused elected official and notify him or her of the date and time of the scheduled hearing.

- v. If the matter is set for hearing, the elected official whose conduct shall have been called into question shall have the right to be present to interrogate witnesses, to be represented by counsel at his or her cost, and either in person or by counsel make a statement or argument to the council regarding the allegations made against him or her. The individual(s) bringing forth the alleged misconduct shall be present at the hearing in order for the hearing to proceed. The accused, either personally or through counsel if represented, shall have the right to confront and cross-examine their accuser. All hearings will be recorded via audio recording.

- vi. The city attorney shall act as prosecuting attorney and shall have the right to examine or cross examine each witness presented, or call witnesses, and to make any statement or argument to the council. If the city attorney is the one bringing the written charge, the city shall contract another attorney to be the acting city attorney for the purposes of this hearing.
- vii. The hearing shall be limited to the charges as outlined in the written charge only.
- viii. If the hearing is not concluded prior to 10:00 p.m., the council may, by motion to continue and majority vote, end the hearing and re-schedule the hearing for the next regularly scheduled meeting or special meeting and shall publish the same in accordance with the rules and regulations for setting such hearings.
- ix. If upon such hearing, the council shall by a majority vote (with the exception of the elected official who is charged with the misconduct) find or determine that the elected official in question is guilty of misconduct, the city council may then determine the appropriate sanction to be applied.
- x. The sanction to be applied shall be made by motion, voted upon in a separate motion apart from the finding(s), and be agreed upon by a majority vote (with the exception of the elected official who is charged with the misconduct). If removal from office is the sanction proposed, the vote shall be unanimous (with the exception of the elected official who is charged with the misconduct). The determination after hearing and any sanction applied shall be made during an open meeting on the record and shall be memorialized in writing by a Resolution. The City Council is committed to following a model of progressive sanctions for allegations of misconduct. When deemed appropriate the City Attorney shall disclose any prior sanctions. The following sanctions may be imposed by the City Council if there is a finding that the elected official in question is guilty of misconduct as charged.
 - a. Written reprimand – This sanction would include a written letter outlining the misconduct violation, date of occurrence, and that the elected official was counseled on said matter. A written reprimand may be administered by the City Council after hearing. A copy of the written reprimand will be provided to the accused elected official and to all other members of the council and the Mayor. A written reprimand should be used as a corrective step or warning to the elected official for specific misconduct allegations that are not severe in nature but that are violations of City Code or this policy.

- b. Public reprimand – This sanction would include a verbal admonishment during an open meeting of the City Council and would outline the reason for the reprimand. A public reprimand may only be administered by the City Council after a hearing. The date, time, and nature of said public reprimand will be memorialized in writing. A public reprimand should be used for corrective action if prior written reprimands were not effective or when the severity of the misconduct warrants a public admonishment due to the nature of the complaint.
- c. Removal from committee assignment(s) and/or Loss of Seniority – This sanction would include a finding after a hearing that the elected official's behavior warrants action greater than a written reprimand or public reprimand and that due to the elected official's behavior he or she should be removed from specific committee(s) or lose seniority within the council. The removal from a committee or loss of seniority may only be administered by the City Council after hearing. The date, time and sanction outlined herein will be memorialized in writing. Removal from a committee or committees and loss of seniority should be used if the misconduct would lose public trust or council trust for the elected official to remain on the committee or keep the seniority position, if the misconduct impacts the operations of the committee, the offense was committed during a committee meeting, or the offense was directed toward another committee member or member addressing that committee.
- d. Removal from Office – This sanction should not be imposed unless progressive sanctions were previously implemented or when the elected official's misconduct is determined to be severe or egregious. This sanction would include a finding after hearing that the elected official's behavior warrants removal from office and that due to the elected official's behavior, he or she should be removed from office. This sanction may only be administered by the City Council after hearing as outlined in City Code 2-208 and a unanimous vote on the matter. The date, time, and findings will be memorialized in writing. Removal from office should be used if the misconduct is so severe or egregious that it loses the public's trust or council's trust in the elected official's ability to continue serving the City of Bellevue in their current capacity or when the elected official's misconduct has already been addressed through progressive sanctions, but continues to be repeated.

- xi. If the council votes to remove the charged elected official from office, the office shall be declared vacant and such office shall be vacant forthwith.
- xii. If there is a vacancy on the city council or a vacancy of the Mayor, such vacancy shall be filled pursuant to Neb. Rev. Stat. § 35-568(3).

Section 2. This Ordinance shall take effect and be in full force fifteen (15) days after it is passed and signed by the Mayor.

(State law reference: Neb. Rev. Stat. 16-217, 35-568(3))

ADOPTED by the Mayor and City Council this ____ day of _____, 2019.

ATTEST:

Mayor, Rusty Hike

City Clerk

APPROVED AS TO FORM:

First Reading: _____
Second Reading: _____
Third Reading: _____

City Attorney

REVISED 10.16.19

ORDINANCE NO. 3978

AN ORDINANCE TO AMEND ARTICLE IV, CHAPTER 2, OF THE BELLEVUE MUNICIPAL CODE BY ADDING A NEW SECTION 2-208 REGARDING REMOVAL OF ELECTED OFFICIAL FOR MISCONDUCT AND TO PROVIDE FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

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

Section 1. That Section 2-208 of Chapter 2, Article IV of the Bellevue Municipal Code is hereby added to read as follows:

Sec. 2-208. Removal of Elected Official for Misconduct.

Any elected official of the City may be removed from office for misconduct. Misconduct has been outlined in Policy Resolution 35, however said misconduct is not an exhaustive list of misconduct. Removal from office for misconduct may be initiated as follows:

- a. Upon the filing of written charges signed and verified (in front of a notary public) by the person(s) making the claim(s) and provided to the City Clerk within sixty (60) days of the alleged incident. If the written charge is filed by a citizen, the citizen must be a resident of Bellevue and must list their home address in the written charge. The City Clerk shall then provide a copy of the written charges to the City Administrator.
 - i. The City Administrator, after receiving the written charges from the City Clerk will review the written charge to ensure that 1) it was timely filed, 2) that the written charge was signed and verified, 3) that if it was filed by a citizen that their home address is listed in the written charge and that they are a resident of Bellevue, and 4) that the written charges specifically identify misconduct as outlined in Policy Resolution 35.
 - ii. If after review those requirements are not met, the matter will be administratively closed by the City Administrator and said closure will be documented and kept in the City Clerk's office and the individual filing the written charge will be notified by mail (if mailing address was listed) by the City Clerk.
 - iii. If after review, those requirements are met the City Administrator will review the file of the council member or Mayor who is charged with the misconduct to determine the history, consider progressive sanctions, and determine the severity of said written charge.
 - a. If after review the City Administrator determines that only a written reprimand would be appropriate, the City Administrator will meet with the charged council member or Mayor, explain the charges, hear the council member or Mayor's position, and decide whether a written reprimand

should be issued or whether no action should be taken. The decision of the City Administrator will be provided to the council member or Mayor and placed in the file of the charged member. All members of the City Council and the Mayor will be notified in writing if a written reprimand is placed in another member's file. The individual(s) filing the written charge will be notified in writing that the matter has been handled internally.

b. If after review the City Administrator feels said written charge could warrant a public reprimand, removal from a committee, loss in seniority, or removal from office, the City Administrator shall have a Resolution created for the next regularly scheduled City Council meeting. The Resolution shall set a time and place for hearing on the written charges and shall attach the written charges to the Resolution. The Resolution shall set the time for hearing on the charges not less than five (5) days nor more than fourteen (14) days subsequent to the passage of such Resolution. The City Clerk shall notify the individual who filed the written charges of the time and place of said hearing by mailing notification to them at the address stated in their written charges, or if the charges were filed by a city official, employee, or city staff, notice may be sent via e-mail.

1. At such hearing, the official whose conduct shall have been called into question shall have the right to be present to interrogate witnesses, to be represented by counsel, and either in person or by counsel make a statement or argument to the council regarding the allegations made against him or her. The individual(s) submitting the written charge shall be present at the hearing in order for the hearing to proceed. These matters may be held in closed session upon the majority vote and approval of the remaining council members and mayor. All hearings will be recorded via audio recording.
2. The city attorney shall act as prosecuting attorney and shall have the right to examine or cross examine each witness presented and to make any statement or argument to the council.
3. If upon such hearing, the council shall by a unanimous vote of all the council members (with the exception of the official who is charged with the misconduct), find or determine that the official in question is guilty of misconduct rendering him or her an unfit person to hold such office, then the city council may then determine the appropriate sanction to be applied, including declaring such office vacant. If the office is declared vacant, such office shall then be vacant forthwith. The City Council may impose sanctions as outlined in Policy Resolution 35 other than removal of office if they deem a lesser sanction is appropriate or warranted. The determination after hearing and any sanction applied shall be made during an open meeting and not in closed session.

- b. If there is a vacancy on the city council or a vacancy of the Mayor, such vacancy shall be filled pursuant to Neb. Rev. Stat. § 35-568(3).

Section 3. This Ordinance shall take effect and be in full force **November 30, 2019.**

(State law reference: Neb. Rev. Stat. 16-217, 35-568(3))

ADOPTED by the Mayor and City Council this ____ day of _____, 2019.

ATTEST:

Mayor, Rusty Hike

City Clerk

First Reading: _____

Second Reading: _____

Third Reading: _____

APPROVED AS TO FORM:

City Attorney

ORDINANCE NO. 3978

AN ORDINANCE TO AMEND ARTICLE IV, CHAPTER 2, OF THE BELLEVUE MUNICIPAL CODE BY ADDING A NEW SECTION 2-208 REGARDING REMOVAL OF ELECTED OFFICIAL FOR MISCONDUCT AND TO PROVIDE FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

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

Section 1. That Section 2-208 of Chapter 2, Article IV of the Bellevue Municipal Code is hereby added to read as follows:

Sec. 2-208. Removal of Elected Official for Misconduct.

Any elected official of the City may be removed from office for misconduct. Misconduct has been outlined in Policy Resolution 35, however said misconduct is not an exhaustive list of misconduct. Removal from office for misconduct may be initiated as follows:

- a. Upon the filing of written charges signed and verified (in front of a notary public) by the person(s) making the claim(s) and provided to the City Clerk within sixty (60) days of the alleged incident. If the written charge is filed by a citizen, the citizen must be a resident of Bellevue and must list their home address in the written charge. The City Clerk shall then provide a copy of the written charges to the City Administrator.
 - i. The City Administrator, after receiving the written charges from the City Clerk will review the written charge to ensure that 1) it was timely filed, 2) that the written charge was signed and verified, 3) that if it was filed by a citizen that their home address is listed in the written charge and that they are a resident of Bellevue, and 4) that the written charges specifically identify misconduct as outlined in Policy Resolution 35.
 - ii. If after review those requirements are not met, the matter will be administratively closed by the City Administrator and said closure will be documented and kept in the City Clerk's office and the individual filing the written charge will be notified by mail (if mailing address was listed) by the City Clerk.
 - iii. If after review, those requirements are met the City Administrator will review the file of the council member or Mayor who is charged with the misconduct to determine the history, consider progressive sanctions, and determine the severity of said written charge.
 - a. If after review the City Administrator determines that only a written reprimand would be appropriate, the City Administrator will meet with the charged council member or Mayor, explain the charges, hear the council member or Mayor's position, and decide whether a written reprimand should be issued or whether no action should be taken. The decision of the City Administrator will be provided to the council member or Mayor and

placed in the file of the charged member. All members of the City Council and the Mayor will be notified in writing if a written reprimand is placed in another member's file. The individual(s) filing the written charge will be notified in writing that the matter has been handled internally.

b. If after review the City Administrator feels said written charge could warrant a public reprimand, removal from a committee, loss in seniority, or removal from office, the City Administrator shall have a Resolution created for the next regularly scheduled City Council meeting. The Resolution shall set a time and place for hearing on the written charges and shall attach the written charges to the Resolution. The Resolution shall set the time for hearing on the charges not less than five (5) days nor more than fourteen (14) days subsequent to the passage of such Resolution. The City Clerk shall notify the individual who filed the written charges of the time and place of said hearing by mailing notification to them at the address stated in their written charges, or if the charges were filed by a city official, employee, or city staff, notice may be sent via e-mail.

1. At such hearing, the official whose conduct shall have been called into question shall have the right to be present to interrogate witnesses, to be represented by counsel, and either in person or by counsel make a statement or argument to the council regarding the allegations made against him or her. The individual(s) submitting the written charge shall be present at the hearing in order for the hearing to proceed. These matters may be held in closed session upon the majority vote and approval of the remaining council members and mayor. All hearings will be recorded via audio recording.
2. The city attorney shall act as prosecuting attorney and shall have the right to examine or cross examine each witness presented and to make any statement or argument to the council.
3. If upon such hearing, the council shall by a unanimous vote of all the council members (with the exception of the official who is charged with the misconduct), find or determine that the official in question is guilty of misconduct rendering him or her an unfit person to hold such office, then the city council may then determine the appropriate sanction to be applied, including declaring such office vacant. If the office is declared vacant, such office shall then be vacant forthwith. The City Council may impose sanctions as outlined in Policy Resolution 35 other than removal of office if they deem a lesser sanction is appropriate or warranted. The determination after hearing and any sanction applied shall be made during an open meeting and not in closed session.

b. If there is a vacancy on the city council or a vacancy of the Mayor, such vacancy shall be filled pursuant to Neb. Rev. Stat. § 35-568(3).

Section 3. This Ordinance shall take effect and be in full force November 30, 2019.

(State law reference: Neb. Rev. Stat. 16-217, 35-568(3))

ADOPTED by the Mayor and City Council this ____ day of _____, 2019.

ATTEST:

Mayor, Rusty Hike

City Clerk

First Reading: _____

Second Reading: _____

Third Reading: _____

APPROVED AS TO FORM:

City Attorney

**CITY OF BELLEVUE, NEBRASKA
AGENDA ITEM COVER SHEET**

11d1.
12/3/19

| | | | |
|---------------------------------------|----------------------|-------------------------------------|--|
| COUNCIL MEETING DATE: | October 15, 2019 | AGENDA ITEM TYPE: | |
| SUBMITTED BY: Legal Department | SPECIAL PRESENTATION | | |
| | ORDINANCE | | PUBLIC HEARING REQUIRED <input type="checkbox"/> |
| | RESOLUTION | | PUBLIC HEARING REQUIRED <input type="checkbox"/> |
| | CURRENT BUSINESS | | PUBLIC HEARING REQUIRED <input type="checkbox"/> |
| | CONSENT | <input checked="" type="checkbox"/> | |
| | OTHER (SEE CLERK) | <input checked="" type="checkbox"/> | |

SUBJECT:
Amend Policy Resolution 35 regarding Principles of Conduct & Decorum.

SYNOPSIS:
There are several policy resolutions that require to be updated. Policy Resolution 35 should be updated to include sanctions should the policy not be followed.

BACKGROUND
There are several policy resolutions that require to be updated. Policy Resolution 35 should be updated to include sanctions should the policy not be followed.

FISCAL IMPACT: \$ 0.00 BUDGETED FUNDS? N/A GRANT/MATCHING FUNDS? N/A

TRACKING INFORMATION FOR CONTRACTS & PROJECTS

| | | | | | |
|-------------------------------|-----|----------------------------|--|--------------------|--------------------------|
| IS THIS A CONTRACT? | N/A | COUNTER-PARTY: | | INTERLOC | N/A |
| CONTRACT DESCRIPTION: | | | | | |
| CONTRACT EFFECTIVE DATE: | | CONTRACT TERM: | | CONTRACT END DATE: | |
| PROJECT NAME: | | | | | |
| START DATE: | | END DATE: | | PAYMENT DATE: | |
| | | | | INSURANCE REQUIRED | <input type="checkbox"/> |
| CIP PROJECT NAME: | | CIP PROJECT NUMBER: | | | |
| MAPA NAME(S): | | MAPA NUMBER(S): | | | |
| STREET DISTRICT NAME(S): | | STREET DISTRICT NUMBER(S): | | | |
| ACCOUNTING DISTRIBUTION CODE: | | ACCOUNT NUMBER: | | | |

RECOMMENDATION:
Approve Policy Resolution 35.

ATTACHMENTS:

| | | | |
|---|--------------------------------|---|--|
| 1 | Red-lined Policy Resolution 35 | 4 | |
| 2 | Clean-Policy Resolution 35 | 5 | |
| 3 | | 6 | |

SIGNATURES:
 LEGAL APPROVAL AS TO FORM: _____
 FINANCE APPROVAL AS TO FORM: _____
 ADMINISTRATOR APPROVAL TO SUBMIT: _____

A. Grey
[Signature]

REVISED 11.13.19

POLICY RESOLUTION 35

PRINCIPLES OF CONDUCT AND DECORUM

It is the belief of the members of the Bellevue City Council that the proper operation of democratic government requires that public officials and employees be independent, impartial and responsible to the people; that public deliberations and actions be conducted in an atmosphere free from personal animosity and hostility; that governmental decisions and policy be made in proper channels of the government structure; that public office not be used for personal gain; and that the public have confidence in the integrity of its government. In recognition of these goals, the City Council adopts the following principles of conduct and decorum for meetings of the City Council and when conducting city business, which rules may be amended and/or rescinded at any time. If any portion of these rules of conduct and decorum are found to conflict with any City ordinance or State law, the provisions of City ordinance or State law shall be followed.

Principles of Conduct and Decorum
for Meetings of the City Council.

The principles of conduct and decorum shall consist of the following:

- (a) The Mayor, members of the City Council, City officials and employees shall (i) respect and adhere to the American ideals of government, rule of law, principles of public administration and high ethical conduct in the performance of public duties; (ii) represent and work for the common good of the City and not for any private interest; (iii) refuse to accept gifts of favors or promises of future benefits which might compromise or tend to impair independent judgment or action; and (iv) provide fair and equal treatment for all persons and matters coming before the City Council. Any such violation may be considered misconduct and such person may be subject to ~~removal from office~~ sanctions as outlined in City Code 2-208.

- (b) Any statements made during City Council meetings or when conducting city business, by the Mayor, members of the City Council, City officials and employees, or members of the general public shall not involve personal, ~~impertinent~~, or slanderous attacks on individuals, regardless of whether the individual so attacked is an elected official, a city official or employee, or a member of the general public. Any such violation may be considered misconduct and such person may be subject to sanctions as outlined in City Code 2-208.
- (c) During City Council meetings and while conducting city business, the Mayor, members of the City Council, City officials and employees, or members of the general public shall not, by conversation or otherwise, delay, interrupt, or disrupt the proceedings of the City Council, ~~nor disturb any individual while speaking~~, or refuse to obey the orders of the presiding officer regarding the rules of conduct and decorum. Any such violation may be considered misconduct and such person may be subject ~~removal from office sanctions~~ as outlined in City Code 2-208.
- (d) Any issue presented for consideration by the Mayor, members of the City Council, City officials and employees, or members of the general public, shall be made to the City Council as a body through the presiding officer and shall not be directed solely to the Mayor, any particular member of the City Council, any City official or employee or any member of the general public.
- (e) The use of ~~profane~~, vulgar, ~~inflammatory~~, threatening, abusive or disparaging language, ~~or inappropriate sexual behavior or remarks~~ or racial or ethnic slurs, directed at the Mayor, any particular member of the City Council, any City official or employee or any member of the general public shall not be tolerated. Any such violation may be considered misconduct and such person may be subject to ~~removal from office sanctions~~ as outlined in City Code 2-208.

- (f) The Mayor, members of the City Council and City officials shall not knowingly violate any statute or lawfully adopted rule or regulation relating to his/her official duties. Any such violation may be considered misconduct and such person may be subject to ~~removal from office~~ **sanctions** as outlined in City Code 2-208.
- (g) The Mayor, members of the City Council and City officials shall not commit a wrongful or unjust doing of some act in which the doer has no right to perform, or which he/she has stipulated by contract not to do. Any such violation may be considered misconduct and such person may be subject to ~~removal from office~~ **sanctions** as outlined in City Code 2-208.
- (h) ~~Members of the public who do not follow proper decorum after a warning in a public hearing may be barred from further testimony at that meeting or removed from the Council chambers.~~

SANCTIONS.

~~Sanctions permissible to be imposed shall consist of the following:~~

- ~~(a) A vacancy may exist on the City Council if a Council member is absent more than a third of the regular meetings, and a vacancy shall exist on the City Council if a Council member is absent more than five consecutive regular meetings, unless the absences are excused by a majority vote of the remaining members. This procedure, by law, requires notice and a hearing be provided to the Council member pursuant to Neb. Rev. Stat. § 19-3101.~~
- ~~(b) Members of the public who do not follow proper decorum after a warning in a public hearing may be barred from further testimony at that meeting or removed from the Council chambers.~~
- ~~(c) City Council members or the Mayor who intentionally or repeatedly do not follow proper decorum as outlined herein may be reprimanded by:~~

- ~~i. Written reprimand;~~
- ~~ii. Public reprimand;~~
- ~~iii. Removal from committee assignment(s);~~
- ~~iv. Loss of seniority; or~~
- ~~v. Removal from office.~~

~~(d) It is the responsibility of the City Administrator to initiate action if an elected official's behavior may warrant sanction or if a complaint is brought against an elected official. This process should be followed as outlined in City Code 2-208.~~

~~(e) If a violation is outside the observed behaviors of the Mayor or City Council, the alleged violation should be reported to the City Administrator who will then investigate on the report and take the next appropriate action as outlined in City Code 2-208.~~

~~(f) The City of Bellevue is committed to following a model of progressive sanctions for allegations of misconduct. Misconduct violations may be addressed by:~~

- ~~i. Written reprimand — This sanction would include a written letter in the council member or Mayor's file outlining the misconduct violation, date of occurrence, and that the council member or Mayor was counseled on said matter. A written reprimand may be administered by the City Administrator as outlined in City Code 2-208 or by the City Council after hearing. A copy of the written reprimand will be provided to the accused member and to all members of the council and the Mayor. A written reprimand should be used as a corrective step or warning to the member for specific misconduct allegations that are not severe in nature but that are violations of City Code or this policy.~~
- ~~ii. Public reprimand — This sanction would include a verbal admonishment during an open meeting of the City Council and would outline the reason for the reprimand. A public reprimand may only be administered by the City Administrator, council, or Mayor after a hearing as outlined in~~

~~City Code 2-208 and a unanimous vote on the matter. The date, time, and nature of said public reprimand will be memorialized in writing and contained in the member's file with the City. A public reprimand should be used for corrective action if prior written reprimands were not effective or when the severity of the misconduct warrants a public admonishment due to the nature of the complaint.~~

~~iii. Removal from committee assignment(s) and/or Loss of Seniority - This sanction would include a finding after a hearing as outlined in City Code 2-208 that the member's behavior warrants action greater than a written reprimand or public reprimand and that due to the member's behavior he or she should be removed from specific committee(s) or lose seniority within the council. The removal from a committee or loss of seniority may only be administered by the City Administrator, council, or Mayor after hearing as outlined in City Code 2-208 and a unanimous vote on the matter. The date, time and sanction outlined herein will be memorialized in writing and contained in the member's file with the City. Removal from a committee or committees and loss of seniority should be used if the misconduct would lose public trust or council trust for the member to remain on the committee or keep the seniority position, if the misconduct impacts the operations of the committee or the offense was committed during a committee meeting or directed toward another committee member.~~

~~iv. Removal from Office - This sanction should not be imposed unless progressive sanctions were previously implemented or when the member's misconduct is determined to be severe or egregious. This sanction would include a finding after hearing as outlined in City Code 2-208 that the member's behavior warrants removal from office and that due to the member's behavior he or she should be removed from office. This sanction may only be administered by the City Administrator, council, or Mayor after hearing as outlined in City Code 2-208 and a unanimous vote on the matter. The date, time, and findings~~

~~will be memorialized in writing and contained in the member's file with the City. Removal from office should be used if the misconduct is so severe or egregious that it loses the public's trust or council's trust in the member's ability to continuing serving the City of Bellevue in their current capacity or when the member's misconduct has already been addressed through progressive sanctions but continues to be repeated.~~

Adopted: 4/28/03
Reviewed: 10/07
3/09
1/11
1/13
Revised: 11/19

POLICY RESOLUTION 35

PRINCIPLES OF CONDUCT AND DECORUM

It is the belief of the members of the Bellevue City Council that the proper operation of democratic government requires that public officials and employees be independent, impartial and responsible to the people; that public deliberations and actions be conducted in an atmosphere free from personal animosity and hostility; that governmental decisions and policy be made in proper channels of the government structure; that public office not be used for personal gain; and that the public have confidence in the integrity of its government. In recognition of these goals, the City Council adopts the following principles of conduct and decorum for meetings of the City Council, which rules may be amended and/or rescinded at any time. If any portion of these rules of conduct and decorum are found to conflict with any City ordinance or State law, the provisions of City ordinance or State law shall be followed.

Principles of Conduct and Decorum for Meetings of the City Council.

The principles of conduct and decorum shall consist of the following:

- (a) The Mayor, members of the City Council, City officials and employees shall (i) respect and adhere to the American ideals of government, rule of law, principles of public administration and high ethical conduct in the performance of public duties; (ii) represent and work for the common good of the City and not for any private interest; (iii) refuse to accept gifts of favors or promises of future benefits which might compromise or tend to impair independent judgment or action; and (iv) provide fair and equal treatment for all persons and matters coming before the City Council. Any such violation may be considered misconduct and such person may be subject to removal from office.

- (b) Any statements made during City Council meetings by the Mayor, members of the City Council, City officials and employees, or members of the general public shall not involve personal, impertinent, or slanderous attacks on individuals, regardless of whether the individual so

attacked is an elected official, a city official or employee, or a member of the general public. Any such violation may be considered misconduct and such person may be subject to removal from office.

- (c) During City Council meetings, the Mayor, members of the City Council, City officials and employees, or members of the general public shall not, by conversation or otherwise, delay, interrupt, or disrupt the proceedings of the City Council nor disturb any individual while speaking, or refuse to obey the orders of the presiding officer regarding the rules of conduct and decorum. Any such violation may be considered misconduct and such person may be subject to removal from office.
- (d) Any issue presented for consideration by the Mayor, members of the City Council, City officials and employees, or members of the general public, shall be made to the City Council as a body through the presiding officer and shall not be directed solely to the Mayor, any particular member of the City Council, any City official or employee or any member of the general public.
- (e) The use of profane, vulgar, inflammatory, threatening, abusive or disparaging language or racial or ethnic slurs directed at the Mayor, any particular member of the City Council, any City official or employee or any member of the general public shall not be tolerated. Any such violation may be considered misconduct and such person may be subject to removal from office.
- (f) The Mayor, members of the City Council and City officials shall not knowingly violate any statute or lawfully adopted rule or regulation relating to his/her official duties. Any such violation may be considered misconduct and such person may be subject to removal from office.
- (g) The Mayor, members of the City Council and City officials shall not commit a wrongful or unjust doing of some act in which the doer has no right to perform, or which he/she has stipulated by contract not to do. Any such violation may be considered misconduct and such person may be subject to removal from office.

SANCTIONS.

Sanctions permissible to be imposed shall consist of the following:

- (a) A vacancy may exist on the City Council if a Council member is absent more than a third of the regular meetings, and a vacancy shall exist on the City Council if a Council member is absent more than five consecutive regular meetings, unless the absences are excused by a majority vote of the remaining members. This procedure, by law, requires notice and a hearing be provided to the Council member pursuant to Neb. Rev. Stat. § 19-3101.
- (b) Members of the public who do not follow proper decorum after a warning in a public hearing may be barred from further testimony at that meeting or removed from the Council chambers.
- (c) City Council members or the mayor who intentionally or repeatedly do not follow proper decorum may be reprimanded, formally censured by the Council and/or lose seniority or other committee assignments. Serious infractions of the code of conduct could lead to other sanctions as deemed appropriate by the City Council, including removal of the elected official for misconduct as outlined in Section 2-208 of the City Code.
- (d) It is the responsibility of the City Administrator to initiate action if an elected official's behavior may warrant sanction or if a complaint is brought against an elected official.
- (e) If a violation is outside the observed behaviors of the Mayor or City Council, the alleged violation should be reported to the City Administrator who will then investigate on the report and take the next appropriate action.
- (f) These actions can be, but are not limited to: discussing and counseling the individual on violations; recommending sanction to the full City Council to consider in a public meeting; filing of written charges pursuant to Sec. 2-208 of the Bellevue City Code, or

recommend any other sanction options for Council consideration as he/she deems fit.

Adopted: 4/28/03
Reviewed: 10/07
 3/09
 1/11
 1/13
Revised: 09/19

POLICY RESOLUTION 35

PRINCIPLES OF CONDUCT AND DECORUM

It is the belief of the members of the Bellevue City Council that the proper operation of democratic government requires that public officials and employees be independent, impartial and responsible to the people; that public deliberations and actions be conducted in an atmosphere free from personal animosity and hostility; that governmental decisions and policy be made in proper channels of the government structure; that public office not be used for personal gain; and that the public have confidence in the integrity of its government. In recognition of these goals, the City Council adopts the following principles of conduct and decorum for meetings of the City Council, which rules may be amended and/or rescinded at any time. If any portion of these rules of conduct and decorum are found to conflict with any City ordinance or State law, the provisions of City ordinance or State law shall be followed.

Principles of Conduct and Decorum for Meetings of the City Council.

The principles of conduct and decorum shall consist of the following:

- (a) The Mayor, members of the City Council, City officials and employees shall (i) respect and adhere to the American ideals of government, rule of law, principles of public administration and high ethical conduct in the performance of public duties; (ii) represent and work for the common good of the City and not for any private interest; (iii) refuse to accept gifts of favors or promises of future benefits which might compromise or tend to impair independent judgment or action; and (iv) provide fair and equal treatment for all persons and matters coming before the City Council. Any such violation may be considered misconduct and such person may be subject to removal from office.

- (b) Any statements made during City Council meetings by the Mayor, members of the City Council, City officials and employees, or members of the general public shall not involve personal, impertinent, or slanderous attacks on individuals, regardless of whether the individual so

attacked is an elected official, a city official or employee, or a member of the general public. Any such violation may be considered misconduct and such person may be subject to removal from office.

- (c) During City Council meetings, the Mayor, members of the City Council, City officials and employees, or members of the general public shall not, by conversation or otherwise, delay, interrupt, or disrupt the proceedings of the City Council nor disturb any individual while speaking, or refuse to obey the orders of the presiding officer regarding the rules of conduct and decorum. Any such violation may be considered misconduct and such person may be subject to removal from office.
- (d) Any issue presented for consideration by the Mayor, members of the City Council, City officials and employees, or members of the general public, shall be made to the City Council as a body through the presiding officer and shall not be directed solely to the Mayor, any particular member of the City Council, any City official or employee or any member of the general public.
- (e) The use of profane, vulgar, inflammatory, threatening, abusive or disparaging language or racial or ethnic slurs directed at the Mayor, any particular member of the City Council, any City official or employee or any member of the general public shall not be tolerated. Any such violation may be considered misconduct and such person may be subject to removal from office.
- (f) The Mayor, members of the City Council and City officials shall not knowingly violate any statute or lawfully adopted rule or regulation relating to his/her official duties. Any such violation may be considered misconduct and such person may be subject to removal from office.
- (g) The Mayor, members of the City Council and City officials shall not commit a wrongful or unjust doing of some act in which the doer has no right to perform, or which he/she has stipulated by contract not to do. Any such violation may be considered misconduct and such person may be subject to removal from office.

SANCTIONS.

Sanctions permissible to be imposed shall consist of the following:

- (a) A vacancy may exist on the City Council if a Council member is absent more than a third of the regular meetings, and a vacancy shall exist on the City Council if a Council member is absent more than five consecutive regular meetings, unless the absences are excused by a majority vote of the remaining members. This procedure, by law, requires notice and a hearing be provided to the Council member pursuant to Neb. Rev. Stat. § 19-3101.
- (b) Members of the public who do not follow proper decorum after a warning in a public hearing may be barred from further testimony at that meeting or removed from the Council chambers.
- (c) City Council members or the mayor who intentionally or repeatedly do not follow proper decorum may be reprimanded, formally censured by the Council and/or lose seniority or other committee assignments. Serious infractions of the code of conduct could lead to other sanctions as deemed appropriate by the City Council, including removal of the elected official for misconduct as outlined in Section 2-208 of the City Code.
- (d) It is the responsibility of the City Administrator to initiate action if an elected official's behavior may warrant sanction or if a complaint is brought against an elected official.
- (e) If a violation is outside the observed behaviors of the Mayor or City Council, the alleged violation should be reported to the City Administrator who will then investigate on the report and take the next appropriate action.
- (f) These actions can be, but are not limited to: discussing and counseling the individual on violations; recommending sanction to the full City Council to consider in a public meeting; filing of written charges pursuant to Sec. 2-208 of the Bellevue City Code, or

recommend any other sanction options for Council consideration as he/she deems fit.

Adopted: 4/28/03
Reviewed: 10/07
 3/09
 1/11
 1/13
Revised: 09/19

REVISED 11.25.19

POLICY RESOLUTION 35

PRINCIPLES OF CONDUCT AND DECORUM

It is the belief of the members of the Bellevue City Council that the proper operation of democratic government requires that public officials and employees be independent, impartial and responsible to the people; that public deliberations and actions be conducted in an atmosphere free from personal animosity and hostility; that governmental decisions and policy be made in proper channels of the government structure; that public office not be used for personal gain; and that the public have confidence in the integrity of its government. In recognition of these goals, the City Council adopts the following principles of conduct and decorum for meetings of the City Council and when conducting city business, which rules may be amended and/or rescinded at any time. If any portion of these rules of conduct and decorum are found to conflict with any City ordinance or State law, the provisions of City ordinance or State law shall be followed.

Principles of Conduct and Decorum
for Meetings of the City Council.

The principles of conduct and decorum shall consist of the following:

- (a) The Mayor, members of the City Council, City officials and employees shall (i) respect and adhere to the American ideals of government, rule of law, principles of public administration and high ethical conduct in the performance of public duties; (ii) represent and work for the common good of the City and not for any private interest; (iii) refuse to accept gifts of favors or promises of future benefits which might compromise or tend to impair independent judgment or action; and (iv) provide fair and equal treatment for all persons and matters coming before the City Council. Any such violation may be considered misconduct and such person may be subject to ~~removal from office~~ sanctions as outlined in City Code 2-208.

- (b) Any statements made during City Council meetings or when conducting city business, by the Mayor, members of the City Council, City officials and employees, or members of the general public shall not involve personal, ~~impertinent,~~ or slanderous attacks on individuals, regardless of whether the individual so attacked is an elected official, a city official or employee, or a member of the general public. Any such violation may be considered misconduct and such person may be subject to sanctions as outlined in City Code 2-208.
- (c) During City Council meetings and while conducting city business, the Mayor, members of the City Council, City officials and employees, or members of the general public shall not, by conversation or otherwise, delay, interrupt, or disrupt the proceedings of the City Council, ~~nor disturb any individual while speaking,~~ or refuse to obey the orders of the presiding officer regarding the rules of conduct and decorum. Any such violation may be considered misconduct and such person may be subject to ~~removal from office sanctions~~ as outlined in City Code 2-208.
- (d) Any issue presented for consideration by the Mayor, members of the City Council, City officials and employees, or members of the general public, shall be made to the City Council as a body through the presiding officer and shall not be directed solely to the Mayor, any particular member of the City Council, any City official or employee or any member of the general public.
- (e) The use of ~~profane,~~ vulgar, ~~inflammatory,~~ threatening, abusive or disparaging language; ~~inappropriate sexual behavior or remarks;~~ or racial or ethnic slurs, directed at the Mayor, any particular member of the City Council, any City official or employee, or any member of the general public shall not be tolerated. Any such violation may be considered misconduct and such person may be subject to ~~removal from office sanctions~~ as outlined in City Code 2-208.

- (f) The Mayor, members of the City Council and City officials shall not knowingly violate any statute or lawfully adopted rule or regulation relating to his/her official duties. Any such violation may be considered misconduct and such person may be subject to ~~removal from office~~ **sanctions** as outlined in City Code 2-208.
- (g) The Mayor, members of the City Council and City officials shall not commit a wrongful or unjust doing of some act in which the doer has no right to perform, or which he/she has stipulated by contract not to do. Any such violation may be considered misconduct and such person may be subject to ~~removal from office~~ **sanctions** as outlined in City Code 2-208.
- (h) ~~Members of the public who do not follow proper decorum after a warning in a public hearing may be barred from further testimony at that meeting or removed from the Council chambers.~~

SANCTIONS.

~~Sanctions permissible to be imposed shall consist of the following:~~

- ~~(a) A vacancy may exist on the City Council if a Council member is absent more than a third of the regular meetings, and a vacancy shall exist on the City Council if a Council member is absent more than five consecutive regular meetings, unless the absences are excused by a majority vote of the remaining members. This procedure, by law, requires notice and a hearing be provided to the Council member pursuant to Neb. Rev. Stat. § 19-3101.~~
- ~~(b) Members of the public who do not follow proper decorum after a warning in a public hearing may be barred from further testimony at that meeting or removed from the Council chambers.~~
- ~~(c) City Council members or the Mayor who intentionally or repeatedly do not follow proper decorum as outlined herein may be reprimanded by:~~

- ~~i. Written reprimand;~~
- ~~ii. Public reprimand;~~
- ~~iii. Removal from committee assignment(s);~~
- ~~iv. Loss of seniority; or~~
- ~~v. Removal from office.~~

~~(d) It is the responsibility of the City Administrator to initiate action if an elected official's behavior may warrant sanction or if a complaint is brought against an elected official. This process should be followed as outlined in City Code 2-208.~~

~~(e) If a violation is outside the observed behaviors of the Mayor or City Council, the alleged violation should be reported to the City Administrator who will then investigate on the report and take the next appropriate action as outlined in City Code 2-208.~~

~~(f) The City of Bellevue is committed to following a model of progressive sanctions for allegations of misconduct. Misconduct violations may be addressed by:~~

~~i. Written reprimand - This sanction would include a written letter in the council member or Mayor's file outlining the misconduct violation, date of occurrence, and that the council member or Mayor was counseled on said matter. A written reprimand may be administered by the City Administrator as outlined in City Code 2-208 or by the City Council after hearing. A copy of the written reprimand will be provided to the accused member and to all members of the council and the Mayor. A written reprimand should be used as a corrective step or warning to the member for specific misconduct allegations that are not severe in nature but that are violations of City Code or this policy.~~

~~ii. Public reprimand - This sanction would include a verbal admonishment during an open meeting of the City Council and would outline the reason for the reprimand. A public reprimand may only be administered by the City Administrator, council, or Mayor after a hearing as outlined in~~

~~City Code 2-208 and a unanimous vote on the matter. The date, time, and nature of said public reprimand will be memorialized in writing and contained in the member's file with the City. A public reprimand should be used for corrective action if prior written reprimands were not effective or when the severity of the misconduct warrants a public admonishment due to the nature of the complaint.~~

~~iii. Removal from committee assignment(s) and/or Loss of Seniority — This sanction would include a finding after a hearing as outlined in City Code 2-208 that the member's behavior warrants action greater than a written reprimand or public reprimand and that due to the member's behavior he or she should be removed from specific committee(s) or lose seniority within the council. The removal from a committee or loss of seniority may only be administered by the City Administrator, council, or Mayor after hearing as outlined in City Code 2-208 and a unanimous vote on the matter. The date, time and sanction outlined herein will be memorialized in writing and contained in the member's file with the City. Removal from a committee or committees and loss of seniority should be used if the misconduct would lose public trust or council trust for the member to remain on the committee or keep the seniority position, if the misconduct impacts the operations of the committee or the offense was committed during a committee meeting or directed toward another committee member.~~

~~iv. Removal from Office — This sanction should not be imposed unless progressive sanctions were previously implemented or when the member's misconduct is determined to be severe or egregious. This sanction would include a finding after hearing as outlined in City Code 2-208 that the member's behavior warrants removal from office and that due to the member's behavior he or she should be removed from office. This sanction may only be administered by the City Administrator, council, or Mayor after hearing as outlined in City Code 2-208 and a unanimous vote on the matter. The date, time, and findings~~

~~will be memorialized in writing and contained in the member's file with the City. Removal from office should be used if the misconduct is so severe or egregious that it loses the public's trust or council's trust in the member's ability to continuing serving the City of Bellevue in their current capacity or when the member's misconduct has already been addressed through progressive sanctions but continues to be repeated.~~

Adopted: 4/28/03
Reviewed: 10/07
3/09
1/11
1/13
Revised: 12/19

REVISED 11.25.19 (Clean Copy)

POLICY RESOLUTION 35

PRINCIPLES OF CONDUCT AND DECORUM

It is the belief of the members of the Bellevue City Council that the proper operation of democratic government requires that public officials and employees be independent, impartial and responsible to the people; that public deliberations and actions be conducted in an atmosphere free from personal animosity and hostility; that governmental decisions and policy be made in proper channels of the government structure; that public office not be used for personal gain; and that the public have confidence in the integrity of its government. In recognition of these goals, the City Council adopts the following principles of conduct and decorum for meetings of the City Council and when conducting city business, which rules may be amended and/or rescinded at any time. If any portion of these rules of conduct and decorum are found to conflict with any City ordinance or State law, the provisions of City ordinance or State law shall be followed.

Principles of Conduct and Decorum for Meetings of the City Council.

The principles of conduct and decorum shall consist of the following:

- (a) The Mayor, members of the City Council, City officials and employees shall (i) respect and adhere to the American ideals of government, rule of law, principles of public administration and high ethical conduct in the performance of public duties; (ii) represent and work for the common good of the City and not for any private interest; (iii) refuse to accept gifts of favors or promises of future benefits which might compromise or tend to impair independent judgment or action; and (iv) provide fair and equal treatment for all persons and matters coming before the City Council. Any such violation may be considered misconduct and such person may be subject to sanctions as outlined in City Code 2-208.

- (b) Any statements made during City Council meetings or when conducting city business, by the Mayor, members of the City Council, City officials and employees, or members of the general public shall not involve personal or slanderous attacks on individuals, regardless of whether the individual so attacked is an elected official, a city official or employee, or a member of the general public. Any such violation may be considered misconduct and such person may be subject to sanctions as outlined in City Code 2-208.

- (c) During City Council meetings and while conducting city business, the Mayor, members of the City Council, City officials and employees, or members of the general public shall not, by conversation or otherwise, delay, interrupt, or disrupt the proceedings of the City Council, or refuse to obey the orders of the presiding officer regarding the rules of conduct and decorum. Any such violation may be considered misconduct and such person may be subject to sanctions as outlined in City Code 2-208.

- (d) Any issue presented for consideration by the Mayor, members of the City Council, City officials and employees, or members of the general public, shall be made to the City Council as a body through the presiding officer and shall not be directed solely to the Mayor, any particular member of the City Council, any City official or employee or any member of the general public.

- (e) The use of vulgar, threatening, abusive or disparaging language; inappropriate sexual behavior or remarks; or racial or ethnic slurs, directed at the Mayor, any particular member of the City Council, any City official or employee or any member of the general public shall not be tolerated. Any such violation may be considered misconduct and such person may be subject to sanctions as outlined in City Code 2-208.

- (f) The Mayor, members of the City Council and City officials shall not knowingly violate any statute or lawfully adopted rule or regulation relating to his/her official duties. Any such violation may be considered misconduct and such person may be subject to sanctions as outlined in City Code 2-208.

- (g) The Mayor, members of the City Council and City officials shall not commit a wrongful or unjust doing of some act in which the doer has no right to perform, or which he/she has stipulated by contract not to do. Any such violation may be considered misconduct and such person may be subject to sanctions as outlined in City Code 2-208.

- (h) Members of the public who do not follow proper decorum after a warning in a public hearing may be barred from further testimony at that meeting or removed from the Council chambers.

Adopted: 4/28/03
Reviewed: 10/07
 3/09
 1/11
 1/13
Revised: 12/19

REVISED 10.16.19

POLICY RESOLUTION 35

PRINCIPLES OF CONDUCT AND DECORUM

It is the belief of the members of the Bellevue City Council that the proper operation of democratic government requires that public officials and employees be independent, impartial and responsible to the people; that public deliberations and actions be conducted in an atmosphere free from personal animosity and hostility; that governmental decisions and policy be made in proper channels of the government structure; that public office not be used for personal gain; and that the public have confidence in the integrity of its government. In recognition of these goals, the City Council adopts the following principles of conduct and decorum for meetings of the City Council and when conducting city business, which rules may be amended and/or rescinded at any time. If any portion of these rules of conduct and decorum are found to conflict with any City ordinance or State law, the provisions of City ordinance or State law shall be followed.

Principles of Conduct and Decorum
for Meetings of the City Council.

The principles of conduct and decorum shall consist of the following:

- (a) The Mayor, members of the City Council, City officials and employees shall (i) respect and adhere to the American ideals of government, rule of law, principles of public administration and high ethical conduct in the performance of public duties; (ii) represent and work for the common good of the City and not for any private interest; (iii) refuse to accept gifts of favors or promises of future benefits which might compromise or tend to impair independent judgment or action; and (iv) provide fair and equal treatment for all persons and matters coming before the City Council. Any such violation may be considered misconduct and such person may be subject to removal from office as outlined in City Code 2-208.

- (b) Any statements made during City Council meetings or when conducting city business, by the Mayor, members of the City Council, City officials and employees, or members of the general public shall not involve personal, impertinent, or slanderous attacks on individuals, regardless of whether the individual so attacked is an elected official, a city official or employee, or a member of the general public. Any such violation may be considered misconduct and such person may be subject to removal from office as outlined in City Code 2-208.
- (c) During City Council meetings and while conducting city business, the Mayor, members of the City Council, City officials and employees, or members of the general public shall not, by conversation or otherwise, delay, interrupt, or disrupt the proceedings of the City Council nor disturb any individual while speaking, or refuse to obey the orders of the presiding officer regarding the rules of conduct and decorum. Any such violation may be considered misconduct and such person may be subject to removal from office as outlined in City Code 2-208.
- (d) Any issue presented for consideration by the Mayor, members of the City Council, City officials and employees, or members of the general public, shall be made to the City Council as a body through the presiding officer and shall not be directed solely to the Mayor, any particular member of the City Council, any City official or employee or any member of the general public.
- (e) The use of profane, vulgar, inflammatory, threatening, abusive or disparaging language or racial or ethnic slurs directed at the Mayor, any particular member of the City Council, any City official or employee or any member of the general public shall not be tolerated. Any such violation may be considered misconduct and such person may be subject to removal from office as outlined in City Code 2-208.

- (f) The Mayor, members of the City Council and City officials shall not knowingly violate any statute or lawfully adopted rule or regulation relating to his/her official duties. Any such violation may be considered misconduct and such person may be subject to removal from office as outlined in City Code 2-208.
- (g) The Mayor, members of the City Council and City officials shall not commit a wrongful or unjust doing of some act in which the doer has no right to perform, or which he/she has stipulated by contract not to do. Any such violation may be considered misconduct and such person may be subject to removal from office as outlined in City Code 2-208.

SANCTIONS.

Sanctions permissible to be imposed shall consist of the following:

- (a) A vacancy may exist on the City Council if a Council member is absent more than a third of the regular meetings, and a vacancy shall exist on the City Council if a Council member is absent more than five consecutive regular meetings, unless the absences are excused by a majority vote of the remaining members. This procedure, by law, requires notice and a hearing be provided to the Council member pursuant to Neb. Rev. Stat. § 19-3101.
- (b) Members of the public who do not follow proper decorum after a warning in a public hearing may be barred from further testimony at that meeting or removed from the Council chambers.
- (c) City Council members or the Mayor who intentionally or repeatedly do not follow proper decorum as outlined herein may be reprimanded by:
- i. Written reprimand;
 - ii. Public reprimand;
 - iii. Removal from committee assignment(s);
 - iv. Loss of seniority; or
 - v. Removal from office.

- (d) It is the responsibility of the City Administrator to initiate action if an elected official's behavior may warrant sanction or if a complaint is brought against an elected official. This process should be followed as outlined in City Code 2-208.
- (e) If a violation is outside the observed behaviors of the Mayor or City Council, the alleged violation should be reported to the City Administrator who will then investigate on the report and take the next appropriate action as outlined in City Code 2-208.
- (f) The City of Bellevue is committed to following a model of progressive sanctions for allegations of misconduct. Misconduct violations may be addressed by:
 - i. Written reprimand - This sanction would include a written letter in the council member or Mayor's file outlining the misconduct violation, date of occurrence, and that the council member or Mayor was counseled on said matter. A written reprimand may be administered by the City Administrator as outlined in City Code 2-208 or by the City Council after hearing. A copy of the written reprimand will be provided to the accused member and to all members of the council and the Mayor. A written reprimand should be used as a corrective step or warning to the member for specific misconduct allegations that are not severe in nature but that are violations of City Code or this policy.
 - ii. Public reprimand - This sanction would include a verbal admonishment during an open meeting of the City Council and would outline the reason for the reprimand. A public reprimand may only be administered by the City Administrator, council, or Mayor after a hearing as outlined in City Code 2-208 and a unanimous vote on the matter. The date, time, and nature of said public reprimand will be memorialized in writing and contained in the member's file with the City. A public reprimand should be used for corrective action if prior written reprimands were not effective or when the severity of the misconduct

warrants a public admonishment due to the nature of the complaint.

- iii. Removal from committee assignment(s) and/or Loss of Seniority - This sanction would include a finding after a hearing as outlined in City Code 2-208 that the member's behavior warrants action greater than a written reprimand or public reprimand and that due to the member's behavior he or she should be removed from specific committee(s) or lose seniority within the council. The removal from a committee or loss of seniority may only be administered by the City Administrator, council, or Mayor after hearing as outlined in City Code 2-208 and a unanimous vote on the matter. The date, time and sanction outlined herein will be memorialized in writing and contained in the member's file with the City. Removal from a committee or committees and loss of seniority should be used if the misconduct would lose public trust or council trust for the member to remain on the committee or keep the seniority position, if the misconduct impacts the operations of the committee or the offense was committed during a committee meeting or directed toward another committee member.
- iv. Removal from Office -This sanction should not be imposed unless progressive sanctions were previously implemented or when the member's misconduct is determined to be severe or egregious. This sanction would include a finding after hearing as outlined in City Code 2-208 that the member's behavior warrants removal from office and that due to the member's behavior he or she should be removed from office. This sanction may only be administered by the City Administrator, council, or Mayor after hearing as outlined in City Code 2-208 and a unanimous vote on the matter. The date, time, and findings will be memorialized in writing and contained in the member's file with the City. Removal from office should be used if the misconduct is so severe or egregious that it loses the public's trust or council's trust in the member's ability to continuing serving the City of Bellevue in their current capacity or when the member's

misconduct has already been addressed through progressive sanctions but continues to be repeated.

Adopted: 4/28/03
Reviewed: 10/07
3/09
1/11
1/13
Revised: 11/19

POLICY RESOLUTION 35

PRINCIPLES OF CONDUCT AND DECORUM

It is the belief of the members of the Bellevue City Council that the proper operation of democratic government requires that public officials and employees be independent, impartial and responsible to the people; that public deliberations and actions be conducted in an atmosphere free from personal animosity and hostility; that governmental decisions and policy be made in proper channels of the government structure; that public office not be used for personal gain; and that the public have confidence in the integrity of its government. In recognition of these goals, the City Council adopts the following principles of conduct and decorum for meetings of the City Council and when conducting city business, which rules may be amended and/or rescinded at any time. If any portion of these rules of conduct and decorum are found to conflict with any City ordinance or State law, the provisions of City ordinance or State law shall be followed.

Principles of Conduct and Decorum for Meetings of the City Council.

The principles of conduct and decorum shall consist of the following:

- (a) The Mayor, members of the City Council, City officials and employees shall (i) respect and adhere to the American ideals of government, rule of law, principles of public administration and high ethical conduct in the performance of public duties; (ii) represent and work for the common good of the City and not for any private interest; (iii) refuse to accept gifts of favors or promises of future benefits which might compromise or tend to impair independent judgment or action; and (iv) provide fair and equal treatment for all persons and matters coming before the City Council. Any such violation may be considered misconduct and such person may be subject to removal from office as outlined in City Code 2-208.

- (b) Any statements made during City Council meetings or when conducting city business, by the Mayor, members of the City Council, City officials and employees, or members of the general public shall not involve personal, impertinent, or slanderous attacks on individuals, regardless of whether the individual so attacked is an elected official, a city official or employee, or a member of the general public. Any such violation may be considered misconduct and such person may be subject to removal from office as outlined in City Code 2-208.

- (c) During City Council meetings and while conducting city business, the Mayor, members of the City Council, City officials and employees, or members of the general public shall not, by conversation or otherwise, delay, interrupt, or disrupt the proceedings of the City Council nor disturb any individual while speaking, or refuse to obey the orders of the presiding officer regarding the rules of conduct and decorum. Any such violation may be considered misconduct and such person may be subject to removal from office as outlined in City Code 2-208.

- (d) Any issue presented for consideration by the Mayor, members of the City Council, City officials and employees, or members of the general public, shall be made to the City Council as a body through the presiding officer and shall not be directed solely to the Mayor, any particular member of the City Council, any City official or employee or any member of the general public.

- (e) The use of profane, vulgar, inflammatory, threatening, abusive or disparaging language or racial or ethnic slurs directed at the Mayor, any particular member of the City Council, any City official or employee or any member of the general public shall not be tolerated. Any such violation may be considered misconduct and such person may be subject to removal from office as outlined in City Code 2-208.

- (f) The Mayor, members of the City Council and City officials

shall not knowingly violate any statute or lawfully adopted rule or regulation relating to his/her official duties. Any such violation may be considered misconduct and such person may be subject to removal from office as outlined in City Code 2-208.

- (g) The Mayor, members of the City Council and City officials shall not commit a wrongful or unjust doing of some act in which the doer has no right to perform, or which he/she has stipulated by contract not to do. Any such violation may be considered misconduct and such person may be subject to removal from office as outlined in City Code 2-208.

SANCTIONS.

Sanctions permissible to be imposed shall consist of the following:

- (a) A vacancy may exist on the City Council if a Council member is absent more than a third of the regular meetings, and a vacancy shall exist on the City Council if a Council member is absent more than five consecutive regular meetings, unless the absences are excused by a majority vote of the remaining members. This procedure, by law, requires notice and a hearing be provided to the Council member pursuant to Neb. Rev. Stat. § 19-3101.
- (b) Members of the public who do not follow proper decorum after a warning in a public hearing may be barred from further testimony at that meeting or removed from the Council chambers.
- (c) City Council members or the Mayor who intentionally or repeatedly do not follow proper decorum as outlined herein may be reprimanded by:
 - i. Written reprimand;
 - ii. Public reprimand;
 - iii. Removal from committee assignment(s);
 - iv. Loss of seniority; or
 - v. Removal from office.

- (d) It is the responsibility of the City Administrator to initiate action if an elected official's behavior may warrant sanction or if a complaint is brought against an elected official. This process should be followed as outlined in City Code 2-208.
- (e) If a violation is outside the observed behaviors of the Mayor or City Council, the alleged violation should be reported to the City Administrator who will then investigate on the report and take the next appropriate action as outlined in City Code 2-208.
- (f) The City of Bellevue is committed to following a model of progressive sanctions for allegations of misconduct. Misconduct violations may be addressed by:
 - i. Written reprimand - This sanction would include a written letter in the council member or Mayor's file outlining the misconduct violation, date of occurrence, and that the council member or Mayor was counseled on said matter. A written reprimand may be administered by the City Administrator as outlined in City Code 2-208 or by the City Council after hearing. A copy of the written reprimand will be provided to the accused member and to all members of the council and the Mayor. A written reprimand should be used as a corrective step or warning to the member for specific misconduct allegations that are not severe in nature but that are violations of City Code or this policy.
 - ii. Public reprimand - This sanction would include a verbal admonishment during an open meeting of the City Council and would outline the reason for the reprimand. A public reprimand may only be administered by the City Administrator, council, or Mayor after a hearing as outlined in City Code 2-208 and a unanimous vote on the matter. The date, time, and nature of said public reprimand will be memorialized in writing and contained in the member's file with the City. A public reprimand should be used for corrective action if prior written reprimands were not effective or when the severity of the misconduct

warrants a public admonishment due to the nature of the complaint.

- iii. Removal from committee assignment(s) and/or Loss of Seniority - This sanction would include a finding after a hearing as outlined in City Code 2-208 that the member's behavior warrants action greater than a written reprimand or public reprimand and that due to the member's behavior he or she should be removed from specific committee(s) or lose seniority within the council. The removal from a committee or loss of seniority may only be administered by the City Administrator, council, or Mayor after hearing as outlined in City Code 2-208 and a unanimous vote on the matter. The date, time and sanction outlined herein will be memorialized in writing and contained in the member's file with the City. Removal from a committee or committees and loss of seniority should be used if the misconduct would lose public trust or council trust for the member to remain on the committee or keep the seniority position, if the misconduct impacts the operations of the committee or the offense was committed during a committee meeting or directed toward another committee member.

- iv. Removal from Office -This sanction should not be imposed unless progressive sanctions were previously implemented or when the member's misconduct is determined to be severe or egregious. This sanction would include a finding after hearing as outlined in City Code 2-208 that the member's behavior warrants removal from office and that due to the member's behavior he or she should be removed from office. This sanction may only be administered by the City Administrator, council, or Mayor after hearing as outlined in City Code 2-208 and a unanimous vote on the matter. The date, time, and findings will be memorialized in writing and contained in the member's file with the City. Removal from office should be used if the misconduct is so severe or egregious that it loses the public's trust or council's trust in the member's ability to continuing serving the City of Bellevue in their current capacity or when the member's

misconduct has already been addressed through progressive sanctions but continues to be repeated.

Adopted: 4/28/03
Reviewed: 10/07
 3/09
 1/11
 1/13
Revised: 11/19

ORDINANCE NO. 3981

AN ORDINANCE TO AMEND SECTION 9-3 OF THE BELLEVUE MUNICIPAL CODE TO PROVIDE FOR REVISED CITY COUNCIL WARD BOUNDARIES; TO REPEAL SECTION 9-3 OF THE BELLEVUE MUNICIPAL CODE AS HERETOFORE EXISTING; TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; AND TO PROVIDE FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

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

Section I. That Section 9-3 of the Bellevue Municipal Code is hereby amended to read as follows:

There shall continue to exist within the city five wards for the election of members to the city council, each ward to continue to be represented by one member whose term shall commence and expire as previously established by the city. Pursuant to section 32-553 of the laws of the State of Nebraska, the boundaries for each ward are hereby revised as set forth in this chapter.

(1) Ward One.

- a. Ward 1 shall contain the part of the City of Bellevue beginning at the intersection of Lincoln Road and Jewell Avenue, east and north along Jewell Avenue to Jewell Road, east on Jewell Road to Bellevue Boulevard South, north on Bellevue Boulevard South to Forest Drive, north and east on Forest Drive to the east Bellevue city limit, south along the east Bellevue city limit to the south Bellevue city limit, west along the south Bellevue city limit to Lincoln Road, north on Lincoln Road to the point of beginning; and
- b. The part of the City of Bellevue to the south of Offutt Air Force Base and east of Fort Crook Road; and
- c. The part of the City of Bellevue beginning at the intersection of Capehart Road and 25th Street, east along Capehart Road to the north Bellevue city limit to Schilling Drive, east along Schilling Drive to the east Bellevue city limit, south along the east Bellevue city limit to the south Bellevue city limit, west along the south Bellevue city limit to 25th Street, north along 25th Street to the point of beginning; and
- d. Excluding tax lot 2A2 36-14-13.

(2) Ward Two.

- a. Ward 2 shall contain the part of the City of Bellevue at the intersection of US 75 and Cornhusker Road, east along Cornhusker Road to Harvell Drive, east along Harvell Drive to Chateau Drive, north and east along Chateau Drive to Casdo Drive, north and east along Cascio Drive to Kayleen Drive, north along Kayleen Drive to Gregg Road, east along Gregg Road to Lorraine Drive, south and east along Lorraine Drive to Lorraine Avenue, east along Lorraine Avenue to Bellevue Boulevard South, east, north, and south along Bellevue Boulevard South to Jewell Road, west along Jewell

Road to Jewell Avenue, south and west along Jewell Avenue to Lincoln Road, south along Lincoln Road to the south Bellevue city limit, west along the south Bellevue city limit to Fort Crook Road, south along Fort Crook Road to Schilling Drive, west along Schilling Drive to the west Bellevue city limit, north along the west Bellevue city limit to Harlan Drive, west along Harlan Drive to US 75, north along US 75 to the point of beginning; and

- b. The part of the City of Bellevue beginning at Maass Road and the west Bellevue city limit, north along the west Bellevue city limit to 36th Street, south along 36th Street to the north Bellevue city limit, east along the north Bellevue city limit to the east Bellevue city limit, south along the east Bellevue city limit to the south Bellevue city limit, west along the south Bellevue city limit to 36th Street, north along 36th Street to Hwy 370, west along Hwy 370 to 42nd Street, south along 42nd Street to Maass Road, west and south along Maass Road to the point of beginning.

(3) Ward Three.

- a. Ward 3 shall contain the part of the City of Bellevue beginning at the intersection of Maass Road and the west Bellevue city limit, north and east along Maass Road to 42nd Street, north along 42nd Street to Hwy 370, east along Hwy 370 to 36th Street, south along 36th Street to Capehart Road, east along Capehart Road to 25th Street, south along 25th Street to the south Bellevue city limit, west along the south Bellevue city limit to Schneekloth Road, west along Schneekloth Road to the west Bellevue city limit, north along the west Bellevue city limit to the south Bellevue city limit, west along the south Bellevue city limit to the east Bellevue city limit, south along the east Bellevue city limit to Schneekloth Road, west along Schneekloth Road to 36th Street, north along 36th Street to the south Bellevue city limit, west along the south Bellevue city limit to the west Bellevue city limit, north along the west Bellevue city limit to the north Bellevue city limit, east along the north Bellevue city limit to the west Bellevue city limit, north along the west Bellevue city limit to 36th Street to Capehart Road, west along Capehart Road to the south Bellevue city limit, west along the south Bellevue city limit to Maass Road, north along Maass Road to the point of beginning; and
- b. Excluding S1/2 SW1/4 4-13-13, tax lots 7B & 8 4-13-13, and tax lots 1 & 2B2 9-13-13.

(4) Ward Four.

Ward 4 shall contain the part of the City of Bellevue beginning at the intersection of Georgia Avenue and 25th Street, north along 25th Street to Harrison Street, east along Harrison Street to the east Bellevue city limit, south along the east Bellevue city limit to Forest Drive, south and west along Forest Drive to Bellevue Boulevard South, west and south along Bellevue Boulevard South to Lorraine Avenue, west along Lorraine Avenue to Lorraine Drive, north and west along Lorraine Drive to Gregg Road, west along Gregg Road to Kayleen Drive, south along Kayleen Drive to Cascio Drive, south and west along Cascio Drive to Harvell Drive, north and west along Harvell Drive to Cornhusker Road, north and west along Cornhusker Road to US 75, south along US 75 to the south Bellevue city limit, west along the south Bellevue city limit to the west Bellevue city limit, north along the west Bellevue city limit to Cornhusker

Road, west along Cornhusker Road to Cedar Island Road, north along Cedar Island Road to Georgia Avenue, east along Georgia Avenue to the point of beginning.

(5) Ward Five.

Ward 5 shall contain the part of the City of Bellevue beginning at the west Bellevue city limits and Harrison Street, east along Harrison Street to 25th Street, south along 25th Street to Georgia Avenue, west along Georgia Avenue to Cedar Island Road, south along Cedar Island Road to Cornhusker Road, west along Cornhusker Road to the south Bellevue city limit, south and west along the south Bellevue city limit to the west Bellevue city limit, north along the west Bellevue city limit to the point of beginning.

Section 2. That Section 9-3 of the Bellevue Municipal Code as heretofore existing is hereby repealed in its entirety

Section 3. This Ordinance shall take effect and be in full force from and after its passage approval and publication in pamphlet form.

ADOPTED by the Mayor and City Council this ____ day of _____, 2019.

ATTEST:

Mayor, Rusty Hike

City Clerk

APPROVED AS TO FORM:

First Reading: _____
Second Reading: _____
Third Reading: _____

City Attorney

CITY OF BELLEVUE, NEBRASKA
AGENDA ITEM COVER SHEET

11e.
12/3/19

| | | |
|---|---|---|
| COUNCIL MEETING DATE: | SUBMITTED BY: Admin | |
| AGENDA ITEM: | CONSENT AGENDA <input type="checkbox"/> | 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 <input type="checkbox"/> |

SUBJECT:

Approval of this ordinance will redefine ward boundaries due to the recent annexations.

SYNOPSIS/BACKGROUND:

The ward boundaries were last changed in 2014 by ORD 3756. According to State Statute §32-552, "At least five months prior to an election, the governing board of any political subdivision requesting the adjustment of the boundaries of election districts shall provide written notification to the election commissioner or county clerk of the need and necessity of his or her office to perform such adjustments." The Election Commissioner must receive the revised ward boundaries no later than December 11, 2019, for the new boundaries to be in effect for the May 12, 2020, Primary Election. Per State Statute §32-602, the first day for a citizen to file for a City Council seat is December 1st, 2019.

FISCAL IMPACT: 0.00 BUDGETED FUNDS?: NO GRANT/MATCHING FUNDS?: NO

TRACKING INFORMATION FOR CONTRACTS AND PROJECTS:

| | | |
|-------------------------------|-----------------------------|--------------------------------------|
| IS THIS A CONTRACT?: NO | COUNTER-PARTY: | INTERLOCAL AGREEMENT: NO |
| CONTRACT DESCRIPTION: | | |
| CONTRACT EFFECTIVE DATE: | CONTRACT TERM: | CONTRACT END DATE: |
| PROJECT NAME: | | |
| START DATE: | END DATE: | PAYMENT DATE: INSURANCE REQUIRED: NO |
| CIP PROJECT NAME: | CIP PROJECT NAME: | |
| STREET DISTRICT NAME (S): | STREET DISTRICT NUMBER (S): | |
| ACCOUNTING DISTRIBUTION CODE: | ACCOUNT NUMBER: | |

RECOMMENDATION:

To approve an ordinance to redefine ward boundaries due to recent annexations.

ATTACHMENTS:

- | | | |
|------------------------|-----------------------------|---|
| 1. Red-Lined Ordinance | 2. Current Ward Map of City | 3. Detailed Ward Map for Each Proposed Ward |
| 4. Clean Ordinance | 5. | 6. |

SIGNATURES:

LEGAL APPROVAL AS TO FORM:

FINANCE APPROVAL AS TO FORM:

ADMINISTRATOR APPROVAL AS TO FORM:

A. Brett Robbins
[Signature]

ORDINANCE NO. 3981

AN ORDINANCE TO AMEND SECTION 9-3 OF THE BELLEVUE MUNICIPAL CODE TO PROVIDE FOR REVISED CITY COUNCIL WARD BOUNDARIES; TO REPEAL SECTION 9-3 OF THE BELLEVUE MUNICIPAL CODE AS HERETOFORE EXISTING; TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; AND TO PROVIDE FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

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

Section I. That Section 9-3 of the Bellevue Municipal Code is hereby amended to read as follows:

There shall continue to exist within the city five wards for the election of members to the city council, each ward to continue to be represented by one member whose term shall commence and expire as previously established by the city. Pursuant to section 32-553 of the laws of the State of Nebraska, the boundaries for each ward are hereby revised as set forth in this chapter.

(1) Ward One.

- a. Ward 1 shall contain the part of the City of Bellevue ~~beginning at the intersection of Fort Crook Road and Harlan Drive, east on Harlan Drive to Galvin Road, south on Galvin Road to Lincoln Road, north on Lincoln Road to Marian Avenue, east and north on Marian Avenue to Douglas Drive, east and north on Douglas Drive to Marie Drive, east on Marie Drive to Bellevue Boulevard South, south on Bellevue Boulevard South to Hidden Hills Drive, east and north on Hidden Hills Drive to Canyon Road, north on Canyon Road to Combs Road, east on Combs Road to Washington Street, north on Washington Street to the east Bellevue city limits, south on the east Bellevue city limits to the south Bellevue city limits, west on the south Bellevue city limits to Fort Crook Road, north on Fort Crook Road to the point of beginning;~~ beginning at the intersection of Lincoln Road and Jewell Avenue, east and north along Jewell Avenue to Jewell Road, east on Jewell Road to Bellevue Boulevard South, north on Bellevue Boulevard South to Forest Drive, north and east on Forest Drive to the east Bellevue city limit, south along the east Bellevue city limit to the south Bellevue city limit, west along the south Bellevue city limit to Lincoln Road, north on Lincoln Road to the point of beginning; and
- b. The part of the City of Bellevue to the south of Offutt Air Force Base and east of Fort Crook Road; and
- c. The part of the City of Bellevue beginning at the intersection of Capehart Road and 25th Street, east along Capehart Road to the north Bellevue city limit to Schilling Drive, east along Schilling Drive to the east Bellevue city limit, south along the east Bellevue city limit to the south Bellevue city limit, west along the south Bellevue city limit to 25th Street, north along 25th Street to the point of beginning; and
- d. Excluding tax lot 2A2 36-14-13.

(2) Ward Two.

- a. **Ward 2 shall contain the part of the City of Bellevue beginning** ~~at the south side of the intersection of 25th Street and Capehart Road, then east along the Bellevue city limits to Fort Crook Road, north along Fort Crook Road to Harlan Drive, east on Harlan Drive to Galvin Road, south on Galvin Road to Lincoln Road, north on Lincoln Road to Marian Avenue, east and north on Marian Avenue to Douglas Drive, east and north on Douglas Drive to Marie Drive, east on Marie Drive to Bellevue Boulevard South, south on Bellevue Boulevard South to Hidden Hills Drive, east and north on Hidden Hills Drive to Canyon Road, north on Canyon Road to Combs Road, east on Combs Road to Washington Street, north on Washington Street to the east Bellevue city limits, north on the east Bellevue city limits to the intersection with the extended right of way of Zinsmaster Court, south along Zinsmaster Court and Camp Gifford Road to the intersection with the east-west segment of Camp Gifford Road, west on Camp Gifford Road to Bellevue Boulevard North, south on Bellevue Boulevard North to Gregg Road, west on Gregg Road to Kayleen Drive, south on Kayleen Drive to Cascio Drive, west on Cascio Drive to Galvin Road, south on Galvin Road to Harvell Drive, west on Harvell Drive/Cornhusker Road to 25th Street, then south along the Bellevue city limits to the Union Pacific Railroad track, then east and northeast along the Bellevue city limits to Cornhusker Road, east on Cornhusker Road to the Bellevue city limits on the east side of the Union Pacific Railroad main line, the southerly along the Bellevue city limits to Schilling Drive, west along the Bellevue city limits to the intersection of 25th Street and Capehart Road, then south across Capehart Road to the Bellevue city limits and the point of beginning;~~ the intersection of US 75 and Cornhusker Road, east along Cornhusker Road to Harvell Drive, east along Harvell Drive to Chateau Drive, north and east along Chateau Drive to Casdo Drive, north and east along Cascio Drive to Kayleen Drive, north along Kayleen Drive to Gregg Road, east along Gregg Road to Lorraine Drive, south and east along Lorraine Drive to Lorraine Avenue, east along Lorraine Avenue to Bellevue Boulevard South, east, north, and south along Bellevue Boulevard South to Jewell Road, west along Jewell Road to Jewell Avenue, south and west along Jewell Avenue to Lincoln Road, south along Lincoln Road to the south Bellevue city limit, west along the south Bellevue city limit to Fort Crook Road, south along Fort Crook Road to Schilling Drive, west along Schilling Drive to the west Bellevue city limit, north along the west Bellevue city limit to Harlan Drive, west along Harlan Drive to US 75, north along US 75 to the point of beginning; and
- b. **The part of the City of Bellevue beginning** ~~at the intersection of 36th Street and Bline Avenue, east on Bline Avenue to Golden Boulevard, east on Golden Boulevard to 31st Street, south on 31st Street to Bellevue city limits, east on Bellevue city limits to 25th Street, north on Bellevue city limits to Nebraska Highway 370, west on Bellevue city limits to 36th Street, south on 36th Street to the point of beginning.~~

~~Maass Road and the west Bellevue city limit, north along the west Bellevue city limit to 36th Street, south along 36th Street to the north Bellevue city limit, east along the north Bellevue city limit to the east Bellevue city limit, south along the east Bellevue city limit to the south Bellevue city limit, west along the south Bellevue city limit to 36th Street, north along 36th Street to Hwy 370, west along Hwy 370 to 42nd Street,~~

south along 42nd Street to Maass Road, west and south along Maass Road to the point of beginning.

(3) Ward Three.

~~Ward 3 shall contain the part of the City of Bellevue lying within the area described as follows: beginning at the intersection of 36th Street and Schneekloth Road, then beginning in a westerly direction along the south Bellevue city limits to Capehart Road, east along Capehart Road to 25th Street, north across Capehart Road to its northerly right of way line, west along Capehart Road to 36th Street, then northerly along the Bellevue city limits to 31st Street, north on 31st Street to Golden Boulevard, west on Golden Boulevard to Bline Avenue, west on Bline Avenue to 36th Street, north on 36th Street to its intersection with the Bellevue city limits, then beginning in a westerly direction along the west Bellevue city limits to its intersection with 36th Street and continuing southward along the east Bellevue city limits to its intersection with Schneekloth Road and the point of beginning.~~

- a. beginning at the intersection of Maass Road and the west Bellevue city limit, north and east along Maass Road to 42nd Street, north along 42nd Street to Hwy 370, east along Hwy 370 to 36th Street, south along 36th Street to Capehart Road, east along Capehart Road to 25th Street, south along 25th Street to the south Bellevue city limit, west along the south Bellevue city limit to Schneekloth Road, west along Schneekloth Road to the west Bellevue city limit, north along the west Bellevue city limit to the south Bellevue city limit, west along the south Bellevue city limit to the east Bellevue city limit, south along the east Bellevue city limit to Schneekloth Road, west along Schneekloth Road to 36th Street, north along 36th Street to the south Bellevue city limit, west along the south Bellevue city limit to the west Bellevue city limit, north along the west Bellevue city limit to the north Bellevue city limit, east along the north Bellevue city limit to the west Bellevue city limit, north along the west Bellevue city limit to 36th Street to Capehart Road, west along Capehart Road to the south Bellevue city limit, west along the south Bellevue city limit to Maass Road, north along Maass Road to the point of beginning; and
- b. Excluding S1/2 SW1/4 4-13-13, tax lots 7B & 8 4-13-13, and tax lots 1 & 2B2 9-13-13.

(4) Ward Four.

~~Ward 4 shall contain the part of the City of Bellevue lying within the area described as follows: beginning at the intersection of 25th Street and Harrison Street, then east along the north Bellevue city limits to the east Bellevue city limits (Missouri River), south along the east Bellevue city limits to the intersection with the extended right-of-way of Zinsmaster Court, south along Zinsmaster Court and Camp Gifford Road to the intersection with the east-west segment of Camp Gifford Road, west on Camp Gifford Road to Bellevue Boulevard North, south on Bellevue Boulevard North to Gregg Road, west on Gregg Road to Kayleen Drive, south on Kayleen Drive to Caseio Drive, west on Caseio Drive to Galvin Road, south on Galvin Road to Harvell Drive, west on Harvell Drive/Cornhusker Road to 25th Street, then beginning in a northerly direction along the Bellevue city limits to its intersection with 36th Street, then beginning in a northerly direction along the Bellevue city limits to its~~

~~intersection with Childs Road being the south line of Section 16-14-13, then east along said south section line to 25th Street, then north on 25th Street to Harrison Street and the point of beginning.~~

beginning at the intersection of Georgia Avenue and 25th Street, north along 25th Street to Harrison Street, east along Harrison Street to the east Bellevue city limit, south along the east Bellevue city limit to Forest Drive, south and west along Forest Drive to Bellevue Boulevard South, west and south along Bellevue Boulevard South to Lorraine Avenue, west along Lorraine Avenue to Lorraine Drive, north and west along Lorraine Drive to Gregg Road, west along Gregg Road to Kayleen Drive, south along Kayleen Drive to Cascio Drive, south and west along Cascio Drive to Harvell Drive, north and west along Harvell Drive to Cornhusker Road, north and west along Cornhusker Road to US 75, south along US 75 to the south Bellevue city limit, west along the south Bellevue city limit to the west Bellevue city limit, north along the west Bellevue city limit to Cornhusker Road, west along Cornhusker Road to Cedar Island Road, north along Cedar Island Road to Georgia Avenue, east along Georgia Avenue to the point of beginning.

(5) Ward Five.

Ward 5 shall contain the part of the City of Bellevue beginning at the ~~intersection of 25th Street and Harrison Street, south on 25th Street to Childs Road, being the south line of Section 16-14-13, then west along said south section line to its intersection with the Bellevue city limits, then beginning in a northerly direction along the Bellevue city limits to its intersection with Harrison Street, then east on Harrison Street to the point of beginning.~~

west Bellevue city limits and Harrison Street, east along Harrison Street to 25th Street, south along 25th Street to Georgia Avenue, west along Georgia Avenue to Cedar Island Road, south along Cedar Island Road to Cornhusker Road, west along Cornhusker Road to the south Bellevue city limit, **south and** west along the south Bellevue city limit to the west Bellevue city limit, north along the west Bellevue city limit to the point of beginning.

Section 2. That Section 9-3 of the Bellevue Municipal Code as heretofore existing is hereby repealed in its entirety

Section 3. This Ordinance shall take effect and be in full force from and after its passage approval and publication in pamphlet form.

ADOPTED by the Mayor and City Council this ____ day of _____, 2019.

ATTEST:

Mayor, Rusty Hike

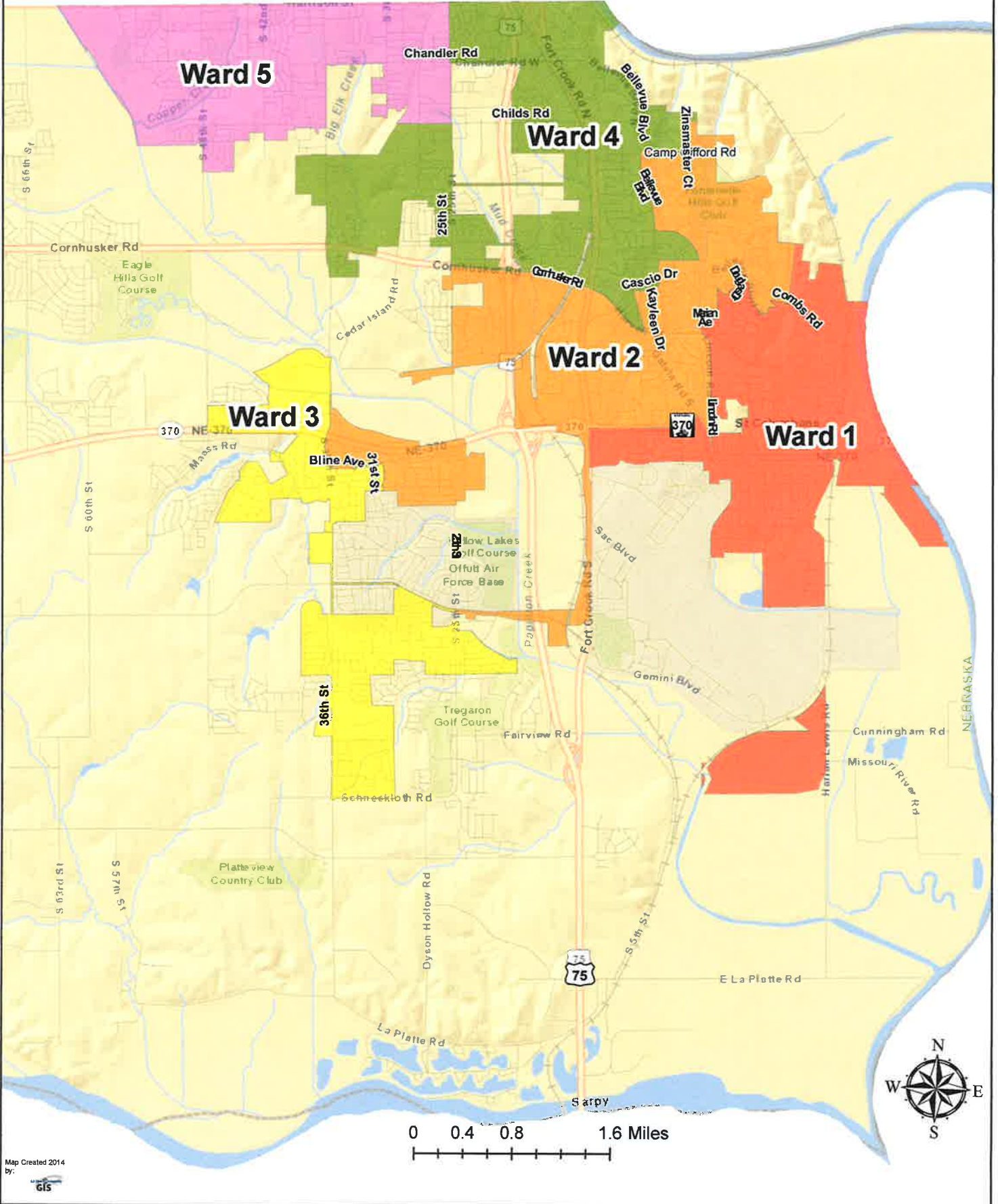
City Clerk

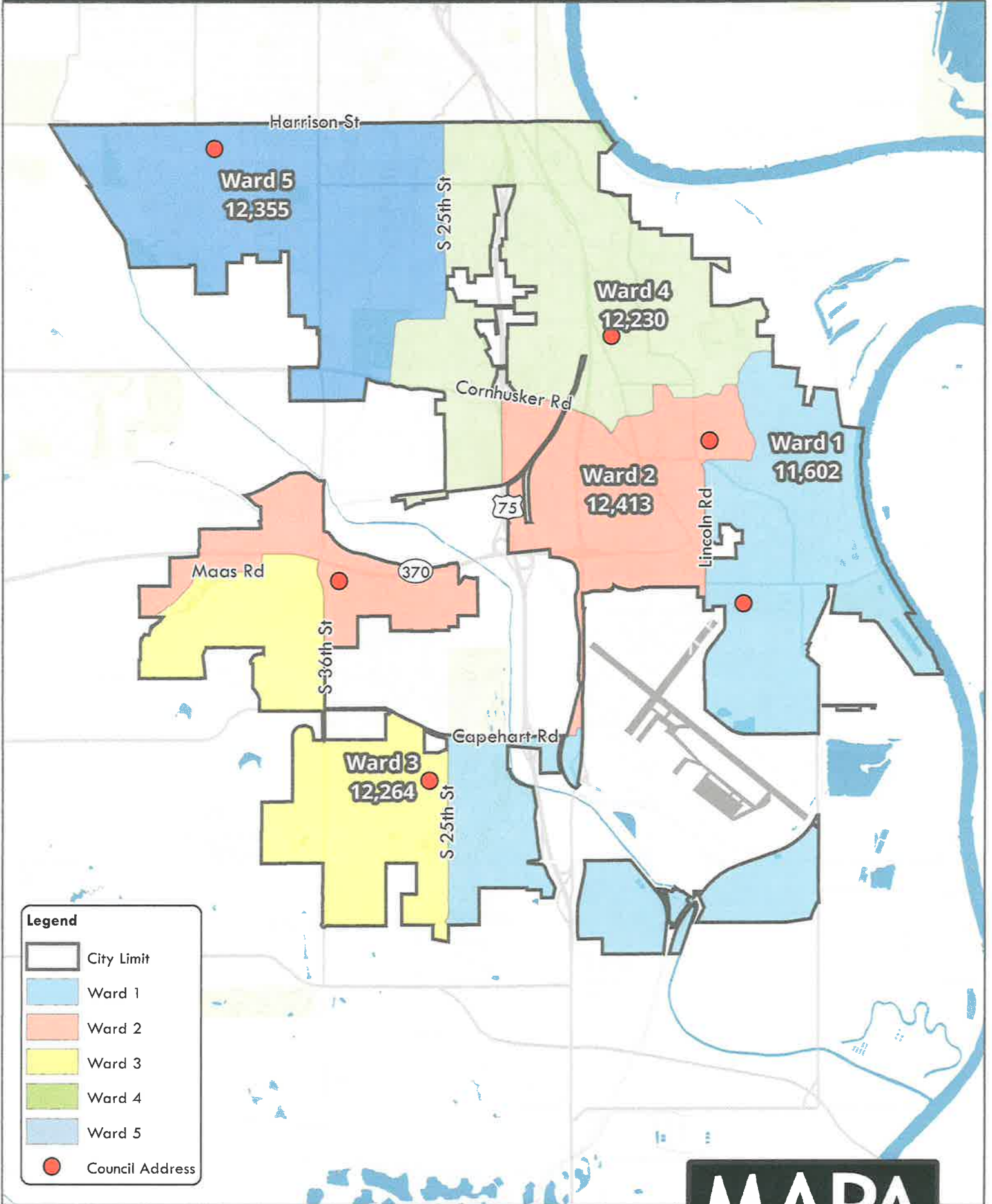
APPROVED AS TO FORM:

First Reading: _____
Second Reading: _____
Third Reading: _____

City Attorney

City Council Districts Bellevue, Nebraska





Legend

- City Limit
- Ward 1
- Ward 2
- Ward 3
- Ward 4
- Ward 5
- Council Address



ORDINANCE NO. 3981

AN ORDINANCE TO AMEND SECTION 9-3 OF THE BELLEVUE MUNICIPAL CODE TO PROVIDE FOR REVISED CITY COUNCIL WARD BOUNDARIES; TO REPEAL SECTION 9-3 OF THE BELLEVUE MUNICIPAL CODE AS HERETOFORE EXISTING; TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; AND TO PROVIDE FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

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

Section I. That Section 9-3 of the Bellevue Municipal Code is hereby amended to read as follows:

There shall continue to exist within the city five wards for the election of members to the city council, each ward to continue to be represented by one member whose term shall commence and expire as previously established by the city. Pursuant to section 32-553 of the laws of the State of Nebraska, the boundaries for each ward are hereby revised as set forth in this chapter.

(1) Ward One.

- a. ~~Ward 1 shall contain the part of the City of Bellevue beginning at the intersection of Fort Crook Road and Harlan Drive, east on Harlan Drive to Galvin Road, south on Galvin Road to Lincoln Road, north on Lincoln Road to Marian Avenue, east and north on Marian Avenue to Douglas Drive, east and north on Douglas Drive to Marie Drive, east on Marie Drive to Bellevue Boulevard South, south on Bellevue Boulevard South to Hidden Hills Drive, east and north on Hidden Hills Drive to Canyon Road, north on Canyon Road to Combs Road, east on Combs Road to Washington Street, north on Washington Street to the east Bellevue city limits, south on the east Bellevue city limits to the south Bellevue city limits, west on the south Bellevue city limits to Fort Crook Road, north on Fort Crook Road to the point of beginning;~~ beginning at the intersection of Lincoln Road and Jewell Avenue, east and north along Jewell Avenue to Jewell Road, east on Jewell Road to Bellevue Boulevard South, north on Bellevue Boulevard South to Forest Drive, north and east on Forest Drive to the east Bellevue city limit, south along the east Bellevue city limit to the south Bellevue city limit, west along the south Bellevue city limit to Lincoln Road, north on Lincoln Road to the point of beginning; and
- b. The part of the City of Bellevue to the south of Offutt Air Force Base and east of Fort Crook Road; and
- c. The part of the City of Bellevue beginning at the intersection of Capehart Road and 25th Street, east along Capehart Road to the north Bellevue city limit to Schilling Drive, east along Schilling Drive to the east Bellevue city limit, south along the east Bellevue city limit to the south Bellevue city limit, west along the south Bellevue city limit to 25th Street, north along 25th Street to the point of beginning; and
- d. Excluding tax lot 2A2 36-14-13.

(2) Ward Two.

- a. ~~Ward 2 shall contain the part of the City of Bellevue beginning at the south side of the intersection of 25th Street and Capehart Road, then east along the Bellevue city limits to Fort Crook Road, north along Fort Crook Road to Harlan Drive, east on Harlan Drive to Galvin Road, south on Galvin Road to Lincoln Road, north on Lincoln Road to Marian Avenue, east and north on Marian Avenue to Douglas Drive, east and north on Douglas Drive to Marie Drive, east on Marie Drive to Bellevue Boulevard South, south on Bellevue Boulevard South to Hidden Hills Drive, east and north on Hidden Hills Drive to Canyon Road, north on Canyon Road to Combs Road, east on Combs Road to Washington Street, north on Washington Street to the east Bellevue city limits, north on the east Bellevue city limits to the intersection with the extended right of way of Zinsmaster Court, south along Zinsmaster Court and Camp Gifford Road to the intersection with the east-west segment of Camp Gifford Road, west on Camp Gifford Road to Bellevue Boulevard North, south on Bellevue Boulevard North to Gregg Road, west on Gregg Road to Kayleen Drive, south on Kayleen Drive to Cascio Drive, west on Cascio Drive to Galvin Road, south on Galvin Road to Harvell Drive, west on Harvell Drive/Cornhusker Road to 25th Street, then south along the Bellevue city limits to the Union Pacific Railroad track, then east and northeast along the Bellevue city limits to Cornhusker Road, east on Cornhusker Road to the Bellevue city limits on the east side of the Union Pacific Railroad main line, the southerly along the Bellevue city limits to Schilling Drive, west along the Bellevue city limits to the intersection of 25th Street and Capehart Road, then south across Capehart Road to the Bellevue city limits and the point of beginning; the intersection of US 75 and Cornhusker Road, east along Cornhusker Road to Harvell Drive, east along Harvell Drive to Chateau Drive, north and east along Chateau Drive to Cascio Drive, north and east along Cascio Drive to Kayleen Drive, north along Kayleen Drive to Gregg Road, east along Gregg Road to Lorraine Drive, south and east along Lorraine Drive to Lorraine Avenue, east along Lorraine Avenue to Bellevue Boulevard South, east, north, and south along Bellevue Boulevard South to Jewell Road, west along Jewell Road to Jewell Avenue, south and west along Jewell Avenue to Lincoln Road, south along Lincoln Road to the south Bellevue city limit, west along the south Bellevue city limit to Fort Crook Road, south along Fort Crook Road to Schilling Drive, west along Schilling Drive to the west Bellevue city limit, north along the west Bellevue city limit to Harlan Drive, west along Harlan Drive to US 75, north along US 75 to the point of beginning; and~~
- b. ~~The part of the City of Bellevue beginning at the intersection of 36th Street and Bline Avenue, east on Bline Avenue to Golden Boulevard, east on Golden Boulevard to 31st Street, south on 31st Street to Bellevue city limits, east on Bellevue city limits to 25th Street, north on Bellevue city limits to Nebraska Highway 370, west on Bellevue city limits to 36th Street, south on 36th Street to the point of beginning.~~

~~Maass Road and the west Bellevue city limit, north along the west Bellevue city limit to 36th Street, south along 36th Street to the north Bellevue city limit, east along the north Bellevue city limit to the east Bellevue city limit, south along the east Bellevue city limit to the south Bellevue city limit, west along the south Bellevue city limit to 36th Street, north along 36th Street to Hwy 370, west along Hwy 370 to 42nd Street,~~

south along 42nd Street to Maass Road, west and south along Maass Road to the point of beginning.

(3) Ward Three.

~~Ward 3 shall contain the part of the City of Bellevue lying within the area described as follows: beginning at the intersection of 36th Street and Schneekloth Road, then beginning in a westerly direction along the south Bellevue city limits to Capehart Road, east along Capehart Road to 25th Street, north across Capehart Road to its northerly right-of-way line, west along Capehart Road to 36th Street, then northerly along the Bellevue city limits to 31st Street, north on 31st Street to Golden Boulevard, west on Golden Boulevard to Bline Avenue, west on Bline Avenue to 36th Street, north on 36th Street to its intersection with the Bellevue city limits, then beginning in a westerly direction along the west Bellevue city limits to its intersection with 36th Street and continuing southward along the east Bellevue city limits to its intersection with Schneekloth Road and the point of beginning.~~

- a. ~~beginning at the intersection of Maass Road and the west Bellevue city limit, north and east along Maass Road to 42nd Street, north along 42nd Street to Hwy 370, east along Hwy 370 to 36th Street, south along 36th Street to Capehart Road, east along Capehart Road to 25th Street, south along 25th Street to the south Bellevue city limit, west along the south Bellevue city limit to Schneekloth Road, west along Schneekloth Road to the west Bellevue city limit, north along the west Bellevue city limit to the south Bellevue city limit, west along the south Bellevue city limit to the east Bellevue city limit, south along the east Bellevue city limit to Schneekloth Road, west along Schneekloth Road to 36th Street, north along 36th Street to the south Bellevue city limit, west along the south Bellevue city limit to the west Bellevue city limit, north along the west Bellevue city limit to the north Bellevue city limit, east along the north Bellevue city limit to the west Bellevue city limit, north along the west Bellevue city limit to 36th Street to Capehart Road, west along Capehart Road to the south Bellevue city limit, west along the south Bellevue city limit to Maass Road, north along Maass Road to the point of beginning; and~~
- b. ~~Excluding S1/2 SW1/4 4-13-13, tax lots 7B & 8 4-13-13, and tax lots 1 & 2B2 9-13-13.~~

(4) Ward Four.

~~Ward 4 shall contain the part of the City of Bellevue lying within the area described as follows: beginning at the intersection of 25th Street and Harrison Street, then east along the north Bellevue city limits to the east Bellevue city limits (Missouri River), south along the east Bellevue city limits to the intersection with the extended right-of-way of Zinsmaster Court, south along Zinsmaster Court and Camp Gifford Road to the intersection with the east-west segment of Camp Gifford Road, west on Camp Gifford Road to Bellevue Boulevard North, south on Bellevue Boulevard North to Gregg Road, west on Gregg Road to Kayleen Drive, south on Kayleen Drive to Cascade Drive, west on Cascade Drive to Galvin Road, south on Galvin Road to Harvell Drive, west on Harvell Drive/Cornhusker Road to 25th Street, then beginning in a northerly direction along the Bellevue city limits to its intersection with 36th Street, then beginning in a northerly direction along the Bellevue city limits to its~~

~~intersection with Childs Road being the south line of Section 16-14-13, then east along said south section line to 25th Street, then north on 25th Street to Harrison Street and the point of beginning.~~

beginning at the intersection of Georgia Avenue and 25th Street, north along 25th Street to Harrison Street, east along Harrison Street to the east Bellevue city limit, south along the east Bellevue city limit to Forest Drive, south and west along Forest Drive to Bellevue Boulevard South, west and south along Bellevue Boulevard South to Lorraine Avenue, west along Lorraine Avenue to Lorraine Drive, north and west along Lorraine Drive to Gregg Road, west along Gregg Road to Kayleen Drive, south along Kayleen Drive to Cascio Drive, south and west along Cascio Drive to Harvell Drive, north and west along Harvell Drive to Cornhusker Road, north and west along Cornhusker Road to US 75, south along US 75 to the south Bellevue city limit, west along the south Bellevue city limit to the west Bellevue city limit, north along the west Bellevue city limit to Cornhusker Road, west along Cornhusker Road to Cedar Island Road, north along Cedar Island Road to Georgia Avenue, east along Georgia Avenue to the point of beginning.

(5) Ward Five.

~~Ward 5 shall contain the part of the City of Bellevue beginning at the intersection of 25th Street and Harrison Street, south on 25th Street to Childs Road, being the south line of Section 16-14-13, then west along said south section line to its intersection with the Bellevue city limits, then beginning in a northerly direction along the Bellevue city limits to its intersection with Harrison Street, then east on Harrison Street to the point of beginning.~~

west Bellevue city limits and Harrison Street, east along Harrison Street to 25th Street, south along 25th Street to Georgia Avenue, west along Georgia Avenue to Cedar Island Road, south along Cedar Island Road to Cornhusker Road, west along Cornhusker Road to the south Bellevue city limit, west along the south Bellevue city limit to the west Bellevue city limit, north along the west Bellevue city limit to the point of beginning.

Section 2. That Section 9-3 of the Bellevue Municipal Code as heretofore existing is hereby repealed in its entirety

Section 3. This Ordinance shall take effect and be in full force from and after its passage approval and publication in pamphlet form.

ADOPTED by the Mayor and City Council this ____ day of _____, 2019.

ATTEST:

Mayor, Rusty Hike

City Clerk

APPROVED AS TO FORM:

First Reading: _____
Second Reading: _____
Third Reading: _____

City Attorney

ORDINANCE NO. 3981

AN ORDINANCE TO AMEND SECTION 9-3 OF THE BELLEVUE MUNICIPAL CODE TO PROVIDE FOR REVISED CITY COUNCIL WARD BOUNDARIES; TO REPEAL SECTION 9-3 OF THE BELLEVUE MUNICIPAL CODE AS HERETOFORE EXISTING; TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; AND TO PROVIDE FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

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

Section I. That Section 9-3 of the Bellevue Municipal Code is hereby amended to read as follows:

There shall continue to exist within the city five wards for the election of members to the city council, each ward to continue to be represented by one member whose term shall commence and expire as previously established by the city. Pursuant to section 32-553 of the laws of the State of Nebraska, the boundaries for each ward are hereby revised as set forth in this chapter.

(1) Ward One.

- a. Ward 1 shall contain the part of the City of Bellevue beginning at the intersection of Lincoln Road and Jewell Avenue, east and north along Jewell Avenue to Jewell Road, east on Jewell Road to Bellevue Boulevard South, north on Bellevue Boulevard South to Forest Drive, north and east on Forest Drive to the east Bellevue city limit, south along the east Bellevue city limit to the south Bellevue city limit, west along the south Bellevue city limit to Lincoln Road, north on Lincoln Road to the point of beginning; and
- b. The part of the City of Bellevue to the south of Offutt Air Force Base and east of Fort Crook Road; and
- c. The part of the City of Bellevue beginning at the intersection of Capehart Road and 25th Street, east along Capehart Road to the north Bellevue city limit to Schilling Drive, east along Schilling Drive to the east Bellevue city limit, south along the east Bellevue city limit to the south Bellevue city limit, west along the south Bellevue city limit to 25th Street, north along 25th Street to the point of beginning; and
- d. Excluding tax lot 2A2 36-14-13.

(2) Ward Two.

- a. Ward 2 shall contain the part of the City of Bellevue at the intersection of US 75 and Cornhusker Road, east along Cornhusker Road to Harvell Drive, east along Harvell Drive to Chateau Drive, north and east along Chateau Drive to Casdo Drive, north and east along Cascio Drive to Kayleen Drive, north along Kayleen Drive to Gregg Road, east along Gregg Road to Lorraine Drive, south and east along Lorraine Drive to Lorraine Avenue, east along Lorraine Avenue to Bellevue Boulevard South, east, north, and south along Bellevue Boulevard South to Jewell Road, west along Jewell

Road to Jewell Avenue, south and west along Jewell Avenue to Lincoln Road, south along Lincoln Road to the south Bellevue city limit, west along the south Bellevue city limit to Fort Crook Road, south along Fort Crook Road to Schilling Drive, west along Schilling Drive to the west Bellevue city limit, north along the west Bellevue city limit to Harlan Drive, west along Harlan Drive to US 75, north along US 75 to the point of beginning; and

- b. The part of the City of Bellevue beginning at Maass Road and the west Bellevue city limit, north along the west Bellevue city limit to 36th Street, south along 36th Street to the north Bellevue city limit, east along the north Bellevue city limit to the east Bellevue city limit, south along the east Bellevue city limit to the south Bellevue city limit, west along the south Bellevue city limit to 36th Street, north along 36th Street to Hwy 370, west along Hwy 370 to 42nd Street, south along 42nd Street to Maass Road, west and south along Maass Road to the point of beginning.

(3) Ward Three.

- a. Ward 3 shall contain the part of the City of Bellevue beginning at the intersection of Maass Road and the west Bellevue city limit, north and east along Maass Road to 42nd Street, north along 42nd Street to Hwy 370, east along Hwy 370 to 36th Street, south along 36th Street to Capehart Road, east along Capehart Road to 25th Street, south along 25th Street to the south Bellevue city limit, west along the south Bellevue city limit to Schneekloth Road, west along Schneekloth Road to the west Bellevue city limit, north along the west Bellevue city limit to the south Bellevue city limit, west along the south Bellevue city limit to the east Bellevue city limit, south along the east Bellevue city limit to Schneekloth Road, west along Schneekloth Road to 36th Street, north along 36th Street to the south Bellevue city limit, west along the south Bellevue city limit to the west Bellevue city limit, north along the west Bellevue city limit to the north Bellevue city limit, east along the north Bellevue city limit to the west Bellevue city limit, north along the west Bellevue city limit to 36th Street to Capehart Road, west along Capehart Road to the south Bellevue city limit, west along the south Bellevue city limit to Maass Road, north along Maass Road to the point of beginning; and
- b. Excluding S1/2 SW1/4 4-13-13, tax lots 7B & 8 4-13-13, and tax lots 1 & 2B2 9-13-13.

(4) Ward Four.

Ward 4 shall contain the part of the City of Bellevue beginning at the intersection of Georgia Avenue and 25th Street, north along 25th Street to Harrison Street, east along Harrison Street to the east Bellevue city limit, south along the east Bellevue city limit to Forest Drive, south and west along Forest Drive to Bellevue Boulevard South, west and south along Bellevue Boulevard South to Lorraine Avenue, west along Lorraine Avenue to Lorraine Drive, north and west along Lorraine Drive to Gregg Road, west along Gregg Road to Kayleen Drive, south along Kayleen Drive to Cascio Drive, south and west along Cascio Drive to Harvell Drive, north and west along Harvell Drive to Cornhusker Road, north and west along Cornhusker Road to US 75, south along US 75 to the south Bellevue city limit, west along the south Bellevue city limit to the west Bellevue city limit, north along the west Bellevue city limit to Cornhusker

Road, west along Cornhusker Road to Cedar Island Road, north along Cedar Island Road to Georgia Avenue, east along Georgia Avenue to the point of beginning.

(5) Ward Five.

Ward 5 shall contain the part of the City of Bellevue beginning at the west Bellevue city limits and Harrison Street, east along Harrison Street to 25th Street, south along 25th Street to Georgia Avenue, west along Georgia Avenue to Cedar Island Road, south along Cedar Island Road to Cornhusker Road, west along Cornhusker Road to the south Bellevue city limit, west along the south Bellevue city limit to the west Bellevue city limit, north along the west Bellevue city limit to the point of beginning.

Section 2. That Section 9-3 of the Bellevue Municipal Code as heretofore existing is hereby repealed in its entirety

Section 3. This Ordinance shall take effect and be in full force from and after its passage approval and publication in pamphlet form.

ADOPTED by the Mayor and City Council this ____ day of _____, 2019.

ATTEST:

Mayor, Rusty Hike

City Clerk

APPROVED AS TO FORM:

First Reading: _____
Second Reading: _____
Third Reading: _____

City Attorney

CITY OF BELLEVUE, NEBRASKA
AGENDA ITEM COVER SHEET

13a.
12/3/19

| | | | |
|---|---|---|--|
| COUNCIL MEETING DATE: 12/03/2019 | | SUBMITTED BY: Tammi Palm, Planning Manager | |
| AGENDA ITEM: | CONSENT AGENDA <input type="checkbox"/> | 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 <input type="checkbox"/> | |

SUBJECT:

Request to amend Sections 5.22, 5.23, and 5.24, City of Bellevue Zoning Ordinance, regarding permitted uses.
Applicant: City of Bellevue.

SYNOPSIS/BACKGROUND:

The BN and BNH zoning districts were amended in November 2018 to include the language "General Office Uses" as a permitted use in these districts. Staff is requesting the BG, BGM, and BGH zoning districts be amended to include the same language; therefore, providing consistency in the zoning ordinance. Additionally, staff is recommending language in the BG and BGH zoning districts regarding printing jobs be updated. Staff is requesting the third reading of the ordinance be waived, and that the first and second readings be held on December 3, 2019.

FISCAL IMPACT: BUDGETED FUNDS?: GRANT/MATCHING FUNDS?:

TRACKING INFORMATION FOR CONTRACTS AND PROJECTS:

IS THIS A CONTRACT?: COUNTER-PARTY: INTERLOCAL AGREEMENT:

CONTRACT DESCRIPTION:

CONTRACT EFFECTIVE DATE: CONTRACT TERM: CONTRACT END DATE:

PROJECT NAME:

START DATE: END DATE: PAYMENT DATE: INSURANCE REQUIRED:

CIP PROJECT NAME: CIP PROJECT NUMBER:

STREET DISTRICT NAME (S): STREET DISTRICT NUMBER (S):

ACCOUNTING DISTRIBUTION CODE: ACCOUNT NUMBER:

RECOMMENDATION:

The Planning Department is recommending approval of the proposed amendment as presented. The Planning Commission is recommending approval of the proposed amendment as presented.

ATTACHMENTS:

| | | |
|--|--|---|
| 1. <input type="text" value="PC Action Report"/> | 2. <input type="text" value="Staff Memo"/> | 3. <input type="text" value="Ordinance"/> |
| 4. <input type="text"/> | 5. <input type="text"/> | 6. <input type="text"/> |

SIGNATURES:

LEGAL APPROVAL AS TO FORM:

FINANCE APPROVAL AS TO FORM:

ADMINISTRATOR APPROVAL AS TO FORM:





ORDINANCE NO. 3984

AN ORDINANCE TO AMEND SECTIONS 5.22, 5.23, AND 5.24, ORDINANCE NO. 3619, BELLEVUE ZONING ORDINANCE, RELATING TO PERMITTED USES IN THE BG GENERAL BUSINESS DISTRICT, BGM METROPOLITAN GENERAL BUSINESS DISTRICT, AND BGH HEAVY GENERAL BUSINESS DISTRICT; TO REPEAL SUCH SECTIONS AS HERETOFORE EXISTING; TO PROVIDE AN EFFECTIVE DATE OF THE ORDINANCE; AND TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF BELLEVUE, NEBRASKA:

Section 1. That Section 5.22 of Ordinance No. 3619 hereby amended to read as follows:

Section 5.22 BG General Business District

5.22.01 Intent. To provide for a wide range of retail and service establishments.

5.22.02 Permitted Uses:

1. Retail and service stores and offices of the following types ranging from small stores to small box retail, provided all activities and display goods are carried on within an enclosed building except that green plants and shrubs may be displayed in the open and further provided that all waste material be kept within a sight obscuring enclosure:
 - A. Animal hospital.
 - B. Animal specialty services.
 - C. Antique Store.
 - D. Apparel store, tailor shops, dressmaker.
 - E. Art gallery.
 - F. Automatic vending structures when located on that portion of a lot on which a principal building is permitted.
 - G. Automobile parts and supply store.
 - H. Automobile rental store.
 - I. Automotive (light) repair services.
 - J. Bakery, custom, selling all production at retail on the premises or as retail custom orders for delivery.
 - K. Bank, Savings and Loan Association.
 - L. Barber, beauty shops.
 - M. Bicycle sales and repair shops, but not including sales and repair of motor driven vehicles.
 - N. Book store.
 - O. Bowling alley, trampoline or rebound equipment center miniature golf, pool hall, dance hall, kiddy parks, skating rinks.
 - P. Candy, ice cream store including manufacture, if all production is sold at retail on the premises or as retail custom orders for delivery.
 - Q. Car wash.
 - R. Child care center.
 - S. Commercial parking lots.
 - T. Community Center (*Ord No. 3802, March 9, 2015*)
 - U. Convenient Store with limited fuel sales.
 - V. Dairy products sales.
 - W. Dancing studios and schools including group instruction, not including those classified under sexually oriented business.
 - X. Dental clinic.
 - Y. Drug or drug-variety store.
 - Z. Drive-in uses for permitted businesses shall be allowed, provided that any such establishment shall provide adequate off-street storage space for all cars of patrons; that there be a sturdy, close woven or solid fence on all but the front side; that no music or loud speaker system shall be installed that may be heard at neighboring residential properties and that no lighting shall shine on neighboring properties used for residential purposes.
 - AA. Dry cleaning and laundry establishments using only non-flammable solvents and not over 1,200 square feet in floor area. The scale of such operations is intended to serve the local residents and capacity shall be limited to the service of walk-in trade and a two delivery vehicle outside operation.
 - BB. Dry cleaning (self-service automatic) establishments of not more than 10 cleaning units.
 - CC. Dry cleaning pick-up station with custom pressing and repair, but not including cleaning and laundering on the premises, unless self-service laundry or dry cleaning as permitted herein.
 - DD. Dry goods store.

- EE. Exercise, Fitness, and Tanning Spa. (*Ord. No. 3911, September 10, 2018*)
 - FF. Feed and seed store.
 - GG. Florist shop.
 - HH. Frame shop.
 - II. Frozen food lockers for individual or family trade, but no slaughtering, killing, eviscerating, skinning, plucking or smoking on the premises.
 - JJ. Furniture and antique homes and stores including used furniture store.
 - KK. Furniture (specialty) shops.
 - LL. Garages for the storage of automobiles, but not including major repair, body and fender work or painting.
 - MM. Garden supply, commercial greenhouses, nursery stock sales yards.
 - NN. Gasoline stations.
 - OO. General office uses
 - PP. Gift and card shop.
 - QQ. Grocery, supermarket.
 - RR. Gunsmith.
 - SS. Hardware and appliance store and small tool rental when incidental to a hardware or other business.
 - TT. Hobby and craft store.
 - UU. Interior design firm.
 - VV. Jewelry store.
 - WW. Laundry (self-service automatic) of not more than 30 washing units.
 - XX. Laundry (self-service automatic) of not more than 50 washing units, provided two loading and unloading spaces are provided. (*Ord. No. 3899, February 12, 2018*)
 - YY. Liquor stores.
 - ZZ. Loan office.
 - AAA. Locksmith.
 - BBB. Machine sales and service (stationery and office).
 - CCC. Manufacturing and repair (extremely light, professional type) of such items as eyeglasses, custom jewelry, prosthetic devices and other similar services and manufacture.
 - DDD. Marine sales and services, but excluding the storage or salvage of boats.
 - EEE. Meat market, retail, but no killing, eviscerating, skinning, plucking or smoking of food products on the premises.
 - FFF. Medical clinics.
 - GGG. Micro breweries and brew pubs.
 - HHH. Music store, music studio.
 - III. News and tobacco store.
 - JJJ. Outlet retail store.
 - KKK. Paint, wallpaper, drapery and floor covering store.
 - LLL. Pawn shops.
 - MMM. Pet shop, provided that all facilities are fully enclosed.
 - NNN. Photographer, artist, photo finishing, and camera store.
 - OOO. Printing job, when mechanical operation is not visible from a street and employing not over 15 persons engaged in operating digital printing equipment, and may be incidental to other uses permitted hereunder.
 - PPP. Real estate sales office.
 - QQQ. Restaurant (Drive-in or fast food).
 - RRR. Restaurant (Entertainment).
 - SSS. Restaurant (General).
 - TTT. Restaurant (Limited).
 - UUU. Second hand stores.
 - VVV. Shoe repair shop.
 - WWW. Shoe store.
 - XXX. Social club and fraternal organizations, not including uses defined under sexually oriented business.
 - YYY. Tavern, cocktail lounge, club operated as a tavern or cocktail lounge.
 - ZZZ. Telephone answering service.
 - AAAA. Telephone exchange.
 - BBBB. Television, radio and small appliance repair.
 - CCCC. Toy and sporting goods store.
 - DDDD. Upholstery shops.
 - EEEE. Variety store.
2. Call center.
 3. Educational Institutions, Business, and Commercial Schools (post secondary) provided they meet the following conditions:
 - A. Lot Standards: All space limits as specified in the BG zone shall be met.
 - B. Site Plan: Each application shall provide a detailed site plan as required by the Planning Director.
 4. Governmental Services – administrative Facilities.
 5. Logistical center.
 6. Mortuaries, funeral homes and funeral chapels.
 7. Motel, Hotel.
 8. Public utility main transmission lines including substations, distribution centers, regulator stations, pumping stations, treatment facilities, storage, equipment buildings, garages, towers, or similar public service uses.

9. Radio and television stations, except transmission towers over 35 feet high.
10. Railroad through and spur tracks, but no sidings or other terminal type facilities and no service, repair or administrative facilities.
11. Recreational Facilities (Indoor and Outdoor), with the exception of golf courses.
12. Sexually Oriented Businesses, as established by the regulations set forth in Chapter 2.5, Sections 2.5-1 through 2.5-20 of the Bellevue Municipal Code.
13. Theater other than drive-in.
(*Ord. No. 3716, April 22, 2013*)

5.22.03 Conditional Uses:

1. Automobile sales (new and used automobiles).
2. Churches, synagogues, chapels, and similar places of religious worship and instruction of a quiet nature when located in a business building or on the same lot as a business building.
3. Communication Towers meeting the requirements as set forth in Section 8.05.
4. Governmental Services – Maintenance and Service Facilities.
5. Indoor Firing Range (*Ord. No. 3698, Feb. 11, 2013*)

5.22.04 Permitted Accessory Uses:

1. Accessory uses for commercial development shall include those normally appurtenant to such development, except as further specified herein.
2. Residential and small wind energy systems, subject to Section 8.09.

5.22.05 Space Limits:

1. Minimum lot area for business: None.
2. Minimum width of lot: None for business.
3. Maximum height of building: 75 feet, when abutting a commercial zone. 35 feet, when abutting a residential zone.
4. Minimum front yard: None for business.
5. Minimum rear yard: 10 feet
6. Minimum side yard: 5 feet when abutting any zone requiring a side yard.
7. Minimum side yard on street side of corner: None.
8. Maximum gross floor area ratio: 2.0.
9. Maximum ground coverage including accessory buildings, loading docks, incinerators and vending devices: 95 percent.

5.22.06 Miscellaneous Provisions:

1. Off-street parking and loading shall be provided for all uses established in this zone.
2. All parking and storage of vehicles, boats, campers and trailers shall be in conformance with Sections 8.01-8.03.
3. All signage shall be in conformance with Article 7.
4. All buildings shall conform to building design regulations in Section 8.11.
5. All landscaping shall conform with Article 9.

Section 2. That Section 5.23 of Ordinance No. 3619 hereby amended to read as follows:

Section 5.23 BGM Metropolitan General Business District

5.23.01 Intent. This zone is designed to provide a general business zone which will take into account the special characteristics of the Central Commercial Area.

5.23.02 Permitted Uses:

1. Retail and service stores and offices of the following types ranging from small stores to small box retail, provided all activities and display goods are carried on within an enclosed building except that green plants and shrubs may be displayed in the open and further provided that all waste material be kept within a sight obscuring enclosure:
 - A. Animal hospital.
 - B. Animal specialty services.
 - C. Antique Store.
 - D. Apparel store, tailor shops, dressmaker.
 - E. Art gallery.
 - F. Automatic vending structures when located on that portion of a lot on which a principal building is permitted.
 - G. Automobile parts and supply store.
 - H. Automobile rental store.
 - I. Automotive (light) repair services.
 - J. Bakery, custom, selling all production at retail on the premises or as retail custom orders for delivery.
 - J. Bank, Savings and Loan Association.
 - K. Barber, beauty shops.
 - L. Bicycle sales and repair shops, but not including sales and repair of motor driven vehicles.
 - M. Book store.
 - N. Bowling alley, trampoline or rebound equipment center miniature golf, pool hall, dance

- hall, kiddy parks, skating rinks.
- O. Candy, ice cream store including manufacture, if all production is sold at retail on the premises or as retail custom orders for delivery.
- P. Car wash.
- Q. Child care center.
- R. Commercial parking lots.
- S. Community Center (*Ord. 3802, March 9, 2015*)
- T. Convenient store with limited fuel sales.
- U. Dairy products sales.
- V. Dancing studios and schools including group instruction, not including those classified under sexually oriented business.
- W. Dental clinic.
- X. Drug or drug-variety store.
- Y. Drive-in uses for permitted businesses shall be allowed, provided that any such establishment shall provide adequate off-street storage space for all cars of patrons; that there be a sturdy, close woven or solid fence on all but the front side; that no music or loud speaker system shall be installed that may be heard at neighboring residential properties and that no lighting shall shine on neighboring properties used for residential purposes.
- Z. Dry cleaning and laundry establishments using only non-flammable solvents and not over 1,200 square feet in floor area. The scale of such operations is intended to serve the local residents and capacity shall be limited to the service of walk-in trade and a two delivery vehicle outside operation.
- AA. Dry cleaning (self-service automatic) establishments of not more than 10 cleaning units.
- BB. Dry cleaning pick-up station with custom pressing and repair, but not including cleaning and laundering on the premises, unless self-service laundry or dry cleaning as permitted herein.
- CC. Dry goods store.
- DD. Exercise, Fitness, and Tanning Spa. (*Ord. No. 3911, September 10, 2018*)
- EE. Feed and seed store.
- FF. Florist shop.
- GG. Frame shop.
- HH. Frozen food lockers for individual or family trade, but no slaughtering, killing, eviscerating, skinning, plucking or smoking on the premises.
- II. Furniture and antique homes and stores including used furniture store.
- JJ. Furniture (specialty) shops.
- KK. Garages for the storage of automobiles, but not including major repair, body and fender work or painting.
- LL. Garden supply, commercial greenhouses, nursery stock sales yards.
- MM. Gasoline stations.
- NN. General office uses.
- OO. Gift and card shop.
- PP. Grocery, supermarket.
- QQ. Gunsmith.
- RR. Hardware and appliance store and small tool rental when incidental to a hardware or other business.
- SS. Hobby and craft store.
- TT. Interior design firm.
- UU. Jewelry store.
- VV. Laundry (self-service automatic) of not more than 30 washing units.
- WW. Laundry (self-service automatic) of not more than 50 washing units, provided two loading and unloading spaces are provided. (*Ord. No. 3899, February 12, 2018*)
- XX. Liquor stores.
- YY. Loan office.
- ZZ. Locksmith.
- AAA. Machine sales and service (stationery and office)
- BBB. Manufacturing and repair (extremely light, professional type) of such items as eyeglasses, custom jewelry, prosthetic devices and other similar services and manufacture.
- CCC. Meat market, retail, but no killing, eviscerating, skinning, plucking or smoking of food products on the premises.
- DDD. Medical clinics.
- EEE. Micro breweries and brew pubs.
- FFF. Music store, music studio.
- GGG. News and tobacco store.
- HHH. Outlet retail store.
- III. Paint, wallpaper, drapery and floor covering store.
- JJJ. Pawn shops.
- KKK. Pet shop, provided that all facilities are fully enclosed.
- LLL. Photographer, artist, photo finishing, and camera store.
- MMM. Printing job, when mechanical operation is not visible from a street and employing not over 4 persons.
- NNN. Real estate sales office.
- OOO. Restaurant (Drive-in or fast food).
- PPP. Restaurant (Entertainment).
- QQQ. Restaurant (General).

- RRR. Restaurant (Limited).
 - SSS. Second hand stores.
 - TTT. Shoe repair shop.
 - UUU. Shoe store.
 - VVV. Social club and fraternal organizations, not including uses defined under sexually oriented business.
 - WWW. Tavern, cocktail lounge, club operated as a tavern or cocktail lounge.
 - XXX. Telephone answering service.
 - YYY. Telephone exchange.
 - ZZZ. Television, radio and small appliance repair.
 - AAAA. Toy and sporting goods store.
 - BBBB. Upholstery shops.
 - CCCC. Variety store.
2. Call center.
 3. Educational Institutions, Business, and Commercial Schools (post secondary) provided they meet the following conditions:
 - A. Lot Standards: All space limits as specified in the BG zone shall be met.
 - B. Site Plan: Each application shall provide a detailed site plan as required by the Planning Director.
 4. Governmental Services – administrative Facilities.
 5. Logistical center.
 6. Mortuaries, funeral homes and funeral chapels.
 7. Motel, Hotel.
 8. Public utility main transmission lines including substations, distribution centers, regulator stations, pumping stations, treatment facilities, storage, equipment buildings, garages, towers, or similar public service uses.
 9. Radio and television stations, except transmission towers over 35 feet high.
 10. Railroad through and spur tracks, but no sidings or other terminal type facilities and no service, repair or administrative facilities.
 11. Recreational Facilities (Indoor and Outdoor), with the exception of golf courses.
 12. Residential - Apartment houses, apartment hotels and mixed business and apartment buildings constructed to standards of the RG 8 Zone.
 13. Residential - Single family residences, when not in a business building or on the same zoning lot as a business building, and when in conformity with the space limits of the RG 50 Zone.
 14. Theater other than drive-in.
- (Ord. No. 3716, April 22, 2013)*

5.23.03 Conditional Uses:

1. Churches, synagogues, chapels, and similar places of religious worship and instruction of a quiet nature when located in a business building or on the same lot as a business building.
2. Communication Towers meeting the requirements as set forth in Section 8.05.

5.23.04 Permitted Accessory Uses:

1. Accessory uses for residential development shall include those listed under the RG 8 or RG 50 Zone depending upon principle use and shall be established and conducted in accordance with the regulations of that zone.
2. Accessory uses for commercial development shall include those normally appurtenant to such development, except as further specified herein.
3. Residential and small wind energy systems, subject to Section 8.09.

5.23.05 Space Limits:

1. Minimum lot area for business: None.
2. Minimum width of lot: None.
3. Maximum height of building: No restriction except by gross floor area ratio.
4. Minimum front yard: None.
5. Minimum rear yard: None.
6. Minimum side yard: None.
7. Minimum side yard on street side of corner: None.
8. Maximum gross floor area ratio: 12.0
9. Maximum ground coverage: 100 percent.

5.23.06 Miscellaneous Provisions:

1. Off-street loading shall be provided for all new buildings. Off-street parking may be provided by governmental or group action. It is not desired that each building supply parking space to meet its full demands on or adjacent to its site in that such an arrangement would tend to spread the BGM district over too large an area to make pedestrian communication and interchange convenient.
2. All signage shall be in conformance with Article 7.
3. All buildings shall conform to building design regulations in Section 8.11.
4. All landscaping shall conform with Article 9.
5. Only one building for living purposes shall be permitted on one zoning lot except as otherwise provided herein.

Section 3. That Section 5.24 of Ordinance No. 3619 hereby amended to read as follows:

Section 5.24 BGH Heavy General Business District

5.24.01 Intent. This zone is designed to provide for the widest range of retail and service establishments short of actual industrial operations.

5.24.02 Permitted Uses:

1. Retail and service stores and offices of the following types ranging from small stores to large box retail, provided all activities and display goods are carried on within an enclosed building except that green plants and shrubs may be displayed in the open and further provided that all waste material be kept within a sight obscuring enclosure:
 - A. Animal hospital.
 - B. Animal specialty services.
 - C. Antique Store.
 - D. Apparel store, tailor shops, dressmaker.
 - E. Art gallery.
 - F. Automatic vending structures when located on that portion of a lot on which a principal building is permitted.
 - G. Automobile parts and supply store.
 - H. Automobile rental store.
 - I. Automotive (light) repair services.
 - J. Bakery, custom, selling all production at retail on the premises or as retail custom orders for delivery.
 - K. Bank, Savings and Loan Association.
 - L. Barber, beauty shops.
 - M. Bicycle sales and repair shops, but not including sales and repair of motor driven vehicles.
 - N. Book store.
 - O. Bowling alley, trampoline or rebound equipment center miniature golf, pool hall, dance hall, kiddy parks, skating rinks.
 - P. Candy, ice cream store including manufacture, if all production is sold at retail on the premises or as retail custom orders for delivery.
 - Q. Car wash.
 - R. Child care center.
 - S. Commercial parking lots.
 - T. Convenient store with limited fuel sales.
 - U. Dairy products sales.
 - V. Dancing studios and schools including group instruction, not including those classified under sexually oriented business.
 - W. Dental clinic.
 - X. Drug or drug-variety store.
 - Y. Drive-in uses for permitted businesses shall be allowed, provided that any such establishment shall provide adequate off-street storage space for all cars of patrons; that there be a sturdy, close woven or solid fence on all but the front side; that no music or loud speaker system shall be installed that may be heard at neighboring residential properties and that no lighting shall shine on neighboring properties used for residential purposes.
 - Z. Dry cleaning and laundry establishments using only non-flammable solvents and not over 1,200 square feet in floor area. The scale of such operations is intended to serve the local residents and capacity shall be limited to the service of walk-in trade and a two delivery vehicle outside operation.
 - AA. Dry cleaning (self-service automatic) establishments of not more than 10 cleaning units.
 - BB. Dry cleaning pick-up station with custom pressing and repair, but not including cleaning and laundering on the premises, unless self-service laundry or dry cleaning as permitted herein.
 - CC. Dry goods store.
 - DD. Exercise, Fitness, and Tanning Spa. (*Ord. No. 3911, September 10, 2018*)
 - EE. Feed and seed store.
 - FF. Florist shop.
 - GG. Frame shop.
 - HH. Frozen food lockers for individual or family trade, but no slaughtering, killing, eviscerating, skinning, plucking or smoking on the premises.
 - II. Furniture and antique homes and stores including used furniture store.
 - JJ. Furniture (specialty) shops.
 - KK. Garages for the storage of automobiles, but not including major repair, body and fender work or painting.
 - LL. Garden supply, commercial greenhouses, nursery stock sales yards.
 - MM. Gasoline stations.
 - NN. General office uses.
 - OO. Gift and card shop.
 - PP. Grocery, supermarket.
 - QQ. Gunsmith.

- RR. Hardware and appliance store and small tool rental when incidental to a hardware or other business.
 - SS. Hobby and craft store.
 - TT. Interior design firm.
 - UU. Jewelry store.
 - VV. Laundry (self-service automatic) of not more than 30 washing units.
 - WW. Laundry (self-service automatic) of not more than 50 washing units, provided two loading and unloading spaces are provided. **(Ord. No. 3899, February 12, 2018)**
 - XX. Liquor stores.
 - YY. Loan office.
 - ZZ. Locksmith.
 - AAA. Machine sales and service (stationery and office)
 - BBB. Manufacturing and repair (extremely light, professional type) of such items as eyeglasses, custom jewelry, prosthetic devices and other similar services and manufacture.
 - CCC. Meat market, retail, but no killing, eviscerating, skinning, plucking or smoking of food products on the premises.
 - DDD. Medical clinics.
 - EEE. Micro breweries and brew pubs.
 - FFF. Music store, music studio.
 - GGG. News and tobacco store.
 - HHH. Outlet retail store.
 - III. Paint, wallpaper, drapery and floor covering store.
 - JJJ. Pawn shops.
 - KKK. Pet shop, provided that all facilities are fully enclosed.
 - LLL. Photographer, artist, photo finishing, and camera store.
 - MMM. Printing job, when mechanical operation is not visible from a street and employing not over 15 persons engaged in operating digital printing equipment, and may be incidental to other uses permitted hereunder.
 - NNN. Real estate sales office.
 - OOO. Restaurant (Drive-in or fast food).
 - PPP. Restaurant (Entertainment).
 - QQQ. Restaurant (General).
 - RRR. Restaurant (Limited).
 - SSS. Second hand stores.
 - TTT. Shoe repair shop.
 - UUU. Shoe store.
 - VVV. Social club and fraternal organizations, not including uses defined under sexually oriented business.
 - WWW. Tavern, cocktail lounge, club operated as a tavern or cocktail lounge.
 - XXX. Telephone answering service.
 - YYY. Telephone exchange.
 - ZZZ. Television, radio and small appliance repair.
 - AAAA. Toy and sporting goods store.
 - BBBB. Upholstery shops.
 - CCCC. Variety store.
- (Ord. No. 3716, April 22, 2013)**
2. Automobile sales – New and used automobile, truck, tractor, construction equipment, boat, trailer and farm machinery sales rooms and lots, but excluding the storage of vehicles, boats, trailers, or machinery not in operable condition or in the process of salvage, or the major parts thereof.
 3. Call center.
 4. Educational Institutions, Business, and Commercial Schools (post secondary) provided they meet the following conditions:
 - A. Lot Standards: All space limits as specified in the BG zone shall be met.
 - B. Site Plan: Each application shall provide a detailed site plan as required by the Planning Director.
 5. Governmental Services – Administrative Facilities.
 6. Governmental Services – Maintenance and Service Facilities.
 7. Logistical center.
 8. Mixed commercial – Combination display store, office, warehouse, and fabrication shop for electrical, plumbing, heating and refrigeration contractors, and automobile supply house with minor overhaul and machining of parts.
 9. Mortuaries, funeral homes and funeral chapels.
 10. Motel, Hotel.
 11. Public utility main transmission lines including substations, distribution centers, regulator stations, pumping stations, treatment facilities, storage, equipment buildings, garages, towers, or similar public service uses.
 12. Radio and television stations, except transmission towers over 35 feet high.
 13. Railroad through and spur tracks, but no sidings or other terminal type facilities and no service, repair or administrative facilities.
 14. Recreational Facilities (Indoor and Outdoor), with the exception of golf courses.
 15. Theater other than drive-in.
 16. Wholesale stores, but not establishments operated primarily as a warehouse. A wholesale store shall be distinguished from a warehouse if there is one square foot of office, sales and display space for each square foot of warehousing space, and the building is so arranged as to encourage walk-in trade.

5.24.03 Conditional Uses:

1. Churches, synagogues, chapels, and similar places of religious worship and instruction of a quiet nature when located in a business building or on the same lot as a business building.
2. Communication Towers meeting the requirements as set forth in Section 8.05.
3. Self-storage facilities, provided they meet the following restrictions:
 - A. Lot Standards: All space limits as specified in the BGH Zone shall be followed, however, the maximum height for any structure within the facility shall be twenty (20) feet.
 - B. Limitation of Activities: No activity other than the rental of storage space and the administration of the facility shall be permitted.
 - C. Access to Buildings: No storage building may be open into required side or rear yards, if the site directly abuts a residential zoning district. Individual storage bays shall not be interconnected by interior doors or other interior means which would provide fire access from one storage bay to another.
 - D. Storage Restrictions: all storage on the site must be within enclosed buildings, with the exception of automobiles, boats, and recreational vehicles in operable condition. The storage of hazardous materials on the site is prohibited.
 - E. Parking/Loading: Parking: Two parking spaces shall be provided at the rental office or 1.5 parking spaces per employee whichever is greater.
Loading: Loading docks shall be prohibited, all loading areas shall be at the same elevation as the floor elevation of the individual storage bay.
 - F. Drive Lanes: Minimum drive lane width shall be twenty four (24) feet.
 - G. Landscaping/Fencing: Landscaping shall be provided in accordance with the City of Bellevue's Landscape Ordinance. In addition, the perimeter of each facility shall be fully enclosed by fencing or screening walls, as approved by the Planning Director. All fencing shall be located on the interior side of the required bufferyards.
 - H. Site Plan: Each application for a self-storage facility shall provide a detailed site plan as required by the Planning Director. *(Ord. No. 3888, Dec. 11, 2017)*
4. Indoor Firing Range *(Ord. No. 3698, Feb. 11, 2013)*
5. Outdoor storage of automobiles, boats, and recreational vehicles in operable condition, provided the following conditions are met:
 - A. Landscaping/Fencing: Landscaping shall be provided in accordance with the City of Bellevue's Landscape Ordinance. In addition, the perimeter of each facility shall be fully enclosed by fencing or screening walls, as approved by the Planning Director. All fencing shall be located on the interior side of the required bufferyards.

5.24.04 Permitted Accessory Uses:

1. Accessory uses for commercial development shall include those normally appurtenant to such development, except as further specified herein.
2. Residential and small wind energy systems, subject to Section 8.09.

5.24.05 Space Limits:

1. Minimum lot area for business: None.
2. Minimum width of lot: None for business.
3. Maximum height of building: 55 feet.
4. Minimum front yard: None for business.
5. Minimum rear yard: None for business.
6. Minimum side yard: None for business.
7. Minimum side yard on street side of corner: None for business.
8. Maximum gross floor area ration: 6.0.
9. Maximum ground coverage: 100 percent for business or mixed business.

5.24.06 Miscellaneous Provisions:

1. Off-street parking and loading shall be provided for all uses established in this zone.
2. All parking and storage of vehicles, boats, campers and trailers shall be in conformance with Sections 8.01-8.03.
3. All signage shall be in conformance with Article 7.
4. All buildings shall conform to building design regulations in Section 8.11.
5. All landscaping shall conform with Article 9.

Section 4. That Sections 5.22, 5.23, and 5.24 of Ordinance No. 3619, Bellevue Zoning Ordinance, as heretofore existing are hereby repealed:

Section 5. That this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as required by law.

ADOPTEd by the Mayor and City Council this _____ day of _____, 2019.

APPROVED AS TO FORM:

City Attorney

ATTEST

City Clerk

Mayor

First Reading: _____

Second Reading: _____

Third Reading: _____

City of Bellevue

PLANNING COMMISSION RECOMMENDATION

APPLICANT: City of Bellevue

Case #: #156

CITY COUNCIL HEARING DATE: December 3, 2019

REQUEST: to amend Sections 5.22, 5.23 and 5.24 of the Bellevue Zoning Ordinance, regarding permitted uses in the BG, BGM and BGH zoning districts.

On November 21, 2019, the City of Bellevue Planning Commission voted eight yes, zero no, zero abstained and one absent:

APPROVAL of the amendment as presented.

VOTE:

| Yes: | Eight: | No: | Zero: | Abstain: | Zero: | Absent: | One: |
|------|-----------|-----|-------|----------|-------|---------|--------|
| | Casey | | | | | | Ackley |
| | Perrin | | | | | | |
| | Cain | | | | | | |
| | Aerni | | | | | | |
| | Jacobson | | | | | | |
| | Hankins | | | | | | |
| | Cutsforth | | | | | | |
| | Ritz | | | | | | |

Planning Commission Hearing (s) was held on: November 21, 2019



City of Bellevue

Office of the Planning Department

To: City Council
Mayor Hike
City Administrator Jim Ristow
From: Tammi Palm, Planning Manager
Date: November 26, 2019
Subject: Amendment to Sections 5.22, 5.23 and 5.24 regarding permitted uses

The BG, BGM, and BGH zoning districts allow for retail and service stores and offices. The intent of the BG and BGH zones is to provide for a wide range of commercial uses. The intent of the BGM zoning district is provide for a general business zone which takes into account the characteristics of the Olde Towne area.

These zoning districts have language which allows “general office buildings of one or more professional persons engaged in activities which generate a limited amount of contact with the general public, including offices for lawyers, accountants, architects, planners, engineers, and similar professions.” This same language used to be listed as a permitted use in the BN and BNH zoning districts, which are more restrictive than the BG, BGM, and BGH zoning districts. In November 2018, the City Council approved a text amendment for the BN and BNH zoning districts to state “General Office Uses.” As a result, staff is recommending the BG, BGM, and BGH zoning districts be amended to reflect that same change so as to provide consistency in the Zoning Ordinance.

Also, in looking at the permitted uses of the BG and BGH zoning districts, there is a use dealing with printing operations. The current language allows for “printing job, when mechanical operation is not visible from a street and employing not over 4 persons.” In the BG and BGH zoning districts where the widest range of commercial uses are allowed, staff would recommend the current language be amended to allow for no more than 15 people be employed in an operation such as this, as well as point out the use may be incidental to other permitted uses. The BGM zoning district also has the language allowing printing operations with no more than 4 people employed; however, staff would not recommend changing this language due to the character of the Olde Towne neighborhood.

As such, staff is recommending the following amendment to Sections 5.22, 5.23, and 5.24:

Section 5.22 BG General Business District

5.22.01 Intent. To provide for a wide range of retail and service establishments.

5.22.02 Permitted Uses:

1. Retail and service stores and offices of the following types ranging from small stores to small box retail, provided all activities and display goods are carried on within an enclosed building except that green plants and shrubs may be displayed in the open and further

provided that all waste material be kept within a sight obscuring enclosure:

- A. Animal hospital.
- B. Animal specialty services.
- C. Antique Store.
- D. Apparel store, tailor shops, dressmaker.
- E. Art gallery.
- F. Automatic vending structures when located on that portion of a lot on which a principal building is permitted.
- G. Automobile parts and supply store.
- H. Automobile rental store.
- I. Automotive (light) repair services.
- J. Bakery, custom, selling all production at retail on the premises or as retail custom orders for delivery.
- K. Bank, Savings and Loan Association.
- L. Barber, beauty shops.
- M. Bicycle sales and repair shops, but not including sales and repair of motor driven vehicles.
- N. Book store.
- O. Bowling alley, trampoline or rebound equipment center miniature golf, pool hall, dance hall, kiddy parks, skating rinks.
- P. Candy, ice cream store including manufacture, if all production is sold at retail on the premises or as retail custom orders for delivery.
- Q. Car wash.
- R. Child care center.
- S. Commercial parking lots.
- T. Community Center (*Ord No. 3802, March 9, 2015*)
- U. Convenient Store with limited fuel sales.
- V. Dairy products sales.
- W. Dancing studios and schools including group instruction, not including those classified under sexually oriented business.
- X. Dental clinic.
- Y. Drug or drug-variety store.
- Z. Drive-in uses for permitted businesses shall be allowed, provided that any such establishment shall provide adequate off-street storage space for all cars of patrons; that there be a sturdy, close woven or solid fence on all but the front side; that no music or loud speaker system shall be installed that may be heard at neighboring residential properties and that no lighting shall shine on neighboring properties used for residential purposes.
- AA. Dry cleaning and laundry establishments using only non-flammable solvents and not over 1,200 square feet in floor area. The scale of such operations is intended to serve the local residents and capacity shall be limited to the service of walk-in trade and a two delivery vehicle outside operation.
- BB. Dry cleaning (self-service automatic) establishments of not more than 10 cleaning units.
- CC. Dry cleaning pick-up station with custom pressing and repair, but not including cleaning and laundering on the premises, unless self-service laundry or dry cleaning as permitted herein.
- DD. Dry goods store.
- EE. Exercise, Fitness, and Tanning Spa. (*Ord. No. 3911, September 10, 2018*)
- FF. Feed and seed store.
- GG. Florist shop.

- HH. Frame shop.
- II. Frozen food lockers for individual or family trade, but no slaughtering, killing, eviscerating, skinning, plucking or smoking on the premises.
- JJ. Furniture and antique homes and stores including used furniture store.
- KK. Furniture (specialty) shops.
- LL. Garages for the storage of automobiles, but not including major repair, body and fender work or painting.
- MM. Garden supply, commercial greenhouses, nursery stock sales yards.
- NN. Gasoline stations.
- OO. General office uses
- PP. Gift and card shop.
- QQ. Grocery, supermarket.
- RR. Gunsmith.
- SS. Hardware and appliance store and small tool rental when incidental to a hardware or other business.
- TT. Hobby and craft store.
- UU. Interior design firm.
- VV. Jewelry store.
- WW. Laundry (self-service automatic) of not more than 30 washing units.
- XX. Laundry (self-service automatic) of not more than 50 washing units, provided two loading and unloading spaces are provided. (*Ord. No. 3899, February 12, 2018*)
- YY. Liquor stores.
- ZZ. Loan office.
- AAA. Locksmith.
- BBB. Machine sales and service (stationery and office).
- CCC. Manufacturing and repair (extremely light, professional type) of such items as eyeglasses, custom jewelry, prosthetic devices and other similar services and manufacture.
- DDD. Marine sales and services, but excluding the storage or salvage of boats.
- EEE. Meat market, retail, but no killing, eviscerating, skinning, plucking or smoking of food products on the premises.
- FFF. Medical clinics.
- GGG. Micro breweries and brew pubs.
- HHH. Music store, music studio.
- III. News and tobacco store.
- JJJ. Outlet retail store.
- KKK. Paint, wallpaper, drapery and floor covering store.
- LLL. Pawn shops.
- MMM. Pet shop, provided that all facilities are fully enclosed.
- NNN. Photographer, artist, photo finishing, and camera store.
- OOO. Printing job, when mechanical operation is not visible from a street and employing not over 15 persons engaged in operating digital printing equipment, and may be incidental to other uses permitted hereunder.
- PPP. Real estate sales office.
- QQQ. Restaurant (Drive-in or fast food).
- RRR. Restaurant (Entertainment).
- SSS. Restaurant (General).
- TTT. Restaurant (Limited).
- UUU. Second hand stores.
- VVV. Shoe repair shop.

- WWW. Shoe store.
 - XXX. Social club and fraternal organizations, not including uses defined under sexually oriented business.
 - YYY. Tavern, cocktail lounge, club operated as a tavern or cocktail lounge.
 - ZZZ. Telephone answering service.
 - AAAA. Telephone exchange.
 - BBBB. Television, radio and small appliance repair.
 - CCCC. Toy and sporting goods store.
 - DDDD. Upholstery shops.
 - EEEE. Variety store.
2. Call center.
 3. Educational Institutions, Business, and Commercial Schools (post secondary) provided they meet the following conditions:
 - A. Lot Standards: All space limits as specified in the BG zone shall be met.
 - B. Site Plan: Each application shall provide a detailed site plan as required by the Planning Director.
 4. Governmental Services – administrative Facilities.
 5. Logistical center.
 6. Mortuaries, funeral homes and funeral chapels.
 7. Motel, Hotel.
 8. Public utility main transmission lines including substations, distribution centers, regulator stations, pumping stations, treatment facilities, storage, equipment buildings, garages, towers, or similar public service uses.
 9. Radio and television stations, except transmission towers over 35 feet high.
 10. Railroad through and spur tracks, but no sidings or other terminal type facilities and no service, repair or administrative facilities.
 11. Recreational Facilities (Indoor and Outdoor), with the exception of golf courses.
 12. Sexually Oriented Businesses, as established by the regulations set forth in Chapter 2.5, Sections 2.5-1 through 2.5-20 of the Bellevue Municipal Code.
 13. Theater other than drive-in.
(Ord. No. 3716, April 22, 2013)

5.22.03 Conditional Uses:

1. Automobile sales (new and used automobiles).
2. Churches, synagogues, chapels, and similar places of religious worship and instruction of a quiet nature when located in a business building or on the same lot as a business building.
3. Communication Towers meeting the requirements as set forth in Section 8.05.
4. Governmental Services – Maintenance and Service Facilities.
5. Indoor Firing Range *(Ord. No. 3698, Feb. 11, 2013)*

5.22.04 Permitted Accessory Uses:

1. Accessory uses for commercial development shall include those normally appurtenant to such development, except as further specified herein.
2. Residential and small wind energy systems, subject to Section 8.09.

5.22.05 Space Limits:

1. Minimum lot area for business: None.
2. Minimum width of lot: None for business.
3. Maximum height of building: 75 feet, when abutting a commercial zone. 35 feet, when abutting a residential zone.
4. Minimum front yard: None for business.

5. Minimum rear yard: 10 feet
6. Minimum side yard: 5 feet when abutting any zone requiring a side yard.
7. Minimum side yard on street side of corner: None.
8. Maximum gross floor area ratio: 2.0.
9. Maximum ground coverage including accessory buildings, loading docks, incinerators and vending devices: 95 percent.

5.22.06 Miscellaneous Provisions:

1. Off-street parking and loading shall be provided for all uses established in this zone.
2. All parking and storage of vehicles, boats, campers and trailers shall be in conformance with Sections 8.01-8.03.
3. All signage shall be in conformance with Article 7.
4. All buildings shall conform to building design regulations in Section 8.11.
5. All landscaping shall conform with Article 9.

Section 5.23 BGM Metropolitan General Business District

5.23.01 Intent. This zone is designed to provide a general business zone which will take into account the special characteristics of the Central Commercial Area.

5.23.02 Permitted Uses:

1. Retail and service stores and offices of the following types ranging from small stores to small box retail, provided all activities and display goods are carried on within an enclosed building except that green plants and shrubs may be displayed in the open and further provided that all waste material be kept within a sight obscuring enclosure:
 - A. Animal hospital.
 - B. Animal specialty services.
 - C. Antique Store.
 - D. Apparel store, tailor shops, dressmaker.
 - E. Art gallery.
 - F. Automatic vending structures when located on that portion of a lot on which a principal building is permitted.
 - G. Automobile parts and supply store.
 - H. Automobile rental store.
 - I. Automotive (light) repair services.
 - J. Bakery, custom, selling all production at retail on the premises or as retail custom orders for delivery.
 - J. Bank, Savings and Loan Association.
 - K. Barber, beauty shops.
 - L. Bicycle sales and repair shops, but not including sales and repair of motor driven vehicles.
 - M. Book store.
 - N. Bowling alley, trampoline or rebound equipment center miniature golf, pool hall, dance hall, kiddy parks, skating rinks.
 - O. Candy, ice cream store including manufacture, if all production is sold at retail on the premises or as retail custom orders for delivery.
 - P. Car wash.
 - Q. Child care center.
 - R. Commercial parking lots.
 - S. Community Center (*Ord. 3802, March 9, 2015*)

- T. Convenient store with limited fuel sales.
- U. Dairy products sales.
- V. Dancing studios and schools including group instruction, not including those classified under sexually oriented business.
- W. Dental clinic.
- X. Drug or drug-variety store.
- Y. Drive-in uses for permitted businesses shall be allowed, provided that any such establishment shall provide adequate off-street storage space for all cars of patrons; that there be a sturdy, close woven or solid fence on all but the front side; that no music or loud speaker system shall be installed that may be heard at neighboring residential properties and that no lighting shall shine on neighboring properties used for residential purposes.
- Z. Dry cleaning and laundry establishments using only non-flammable solvents and not over 1,200 square feet in floor area. The scale of such operations is intended to serve the local residents and capacity shall be limited to the service of walk-in trade and a two delivery vehicle outside operation.
- AA. Dry cleaning (self-service automatic) establishments of not more than 10 cleaning units.
- BB. Dry cleaning pick-up station with custom pressing and repair, but not including cleaning and laundering on the premises, unless self-service laundry or dry cleaning as permitted herein.
- CC. Dry goods store.
- DD. Exercise, Fitness, and Tanning Spa. (*Ord. No. 3911, September 10, 2018*)
- EE. Feed and seed store.
- FF. Florist shop.
- GG. Frame shop.
- HH. Frozen food lockers for individual or family trade, but no slaughtering, killing, eviscerating, skinning, plucking or smoking on the premises.
- II. Furniture and antique homes and stores including used furniture store.
- JJ. Furniture (specialty) shops.
- KK. Garages for the storage of automobiles, but not including major repair, body and fender work or painting.
- LL. Garden supply, commercial greenhouses, nursery stock sales yards.
- MM. Gasoline stations.
- NN. General office uses.
- OO. Gift and card shop.
- PP. Grocery, supermarket.
- QQ. Gunsmith.
- RR. Hardware and appliance store and small tool rental when incidental to a hardware or other business.
- SS. Hobby and craft store.
- TT. Interior design firm.
- UU. Jewelry store.
- VV. Laundry (self-service automatic) of not more than 30 washing units.
- WW. Laundry (self-service automatic) of not more than 50 washing units, provided two loading and unloading spaces are provided. (*Ord. No. 3899, February 12, 2018*)
- XX. Liquor stores.
- YY. Loan office.
- ZZ. Locksmith.
- AAA. Machine sales and service (stationery and office)

- BBB. Manufacturing and repair (extremely light, professional type) of such items as eyeglasses, custom jewelry, prosthetic devices and other similar services and manufacture.
 - CCC. Meat market, retail, but no killing, eviscerating, skinning, plucking or smoking of food products on the premises.
 - DDD. Medical clinics.
 - EEE. Micro breweries and brew pubs.
 - FFF. Music store, music studio.
 - GGG. News and tobacco store.
 - HHH. Outlet retail store.
 - III. Paint, wallpaper, drapery and floor covering store.
 - JJJ. Pawn shops.
 - KKK. Pet shop, provided that all facilities are fully enclosed.
 - LLL. Photographer, artist, photo finishing, and camera store.
 - MMM. Printing job, when mechanical operation is not visible from a street and employing not over 4 persons.
 - NNN. Real estate sales office.
 - OOO. Restaurant (Drive-in or fast food).
 - PPP. Restaurant (Entertainment).
 - QQQ. Restaurant (General).
 - RRR. Restaurant (Limited).
 - SSS. Second hand stores.
 - TTT. Shoe repair shop.
 - UUU. Shoe store.
 - VVV. Social club and fraternal organizations, not including uses defined under sexually oriented business.
 - WWW. Tavern, cocktail lounge, club operated as a tavern or cocktail lounge.
 - XXX. Telephone answering service.
 - YYY. Telephone exchange.
 - ZZZ. Television, radio and small appliance repair.
 - AAAA. Toy and sporting goods store.
 - BBBB. Upholstery shops.
 - CCCC. Variety store.
2. Call center.
 3. Educational Institutions, Business, and Commercial Schools (post secondary) provided they meet the following conditions:
 - A. Lot Standards: All space limits as specified in the BG zone shall be met.
 - B. Site Plan: Each application shall provide a detailed site plan as required by the Planning Director.
 4. Governmental Services – administrative Facilities.
 5. Logistical center.
 6. Mortuaries, funeral homes and funeral chapels.
 7. Motel, Hotel.
 8. Public utility main transmission lines including substations, distribution centers, regulator stations, pumping stations, treatment facilities, storage, equipment buildings, garages, towers, or similar public service uses.
 9. Radio and television stations, except transmission towers over 35 feet high.
 10. Railroad through and spur tracks, but no sidings or other terminal type facilities and no service, repair or administrative facilities.
 11. Recreational Facilities (Indoor and Outdoor), with the exception of golf courses.
 12. Residential - Apartment houses, apartment hotels and mixed business and apartment

- buildings constructed to standards of the RG 8 Zone.
13. Residential - Single family residences, when not in a business building or on the same zoning lot as a business building, and when in conformity with the space limits of the RG 50 Zone.
 14. Theater other than drive-in.
(Ord. No. 3716, April 22, 2013)

5.23.03 Conditional Uses:

1. Churches, synagogues, chapels, and similar places of religious worship and instruction of a quiet nature when located in a business building or on the same lot as a business building.
2. Communication Towers meeting the requirements as set forth in Section 8.05.

5.23.04 Permitted Accessory Uses:

1. Accessory uses for residential development shall include those listed under the RG 8 or RG 50 Zone depending upon principle use and shall be established and conducted in accordance with the regulations of that zone.
2. Accessory uses for commercial development shall include those normally appurtenant to such development, except as further specified herein.
3. Residential and small wind energy systems, subject to Section 8.09.

5.23.05 Space Limits:

1. Minimum lot area for business: None.
2. Minimum width of lot: None.
3. Maximum height of building: No restriction except by gross floor area ratio.
4. Minimum front yard: None.
5. Minimum rear yard: None.
6. Minimum side yard: None.
7. Minimum side yard on street side of corner: None.
8. Maximum gross floor area ratio: 12.0
9. Maximum ground coverage: 100 percent.

5.23.06 Miscellaneous Provisions:

1. Off-street loading shall be provided for all new buildings. Off-street parking may be provided by governmental or group action. It is not desired that each building supply parking space to meet its full demands on or adjacent to its site in that such an arrangement would tend to spread the BGM district over too large an area to make pedestrian communication and interchange convenient.
2. All signage shall be in conformance with Article 7.
3. All buildings shall conform to building design regulations in Section 8.11.
4. All landscaping shall conform with Article 9.
5. Only one building for living purposes shall be permitted on one zoning lot except as otherwise provided herein.

Section 5.24 BGH Heavy General Business District

5.24.01 Intent. This zone is designed to provide for the widest range of retail and service establishments short of actual industrial operations.

5.24.02 Permitted Uses:

1. Retail and service stores and offices of the following types ranging from small stores to

large box retail, provided all activities and display goods are carried on within an enclosed building except that green plants and shrubs may be displayed in the open and further provided that all waste material be kept within a sight obscuring enclosure:

- A. Animal hospital.
- B. Animal specialty services.
- C. Antique Store.
- D. Apparel store, tailor shops, dressmaker.
- E. Art gallery.
- F. Automatic vending structures when located on that portion of a lot on which a principal building is permitted.
- G. Automobile parts and supply store.
- H. Automobile rental store.
- I. Automotive (light) repair services.
- J. Bakery, custom, selling all production at retail on the premises or as retail custom orders for delivery.
- K. Bank, Savings and Loan Association.
- L. Barber, beauty shops.
- M. Bicycle sales and repair shops, but not including sales and repair of motor driven vehicles.
- N. Book store.
- O. Bowling alley, trampoline or rebound equipment center miniature golf, pool hall, dance hall, kiddy parks, skating rinks.
- P. Candy, ice cream store including manufacture, if all production is sold at retail on the premises or as retail custom orders for delivery.
- Q. Car wash.
- R. Child care center.
- S. Commercial parking lots.
- T. Convenient store with limited fuel sales.
- U. Dairy products sales.
- V. Dancing studios and schools including group instruction, not including those classified under sexually oriented business.
- W. Dental clinic.
- X. Drug or drug-variety store.
- Y. Drive-in uses for permitted businesses shall be allowed, provided that any such establishment shall provide adequate off-street storage space for all cars of patrons; that there be a sturdy, close woven or solid fence on all but the front side; that no music or loud speaker system shall be installed that may be heard at neighboring residential properties and that no lighting shall shine on neighboring properties used for residential purposes.
- Z. Dry cleaning and laundry establishments using only non-flammable solvents and not over 1,200 square feet in floor area. The scale of such operations is intended to serve the local residents and capacity shall be limited to the service of walk-in trade and a two delivery vehicle outside operation.
- AA. Dry cleaning (self-service automatic) establishments of not more than 10 cleaning units.
- BB. Dry cleaning pick-up station with custom pressing and repair, but not including cleaning and laundering on the premises, unless self-service laundry or dry cleaning as permitted herein.
- CC. Dry goods store.
- DD. Exercise, Fitness, and Tanning Spa. (*Ord. No. 3911, September 10, 2018*)
- EE. Feed and seed store.

- FF. Florist shop.
- GG. Frame shop.
- HH. Frozen food lockers for individual or family trade, but no slaughtering, killing, eviscerating, skinning, plucking or smoking on the premises.
- II. Furniture and antique homes and stores including used furniture store.
- JJ. Furniture (specialty) shops.
- KK. Garages for the storage of automobiles, but not including major repair, body and fender work or painting.
- LL. Garden supply, commercial greenhouses, nursery stock sales yards.
- MM. Gasoline stations.
- NN. General office uses.
- OO. Gift and card shop.
- PP. Grocery, supermarket.
- QQ. Gunsmith.
- RR. Hardware and appliance store and small tool rental when incidental to a hardware or other business.
- SS. Hobby and craft store.
- TT. Interior design firm.
- UU. Jewelry store.
- VV. Laundry (self-service automatic) of not more than 30 washing units.
- WW. Laundry (self-service automatic) of not more than 50 washing units, provided two loading and unloading spaces are provided. (*Ord. No. 3899, February 12, 2018*)
- XX. Liquor stores.
- YY. Loan office.
- ZZ. Locksmith.
- AAA. Machine sales and service (stationery and office)
- BBB. Manufacturing and repair (extremely light, professional type) of such items as eyeglasses, custom jewelry, prosthetic devices and other similar services and manufacture.
- CCC. Meat market, retail, but no killing, eviscerating, skinning, plucking or smoking of food products on the premises.
- DDD. Medical clinics.
- EEE. Micro breweries and brew pubs.
- FFF. Music store, music studio.
- GGG. News and tobacco store.
- HHH. Outlet retail store.
- III. Paint, wallpaper, drapery and floor covering store.
- JJJ. Pawn shops.
- KKK. Pet shop, provided that all facilities are fully enclosed.
- LLL. Photographer, artist, photo finishing, and camera store.
- MMM. Printing job, when mechanical operation is not visible from a street and employing not over 15 persons engaged in operating digital printing equipment, and may be incidental to other uses permitted hereunder.
- NNN. Real estate sales office.
- OOO. Restaurant (Drive-in or fast food).
- PPP. Restaurant (Entertainment).
- QQQ. Restaurant (General).
- RRR. Restaurant (Limited).
- SSS. Second hand stores.
- TTT. Shoe repair shop.

UUU. Shoe store.
 VVV. Social club and fraternal organizations, not including uses defined under sexually oriented business.
 WWW. Tavern, cocktail lounge, club operated as a tavern or cocktail lounge.
 XXX. Telephone answering service.
 YYY. Telephone exchange.
 ZZZ. Television, radio and small appliance repair.
 AAAA. Toy and sporting goods store.
 BBBB. Upholstery shops.
 CCCC. Variety store.

(Ord. No. 3716, April 22, 2013)

2. Automobile sales – New and used automobile, truck, tractor, construction equipment, boat, trailer and farm machinery sales rooms and lots, but excluding the storage of vehicles, boats, trailers, or machinery not in operable condition or in the process of salvage, or the major parts thereof.
3. Call center.
4. Educational Institutions, Business, and Commercial Schools (post secondary) provided they meet the following conditions:
 - A. Lot Standards: All space limits as specified in the BG zone shall be met.
 - B. Site Plan: Each application shall provide a detailed site plan as required by the Planning Director.
5. Governmental Services – Administrative Facilities.
6. Governmental Services – Maintenance and Service Facilities.
7. Logistical center.
8. Mixed commercial – Combination display store, office, warehouse, and fabrication shop for electrical, plumbing, heating and refrigeration contractors, and automobile supply house with minor overhaul and machining of parts.
9. Mortuaries, funeral homes and funeral chapels.
10. Motel, Hotel.
11. Public utility main transmission lines including substations, distribution centers, regulator stations, pumping stations, treatment facilities, storage, equipment buildings, garages, towers, or similar public service uses.
12. Radio and television stations, except transmission towers over 35 feet high.
13. Railroad through and spur tracks, but no sidings or other terminal type facilities and no service, repair or administrative facilities.
14. Recreational Facilities (Indoor and Outdoor), with the exception of golf courses.
15. Theater other than drive-in.
16. Wholesale stores, but not establishments operated primarily as a warehouse. A wholesale store shall be distinguished from a warehouse if there is one square foot of office, sales and display space for each square foot of warehousing space, and the building is so arranged as to encourage walk-in trade.

5.24.03 Conditional Uses:

1. Churches, synagogues, chapels, and similar places of religious worship and instruction of a quiet nature when located in a business building or on the same lot as a business building.
2. Communication Towers meeting the requirements as set forth in Section 8.05.
3. Self-storage facilities, provided they meet the following restrictions:
 - A. Lot Standards: All space limits as specified in the BGH Zone shall be followed, however, the maximum height for any structure within the facility shall be twenty (20) feet.

- B. Limitation of Activities: No activity other than the rental of storage space and the administration of the facility shall be permitted.
- C. Access to Buildings: No storage building may be open into required side or rear yards, if the site directly abuts a residential zoning district. Individual storage bays shall not be interconnected by interior doors or other interior means which would provide fire access from one storage bay to another.
- D. Storage Restrictions: all storage on the site must be within enclosed buildings, with the exception of automobiles, boats, and recreational vehicles in operable condition. The storage of hazardous materials on the site is prohibited.
- E. Parking/Loading: Parking: Two parking spaces shall be provided at the rental office or 1.5 parking spaces per employee whichever is greater.
Loading: Loading docks shall be prohibited, all loading areas shall be at the same elevation as the floor elevation of the individual storage bay.
- F. Drive Lanes: Minimum drive lane width shall be twenty four (24) feet.
- G. Landscaping/Fencing: Landscaping shall be provided in accordance with the City of Bellevue's Landscape Ordinance. In addition, the perimeter of each facility shall be fully enclosed by fencing or screening walls, as approved by the Planning Director. All fencing shall be located on the interior side of the required bufferyards.
- H. Site Plan: Each application for a self-storage facility shall provide a detailed site plan as required by the Planning Director. *(Ord. No. 3888, Dec. 11, 2017)*
- 4. Indoor Firing Range *(Ord. No. 3698, Feb. 11, 2013)*
- 5. Outdoor storage of automobiles, boats, and recreational vehicles in operable condition, provided the following conditions are met:
 - A. Landscaping/Fencing: Landscaping shall be provided in accordance with the City of Bellevue's Landscape Ordinance. In addition, the perimeter of each facility shall be fully enclosed by fencing or screening walls, as approved by the Planning Director. All fencing shall be located on the interior side of the required bufferyards.

5.24.04 Permitted Accessory Uses:

- 1. Accessory uses for commercial development shall include those normally appurtenant to such development, except as further specified herein.
- 2. Residential and small wind energy systems, subject to Section 8.09.

5.24.05 Space Limits:

- 1. Minimum lot area for business: None.
- 2. Minimum width of lot: None for business.
- 3. Maximum height of building: 55 feet.
- 4. Minimum front yard: None for business.
- 5. Minimum rear yard: None for business.
- 6. Minimum side yard: None for business.
- 7. Minimum side yard on street side of corner: None for business.
- 8. Maximum gross floor area ratio: 6.0.
- 9. Maximum ground coverage: 100 percent for business or mixed business.

5.24.06 Miscellaneous Provisions:

- 1. Off-street parking and loading shall be provided for all uses established in this zone.
- 2. All parking and storage of vehicles, boats, campers and trailers shall be in conformance with Sections 8.01-8.03.
- 3. All signage shall be in conformance with Article 7.

4. All buildings shall conform to building design regulations in Section 8.11.
5. All landscaping shall conform with Article 9.

PLANNING DEPARTMENT RECOMMENDATION:

APPROVAL of the proposed amendment as presented.

PLANNING COMMISSION RECOMMENDATION:

APPROVAL of the proposed amendment as presented.

CITY OF BELLEVUE, NEBRASKA
AGENDA ITEM COVER SHEET

| | | | | |
|---|---|--|---|--|
| COUNCIL MEETING DATE: 12/03/2019 | | SUBMITTED BY: Susan Kluthe, City Clerk | | |
| AGENDA ITEM: | | CONSENT AGENDA <input type="checkbox"/> | 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 <input type="checkbox"/> | | |

SUBJECT:

Public Hearing on the request of a Privately-Operated Farmers Market at Washington Park

SYNOPSIS/BACKGROUND:

Event Application for an Event License shall have a public hearing before the City Council. In accordance to the ordinance, Mrs. Carol Blood has submitted an application for a privately-operated farmers market at Washington Park to be held on Saturday mornings, 5/23/2020 to 9/26/2020 (with the exception of 8/1/2020 due to Arrows to Aerospace) from 6:30 AM to 12:00 PM (actual hours of operation of market will be 8:00 AM to 12:00 PM).

FISCAL IMPACT: BUDGETED FUNDS?: GRANT/MATCHING FUNDS?:

TRACKING INFORMATION FOR CONTRACTS AND PROJECTS:

IS THIS A CONTRACT?: COUNTER-PARTY: INTERLOCAL AGREEMENT:

CONTRACT DESCRIPTION:

CONTRACT EFFECTIVE DATE: CONTRACT TERM: CONTRACT END DATE:

PROJECT NAME:

START DATE: END DATE: PAYMENT DATE: INSURANCE REQUIRED:

CIP PROJECT NAME: CIP PROJECT NAME:

STREET DISTRICT NAME (S): STREET DISTRICT NUMBER (S):

ACCOUNTING DISTRIBUTION CODE: ACCOUNT NUMBER:

RECOMMENDATION:

Approve request of application for a privately-operated farmers market at Washington Park to be held on Saturday mornings, 5/23/2020 to 9/26/2020 (with the exception of 8/1/2020 due to Arrows to Aerospace) from 6:30 AM to 12:00 PM (actual hours of operation of market will be 8:00 AM to 12:00 PM).

ATTACHMENTS:

- | | | |
|--|---|-------------------------|
| 1. App. for Privately-Owned Farmers Market | 2. Comments from Police, Parks, & Streets | 3. Ord #3863 |
| 4. Res. 2019-18: Master Fee Schedule | 5. <input type="text"/> | 6. <input type="text"/> |

SIGNATURES:

LEGAL APPROVAL AS TO FORM:

FINANCE APPROVAL AS TO FORM:

ADMINISTRATOR APPROVAL AS TO FORM:





City of Bellevue
Office of the City Clerk
1500 Wall Street • Bellevue, Nebraska 68005
(402) 293-3007

APPLICATION FOR A PRIVATELY-OPERATED FARMERS MARKET ON CITY-OWNED PROPERTY

The undersigned hereby makes application to privately conduct or operate a Farmers Market on City-owned property, and hereby submits the following facts in support thereof:

Date of Application: November 22, 2019

APPLICANT (Name/Address/Phone #: Carol Blood/2812 Jack Pine St. Bellevue, NE 68123/402-517-1446

CORPORATION (Name/Address – if applicable): NA

DATES OF PROPOSED ACTIVITY: Saturday, May 23rd 2020 to Saturday, September 26th, 2020. No Market on Saturday, August 17th due to Arrows to Aerospace

LOCATION OF PROPOSED ACTIVITY: Washington Park located at 20th Ave & Franklin

HOURS OF OPERATION: Set up 6:30 to 7:30 am. Hours of operation 8 am to Noon.

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

1. Sanitary Facilities: Restrooms in Park for residents and vendors per State Health Dept.
2. Running Water: Use of Water Pump in Park
3. Power: Use of electric outlets in gazebo and park. Some vendors utilize generators.
4. Parking: Around park and residential street area

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: Carol Blood via email

FOR CITY OFFICE USE ONLY:

City Council Meeting on: _____

NOTE: Police Dept. and Parks Dept. make recommendations on reverse side.



Susan Kluthe

From: Bobby Riggs
Sent: Monday, November 25, 2019 10:34 AM
To: Susan Kluthe
Subject: RE: 2020 Farmer's Market Application

Street Dept - no conflicts with the proposal or any additional comments.

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: Monday, November 25, 2019 9:12 AM
To: Bobby Riggs; Jim Ristow; Mark Blackburn; Dave Stukenholtz; Larry Lampman
Subject: 2020 Farmer's Market Application

Here is the application for the 2020 Farmer's Market. Please review and make comments. I am putting item on the December 3rd Council Agenda. Please respond as soon as you can. Let me know if you have any questions.

Thank you!
Susan

Susan Kluthe

From: Dave Stukenholtz
Sent: Monday, November 25, 2019 9:41 AM
To: Susan Kluthe; Larry Lampman
Subject: RE: 2020 Farmer's Market Application

No objection. This event has been held for several years with no issues from the Police Department.

From: Susan Kluthe
Sent: Monday, November 25, 2019 9:12 AM
To: Bobby Riggs <Bobby.Riggs@bellevue.net>; Jim Ristow <jim.ristow@bellevue.net>; Mark Blackburn <Mark.Blackburn@bellevue.net>; Dave Stukenholtz <Dave.Stukenholtz@bellevue.net>; Larry Lampman <Larry.Lampman@bellevue.net>
Subject: 2020 Farmer's Market Application

Here is the application for the 2020 Farmer's Market. Please review and make comments. I am putting item on the December 3rd Council Agenda. Please respond as soon as you can. Let me know if you have any questions.

Thank you!
Susan

ORDINANCE RECORD

ORDINANCE NO. 3863

AN ORDINANCE TO AMEND CHAPTER IV OF SECTION 23 OF THE BELLEVUE MUNICIPAL CODE PERTAINING TO THE LICENSING AND REGULATION OF FARMERS' MARKETS IN THE CITY OF BELLEVUE; AND TO PROVIDE FOR AN EFFECTIVE DATE OF THIS ORDINANCE.

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

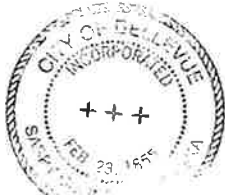
Section 1. That new Section 23-60 of the Bellevue Municipal Code is hereby created to read as follows:

Sec. 23-60. Privately operated Farmers' Market held on City property. A Farmers' Market may be operated privately on City property by an individual or organization upon application, hearing and payment of the appropriate fee for a license following the procedures outlined in Sections 5-36 through 5-40 of this Code. A one-time seasonal fee as stated in the Master Fee Schedule shall be paid by the applicant for a Farmers' Market license issued under this section. Code Sections 23-53 through 23-59 shall not apply to a privately operated Farmers' Market license issued under this section.

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

ADOPTED by the Mayor and City Council this 28th day of November, 2016.

ATTEST:



Sabrina Chumack
City Clerk

[Signature]
Mayor

First Reading 11-28-16

Second Reading |

Third Reading |

APPROVED AS TO FORM:

[Signature]
City Attorney

41001

RESOLUTION NO. 2019-18

WHEREAS, the Bellevue City Council passed and adopted the code of the City of Bellevue, Section 11-120 of Article VII, which provides for a Master Fee Schedule for various permits, fees and taxes to be collected by the City of Bellevue, and

WHEREAS, the code of the City of Bellevue, Section 11-120 of Article VII, provides that the Master Fee Schedule may be established and amended by resolution of the Bellevue City Council, and

WHEREAS, the Bellevue City Council has determined that the Master Fee Schedule established by Resolution 2009-04, passed March 9, 2009, shall be amended from time to time to fix various fees and taxes for goods and services provided by the City,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Bellevue that Resolution 2009-04 establishing the Master Fee Schedule, and last amended by Resolution No. 2018-22 passed August 27, 2018, is amended as follows:

MASTER FEE SCHEDULE

BUILDING & USE FEES

Arterial Street Improvement Program (“ASIP”) fees:

1. For all new agricultural construction, including single family dwellings and buildings for uses permitted in the Agricultural District, a fee of \$1,500.00 shall be charged at the time the building permit is issued.
2. For all new residential construction, including single family dwellings, town homes (per living unit), and duplexes (per living unit), a fee of \$1,500.00 shall be charged at the time the building permit is issued.
3. For new mobile home pads, a fee in the amount of \$1,000.00 per unit shall be charged when the site is permitted.
4. For new multi-family residential construction, a fee in the amount of \$5,000.00 per development acre shall be charged when the building permit is issued.
5. For new civic, office and commercial use type construction, as defined in the City of Bellevue’s Zoning Code, a fee in the amount of \$5,000.00 per development acre (as such term is defined in Bellevue City Code Section 28-179) shall be charged when the building permit is issued.
6. For new industrial construction, a fee in the amount of \$1,000.00 per development acre shall be charged when the building permit is issued.

Building Permit

Building, Plumbing, Mechanical,
Electrical and Grading

1997 Uniform Administrative Code
fees as amended

| | |
|--|---|
| Penalty Fee | 4x regular permit fee |
| Refund Policy | Up to 80% in accordance with Section 304.6 of the 1997 Uniform Administrative Code; NO refund will be given after 180 days. |
| Pre-connect deposit fees | \$500 |
| Penalty Fee 2 nd revocation | \$1,500 |
| Penalty Fee 3 rd revocation | \$5,000 |

Papio Creek and South Sarpy Watershed Partnership Fees

(Effective July 1, 2019 – June 30, 2020)

| | |
|---|-------------------------|
| Residential – up to a four-plex | \$931 per dwelling unit |
| Multi-family – greater than a four-plex | \$4,095 per gross acre |
| Commercial, Industrial, and Institutional | \$4,963 per gross acre |

(Effective July 1, 2020 – June 30, 2021)

| | |
|---|-------------------------|
| Residential – up to a four-plex | \$954 per dwelling unit |
| Multi-family – greater than a four-plex | \$4,197 per gross acre |
| Commercial, Industrial, and Institutional | \$5,087 per gross acre |

(Effective July 1, 2021 – June 30, 2022)

| | |
|---|-------------------------|
| Residential – up to a four-plex | \$978 per dwelling unit |
| Multi-family – greater than a four-plex | \$4,302 per gross acre |
| Commercial, Industrial, and Institutional | \$5,214 per gross acre |

(Effective July 1, 2022 – June 30, 2023)

| | |
|---|---------------------------|
| Residential – up to a four-plex | \$1,002 per dwelling unit |
| Multi-family – greater than a four-plex | \$4,410 per gross acre |
| Commercial, Industrial, and Institutional | \$5,345 per gross acre |

(Effective July 1, 2023 – June 30, 2024)

| | |
|---|---------------------------|
| Residential – up to a four-plex | \$1,027 per dwelling unit |
| Multi-family – greater than a four-plex | \$4,520 per gross acre |
| Commercial, Industrial, and Institutional | \$5,478 per gross acre |

These fees shall apply to the issuance of building permits for new development and significant redevelopment of property in the Papio Creek and South Sarpy Watersheds, as provided for in the Papio Creek Watershed Partnership Agreement and the South Sarpy Watershed Partnership Agreement. Developing subdivisions in the South Sarpy Watershed-platted prior to December 1, 2016 shall be exempt from the collection of Watershed Fees.

| | |
|------------------------------------|----------------------------|
| Plan Review Fee (New Construction) | |
| Commercial | 25% of building permit fee |

| | |
|--|---|
| Demolition of Building Permit (\$25,000 bond for each) | |
| Residential accessory structures less than 1200 square feet | \$40 |
| One and two family dwellings | Determined by total cost of contract as calculated from Table 3-A of the 1997 Uniform Administrative Code |
| Non-residential structures | Determined by 40% of Sarpy County assessed value and calculated from Table 3-A of 1997 Uniform Administrative Code |
| Building Moving Permit (120 sq. ft. or greater) | \$25 |
| Sheds | Shed based on the 1997 Uniform Administrative Code fees as amended by ordinance. |

FIRE ALARM/FIRE EXTINGUISHING SYSTEMS FEES

| | |
|-------------------------------|--------------|
| Smoke Detectors (low voltage) | \$1.10 each |
| Pull Stations | \$1.10 each |
| Heat Detectors | \$1.10 each |
| Water Flow Switches | \$1.10 each |
| Tamper Switches | \$1.10 each |
| Panel/Circuit Connections | \$4.75 each |
| Remote Annunciators | \$1.10 each |
| Range Hood Fire Extinguishing | \$10.65 each |
| Issuance Fee | \$23.50 each |
| Issuing each Supplemental | \$7.25 each |

CITY LICENSE - PLUMBING; MECHANICAL; SEWER; CONTRACTOR

License Fees

| | |
|---|---------------------------|
| Mechanical Master/Master Plumber/ Sewer Layer | \$75 initial/\$75 renewal |
| Journeyman Plumber/Mechanical Journeyman/ Sheet Metal Journeyman/Mechanical Apprentice | \$25 initial/\$25 renewal |
| Lawn Sprinkler Contractor/Lawn Sprinkler Installer | \$25 initial/\$25 renewal |
| Apprentice Plumber | \$25 initial/\$25 renewal |

Late Renewal Fees after Expiration of License

| | |
|---|---|
| Master & Journeyman Plumber/ Master & Journeyman Mechanical/ Sewer Layer / Lawn Sprinkler Contractor & Installer | \$20 per month or part of, up to 3 mos. |
| Reinstatement fee for all Mechanical, Plumbing, Lawn Sprinkler, Tile Layer Licenses | yearly license fee + late fees X 2 |
| Special Master Mechanical/Plumber (1 job only) | \$150 |
| Class A General Contractor Unlimited | \$250 per year |
| Class B General Contractor Limited | \$200 per year |
| Class C Residential Contractor Unlimited | \$100 per year |
| Class D Residential Contractor Limited | \$ 75 per year |
| Class E Roofing Contractor Unlimited | \$ 50 per year |
| Late Contractor Renewal Fees after Expiration of License | |
| Class A General Contractor Unlimited | \$100/mo. or part of, up to 3 months |
| Class B General Contractor Limited | \$100/mo. or part of, up to 3 months |
| Class C Residential Contractor Unlimited months | \$50/mo. or part of, up to 3 months |
| Class D Residential Contractor Limited | \$50/mo. or part of, up to 3 months |
| Class E Roofing Contractor Unlimited | \$20/mo. or part of, up to 3 months |
| Reinstatement fee for all Contractor licenses | yearly license fee + late fees X 2 |
| Special Contractor License (1 job only) | |
| Class A General Contractor Unlimited | \$1,000 |
| Class B General Contractor Limited | \$1,000 |
| Class C Residential Contractor Unlimited | \$ 500 |
| Class D Residential Contractor Limited | \$ 200 |
| Class E Roofing Contractor Unlimited | \$ 100 |
| Decorative Appliance/Gas Log Contractor | \$75 (1 time fee, no renewal fee) |
| Decorative Appliance/Gas Log Installer | \$25 (1 time fee, no renewal fee) |
| Water Conditioning Contractor | \$75 (1 time fee, no renewal fee) |
| Water Conditioning Installer | \$25 (1 time fee, no renewal fee) |
| In-ground Private Pools Plumbing Permit | \$84.25 |
| In-ground Private Pools Electrical Permit | \$73 |
| Above Ground Private Pools (20' in diameter or larger) | \$25 |
| Single Family Dwelling Roofing Permits (tear off & re-roof) | \$40 |
| Single Family Siding Permits | \$25 |

CURB CUT AND GRINDING

Permit fee with curb requiring cut plus the 4' apron on each side done by City or Contractor

\$25 + \$17.50 per sq. ft. of cut to 6 ft. additional 10% per foot beyond 6 ft.

Extended Permit & Subsequent Extended Permits
Winter Charge

\$200

additional 10% for cuts or grinds from November 15th to April 1st

Request for Waiver (sidewalk construction/repair)

\$30

FIRE AND RESCUE SQUAD FEES

Basic Life Support, Non-Emergency (BLS)

\$365.00

Basic Life Support, Emergency (BLS – Emergency)

\$650.00

Advanced Life Support, Non-Emergency (ALS)

\$475.00

Advanced Life Support, Emergency Level I (ALS1)

\$750.00

Advanced Life Support, Emergency Level 2 (ALS2)

\$950.00

Specialty Care Transport (SCT)

\$765.00

Treat and Release

\$ 75.00

Mileages (loaded miles)

\$15.00

Haz-Mat Fees

fee based on materials, equipment and manpower per call

EMS Patient Care Report

\$20.00 handling fee + .50 per page copying fee

FIRE TRAINING FACILITY FEES

Training Tower Only

TMA Fee / Public Fee

Annual Usage

5-4 Hour Scheduled Events Per Year

\$400.00 / \$ 700.00

10-4 Hour Schedule Events Per Year

\$800.00 / \$1400.00

15-4 Hour Scheduled Events Per Year

\$1200.00 / \$2150.00

Hourly Rate

4 Hours

\$100.00 / \$150.00

8 Hours

\$200.00 / \$300.00

1 Gas/Tower Operator

Included / Included

*Plus Consumable Materials Used

Training Tower and Fire Simulator

TMA / Public Fee

Annual Usage

5-4 Hour Scheduled Events Per Year

\$800.00 / \$1950.00

10-4 Hour Scheduled Events Per Year

\$1600.00 / \$3900.00

15-4 Hour Scheduled Events Per Year

\$2400.00 / \$5850.00

Single Usage

1-4 Hour Scheduled Event

\$200.00 / \$400.00

Natural Gas

Included / Included

| | |
|--------------------------------|---------------------------|
| 1 Gas/Tower Operator | Included / Included |
| *Additional Gas Operator | \$25.00 p/h / \$32.50 p/h |
| *Plus Consumable Material Used | |

| | |
|-------------------------------------|-------------------------|
| Rail Car Simulator | TMA / Public Fee |
| Annual Usage | |
| 5-4 Hour Scheduled Events Per Year | \$640.00 / \$640.00 |
| 10-4 Hour Scheduled Events Per Year | \$1280.00 / \$1280.00 |

| | |
|---------------------------------------|-------------------------|
| Rail Car Simulator (Continued) | TMA / Public Fee |
| Single Usage | |
| 1-4 Hour Scheduled Event | \$160.00 / \$160.00 |

| | |
|----------------------|---------------------|
| Natural Gas | Included / Included |
| 1 Gas/Tower Operator | Included / Included |

| | |
|-------------------------------------|------------------------|
| Confined Space | TMA/ Public Fee |
| Annual Usage | |
| 5-4 Hour Scheduled Events Per Year | \$800.00 / \$1450.00 |
| 10-4 Hour Scheduled Events Per Year | \$1600.00 / \$2800.00 |

| | |
|--------------------------|---------------------|
| Single Usage | |
| 1-4 Hour Scheduled Event | \$200.00 / \$300.00 |

| | |
|-------------|---------------------|
| 2 Observers | Included / Included |
|-------------|---------------------|

| | |
|-------------------------------------|-------------------------|
| Driving Area | TMA / Public Fee |
| Annual Usage | |
| 5-4 Hour Scheduled Events Per Year | \$400.00 / \$400.00 |
| 10-4 Hour Scheduled Events Per Year | \$800.00 / \$800.00 |

| | |
|-----------------------------------|---------------------|
| Single Usage | |
| 1-4 Hour Scheduled Event Per Year | \$100.00 / \$100.00 |
| 1 Observer | Included / Included |
| Cones | Included / Included |

| | |
|-------------------------------------|------------------------|
| Extrication Area | TMA/ Public Fee |
| Annual Usage | |
| 5-4 Hour Scheduled Events Per Year | \$400.00 / \$400.00 |
| 10-4 Hour Scheduled Events Per Year | \$800.00 / \$800.00 |

| | |
|-----------------------------------|---------------------|
| Single Usage | |
| 1-4 Hour Scheduled Event Per Year | \$100.00 / \$100.00 |

| | |
|---------------|---------------------|
| 1 Observer | Included / Included |
| *Each Vehicle | \$50.00 / \$50.00 |

Classroom Area**TMA / Public Fee**

Annual Usage:

Contact Bellevue FD Training Site

Single Usage**Room 1**

1-4 Hour Scheduled Event Per Year

\$150.00 / \$150.00

1-8 Hour Scheduled Event Per Year

\$300.00 / \$300.00

Classroom Area (continued)**TMA / Public Fee****Room 2**

1-4 Hour Scheduled Event Per Year

\$100.00 / \$100.00

1-8 Hour Scheduled Event Per Year

\$200.00 / \$200.00

Room 3

1-4 Hour Scheduled Event Per Year

\$100.00 / \$100.00

1-8 Hour Scheduled Event Per Year

\$200.00 / \$200.00

Rooms 1, 2 and 3

1-4 Hour Scheduled Event Per Year

\$300.00 / \$300.00

1-8 Hour Scheduled Event Per Year

\$600.00 / \$600.00

Available AV Equipment

Included / Included

Chairs

Included / Included

Janitorial Fee

Included / Included

Entire Training Site**TMA/ Public Fee**

Annual Usage

Contact Bellevue FD Training Site

Single Use:

1-4 Hour Scheduled Event Per Year

\$600.00 / \$600.00

1-8 Hour Scheduled Event Per Year

\$1200.00 / \$1200.00

FIRE INSPECTION FEE SCHEDULE**Hospitals:**

50 Beds or Less

\$ 50.00

51 – 100

\$100.00

101 and Up

\$150.00

Health Care Facilities

50 Beds or Less

\$ 50.00

51 - 100

\$100.00

101 and Up

\$150.00

Hospital and Nursing Home Revisits

\$50.00 up to one hour

\$25.00 for each additional ½ hour

NOT TO EXCEED \$150.00

Liquor Inspections:

| | |
|-------------------------------|---------|
| Non-Consumption Establishment | \$50.00 |
| Consumption Establishments | \$75.00 |
| Revisits for either | \$50.00 |

| | |
|-------------------------------|---------|
| Child Care Inspections: | |
| 1 to 8 Children | \$40.00 |
| 9 to 12 Children | \$50.00 |
| 13 or More Children | \$60.00 |
| Revisits for any of the above | \$40.00 |

| | |
|--------------------------|---------|
| Foster Care Inspections: | |
| Initial Inspection | \$20.00 |
| Revisit Inspection | \$20.00 |

| | |
|------------------------|-------------------------------------|
| Investigative Reports: | |
| Fee for Reports | \$3.00 plus actual cost of printing |

CODE ENFORCEMENT FEES

Seasonal Grass Mowing (required within a 12-month period commencing Jan. 1 of each year)

| | |
|--------------------------------------|---------------------------------|
| 1 st mowing | \$100/min/hour + \$50 Admin fee |
| 2 nd mowing | \$200/min/hour + \$50 Admin fee |
| 3 rd or subsequent mowing | \$300/min/hour + \$50 Admin fee |

Snow Removal

| | |
|---------------------------------------|---------------------------------|
| 1 st removal | \$100/min/hour + \$50 Admin fee |
| 2 nd removal | \$200/min/hour + \$50 Admin fee |
| 3 rd or subsequent removal | \$300/min/hour + \$50 Admin fee |

General Clean-up (includes junk, litter, concrete, building materials, tires, furniture, appliances, dog/cat waste, or similar)

| | |
|-------|---------------------------------|
| Small | \$150/min/hour + \$50 Admin fee |
| Large | \$250/min/hour + \$50 Admin fee |

Trees and Brush (does not include contracted tree removal that would include jobs beyond the expertise of city crews)

| | |
|-------|---------------------------------|
| Small | \$150/min/hour + \$50 Admin fee |
| Large | \$350/min/hour + \$50 Admin fee |

| | |
|--|---------------------------------|
| Graffiti removal | \$200/min/hour + \$50 Admin fee |
| Application Fee for Nuisance Violation Hearing | \$ 35 |

POLICE RANGE TRAINING FACILITY

Facility may only be utilized by approved law enforcement agencies at the availability of a Bellevue Police Firearms Instructor; each request must be reviewed and/or modified and approved by

Chief of Police \$100/hour

GRADING PERMIT FEES

10 acres or less 1997 Uniform Administrative Code Fees
as amended + \$750 NPDES Fee
More than 10 acres 1997 Uniform Administrative Code Fees
as amended + \$1,250 NPDES fee

ZONING FEES

Comprehensive Plan Amendment \$ 500
Change of Zone
 less than 1 acre \$175
 1-5 acre \$325
 over 5 acres \$525
Zoning Text Amendment \$250
Subdivision Text Amendment \$250
Conditional Use Permit
 1 acre or less \$175
 more than 1 acre \$325
Conditional Use Permit Amendment
 1 acre or less \$175
 more than 1 acre \$325

Administrative Review of Wireless Antennas \$ 150
Preliminary Platting \$1,000 + \$10 per lot
Final Platting \$ 600 + \$5 per lot
Revised Preliminary Plat \$1,000 + \$10 per lot
Extension of Date for Preliminary & Final Plats \$ 200
Small Subdivision Plat \$ 250 Administrative Approval
\$ 300 City Council Approval
Vacation of Plat \$ 150
Board of Adjustment Application \$ 250
Sign Permit (by size of sign)
 35 square feet or less \$ 40
 36 – 75 square feet \$ 80
 76 – 150 square feet \$ 150
 151 – 300 square feet \$ 200
 Over 300 square feet \$ 300
 Awnings \$ 4.00/100 square foot of vertical
 projected area of awning or fraction
 thereof; \$40 minimum
Design Review Board Hearing Request \$ 250
Application for Hearing/Hard Surface Parking Comm. \$ 50

OCCUPATION TAXES

Liquor License Occupation Taxes & Fees

(Annual fee in addition to State License Fees)

| | |
|--|---|
| Class A Liquor License Holder | \$ 200 |
| Class B Liquor License Holder | \$ 200 |
| Class C Liquor License Holder | \$ 600 |
| Class D Liquor License Holder | \$ 400 |
| Class I Liquor License Holder | \$ 500 |
| Class K Catering | \$ 200 |
| Class L Craft Breweries | \$ 500 |
| Class Y Farm Winery License Holder | \$ 500 |
| Special Designated Permit | \$ 40/day |
| Transfer of Liquor License to Another Location | \$ 25 processing fee |
| Addition to Currently Licensed Premises | \$ 25 processing fee |
| Publication Charges | \$ 15 |
| Natural Gas Distributors | 3% of Annual Gross |
| Telephone Companies Occupation Tax (includes land lines, wireless, cellular & mobile) | 6.25% of gross receipts |
| Hotel Operators Occupation Tax | 5.5% of gross receipts |
| Music, Vending & Amusement Machines | |
| Musical Machine for Profit | \$ 25/machine + \$100/year distributor |
| Tobacco | \$ 25/machine |
| Electronic Video/Mechanical | |
| Amusement Machine for Profit | \$ 25/machine + \$100/year distributor |
| Merchandise Vending Machine for Profit | \$ 5.00/machine + \$75/year distributor |
| <u>OTHER FEES</u> | |
| Arborist License Fee | \$ 75 initial/\$50 renewal |
| Barricades | |
| Rental Deposit Fee | \$ 50/barricade/day |
| Construction Use | \$ 50/barricade/day (5 days maximum) |
| Beekeeping Permit | \$ 20 |
| Bicycle License | \$ 2 |
| Bus Bench Permit | \$ 75/ per bench |
| Cemetery: | |
| Open/Close Fees: (includes Pre-Pay) | \$ 850 Full Size |
| | \$ 450 Cremains |
| | \$ 400 Infant |
| | \$ 275 Niche |
| | \$ 225 Infant Cremains |
| Saturday Funeral (extra charge) | \$ 100 |
| Winter Funerals (extra charge) (December 1 – March 1) | \$ 40 |
| Other Fees: | |
| | \$ 10 Stone Setting Permit |
| | \$ 100 Government Marker setting fee |
| | \$ 50 Attach VA Marker to Niche Door |

| | |
|---|--|
| Disinterment Fees: | \$1,100 Full size \$ 600 Cremains \$ 555 Infant |
| Grave Spaces: | \$ 800 Full Size \$ 125 Infant \$ 800 Niche |
| Green Burial Space: | \$1,600 Full Size (includes marker) |
| In-Ground Cremation Space: | \$ 900 (includes marker) |
| Scattering Garden: | \$ 400 (includes brass plaque) |
| Commemorative Street Application Fee | \$ 25 |
| Dog, Cat & Pot-bellied Pig Fees (Collected by NE Humane Society- <i>not</i> City of Bellevue) | |
| Dog/Cat License (Annual Fee) | \$5 each if spayed/neutered, (no charge for owners age 65 and older) \$15 each if not spayed/neutered (\$5 of fee held in trust for owner and refunded if proof of sterilization shown within 6 months) |
| Pot-bellied Pig License (Annual Fee) | \$35 |
| Dog, Cat & Pot-bellied Pig License Handling Fee (if not applied for in person) | \$5 |
| Dog, Cat & Pot-bellied Pig License Replacement if Lost | \$0.50 |
| Dog, Cat Pet Advocacy Permit | Obtained thru the NE Humane Society \$100 for initial permit \$ 50 annual renewal fee |
| Dog, Cat & Pot-bellied Pig Capture and Confinement Fee | \$13/per day Kennel Fee 1 st impoundment \$30 2 nd impoundment \$60 3 rd impoundment \$100 |
| Vaccination Fee | \$20 (in trust and refunded upon proof of vaccination within 9 months) |
| Purchase of Unclaimed Animal Fee | Nebraska Humane Society Adoption Fee plus license fee |
| Kennel License (if allowed by zoning) | \$100/year |
| Dog & Cat License Late Charge | Double applicable license fee. |
| Pot-bellied Pig License Late Charge | \$50 |

| | |
|--|--|
| Feral Cat Colony Caretaker Permit Fee (Collected by NE Humane Society-not City of Bellevue) | \$25 |
| Election Filing Fee | 1% of Annual Salary of Position (per state statute) |
| Farmers Market Fees (City-Run) | |
| Season Vendor | \$200 per season |
| Electricity | \$ 25 per outlet per season |
| Weekly Vendor | \$ 10 per week |
| Electricity | \$ 2 per outlet per week |
| Farmers Market - Privately Operated on City Property (with prior City approval of application) | |
| Season Operator Fee (electricity included) | \$0 |
| Fireworks Annual License Fee (Non-Profits Only) | \$600 + \$1,000 bond |
| Fireworks Annual Distributor or Jobber License Fee | \$1,000 |
| Hen Permit Fee (Five Year) | \$ 25 |
| Ice Cream Vendor Fee | \$ 50 per person |
| Ice Cream Vehicle Inspection Fee | \$ 25 per truck |
| Mini-Bus | \$ 2 each way per trip in town |
| | \$ 4 each way per trip out of town |
| Opening Burning Permit | \$ 10 (per state statute) |
| Parking Ticket Fee | |
| If paid within 7 days of violation date | \$5/\$10/\$25 |
| If paid after 7 days but within 30 days | Fine Doubles |
| Pawnbrokers Permit Fee | \$ 50/year and \$5,000 surety bond |
| Pet Store and/or Grooming Shop License | \$ 50/year |
| Transfer of Ownership | \$ 5 |
| Returned Check (NSF) & Returned ACH Transaction Fee | \$ 25 |
| Temporary Business Licenses: | |
| Seasonal Merchant | \$ 25 license valid for 1 month |
| | \$ 50 license valid for 4 months |
| | \$ 15 one-month extension- maximum of two (2) one-month extensions— |
| | ONLY applies to 4 month license |
| Itinerant Merchant/Peddlers/Solicitor/ Street Vendor/Transient Merchant | \$50/day/person or \$300/year/person plus Certificate of Insurance naming City as Additional Insured + \$10 non- |

| | |
|--|---|
| | refundable processing fee to be credited to license fee if issued |
| Carnival/Circus/Public Amusement/Show/ Music Concert/Temporary Amusement Park | \$50/event to be paid by event organizer or sponsor + \$10/day, or portion thereof, for each ride, show, tent, booth, concession stand, etc., when in operation and open to the public |
| Tobacco License | \$15 license fee per state statute + \$10 administrative fee |
| Trash Hauling Permit & Bond | \$25/truck/year + \$25,000 public liability bond & \$10/day late fee |
| Trash and Recycling Residential Collection Fee, effective May 1, 2019 | <p>\$14.10 per month, per residence for 35 gallon service</p> <p>\$17.10 per month, per residence for 65 gallon service</p> <p>\$19.99 per month, per residence for 95 gallon service</p> <p>\$15.00 for each bulky item pick up</p> <p>\$2.00 for each one-half (1/2) cubic yard extra material, not to exceed 25 pounds</p> <p>\$1.00 for each extra bag of material, not to exceed 13 gallons or 25 pounds</p> |
| Tree Damage | |
| Tree DBH (Diameter at Brest Height) | |
| Up to 4" | \$600 |
| >4" to 8" | \$850 |
| >8" to 12" | \$1,340 |
| >12" to 16" | \$2,370 |
| >16" to 20" | \$3,700 |
| >20" to 24" | \$5,300 |
| >24" to 28" | \$6,700 |
| Over 28" | \$6,700+\$500 for every inch over 28" |
| Limb Circumference | |
| Up to 4" | \$350 |
| >4" to 8" | \$500 |
| >8" to 12" | \$700 |
| Vehicle Impoundment Fees | |
| Tow Fee | \$80/\$75 for motorcycles |
| Storage Fee | \$20/per day |
| Storage for Victimless Incidents – City lots | \$20/day outside; \$40/day inside |
| Administration Fee | \$30 |

| | |
|--------------------------------------|-----------------------------|
| Vehicle Impoundment Fees | |
| Extraordinary tows | Per towing company contract |
| (i.e. flatbed and accident clean up) | |

PUBLIC RECORDS

| | |
|--|--|
| Audio Tapes, Video Tapes or CD/DVD | \$10 per tape, CD, DVD, or other media |
| Comprehensive Plan | \$50 |
| Zoning Map | \$ 5 |
| Zoning Ordinance w/Map | \$25 |
| Subdivision Regulations | \$15 |
| Bellevue City Maps | |
| 200E3 | \$0.75 - \$20 depending upon size (price range for all maps, plats, etc., reproduced by Public Works). |
| Fire Report | \$50 |
| Police Report | \$10 |
| Police Photos | |
| (Digital) | \$20 per CD |
| 35 mm photos | \$20 per roll |
| Certification by City Clerk | \$ 5 certification fee + cost of copies |
| Records Search Fee (paper or electronic) | \$ 5 per request |
| Copy Fee | \$.25 per page |

If the estimated cost of any public records request is more than fifty (50) dollars, the City may require the requester to furnish a deposit prior to fulfilling such request. "A special service charge reflecting the calculated labor cost may be included in the fee for time required in excess of four cumulative hours since that large a request may cause some delay or disruption of the other responsibilities of the custodian's office, except that the fee for records shall not include any charge for the services of an attorney to review the requested public records seeking a legal basis to withhold the public records from the public." (R.R.S. 84-172)

ALARM SYSTEMS/FALSE AND NUISANCE ALARMS

| | |
|-----------------------------------|--------|
| Registration Fee for Alarm System | \$25 |
| Renewal Fee for Alarm System | \$25 |
| Late Registration Charge | Double |

False Alarm Fee for any false alarm generated by the registrant's alarm system, a fee in accordance with the following schedule (from 1 January through 31 December of each year) shall be charged:

| | |
|---------------------------------|-----------------------------|
| Number of False/Nuisance Alarms | False/Nuisance Alarm Charge |
| 1 | No Charge |
| 2 | \$100 |
| 3 | \$250 |

LIBRARY FEES

| | |
|--|---|
| Membership | |
| Non-resident Membership, Annual (Family) | \$40 |
| Non-resident Student Fee, Annual | \$10 |
| Replacement of Lost card | \$1 |
| Fines: | |
| Books, Audio books, CDs, DVDs | \$0.10/day |
| USB languages kits, Watt Detectors | \$1/ day |
| Fines: (continued) | |
| Fontenelle Forest Pass | \$5 for replacement |
| Interlibrary Loan: | |
| Postage (flat fee) | \$3 per item |
| Lost Interlibrary loan items | Price set by lender |
| Proctor Fees | |
| Prints/Scans | \$0.10/page (single-sided) |
| Postage | \$3 per item |
| Lost items | Replacement cost of item (or purchase like item as replacement) |
| Damaged item | Damage cost assessed up to full value of the item |
| Materials Processing | |
| Replacement of Materials | \$2 per item (for replacement of hubs, spine labels, book covers, plastic inserts for books on CD, clear hanging bags, music CD cases, CD and DVD locks, DVD cases, AV inserts) |
| Replacements for Books on CD cases | \$8 for small, \$9 for medium, \$10 for large |
| <u>RECREATION FEES</u> | |
| Reed Center - Rental | 100% BEFORE first day \$325 – Friday/Sunday \$375 – Sunday |
| Field Rentals | \$175 - Non-profit \$30 per hour light fee + \$175 per day \$200 per day – non-resident |
| Jr. T-Ball | \$25 |
| T-Ball/Coach Pitch | \$35 |
| Baseball/Softball | \$40 |
| Adult Softball – Church League | \$60 |
| Baseball/Softball Spring Training | \$10 |
| Tennis Lessons – Juniors | \$20 |

| | |
|---|---|
| Adults | \$25 |
| Swimming Pools: | |
| Swimming Lessons | \$35 |
| Swimming League | \$35 |
| Daily Swim Fee | |
| Youth (18-Under) | \$3.00 |
| Adult (19 & Over) | \$5.00 |
| Wading Pool (2yr – Adult) | \$2.00 |
| Seniors (55 & Over) | Free |
| Season Swim Pass | |
| Youth Pass | \$40 |
| Adult Pass | \$50 |
| Family Pass | \$125 |
| Pool Parties | |
| Pool Rental Fee | \$100 |
| Lifeguard Fee | \$40 |
| | *Bellevue residents pay the lower fee |
| Track Club | \$35 |
| Youth Sports Camp | \$30 single session \$40 both sessions |
| Youth Lacrosse Camp | \$30 |
| Youth Soccer League | \$40 |
| Youth Flag Football League: Spring | \$35 |
| Fall | \$35 |
| Haworth Park Camp Ground | \$25 for 50 Amp site; \$20 for 30 Amp site (includes taxes) \$10 Tent Rates |
| Haworth Park Shelter Reservations | \$ 20 1-3 hours (minimum fee) \$ 10 each additional hour after 3 \$ 20 alcoholic beverage permit \$ 5 additional tables (2 each) |
| Historic Presbyterian Church Rental Fee | \$375 |

SEWER CONNECTION FEES

Residential

| | |
|---|--|
| Single Family Dwelling (includes manufactured/ modular/mobile homes) | \$900 |
| Duplex | \$1,600 |
| Multiple Family | \$700 per unit |
| Commercial/Industrial | \$3,900 per acre, minimum \$1,950 based on the building footprint |

Sewer Tap Inspection Fee

| | |
|---|-------|
| Service Line (all sizes) | \$118 |
| Re-inspection Fee (after two inspections) | \$47 |

TAX INCREMENT FINANCING (TIF) FEES

| | |
|--|---------|
| Application Fee | \$500 |
| Processing Fee | \$3,000 |
| Administrative Fee (upon approval of redevelopment plan--based on requested TIF principal amount) | |
| TIF principal amount: | |
| First \$500,000 | None |
| Next \$1,500,000 | 1.5% |
| Next \$2,000,000 | 1% |
| No fees on TIF amounts over \$4,000,000 | |

The maximum fee as a result of this section is \$42,500. By way of illustration, the fee on a loan with a TIF principal amount of three million dollars is \$32,500, which is calculated by taking one and one half percent of the amount between a half million and two million (\$22,500) and one percent of the next million dollars (\$10,000).

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Bellevue City Council of the City of Bellevue that this Master Fee Schedule shall become effective on the 20th day of July , 2019.

PASSED AND APPROVED THIS 20th DAY OF July , 2019.



ATTEST:

[Signature]
City Clerk

CITY OF BELLEVUE

[Signature]
Mayor



CITY OF BELLEVUE, NE

2018-2019 Consolidated Annual Performance and Evaluation Report (CAPER)

Report for the Annual Activities for the CDBG Program Year 2018

Prepared for and submitted to the
U.S. Department of Housing and Urban Development
in accordance with 24 CFR Part 91

PREPARED BY:

**CITY OF BELLEVUE
1500 WALL STREET
BELLEVUE, NE 68005
(402) 293-3000
www.bellevue.net**



An Equal Opportunity/Affirmative Action Employer

Table of Contents

| | |
|---|----|
| <i>CR-05 - Goals and Outcomes</i> | 3 |
| <i>CR-10 - Racial and Ethnic composition of families assisted</i> | 9 |
| <i>CR-15 - Resources and Investments 91.520(a)</i> | 11 |
| <i>CR-20 - Affordable Housing 91.520(b)</i> | 13 |
| <i>CR-25 - Homeless and Other Special Needs 91.220(d, e); 91.320(d, e); 91.520(c)</i> | 15 |
| <i>CR-30 - Public Housing 91.220(h); 91.320(j)</i> | 17 |
| <i>CR-35 - Other Actions 91.220(j)-(k); 91.320(i)-(j)</i> | 18 |
| <i>CR-40 - Monitoring 91.220 and 91.230</i> | 20 |
| <i>City of Bellevue – Resolution 2019</i> | 23 |
| <i>PR26- CDBG Financial Summary Report</i> | 25 |
| <i>PR23-CDBG Summary of Accomplishments</i> | 29 |
| <i>PR06-Summary of Consolidated Plan Projects for Report Year</i> | 33 |
| <i>PR03-CDBG Activity Summary Report</i> | 34 |

CR-05 - Goals and Outcomes

Progress the jurisdiction has made in carrying out its strategic plan and its action plan. 91.520(a)

This could be an overview that includes major initiatives and highlights that were proposed and executed throughout the program year.

The City of Bellevue as entitlement community for Community Development Block Grant (CDBG) funds from the U.S. Department of Housing and Urban Development (HUD) must submit a Consolidated Annual Performance and Evaluation Report (CAPER) that explains in detail the activities completed and funds expended to meet those goals outlined in the Consolidated Plan and the Annual Action Plan. The City's 2018 CAPER provides a review and evaluation of the city's progress towards meeting the annual goals and outcomes as outlined in the Annual Action Plan. The 2018-2019 CAPER demonstrates the completion of the final year of the five-year Consolidated Plan period effective October 1, 2018, through September 30, 2019; this report will summarize the City's accomplishments for that time period.

As part of the 2018 Action Plan, the City of Bellevue focused on efforts to improve the quality of life for low and moderate income residents through projects and resources that addressed the following Consolidated Plan goals: improve public facilities to support revitalization including infrastructure improvements, accessibility concerns, and hazard mitigation; support the availability of public services to the low and moderate-income households; encourage economic development through commercial rehabilitation; and, administration and planning for successful application of the CDBG program and requirements.

To meet these goals, CDBG funding was allocated to five projects: Valley View Sidewalk Improvement, Chandler Hills Paving Project, Backyard Sports Clinics & Club Participation, Buckley 2110 Office Retail Upgrade Phase II, and Program Administration. The Valley View Sidewalk Improvement project included the replacement and new construction of sidewalks and curb ramps in a low and moderate-income census tract to provide safe, ADA compliant pedestrian travel routes for residents. Unfortunately, cost estimates exceeded the amount of funding available and the Request for Bids received no responses. The Chandler Hills Paving Project received additional funding to support the removal of dilapidated streets and reconstructed the street with curbs and proper drainage in a low and moderate-income census tract. Backyard Sports was awarded funding to support clinic and club participation assistance for very low, low, and moderate-income households to allow children the ability to participate in organized sports programs and specific sport clinics. Backyard Sports has hosted sports clinics for households and continues to reach out to LMI households to ensure their children have the ability to participate in their desired programs. Buckley Construction was awarded additional funding for commercial rehabilitation through the 2110 Office Retail Upgrade Phase II project to assist with correction of code violations and façade improvements for a building located in a low and moderate-income census tract in Olde Towne Bellevue. Buckley

Construction has faced several set backs moving forward with the project and continues efforts to prepare the building and site for improvements funded through the program. The Program Administration is funding set aside for the management, oversight, and coordination of the CDBG Program for the City of Bellevue.

Comparison of the proposed versus actual outcomes for each outcome measure submitted with the consolidated plan and explain, if applicable, why progress was not made toward meeting goals and objectives. 91.520(g)

Categories, priority levels, funding sources and amounts, outcomes/objectives, goal outcome indicators, units of measure, targets, actual outcomes/outputs, and percentage completed for each of the grantee’s program year goals.

| Goal | Category | Source / Amount | Indicator | Unit of Measure | Expected – Strategic Plan | Actual – Strategic Plan | Percent Complete | Expected – Program Year | Actual – Program Year | Percent Complete |
|---------------------------------|-----------------------------------|-----------------|---------------------------------|------------------------|---------------------------|-------------------------|------------------|-------------------------|-----------------------|------------------|
| Affordable Housing | Affordable Housing | CDBG: \$ | Homeowner Housing Added | Household Housing Unit | 0 | 0 | | 0 | 0 | |
| Affordable Housing | Affordable Housing | CDBG: \$ | Homeowner Housing Rehabilitated | Household Housing Unit | 3 | 9 | 300.00% | 0 | 9 | |
| Affordable Rental Units | Affordable Housing | CDBG: \$ | Rental units rehabilitated | Household Housing Unit | 2 | 0 | 0.00% | | | |
| Business Development Assistance | Non-Housing Community Development | CDBG: \$ | Jobs created/retained | Jobs | 0 | 0 | | | | |
| Business Development Assistance | Non-Housing Community Development | CDBG: \$ | Businesses assisted | Businesses Assisted | 3 | 0 | 0.00% | | | |

| | | | | | | | | | | |
|-----------------------------------|-----------------------------------|----------|---|---------------------|------|------|---------|------|------|---------|
| Commercial Rehabilitation Program | Non-Housing Community Development | CDBG: \$ | Facade treatment/business building rehabilitation | Business | 2 | 0 | 0.00% | | | |
| Commercial Rehabilitation Program | Non-Housing Community Development | CDBG: \$ | Jobs created/retained | Jobs | 5 | 0 | 0.00% | | | |
| Commercial Rehabilitation Program | Non-Housing Community Development | CDBG: \$ | Businesses assisted | Businesses Assisted | 0 | 0 | | 1 | 1 | 100.00% |
| Infrastructure Improvements | Non-Housing Community Development | CDBG: \$ | Public Facility or Infrastructure Activities other than Low/Moderate Income Housing Benefit | Persons Assisted | 1000 | 3562 | 356.20% | 1635 | 1635 | 100.00% |
| Infrastructure Improvements | Non-Housing Community Development | CDBG: \$ | Public Facility or Infrastructure Activities for Low/Moderate Income Housing Benefit | Households Assisted | 0 | 0 | | 2500 | 0 | 0.00% |
| Neighborhood Revitalization | Non-Housing Community Development | CDBG: \$ | Public Facility or Infrastructure Activities other than Low/Moderate Income Housing Benefit | Persons Assisted | 1000 | 0 | 0.00% | | | |

| | | | | | | | | | | |
|---|----------------------------|-------------|--|------------------------|----|-----|-----------|----|----|--------|
| Planning and Administration | Administration | CDBG: \$ | Other | Other | 1 | 4 | 400.00% | 1 | 0 | 0.00% |
| Provide Community/Neighborhood Services | Non-Homeless Special Needs | CDBG: \$ | Public service activities other than Low/Moderate Income Housing Benefit | Persons Assisted | 10 | 112 | 1,120.00% | 92 | 66 | 71.74% |
| Provide Community/Neighborhood Services | Non-Homeless Special Needs | CDBG: \$ | Public service activities for Low/Moderate Income Housing Benefit | Households Assisted | 0 | 0 | | | | |
| Provide Community/Neighborhood Services | Non-Homeless Special Needs | CDBG: \$ | Homeowner Housing Rehabilitated | Household Housing Unit | 0 | 9 | | 0 | 9 | |
| Special Needs Population Assistance | Non-Homeless Special Needs | CDBG: \$ | Public service activities other than Low/Moderate Income Housing Benefit | Persons Assisted | 5 | 0 | 0.00% | | | |

Table 1 - Accomplishments – Program Year & Strategic Plan to Date

Assess how the jurisdiction’s use of funds, particularly CDBG, addresses the priorities and specific objectives identified in the plan, giving special attention to the highest priority activities identified.

The summary of accomplishments below lists all activities carried out with CDBG funds during the 2018-2019 program year and assesses efforts

to carry out the activities as described in the Annual Action Plan. Of the \$ \$870,454.39 in CDBG funds available during the program year, \$444,772.54 was expended. The total unexpended program balance of \$ 425,681.85 will be available for the specified projects in the Action Plan until February 2019 when subrecipient agreements will expire, and projects will be evaluated and determined if funding shall remain with that project or reallocated during the next funding cycle. All available funding was used to address goals identified in the Consolidated Plan and 100% was used for projects benefiting low- and moderate-income (LMI).

In the 2014-2018 Consolidated Plan, the City of Bellevue identified five high priorities: encourage economic development, improve public facilities to support revitalization, increase affordable housing supply, provide community/neighborhood services, and assist with special needs population. As part of the 2018-2019 program year, the City had several activities supporting high priorities including: Valley View Sidewalk Improvement project will improve sidewalks and curb ramps for neighborhood revitalization in an LMI area; Chandler Hills Paving project was funded to assist with the reconstruction and replacement of streets and curb ramps in a LMI neighborhood; and, funding was provided to Buckley 2110 Office Retail Upgrade Phase II for the façade improvement and code corrections for a building in an LMI area to encourage commercial rehabilitation.

Activities funded in previous years that were still open in the 2018-2019 program year also supported Consolidated Plan goals including: Critical & Emergency Home Repair Program through Project Houseworks to assist low income elderly homeowners address critical needs in order to remain in their homes and age in place; 2110 Office Retail Upgrade Phase I to assist one business owner with improvements to a commercial building; the 2017 Land Purchase project provided funding to Habitat for Humanity for the purchase of two lots for the development of affordable housing; and, Chandler Hills Curb and Reconstruction project was funded to assist with the reconstruction and replacement of streets and curb ramps in a LMI neighborhood.

The Consolidated Plan also identified the priority need of providing community/neighborhood services. While a lower priority, community and neighborhood services were acknowledged as an important need in the community, and the City received and provided assistance to project applications under this need. The following activities supported this priority during the 2018-2019 activity year: Bakcyard Sports Clinic and Club Participation assisted children from low and moderate-income households participated in organized sports programs. There were also activities previous funded that were still open supporting this priority need including: BJSa Participation Assistance provides scholarships to LMI families to participated in sports programs; and, Heartland Family Service's Housing Navigator program provides assistance to homeless individuals to secure and maintain permanent housing.

The completion of these projects all followed CDBG regulations, no action or willful inactions were taken to hinder the progress of the projects

described in the Consolidated Plan, and all the funds except for administration and planning were committed to the benefit of low- to moderate-income persons living in the City of Bellevue, thus meeting the Nation Objectives for the CDBG program

CR-10 - Racial and Ethnic composition of families assisted

Describe the families assisted (including the racial and ethnic status of families assisted).

91.520(a)

| | CDBG |
|---|-----------|
| White | 44 |
| Black or African American | 19 |
| Asian | 0 |
| American Indian or American Native | 0 |
| Native Hawaiian or Other Pacific Islander | 0 |
| Total | 63 |
| Hispanic | 1 |
| Not Hispanic | 62 |

Table 2 – Table of assistance to racial and ethnic populations by source of funds

Narrative

The table above presents data for persons assisted by CDBG funded activities. In addition to the persons reported in the table above, the City of Bellevue also reported in the IDIS system a count for Asian (1), Black/African American & White (2) and Other multi-race (2) persons assisted, which would add an additional 5 persons to the City of Bellevue total for a grand total of 68.

Of the 68 persons assisted with CDBG projects, 35 were from female head of household families.

The City of Bellevue continues to expand outreach to all low- and moderate-income families in the community. The City funds projects have provided assistance to low- and moderate-income areas as well as programs that assist person and household. The information above is supplemented with the PR-23 and PR-03.

CR-15 - Resources and Investments 91.520(a)

Identify the resources made available

| Source of Funds | Source | Resources Made Available | Amount Expended During Program Year |
|-----------------|------------------|--------------------------|-------------------------------------|
| CDBG | public - federal | 870,454 | 444,772 |

Table 3 - Resources Made Available

Narrative

During the fiscal year 2018-2019, the City of Bellevue received an annual allocation of CDBG funding in the amount of \$ 356,838.00. During the funding cycle, the CDBG entitlement funding were allocated to eligible to projects for the 2018 fiscal year. The remaining balance of CDBG entitlement funding that was previous allocated toward projects was \$ 513,616.39. The table above illustrates the total amount of funding made available to the City of Bellevue during the FY2018. The total amount of funds expended during the year was \$ 444,772.54. Total amount available and the amount expended can be found in the PR26 provided in the attachments.

Identify the geographic distribution and location of investments

| Target Area | Planned Percentage of Allocation | Actual Percentage of Allocation | Narrative Description |
|------------------|----------------------------------|---------------------------------|-----------------------|
| City of Bellevue | 100 | 100 | |

Table 4 – Identify the geographic distribution and location of investments

Narrative

The City of Bellevue distributes funding through a competitive application process. Emphasis is placed on projects that address needs of low- and moderate-income persons, households, or areas. While the City does emphasize assisting LMI areas, the funding of specific activities is based upon an evaluation of each project's ability to meet the need identified in the Consolidated Plan and have the greatest impact on the City's low- and moderate-income population.

Of the four projects funded during the 2018 fiscal year, three have specific locations. The City of Bellevue's CDBG Chandler Paving project will be located in north central Bellevue in Census Tract 101.07, Block Group 1. This block group has a population of 1,165 with 71% low- and moderate-income population. The City's Valley View Sidewalk Improvements project is also located in a low- and moderate-income census tract located in northwest Bellevue. The Census Tract 105.02, Block Group 2 has a population of 1,335 with a low and moderate-income population of 67.79%. The 2110 Office Retail Upgrade Part II by Buckley Construction is located in Olde Towne Bellevue, which is also a low and moderate-income census tract, Tract 101.6, Block Group 5. The remaining projects will directly assist low- and moderate-income individuals and households city-wide.

Leveraging

Explain how federal funds leveraged additional resources (private, state and local funds), including a description of how matching requirements were satisfied, as well as how any publicly owned land or property located within the jurisdiction that were used to address the needs identified in the plan.

The City of Bellevue is an entitlement community for CDBG funding and does not receive any additional funding from HUD. During the annual funding cycle, the City does not require match funding to a project application, but does emphasize providing leveraged funding from projects seeking CDBG funds. Agencies are required to identify their efforts to obtain additional resources to assist with their projects as part of the application packet.

The City does encourage and support community organizations to seek other grants through private, public, state and federal grants to supplement CDBG improvement projects. As in the past, the City of Bellevue will be as creative as possible to find other sources of funding from state, federal, private developer, tax-credits, loans, and local funds in order to develop and deliver efficient and cost-effective projects.

During the 2018-2019 program year, the projects which have planned leveraged funds to complete the identified activities were the City of Bellevue CDBG Chandler Hills Paving Project and Buckley 2110 Office Retail Upgrade Phase II. The CDBG Chandler Hills Paving Project provide \$ 11,940.47 in leveraged funds in addition to project management through the Public Works Department.

CR-20 - Affordable Housing 91.520(b)

Evaluation of the jurisdiction's progress in providing affordable housing, including the number and types of families served, the number of extremely low-income, low-income, moderate-income, and middle-income persons served.

| | One-Year Goal | Actual |
|--|---------------|----------|
| Number of Homeless households to be provided affordable housing units | 0 | 0 |
| Number of Non-Homeless households to be provided affordable housing units | 0 | 0 |
| Number of Special-Needs households to be provided affordable housing units | 0 | 0 |
| Total | 0 | 0 |

Table 5 – Number of Households

| | One-Year Goal | Actual |
|--|---------------|----------|
| Number of households supported through Rental Assistance | 0 | 0 |
| Number of households supported through The Production of New Units | 0 | 0 |
| Number of households supported through Rehab of Existing Units | 0 | 9 |
| Number of households supported through Acquisition of Existing Units | 0 | 0 |
| Total | 0 | 9 |

Table 6 – Number of Households Supported

Discuss the difference between goals and outcomes and problems encountered in meeting these goals.

During the 2014-2018 Consolidated Plan, the City of Bellevue identified increase and maintaining affordable housing supply as a priority need. During the 2018-2019 program year, funds were allocated to two open projects that supported housing project in Bellevue: Habitat for Humanity of Sarpy County's 2017 Land Purchase project and Critical and Emergency Home Repair Program. The 2017 Land Purchase activity has purchased one lot and has set a build date for Fall 2019. The Critical and Emergency Home Repair Program had 9 households apply and receive assistance through the Critical and Emergency

Home Repair Program. Of those households, all 9 were elderly households. Beneficiaries are shown in the PR03 and PR23 reports included in the attachments.

The 2018 Land Purchase activity with Habitat for Humanity of Sarpy County has purchased one lot on which to build new affordable single family housing units. The house is scheduled to be built this fall; once complete, Habitat for Humanity will provide the City of Bellevue will accomplishment reports regarding beneficiaries. Habitat is in the process of identifying a second lot for purchase, and the City will assist with completion of the environmental reviews prior to closing.

Discuss how these outcomes will impact future annual action plans.

The City has worked closely with Project Houseworks to develop a program that will assist homeowners to address critical housing needs to allow elderly homeowners to remain in their homes safely while effectively managing administrative cost to allow for more assistance to the homeowner. Unfortunately, this program does not create program income to support a revolving loan fund for future housing programs. The Critical and Emergency Home Repair Program was completed this fiscal year, and Project Houseworks continues to work diligently to spread word to eligible homeowners of the opportunity offered through their other programs.

Include the number of extremely low-income, low-income, and moderate-income persons served by each activity where information on income by family size is required to determine the eligibility of the activity.

| Number of Households Served | CDBG Actual | HOME Actual |
|------------------------------------|--------------------|--------------------|
| Extremely Low-income | 25 | 0 |
| Low-income | 38 | 0 |
| Moderate-income | 5 | 0 |
| Total | 68 | 0 |

Table 7 – Number of Households Served

Narrative Information

The table above includes all numbers served and entered into IDIS with reference to the PR-23 Summary of Accomplishments which is available in the attachments. The households and persons reported are part of the BJSA Participation Assistance Program, Heartland Family Service Housing Navigator Program, and the Backyard Sports Clinics and Club Program Participation.

The City of Bellevue is not a HOME recipient.

CR-25 - Homeless and Other Special Needs 91.220(d, e); 91.320(d, e); 91.520(c)
Evaluate the jurisdiction's progress in meeting its specific objectives for reducing and ending homelessness through:

Reaching out to homeless persons (especially unsheltered persons) and assessing their individual needs

During the 2018 funding year, the City helped Heartland Family Service for the Housing Navigator Program. The Housing Navigator Program aids homeless persons to navigate the system, identify housing assisting available, and work to gain permanent housing. Since the program began in March 2018, the Heartland Family Service has assisted 26 persons.

The City of Bellevue also relies on the Metropolitan Area Continuum of Care for Homeless (MACCH) to assist with providing activities and projects directly to the homeless and other special needs populations.

Due to limited resources, the City encourages and supports the efforts of community-based organizations to seek other Federal, State, and local public and private sector resources to address the identified needs of the homeless persons, those at risk of becoming homeless, and special needs populations.

Addressing the emergency shelter and transitional housing needs of homeless persons

Through MACCH's network of providers working day to day with homeless, they are most capable of reaching out to the homeless population and assessing their individual needs. Heartland Family Service is assisting homeless persons with identifying and placement for permanent housing. The City has limited funding and is only a recipient of CDBG funds from HUD.

Helping low-income individuals and families avoid becoming homeless, especially extremely low-income individuals and families and those who are: likely to become homeless after being discharged from publicly funded institutions and systems of care (such as health care facilities, mental health facilities, foster care and other youth facilities, and corrections programs and institutions); and, receiving assistance from public or private agencies that address housing, health, social services, employment, education, or youth needs

The City of Bellevue offered the Critical and Emergency Home Repair program for elderly homeowners in our community for accessibility improvement to assist them with remaining in their homes and aging in place. Although the program has expended all funds and closed, the City still works with other organizations to provide assistance to households who need housing assistance.

The City has not adopted any specific strategies to address homelessness and the priority need of

homeless persons. This is due to the very limited funding availability and the lack of existing combined data on homeless people in Bellevue and Sarpy County. The City continues to work with service organization present in the community to identify gaps in service for Bellevue as part of organization's service area. At the current time, the City utilizes each non-profits service data to review the needs on an individual basis. As gaps in services are identified, Bellevue will work with area agencies to develop programs and projects to help address the need and end homelessness.

Helping homeless persons (especially chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth) make the transition to permanent housing and independent living, including shortening the period of time that individuals and families experience homelessness, facilitating access for homeless individuals and families to affordable housing units, and preventing individuals and families who were recently homeless from becoming homeless again

Through the Housing Navigator program with Heartland Family Services, the City is able to provide the support to homeless persons to search through the available programs and find available housing for a permanent solution.

The City of Bellevue continues to support the Bellevue Housing Authority who administers the housing choice voucher program for the Bellevue community. The City is working with MACCH to identify gaps in service for Bellevue and to identify partners to help develop programs and projects that will eligible for future grant funding as well as additional federal funds to assist with the transition to permanent housing and decrease the wait time for assistance.

CR-30 - Public Housing 91.220(h); 91.320(j)

Actions taken to address the needs of public housing

The Bellevue Housing Authority is the primary provider of housing to very low-income household in the City of Bellevue. During the 2018-2019 Action Plan, no funds or programs were directly allocated to meet public housing needs. In the 2015 fiscal year, the Bellevue Housing Authority Foundation completed lot clearance and grading in preparation of creating additional housing. The City continues to work with Bellevue Housing Authority to identify housing needs in the community and research funding sources to help address those needs.

Actions taken to encourage public housing residents to become more involved in management and participate in homeownership

With limited funding available, the City of Bellevue did not fund a project encouraging public housing residents to become more involved in management and to participate in homeownership. The Bellevue Housing Authority does provide Rentwise curriculum to residents as well as family self-sufficiency programs. The City will continue to provide support to the Bellevue Housing Authority in the search for additional funding to support future ventures.

Actions taken to provide assistance to troubled PHAs

None. The Bellevue Housing Authority is not identified as troubled.

CR-35 - Other Actions 91.220(j)-(k); 91.320(i)-(j)

Actions taken to remove or ameliorate the negative effects of public policies that serve as barriers to affordable housing such as land use controls, tax policies affecting land, zoning ordinances, building codes, fees and charges, growth limitations, and policies affecting the return on residential investment. 91.220 (j); 91.320 (i)

In an effort to address any negative effects of public policy on affordable housing, the City of Bellevue utilizes various opportunities for input and review prior to the approve of policies or programs. CDBG staff participate in various events throughout the year to ensure the City continues to focus on affordable housing. These events include, but are not limited to, the annual strategic planning meetings where staff and the public can discuss the priorities and goals for the city as a whole throughout the next year, the development of the City's Capital Improvement Plan, regular attendance at agenda meetings and City Council meeting to continue to remain on the forefront of City issues that may affect affordable housing.

Actions taken to address obstacles to meeting underserved needs. 91.220(k); 91.320(j)

In addition to obstacles identified in the Consolidated Plan, no additional obstacles to meeting the underserved needs were identified during the 2018 program year. The City will continue to identify community partners and work towards addressing the needs of the underserved in the community as they are identified. The limited funding available affects the actions available to address obstacles.

Actions taken to reduce lead-based paint hazards. 91.220(k); 91.320(j)

As part of the critical and emergency home repair program, the City of Bellevue provides lead hazard information to homeowners and will assist with address lead-based paint abatement in homes were funding above the limited outlined is provided. With limited CDBG funds available, the City will continue to pursue additional funds for lead based paint educations, and assistance for contractors with training opportunities.

Actions taken to reduce the number of poverty-level families. 91.220(k); 91.320(j)

In the 2015 and 2016 Action Plan, the City provided funds for the Critical and Emergency Housing Repair program to assist low income families address issues that threaten housing. By helping address housing needs, families have funds available to address other critical needs. The City continued to work with businesses to increase the job opportunities for low- and moderate-income residents.

The City will continue to work with community leaders and businesses to identify opportunities to increase employment options and services in our community for low and moderate-income residents to increase financial independence.

Actions taken to develop institutional structure. 91.220(k); 91.320(j)

With limited funding, the City does not have the capacity to address homeless populations, persons with special needs, or the various public services needs of the low- and moderate-income individuals in our community without the assistance of community partners. Throughout 2018, the City's CDBG staff participated in various community meetings, housing task force meetings and developed connections with various stakeholders throughout the community to develop participation in the Consolidated Plan and its issues as well as expand the program and institutional structure to reach more residents. By adding to the number of partner agencies, the City hopes to enhance the coordination amount partners and further examine the needs of the homeless and at-risk population, developing data sources to ensure the more recent information is available, and provide outreach and information to at-risk population addressing the needs when identified.

Actions taken to enhance coordination between public and private housing and social service agencies. 91.220(k); 91.320(j)

The City of Bellevue continued to maintain contact with the Metropolitan Area Continuum of Care for the Homeless (MACCH) to ensure the City is an active participant in the non-profits outreach efforts.

The City has partnered with the City of Omaha, City of Council Bluffs, the Bellevue Housing Authority, and other housing authorities in the area to develop a regional approach to fair housing efforts. As the City worked to develop the Affirmatively Further Fair Housing plan specifically the Assessment of Fair Housing and the next Consolidated Plan, the City was able to reach out to additional stakeholders and community partners to develop relationship and encouraged vested interest in addressing the needs of community residents within Bellevue city limits.

Identify actions taken to overcome the effects of any impediments identified in the jurisdictions analysis of impediments to fair housing choice. 91.520(a)

The City of Bellevue worked to develop the Affirmatively Further Fair Housing Plan and formed a partnership with the City of Omaha and Council Bluffs and surrounding housing authorities to develop a plan to address the impediments identified. Following flooding in the Spring of 2019, the City of Bellevue joined the Housing Task Force of Sarpy County to begin efforts to address housing needs that arised from housing damaged by flooding.

To encourage participation for all residents, the City of Bellevue has developed a Limited English Proficiency Plan to addressed the needs for a small population with a wide variety of languages spoken in the community. The plan continues to be reviewed and developed as new partners and resources are identified. The City referred two complainants to the Fair Housing Center of Nebraska and Iowa for additional assistance.

CR-40 - Monitoring 91.220 and 91.230

Describe the standards and procedures used to monitor activities carried out in furtherance of the plan and used to ensure long-term compliance with requirements of the programs involved, including minority business outreach and the comprehensive planning requirements

The CDBG Program Administrator manages all CDBG projects and subrecipients, carries out the day-to-day operations, and implementation of funded activities with the help of the Finance Department. The monitoring process helps to facilitate the evaluation of program accomplishments in relation to the goals and objectives established in project proposals and contracts by allowing the City to review all programs and housing service providers to assess strengths, weaknesses, performance capabilities and accomplishments. Information gained from the review gives the City an opportunity to determine which programs and/or strategies are working, if benefits are being achieved, needs being met and accomplishment of objectives. Both qualitative and quantifiable methods of evaluation are utilized.

The City of Bellevue uses an application process to distribute funding and select subrecipients to administer CDBG funded programs. In order to ensure that CDBG-funded activities are meeting a national objective; addressing priority needs described in this Consolidated Plan; and complying with federal program standards, a subrecipient agreement is executed and several forms of subrecipient monitoring are undertaken.

On-going monitoring is conducted for all subrecipients receiving CDBG funds via phone and e-mail conversations, pre-award review, invoice submissions, quarterly status reports, and on-site monitoring. Quarterly Reports are required and act as progress reports addressing outputs, demographic data, and program funding specifics, as well as HUD-defined Performance Measures & Indicators. Prior to the execution of contracts with subrecipients, the CDBG Program Administrator holds a meeting to discuss the contract requirements, record-keeping and documentation requirements, among other CDBG-related topics. For invoice submission, subrecipients are required to submit supporting documentation (i.e. invoices, time sheets, etc.) with requests for reimbursement; support documentation is reviewed thoroughly to ensure compliance. Along with on-going monitoring, each subrecipient will be monitored on-site annually.

All purchases, including purchases under the CDBG Program, are subject to the City's Purchasing Manual. Small purchases in the aggregate follow documented price and rate quote processes. Purchases of goods and service more than the purchase ceiling follow formal RFQ, RFP or closed sealed bid processes and are subject to Council approval. All opportunities for contractors with the CDBG program are published in the local paper and posted on the City's website. The CDBG staff works with Permits and Inspections to notify contractors as they apply for City licenses about the bid opportunities through the City's grant program.

The CDBG Program Administrator and other staff continually review the program to identify concerns

and address any issues. Currently, the City is in the process of updating the application process, subrecipient oversight and monitoring efforts to include a risk analysis and include in the subrecipient agreements a clause allowing for only a one-year extension of the agreement with a proposed workout plan.

Citizen Participation Plan 91.105(d); 91.115(d)

Describe the efforts to provide citizens with reasonable notice and an opportunity to comment on performance reports.

The City of Bellevue adopted a revised Citizen Participation Plan in January 2017 to meet all requirements published in the Final Rule at 24 CFR 5 regarding obligation to Affirmatively Further Fair Housing which revised the citizen participation plan requirements at 24 CFR 91.105. A copy of plan is available on the City of Bellevue's website at all times and by contacting the City's CDBG Program Administrator. The plan places emphasis on: (1) encouraging the participation of all citizens, local and regional institutions, public housing agencies, non-profit organizations, city departments, contractors, faith-based organizations, and other interested parties during the development of all plans, reports, and any substantial amendments, (2) requires a 15 day comment period before a public hearing, (3) requires at least 3 public hearings during each Program Year (one during the plan's development, one a during the draft availability, and one during the annual performance evaluation), (4) provides full access to records and information regarding all aspects of the CDBG Program, (5) non-English speaking and hearing impaired residents are provided reasonable accommodation when notified prior to hearing, and (6) requires the City to consider all citizen comments and views and publish written explanation of comments not accepted in the Consolidated Plan, encourages citizens objections to Plan approval to be directed to HUD.

The CAPER was developed by the City of Bellevue and a draft will made available for public comments during a fifteen-day comment period. Notice was published in the Bellevue Leader on November 13, 2019, and the CAPER was available for review at the following locations:

- Bellevue City Hall, City Clerk's Office, 210 West Mission Avenue, Bellevue, NE 68005, Hours Monday – Friday 8:00 a.m. to 4:30 p.m. (City Clerk and CDBG Offices)
- Bellevue Public Library, 1003 Lincoln Road, Bellevue, NE 68005, Hours: Monday – Thursday 9:00 a.m. to 9:00 p.m.; Friday and Saturday 9:00 a.m. to 5:00 p.m.; Sunday 12:00 p.m. to 5:00 p.m.
- Bellevue Housing Authority, 8214 Armstrong Circle, Bellevue, NE 68005, Monday – Friday, 8:00 a.m. to 4:30 p.m.
- Bellevue Public Schools Lied Activity Center, 2700 Arboretum Dr, Bellevue, NE 68005, Tuesday, Thursday and Friday - 6:00 a.m. to 10:00 p.m. Wednesday - 6:00 a.m. to 7:00 p.m., Saturday - 8:00 a.m. to 5:00 p.m., Sunday - 12 noon - 5:00 p.m.
- City of Bellevue website at www.bellevue.net

A public hearing will be held on December 3, 2019, during the regular City Council meeting and citizens will be given the opportunity to submit verbal comments regarding the CAPER. All comments received are included in the final CAPER.

CR-45 - CDBG 91.520(c)

Specify the nature of, and reasons for, any changes in the jurisdiction's program objectives and indications of how the jurisdiction would change its programs as a result of its experiences.

The City of Bellevue has not made any major changes to the objectives of the CDBG program in the last year. The program continues to focus on:

- Encouraging economic develop through business development assistance and commercial rehabilitation.
- Improve public facilitates to support revitalization in neighborhoods and infrastructure improvements in support of economic development
- Increase affordable housing supply by maintaining affordable housing stock and encouraging the production of affordable rental units
- Provide community and neighborhood services to address identified gaps in services and expanded fair housing information and service.

The City is continuing to manage and review the program to ensure efficiency. As a result, there are proposed changes begin drafted for the program in the upcoming year to guarantee the program is up to date with current changes in regulations including the new Affirmative Further Fair Housing Rule and updates the Subrecipient Monitoring and Oversight procedures.

Does this Jurisdiction have any open Brownfields Economic Development Initiative (BEDI) grants?

No

[BEDI grantees] Describe accomplishments and program outcomes during the last year.

City of Bellevue – Resolution 2019

RESOLUTION 2019-

A RESOLUTION AUTHORIZING THE SUBMISSION OF THE CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT FOR THE 2018-2019 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM YEAR TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.

WHEREAS, the City of Bellevue receives Community Development Block Grant (CDBG) funds as an entitlement jurisdiction from the U.S. Department of Housing and Urban Development (HUD) under Title I of the Housing and Community Development Act of 1974; and

WHEREAS, HUD requires CDBG entitlement jurisdictions complete and submit an annual summary of their grant programs through a report known as the Consolidated Annual Performance and Evaluation Report (CAPER) for each program year; and

WHEREAS, the CAPER was prepared in accordance with HUD regulations and provides information about the program year's accomplishments and how the projects met goals and objectives in the 2014-2018 Consolidated Plan; and

WHEREAS, the City provided a 15-day public comment period for the purpose of receiving written and oral comments and conducted a public hearing on December 3, 2019, for the CAPER.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Bellevue, Nebraska, as follows:

- a.) Approves the 2018-2019 Consolidated Annual Performance and Evaluation Report (CAPER); and
- b.) Authorizes the Mayor to submit on behalf of the City of Bellevue the CAPER to the U.S. Department of Housing and Urban Development (HUD); and
- c.) Allows staff to make minor technical modifications and/or necessary corrections to the CAPER as required by HUD.

PASSED AND APPROVED, by the Mayor and City Council of the City of Bellevue, State of Nebraska, on this the 3rd day of December 2019.

Rusty Hike, Mayor

(SEAL)

ATTEST:

Susan Kluthe, City Clerk

PR26- CDBG Financial Summary Report



Office of Community Planning and Development
 U.S. Department of Housing and Urban Development
 Integrated Disbursement and Information System
 PR26 - CDBG Financial Summary Report
 Program Year 2018
 BELLEVUE , NE

DATE: 11-07-19
 TIME: 16:23
 PAGE: 1

| | |
|--|------------------|
| PART I: SUMMARY OF CDBG RESOURCES | |
| 01 UNEXPENDED CDBG FUNDS AT END OF PREVIOUS PROGRAM YEAR | 513,616.39 |
| 02 ENTITLEMENT GRANT | 356,838.00 |
| 03 SURPLUS URBAN RENEWAL | 0.00 |
| 04 SECTION 108 GUARANTEED LOAN FUNDS | 0.00 |
| 05 CURRENT YEAR PROGRAM INCOME | 0.00 |
| 05a CURRENT YEAR SECTION 108 PROGRAM INCOME (FOR SI TYPE) | 0.00 |
| 06 FUNDS RETURNED TO THE LINE-OF-CREDIT | 0.00 |
| 06a FUNDS RETURNED TO THE LOCAL CDBG ACCOUNT | 0.00 |
| 07 ADJUSTMENT TO COMPUTE TOTAL AVAILABLE | 0.00 |
| 08 TOTAL AVAILABLE (SUM, LINES 01-07) | 870,454.39 |
| PART II: SUMMARY OF CDBG EXPENDITURES | |
| 09 DISBURSEMENTS OTHER THAN SECTION 108 REPAYMENTS AND PLANNING/ADMINISTRATION | 394,091.16 |
| 10 ADJUSTMENT TO COMPUTE TOTAL AMOUNT SUBJECT TO LOW/MOD BENEFIT | 0.00 |
| 11 AMOUNT SUBJECT TO LOW/MOD BENEFIT (LINE 09 + LINE 10) | 394,091.16 |
| 12 DISBURSED IN IDIS FOR PLANNING/ADMINISTRATION | 50,681.38 |
| 13 DISBURSED IN IDIS FOR SECTION 108 REPAYMENTS | 0.00 |
| 14 ADJUSTMENT TO COMPUTE TOTAL EXPENDITURES | 0.00 |
| 15 TOTAL EXPENDITURES (SUM, LINES 11-14) | 444,772.54 |
| 16 UNEXPENDED BALANCE (LINE 08 - LINE 15) | 425,681.85 |
| PART III: LOW/MOD BENEFIT THIS REPORTING PERIOD | |
| 17 EXPENDED FOR LOW/MOD HOUSING IN SPECIAL AREAS | 0.00 |
| 18 EXPENDED FOR LOW/MOD MULTI-UNIT HOUSING | 0.00 |
| 19 DISBURSED FOR OTHER LOW/MOD ACTIVITIES | 394,091.16 |
| 20 ADJUSTMENT TO COMPUTE TOTAL LOW/MOD CREDIT | 0.00 |
| 21 TOTAL LOW/MOD CREDIT (SUM, LINES 17-20) | 394,091.16 |
| 22 PERCENT LOW/MOD CREDIT (LINE 21/LINE 11) | 100.00% |
| LOW/MOD BENEFIT FOR MULTI-YEAR CERTIFICATIONS | |
| 23 PROGRAM YEARS(PY) COVERED IN CERTIFICATION | PY: 2018 PY: PY: |
| 24 CUMULATIVE NET EXPENDITURES SUBJECT TO LOW/MOD BENEFIT CALCULATION | 394,091.16 |
| 25 CUMULATIVE EXPENDITURES BENEFITING LOW/MOD PERSONS | 394,091.16 |
| 26 PERCENT BENEFIT TO LOW/MOD PERSONS (LINE 25/LINE 24) | 100.00% |
| PART IV: PUBLIC SERVICE (PS) CAP CALCULATIONS | |
| 27 DISBURSED IN IDIS FOR PUBLIC SERVICES | 36,107.96 |
| 28 PS UNLIQUIDATED OBLIGATIONS AT END OF CURRENT PROGRAM YEAR | 30,851.34 |
| 29 PS UNLIQUIDATED OBLIGATIONS AT END OF PREVIOUS PROGRAM YEAR | 40,134.30 |
| 30 ADJUSTMENT TO COMPUTE TOTAL PS OBLIGATIONS | 0.00 |
| 31 TOTAL PS OBLIGATIONS (LINE 27 + LINE 28 - LINE 29 + LINE 30) | 26,825.00 |
| 32 ENTITLEMENT GRANT | 356,838.00 |
| 33 PRIOR YEAR PROGRAM INCOME | 0.00 |
| 34 ADJUSTMENT TO COMPUTE TOTAL SUBJECT TO PS CAP | 0.00 |
| 35 TOTAL SUBJECT TO PS CAP (SUM, LINES 32-34) | 356,838.00 |
| 36 PERCENT FUNDS OBLIGATED FOR PS ACTIVITIES (LINE 31/LINE 35) | 7.52% |
| PART V: PLANNING AND ADMINISTRATION (PA) CAP | |
| 37 DISBURSED IN IDIS FOR PLANNING/ADMINISTRATION | 50,681.38 |
| 38 PA UNLIQUIDATED OBLIGATIONS AT END OF CURRENT PROGRAM YEAR | 72,351.34 |
| 39 PA UNLIQUIDATED OBLIGATIONS AT END OF PREVIOUS PROGRAM YEAR | 83,032.97 |
| 40 ADJUSTMENT TO COMPUTE TOTAL PA OBLIGATIONS | 0.00 |
| 41 TOTAL PA OBLIGATIONS (LINE 37 + LINE 38 - LINE 39 +LINE 40) | 39,999.75 |
| 42 ENTITLEMENT GRANT | 356,838.00 |
| 43 CURRENT YEAR PROGRAM INCOME | 0.00 |
| 44 ADJUSTMENT TO COMPUTE TOTAL SUBJECT TO PA CAP | 0.00 |
| 45 TOTAL SUBJECT TO PA CAP (SUM, LINES 42-44) | 356,838.00 |
| 46 PERCENT FUNDS OBLIGATED FOR PA ACTIVITIES (LINE 41/LINE 45) | 11.21% |



Office of Community Planning and Development
 U.S. Department of Housing and Urban Development
 Integrated Disbursement and Information System
 PR26 - CDBG Financial Summary Report
 Program Year 2018
 BELLEVUE , NE

DATE: 11-07-19
 TIME: 16:23
 PAGE: 2

LINE 17 DETAIL: ACTIVITIES TO CONSIDER IN DETERMINING THE AMOUNT TO ENTER ON LINE 17

Report returned no data.

LINE 18 DETAIL: ACTIVITIES TO CONSIDER IN DETERMINING THE AMOUNT TO ENTER ON LINE 18

Report returned no data.

LINE 19 DETAIL: ACTIVITIES INCLUDED IN THE COMPUTATION OF LINE 19

| Plan Year | IDIS Project | IDIS Activity | Voucher Number | Activity Name | Matrix Code | National Objective | Drawn Amount |
|--------------|--------------|---------------|----------------|---|-------------|--------------------|---------------------|
| 2017 | 1 | 31 | 6280282 | 2018 Land Purchase | 01 | LMH | \$12,522.43 |
| | | | | | 01 | Matrix Code | \$12,522.43 |
| 2017 | 2 | 32 | 6258265 | Chandler Hills Curb and Reconstruction | 03K | LMA | \$2,105.00 |
| 2017 | 2 | 32 | 6276911 | Chandler Hills Curb and Reconstruction | 03K | LMA | \$43,676.00 |
| 2018 | 2 | 38 | 6276911 | CDBG Chandler Paving Project | 03K | LMA | \$1,320.63 |
| 2018 | 2 | 38 | 6280284 | CDBG Chandler Paving Project | 03K | LMA | \$131,456.06 |
| 2018 | 2 | 38 | 6284366 | CDBG Chandler Paving Project | 03K | LMA | \$104,591.38 |
| 2018 | 2 | 38 | 6292485 | CDBG Chandler Paving Project | 03K | LMA | \$17,718.93 |
| | | | | | 03K | Matrix Code | \$300,868.00 |
| 2017 | 3 | 33 | 6207512 | BJSA Participation Assistance Program | 05Z | LMC | \$1,710.00 |
| 2017 | 3 | 33 | 6228787 | BJSA Participation Assistance Program | 05Z | LMC | \$1,620.00 |
| 2017 | 3 | 33 | 6258264 | BJSA Participation Assistance Program | 05Z | LMC | \$1,380.00 |
| 2017 | 3 | 33 | 6296440 | BJSA Participation Assistance Program | 05Z | LMC | \$1,060.00 |
| 2017 | 4 | 34 | 6207512 | Heartland Housing Navigator | 05Z | LMC | \$7,379.96 |
| 2017 | 4 | 34 | 6228787 | Heartland Housing Navigator | 05Z | LMC | \$6,362.64 |
| 2017 | 4 | 34 | 6263385 | Heartland Housing Navigator | 05Z | LMC | \$7,201.72 |
| 2017 | 4 | 34 | 6296440 | Heartland Housing Navigator | 05Z | LMC | \$6,748.64 |
| 2018 | 3 | 39 | 6247192 | Backyard Sports Clinics & Club Participation Assistance | 05Z | LMC | \$2,160.00 |
| 2018 | 3 | 39 | 6280282 | Backyard Sports Clinics & Club Participation Assistance | 05Z | LMC | \$485.00 |
| | | | | | 05Z | Matrix Code | \$36,107.96 |
| 2016 | 2 | 27 | 6228787 | Rebuilding Together Critical and Emergency Home Repairs | 14A | LMH | \$44,592.77 |
| | | | | | 14A | Matrix Code | \$44,592.77 |
| Total | | | | | | | \$394,091.16 |

LINE 27 DETAIL: ACTIVITIES INCLUDED IN THE COMPUTATION OF LINE 27

| Plan Year | IDIS Project | IDIS Activity | Voucher Number | Activity Name | Matrix Code | National Objective | Drawn Amount |
|--------------|--------------|---------------|----------------|---|-------------|--------------------|--------------------|
| 2017 | 3 | 33 | 6207512 | BJSA Participation Assistance Program | 05Z | LMC | \$1,710.00 |
| 2017 | 3 | 33 | 6228787 | BJSA Participation Assistance Program | 05Z | LMC | \$1,620.00 |
| 2017 | 3 | 33 | 6258264 | BJSA Participation Assistance Program | 05Z | LMC | \$1,380.00 |
| 2017 | 3 | 33 | 6296440 | BJSA Participation Assistance Program | 05Z | LMC | \$1,060.00 |
| 2017 | 4 | 34 | 6207512 | Heartland Housing Navigator | 05Z | LMC | \$7,379.96 |
| 2017 | 4 | 34 | 6228787 | Heartland Housing Navigator | 05Z | LMC | \$6,362.64 |
| 2017 | 4 | 34 | 6263385 | Heartland Housing Navigator | 05Z | LMC | \$7,201.72 |
| 2017 | 4 | 34 | 6296440 | Heartland Housing Navigator | 05Z | LMC | \$6,748.64 |
| 2018 | 3 | 39 | 6247192 | Backyard Sports Clinics & Club Participation Assistance | 05Z | LMC | \$2,160.00 |
| 2018 | 3 | 39 | 6280282 | Backyard Sports Clinics & Club Participation Assistance | 05Z | LMC | \$485.00 |
| | | | | | 05Z | Matrix Code | \$36,107.96 |
| Total | | | | | | | \$36,107.96 |

LINE 37 DETAIL: ACTIVITIES INCLUDED IN THE COMPUTATION OF LINE 37

| Plan Year | IDIS Project | IDIS Activity | Voucher Number | Activity Name | Matrix Code | National Objective | Drawn Amount |
|-----------|--------------|---------------|----------------|------------------------|-------------|--------------------|--------------|
| 2016 | 5 | 30 | 6200918 | Program Administration | 21A | | \$897.00 |



Office of Community Planning and Development
 U.S. Department of Housing and Urban Development
 Integrated Disbursement and Information System
 PR26 - CDBG Financial Summary Report
 Program Year 2018
 BELLEVUE , NE

DATE: 11-07-19
 TIME: 16:23
 PAGE: 3

| Plan Year | IDIS Project | IDIS Activity | Voucher Number | Activity Name | Matrix Code | National Objective | Drawn Amount |
|--------------|--------------|---------------|----------------|------------------------|-------------|--------------------|--------------|
| 2016 | 5 | 30 | 6207512 | Program Administration | 21A | | \$855.36 |
| 2016 | 5 | 30 | 6211287 | Program Administration | 21A | | \$132.02 |
| 2016 | 5 | 30 | 6215011 | Program Administration | 21A | | \$2,143.00 |
| 2016 | 5 | 30 | 6220319 | Program Administration | 21A | | \$1,131.00 |
| 2016 | 5 | 30 | 6225486 | Program Administration | 21A | | \$520.35 |
| 2016 | 5 | 30 | 6228787 | Program Administration | 21A | | \$1,404.55 |
| 2016 | 5 | 30 | 6238203 | Program Administration | 21A | | \$651.60 |
| 2016 | 5 | 30 | 6243589 | Program Administration | 21A | | \$584.75 |
| 2016 | 5 | 30 | 6247192 | Program Administration | 21A | | \$2,787.17 |
| 2016 | 5 | 30 | 6253669 | Program Administration | 21A | | \$413.26 |
| 2016 | 5 | 30 | 6258264 | Program Administration | 21A | | \$2,267.11 |
| 2016 | 5 | 30 | 6263385 | Program Administration | 21A | | \$1.00 |
| 2016 | 5 | 30 | 6271652 | Program Administration | 21A | | \$3,157.73 |
| 2016 | 5 | 30 | 6280282 | Program Administration | 21A | | \$810.17 |
| 2016 | 5 | 30 | 6284799 | Program Administration | 21A | | \$1,795.50 |
| 2016 | 5 | 30 | 6292480 | Program Administration | 21A | | \$1,944.44 |
| 2016 | 5 | 30 | 6300472 | Program Administration | 21A | | \$1,338.50 |
| 2016 | 5 | 30 | 6306786 | Program Administration | 21A | | \$1,394.00 |
| 2016 | 5 | 30 | 6308284 | Program Administration | 21A | | \$3.15 |
| 2017 | 6 | 36 | 6200918 | Program Administration | 21A | | \$477.75 |
| 2017 | 6 | 36 | 6200920 | Program Administration | 21A | | \$31.57 |
| 2017 | 6 | 36 | 6207512 | Program Administration | 21A | | \$929.45 |
| 2017 | 6 | 36 | 6215011 | Program Administration | 21A | | \$2,851.94 |
| 2017 | 6 | 36 | 6220319 | Program Administration | 21A | | \$1,883.20 |
| 2017 | 6 | 36 | 6225486 | Program Administration | 21A | | \$556.20 |
| 2017 | 6 | 36 | 6228787 | Program Administration | 21A | | \$1,621.64 |
| 2017 | 6 | 36 | 6238203 | Program Administration | 21A | | \$660.77 |
| 2017 | 6 | 36 | 6243589 | Program Administration | 21A | | \$752.46 |
| 2017 | 6 | 36 | 6247192 | Program Administration | 21A | | \$3,315.00 |
| 2017 | 6 | 36 | 6253669 | Program Administration | 21A | | \$777.66 |
| 2017 | 6 | 36 | 6258264 | Program Administration | 21A | | \$2,223.00 |
| 2017 | 6 | 36 | 6271652 | Program Administration | 21A | | \$2,629.64 |
| 2017 | 6 | 36 | 6280282 | Program Administration | 21A | | \$1,109.20 |
| 2017 | 6 | 36 | 6284799 | Program Administration | 21A | | \$2,193.75 |
| 2017 | 6 | 36 | 6292480 | Program Administration | 21A | | \$1,159.48 |
| 2017 | 6 | 36 | 6300472 | Program Administration | 21A | | \$978.50 |
| 2017 | 6 | 36 | 6306786 | Program Administration | 21A | | \$625.25 |
| 2018 | 5 | 41 | 6292480 | Program Administration | 21A | | \$887.51 |
| 2018 | 5 | 41 | 6300472 | Program Administration | 21A | | \$744.75 |
| 2018 | 5 | 41 | 6306786 | Program Administration | 21A | | \$41.00 |
| | | | | | 21A | Matrix Code | \$50,681.38 |
| Total | | | | | | | \$50,681.38 |

PR26 - Activity Summary by Selected Grant
 Date Generated: 11/12/2019
 Grantee: BELLEVUE
 Grant Year: 2018, 2017, 2016

| Total Grant Amount for 2018 Grant year = \$356,838.00 | | | | | | | | | | | | | |
|---|--------------|------------|--------------|-----------------------------|-------------|--------------------|---------------|-----------------|-----------------------------------|----------------------------------|---|--|---|
| State | Grantee Name | Grant Year | Grant Number | Activity Group | Matrix Code | National Objective | IDIS Activity | Activity Status | Amount Funded From Selected Grant | Amount Drawn From Selected Grant | % of CDBG Drawn From Selected Grant/Grant | Total CDBG Funded Amount (All Years All Sources) | Total CDBG Drawn Amount (All Years All Sources) |
| NE | BELLEVUE | 2018 | B18MC310003 | Administrative And Planning | 21A | | 41 | Open | \$40,000.00 | \$2,073.47 | | \$40,000.00 | \$2,073.47 |
| NE | BELLEVUE | 2018 | B18MC310003 | Economic Development | 14E | LMA | 40 | Open | \$60,000.00 | \$0.00 | 0.58% | \$60,000.00 | \$0.00 |
| NE | BELLEVUE | 2018 | B18MC310003 | Public Improvements | 03K | LMA | 38 | Open | \$130,013.00 | \$130,013.00 | | \$255,087.00 | \$255,087.00 |
| NE | BELLEVUE | 2018 | B18MC310003 | Public Improvements | 03L | LMA | 37 | Open | \$100,000.00 | \$0.00 | | \$100,000.00 | \$0.00 |
| NE | BELLEVUE | 2018 | B18MC310003 | Public Services | 05Z | LMC | 39 | Open | \$26,825.00 | \$26,825.00 | 0.74% | \$26,825.00 | \$26,825.00 |
| Total 2018 | | | | | | | | | \$356,838.00 | \$134,731.47 | 37.76% | \$481,912.00 | \$259,805.47 |

| Total Grant Amount for 2017 Grant year = \$318,561.00 | | | | | | | | | | | | | |
|---|--------------|------------|--------------|-----------------------------|-------------|--------------------|---------------|-----------------|-----------------------------------|----------------------------------|---|--|---|
| State | Grantee Name | Grant Year | Grant Number | Activity Group | Matrix Code | National Objective | IDIS Activity | Activity Status | Amount Funded From Selected Grant | Amount Drawn From Selected Grant | % of CDBG Drawn From Selected Grant/Grant | Total CDBG Funded Amount (All Years All Sources) | Total CDBG Drawn Amount (All Years All Sources) |
| NE | BELLEVUE | 2017 | B17MC310003 | Acquisition | 01 | LMH | 31 | Open | \$50,000.00 | \$12,522.43 | | \$50,000.00 | \$12,522.43 |
| NE | BELLEVUE | 2017 | B17MC310003 | Administrative And Planning | 21A | | 36 | Open | \$50,000.00 | \$30,069.48 | 3.93% | \$50,000.00 | \$30,069.48 |
| NE | BELLEVUE | 2017 | B17MC310003 | Economic Development | 18A | LMJ | 35 | Cancel | \$0.00 | \$0.00 | | \$0.00 | \$0.00 |
| NE | BELLEVUE | 2017 | B17MC310003 | Public Improvements | 03K | LMA | 32 | Open | \$45,781.00 | \$45,781.00 | 0.00% | \$45,781.00 | \$45,781.00 |
| NE | BELLEVUE | 2017 | B17MC310003 | Public Services | 05Z | LMC | 33 | Open | \$8,000.00 | \$8,000.00 | 14.37% | \$8,000.00 | \$8,000.00 |
| NE | BELLEVUE | 2017 | B17MC310003 | Public Services | 05Z | LMC | 34 | Open | \$39,780.00 | \$39,780.00 | | \$39,780.00 | \$39,780.00 |
| Total 2017 | | | | | | | | | \$47,780.00 | \$47,780.00 | 15.00% | \$47,780.00 | \$47,780.00 |

| | | | | | |
|------------|--------------|--------------|--------|--------------|--------------|
| Total 2017 | \$193,561.00 | \$136,152.91 | 42.74% | \$193,561.00 | \$136,152.91 |
|------------|--------------|--------------|--------|--------------|--------------|

| Total Grant Amount for 2016 Grant year = \$298,768.00 | | | | | | | | | | | | | |
|---|--------------|------------|--------------|-----------------------------|-------------|--------------------|---------------|-----------------|-----------------------------------|----------------------------------|---|--|---|
| State | Grantee Name | Grant Year | Grant Number | Activity Group | Matrix Code | National Objective | IDIS Activity | Activity Status | Amount Funded From Selected Grant | Amount Drawn From Selected Grant | % of CDBG Drawn From Selected Grant/Grant | Total CDBG Funded Amount (All Years All Sources) | Total CDBG Drawn Amount (All Years All Sources) |
| NE | BELLEVUE | 2016 | B16MC310003 | Administrative And Planning | 21A | | 30 | Open | \$50,000.00 | \$39,416.93 | | \$50,000.00 | \$39,416.93 |
| NE | BELLEVUE | 2016 | B16MC310003 | Economic Development | 14E | LMIP | 29 | Open | \$9,694.00 | \$9,694.00 | 13.19% | \$9,694.00 | \$9,694.00 |
| NE | BELLEVUE | 2016 | B16MC310003 | Housing | 14A | LMH | 27 | Completed | \$70,248.46 | \$70,248.46 | 3.24% | \$70,248.46 | \$70,248.46 |
| NE | BELLEVUE | 2016 | B16MC310003 | Public Improvements | 03K | LMA | 38 | Open | \$86,761.00 | \$86,761.00 | | \$255,087.00 | \$255,087.00 |
| NE | BELLEVUE | 2016 | B16MC310003 | Public Improvements | 03L | LMA | 26 | Completed | \$66,704.00 | \$66,704.00 | 23.51% | \$66,704.00 | \$66,704.00 |
| NE | BELLEVUE | 2016 | B16MC310003 | Public Services | 05Z | LMC | 38 | Completed | \$15,360.00 | \$15,360.00 | 51.37% | \$321,791.00 | \$321,791.00 |
| NE | BELLEVUE | 2016 | B16MC310003 | Public Services | 05Z | LMC | 38 | Completed | \$15,360.00 | \$15,360.00 | 5.14% | \$15,360.00 | \$15,360.00 |
| Total 2016 | | | | | | | | | \$298,767.46 | \$288,184.39 | 96.46% | \$467,093.46 | \$456,510.39 |
| Grand Total | | | | | | | | | \$849,166.46 | \$559,068.77 | 57.39% | \$1,142,566.46 | \$852,468.77 |

PR23-CDBG Summary of Accomplishments



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Summary of Accomplishments
 Program Year: 2018

DATE: 11-07-19
 TIME: 16:25
 PAGE: 1

BELLEVUE

Count of CDBG Activities with Disbursements by Activity Group & Matrix Code

| Activity Group | Activity Category | Open Count | Open Activities Disbursed | Completed Count | Completed Activities Disbursed | Program Year Count | Total Activities Disbursed |
|-------------------------------------|--|------------|---------------------------|-----------------|--------------------------------|--------------------|----------------------------|
| Acquisition | Acquisition of Real Property (01) | 1 | \$12,522.43 | 0 | \$0.00 | 1 | \$12,522.43 |
| | Total Acquisition | 1 | \$12,522.43 | 0 | \$0.00 | 1 | \$12,522.43 |
| Economic Development | Rehab; Publicly or Privately-Owned Commercial/Industrial (14E) | 2 | \$0.00 | 0 | \$0.00 | 2 | \$0.00 |
| | Total Economic Development | 2 | \$0.00 | 0 | \$0.00 | 2 | \$0.00 |
| Housing | Rehab; Single-Unit Residential (14A) | 0 | \$0.00 | 2 | \$44,592.77 | 2 | \$44,592.77 |
| | Total Housing | 0 | \$0.00 | 2 | \$44,592.77 | 2 | \$44,592.77 |
| Public Facilities and Improvements | Parks, Recreational Facilities (03F) | 0 | \$0.00 | 1 | \$0.00 | 1 | \$0.00 |
| | Street Improvements (03K) | 2 | \$300,868.00 | 0 | \$0.00 | 2 | \$300,868.00 |
| | Sidewalks (03L) | 1 | \$0.00 | 1 | \$0.00 | 2 | \$0.00 |
| | Total Public Facilities and Improvements | 3 | \$300,868.00 | 2 | \$0.00 | 5 | \$300,868.00 |
| Public Services | Other Public Services Not Listed in 05A-05Y, 03T (05Z) | 3 | \$36,107.96 | 1 | \$0.00 | 4 | \$36,107.96 |
| | Total Public Services | 3 | \$36,107.96 | 1 | \$0.00 | 4 | \$36,107.96 |
| General Administration and Planning | General Program Administration (21A) | 3 | \$50,681.38 | 0 | \$0.00 | 3 | \$50,681.38 |
| | Total General Administration and Planning | 3 | \$50,681.38 | 0 | \$0.00 | 3 | \$50,681.38 |
| Grand Total | | 12 | \$400,179.77 | 5 | \$44,592.77 | 17 | \$444,772.54 |



BELLEVUE

CDBG Sum of Actual Accomplishments by Activity Group and Accomplishment Type

| Activity Group | Matrix Code | Accomplishment Type | Open Count | Completed Count | Program Year Totals |
|------------------------------------|--|---------------------|--------------|-----------------|---------------------|
| Acquisition | Acquisition of Real Property (01) | Housing Units | 0 | 0 | 0 |
| | Total Acquisition | | 0 | 0 | 0 |
| Economic Development | Rehab; Publicly or Privately-Owned Commercial/Industrial (14E) | Business | 0 | 0 | 0 |
| | | Jobs | 0 | 0 | 0 |
| | Total Economic Development | | 0 | 0 | 0 |
| Housing | Rehab; Single-Unit Residential (14A) | Housing Units | 0 | 39 | 39 |
| | Total Housing | | 0 | 39 | 39 |
| Public Facilities and Improvements | Parks, Recreational Facilities (03F) | Public Facilities | 0 | 2,960 | 2,960 |
| | Street Improvements (03K) | Persons | 4,905 | 0 | 4,905 |
| | Sidewalks (03L) | Persons | 0 | 2,670 | 2,670 |
| | Total Public Facilities and Improvements | | 4,905 | 5,630 | 10,535 |
| Public Services | Other Public Services Not Listed in 05A-05Y, 03T (05Z) | Persons | 110 | 50 | 160 |
| | Total Public Services | | 110 | 50 | 160 |
| Grand Total | | | 5,015 | 5,719 | 10,734 |



BELLEVUE

CDBG Beneficiaries by Racial / Ethnic Category

| Housing-Non Housing | Race | Total Hispanic | |
|---------------------|--------------------------------|----------------|--------------------------|
| | | Total Persons | Persons Total Households |
| Housing | White | 0 | 0 37 |
| | American Indian/Alaskan Native | 0 | 0 2 |
| | Total Housing | 0 | 0 39 |
| Non Housing | White | 119 | 6 0 |
| | Black/African American | 29 | 0 0 |
| | Asian & White | 1 | 0 0 |
| | Black/African American & White | 6 | 0 0 |
| | Other multi-racial | 5 | 2 0 |
| | Total Non Housing | 160 | 8 0 |
| Grand Total | White | 119 | 6 37 |
| | Black/African American | 29 | 0 0 |
| | American Indian/Alaskan Native | 0 | 0 2 |
| | Asian & White | 1 | 0 0 |
| | Black/African American & White | 6 | 0 0 |
| | Other multi-racial | 5 | 2 0 |
| | Total Grand Total | 160 | 8 39 |



BELLEVUE

CDBG Beneficiaries by Income Category

| | Income Levels | Owner Occupied | Renter Occupied | Persons |
|-------------|-----------------------|----------------|-----------------|---------|
| Housing | Extremely Low (<=30%) | 3 | 0 | 0 |
| | Low (>30% and <=50%) | 5 | 0 | 0 |
| | Mod (>50% and <=80%) | 1 | 0 | 0 |
| | Total Low-Mod | 9 | 0 | 0 |
| | Non Low-Mod (>80%) | 0 | 0 | 0 |
| | Total Beneficiaries | 9 | 0 | 0 |
| Non Housing | Extremely Low (<=30%) | 0 | 0 | 25 |
| | Low (>30% and <=50%) | 0 | 0 | 38 |
| | Mod (>50% and <=80%) | 0 | 0 | 5 |
| | Total Low-Mod | 0 | 0 | 68 |
| | Non Low-Mod (>80%) | 0 | 0 | 0 |
| | Total Beneficiaries | 0 | 0 | 68 |

PR06-Summary of Consolidated Plan Projects for Report Year

U.S. DEPARTMENT OF HOUSING AND
 URBAN DEVELOPMENT
 OFFICE OF COMMUNITY PLANNING AND
 DEVELOPMENT
 PR06 - Summary of Consolidated Plan
 Projects for Report Year

DATE: 11/12/2019
 TIME: 11:15:06 AM
 PAGE: 1/1

IDIS

| Plan IDIS Year Project | Project Title and Description | Program | Project Estimate | Committed Amount | Amount Drawn Thru Report Year | Amount Available to Draw | Amount Drawn in Report Year |
|---------------------------|---|---------|---------------------|---------------------|-------------------------------------|--------------------------------|-----------------------------------|
| 2018 1 | Valley View Sidewalk Improvements | CDBG | \$100,000.00 | \$100,000.00 | \$0.00 | \$100,000.00 | \$0.00 |
| | The proposed project includes the replacement and new construction of sidewalks and curb ramps in a low and moderate-income census tract to provide for safe, ADA compliant pedestrian travel routes for residents. The project will enhance neighborhood accessibility and create safe walking conditions for residents and children walking to bus stops or school. | | | | | | |
| 2 | CDBG Chandler Fixing Project | CDBG | \$255,087.00 | \$255,087.00 | \$255,087.00 | \$0.00 | \$255,087.00 |
| | The proposed project includes the reconstruction of deteriorated streets and the installation of curb, guttering, and sidewalk in an area with substandard infrastructure. The project is located in a low- and moderate-income census tract in north central Bellevue. Substantial Amendment The Substantial Amendment reallocated available funds in the amount of \$121,771 since the activity was shovel ready and would go out for bids in the spring. | | | | | | |
| 3 | Backyard Sports Clinics & Club Participation Assistance | CDBG | \$20,625.00 | \$20,625.00 | \$2,645.00 | \$24,180.00 | \$2,645.00 |
| | The project will provide financial assistance through an application process to children from very low-, low- and moderate-income households residing within the city limits to participate in an organized sports programs and enhance performance through specific sport clinics. | | | | | | |
| 4 | Buckley 2110 Office Retail Upgrade Phase II | CDBG | \$60,000.00 | \$60,000.00 | \$0.00 | \$60,000.00 | \$0.00 |
| | The project will provide assistance with additional environmental testing as required, correction of code violations and facade improvements on a building zoned for commercial use located in low and moderate-income census tract in Old Town Bellevue at 2110 Franklin Street. The property owner will provide 1:1 match for all CDBG assistance received for the project. | | | | | | |
| 5 | Program Administration | CDBG | \$40,000.00 | \$40,000.00 | \$1,673.26 | \$38,326.74 | \$1,673.26 |
| | The project includes all activities associated with successful administration of the CDBG program including department expenses necessary to administer the CDBG program (staff, salary, benefits, supplies, and services), required action plan, CAPER, financial and reporting requirements, project monitoring, environmental assessments, continued training and education opportunities, and other responsibility for the CDBG program. | | | | | | |

PR03-CDBG Activity Summary Report



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2018
 BELLEVUE

Date: 07-Nov-2019
 Time: 16:26
 Page: 1

PGM Year: 2012
 Project: 0001 - Hastings Banner Park Improvements
 IDIS Activity: 9 - HASTINGS BANNER PARK IMPROVEMENTS
 Status: Completed 10/17/2018 12:00:00 AM
 Location: 5000 Virginia St Bellevue, NE 68157
 Objective: Create suitable living environments
 Outcome: Sustainability
 Matrix Code: Parks, Recreational Facilities (03F) National Objective: LMA

Initial Funding Date: 01/23/2013

Description:

The project involves the improvements to the City Park including installation of a new ADA accessible restroom facility and a park shelter facility. The project is located in a low income neighborhood, the Southern Park Addition, at 50th Street and Robin Avenue. The upgrades will bring the park up to date for ADA regulation and create accessibility for the surrounding neighborhoods.

Financing

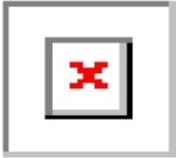
| | Fund Type | Grant Year | Grant | Funded Amount | Drawn In Program Year | Drawn Thru Program Year |
|-------|-----------|------------|-------------|---------------|-----------------------|-------------------------|
| CDBG | EN | Pre-2015 | | \$177,378.50 | \$0.00 | \$0.00 |
| | | 2012 | B12MC310003 | | \$0.00 | \$57,750.00 |
| | | 2014 | B14MC310003 | | \$0.00 | \$119,628.50 |
| Total | Total | | | \$177,378.50 | \$0.00 | \$177,378.50 |

Proposed Accomplishments

Public Facilities : 592
 Total Population in Service Area: 592
 Census Tract Percent Low / Mod: 52.40

Annual Accomplishments

| Years | Accomplishment Narrative | # Benefiting |
|-------|--|--------------|
| 2012 | 2012-2013 2nd Quarter: The design was prepared and selected for the bathroom/shelter facility. Following a cost analysis, it was determined that funding would not allow for the completion of both projects. It was determined that an ADA shelter facility would be completed first. 2012-2013 3rd Quarter: Preparing the bid specifications and documents to go out for bids on the shelter facility. 2012-2013 4th Quarter: Request for Bids was distributed, three contractors received bid packets. Bids were opened on August 14, 2013, and lowest bidder was selected. Pre-construction meeting was held and Notice to Proceed was sent out October 2, 2013. | |
| 2013 | The Parks, Planning, and Public Works Department worked to develop a building plan for the bathroom that would meet all federal requirements and City Code building specifications. It was determined that a pre-fabricated building would meet all specs. A contract and purchase/installation agreement for the building was executed in July 2014 with construction anticipated to begin in October 2014. In December 2014, the contractor has canceled the project due to sight spacing requirements for installation. The City has identified and is obtaining bids for prefabricated building with on-site installation that meets design standards. The project is anticipated to be complete in August 2015. | |
| 2015 | THE CITY OF BELLEVUE CONDUCTED ANOTHER REQUEST FOR BIDS. BIDS CAME IN HIGHER THAN ANTICIPATED. THE CITY IS PROPOSING TO COMPLETE THE WORK IN HOUSE. | |



U.S. Department of Housing and Urban Development
Office of Community Planning and Development
Integrated Disbursement and Information System
CDBG Activity Summary Report (GPR) for Program Year 2018
BELLEVUE

Date: 07-Nov-2019
Time: 16:26
Page: 2

| Years | Accomplishment Narrative | # Benefiting |
|-------|--|--------------|
| 2016 | The City worked with an engineering firm to prepare a request for bids and conducted a bid opening in March 2017 for construction of a bathroom facility at Hastings Banner Park. A contract was executed and construction began with funding provided through CDBG and City funds. Construction began in June and is schedule for completion in October 2017. | |
| 2017 | Construction work was completed and the final performance report was received in March 2018. Following a project file review and a final monitoring visit, the project will have a final close out in October 2018. | |



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2018
 BELLEVUE

Date: 07-Nov-2019
 Time: 16:26
 Page: 3

PGM Year: 2015
 Project: 0003 - Rebuilding Together Home Repairs Program
 IDIS Activity: 23 - REBUILDING TOGETHER CRITICAL HOME REPAIR PROGRAM
 Status: Completed 10/19/2018 12:00:00 AM
 Location: Address Suppressed
 Objective: Provide decent affordable housing
 Outcome: Affordability
 Matrix Code: Rehab; Single-Unit Residential (14A)
 National Objective: LMH

Initial Funding Date: 01/20/2016

Description:

The project will provide financial assistance to very low- and extremely-low income homeowners within the city limits with critical and emergency home repairs through home modifications, emergency repair, and roof repair programs. The program will make the home free of health and safety concerns, home modifications for accessibility, and repair repairs that allow homeowners to remain in their homes and maintain the integrity of the structure. Home repairs will include various areas activities including roof repair which includes replacement, chimney repair, and removal of tree limbs and, critical repairs including electrical or plumbing repair, wall and ceiling repair, entry repair such as steps, porch, and hand railings.

Financing

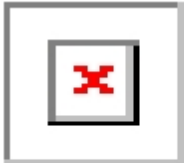
| | Fund Type | Grant Year | Grant | Funded Amount | Drawn In Program Year | Drawn Thru Program Year |
|-------|-----------|------------|-------------|---------------|-----------------------|-------------------------|
| CDBG | EN | 2015 | B15MC310003 | \$100,000.00 | \$0.00 | \$100,000.00 |
| Total | Total | | | \$100,000.00 | \$0.00 | \$100,000.00 |

Proposed Accomplishments

Housing Units : 30

Actual Accomplishments

| Number assisted: | Owner | | Renter | | Total | | Person | |
|--|-------|----------|--------|----------|-------|----------|--------|----------|
| | Total | Hispanic | Total | Hispanic | Total | Hispanic | Total | Hispanic |
| White: | 13 | 1 | 0 | 0 | 13 | 1 | 0 | 0 |
| Black/African American: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Asian: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native: | 2 | 0 | 0 | 0 | 2 | 0 | 0 | 0 |
| Native Hawaiian/Other Pacific Islander: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native & White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Asian White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Black/African American & White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native & Black/African American: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Other multi-racial: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Asian/Pacific Islander: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |



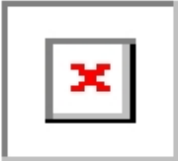
U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2018
 BELLEVUE

Date: 07-Nov-2019
 Time: 16:26
 Page: 4

| | | | | | | | | |
|---------------------------|--------|--------|--------|--------|----|---|---|---|
| Hispanic: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Total: | 15 | 1 | 0 | 0 | 15 | 1 | 0 | 0 |
| Female-headed Households: | 12 | | 0 | | 12 | | | |
| Income Category: | | | | | | | | |
| | Owner | Renter | Total | Person | | | | |
| Extremely Low | 4 | 0 | 4 | 0 | | | | |
| Low Mod | 9 | 0 | 9 | 0 | | | | |
| Moderate | 0 | 0 | 0 | 0 | | | | |
| Non Low Moderate | 0 | 0 | 0 | 0 | | | | |
| Total | 13 | 0 | 13 | 0 | | | | |
| Percent Low/Mod | 100.0% | | 100.0% | | | | | |

Annual Accomplishments

| Years | Accomplishment Narrative | # Benefiting |
|-------|--|--------------|
| 2015 | The activity is moving forward with improved weather. Advertising was placed in the Bellevue Leader to notify the public of the program. | |
| 2016 | Rebuilding Together Omaha (RTO) continues to reach out through community visits, meets, and ads in Bellevue. RTO is working with other service agencies to provide brochures to their clients in efforts to spread word of the program to the elderly and disabled. CDBG staff met with RTO to discuss options to increase applications to the program. Response is increasing and RTO feels the work is spreading regarding the program. Progress is improving with the increased calls from Bellevue homeowners. | |
| 2017 | Efforts to educate low-income senior homeowners about services available is indicative by the increase in requests for services. In April 2018, a letter was mailed to 1,100 residents in two postal routes with a high percentage of seniors and lower incomes. During the third quarter of 2017, the Board of Directors approved raising the income limit for Bellevue residents to up to 80% AMI. This enable to organization to help additional homeowners. | |



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2018
 BELLEVUE

Date: 07-Nov-2019
 Time: 16:26
 Page: 5

PGM Year: 2016
 Project: 0001 - Sidewalk and Curb Ramp Improvements
 IDIS Activity: 26 - Sidewalk and Curb Ramp Improvements
 Status: Completed 12/14/2018 12:00:00 AM
 Location: 7100 S 40th St Bellevue, NE 68147-1040
 Objective: Create suitable living environments
 Outcome: Availability/accessibility
 Matrix Code: Sidewalks (03L) National Objective: LMA

Initial Funding Date: 01/10/2017

Description:

Activity includes the installation of sidewalks and accessible curb ramps replacing those that are dilapidated or where none currently exist to provide safe pedestrian travel routes for residents, school children, and individuals with special needs. The sidewalks and curb ramps will be ADA compliant and promote outdoor physical activity by creating safe walking conditions and remove barriers to connectivity in the neighborhoods. The project is located in a low income neighborhood that was developed several decades ago before being annexed in to the City of Bellevue limits. The upgrades will bring the area up to city subdivision standards.

Financing

| | Fund Type | Grant Year | Grant | Funded Amount | Drawn In Program Year | Drawn Thru Program Year |
|-------|-----------|------------|-------------|---------------|-----------------------|-------------------------|
| CDBG | EN | 2016 | B16MC310003 | \$66,704.00 | \$0.00 | \$66,704.00 |
| Total | Total | | | \$66,704.00 | \$0.00 | \$66,704.00 |

Proposed Accomplishments

People (General) : 905
 Total Population in Service Area: 1,335
 Census Tract Percent Low / Mod: 67.79

Annual Accomplishments

| Years | Accomplishment Narrative | # Benefiting |
|-------|--|--------------|
| 2016 | A bid packet for the construction project was prepared and a request for bids published in February 2017. The contract was approved by City Council and executed in March 2017. Work on the project was complete in August and is anticipated for close out in September | |
| 2017 | Construction was completed in October 2017. With a balance of funds remaining following the completion of the construction contract, additional sidewalk and curb ramp construction was completed by City of Bellevue workers in May 2018. Following a project file review and final monitoring visit, the project is anticipated for closure in October 2018. | |



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2018
 BELLEVUE

Date: 07-Nov-2019
 Time: 16:26
 Page: 6

PGM Year: 2016
 Project: 0002 - Rebuilding Together Critical and Emergency Home Repairs
 IDIS Activity: 27 - Rebuilding Together Critical and Emergency Home Repairs

Status: Completed 5/21/2019 12:00:00 AM
 Location: Address Suppressed
 Objective: Provide decent affordable housing
 Outcome: Sustainability
 Matrix Code: Rehab; Single-Unit Residential (14A) National Objective: LMH

Initial Funding Date: 01/10/2017

Description:

Activity will provide financial assistance to very low- and extremely-low income homeowners within the city limits with critical and emergency home repairs through home modifications, emergency repair, and roof repair programs.

The program will make the home free of health and safety concerns, home modifications for accessibility, and provide repairs that allow homeowners to remain in their homes and maintain the integrity of the structure.

Home repairs will include various areas activities including roof repair which includes replacement, chimney repair, and removal of tree limbs; critical repairs including electrical or plumbing repair; wall and ceiling repair; and, entry repair such as steps, porch, and hand railings.

Financing

| | Fund Type | Grant Year | Grant | Funded Amount | Drawn In Program Year | Drawn Thru Program Year |
|--------------|--------------|------------|-------------|--------------------|-----------------------|-------------------------|
| CDBG | EN | 2016 | B16MC310003 | \$70,248.46 | \$44,592.77 | \$70,248.46 |
| Total | Total | | | \$70,248.46 | \$44,592.77 | \$70,248.46 |

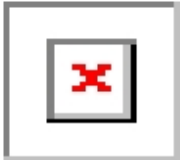
Proposed Accomplishments

Housing Units : 15

Actual Accomplishments

Number assisted:

| | Owner | | Renter | | Total | | Person | |
|--|-------|----------|--------|----------|-------|----------|--------|----------|
| | Total | Hispanic | Total | Hispanic | Total | Hispanic | Total | Hispanic |
| White: | 9 | 1 | 0 | 0 | 9 | 1 | 0 | 0 |
| Black/African American: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Asian: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Native Hawaiian/Other Pacific Islander: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native & White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Asian White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Black/African American & White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native & Black/African American: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Other multi-racial: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Asian/Pacific Islander: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2018
 BELLEVUE

Date: 07-Nov-2019
 Time: 16:26
 Page: 7

| | | | | | | | | | |
|---------------------------|--------|--------|--------|--------|---|---|---|---|---|
| Hispanic: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Total: | 9 | 1 | 0 | 0 | 9 | 1 | 0 | 0 | 0 |
| Female-headed Households: | 7 | | 0 | | 7 | | | | |
| Income Category: | | | | | | | | | |
| | Owner | Renter | Total | Person | | | | | |
| Extremely Low | 3 | 0 | 3 | 0 | | | | | |
| Low Mod | 5 | 0 | 5 | 0 | | | | | |
| Moderate | 2 | 0 | 2 | 0 | | | | | |
| Non Low Moderate | 0 | 0 | 0 | 0 | | | | | |
| Total | 10 | 0 | 10 | 0 | | | | | |
| Percent Low/Mod | 100.0% | | 100.0% | | | | | | |

Annual Accomplishments

| Years | Accomplishment Narrative | # Benefiting |
|-------|--|--------------|
| 2016 | The City previously provided assistance to Rebuilding Together Omaha for the Critical and Emergency Home Repair Program in 2015. Funds are being expended from the 2015 grant. Once exhausted, funds will be expended from the 2016 grant. | |
| 2017 | Project Houseworks, formerly Rebuilding Together, continues to promote the elderly housing rehabilitation assistance program and work on community outreach to senior households. | |
| 2018 | | |



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2018
 BELLEVUE

Date: 07-Nov-2019
 Time: 16:26
 Page: 8

PGM Year: 2016
 Project: 0003 - Sarpy County CASA Bellevue Visitation Center Assistance
 IDIS Activity: 28 - CASA Bellevue Visitation Center Assistance

Status: Completed 10/18/2018 12:00:00 AM
 Location: 119 W Mission Ave Bellevue, NE 68005-5290
 Objective: Create suitable living environments
 Outcome: Availability/accessibility
 Matrix Code: Other Public Services Not Listed in 05A-05Y, 03T (05Z)
 National Objective: LMC

Initial Funding Date: 01/10/2017

Description:

Activity includes financial assistance to sustain the operating costs of the CASA Office and Family Visitation Center. Operating cost include the rent, utilities, telephone, internet, and any significant maintenance during the next fiscal year. The visitation center provides a safe family-oriented environment for parents involved in the juvenile court system for supervised visits in a neutral location as well as staff training.

Financing

| | Fund Type | Grant Year | Grant | Funded Amount | Drawn In Program Year | Drawn Thru Program Year |
|-------|-----------|------------|-------------|---------------|-----------------------|-------------------------|
| CDBG | EN | 2016 | B16MC310003 | \$15,360.00 | \$0.00 | \$15,360.00 |
| Total | Total | | | \$15,360.00 | \$0.00 | \$15,360.00 |

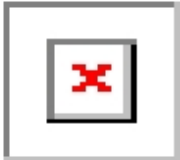
Proposed Accomplishments

People (General) : 28

Actual Accomplishments

Number assisted:

| | Owner | | Renter | | Total | | Person | |
|--|-------|----------|--------|----------|-------|----------|--------|----------|
| | Total | Hispanic | Total | Hispanic | Total | Hispanic | Total | Hispanic |
| White: | 0 | 0 | 0 | 0 | 0 | 0 | 44 | 0 |
| Black/African American: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Asian: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Native Hawaiian/Other Pacific Islander: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native & White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Asian White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Black/African American & White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native & Black/African American: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Other multi-racial: | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 0 |
| Asian/Pacific Islander: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hispanic: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Total: | 0 | 0 | 0 | 0 | 0 | 0 | 46 | 0 |



U.S. Department of Housing and Urban Development
Office of Community Planning and Development
Integrated Disbursement and Information System
CDBG Activity Summary Report (GPR) for Program Year 2018
BELLEVUE

Date: 07-Nov-2019
Time: 16:26
Page: 9

| | | | | | |
|---------------------------|-------|--------|-------|---|--------|
| Female-headed Households: | | | 0 | 0 | 0 |
| Income Category: | | | | | |
| | Owner | Renter | Total | | Person |
| Extremely Low | 0 | 0 | 0 | | 40 |
| Low Mod | 0 | 0 | 0 | | 6 |
| Moderate | 0 | 0 | 0 | | 0 |
| Non Low Moderate | 0 | 0 | 0 | | 1 |
| Total | 0 | 0 | 0 | | 47 |
| Percent Low/Mod | | | | | 97.9% |

Annual Accomplishments

| Years | Accomplishment Narrative | # Benefiting |
|-------|--|--------------|
| 2016 | Sarpy County CASA Visitation Center started its third year of operation. Each month new cases come under the jurisdiction of the Sarpy County Juvenile Court. Sarpy County CASA staff communicate with the agency who provides case management to these families on a monthly basis to let them know of opening available at the center to accommodate visits. Weekly outreach is conducted with community agencies who provide the supervision of the visits to let them know availability as well. In addition to the persons assisted that are reported, CASA also assisted 4 female head of households and 2 elderly households. | |
| 2017 | For the 1st Quarter of 2017, there were seventeen new cases involving 41 children that have come under the jurisdiction of the Sarpy County Juvenile Court System. Sarpy County CASA staff are having communication with the agency who provides case management to these families on a monthly basis to let them know of openings at CASA to accommodate visits. | |



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2018
 BELLEVUE

Date: 07-Nov-2019
 Time: 16:26
 Page: 10

PGM Year: 2016
 Project: 0004 - Commercial Rehabilitation and Improvement
 IDIS Activity: 29 - Buckley 2110 Office Upgrade

Status: Open
 Location: 2110 Franklin St Bellevue, NE 68005-5058

Objective: Create economic opportunities
 Outcome: Availability/accessibility
 Matrix Code: Rehab; Publicly or Privately-Owned Commercial/Industrial (14E) National Objective: LMJP

Initial Funding Date: 01/10/2017

Description:

Activity will include

faade improvement and parking reconstruction of one commercial building in Olde Towne Bellevue which has been identified as an area of need for economic development activities.

Financing

| | Fund Type | Grant Year | Grant | Funded Amount | Drawn In Program Year | Drawn Thru Program Year |
|-------|-----------|------------|-------------|---------------|-----------------------|-------------------------|
| CDBG | EN | 2016 | B16MC310003 | \$9,694.00 | \$0.00 | \$9,694.00 |
| Total | Total | | | \$9,694.00 | \$0.00 | \$9,694.00 |

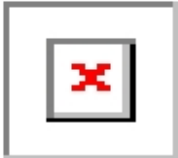
Proposed Accomplishments

Jobs : 1

Actual Accomplishments

Number assisted:

| | Owner | | Renter | | Total | | Person | |
|--|-------|----------|--------|----------|-------|----------|--------|----------|
| | Total | Hispanic | Total | Hispanic | Total | Hispanic | Total | Hispanic |
| White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Black/African American: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Asian: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Native Hawaiian/Other Pacific Islander: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native & White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Asian White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Black/African American & White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native & Black/African American: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Other multi-racial: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Asian/Pacific Islander: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hispanic: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Total: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |



U.S. Department of Housing and Urban Development
Office of Community Planning and Development
Integrated Disbursement and Information System
CDBG Activity Summary Report (GPR) for Program Year 2018
BELLEVUE

Date: 07-Nov-2019
Time: 16:26
Page: 11

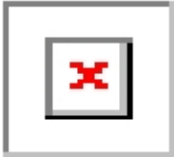
Female-headed Households: 0 0 0

| Income Category: | Owner | Renter | Total | Person |
|------------------|-------|--------|-------|--------|
| Extremely Low | 0 | 0 | 0 | 0 |
| Low Mod | 0 | 0 | 0 | 0 |
| Moderate | 0 | 0 | 0 | 0 |
| Non Low Moderate | 0 | 0 | 0 | 0 |
| Total | 0 | 0 | 0 | 0 |

Percent Low/Mod

Annual Accomplishments

| Years | Accomplishment Narrative | # Benefitting |
|-------|---|---------------|
| 2016 | A Phase I Environmental Site Assessment Report indicated there was the potential for adverse impact on the site due to VOCs from cleaning solvents. A Phase II concluded there were constituents of ferns within the ground water on the property and NDEQ was contacted regarding mitigation actions. The project is currently awaiting NDEQ response. | |
| 2017 | Buckley continues to work with NDEQ to identify all mitigation requirements and received a letter of clearance prior to approval for the project to move forward with grant funding. | |



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2018
 BELLEVUE

Date: 07-Nov-2019
 Time: 16:26
 Page: 12

PGM Year: 2016
 Project: 0005 - Program Administration
 IDIS Activity: 30 - Program Administration

Status: Open
 Location: ,
 Objective:
 Outcome:
 Matrix Code: General Program Administration (21A) National Objective:

Initial Funding Date: 01/10/2017

Description:

Activity includes all requirements associated with successful administration of the CDBG program including department expenses necessary to administer the CDBG program (staff, salary, benefits, supplies, and services), required action plan, CAPER, financial and reporting requirements, project monitoring, environmental assessments, continued training and education opportunities, and other responsibility for the CDBG program.

Financing

| | Fund Type | Grant Year | Grant | Funded Amount | Drawn In Program Year | Drawn Thru Program Year |
|--------------|--------------|------------|-------------|--------------------|-----------------------|-------------------------|
| CDBG | EN | 2016 | B16MC310003 | \$50,000.00 | \$24,231.66 | \$36,979.21 |
| Total | Total | | | \$50,000.00 | \$24,231.66 | \$36,979.21 |

Proposed Accomplishments

Actual Accomplishments

| Number assisted: | Owner | | Renter | | Total | | Person | |
|--|----------|----------|----------|----------|----------|----------|----------|----------|
| | Total | Hispanic | Total | Hispanic | Total | Hispanic | Total | Hispanic |
| White: | | | | | 0 | 0 | | |
| Black/African American: | | | | | 0 | 0 | | |
| Asian: | | | | | 0 | 0 | | |
| American Indian/Alaskan Native: | | | | | 0 | 0 | | |
| Native Hawaiian/Other Pacific Islander: | | | | | 0 | 0 | | |
| American Indian/Alaskan Native & White: | | | | | 0 | 0 | | |
| Asian White: | | | | | 0 | 0 | | |
| Black/African American & White: | | | | | 0 | 0 | | |
| American Indian/Alaskan Native & Black/African American: | | | | | 0 | 0 | | |
| Other multi-racial: | | | | | 0 | 0 | | |
| Asian/Pacific Islander: | | | | | 0 | 0 | | |
| Hispanic: | | | | | 0 | 0 | | |
| Total: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Female-headed Households: | | | | | 0 | | | |



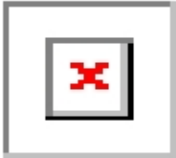
U.S. Department of Housing and Urban Development
Office of Community Planning and Development
Integrated Disbursement and Information System
CDBG Activity Summary Report (GPR) for Program Year 2018
BELLEVUE

Date: 07-Nov-2019
Time: 16:26
Page: 13

| Income Category: | Owner | Renter | Total | Person |
|------------------|-------|--------|-------|--------|
| Extremely Low | | | 0 | |
| Low Mod | | | 0 | |
| Moderate | | | 0 | |
| Non Low Moderate | | | 0 | |
| Total | 0 | 0 | 0 | 0 |
| Percent Low/Mod | | | | |

Annual Accomplishments

No data returned for this view. This might be because the applied filter excludes all data.



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2018
 BELLEVUE

Date: 07-Nov-2019
 Time: 16:26
 Page: 14

PGM Year: 2017
 Project: 0001 - 2018 Land Purchase
 IDIS Activity: 31 - 2018 Land Purchase

Status: Open
 Location: 1001 Fort Crook Rd N Ste 207 STE 207 Bellevue, NE 68005-4226
 Objective: Provide decent affordable housing
 Outcome: Availability/accessibility
 Matrix Code: Acquisition of Real Property (01) National Objective: LMH

Initial Funding Date: 04/06/2018

Description:

The proposed project includes the purchase of two lots by Habitat for Humanity of Sarpy County for the new construction of affordable housing units. Each plot of land will be build with a safe, affordable house constructed for a qualified low- and moderate-income family through Habitat's application process. The home construction or rehabilitation will take place with funds received through donations, fundraising, and grants.

Financing

| | Fund Type | Grant Year | Grant | Funded Amount | Drawn In Program Year | Drawn Thru Program Year |
|-------|-----------|------------|-------------|---------------|-----------------------|-------------------------|
| CDBG | EN | 2017 | B17MC310003 | \$50,000.00 | \$12,522.43 | \$12,522.43 |
| Total | Total | | | \$50,000.00 | \$12,522.43 | \$12,522.43 |

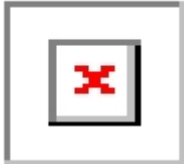
Proposed Accomplishments

Housing Units : 2

Actual Accomplishments

Number assisted:

| | Owner | | Renter | | Total | | Person | |
|--|-------|----------|--------|----------|-------|----------|--------|----------|
| | Total | Hispanic | Total | Hispanic | Total | Hispanic | Total | Hispanic |
| White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Black/African American: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Asian: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Native Hawaiian/Other Pacific Islander: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native & White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Asian White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Black/African American & White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native & Black/African American: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Other multi-racial: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Asian/Pacific Islander: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hispanic: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Total: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |



U.S. Department of Housing and Urban Development
Office of Community Planning and Development
Integrated Disbursement and Information System
CDBG Activity Summary Report (GPR) for Program Year 2018
BELLEVUE

Date: 07-Nov-2019
Time: 16:26
Page: 15

Female-headed Households: 0 0 0

| Income Category: | Owner | Renter | Total | Person |
|------------------|-------|--------|-------|--------|
| Extremely Low | 0 | 0 | 0 | 0 |
| Low Mod | 0 | 0 | 0 | 0 |
| Moderate | 0 | 0 | 0 | 0 |
| Non Low Moderate | 0 | 0 | 0 | 0 |
| Total | 0 | 0 | 0 | 0 |
| Percent Low/Mod | | | | |

Annual Accomplishments

| Years | Accomplishment Narrative | # Benefitting |
|-------|---|---------------|
| 2017 | Habitat for Humanity of Sarpy County is in the process of targeting a couple of identified lots for development. | |
| 2018 | A lot was identified and purchased in May. Habitat has identified two additional lots for purchase and working to complete all checks prior to pursuing purchase. | |



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2018
 BELLEVUE

Date: 07-Nov-2019
 Time: 16:26
 Page: 16

PGM Year: 2017
 Project: 0002 - Chandler Hills Curb and Reconstruction
 IDIS Activity: 32 - Chandler Hills Curb and Reconstruction

Status: Open
 Location: 210 W Mission Ave Bellevue, NE 68005-5237
 Objective: Create suitable living environments
 Outcome: Availability/accessibility
 Matrix Code: Street Improvements (03K) National Objective: LMA

Initial Funding Date: 04/06/2018

Description:

The proposed project includes the reconstruction of deteriorated streets and the installation of curb and guttering in an area with substandard infrastructure to prevent further deterioration and storm water runoff.
 The project is located in a low- and moderate-income census tract in north central Bellevue.

Financing

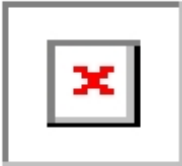
| | Fund Type | Grant Year | Grant | Funded Amount | Drawn In Program Year | Drawn Thru Program Year |
|--------------|--------------|------------|-------------|--------------------|-----------------------|-------------------------|
| CDBG | EN | 2017 | B17MC310003 | \$45,781.00 | \$45,781.00 | \$45,781.00 |
| Total | Total | | | \$45,781.00 | \$45,781.00 | \$45,781.00 |

Proposed Accomplishments

People (General) : 1,170
 Total Population in Service Area: 1,635
 Census Tract Percent Low / Mod: 71.56

Annual Accomplishments

| Years | Accomplishment Narrative | # Benefitting |
|-------|--|---------------|
| 2017 | The level of funds award was substantially less than the amount of funds requested to complete the project. Following evaluation by the City of Bellevue Public Works Department and initially cost estimates, it was determined in order to be cost effective, additional funding would be requested from B-18 CDBG funding with project construction in Spring 2019. | |
| 2018 | | |



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2018
 BELLEVUE

Date: 07-Nov-2019
 Time: 16:26
 Page: 17

PGM Year: 2017
 Project: 0003 - BJSJA Participation Assistance Program
 IDIS Activity: 33 - BJSJA Participation Assistance Program

Status: Open
 Location: 1001 High School Dr Bellevue, NE 68005-3200
 Objective: Create suitable living environments
 Outcome: Availability/accessibility
 Matrix Code: Other Public Services Not Listed in 05A-05Y, 03T (05Z) National Objective: LMC

Initial Funding Date: 04/06/2018

Description:

The project will assist Bellevue Junior Sports Association by providing financial support for a scholarship program to benefit very low-, low- and moderate-income households living within the city limits to allow children to participate in the organized sports programs. The scholarships will be used to help offset the cost of any of the sports programs allowing more individuals to have the same opportunity to participate.

Financing

| | Fund Type | Grant Year | Grant | Funded Amount | Drawn In Program Year | Drawn Thru Program Year |
|-------|-----------|------------|-------------|---------------|-----------------------|-------------------------|
| CDBG | EN | 2017 | B17MC310003 | \$8,000.00 | \$5,770.00 | \$7,040.00 |
| Total | Total | | | \$8,000.00 | \$5,770.00 | \$7,040.00 |

Proposed Accomplishments

People (General) : 50

Actual Accomplishments

Number assisted:

| | Owner | | Renter | | Total | | Person | |
|--|-------|----------|--------|----------|-------|----------|--------|----------|
| | Total | Hispanic | Total | Hispanic | Total | Hispanic | Total | Hispanic |
| White: | 0 | 0 | 0 | 0 | 0 | 0 | 23 | 0 |
| Black/African American: | 0 | 0 | 0 | 0 | 0 | 0 | 12 | 0 |
| Asian: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Native Hawaiian/Other Pacific Islander: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native & White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Asian White: | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 |
| Black/African American & White: | 0 | 0 | 0 | 0 | 0 | 0 | 4 | 0 |
| American Indian/Alaskan Native & Black/African American: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Other multi-racial: | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 |
| Asian/Pacific Islander: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hispanic: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Total: | 0 | 0 | 0 | 0 | 0 | 0 | 41 | 0 |



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2018
 BELLEVUE

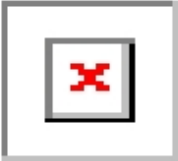
Date: 07-Nov-2019
 Time: 16:26
 Page: 18

Female-headed Households: 0 0 0

| Income Category: | Owner | Renter | Total | Person |
|------------------|--------|--------|-------|--------|
| Extremely Low | 0 | 0 | 0 | 13 |
| Low Mod | 0 | 0 | 0 | 20 |
| Moderate | 0 | 0 | 0 | 5 |
| Non Low Moderate | 0 | 0 | 0 | 0 |
| Total | 0 | 0 | 0 | 38 |
| Percent Low/Mod | 100.0% | | | |

Annual Accomplishments

| Years | Accomplishment Narrative | # Benefiting |
|-------|--|--------------|
| 2017 | BJSA posted information about the scholarship program on the website and posted flyers next to all registration forms. Applications for the program increased as more sports programs were available in the fall. Of the 19 households assisted, nine were from Female Head of Households. | |
| 2018 | The activity continued until funds were exhausted during the 4th Quarter of 2018-2019. The final activity accomplishment report was received in October and the City began final review and monitoring visit. | |



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2018
 BELLEVUE

Date: 07-Nov-2019
 Time: 16:26
 Page: 19

PGM Year: 2017
 Project: 0004 - Housing Navigator
 IDIS Activity: 34 - Heartland Housing Navigator

Status: Open Objective: Create suitable living environments
 Location: 2101 S 42nd St Omaha, NE 68105-2909 Outcome: Availability/accessibility
 Matrix Code: Other Public Services Not Listed in 05A-05Y, 03T (05Z) National Objective: LMC

Initial Funding Date: 04/06/2018

Description:

The proposed project includes financial assistance to create an employment position, Housing Navigator. The position will assist residents of Bellevue at-risk of becoming homeless and those that are homeless with accessing supportive service, housing resources, and income supports. The assistance will be open to those residents living in Bellevue.

Financing

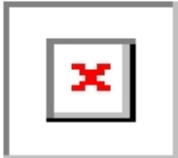
| | Fund Type | Grant Year | Grant | Funded Amount | Drawn In Program Year | Drawn Thru Program Year |
|-------|-----------|------------|-------------|---------------|-----------------------|-------------------------|
| CDBG | EN | 2017 | B17MC310003 | \$39,780.00 | \$27,692.96 | \$34,068.66 |
| Total | Total | | | \$39,780.00 | \$27,692.96 | \$34,068.66 |

Proposed Accomplishments

People (General) : 75

Actual Accomplishments

| Number assisted: | Owner | | Renter | | Total | | Person | |
|--|-------|----------|--------|----------|-------|----------|--------|----------|
| | Total | Hispanic | Total | Hispanic | Total | Hispanic | Total | Hispanic |
| White: | 0 | 0 | 0 | 0 | 0 | 0 | 18 | 6 |
| Black/African American: | 0 | 0 | 0 | 0 | 0 | 0 | 5 | 0 |
| Asian: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Native Hawaiian/Other Pacific Islander: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native & White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Asian White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Black/African American & White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native & Black/African American: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Other multi-racial: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Asian/Pacific Islander: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hispanic: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Total: | 0 | 0 | 0 | 0 | 0 | 0 | 23 | 6 |



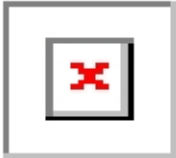
U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2018
 BELLEVUE

Date: 07-Nov-2019
 Time: 16:26
 Page: 20

| | | | | |
|---------------------------|-------|--------|-------|--------|
| Female-headed Households: | 0 | 0 | 0 | 0 |
| Income Category: | | | | |
| | Owner | Renter | Total | Person |
| Extremely Low | 0 | 0 | 0 | 21 |
| Low Mod | 0 | 0 | 0 | 2 |
| Moderate | 0 | 0 | 0 | 0 |
| Non Low Moderate | 0 | 0 | 0 | 0 |
| Total | 0 | 0 | 0 | 23 |
| Percent Low/Mod | | | | 100.0% |

Annual Accomplishments

| Years | Accomplishment Narrative | # Benefitting |
|---|---|---------------|
| 2017 | Of the total number of persons served: 16 were homeless, 6 Severely Disabled Adult. | |
| 2018 | Of the total persons served: 12 were Female Head of Households. Of the total number of persons served: 3 were homeless Of the total persons served: 3 were Female Head of Households. | |
| The activity continued until funds were exhausted during the 4th Quarter of the 2018-2019 fiscal year. Final quarterly subrecipient was received in October 2019 and the City began closure of the activity and final monitoring visit. | | |



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2018
 BELLEVUE

Date: 07-Nov-2019
 Time: 16:26
 Page: 21

PGM Year: 2017
 Project: 0005 - Indoor Practice Facility Development
 IDIS Activity: 35 - Indoor Practice Facility Development

Status: Canceled 5/21/2019 6:20:43 PM
 Location: 1020 Lincoln Rd Bellevue, NE 68005-3158
 Objective: Create economic opportunities
 Outcome: Availability/accessibility
 Matrix Code: ED Direct Financial Assistance to For-Profits (18A)
 National Objective: LMJ

Initial Funding Date: 04/06/2018

Description:

The project will provide assistance to B & B Classic Dog to continue with the development and construction of an indoor practice facility in the Bellevue to enhance economic opportunities within the community and provide new employment positions. Financial assistance will be provided for land purchase, parking, building installation, and equipment associated with the development of the facility. The facility will create new employment opportunities, 40 part time positions.

Financing

No data returned for this view. This might be because the applied filter excludes all data.

Proposed Accomplishments

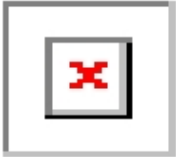
Jobs : 20

Actual Accomplishments

| Number assisted: | Owner | | Renter | | Total | | Person | |
|--|-------|----------|--------|----------|-------|----------|--------|----------|
| | Total | Hispanic | Total | Hispanic | Total | Hispanic | Total | Hispanic |
| White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Black/African American: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Asian: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Native Hawaiian/Other Pacific Islander: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native & White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Asian White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Black/African American & White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native & Black/African American: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Other multi-racial: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

PR03 - BELLEVUE

Page: 21 of 32



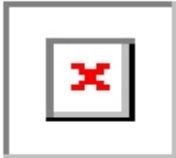
U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2018
 BELLEVUE

Date: 07-Nov-2019
 Time: 16:26
 Page: 22

| | | | | | | | | |
|---------------------------|-------|--------|-------|--------|---|---|---|---|
| Asian/Pacific Islander: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hispanic: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Total: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Female-headed Households: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Income Category: | | | | | | | | |
| | Owner | Renter | Total | Person | | | | |
| Extremely Low | 0 | 0 | 0 | 0 | | | | |
| Low Mod | 0 | 0 | 0 | 0 | | | | |
| Moderate | 0 | 0 | 0 | 0 | | | | |
| Non Low Moderate | 0 | 0 | 0 | 0 | | | | |
| Total | 0 | 0 | 0 | 0 | | | | |
| Percent Low/Mod | | | | | | | | |

Annual Accomplishments

| Years | Accomplishment Narrative | # Benefiting |
|-------|---|--------------|
| 2017 | Since execution of a CDBG subrecipient agreement in January 2018, B&B has been working to rezone the planned lot to allow for the proposed use and to secure the remaining funding needed to complete the project. The City of Bellevue staff has been contacting B&B regularly to request project status reports, offer assistance, and provide steps to move forward with the activity. | |



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2018
 BELLEVUE

Date: 07-Nov-2019
 Time: 16:26
 Page: 23

PGM Year: 2017
 Project: 0006 - Program Administration
 IDIS Activity: 36 - Program Administration

Status: Open
 Location: ,
 Objective:
 Outcome:
 Matrix Code: General Program Administration (21A) National Objective:

Initial Funding Date: 04/06/2018

Description:

The project includes all activities associated with successful administration of the CDBG program including department expenses necessary to administer the CDBG program (staff, salary, benefits, supplies, and services), required action plan, CAPER, financial and reporting requirements, project monitoring, environmental assessments, continued training and education opportunities, and other responsibility for the CDBG program.

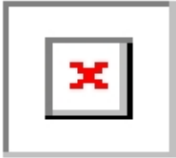
Financing

| | Fund Type | Grant Year | Grant | Funded Amount | Drawn In Program Year | Drawn Thru Program Year |
|--------------|--------------|------------|-------------|--------------------|-----------------------|-------------------------|
| CDBG | EN | 2017 | B17MC310003 | \$50,000.00 | \$24,776.46 | \$28,995.94 |
| Total | Total | | | \$50,000.00 | \$24,776.46 | \$28,995.94 |

Proposed Accomplishments

Actual Accomplishments

| Number assisted: | Owner | | Renter | | Total | | Person | |
|--|----------|----------|----------|----------|----------|----------|----------|----------|
| | Total | Hispanic | Total | Hispanic | Total | Hispanic | Total | Hispanic |
| White: | | | | | 0 | 0 | | |
| Black/African American: | | | | | 0 | 0 | | |
| Asian: | | | | | 0 | 0 | | |
| American Indian/Alaskan Native: | | | | | 0 | 0 | | |
| Native Hawaiian/Other Pacific Islander: | | | | | 0 | 0 | | |
| American Indian/Alaskan Native & White: | | | | | 0 | 0 | | |
| Asian White: | | | | | 0 | 0 | | |
| Black/African American & White: | | | | | 0 | 0 | | |
| American Indian/Alaskan Native & Black/African American: | | | | | 0 | 0 | | |
| Other multi-racial: | | | | | 0 | 0 | | |
| Asian/Pacific Islander: | | | | | 0 | 0 | | |
| Hispanic: | | | | | 0 | 0 | | |
| Total: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Female-headed Households: | | | | | 0 | | | |



U.S. Department of Housing and Urban Development
Office of Community Planning and Development
Integrated Disbursement and Information System
CDBG Activity Summary Report (GPR) for Program Year 2018
BELLEVUE

Date: 07-Nov-2019
Time: 16:26
Page: 24

Income Category:

| | Owner | Renter | Total | Person |
|------------------|-------|--------|-------|--------|
| Extremely Low | | | 0 | |
| Low Mod | | | 0 | |
| Moderate | | | 0 | |
| Non Low Moderate | | | 0 | |
| Total | 0 | 0 | 0 | 0 |
| Percent Low/Mod | | | | |

Annual Accomplishments

No data returned for this view. This might be because the applied filter excludes all data.



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2018
 BELLEVUE

Date: 07-Nov-2019
 Time: 16:26
 Page: 25

PGM Year: 2018
 Project: 0001 - Valley View Sidewalk Improvements
 IDIS Activity: 37 - Valley View Sidewalk Improvements

Status: Open Objective: Create suitable living environments
 Location: 4100 Valley View Ave Bellevue, NE 68147-1064 Outcome: Availability/accessibility
 Matrix Code: Sidewalks (03L) National Objective: LMA

Initial Funding Date: 02/04/2019

Description:

The proposed project includes the installation of sidewalks and accessible curb ramps in an area where none currently exist or are in poor condition to provide safe pedestrian travel routes for residents, school children, and individuals with special needs. The sidewalks and curb ramps will be ADA compliant and promote outdoor physical activity by creating safe walking conditions and remove barriers to connectivity in the neighborhoods. The project is located in a low income neighborhood that was developed several decades ago before being annexed in to the City of Bellevue limits. The upgrades will bring the area up to city subdivision standards. Land disturbance activities to be undertaken as a result of this project will be limited removing a section to reconstruct sidewalks and install curb ramps. Construction will not occur on any previously undisturbed ground, as the project site has been previously used for roadway and home construction.

Financing

| | Fund Type | Grant Year | Grant | Funded Amount | Drawn In Program Year | Drawn Thru Program Year |
|-------|-----------|------------|-------------|---------------|-----------------------|-------------------------|
| CDBG | EN | 2018 | B18MC310003 | \$100,000.00 | \$0.00 | \$0.00 |
| Total | Total | | | \$100,000.00 | \$0.00 | \$0.00 |

Proposed Accomplishments

People (General) : 1,165
 Total Population in Service Area: 1,335
 Census Tract Percent Low / Mod: 67.79

Annual Accomplishments

No data returned for this view. This might be because the applied filter excludes all data.



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2018
 BELLEVUE

Date: 07-Nov-2019
 Time: 16:26
 Page: 26

PGM Year: 2018
 Project: 0002 - CDBG Chandler Paving Project
 IDIS Activity: 38 - CDBG Chandler Paving Project

Status: Open
 Location: 7300 S 19th Street Bellevue, NE 68147
 Objective: Create suitable living environments
 Outcome: Availability/accessibility
 Matrix Code: Street Improvements (03K) National Objective: LMA

Initial Funding Date: 02/04/2019

Description:

The proposed project includes the reconstruction of deteriorated streets and the installation of curb and guttering in an area with substandard infrastructure. The project is located in a low- and moderate-income census tract in north central Bellevue. Land disturbance activities to be undertaken as a result of this project will be limited to the removed and reconstructed sections of street. Construction will not occur on any previously undisturbed ground, as the project site has been previously used for the roadway construction.

Financing

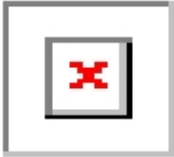
| | Fund Type | Grant Year | Grant | Funded Amount | Drawn In Program Year | Drawn Thru Program Year |
|-------|-----------|------------|-------------|---------------|-----------------------|-------------------------|
| CDBG | EN | Pre-2015 | | \$35,001.00 | \$0.00 | \$0.00 |
| | | 2014 | B14MC310003 | | \$35,001.00 | \$35,001.00 |
| | | 2015 | B15MC310003 | \$3,312.00 | \$3,312.00 | \$3,312.00 |
| | | 2016 | B16MC310003 | \$86,761.00 | \$86,761.00 | \$86,761.00 |
| | | 2018 | B18MC310003 | \$130,013.00 | \$130,013.00 | \$130,013.00 |
| Total | Total | | | \$255,087.00 | \$255,087.00 | \$255,087.00 |

Proposed Accomplishments

People (General) : 1,335
 Total Population in Service Area: 1,635
 Census Tract Percent Low / Mod: 71.56

Annual Accomplishments

| Years | Accomplishment Narrative | # Benefitting |
|-------|--|---------------|
| 2018 | Bid documents were prepared and a Notice for Bids was published in February 2019. A bid opening was held and a contract was awarded to Swain Construction during the March 11, 2019, council meeting. Construction began in May 28, 2019 and was completed in June 2019. | |



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2018
 BELLEVUE

Date: 07-Nov-2019
 Time: 16:26
 Page: 27

PGM Year: 2018
 Project: 0003 - Backyard Sports Clinics & Club Participation Assistance
 IDIS Activity: 39 - Backyard Sports Clinics & Club Participation Assistance

Status: Open
 Location: 1500 Wall St Bellevue, NE 68005-3675
 Objective: Create suitable living environments
 Outcome: Availability/accessibility
 Matrix Code: Other Public Services Not Listed in 05A-05Y, 03T (05Z) National Objective: LMC

Initial Funding Date: 02/04/2019

Description:

The project will provide assistance to very low-, low- and moderate-income households living within the city limits to allow children to participate in the organized sports programs and specific sport clinics.
 This project is for public service activities only and does not include land acquisition or ground disturbance.

Financing

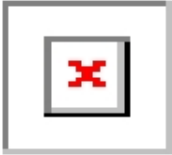
| | Fund Type | Grant Year | Grant | Funded Amount | Drawn In Program Year | Drawn Thru Program Year |
|--------------|--------------|------------|-------------|--------------------|-----------------------|-------------------------|
| CDBG | EN | 2018 | B18MC310003 | \$26,825.00 | \$2,645.00 | \$2,645.00 |
| Total | Total | | | \$26,825.00 | \$2,645.00 | \$2,645.00 |

Proposed Accomplishments

People (General) : 92

Actual Accomplishments

| Number assisted: | Owner | | Renter | | Total | | Person | |
|--|----------|----------|----------|----------|----------|----------|-----------|----------|
| | Total | Hispanic | Total | Hispanic | Total | Hispanic | Total | Hispanic |
| White: | 0 | 0 | 0 | 0 | 0 | 0 | 19 | 0 |
| Black/African American: | 0 | 0 | 0 | 0 | 0 | 0 | 6 | 0 |
| Asian: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Native Hawaiian/Other Pacific Islander: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native & White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Asian White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Black/African American & White: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| American Indian/Alaskan Native & Black/African American: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Other multi-racial: | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 2 |
| Asian/Pacific Islander: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Hispanic: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Total: | 0 | 0 | 0 | 0 | 0 | 0 | 27 | 2 |



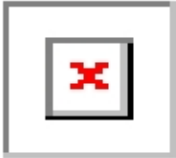
U.S. Department of Housing and Urban Development
Office of Community Planning and Development
Integrated Disbursement and Information System
CDBG Activity Summary Report (GPR) for Program Year 2018
BELLEVUE

Date: 07-Nov-2019
Time: 16:26
Page: 28

| | | | | | |
|---------------------------|-------|--------|-------|--------|---|
| Female-headed Households: | | | 0 | 0 | 0 |
| Income Category: | Owner | Renter | Total | Person | |
| Extremely Low | 0 | 0 | 0 | 9 | |
| Low Mod | 0 | 0 | 0 | 18 | |
| Moderate | 0 | 0 | 0 | 0 | |
| Non Low Moderate | 0 | 0 | 0 | 0 | |
| Total | 0 | 0 | 0 | 27 | |
| Percent Low/Mod | | | | 100.0% | |

Annual Accomplishments

| Years | Accomplishment Narrative | # Benefiting |
|-------|--|--------------|
| 2018 | During the 2nd and 3rd Quarter of 2018/2019 fiscal year, Backyard Sports offered child and adult swimming lesson with the assistance of the Lied Activity Center. Of the total individuals served, 8 were from female-headed households. | |



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2018
 BELLEVUE

Date: 07-Nov-2019
 Time: 16:26
 Page: 29

PGM Year: 2018
 Project: 0004 - Buckley 2110 Office Retail Upgrade Phase II
 IDIS Activity: 40 - Buckley 2110 Office Retail Upgrade Phase II
 Status: Open
 Location: 2110 Franklin St Bellevue, NE 68005-5058
 Objective: Create economic opportunities
 Outcome: Sustainability
 Matrix Code: Rehab; Publicly or Privately-Owned Commercial/Industrial (14E)
 National Objective: LMA

Initial Funding Date: 02/04/2019

Description:

The project will provide assistance with correction of code violations and facade improvements on a building located in low and moderate-income census tract in Olde Towne Bellevue at 2110 Franklin Street.
 The project includes any environmental testing that may be required as the rehabilitation moves forward.

Financing

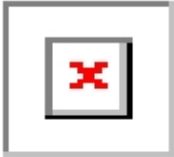
| | Fund Type | Grant Year | Grant | Funded Amount | Drawn In Program Year | Drawn Thru Program Year |
|-------|-----------|------------|-------------|---------------|-----------------------|-------------------------|
| CDBG | EN | 2018 | B18MC310003 | \$60,000.00 | \$0.00 | \$0.00 |
| Total | Total | | | \$60,000.00 | \$0.00 | \$0.00 |

Proposed Accomplishments

Businesses : 1
 Total Population in Service Area: 680
 Census Tract Percent Low / Mod: 75.74

Annual Accomplishments

No data returned for this view. This might be because the applied filter excludes all data.



U.S. Department of Housing and Urban Development
 Office of Community Planning and Development
 Integrated Disbursement and Information System
 CDBG Activity Summary Report (GPR) for Program Year 2018
 BELLEVUE

Date: 07-Nov-2019
 Time: 16:26
 Page: 30

PGM Year: 2018
 Project: 0005 - Program Administration
 IDIS Activity: 41 - Program Administration

Status: Open
 Location: ,
 Objective:
 Outcome:
 Matrix Code: General Program Administration (21A) National Objective:

Initial Funding Date: 02/04/2019

Description:

The project includes all activities associated with successful administration of the CDBG program including department expenses necessary to administer the CDBG program (staff, salary, benefits, supplies, and services), required action plan, CAPER, financial and reporting requirements, project monitoring, environmental assessments, continued training and education opportunities, and other responsibility for the CDBG program.

Financing

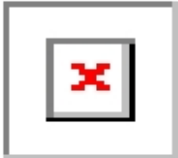
| | Fund Type | Grant Year | Grant | Funded Amount | Drawn In Program Year | Drawn Thru Program Year |
|--------------|--------------|------------|-------------|--------------------|-----------------------|-------------------------|
| CDBG | EN | 2018 | B18MC310003 | \$40,000.00 | \$1,673.26 | \$1,673.26 |
| Total | Total | | | \$40,000.00 | \$1,673.26 | \$1,673.26 |

Proposed Accomplishments

Actual Accomplishments

Number assisted:

| | Owner | | Renter | | Total | | Person | |
|--|-------|----------|--------|----------|-------|----------|--------|----------|
| | Total | Hispanic | Total | Hispanic | Total | Hispanic | Total | Hispanic |
| White: | | | | | 0 | 0 | | |
| Black/African American: | | | | | 0 | 0 | | |
| Asian: | | | | | 0 | 0 | | |
| American Indian/Alaskan Native: | | | | | 0 | 0 | | |
| Native Hawaiian/Other Pacific Islander: | | | | | 0 | 0 | | |
| American Indian/Alaskan Native & White: | | | | | 0 | 0 | | |
| Asian White: | | | | | 0 | 0 | | |
| Black/African American & White: | | | | | 0 | 0 | | |
| American Indian/Alaskan Native & Black/African American: | | | | | 0 | 0 | | |
| Other multi-racial: | | | | | 0 | 0 | | |
| Asian/Pacific Islander: | | | | | 0 | 0 | | |
| Hispanic: | | | | | 0 | 0 | | |
| Total: | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Female-headed Households: | | | | | 0 | | | |



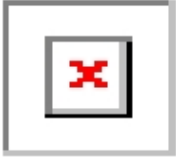
U.S. Department of Housing and Urban Development
Office of Community Planning and Development
Integrated Disbursement and Information System
CDBG Activity Summary Report (GPR) for Program Year 2018
BELLEVUE

Date: 07-Nov-2019
Time: 16:26
Page: 31

| Income Category: | Owner | Renter | Total | Person |
|------------------|-------|--------|-------|--------|
| Extremely Low | | | 0 | |
| Low Mod | | | 0 | |
| Moderate | | | 0 | |
| Non Low Moderate | | | 0 | |
| Total | 0 | 0 | 0 | 0 |
| Percent Low/Mod | | | | |

Annual Accomplishments

No data returned for this view. This might be because the applied filter excludes all data.



U.S. Department of Housing and Urban Development
Office of Community Planning and Development
Integrated Disbursement and Information System
CDBG Activity Summary Report (GPR) for Program Year 2018
BELLEVUE

Date: 07-Nov-2019
Time: 16:26
Page: 32

| | |
|--------------------------------|----------------|
| Total Funded Amount: | \$1,164,857.96 |
| Total Drawn Thru Program Year: | \$864,177.46 |
| Total Drawn In Program Year: | \$444,772.54 |

CITY OF BELLEVUE, NEBRASKA
AGENDA ITEM COVER SHEET

| | | | |
|--|---|--|--|
| COUNCIL MEETING DATE: 12/03/2019 | | SUBMITTED BY: CDBG/Finance Department | |
| AGENDA ITEM: | CONSENT AGENDA <input type="checkbox"/> | 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 <input type="checkbox"/> | |

SUBJECT:

Conduct a public hearing and approve the resolution for the CDBG 2018-2019 Consolidated Annual Performance and Evaluation Report.

SYNOPSIS/BACKGROUND:

As a recipient of CDBG funds, HUD regulation requires the City must submit the Consolidated Annual Performance and Evaluation Report (CAPER) outlining all activities and expenditures of grant funds during the fiscal year. During FY19-20, the CDBG program expended \$444,772.54 in total funding. Of program funding, 100% was expended for activities that benefited the low- and moderate-income residents in our community. The CAPER requires a 15 day public notice and a public hearing prior to approval of the resolution by the City Council.

FISCAL IMPACT: NA BUDGETED FUNDS?: YES GRANT/MATCHING FUNDS?: YES No matching funds

TRACKING INFORMATION FOR CONTRACTS AND PROJECTS:

| | | |
|---|-----------------------------|--------------------------|
| IS THIS A CONTRACT?: NO | COUNTER-PARTY: | INTERLOCAL AGREEMENT: NO |
| CONTRACT DESCRIPTION: | | |
| CONTRACT EFFECTIVE DATE: | CONTRACT TERM: | CONTRACT END DATE: |
| PROJECT NAME: | | |
| START DATE: 10/01/2018 | END DATE: 09/30/2019 | PAYMENT DATE: |
| INSURANCE REQUIRED: YES | | |
| CIP PROJECT NAME: | CIP PROJECT NUMBER: | |
| STREET DISTRICT NAME (S): | STREET DISTRICT NUMBER (S): | |
| ACCOUNTING DISTRIBUTION CODE: HUD FY-18 | ACCOUNT NUMBER: 4720 | |

RECOMMENDATION:

Conduct hearing to obtain public comments and approve resolution for the 2018-2019 CAPER.

ATTACHMENTS:

- | | | |
|--------------------------|----|----|
| 1. Resolution | 2. | 3. |
| 4. 2018-2019 CAPER draft | 5. | 6. |

SIGNATURES:

LEGAL APPROVAL AS TO FORM:

FINANCE APPROVAL AS TO FORM:

ADMINISTRATOR APPROVAL AS TO FORM:

A. Bee Roblins
[Signature]

RESOLUTION 2019-

A RESOLUTION AUTHORIZING THE SUBMISSION OF THE CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT FOR THE 2018-2019 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM YEAR TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.

WHEREAS, the City of Bellevue receives Community Development Block Grant (CDBG) funds as an entitlement jurisdiction from the U.S. Department of Housing and Urban Development (HUD) under Title I of the Housing and Community Development Act of 1974; and

WHEREAS, HUD requires CDBG entitlement jurisdictions complete and submit an annual summary of their grant programs through a report known as the Consolidated Annual Performance and Evaluation Report (CAPER) for each program year; and

WHEREAS, the CAPER was prepared in accordance with HUD regulations and provides information about the program year's accomplishments and how the projects met goals and objectives in the 2014-2018 Consolidated Plan; and

WHEREAS, the City provided a 15-day public comment period for the purpose of receiving written and oral comments and conducted a public hearing on December 3, 2019, for the CAPER.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Bellevue, Nebraska, as follows:

- a.) Approves the 2018-2019 Consolidated Annual Performance and Evaluation Report (CAPER); and
- b.) Authorizes the Mayor to submit on behalf of the City of Bellevue the CAPER to the U.S. Department of Housing and Urban Development (HUD); and
- c.) Allows staff to make minor technical modifications and/or necessary corrections to the CAPER as required by HUD.

PASSED AND APPROVED, by the Mayor and City Council of the City of Bellevue, State of Nebraska, on this the 3rd day of December 2019.

Rusty Hike, Mayor

(SEAL)

ATTEST:

Susan Kluthe, City Clerk

CITY OF BELLEVUE, NEBRASKA
AGENDA ITEM COVER SHEET

16a.
12/3/19

| | | | | |
|---|--|---|---|--|
| COUNCIL MEETING DATE: 12/03/2019 | | SUBMITTED BY: City Administrator | | |
| AGENDA ITEM: | | CONSENT AGENDA <input type="checkbox"/> | 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 <input type="checkbox"/> | | |

SUBJECT:

Approval for the Veteran's Memorial at the Bellevue Cemetery

SYNOPSIS/BACKGROUND:

Landscaping design for the Veteran's Memorial at the Bellevue Cemetery. Recommendation to do full design for a nice appeal to the monument. Project to be paid for with Community Betterment Funds.

FISCAL IMPACT: 16,812.00 BUDGETED FUNDS?: NO GRANT/MATCHING FUNDS?: NO

TRACKING INFORMATION FOR CONTRACTS AND PROJECTS:

IS THIS A CONTRACT?: NO COUNTER-PARTY: INTERLOCAL AGREEMENT: NO

CONTRACT DESCRIPTION:

CONTRACT EFFECTIVE DATE: CONTRACT TERM: CONTRACT END DATE:

PROJECT NAME:

START DATE: END DATE: PAYMENT DATE: INSURANCE REQUIRED: YES

CIP PROJECT NAME: CIP PROJECT NUMBER:

STREET DISTRICT NAME (S): STREET DISTRICT NUMBER (S):

ACCOUNTING DISTRIBUTION CODE: ACCOUNT NUMBER:

RECOMMENDATION:

Approval of the Veteran's Memorial Project at Bellevue Cemetery and to use Community Betterment Funds of \$16,812 to pay for the project (City Administrator)

ATTACHMENTS:

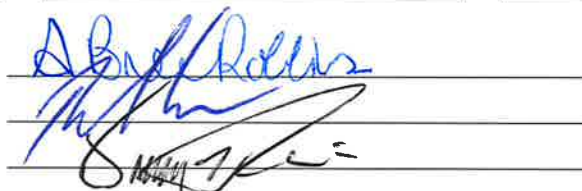
1. Project Design & Estimates 2. 3. 4. 5. 6.

SIGNATURES:

LEGAL APPROVAL AS TO FORM:

FINANCE APPROVAL AS TO FORM:

ADMINISTRATOR APPROVAL AS TO FORM:



Jim Ristow

From: Jason Houghtaling
Sent: Monday, November 25, 2019 1:55 PM
To: Jim Ristow
Subject: FW: Bellevue Cemetery Estimate 213056 from Greenlife Gardens, Inc.
Attachments: Est_213056_from_Greenlife_Gardens_Inc_8012.pdf

Jim- Here is the estimate for the landscaping design for the veteran memorial. The cost shown is total of everything done in the sketch that I will send over to you. We can simplify this more to save money if we have too and just add the necessary construction we need for installation of memorial. My recommendation would be to go with the full design as it would bring a very nice appeal to the monument. If you like I can simplify this more by taking out one of the sidewalks and flower beds around the memorial to save some money. The memorial will defiantly need the grading to level ground out, one sidewalk coming up from the road and the concrete circle with the retaining wall behind it.

Please let me know how you would like to proceed.

Thank you

Jason

From: Chad Wehrbein <Chad@greenlifegardens.com>
Sent: Monday, November 25, 2019 1:32 PM
To: Jason Houghtaling <Jason.Houghtaling@bellevue.net>
Subject: Bellevue Cemetery Estimate 213056 from Greenlife Gardens, Inc.

Jason,

Please review the attached estimate. Feel free to contact us if you have any questions.

We look forward to working with you.

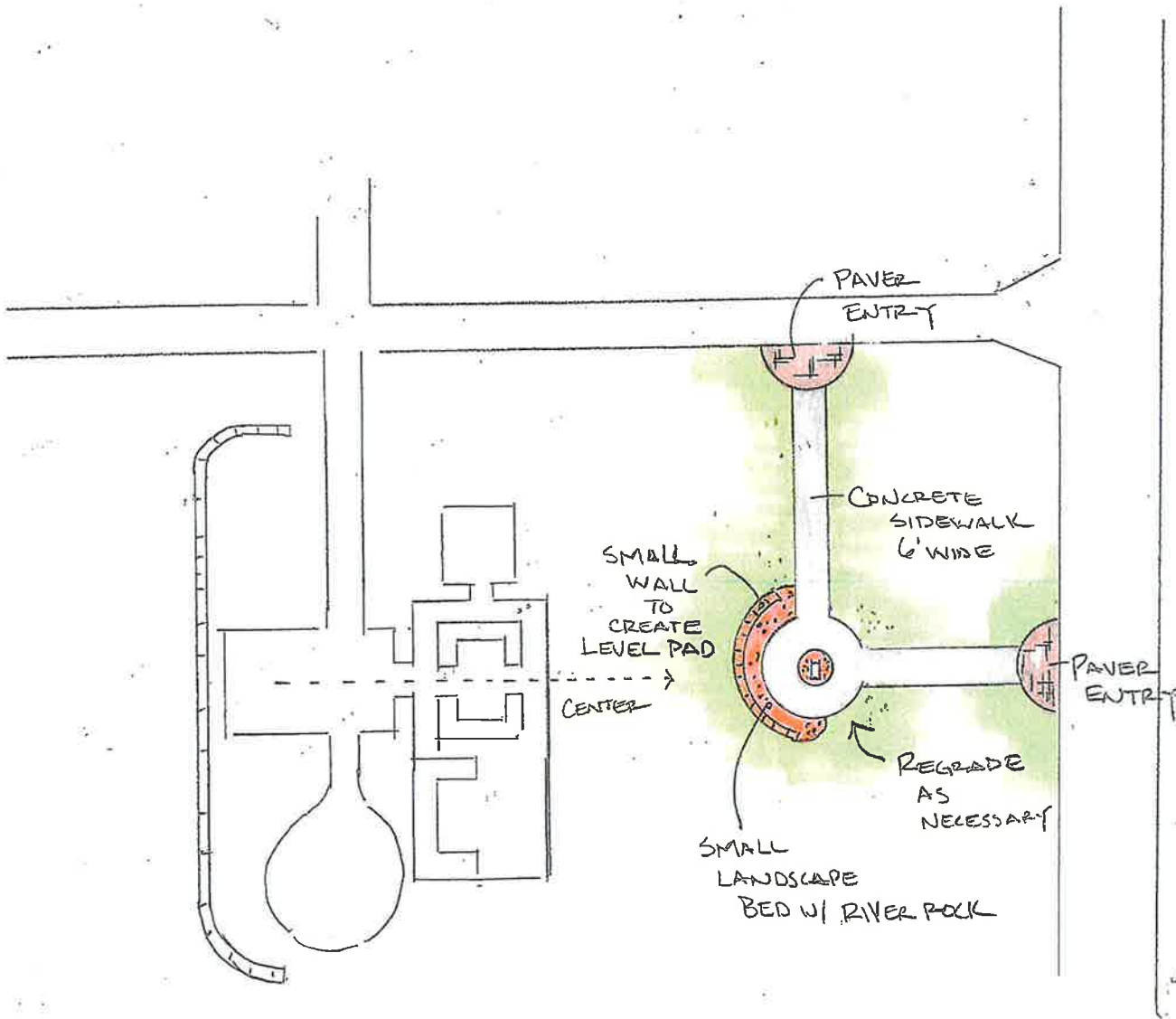
Sincerely,

Greenlife Gardens, Inc.
402.593.7651

10,997
5,825

\$ 16,812

- Community
Betterment
Fund
NOT Budgetary



BELLEVUE CEMETERY

MONUMENT DISPLAY

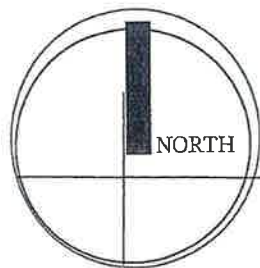
1300 LORD BLVD.

BELLEVUE, NE

11/25/2019 CSW.-



Scale: 1" = 30'-0"



GREENLIFE
GARDENS

5023 Shannon Drive
Papillion, NE 68133

www.greenlifegardens.com
(402)593-7651



5023 Shannon Drive
Papillion, NE 68133
www.greenlifegardens.com
(402)593-7651

Estimate

Date 11/22/2019 **Estimate #** 213056

Work Site

City of Bellevue
1500 Wall Street
Bellevue, NE 68005

Bellevue Cemetery
1300 Lord Blvd.
Bellevue, NE

Prepared by
CSW

Project Name
Monument Walk

Description

BELLEVUE CEMETERY MONUMENT PROJECT:

| <u>Description</u> | <u>Qty</u> | <u>Rate</u> | <u>Total</u> |
|--|------------|-------------|--------------|
| 1. Installation of Diamond Pro Retaining wall per design. (70 sf +/-) -Includes grading to cut soil and level out pad for new monument. -Excess soil will be hauled off site. (labor, equipment and material) | 1 | 2,300.00 | 2,300.00 |
| 2. Grade and haul away sod/soil in preparation for new concrete sidewalk per design. Installation of 6' wide concrete sidewalk up to and around monument. (labor, material and equipment) | 700 | 6.96429 | 4,875.00T |
| 3. Installation of 2 Paver Entry pads. 100 sf each +/- -Holland Pavers with polymeric sand in joints. | 1 | 3,100.00 | 3,100.00 |
| 4. Installation of landscaping bed around monument and between wall and sidewalk. -Aluminum edging will be used at the ends of wall to contain river rock. -2" river rock in all beds with no plants at this time. (labor, travel and delivery) | 1 | 500.00 | 500.00 |
| Aluminum Edging 3/16" x 4" | 1 | 62.00 | 62.00T |
| 2" River Rock /ton | 1.25 | 92.00 | 115.00T |
| Landscape Fabric | 1 | 35.00 | 35.00T |

Deposit: 0

Subtotal

Sales Tax (0.0%)

Total

Signature

Date

Please sign and return one copy with deposit. The balance will be due upon completion





5023 Shannon Drive
 Papillion, NE 68133
 www.greenlifegardens.com
 (402)593-7651

Estimate

Date **Estimate #**
 11/22/2019 213056

City of Bellevue
 1500 Wall Street
 Bellevue, NE 68005

Work Site

Bellevue Cemetery
 1300 Lord Blvd.
 Bellevue, NE

Prepared by

CSW

Project Name

Monument Walk

Description

***Does not include curb cut.
 ***Does not include footing for monument
 ***Fine Grading and any lawn repair and irrigation renovation is
 time and material
 ***Does not include any lighting on monument.

Qty

Rate

Total

Deposit: 0

Signature

Date

**Please sign and return one copy with deposit. The
 balance will be due upon completion**

Subtotal

\$10,987.00

Sales Tax (0.0%)

\$0.00

Total

\$10,987.00



PULVERENTE MONUMENT COMPANY

1439 South 13th Street, Omaha, NE 68108

(402) 341-2452

Frank or Rhonda Ciciulla

Ryan or Kimberly Norton

November22, 2019

Bellevue Cemetery
1500 Wall Street
Bellevue, NE 68005

Jet Black granite
2'-8" x 0'-8" x 5'-0" all polished flat top
3'-2" x 1'-2" x 0'-8" PFT, BRP

\$5,825.00

Price includes standard flat carving and lettering on both sides, and installation in the Bellevue Cemetery.

IN
HONOR
AND
MEMORY
OF ALL
VETERANS



UNION SOLDIERS OF THE CIVIL WAR 1861-1865

CROWELL, CALVIN G (PVT) 2ND NEBRASKA CALVARY (CO D)
DALEY, JOHN D (PVT) 1ST NEBRASKA CALVARY (CO E)
DYER, WILLIAM J (PVT) 9TH MICHIGAN INFANTRY (CO D)
EBY, HENRY M (PVT) 2ND NEBRASKA CALVARY (CO D)
EVERETT, CHARLES L (PVT) 11TH ILLINOIS CAVALRY (CO E)
FERGUSON, ANDREW J (PVT) 116TH/191ST PENNSYLVANIA INF (CO B/E)
FOWLER, JAMES M (PVT) 27TH INDIANA INFANTRY (CO H)
GOSS, JOHN O (LT) 2ND NEBRASKA CAVALRY (FS)
GOW, WILLIAM S (PVT) 1ST NEBRASKA MILITIA (CO A)
HIKE, HENRY (PVT) 14TH/64TH NEW YORK INFANTRY (CO D/A)
HOWARD, JESSE (PVT) 2ND NEBRASKA CAVALRY (CO D)
JONES, WILLIAM E (PVT) 4TH TENNESSEE MTD INFANTRY (CO K)
KAISER, PETER (PVT) 45TH/58TH NEW YORK INFANTRY (CO F)
LANE, THOMAS D (PVT) 4TH IOWA INFANTRY (CO K)
LONGSDORF, HENRY A (CPT) 158TH PENNSYLVANIA INFANTRY
MADDOCK, JOSEPH R (PVT) 3RD IOWA LART/7TH IOWA CAV (CO E)
MARCOE, PETER (PVT) 92ND ILLINOIS INFANTRY (CO C)
MARCOUX, FLAVIUS (PVT) 148TH ILLINOIS INFANTRY (CO A)
MARTIN, CHARLES A (PVT) 2ND NEBRASKA CAVALRY (CO D)
MARTIN, ENOS L (PVT) 2ND NEBRASKA CAVALRY (CO D)
MARTIN, SAMUEL F (BUGLER) 2ND NEBRASKA CAVALRY (CO D)
MCGINLEY, JAMES W (PVT) 48TH WISCONSIN INFANTRY (CO K)
MITCHELL, FRANCIS L (PVT) 2ND NEBRASKA CAVALRY (CO D)
MOUNTAIN, MOSES A (PVT) 11TH MISSOURI CAVALRY (CO C/F)
OLIVER, GEORGE A (SGT) 2ND NEBRASKA CAVALRY (CO D)
O'NEAL, HUGH M (PVT) 4TH IOWA INFANTRY (CO I)
PADDOCK, ROBERT W (PVT) 2ND NEBRASKA CAVALRY (CO D)
PETERS, AMOS D (PVT) 2ND NEBRASKA CAVALRY (CO D)
POLEN, JOHN L (BUGLER) 2ND NEBRASKA CAVALRY (CO D)
ROBERTS, FRANCIS (PVT) 2ND NEBRASKA CAVALRY (CO D)
ROWELS, WILLIAM D (SGT) 2ND NEBRASKA CAVALRY (CO D)
SEATON, JOHN S (LT) 1ST NEBRASKA INF/CAV (CO G)
SEELEMIRE, HENRY B (PVT) 7TH ILLINOIS INFANTRY (CO B)
SHALLCROSS, JOHN W (PVT) 1ST 87TH-PENNSYLVANIA INF (CO D)
STEARNS, JOHN O (SGT) 37TH ILLINOIS INFANTRY (CO B)
TRAVER, PHILIP (WAGONER) 17TH MICHIGAN INFANTRY (CO G)
WEAVER, JAMES J (PVT) 2ND NEBRASKA CAVALRY (CO D)
WILCOX, NEWELL R (SGT) 2ND NEBRASKA CAVALRY (CO D)

FOREVER AT REST IN THE BELLEVUE CEMETERY



City of Bellevue
Office of the City Clerk

1500 Wall Street • Bellevue, Nebraska 68005 • (402) 293-3007

November 26, 2019

From: Susan Kluthe, City Clerk

RE: Information for Administration Report

- Completion of Proceedings, Claims, Notice of Meetings, Ordinances, and Notices of Public Hearings for Bellevue Leader
- Completion of Minutes of 11.19.19 Council Meeting
- Attended Agenda Meeting 11.26.19
- Posting of agenda for 11.27.19 Council Meeting
- Preparation of Council Packet and put on City of Bellevue & Sparq websites for the 11.27.19 Council Regular Meeting
- Beginning to input invoice information from Code Enforcement to spreadsheets to prepare for a BOE meeting, either December 19th or January 21st. Hoping to have meeting on December 19th, if I can pull all the information together in time, due to the holiday.
- Vending machine, musical machine, and mechanical/amusement machine invoices will be mailed to vendors next week. Current occupational tax stickers expire on December 31, 2019
- Invoices were sent out for Tobacco Licenses for the renewal period of January 1, 2020 – December 31, 2020
- Continuing to review the Statement of Profits and Expenses from Organizations who had firework stands, time permitting
- Continuing to work on updating master list on boards, committees, and task forces, time permitting (Shirley)
- Continue to keep current on the general organizing of files, both paper and electronic, by having them scanned into LaserFiche and/or Contract Management, and filing of a hard copy, as soon as we have the approved executed documents
- All files of records for City Vehicles, both electronically and in the actual files, have been caught up and organized. Plan to start working with Fleet verifying we have the correct assigned vehicle number. (Susan)
- Day to day tasks



CITY OF BELLEVUE FINANCE DEPARTMENT

1500 Wall Street - Bellevue, NE 68005 - (402) 293-3000

Bellevue Finance Department Status Report November 19, 2019

ACCOUNTING AND FINANCE

- Audit Schedules, Questionnaires and Audit Prep
- October Forecast/Final Financials
- Annexation Integration
- FYE2020 Amended Budget Planning
- CIP Approved by Planning Commission
- Annexation Debt Being Restructured
- Analyzing Finance and Accounting Job Duties
- Continued Revision/Development of Finance Policies
- Worked on unclaimed property (old, uncashed checks)
- Treasury management; Deposit confirmations, Research undocumented cash receipts
- Issued payments for approved expenses
- Payroll downloads / import into Abila
- Adjusted rights to approved used in Abila system
- Data Entry of Journal Entries for department
- Authorized CDBG reimbursement request
- Paid bills online as approved/requested
- Cash management and Bank Account monitoring
- Reclassed/Transferred expenses between departments
- Researched bills on minute record

CDBG:

- Completed the Environmental Review Record for the 2019 CDBG projects and posted to HUD Exchange for review and comment.
- Completed the draft Consolidated Annual Performance and Evaluation Report (CAPER) for the 2018-2019 fiscal year and distribute for review and comment.
- Completed review and Council approval of the 2019 CDBG Funding Agreement with HUD and submit executed copy to HUD.
- Continued to review all activity files and conduction subrecipient monitoring visit for all open CDBG projects.
- Completed close out for B-17 BJSA Participation Assistance Program and B-17 Heartland Housing Navigator Program.

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 towards a resolution with the city property flood damage claim
- Met with broker to review all new insurance policies
- New employee orientation to 2 new employees
- Continued coordinating open enrollment for employee wellness program
- Handed out PPE as needed
- Worked on ADA updates, reports and City Transition plan
- Performed random safety checks
- Continued safety boot orders for new fiscal year
- Conducted all duties associated with surplus equipment auction
- Total Surplus Sales as of today: **\$376,336**

Respectfully submitted,

Rich Severson
Finance Director, City of Bellevue



City of Bellevue Fire Department

211 West 22nd • Bellevue, Nebraska 68005 • (402) 293-3153

Bellevue Fire Department Council Report

Report Date 11/26/2019

A. General Items:

- QA/QI
- Full time firefighter's interviews.
- Working on hovercraft training with Council Bluffs
- Preparing for part time interviews starting next week (ending the following week-64 interviews in all)
- Preparing for two Paramedic anniversary meetings next week
- Preparing for A shift trauma run reviews next week on Monday

B. Training:

- Difficult airway course begins next week on Tuesday
- Lecture on infection control.
- Stroke care lecture.
- Building construction review.
- Trauma run reviews.

C. Inspections:

- Plan review remodel 3615 Summit Plaza Dr. #103.
- Day care inspection Twins Day Care 4711 Giles Rd.
- Plan review kitchen fire suppression hood Sickies Garage 1203 Cornhusker Rd.
- Plan review Pizza Hut remodel 11515 S. 36 St.
- Above ground fire sprinkler pipe test 13908 Tregaron Ridge Ave.
- Fire alarm acceptance test 13908 Tregaron Ridge Ave.





City of Bellevue

Fire Department
 211 West 22nd • Bellevue, Nebraska 68005 • (402) 293-3153

D. Calls: November 13th through November 26th

Fire – 52
 Rescue - 150

E. Ambulance Billing

No first of the month report

F. Manpower Report Staffing

Staffing Report from 11/11/2019 through 11/17/2019

| | | | | |
|-----------|----|---------------|----------|---------------|
| Monday | AM | Full | | |
| Monday | PM | Full | | |
| Tuesday | AM | Full | | |
| Tuesday | PM | Full | | |
| Wednesday | AM | E41 | 3-Person | |
| Wednesday | PM | Full | | |
| Thursday | AM | E41 | 3-Person | |
| Thursday | PM | Full | | |
| Friday | AM | E31 | 3-Person | |
| Friday | PM | Full | | |
| Saturday | AM | E1, E31 | 3-Person | |
| Saturday | PM | E1 | 3-Person | |
| Sunday | AM | T21, E31, E41 | 3-Person | EMS Sup 2 OOS |
| Sunday | PM | Full | | |



City of Bellevue

Fire Department

211 West 22nd • Bellevue, Nebraska 68005 • (402) 293-3153

Staffing Report from 11/18/2019 through 11/24/2019

| | | | |
|-----------|----|----------|----------|
| Monday | AM | Full | |
| Monday | PM | E41 | 3-Person |
| Tuesday | AM | Full | |
| Tuesday | PM | Full | |
| Wednesday | AM | Full | |
| Wednesday | PM | Full | |
| Thursday | AM | Full | |
| Thursday | PM | Full | |
| Friday | AM | E31 | 3-Person |
| Friday | PM | E31 | 3-Person |
| Saturday | AM | E31 | 3-Person |
| Saturday | PM | E31, E41 | 3-Person |
| Sunday | AM | E1 | 3-Person |
| Sunday | PM | Full | |



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: 11/19/2019

- The monthly staff meetings for November were held in the morning and afternoon on Thursday, Nov. 14. Among the topics discussed were a review of the computer lab and time assignments for persons using PCs in the lab; staff cyber security training; the correct process for a holds queue for a patron; and a re-emphasis for watching screens at the Circulation desk (Circulation staff collaborated on a list of important reasons to review with staff).
- Teens were invited to drop by the Young Adult area on Wednesday, Nov. 13, for a pop-up stressbuster event. This included hot drinks, light snacks, and a variety of stress-relieving activities, including making perler bead keychains and mini stress balls. In addition, youths were invited to share their ideas for future library events, clubs, etc., by including them on a Teen Advisory suggestion board.
- Despite the fact that one volunteer dog and owner were missing from the most recent Pawsitive Reading day (Saturday, Nov. 9), 97 children read to the dogs and one cat who were able to come to this highly popular Children's program. Pawsitive Reading is held on the second Saturday of each month with a morning session and an afternoon session. Children sign-up as much as a month in advance for 15-minute appointments with these specially-trained therapy animals (and there is usually a waiting list).
- A make-n-take program for adults to make fabric coasters was held on Saturday, Nov. 16, starting at 2 p.m. Participants got a chance to work with guest presenter Isis Prentice-Gertig on their projects.
- At the Nov. 13 session of Kids Speak, youths were invited to imagine what it looks like to be grateful and to decide what they are thankful for. Participants were invited to pen their thoughts onto leaf cutouts and then to affix them to a paper tree display near the entrance of the library. The number of leaves on the Tree of Thanks has been growing (over 70) as more children are taking a moment to add their thoughts. Kids Speak is a program that presents literacy topics in a child-friendly way and is geared toward youths in grades K-6.



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: 11/26/2019

- University of Nebraska-Omaha library science student Allison Sillik completed her fall practicum with the Bellevue Public Library on Thursday, Nov. 21. Sillik had to complete 90 hours with the library, working with the various departments. Among her projects were cataloging and processing items for the new Games collection, creating a display for Banned Books Week, developing new Readers Advisory bookmarks, and helping to catalog and process a new Manga collection for the Young Adult Department.
- The Bellevue Public Library Advisory Board held their regular monthly meeting on Wednesday, Nov. 20. Among items discussed included an update on the library and the City's newest Capital Improvement Projects plan and a review of a planning retreat of the Friends of the Bellevue Public Library. The Friends group were hosted at President Marti Noden's home and brainstormed ideas for the coming year. The Friends have been responsible for funding partnerships with the Lauritzen Gardens and Omaha Children's Museum for passes for the public. The Friends hope to continue these passes, and possibly fund an additional one or two in the new year.
- An organizational meeting for a new book club at the library was held on Monday, Nov. 18. The club, which will be led by library staffer Brian Duffy, will focus on science fiction, fantasy, and graphic novel works. Over 10 people turned out for this meeting, with their first official discussion planned for the third Monday in December.
- The public have submitted several creative entries for the Mini Thanksgiving Parade Contest at the library. The shoebox-sized floats will be on display near the Circulation desk from Nov. 19 to Dec. 1 to give the public a chance to vote on their favorite float. Categories include: Individuals under 12; Family/Team; and Individuals over 12. Winners will receive a gift certificate to Chick-fil-A. The contest is being coordinated by the Adult Services Department.
- On Nov. 22, Amber Passey, Children's Assistant, attended a Summer Reading Workshop at the Walt Branch of the Lincoln City Libraries, sponsored by the Nebraska Library Commission. The theme for the summer program in 2020 will be "Imagine Your Story." Presentations on summer themed books, projects, activities, crafts, and outreach were held.



City of Bellevue

Office of the Planning Department

MEMORANDUM

TO: City Council Members
Mayor Rusty Hike
City Administrator Jim Ristow

FROM: Tammi Palm, Land Use Planner *JP*

DATE: November 25, 2019

RE: Administrator's Report for the Planning Department

I have had the following meetings since November 20, 2019:

- Met with a property owner in Elbow Bend to discuss their structures and a path moving forward
- Met with a local developer and architect regarding another location of his franchise
- Met with a homeowner interested in acquiring a portion of an outlot from the city
- Met with individuals interested in constructing a church
- Met with an industrial developer and their engineering firm to discuss potential Bellevue sites for their project

We had a Planning Commission meeting on November 21, 2019. The Planning Commission held public hearings on the proposed Capital Improvement Plan and a text amendment to the Zoning Ordinance.

I attended the Nebraska Floodplain and Stormwater Managers Association meeting on November 21, 2019 in Ashland, NE. The purpose of the meeting was to discuss the 2019 flooding and its ongoing effect on the local jurisdictions.

Assistant Planning Manager Angela Curry and I conducted interviews for our Planning Secretary position. Dianna Van Horn was chosen and has accepted the position.

INTEROFFICE MEMORANDUM

TO: JIM RISTOW
FROM: CHIEF ELBERT
SUBJECT: DIRECTORS BRIEF
DATE: 11/26/2019



Our Cyber Unit started working with our new K9 "Quinn". She is female Lab that is utilized in locating electronic devices and storage devices. She will be extremely helpful in serving a variety of search warrants and many of those will deal child porn or other crimes against children. Unlike our other K9s she is free to roam the building but tends to stay pretty close to Det Roy Howell her handler. She was paid for in full by a greater supporter of the BPD who wishes to remain anonymous. Many Thanks!

Met with the Colonel of the State Patrol, Sarpy Sheriff, Papillion Chief, and LaVista Chief regarding our collaboration in traffic enforcement in problem areas. With our recent efforts being a success we are applying for State Funding (Sarpy is writing the grant) to assist in more of these collective efforts. A key factor in getting the funds is our willingness to work together in said partnerships.

Met with Sarpy 911 to discuss the progress made on the radio system. Also discussed future merging and encryption on the system with Douglas County.

SRO contract with OPS was submitted to OPS as reported last week. It is now being reviewed and considered by OPS with some discussions ongoing. (this is a hold over from last meeting) It is closer to a final format but still not finished.

In preparation for the end of the year the training unit is wrapping up Continuing Ed numbers for the State. Firearm qualifications and other needed items are getting finished.

Continue to work with the City and Legal and personnel issues.

Super excited about the 5 new police recruits we hired this week. A very diverse group super eager to get started with their training. Four will attend basic training and one is a Nebraska certified officer from Boys Town coming to our ranks.

Mark Elbert

From: Brett Foreman
Sent: Monday, November 18, 2019 9:14 AM
To: Mark Elbert; Dave Stukenholtz
Subject: Weekly Stats

CE1 – Tuesday Nov 12, 2019 thru Friday Nov 15, 2019

CE2 –

CE3 –

Calls – 51

Notices – 1

Zoning – 0

Clean Ups – 0

Tree Removal – 0

Certified Notices – 0

Officer Initiated – 0

Towed Vehicles – 1

Red Tags – 7

Mark Elbert

From: Brett Foreman
Sent: Monday, November 25, 2019 10:21 AM
To: Mark Elbert; Dave Stukenholtz
Subject: Weekly Stats

CE1 – Monday Nov 18, 2019 thru Thursday Nov 21, 2019

CE2 – Monday Nov 18, 2019; Wednesday Nov 20, 2019 thru Friday Nov 22, 2019

CE3 – Monday Nov 18, 2019 thru Friday Nov 22, 2019

Calls – 268

Notices – 37

Zoning – 3

Clean Ups – 0

Tree Removal – 0

Certified Notices – 5

Officer Initiated – 9

Towed Vehicles – 7

Red Tags – 5