

Board of Equalization

Monday, August 31, 2020 5:30 PM

Bellevue City Hall

1500 Wall Street

Bellevue, NE 68005

1. CALL TO ORDER AND ROLL CALL

2. OPEN MEETINGS ACT - Posted in the Entry to the Council Chambers

3. Approval of the Agenda

4. Public hearing to consider the levy of liens for non-payment of costs associated with the demolition and removal of a structures at the following locations: 3510 Hancock St, Bellevue, NE 68005 - Lot 1 Paradise Park; Lot 2 Paradise Park; and Lot 3 Paradise Park

5. Resolution BOE No. 2020-0831-01: Levying of liens for non-payment of costs associated with the demolition and removal of structures at 3510 Hancock Street - Lot 1 Paradise Park; Lot 2 Paradise Park; and Lot 3 Paradise Park.

6. Adjournment



City of Bellevue
Permits and Inspections
1510 Wall St. ▪ Bellevue, Nebraska 68005 ▪

August 18th 2020

From: Michael Christensen, Chief Building Official
Permits and Inspections
City of Bellevue

To: Paradise Park Inc.
3310 Harlan Lewis Rd.
Bellevue, NE 68005

Subject: 3510 Hancock St. Bellevue, NE 68005 LEGAL: LOT 1 PARADISE PARK, LOT 2 PARADISE PARK, LOT 3 PARADISE PARK

Dear Paradise Park Inc.,

Enclosed please find copies of the contractor's applications for payment for the demolition of the structure's located at the addresses referenced above in the subject matter.

The City of Bellevue has paid the following contractor's application for payment as follows: #1 - dated 5/27/2020 in the amount of \$238,080.00 #2 - dated 6/26/2020 in the amount of \$223,200.00 #3 - dated 7/27/2020 in the amount of \$337,280.00. This amount is now owed to the City of Bellevue, and failure to reimburse the City will result in a lien being placed on the land located at 3510 Hancock St. Bellevue, NE 68005 LOT 1 PARADISE PARK, LOT 2 PARADISE PARK & LOT 3 PARADISE PARK.

#1 - \$238,080.00

#2 - \$223,200.00

#3 - \$337,280.00

The total amount paid was \$798,560.00

If you have any questions regarding this notice, I am available at (402) 293-3015.

Sincerely,

Michael Christensen (CBO)



APPLICATION AND CERTIFICATION FOR PAYMENT

AIA DOCUMENT G702

Owner: City of Bellevue, NE.
1500 Wall St.
Bellevue, NE. 68005

APPLICATION NO: 1

Distribution to:

<input checked="" type="checkbox"/>	OWNER
<input type="checkbox"/>	ARCHITECT
<input checked="" type="checkbox"/>	CONTRACTOR
<input type="checkbox"/>	

APPLICATION DATE: _____

PERIOD TO: 5/27/2020

FROM CONTRACTOR:

VIA ARCHITECT:

PROJECT NOS: _____

Anderson Excavating Co.
1920 Dorcas St., Omaha, NE. 68108

CONTRACT FOR:

Paradise Park 3510 Hancock St.

CONTRACT DATE: 4/22/20

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM	\$	<u>1,103,600.00</u>
2. Net change by Change Orders	\$	<u>0.00</u>
3. CONTRACT SUM TO DATE (Line 1 ± 2)	\$	<u>1,103,600.00</u>
4. TOTAL COMPLETED & STORED TO DATE (Column I on G703)	\$	<u>238,080.00</u>
5. RETAINAGE:		
a. 10.0% of Completed Work (Column I on G703)	\$	<u>\$0.00</u>
b. 0.0 % of Stored Material (Column H on G703)	\$	<u>0.00</u>
Total Retainage (Lines 5a + 5b or Total in Column L of G703)	\$	<u>0.00</u>
6. TOTAL EARNED LESS RETAINAGE (Line 4 Less Line 5 Total)	\$	<u>238,080.00</u>
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)	\$	<u>0.00</u>
8. CURRENT PAYMENT DUE	\$	<u>238,080.00</u>
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6)	\$	<u>865,520.00</u>

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	\$0.00	\$0.00
Total approved this Month	\$0.00	
TOTALS	\$0.00	\$0.00
NET CHANGES by Change Order	\$0.00	

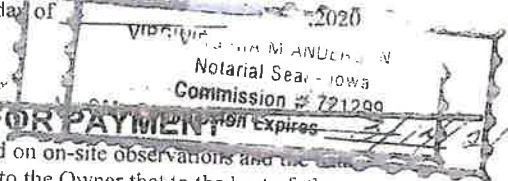
The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: Anderson Excavating Co.
1920 Dorcas St.
Omaha, NE. 68108

By: James D. Anderson Date: 5/26/20

State of: _____ County of: _____
Subscribed and sworn to before me this _____ day of _____, 2020.

Notary Public:
My Commission expires: 5/11/21



ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ _____
Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified.)

ARCHITECT:
By: _____ Date: _____

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

• 80x

APPLICATION AND CERTIFICATION FOR PAYMENT

AIA DOCUMENT G702

Owner: **City of Bellevue**
1200 Wall St.
Bellevue, NE. 68005

APPLICATION NO: 2

Distribution to:

<input checked="" type="checkbox"/>	OWNER
<input type="checkbox"/>	ARCHITECT
<input checked="" type="checkbox"/>	CONTRACTOR
<input type="checkbox"/>	

APPLICATION DATE: _____

PERIOD TO: 6/26/2020

PROJECT NOS: _____

FROM CONTRACTOR: **Anderson Excavating Co.**
1920 Dorcas St., Omaha, NE. 68108

VIA ARCHITECT: _____

CONTRACT DATE: 4/22/20

CONTRACT FOR: _____

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.
 Continuation Sheet, AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM	\$	<u>1,103,600.00</u>
2. Net change by Change Orders	\$	<u>0.00</u>
3. CONTRACT SUM TO DATE (Line 1 ± 2)	\$	<u>1,103,600.00</u>
4. TOTAL COMPLETED & STORED TO DATE (Column I on G703)	\$	<u>461,280.00</u>
5. RETAINAGE:		
a. 10.0% of Completed Work (Column I on G703)	\$	<u>\$0.00</u>
b. 0.0 % of Stored Material (Column H on G703)	\$	<u>0.00</u>
Total Retainage (Lines 5a + 5b or Total in Column L of G703)	\$	<u>0.00</u>
6. TOTAL EARNED LESS RETAINAGE (Line 4 Less Line 5 Total)	\$	<u>461,280.00</u>
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)	\$	<u>238,080.00</u>
8. CURRENT PAYMENT DUE	\$	<u>223,200.00</u>
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6)	\$	<u>642,320.00</u>

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: **Anderson Excavating Co.**
1920 Dorcas St., Omaha, NE. 68108

By: James D. Anderson Date: 06.26.20

State of: _____
 Subscribed and sworn to before me this 26th day of June, 2020
 Notary Public: James D. Anderson
 My Commission expires: 9/14/21
 County of: VIRGINIA M ANDERSON
 Notarial Seal - Iowa
 Commission # 721299
 My Commission Expires 3-14-21

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ _____
 Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified.)

ARCHITECT:
 By: _____ Date: _____

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	\$0.00	\$0.00
Total approved this Month	\$0.00	
TOTALS	\$0.00	\$0.00
NET CHANGES by Change Order	\$0.00	

• FIRST
 • SECOND 80%

APPLICATION AND CERTIFICATION FOR PAYMENT

AIA DOCUMENT G702

Owner: **City of Bellevue**
1200 Wall St.
Bellevue, NE. 68005

APPLICATION NO: 3

Distribution to:

<input checked="" type="checkbox"/>	OWNER
<input type="checkbox"/>	ARCHITECT
<input checked="" type="checkbox"/>	CONTRACTOR
<input type="checkbox"/>	
<input type="checkbox"/>	

APPLICATION DATE: _____
 PERIOD TO: 7/27/2020

PROJECT NOS: _____

FROM CONTRACTOR: **Anderson Excavating Co.**
1920 Dorcas St., Omaha, NE. 68108

VIA ARCHITECT: _____

CONTRACT DATE: 4/22/20

CONTRACT FOR: _____

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.
 Continuation Sheet, AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM	\$	<u>1,103,600.00</u>
2. Net change by Change Orders	\$	<u>0.00</u>
3. CONTRACT SUM TO DATE (Line 1 ± 2)	\$	<u>1,103,600.00</u>
4. TOTAL COMPLETED & STORED TO DATE (Column I on G703)	\$	<u>798,560.00</u>
5. RETAINAGE:		
a. 0.0% of Completed Work (Column I on G703)	\$	<u>0.00</u>
b. 0.0 % of Stored Material (Column H on G703)	\$	<u>0.00</u>
Total Retainage (Lines 5a + 5b or Total in Column L of G703)	\$	<u>0.00</u>
6. TOTAL EARNED LESS RETAINAGE (Line 4 Less Line 5 Total)	\$	<u>798,560.00</u>
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)	\$	<u>461,280.00</u>
8. CURRENT PAYMENT DUE	\$	<u>337,280.00</u>
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6)	\$	<u>305,040.00</u>

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: **Anderson Excavating Co.**
1920 Dorcas St., Omaha, NE. 68108

By: James D. Anderson Date: 07.27.20

State of: _____ County of: _____
 Subscribed and sworn to before me this 27th day of July, 2020
 Notary Public: **VIRGINIA M ANDERSON**
 My Commission expires: 3/24/21 Notarial Seal - Iowa
 Commission # 721299

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ _____
 Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified.)

ARCHITECT: _____
 By: _____ Date: _____

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	\$0.00	\$0.00
Total approved this Month	\$0.00	
TOTALS	\$0.00	\$0.00
NET CHANGES by Change Order	\$0.00	

THIRD 80% - 68

RESOLUTION BOE NO. 2020-0831-01

WHEREAS, the following property owners were billed by the City of Bellevue, Nebraska for costs associated with the demolitions & removal of debris, and/or general property clean-up efforts on the following properties within the City of Bellevue:

Name (l, f)	Service Address	Parcel #	Legal Description	Amount
Paradise Park Inc.	3510 Harlan Lewis Road, 68005	011587744	Lot 1 Paradise Park	\$798,560.00
Paradise Park Inc.	3510 Harlan Lewis Road, 68005	011587745	Lot 2 Paradise Park	
Paradise Park Inc.	3510 Harlan Lewis Road, 68005	011587746	Lot 3 Paradise Park	
TOTAL				\$798,560.00

WHEREAS, these bills have not been paid to the City of Bellevue; and

WHEREAS, the property owners were notified by certified mail and regular mail that a hearing would be held on the 31st day of August, 2020, at 5:30 p.m. at which time they would have an opportunity to show cause why these bills should not be placed as liens against their properties, and

WHEREAS, the following written objections to the assessment of the costs were received or filed in the office of the City Clerk: None

NOW THEREFORE BE IT RESOLVED, that the amounts as shown above for demolitions and removal of debris, and/or other property clean-up efforts be placed as a lien against the properties so listed above and that said liens shall draw interest at the rate of fourteen (14%) percent per annum from the date of the lien, namely August 31, 2020, until paid; and the notice of such lien shall be forwarded to the County Treasurer of Sarpy County, Nebraska with instructions to place upon the records in the office of the County Treasurer the imposition of these liens upon the properties listed and said County Treasurer shall be authorized to collect the payment of these liens, including interest, for the City of Bellevue.

PASSED AND APPROVED this 31st day of August, 2020.

APPROVAL AS TO FORM:

City Attorney

Rusty Hike, Mayor

ATTEST:

Susan Kluthe, City Clerk