

Bellevue City Council Meeting

Tuesday, February 26, 2019 6:00 PM

Bellevue City Hall

1500 Wall Street

Bellevue, NE 68005

1. PLEDGE OF ALLEGIANCE
2. INVOCATION - Pastor David Lydick, Midland Bible Baptist Church, 2407 Chandler Road E.
3. CALL TO ORDER AND ROLL CALL
4. OPEN MEETINGS ACT - Posted in the Entry to the Council Chambers
5. APPROVAL OF AGENDA, CONSENT AGENDA, CLAIMS, AND ADVISORY COMMITTEE REPORTS:
 - a. Approval of the Agenda
 - b. Approval of the Consent Agenda (*Items marked with a (*) are approved when this item is, unless otherwise removed*)
 1. * Approval of the Minutes from the February 11, 2019, City Council Meeting
 2. * Approve Re-appointments of Brad Anderson, Maria Conte, Jim Hawkins, David Valenta and Nick Peterson (Alternate) to the Board of Adjustments, with the new 3-year term ending February 2022 (Mayor)
6. * Approval of Claims
7. ORGANIZATIONAL MATTERS: None
8. SPECIAL PRESENTATIONS:
 - a. Report on Bellevue Public Library Feasibility Study (Library Director)
 1. Recommendation to accept the report and to authorize the continued investigation regarding the future of the library in Phase II of the project (Library Director)
9. LIQUOR LICENSES:
 - a. Application for a Special Designated Liquor License to sell beer, wine, and distilled spirits in a beer garden, during the St. Pat's Day Pub Crawl, for the Fraternal Order of Eagles #3912, 209 W. Mission Avenue on Saturday, March 16, 2019, from 11:00 a.m. to 12:00 a.m. (City Clerk)
 - b. Application for a Special Designated Liquor License for the Bellevue Chamber of Commerce, to sell beer, wine, and distilled spirits at Riverfest, from 3:00 p.m. to 1:00 a.m. on June 28th and from 10:00 a.m. to 1:00 a.m. on June 29th
10. ORDINANCES FOR ADOPTION (3rd reading):
 - a. Ordinance No. 3928: Amending Section 2-30 of City Code pertaining to City Council Order of Business (Administration)
 1. Approve Council Policy Resolution 39 (Administration)
 - b. Ordinance No. 3929: Sale of City Surplus Property - Abandoned Lift Station (City Attorney)
 - c. Ordinance No. 3930: Compensation Ordinance as Updated (Finance Director)
 - d. Ordinance No. 3931: Request to vacate a portion of McCorkindale Avenue abutting Lot 2, W of RR ROW, Lots 3A2 & 3C, Pleasant Hill or

Martin's Subdivision; Lot 10 & Lot 11 West of ROW, Pleasant Hill or Martin's Subdivision; and Lot W located in Section 16, T14N, R13E, of the 6th P.M., Sarpy County, Nebraska (Public Works Director)
e. Ordinance No. 3932: Sale of City Surplus Property, located adjacent and north of 1303 Freeman Drive (Planning Director)
f. Ordinance No. 3923: Amending Article 7, Sign Regulations, of the Bellevue Zoning Ordinance regarding Digital Signs Applicant: City of Bellevue (Planning Director)

11. ORDINANCES FOR PUBLIC HEARING (2nd reading):

a. Ordinance No. 3933: Rezoning the North 1/2 of the East 35.2' of Lot 2 and the North 1/2 of Lot 3, Tiller's Hillcrest Addition from BG and BGH to RS-84 Applicant: BJ Justice Location: 210 Galvin Road North (Planning Director)

b. Ordinance No. 3934: Annexing Tax Lot A2B, E1, E2, H1, J, K, and parts of Tax Lots I, D1, and D2, lying west of abandoned railroad right-of-way, Section 21, T14N, R13E of the 6th P.M., Sarpy County, Nebraska Applicants: Jose and Monica Ramirez Location 2803 Childs Road West. (Planning Director)

c. Ordinance No. 3935: Rezoning Lots 1 and 2, Rancho La Estrella, from RS-72 to AG and RS-72 for the purpose of agricultural and residential uses Applicants: Jose and Monica Ramirez Location: 2803 Childs Road West

d. Ordinance No. 3936: Annexing Sanitary Improvement District #147, Blackhawk, consisting of Lots 1 through 97 and Lots 101 through 152, Blackhawk; Lot 1, Whitfield's Blackhawk; and Lot 2, Oakhurst Replat One Applicant: City of Bellevue (Planning Director)

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

13. PUBLIC HEARING ON MATTERS OTHER THAN ORDINANCES: None

14. RESOLUTIONS:

a. Resolution 2019-05: Approve Sale of Inventory of Current Bellevue Housing Authority homes and authorize Mayor to sign

1. Approve and authorize Mayor to sign the Certification by State or Local Official of PHA Plans Consistency with the Consolidated Plan or State Consolidated Plan

15. CURRENT BUSINESS:

a. * Approve contract and authorize the Mayor to sign the AED Renewal Maintenance Contract (Police Chief)

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

17. PUBLIC REQUESTS TO BE HEARD:

18. CLOSED SESSION:

a. Real Estate Negotiations

19. ADJOURNMENT

MINUTE RECORD

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In the absence of Mayor Rusty Hike, a meeting of the Mayor and Council of the City of Bellevue was called to order by Council President Paul Cook at the Bellevue City Hall on the 14th day of February, 2019, at 6:00 p.m. Present were Council Members Bob Stinson, Paul Cook, Pat Shannon, Don Preister, Thomas Burns, and Kathy Welch.

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

Pledge of Allegiance and Invocation

Council President Cook led in the Pledge of Allegiance. Pastor Joseph Gastineau, Revival Tabernacle Church, 2226 Jefferson in Bellevue, gave the invocation.

Open Meetings Act

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

Approval of the Agenda

Motion was made by Shannon, seconded by Burns, to approve the agenda.

Motion was made by Shannon, seconded by Stinson, to amend the Agenda, by removing Item 7a.3. Roll call vote on the motion 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.

Approval of the Consent Agenda

Motion was made by Shannon, seconded by Welch, to approve the consent agenda which included the following: Approval of the Minutes from the January 28, 2019, City Council Meeting; Acknowledge receipt of the Minutes from the January 24, 2019, Planning Commission Meeting; Approve Appointment of Barbara Van Wassenhoben to the Planning Commission to fill an unexpired term ending June 2021; Approval of the Claims; Approval of the Extension Request for 2017 CDBG Council-approved Agreement with Habitat for Humanity of Sarpy County through February 27, 2020; Approval of the Extension Request for 2017 CDBG Council-approved Agreement with Heartland Family Services through February 27, 2020; Approval of the Extension Request for 2017 Council-approved Agreement with Bellevue Junior Sports Association through February 27, 2020; and Approval of the 2018 CDBG Subrecipient Agreement with Backyard Sports for \$26,825. 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:

Approving the Mayoral Appointments – City Clerk: Susan Kluthe

Motion was made by Preister, seconded by Welch to appoint Susan Kluthe as City Clerk. Roll call vote on the motion was as follows: Stinson, Cook, Shannon, Preister, Burns, and Welch voted yes; voting no: none. Motion carried.

Preister and Cook both wished outgoing Clerk Sabrina Ohnmacht the best of luck and felt she had done an excellent job for the city.

Approving the Mayoral Appointments – City Treasurer: Richard Severson

Motion was made by Preister, seconded by Welch to appoint Richard Severson as City Treasurer. Roll call vote on the motion was as follows: Stinson, Cook, Shannon, Preister, Burns, and Welch voted yes; voting no: none. Motion carried.

Approving the Mayor Appointments – In-house City Attorney: Alicia “Bree” Robbins

Motion was made by Welch, seconded by Stinson to appoint Alicia “Bree” Robbins as the In-house City Attorney, effective February 15, 2019.

Mr. Pat Sullivan thanked the community for being given the chance to serve this great city. He stated he always has provided legal advice on what Council needs to hear and not just what they want to hear. As we move forward, he hopes everyone will support Mayor Hike's appointment not just now but in the future.

Council President Cook thanked Mr. Sullivan for all his service. He feels Mr. Sullivan has done excellent work for the city and was satisfied with his legal advice.

Ms. Alicia “Bree” Robbins introduced herself and stated she was looking forward to working with the City. Council welcomed her aboard.

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Mr. Preister stated he would be abstaining from the vote because he felt he has not had the time to do his due diligence. He stated it has nothing to do with the candidate but he personally feels he isn't prepared to vote with a good conscious at this time.

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

SPECIAL PRESENTATIONS:

Sarpy County Economic Development Corporation Update

Mr. Andrew Rainbolt, with Sarpy County Economic Development Corporation, was present to give an update on economic indicators, objectives, and on the return of investments over the past year. He answered questions on the information presented to Council.

Beardmore Events Center of Bellevue Status Update

Mr. Adam Daeges, General Manager and Ms. Rebecca Mumm, with the Beardmore Event Center were present to give an update on the number of events and a revenue analysis for 2018. Over the past couple of years, they have seen growth in events and revenue. It is anticipated they will continue to see more growth each year.

LIQUOR LICENSES: None

ORDINANCES:

Ordinance No. 3925: Rezoning Lots 1 through 121 and Outlots A through G, Belle Lago South, from AG and RG-50-PS to RG-50-PS for the purpose of single-family residential development Applicant: Boyer-Young Development General Location: Southeast of 48th Street and Capehart Road (Third Reading)

Ordinance No. 3925, 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 48th Street and Capehart, 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 Shannon, seconded by Welch, that Ordinance No. 3925 be adopted. Council President Cook asked "Shall Ordinance No. 3925 be passed and adopted?" and upon roll call the following voted yes: Stinson, Cook, Shannon, Preister, Burns, and Welch; voting no: none. Council President Cook proclaimed Ordinance No. 3925 passed and adopted.

Motion was made by Welch, seconded by Stinson to approve the preliminary plat of Lots 1 through 121 and Outlots A through G, Belle Lago South. Roll call vote on the motion was as follows: Stinson, Cook, Shannon, Preister, Burns, and Welch voted yes; voting no: none. Motion carried.

Ordinance No. 3927: Amending the City Code to move the City Council Meetings to the 1st and 3rd Tuesdays of the Month, commencing May 7, 2019 (Third Reading)

Ordinance No. 3927, an ordinance to amend Sections 2-26 and 2-29 of the Bellevue Municipal Code pertaining to time and location of regular City Council meetings, and the preparation of the agenda for regular Council meetings; to repeal Sections 2-26 and 2-29 as heretofore existing; to provide for the publication of this Ordinance in pamphlet form; and to provide for an effective date of this Ordinance, was read by title only for the third and final time.

Motion was made by Burns, seconded by Shannon, that Ordinance No. 3927 be adopted. Council President Cook asked "Shall Ordinance No. 3927 be passed and adopted?" and upon roll call the following voted yes; Stinson, Cook, Shannon, Preister, Burns, and Welch; voting no: none. Council President Cook proclaimed Ordinance No. 3927 passed and adopted.

Ordinance No. 3928: Amnding Section 2-30 of the City Code pertaining to City Council Order of Business (Second 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 second time and presented for public hearing.

Council President Cook asked for public comment.

Mr. Chuck Fredrick stated he is favor of filling a form out and sending to City Administrator so it can be on the agenda and it can be discussed. However, he is not in favor of having the public requests section at the end of meeting being removed from the agenda. He said the public has the right to come and be heard. Mr. Michael Wills stated he wasn't sure if he was in favor or against this change. In past history, he said there were City Administrators that would block requests from being on the agenda and what would happen if we would come across this again. Ms. Kathy Welch stated she feels they have addressed this issue because requests will go out to City Council members as well, so requests would not be ignored. She feels this is a better way to address the public's concerns by being able to respond and answer questions. Mr. Pat Shannon stated the purpose of Council meetings is to conduct city business and not just a time to gripe about things. He said he is undecided on this because he wants people to be able express their concerns or comments with the Council. Mr. Bob Stinson says he has spoke with lots of people and the ones he has talked to all say we should have both. He stated he was there to represent the people so he would vote "no," on how the ordinance stands now. Mr. Perry Guido spoke in favor of the Ordinance. He feels there are too many times when statements are made that are not accurate or true and no one can respond to it. He feels this damages Bellevue because people get the wrong impression of what is going on. He also stated there is no better way to have transparency than to hear both sides. Mr. Steve Draper said he had done some checking into when Public Requests to be Heard

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was added to the agenda. It was added in 1993 and until the last few years wasn't an issue. Everyone he has talked to wants the Public Requests to be Heard left on the agenda. Mr. Jim Moudry has the same concerns as some of the other speakers as far as the Administrator being able to block a request from being put on the agenda. He also feels it would be appropriate to add a section where the public can have something put on the agenda but to also leave a section at the end for the public to speak.

Council President Cook asked if there were any more comments from the public. With no one else coming forward to speak in support of or in opposition to the ordinance, Council President Cook declared the public hearing closed.

Mr. Pat Sullivan, City Attorney, made a few brief comments. He stated this issue has been coming up since he was appointed 12 years ago so it has not just been the last few years and, in his opinion, it is a violation of the Open Meetings Act and for this reason he feels the public requests to be heard section at the end of the meeting be removed from the order of business. Mr. Shannon suggested a Task Force be formed and meet with Administration to discuss the guidelines to see if we can improve it. Mr. Jim Ristow, City Administrator, stated he would meet with a couple of council members to discuss further.

Council President Cook stated the third and final reading of the ordinance will be heard at the next Council meeting on February 26th.

Ordinance No. 3929: Sale of City Surplus Property, abandoned lift station (Second Reading)

Ordinance No. 3929, an ordinance providing for the sale of certain real estate, same being described in Section 1 of this ordinance; directing the conveyance of such real estate, and the manner and terms thereof, and designating an effective date, was read by title only for the second time and presented for public hearing.

Council President Cook asked for public comment.

Mr. Jim Moudry asked about the fiscal impact on the property. Mr. Sullivan said the property is in need of lots of maintenance and improvements. Mr. Preister added it is bargain for the city not to have to deal with all the problems on this property anymore.

With there being no further comments from the public, Council President Cook declared the public meeting closed.

Council President Cook stated the third and final reading of the ordinance will be heard at the next Council meeting on February 26th.

Ordinance No. 3930: Compensation Ordinance as Updated (Second Reading)

Ordinance No. 3930, an ordinance of the City of Bellevue, Nebraska, classifying the employees of the city; fixing the ranges of compensation of such employees; providing a pay range schedule; providing for publication in pamphlet form; repealing Ordinance No. 3901; and providing for an effective date.

Council President Cook asked for public comment. No one in the audience came forth to speak in favor of or in opposition to this ordinance. Council President Cook declared the public hearing closed.

Council President Cook stated the third and final reading of the ordinance will be heard at the next Council meeting on February 26th.

Ordinance No. 3931: Request to vacate a portion of McCorkindale Avenue abutting Lot 2, W of RR ROW, Lots 3A2 & 3C, Pleasant Hill or Martin's Subdivision; Lot 10 & Lot 11, West of ROW, Pleasant Hill or Martin's Subdivision; and Lot W located in Section 16, T14N, R13E of the 6th P.M., Sarpy County, Nebraska (Second Reading)

Ordinance No. 3931, an ordinance declaring the necessity, expediency and propriety of vacating a portion of McCorkindale Avenue abutting Lot 2, W of RR ROW, & Lots 3A2 and 3C, Pleasant Hill or Martin's Subdivision; Lot 10 & Lot 11, W of ROW, Pleasant Hill or Martin's Subdivision; and Tax Lot W, located in Section 16, T14N, R13E of the 6th P.M., Sarpy County, Nebraska, not heretofore vacated, repealing all ordinances and all parts of ordinances in conflict herewith, and designating an effective date.

Council President Cook asked for public comment.

Mr. Craig Faulk was present on behalf of the applicant to answer any questions.

Council President Cook asked if there were any more comments from the public. With no one else coming forward to speak in support of or in opposition to the ordinance, Council President Cook declared the public hearing closed.

Council President Cook stated the third and final reading of the ordinance will be heard at the next Council meeting on February 26th.

Ordinance No. 3932: Sale of City Surplus Property, located adjacent and north of 1303 Freeman Drive (Second Reading)

An ordinance providing for the sale of certain real estate, the same being described in Section 1 of this Ordinance; directing the conveyance of such real estate and the manner and terms thereof, and designating an effective date.

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Council President Cook asked for public comment. No one in the audience came forth to speak in favor of or in opposition to this ordinance. Council President Cook declared the public hearing closed.

Council President Cook stated the third and final reading of the ordinance will be heard at the next Council meeting on February 26th.

Ordinance No. 3933: Rezoning the North ½ of the East 35.2' of Lot 2 and the North ½ of Lot 3, Tiller's Hillcrest Addition from BG and BGH to RS-84 Applicant: BJ Justice Location: 210 Galvin Road North (First Reading)

Ordinance No. 3933, 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 210 Galvin Road North, more particularly described in Section 1 of this Ordinance and to provide an effective date, was read by title only for the first time and scheduled for public hearing at the Council meeting on February 26th.

Ordinance No. 3934: Annexing Tax Lot A2B, E1, E2, H1, J, K, and Parts of Tax Lots 1, D1, and D2, lying West of Abandoned Railroad Right-of-Way, Section 21, T14N, R13E of the 6th P.M., Sarpy County, Nebraska Applicants: Jose and Monica Ramirez Location: 2803 Childs Road West (First Reading)

Ordinance No. 3934, an ordinance to annex to the City of Bellevue, Sarpy County, Nebraska, certain lands, lots and real estate lying within the boundaries, to the City of Bellevue, Sarpy County, Nebraska, and designating an effective date, was read by title only for the first time and scheduled for public hearing at the Council meeting on February 26th.

Ordinance No. 3935: Rezoning Lots 1 and 2, Rancho La Estrella, from RS-72 to AG and RS-72 for the purpose of agricultural and residential uses Applicants: Jose and Monica Ramirez Location: 2803 Childs Road West (First Reading)

Ordinance No. 3935, 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 2803 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 first time and scheduled for public hearing at the Council meeting on February 26th.

Ordinance No. 3936: Annexing Sanitary Improvement District #147, Blackhawk, consisting of Lots 1 through 97 and Lots 101 through 152, Blackhawk; Lot 1, Whitfield's Blackhawk; and Lot 2, Oakhurst Replat One Applicants: City of Bellevue (First Reading)

Ordinance No. 3936, an ordinance to annex to the City of Bellevue, Sarpy County, Nebraska, certain lands, lots and real estate lying within the below described boundaries, to the City of Bellevue, Sarpy County, Nebraska, and designating an effective date, was read by title only for the first time and scheduled for public hearing at the Council meeting on February 26th.

PUBLIC HEARINGS ON MATTERS OTHER THAN ORDINANCES:

Public Hearing on the Event License Application from the MAK Throwers for Nebraska Celtic Festival 2019 in Haworth Park (Alternate site: Hastings Banner Park on April 6 and 7, 2019, from 7:00 a.m. to Sunset (City Clerk)

Mr. Josh Haggin, with the MAK Throwers, was present to answer any questions.

Council President Cook 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. Council President Cook declared the public hearing closed.

Motion was made by Preister, seconded by Shannon, to approve the Event License Application from the MAK Throwers for Nebraska Celtic Festival 2019 in Haworth Park (alternate site: Banner Park) on April 6 and 7, 2019, from 7:00 a.m. to Sunset. Roll call vote on the motion was as follows: Stinson, Cook, Shannon, Preister, Burns, and Welch; voting no: none. Motion carried.

Public Hearing on the Event License Application of Aim High Events for a half-marathon and 5k run on Saturday, April 27th in Haworth Park from 7:00 a.m. to 11:00 a.m. (City Clerk)

Mr. Joe Ramos, was present to give a brief explanation of the event and answer any questions. He informed the Council the Charity Partner for this event is "Moving Veterans Forward."

Council President Cook 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. Council President Cook declared the public hearing closed.

Motion was made by Shannon, seconded by Welch, to approve the Event License Application of Aim High Events for a half-marathon and 5k run on Saturday, April 27th in Haworth Park from 7:00 a.m. to 11:00 a.m. Roll call vote on the motion was as follows: Stinson, Cook, Shannon, Preister, Burns, and Welch voted yes; voting no: none. Motion carried.

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Public Hearing on the Event License Application of Freedom Running Company for a half-marathon, 10k, and 5k run to raise funds for the "War on Terror Memorial" on Saturday, May 18th using American Heroes Park, City Streets, and going onto Base from 4:00 a.m. to 12:00 p.m. (City Clerk)

Ms. Jayme Ramos, owner of Freedom Running Company and Mr. Ed Frazier, organizer on the "War on Terror Memorial" were present to give a brief explanation of the event and to answer any questions.

Council President Cook 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. Council President declared the public hearing closed.

Motion was made by Burns, seconded by Welch, to approve the Event License Application of Aim High Events for a half-marathon and 5k run on Saturday, April 27th in Haworth Park from 7:00 a.m. to 11:00 a.m. Roll call vote on the motion was as follows: Stinson, Cook, Shannon, Preister, Burns, and Welch voted yes; voting no: none. Motion carried.

Public Hearing on the Event License Application of the Bellevue Economic Enhancement Foundation, in Partnership with the Bellevue Chamber of Commerce, for "Riverfest" to be held in American Heroes and Haworth Parks on June 28th from 4:00 p.m. to 1:00 a.m. and June 29 from 6:00 a.m. to 1:00 a.m. (City Clerk)

Mr. Duane Safarik, with the Bellevue Chamber of Commerce, was present to give a brief description of the event and answer questions.

Council President Cook 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. Council President Cook declared the public hearing closed.

Motion was made by Welch, seconded by Burns, to approve the Event License Application of the Bellevue Economic Enhancement Foundation, in partnership with the Bellevue Chamber of Commerce, for "Riverfest" to be held in American Heroes and Haworth Parks on June 28th from 4:00 p.m. to 1:00 a.m. and June 29th from 6:00 a.m. to 1:00 a.m. Roll call vote on the motion was as follows: Stinson, Cook, Shannon, Preister, Burns, and Welch voted yes; voting no: none. Motion carried.

Public Hearing on the One-and-Six Year Street Plan (Street Superintendent)

Mr. Bobby Riggs, Street Superintendent, was present to provide an overview of the road and street projects identified in the plan and to answer questions.

Council President Cook opened the meeting to a public hearing to give opportunity for individuals to speak in favor of or in opposition to the application.

Mr. Jim Moudry talked about the costs of the 36th Street Projects and asked if the increased costs were accounted for in this plan. Mr. Riggs stated all revised costs have been accounted for. Mr. Moudry thinks this project will be a challenge to pull off. Mr. Jeff Roberts, Public Works Director, gave some clarity on the cost of the project by stating the amount is over a 5-year period.

With no one else in the audience coming forth to speak in support of or in opposition. Council President Cook declared the public hearing closed.

Motion was made by Welch, seconded by Shannon to approve Resolution No. 2019-03: One-and-Six Year Plan. Roll call vote on the motion was as follows: Stinson, Cook, Shannon, Preister, Burns, and Welch voted yes; voting no: none. Motion carried.

RESOLUTIONS:

Resolution 2019-02: The Bellevue Bicycle Club – Annual Ride of Silence

Mr. John Perrin, representing the Bellevue Bicycle Club, was present to explain this event and to answer questions.

A brief Council discussion ensued.

Motion was made by Shannon, seconded by Welch, to approve Resolution 2019-02: The Bellevue Bicycle Club – Annual Ride of Silence subject to receiving a Certificate of Insurance. Roll call vote on the motion was as follows: Stinson, Cook, Shannon, Preister, Burns, and Welch voted yes; voting no: none. Motion carried.

Resolution 2019-04: Bond Reimbursement Resolution for 2019 Paving Improvements

Motion was made by Welch, seconded by Burns, to approve Resolution 2019-04: Bond Reimbursement Resolution for 2019 Paving Improvements. 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:

Approving the Proposal for Ordinance Codification from American Legal Publishing Corporation

Motion was made by Shannon, seconded by Burns, to approve and authorize the Mayor to sign the proposal for Ordinance Codification with American Legal Publishing Corporation. Roll call vote on the motion was as follows: Stinson, Cook, Shannon, Preister, Burns, and Welch voted yes; voting no: none. Motion carried.

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Approving the Remount of Two Medic Units on Ford 550 Chassis for \$146,717 each, for an estimated total of \$293,434

Motion was made by Shannon, seconded by Burns, to approve remounting the two medic units on Ford 550 Chassis for \$146,717 each, for an estimated total of \$293,434. 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:

Council President Cook asked if there were any questions for the City Administrator or any of the Directors on the report presented. Shannon commented on Sabrina Ohnmacht's report and stated he felt her farewell was a class act.

PUBLIC REQUESTS TO BE HEARD:

Council President read the following statement: "Any member of the public addressing the Council shall abide by Council Policy Resolution No. 35 regarding the Principles of Conduct and Decorum which states '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' and also Bellevue City Code Section 2-68 regarding the manner of addressing the Council. Copies of the aforementioned rules are posted outside the Council Chambers. Speakers shall limit their presentations to five minutes."

Mr. Michael Wills stated he was sorry to see Mr. Sullivan leave and felt he did a wonderful job for the City. As a tax payer he thanked him for his great service to the community. He also stated he was sorry to see Sabrina Ohnmacht leaving and said she always did a great job helping him when he was in the office.

Mr. Chuck Fredrick thanked Public Works stating the crews did a great job plowing the streets. He also said if anyone thinks he has misspoken to contact him and he would apologize if he was wrong.

Council President Cook asked for additional comments from the public. No one came forward to speak. Council President Cook closed the public requests to be heard section of the meeting.

CLOSED SESSION: None

ADJOURNMENT:

There being no further business to come before the Council at this time, on motion by Preister, seconded by Welch, at 8:28 p.m. the meeting adjourned.


Susan Kluthe, City Clerk

Rusty Hike, Mayor

I, the undersigned, City Clerk of the City of Bellevue, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council on February 11, 2019; that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the office of the City Clerk; that such subjects were contained in said agendas for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.




City Clerk



City of Bellevue


Office of the Mayor

1500 Wall Street • Bellevue, Nebraska 68005 • (402) 293-3022

*5b.2
2-26-19

MEMORANDUM

TO: Council President Paul Cook and Council members

FROM: Mayor Rusty Hike 

DATE: February 20th, 2019

SUBJECT: Reappointment to Board of Adjustment

Please consider the following for reappointment to the Board of Adjustment.

Brad Anderson
605 Bellevue Blvd N
Bellevue, NE 68005

Maria Conte
2513 Lynnwood Drive
Bellevue, NE 68123

Jim Hawkins
414 Greenbriar Court
Bellevue, NE 68005

David Valenta
811 Bayberry Court
Bellevue, NE 68005

Nick Petersen(Alternate)
13404 South 44th St
Bellevue, NE 68123

They will serve a three (3) year term ending February 2022.

Brad K. Anderson
605 Bellevue Blvd. North
Bellevue, NE 68005
(402) 657-8935

I am a native of Bellevue, Nebraska. For the past 43 years I have been involved in residential new construction, worked as a home inspector and have been owner and manager of residential rental properties in Bellevue and Omaha. I am a licensed contractor in Bellevue. I have dealt with city zoning ordinances and building code requirements during this period. I have been a member of the Bellevue Board of Adjustment for 27 years and hope to continue.

Thank you for your consideration.

Sincerely,
Brad Anderson

Brief Resume for Maria L. Conte, Ph.D.

I have lived in Nebraska for over 50 years and in Bellevue since 1989. A retired health care educator and administrator specializing in nuclear medicine technology and allied health, I have an undergraduate degree in chemistry from Knox College and advanced degrees in counseling and guidance and education from UNO and UNL. I previously held offices in various professional and volunteer organizations and currently volunteer with the Douglas/Sarpy County Extension Office and Nebraska Medicine. I am a former member of the Bellevue Library Advisory Board where I served as President and am currently Chairman of the Board of Adjustment for the City of Bellevue.

JAMES R. HAWKINS

414 Greenbriar Ct • Bellevue, NE 68005
Phone/Fax (402) 292-7687 • E-mail: hawkins83@home.net

EDUCATION AND TRAINING

- B.S. in Secondary Special Education, Peru State College Dec 2002
- M.S. in Administration, Central Michigan University Dec 1988
- B.S. in Wildlife Ecology, University of Arizona May 1980
- Air War College / Air Command and Staff College / Squadron Officer's School

PROFESSIONAL EXPERIENCE

Managing Partner & Superintendent at Fontenelle Hills Golf Course: Jan 2011 - Present

- Property owner, business manager, course superintendent of a local nine-hole golf course

Business Owner: Aug 2007 – Present

General Partner Hawkins & Valley LLC, Omaha, NE & Austin, TX Aug 2007 - present

- Owns and manages business and residential rental properties

Program Manager, Youth Worker, Teacher: Mar 2001 – Aug 2007

Youth Services Manager Goodwill Ind., Omaha, NE Mar 2005 – Aug 2007

- Managed three grant programs involving 400 youth, a budget of over \$2.2 million, and a staff of 15 – Manager of the Year for 2005
- Built two programs from the ground up – hiring, equipping, training, etc.

Business Relations Coordinator Goodwill Ind., Omaha, NE Oct 2004 – Mar 2005

- Responsible for cultivating positive working relationships with referral sources, employers, and community agencies. Coordinated job fairs, hosted mock interviews and job club sessions

Life Skills Trainer Omaha Home for Boys, NE Feb 2004 – Oct 2004

- Designed/implemented a new life skills curriculum which included cooking, financial lessons, speakers, and recreational outings
- Overhauled the Transitional Living Program – obtained board approval, including additional personnel funding – program commenced in Jan 2005

Youth Services Trainer Goodwill Ind., Omaha, NE Sep 2003 – Feb 2004

- Developed plans & curriculum for a local youth program – initiated contact with local businesses resulting in 100 percent job placement for program youth
- Built two programs from the ground up – hiring, equipping, training, etc.

Special Education Teacher & Volunteer Bellevue East & West Highs Mar 2001 – May 2003

- Taught math, English, social studies to students with a variety of disabilities
- Classroom volunteer working with behaviorally impaired students

US Air Force: Feb 1981 – Dec 2000

509 OSS Commander / Chief of Wing Plans Whiteman AFB, MO, June 1997 – Dec 2000

- Commanded diverse 250-person squadron – developed/implemented long-range vision and goals

- Controlled annual budget of \$2.5 million and managed resources worth more than \$6.5 billion
- Built new facilities, increased staffing, fixed the largest special access security program in the Air Force, improved training programs. Awards include two outstanding Air Force ratings during a large inspection, two-time “best in command” flight, outstanding security inspection rating
- Responsible for facilitating, coordinating, and synchronizing strategic planning and training for a 4000-person wing, including seven large-scale exercises involving over 1000 personnel, 200 tons of equipment, and bomber operations. Architect of wing’s operational strategic plan

Chief of Bomber and Tanker Plans Osan AB, Korea, June 1996 – June 1997

- Established procedures for bomber and tanker employment in the Korean theater of operations
- Wrote unit’s first quality improvement plan including mission statement, vision, and goals
- Prepared the commander for testimony before the House National Security Committee – drafted both the written and oral statements

Special Assistant to the CINC & Bomber planner Offutt AFB, NE, June 1993 – June 1996

- Bomber strike planner for nuclear war plans
- Provided analysis directly to CINCSTRAT regarding strategy, force structure, and arms control
- Assisted in CINC’s preparation for congressional testimony, including research and background for drafting both written and oral testimony - drafted eight reports sent to the SECDEF

Staff Officer and B-52 Navigator Various bases, Feb 1981 – June 1993

- Held a variety of staff and flying positions including, Air Command and Staff College student, HQ SAC crisis action officer, Gulf War bomber operations planner, airborne test director, and 2000 hrs in the B-52 bomber as a crewmember, instructor, and evaluator

US Navy & Air National Guard: Aug 1972 – Feb 1981

Avionics Maintenance Technician Navy and Arizona ANG, Aug 1972 – Feb 1981

- Enlisted electronics technician on a variety of aircraft in both the Navy and Air Guard
- Served as an inspector, trainer, and evaluator

VOLUNTEER & PROFESSIONAL AFFILIATIONS

- Housing Foundation of Sarpy County – Past President, currently Secretary/Treasurer
- Bellevue Housing Authority – Commissioner
- City of Bellevue – Board of Adjustments member
- Fontenelle Forest – Past Board President, on-going committee member for various projects
- Previously certified Secondary Special Education Teacher
- Veterans of Foreign Wars – Life Member
- Air Force Association – Member
- Military Officers Assn of America – Member
- Knights of Columbus, Bellevue, Nebraska - Member

Tammi Palm

Subject: FW: Board of Adjustment reappointments

From: David Valenta [<mailto:dqv3@cox.net>]

Sent: Friday, January 04, 2019 1:39 PM

To: Tammi Palm <Tammi.Palm@bellevue.net>

Subject: Re: Board of Adjustment reappointments

Still interested in BOA reappointment. Will this work for council requirement?

Retired USAF Lt Colonel after 23 years service. Post Air Force career as government contractor for RC-135 and E-4 training. Duties included curriculum development, Chief Pilot and Site Manager for RC-135. Currently partner in Fontenelle Hills Golf Course and volunteer for Habitat for Humanity. Served on Board of Adjustment for past 10 years (?).

Dave Valenta

EDUCATION:

Texas A&M University, College Station, TX
MSCM in Construction Management May 2010

- Estimating
- Project Management/ Project Acquisition and Control
- Survey of Management
- Law
- Sustainable Construction

Bellevue University, Bellevue, NE
BS in Business Administration, June 2008

- Accounting
- Finance
- Operation Management
- Law

Southeast Community College, Milford, NE
AAS in Construction Science, March 2005

EXPERIENCE:

K.C. Construction, Omaha, NE, June 2000 – Present (60 Hours per Week)
Construction Project Manager, August 2006 – Present

- Analyze potential construction projects
- Interacted with potential customers on cost valuation, technical terms and other necessities.
- Negotiated cost, fee, profit and technical issues.
- Estimate job costs and timelines
- Coordinate construction projects, Commercial & Government
- Review completed work to ensure customer needs are met
- Handle accounts payable and accounts receivable
- Provide exceptional customer service

ADDED VALUE:

Computer Skills

- MS Office (Word, Excel, PowerPoint, Outlook, Project)
- QuickBooks
- On-Screen Take-Off
- Plan Swift

Personal Strengths

- Strong analytical and evaluation skills
 - Ability to manage multiple projects while producing quality work in a timely manner
 - Works well independently and in team environments
-

MINUTE RECORD

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2-26-19

CLAIMS FOR FEBRUARY 26, 2019

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MAYOR

CENTURY LINK	MONTHLY SERVICE-2019-1-22	13.99
NEBRASKA DIPLOMATS	MEMBERSHIP DUES-HIKE	350.00
		<u>\$ 363.99</u>

CITY ADMINISTRATOR

BLACK HILLS NEBRASKA GAS UTILITY	MONTHLY SERVICE-2019-2-1	178.01
CENTURY LINK	MONTHLY SERVICE-2019-1-22	27.99
EMPLOYEE BENEFITS SYSTEMS	HEALTH INSURANCE-FEB 2019	1,295.57
MIDLANDS PRINTING	ENVELOPES	412.96
NEBRASKA DIPLOMATS	MEMBERSHIP DUES-RISTOW	350.00
PANEBRASKA LLC	CPS-UNITED CITIES MEETING	23.50
US BANK VOYAGER FLEET SYSTEMS	FUEL FOR CITY VEHICLES	105.05
WALGREENS	CPS-FORMAL PICTURES FOR OFFICE	675.33
		<u>\$ 3,068.41</u>

CITY COUNCIL

DON PREISTER	REIMBURSE FOR INTERNET-JAN/FEB 2019	167.10
NEEMBRACELIFE	CPS-CELEBRATE LIFE LUNCHEON-SHANNON	65.00
NEEMBRACELIFE	CPS-CELEBRATE LIFE LUNCHEON-WELCH	65.00
		<u>\$ 297.10</u>

LEGAL

ADAMS & SULLIVAN, PC	RETAINER-JAN 2019	5,850.00
ADAMS & SULLIVAN, PC	COB VS BPOA	2,928.75
ADAMS & SULLIVAN, PC	COB VS BPOA, FOP #59	82.50
ADAMS & SULLIVAN, PC	COB VS EMPLOYEE 2017-102	2,557.50
ADAMS & SULLIVAN, PC	COB VS GUARDIAN TAX PARTNER	268.75
ADAMS & SULLIVAN, PC	COB VS BPOA & EMPLOYEE 2019	453.75
ADAMS & SULLIVAN, PC	COB-BPOA LABOR MATTER	4,615.75
ADAMS & SULLIVAN, PC	COB-EMPLOYEE 2017-103	3,674.00
ADAMS & SULLIVAN, PC	COB-EMPLOYEE 2019-108	412.50
ADAMS & SULLIVAN, PC	COB-EMPLOYMENT MATTERS	1,402.50
ADAMS & SULLIVAN, PC	COB-FIRE DEPT ISSUES	1,072.50
ADAMS & SULLIVAN, PC	COB-LB 840	52.50
ADAMS & SULLIVAN, PC	COB-LITIGATION MATTERS	1,361.25
ADAMS & SULLIVAN, PC	COB-SURPLUS PROPERTY	322.50
ADAMS & SULLIVAN, PC	COB-EMPLOYEE 2019-109	82.50
EN POINTE TECHNOLOGIES	MICROSOFT NEW LICENSE-NEW LEGAL TEAM	722.16
MARK A KLINKER	RETAINER-FEB 2019	500.00
WOODS & AITKEN, LLP	PROFESSIONAL SERVICES	939.00
		<u>\$ 27,298.41</u>

CABLE ADVISORY

BLACK HILLS NEBRASKA GAS UTILITY	MONTHLY SERVICE-2019-2-1	151.31
CENTURY LINK	MONTHLY SERVICE-2019-1-22	9.33
EMPLOYEE BENEFITS SYSTEMS	HEALTH INSURANCE-FEB 2019	3,857.20
		<u>\$ 4,017.84</u>

MINUTE RECORD

CLAIMS FOR FEBRUARY 26, 2019

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CITY CLERK

BLACK HILLS NEBRASKA GAS UTILITY	MONTHLY SERVICE-2019-2-1	133.51
CAPITAL BUSINESS SYSTEMS, INC	COPIER EXPENSE	22.53
CENTURY LINK	MONTHLY SERVICE-2019-1-22	13.99
EMPLOYEE BENEFITS SYSTEMS	HEALTH INSURANCE-FEB 2019	2,681.91
		<u>\$ 2,851.94</u>

FINANCE/RISK MANAGEMENT/SAFETY

AMAZON.COM, LLC	OFFICE SUPPLIES	72.83
BLACK HILLS NEBRASKA GAS UTILITY	MONTHLY SERVICE-2019-2-1	231.42
BRAD RANDS	REIMBURSE FOR SAFETY GLASSES	125.00
CENTURY LINK	MONTHLY SERVICE-2019-1-22	69.75
EMPLOYEE BENEFITS SYSTEMS	HEALTH INSURANCE-FEB 2019	8,144.23
INDOFF	OFFICE SUPPLIES	542.62
INFOSAFE SHREDDING	SHREDDING SERVICE	30.00
NEOFUNDS BY NEOPOST	REFILL POSTAGE METER	3,000.00
		<u>\$ 12,215.85</u>

LIBRARY

AMAZON.COM, LLC	BOOKS, CLEANING SUPPLIES, VIDEOS, PROGRAM SUPPLIES	1,058.13
BLACK HILLS NEBRASKA GAS UTILITY	MONTHLY SERVICE-2019-2-1	691.77
CAPSTONE, CAPSTONE CLASSROOM	BOOKS	292.45
CENTER POINT LARGE PRINT	LARGE PRINT BOOKS	85.08
CENTURY LINK	MONTHLY SERVICE-2019-1-22	46.65
EMPLOYEE BENEFITS SYSTEMS	HEALTH INSURANCE-FEB 2019	7,540.89
INDOFF	OFFICE SUPPLIES	363.97
INFO USA MARKETING LIBRARY PROD	INFOGROUP LICENSE AGREEMENT	520.00
INGRAM LIBRARY SERVICES	BOOKS	3,345.98
KAPCO	SHIPPING CHARGE	19.57
MAILFINANCE	POSTAGE METER RENTAL	176.46
MATRIX BUSINESS SYSTEMS	COPIER EXPENSE	15.02
METROPOLITAN UTILITIES DIST	MONTHLY SERVICE-2019-2-5	108.85
MIDLANDS PRINTING	BUSINESS CARDS	96.74
OCLC INC	CATALOGING MONTHLY	1,308.45
OMAHA PUBLIC POWER DISTRICT	MONTHLY SERVICE-2019-1-28	1,731.33
RECORDED BOOKS	RECORDED ON ONE CLICK DIGITAL, PLATFORM FEE	2,586.10
RUFF WATERS	AQUARIUM MANAGEMENT	65.00
SCHOLASTIC LIBRARY PUBLISHING	BOOKS	152.10
TOM'S ENGRAVING	STAMPS	53.00
VALUE LINE	RENEW SUBSCRIPTION	1,050.00
		<u>\$ 21,307.54</u>

ADMINISTRATIVE SERVICES/PERSONNEL

BLACK HILLS NEBRASKA GAS UTILITY	MONTHLY SERVICE-2019-2-1	195.81
CENTURY LINK	MONTHLY SERVICE-2019-1-22	69.97
EMPLOYEE BENEFITS SYSTEMS	HEALTH INSURANCE-FEB 2019	9,788.15
HR CERTIFICATION INSTITUTE	CPS-RENEW MEMBERSHIP-A DECKER	150.00
HUMAN RES ASSOC OF THE MIDLANDS	CPS-RENEW MEMBERSHIP-C RABBASS	90.00

MINUTE RECORD

CLAIMS FOR FEBRUARY 26, 2019

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ADMINISTRATIVE SERVICES/PERSONNEL (cont'd)

INFOSAFE SHREDDING	SHREDDING SERVICE	30.00
INTEGRATED REHAB	RANDOM DRUG TESTS/PHYSICAL	830.00
MATRIX BUSINESS SYSTEMS	COPIER EXPENSE	122.37
ONE SOURCE	BACKGROUND CHECKS	22.00
ULTIMATE SOFTWARE GROUP, INC	YEAR END PRINT SERVICES	51.15
UPS	MAILING CHARGES	21.40
US BANK VOYAGER FLEET SYSTEMS	FUEL FOR CITY VEHICLES	1,746.65
		<u>\$ 13,117.50</u>

PUBLIC WORKS

AMAZON.COM, LLC	CALENDAR	10.09
BLACK HILLS NEBRASKA GAS UTILITY	MONTHLY SERVICE-2019-2-1	91.96
CENTURY LINK	MONTHLY SERVICE-2019-1-22	55.98
EMPLOYEE BENEFITS SYSTEMS	HEALTH INSURANCE-FEB 2019	6,148.52
J P COOKE COMPANY	5-BAND NUMBERS STAMP	179.40
MATRIX BUSINESS SYSTEMS	COPIER EXPENSE	121.47
METROPOLITAN UTILITIES DIST	MONTHLY SERVICE-2019-2-4	9.00
NEBRASKA IOWA SUPPLY CO	DIESEL FUEL	3,864.78
OMAHA PUBLIC POWER DISTRICT	MONTHLY SERVICE-2019-1-16	165.99
ONE CALL CONCEPTS	DIGGERS HOTLINE MONTHLY	234.09
US BANK VOYAGER FLEET SYSTEMS	FUEL FOR CITY VEHICLES	35.52
		<u>\$ 10,916.80</u>

PARKS

AMAZON.COM, LLC	ENTRANCE MATS, HEARING PROTECTION	383.22
A-RELIEF SERVICES	PORTABLE RESTROOMS-CITY PARKS	498.00
BLACK HILLS NEBRASKA GAS UTILITY	MONTHLY SERVICE-2019-2-1	45.38
CENTURY LINK	MONTHLY SERVICE-2019-1-22	41.98
CREATIVE RISK SOLUTIONS	TPA FUNDING WORK COMP-JAN 2019	230.09
EMPLOYEE BENEFITS SYSTEMS	HEALTH INSURANCE-FEB 2019	12,380.42
GREATER BELLEVUE AREA CHAMBER OF	LEADERSHIP BELLEVUE-HOUGHTALING	650.00
MARCO TECHNOLOGIES, LLC	COPIER EXPENSE	90.48
MENARDS	CLEANING SUPPLIES, KNIFE, VISEGRIP, MINI TRANSMITTERS, TOOLS, STOP RUST	258.56
METROPOLITAN UTILITIES DIST	MONTHLY SERVICE-2019-2-4	930.77
MIDLANDS PRINTING	BUSINESS CARDS-T ADDISON	75.00
OMAHA PUBLIC POWER DISTRICT	MONTHLY SERVICE-2019-1-28	3,629.62
PAPILLION SANITATION	EMPTY CODE DUMPSTER	71.44
PRECISE MRM LLC	POOLED DATA PLAN	81.22
UNL COOPERATIVE EXTENSION	CPS-PESTICIDE TRAINING	160.00
US BANK VOYAGER FLEET SYSTEMS	FUEL FOR CITY VEHICLES	2,698.23
WALKERS UNIFORM RENTAL	UNIFORM SERVICE	13.42
		<u>\$ 22,237.83</u>

RECREATION

CENTURY LINK	MONTHLY SERVICE-2019-1-22	60.64
EMPLOYEE BENEFITS SYSTEMS	HEALTH INSURANCE-FEB 2019	2,109.96
INDOFF	COPY PAPER	22.65

MINUTE RECORD

CLAIMS FOR FEBRUARY 26, 2019

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RECREATION (cont'd)

MATRIX BUSINESS SYSTEMS	COPIER EXPENSE	30.40
MIDWEST IMPRESSIONS	BASEBALL AND SOFTBALL T-SHIRTS	10,613.45
US BANK VOYAGER FLEET SYSTEMS	FUEL FOR CITY VEHICLES	21.73
WESTLAKE ACE HARDWARE	STRAP HOLDDOWN	8.37
		<hr/>
		\$ 12,867.20

BUILDING MAINTENANCE

AMAZON.COM, LLC	APPLIANCE DOLLY STRAP	64.78
APOLLO REFRIGERATION & HEATING	AC MAINTENANCE-DIST 1	256.50
BIG RED LOCKSMITHS	KEYS	7.50
BLACK HILLS NEBRASKA GAS UTILITY	MONTHLY SERVICE-2019-2-1	3,685.17
CENTURY LINK	MONTHLY SERVICE-2019-1-22	4.66
EMPLOYEE BENEFITS SYSTEMS	HEALTH INSURANCE-FEB 2019	8,083.14
FILTER SHOP	FILTERS	247.20
FIRE PROTECTION SERVICES, LLC	REPLACE RESISTOR	160.00
IDEAL PURE WATER COMPANY	BOTTLED WATER	30.25
JACKSON SERVICES, INC	DOOR MAT SERVICE-CITY BUILDINGS	208.33
KB BUILDING SERVICES	JANITORIAL SERVICES-FEB 2019-CITY BLDGS	10,708.50
MENARDS	LUMBER, BRUSHES, THERMOSTATS, BATTERIES, ELECTRICAL SUPPLIES	277.07
METROPOLITAN UTILITIES DIST	MONTHLY SERVICE-2019-2-4	755.54
MICHAEL BECCARD	REIMB FOR CLEANING SUPPLIES	106.89
O'KEEFE ELEVATOR COMPANY	ELEVATOR MAINTENANCE-1500 WALL ST	684.28
OMAHA PUBLIC POWER DISTRICT	MONTHLY SERVICE-2019-1-28	1,522.73
OVERHEAD DOOR COMPANY	REPLACE SPRINGS, TOP ROLLERS	1,373.60
ROCHESTER MIDLAND CORPORATION	WATER ENERGY TEAM FIXED BILLING- JAN/FEB 2019	560.00
SECURITY EQUIPMENT	SECURITY MONITORING	2,436.00
SUPPLYWORKS	JANITORIAL SUPPLIES	35.96
TRICO MECHANICAL SERVICES	AC MAINTENANCE, INDUCER ASSEMBLY	583.61
WESTLAKE ACE HARDWARE	PAINT SUPPLIES	100.95
		<hr/>
		\$ 31,892.66

CEMETERY

BLACK HILLS NEBRASKA GAS UTILITY	MONTHLY SERVICE-2019-2-1	22.69
CENTURY LINK	MONTHLY SERVICE-2019-1-22	4.66
EMPLOYEE BENEFITS SYSTEMS	HEALTH INSURANCE-FEB 2019	1,506.62
MENARDS	TOILET SEAT	9.88
METROPOLITAN UTILITIES DIST	MONTHLY SERVICE-2019-2-5	89.57
OMAHA PUBLIC POWER DISTRICT	MONTHLY SERVICE-2019-1-28	884.76
		<hr/>
		\$ 2,518.18

STREETS

BLACK HILLS NEBRASKA GAS UTILITY	MONTHLY SERVICE-2019-2-1	3,494.91
CENTRAL SALT	DEICING SALT	8,576.59
CENTURY LINK	MONTHLY SERVICE-2019-1-22	41.98
CREATIVE RISK SOLUTIONS	TPA FUNDING WORK COMP-JAN 2019	694.98
EMPLOYEE BENEFITS SYSTEMS	HEALTH INSURANCE-FEB 2019	37,108.89
FLATBED EXPRESS, INC	WEIGH TRUCK FOR CALIBRATION	120.00

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CLAIMS FOR FEBRUARY 26, 2019

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STREETS (cont'd)

LYMAN RICHEY SAND & GRAVEL	SAND	3,231.02
MENARDS	TRIGGER TORCH KIT	28.99
METRO LEASING	(2) 2015 INT'L DUMP TRUCKS-8696	24,778.20
METROPOLITAN UTILITIES DIST	HYDRANT ASSEMBLY RENTAL	185.75
METROPOLITAN UTILITIES DIST	MONTHLY SERVICE-2019-2-4	1,017.17
MICHAEL TODD & COMPANY	CASE OF HARDENED CROSS CHAINS	672.00
MIDWEST RIGHT OF WAY SERVICES, INC	ROW SERVICES # 545-JAN 2019	200.00
MIDWEST RIGHT OF WAY SERVICES, INC	ROW SERVICES #552-JAN 2019-PROJ CIP ST19	8,042.50
OMAHA PUBLIC POWER DISTRICT	MONTHLY SERVICE-2019-1-28	14,437.08
OMAHA PUBLIC POWER DISTRICT	MONTHLY STREET LIGHTING-2019-1-30	76,321.20
PRECISE MRM LLC	POOLED DATA PLAN	1,123.85
READING TRUCK EQUIPMENT	SPREADER CHAIN	1,040.00
READY MIXED CONCRETE COMPANY	CONCRETE	4,084.57
THOMPSON DREESSEN & DORNER	25TH IMPROVEMENTS	5,582.50
TIMOTHY A CURTIS	PERMANENT EASEMENT	8,112.00
UNL COOPERATIVE EXTENSION	PESTICIDE TRAINING	400.00
US BANK VOYAGER FLEET SYSTEMS	FUEL FOR CITY VEHICLES	5,035.48
WALKERS UNIFORM RENTAL	UNIFORM SERVICE	13.42
WESTLAKE ACE HARDWARE	KEYS, HOSE MENDER, COUPLINGS, FILTERS	34.54
		\$ 204,377.62

FLEET MAINTENANCE

ALLIED OIL & TIRE COMPANY	OIL, ANTI FREEZE	2,249.72
AMAZON.COM, LLC	MILWAUKEE COMBO KIT SAW	299.90
AUTO VALUE PARTS - SOUTH OMAHA	PARTS	179.47
AUTOMOTIVE WAREHOUSE	PARTS, EXHAUST, LOCKING CHAIN CLAMP	444.29
BAXTER CHRYSLER DODGE JEEP	GAS ROD, SENSOR, LUBRICANT, PARTS	345.16
BAXTER FORD	PARTS, THERMOSTAT, HOSE, BUMPERS, SENSOR, CLIPS, CLUTCH	773.41
BLACK HILLS NEBRASKA GAS UTILITY	MONTHLY SERVICE-2019-2-1	1,440.58
CENTURY LINK	MONTHLY SERVICE-2019-1-22	32.65
CORNHUSKER INTERNATIONAL TRUCKS	FAN CLUTCH, FITTINGS, AIR TANKS, COOLER KITS, SENSORS, CARTRIDGES	5,053.54
CREATIVE RISK SOLUTIONS	TPA FUNDING WORK COMP-JAN 2019	1,479.38
CROSS-DILLON TIRE	TIRE TRACKS FOR PA403	2,546.00
EDWARDS CHEVROLET-CADILLAC	TANK	37.49
EMPLOYEE BENEFITS SYSTEMS	HEALTH INSURANCE-FEB 2019	19,510.81
EN POINTE TECHNOLOGIES	MICROSOFT NEW LICENSE	244.02
FACTORY MOTOR PARTS CO	COOLING MOTOR, RESISTOR ASSEMBLY, IGNITION COIL, SPARK PLUGS	150.88
FARM PLAN	ELBOW, PARTS	256.50
FORCE AMERICA, INC	LEVER SENDER FOR RESERVOIR	272.64
GCR TIRES & SERVICE	TIRES	811.66
GENUINE AUTO PARTS	FILTERS, CLAMPS, PARTS	633.45
GRAINGER	FILTER	32.68
HOSE & HANDLING, INC	HOSE STOPS	20.00
INDOFF	OFFICE SUPPLIES	38.55
INLAND TRUCK PARTS CO	ABS REMOTE DIAGNOSTIC UNIT, BRAKE SHOES AND DRUMS	709.09

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FLEET MAINTENANCE (cont'd)

INTERSTATE BATTERIES	BATTERIES	507.17
J & J SMALL ENGINE SERVICE	CARBURATOR KIT, FILTERS	38.91
JIM HAWK TRUCK TRAILERS	DUAL FOOT VALVE, SWIVEL HOSE	288.24
JONES AUTOMOTIVE	RED AND BLUE WARNING LIGHTS	1,496.28
KELLY SUPPLY COMPANY	DISPOSABLE GLOVES	70.62
KRIHA FLUID POWER CO	HOSE MENDER, HYD MOTOR	428.03
LIONS AUTOMOTIVE, I NC	NYLON STRAP NET	187.50
LOGAN CONTRACTORS SUPPLY	HYD FILTERS	44.63
MATHESON TRI-GAS INC	WELDING SUPPLIES	599.67
MENARDS	RATCHET WRENCH, JIGSAW BLADE, SUPPLIES	54.70
NAPA AUTO PARTS	TOOL TO UNLOCK DOOR	69.99
NEBRASKA IOWA INDUSTRIAL FASTENERS	TERMINALS, CONNECTORS, DRILL BITS, RIVETS, TRACTOR PINS, NUTS	635.88
OMAHA PUBLIC POWER DISTRICT	MONTHLY SERVICE-2019-1-28	1,130.58
O'REILLY AUTOMOTIVE PARTS	ACCESSORY PLUG, STANDARD IGNITION	64.45
PERFORMANCE ADVANTAGE COMPANY	PAC TRACK AND MOUNTS	673.53
POWERPLAN	PIN FASTENER	68.24
ROGER'S TOWING	TOW CHARGE	80.00
ROSE EQUIPMENT	FILTER	51.28
SCHAEFFER MANUFACTURING CO	OIL SAMPLE KITS	72.70
SERVICE EXPRESS CO	PRESS GAUGE	41.66
SPARTAN MOTORS USA, INC	SEAT BELT SWITCH, PARTS	468.99
SUPERIOR SIGNALS	AMBER LENS, AMBER STROBE	291.25
SUSPENSION SHOP	REAR SPRINGS FOR ST10	989.80
TOMASEK MACHINE SHOP	MACHINE THREADS	280.00
TRUCK CENTER COMPANIES	VALVE	69.73
TY'S OUTDOOR POWER & SERVICE	PLOW CONTROL HARNESS, CONNECTOR	224.46
UPS STORE	FREIGHT	13.97
US BANK VOYAGER FLEET SYSTEMS	FUEL FOR CITY VEHICLES	134.77
WALKERS UNIFORM RENTAL	UNIFORM SERVICE	77.40
WELDON PARTS INC	SOLENOID VALVE, SHOP LIGHT	138.07
WESTLAKE ACE HARDWARE	BAR FLAT, ANGLE	53.98
WICK'S STERLING TRUCKS	DRIVE AXLE GASKETS	11.94
		<u>\$ 46,920.29</u>

SOLID WASTE

WASTE CONNECTIONS OF NEBRASKA	TRASH HAULING FEES-JAN 2019	237,863.41
		<u>\$ 237,863.41</u>

PLANNING

BLACK HILLS NEBRASKA GAS UTILITY	MONTHLY SERVICE-2019-2-1	82.76
CENTURY LINK	MONTHLY SERVICE-2019-1-22	13.99
EMPLOYEE BENEFITS SYSTEMS	HEALTH INSURANCE-FEB 2019	4,291.24
J P COOKE COMPANY	DATE STAMP, NAME PLATE	97.90
METROPOLITAN UTILITIES DIST	MONTHLY SERVICE-2019-2-4	8.14
OMAHA PUBLIC POWER DISTRICT	MONTHLY SERVICE-2019-1-16	150.40
OMAHA WORLD HERALD CO	LEGAL AD	32.39
		<u>\$ 4,676.82</u>

MINUTE RECORD

CLAIMS FOR FEBRUARY 26, 2019

PAGE 7

PERMITS & INSPECTIONS

ACCURATE CONSTRUCTION & RESTORATION	EMERGENCY BOARDING BROKEN WINDOW	259.51
BLACK HILLS NEBRASKA GAS UTILITY	MONTHLY SERVICE-2019-2-1	110.35
CENTURY LINK	MONTHLY SERVICE-2019-1-22	23.32
COLORADO CHAPTER OF INT'L CODE COUNCIL	CPS-REGISTRATION-CHRISTENSEN	412.00
EMPLOYEE BENEFITS SYSTEMS	HEALTH INSURANCE-FEB 2019	13,320.66
IDEAL PURE WATER COMPANY	BOTTLED WATER	19.50
INDOFF	OFFICE SUPPLIES	5.42
INTERNATIONAL ASSOCIATION OF PLUMBING AND MECHANICAL OFFICIALS	MEMBERSHIP DUES	50.00
MENARD - RALSTON	SHELVING RUG	51.66
METROPOLITAN UTILITIES DIST	MONTHLY SERVICE-2019-2-4	10.88
MICHAEL SWINFORD	REIMB FOR COMMERCIAL BLDG INSPECTOR MANUAL	209.00
NATIONAL FIRE PROTECTION	CPS-RENEW MEMBERSHIP	175.00
OMAHA PUBLIC POWER DISTRICT	MONTHLY SERVICE-2019-1-16	200.53
US BANK VOYAGER FLEET SYSTEMS	FUEL FOR CITY VEHICLES	550.58
		<u>\$ 15,398.41</u>

POLICE/CODE ENFORCEMENT

AMAZON.COM, LLC	EDGE SWITCH-24 PORT GIGABIT, OFFICE SUPPLIES, PRINTER SUPPLIES	1,611.54
ANDREW JASHINSKE	REIMBURSE TRAINING EXPENSES	187.69
APD LOCKSMITH	DRILL OUT LOCKED HOMICIDE VEHICLE	80.00
AT&T MOBILITY	LEA TRACKING FOR INVESTIGATIONS	125.00
BELLEVUE FORT CROOK, LLC	RENT FOR K9 BUILDING-MARCH 2019	1,200.00
BELLEVUE PRINTING COMPANY	CODE ENFORCEMENT PADS	563.12
BERLA CORPORATION	SMS PLAN RENEWAL FOR CYBER CRIMES	2,200.00
BLACK HILLS NEBRASKA GAS UTILITY	MONTHLY SERVICE-2019-2-1	2,013.87
CAPITAL BUSINESS SYSTEMS, INC	COPIER EXPENSE	353.27
CENTURY LINK	MONTHLY SERVICE-2019-1-22	442.99
CIOX - HEALTHPORT	SUBPEONA FOR INVESTIGATIONS	20.00
CITY TREASURER-COUNCIL BLUFFS	FULL DAY RANGE FOR SWAT AND NEW RECRUITS	240.00
COLLISION FORENSIC SOLUTIONS	COLLISION SOFTWARE FOR CRASH TEAM	1,748.00
COX COMMUNICATIONS	SUBPEONA FOR INVESTIGATIONS	50.00
CREATIVE RISK SOLUTIONS	WORK COMP CLAIM FEE-DEC 2019	250.00
CREATIVE RISK SOLUTIONS	TPA FUNDING WORK COMP-JAN 2019	14,727.30
CULLIGAN OF OMAHA	BOTTLED WATER	191.80
DAVID CHIZEK	REIMBURSE TRAINING EXPENSES	280.50
EMPLOYEE BENEFITS SYSTEMS	HEALTH INSURANCE-FEB 2019	135,901.50
FBI NATIONAL ACADEMY ASSOCIATES	MEMBERSHIP DUES	240.00
FEDERAL EXPRESS CORPORATION	MAILING CHARGES	11.49
FERNICO LLC	ZRT LICENSE RENEWAL FOR CYBER CRIMES	750.00
GALLO PROFESSIONAL POLYGRAPH	POLYGRAPH SERVICE	350.00
GLOCK PROFESSIONAL, INC	CPS-TRAINING-TOWEY	250.00
GRAPHIC DESIGNS INTERNATIONAL, INC	GRAPHICS FOR CRUISER	608.22

MINUTE RECORD

CLAIMS FOR FEBRUARY 26, 2019

PAGE 8

POLICE/CODE ENFORCEMENT (cont'd)

GREAT PLAINS UNIFORMS	UNIFORMS	729.92
INDOFF	OFFICE SUPPLIES	110.03
INFOSAFE SHREDDING	SHREDDING SERVICE	210.00
INTERNATIONAL ASSOCIATION FOR PROPERTY AND EVIDENCE	RENEW MEMBERSHIP-MILOS	50.00
INTERNATIONAL CONFERENCE OF POLICE CHAPLAINS	MEMBERSHIP FOR CHAPLAIN-MCCRARY	125.00
J P COOKE COMPANY	POCKET STAMPERS	69.40
LP POLICE	MONTHLY LOCATE PLAN-JAN 2019	129.95
MATRIX BUSINESS SYSTEMS	COPIER EXPENSE	519.36
METROPOLITAN UTILITIES DIST	MONTHLY SERVICE-2019-2-4	198.11
MIDLANDS PRINTING	BUSINESS CARDS-CASS	101.00
NEPTUNE UNIFORMS	HONOR GUARD UNIFORMS, NAME TAG	917.95
NSCA	CPS-TRAINING-BAILEY	1,200.00
OMAHA PUBLIC POWER DISTRICT	MONTHLY SERVICE-2019-1-16	3,833.64
PHOENIX RBT SOLUTIONS, LLC	RIFLE AMMO FOR SWAT	1,247.90
POLICE OFFICERS ASSOCIATION OF NEBRASKA	POAN MEMBERSHIP DUES	30.00
REGAL AWARDS & ADVERTISING SPECIALTIES	OFFICER OF THE QUARTER PLAQUES, OFFICER OF THE YEAR STATUE	401.75
SMITH DAVIS INSURANCE INC	SURETY BOND-MCDANIEL	40.00
SOUTHERN CARLSON, INC	VEHICLE WASH AND WAX	1,304.52
SOUTHWEST AIRLINES	CPS-AIR FARE-REED	495.71
SPRINT	MONTHLY SERVICE-2019-2-9	125.22
SUNSET LAW ENFORCEMENT, LTD	AMMO FOR SWAT AND PRACTICE	2,993.00
TRAVELERS	LIABILITY CLAIM	55.00
TRI-TECH FORENSICS, INC	HANDGUN BOXES	120.00
US BANK VOYAGER FLEET SYSTEMS	FUEL FOR CITY VEHICLES	10,725.12
WARRIOR MINDSET.COM	TRAINING TUTION-M BRAZDA	125.00
		\$ 190,253.87

FIRE & RESCUE

AIRGAS USA, LLC	MEDICAL SUPPLIES	67.62
AMAZON.COM, LLC	CLEANING SUPPLIES, PRINTER, FLOOR MATS, OFFICE SUPPLIES, BOOTS, TIME CLOCK	1,571.36
AVI SYSTEMS	SYSTEM SUPPORT AGREEMENT TO 4/30/2019	1,300.00
BLACK HILLS NEBRASKA GAS UTILITY	MONTHLY SERVICE-2019-2-1	1,671.96
BOUND TREE MEDICAL, LLC	MEDICAL SUPPLIES	4,400.96
CENTURY LINK	MONTHLY SERVICE-2019-1-22	121.29
CREATIVE RISK SOLUTIONS	TPA FUNDING WORK COMP-JAN 2019	418.00
EC DATA SYSTEMS, INC	CPS-SHARE OF FAX SERVER	7.95
ECOLAB	CHEMICALS FOR WASHER	3,096.30
EMPLOYEE BENEFITS SYSTEMS	HEALTH INSURANCE-FEB 2019	64,311.32
GRAYBAR ELECTRIC	COMMUNICATION PARTS	668.41
GREAT PLAINS UNIFORMS	TACTICAL PANTS-RICHARDSEN	119.00
INTERSTATE POWER SYSTEMS, INC	GENERATOR REPAIR-DIST 4	315.00
JP MORGAN CHASE-ARAMARK UNIFORM	LINEN SERVICE-ALL DIST	2,297.82
MARCO TECHNOLOGIES, LLC	COPIER EXPENSE	391.36
MEDTRONIC PHYSIO-CONTROL	MEDICAL SUPPLIES	2,937.50

MINUTE RECORD

CLAIMS FOR FEBRUARY 26, 2019

PAGE 9

FIRE & RESCUE (cont'd)

MENARDS	PAIL, CLIPS, EXTENSION SPRING, FURRING STRIPS, SUPPLIES	209.94
METROPOLITAN UTILITIES DIST	MONTHLY SERVICE-2019-2-4	6,242.36
MILLARD ELECTRONICS, INC	REPAIR MICROWAVE-DIST 4	169.06
OMAHA PUBLIC POWER DISTRICT	MONTHLY SERVICE-2019-1-28	7,196.21
SHRED-IT USA	SHREDDING SERVICE	108.00
UNITED STATES POSTAL SERVICE	CPS-MAILING CHARGES	11.19
US BANK VOYAGER FLEET SYSTEMS	FUEL FOR CITY VEHICLES	6,176.80
WESTLAKE ACE HARDWARE	DRYWALL SCREWS	11.58
ZOLL MEDICAL CORPORATION	MEDICAL SUPPLIES	462.00
		<u>\$ 104,282.99</u>

NON-DEPARTMENTAL/CONTRACTS

LOCKTON COMPANIES, LLC	WELLNESS PROGRAM-FEB 2019	1,650.00
CENTURY LINK	MONTHLY SERVICE-2019-1-19	1,464.05
METROPOLITAN UTILITIES DIST	MONTHLY SERVICE-2019-2-4	100.56
SARPY COUNTY COURT HOUSE	SARPY CTY ANIMAL CONTROL-MARCH 2019	13,133.40
SCOTT WELCH	CPS-MONTHLY WEB MAINTENANCE	125.00
		<u>\$ 16,473.01</u>

INFORMATION TECHNOLOGY/COMMUNICATIONS

AMAZON.COM, LLC	BATTERY TESTER, OUTLET TIMER, CABINETS	540.91
CORE TECHNOLOGIES, INC	UC ADMINISTRATOR BILLING	253.13
EN POINTE TECHNOLOGIES	ADOBE SYSTEM NEW LICENSE	439.10
FIRST WIRELESS, INC	RADIO INTEFACE, MASTER STATION, HEADSET HANGER, BOOM MIX	5,612.77
HOSTGATOR.COM	CPS-MONTHLY DOMAIN FEE	59.95
ILAND INTERNET SOLUTIONS	SECURE CLOUD SOFTWARE	898.33
MOTOROLA SOLUTIONS, INC	PROGRAM AND ALIGN CABLE, ANTENNA	985.50
ONE CALL CONCEPTS	LOCATES-JAN 2019	8.08
TJ CABLE	LOCATES-JAN 2019	200.00
		<u>\$ 8,997.77</u>

WASTEWATER

CENTURY LINK	MONTHLY SERVICE-2019-1-22	51.78
CREATIVE RISK SOLUTIONS	TPA FUNDING WORK COMP-JAN 2019	6,381.90
ELLIOTT EQUIPMENT CO	8" CURVED SELECTO BLADE, EXT HANDGUN, PIGTAIL	1,641.14
EMPLOYEE BENEFITS SYSTEMS	HEALTH INSURANCE-FEB 2019	9,469.49
GRAINGER	DISPOSABLE GLOVES	363.84
HAMMERHEAD	WINTER POINT REPAIR, ADAPTER	2,317.59
HDR ENGINEERING, INC	QUAIL CREEK SANITARY SEWER	2,164.57
MATRIX BUSINESS SYSTEMS	COPIER EXPENSE	19.40
MENARDS	MEETING SUPPLIES, BATTERIES, CONCRETE MIX, TORCH, THERMOSTAT	241.76
METROPOLITAN UTILITIES DIST	MONTHLY SERVICE-2019-2-4	878.17
MICHAEL STEDNITZ	REIMBURSE FOR CDL LICENSE	95.00
NEWMAN SIGNS	LED FLASH AND BURN	153.36

MINUTE RECORD

CLAIMS FOR FEBRUARY 26, 2019

PAGE 10

WASTEWATER (cont'd)

OLSSON ASSOCIATES	36TH ST LIFT STATION ABANDONMENT	1,570.00
OMAHA PUBLIC POWER DISTRICT	MONTHLY SERVICE-2019-1-28	3,742.56
SARPY ENVIRONMENTAL SERVICES	YEARLY USAGE FEE	120.00
US BANK VOYAGER FLEET SYSTEMS	FUEL FOR CITY VEHICLES	998.76
		<u>998.76</u>
		\$ 30,209.32

COMMUNITY BETTERMENT

NE-DEPARTMENT OF REVENUE	LOTTERY TAXES - OCT TO DEC 2018	49,059.00
OMAHA PUBLIC POWER DISTRICT	MONTHLY SERVICE-2019-1-28	98.85
		<u>98.85</u>
		\$ 49,157.85

COMMUNITY DEVELOPMENT

ABBY HIGHLAND	CDBG EXPENSES-JAN 2019	1,263.52
OMAHA WORLD HERALD	LEGAL AD	32.80
		<u>32.80</u>
		\$ 1,296.32

TOTAL CLAIMS FOR FEBRUARY 25, 2019 **\$1,074,878.93**

TOTAL PAYROLL FOR FEBRUARY 9, 2019 **\$1,200,157.76**

CITY OF BELLEVUE, NEBRASKA
 AGENDA ITEM COVER SHEET

SA
2-26-19

COUNCIL MEETING DATE:	02/26/2019	AGENDA ITEM TYPE:	
SUBMITTED BY: Julie Dinville, Library Director		SPECIAL PRESENTATION	<input checked="" type="checkbox"/>
		LIQUOR LISCENSE	<input type="checkbox"/>
		ORDINANCE	<input type="checkbox"/>
		PUBLIC HEARING	<input type="checkbox"/>
		RESOLUTION	<input type="checkbox"/>
		CURRENT BUSINESS	<input type="checkbox"/>
		OTHER (SEE CLERK)	<input type="checkbox"/>

SUBJECT:

Bellevue Public Library Feasibility Study Report

SYNOPSIS:

Clark Enersen Partners were hired by the City to complete a site feasibility study regarding the Bellevue Public Library. Members of the Clark Enersen design team will present their findings in relation to the possibilities of building a new library or renovation/expansion of the existing library building. The report includes information from two rounds of community engagement, as well as from a Steering Committee which has been working with the design team since July 2018. The report will include a recommendation to continue to explore the library's future in Phase II of the project.

FISCAL IMPACT:

Monies from the Capital Improvement Project (CIP) fund were designated to pay for this first, Phase I, portion of the feasibility project. Phase II funding is also included in the current CIP budget.

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

PROJECT NAME, CALENDAR AND CODING:

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

RECOMMENDATION:

The recommendation will be to accept the report and to authorize the continued investigation regarding the future of the library in Phase II of the project. Phase II will include proceeding with a design services effort to use the information in this report for the creation of actual concept drawings for evaluation leading to a final design of a facility meeting the needs described in this report (including a recommendation as to siting of such a facility). In addition, the recommendation will be to authorize the further pursuit of potential partnerships with private and public entities. And, finally, to recommend that the future plans for the library continue to be a part of the City's strategic plan.

BACKGROUND:

In the Strategic Planning Report for the City, 2017-2019, the future of the library was listed under Pursuing Economic and Community Growth and Development Initiatives. According to the Strategic Plan, a complete feasibility assessment was to be completed during 2018 with the report findings and recommendations to be presented to the City Council. This process included the creation and issuance of an RFP for an architectural firm to complete the assessment, the awarding of the project (award was made to The Clark Enersen Partners of Lincoln, NE), and the monitoring and support of the project work leading up to the report to the City Council.

ATTACHMENTS:

1	Bellevue Public Library Feasibility Study	4	_____
2	Technology Related Handout	5	_____
3	_____	6	_____

SIGNATURES:

ADMINISTRATOR APPROVAL: _____ *[Signature]*

FINANCE APPROVAL: _____ *[Signature]*

LEGAL APPROVAL: _____ *A. Bruce Robbins*



The
Clark
Enersen
Partners

BELLEVUE PUBLIC LIBRARY

Bellevue Public Library

Feasibility Study

February, 2019

Introductions: Our Team

Library Consultants



MATT GLAWATZ

*Project Manager,
Lead Design Architect*

The Clark Enersen Partners

- Library Design Specialist
- 10+ years of Library Design Experience



KAREN NALOW

*PLA, ASLA, LEED AP
Landscape Architect, Site Planner*

The Clark Enersen Partners

- Site Ranking/Selection Process
- Site Layout, Program Spaces, & Amenities



NANCY BOLT

*Library Consultant,
Former Colorado State Librarian
Nancy Bolt & Associates*

- Specializes in long-range strategic planning of libraries
- Elizabeth Futas Catalyst for Change Award recipient, American Library Association 2016
- ALA, Library Support Staff Certification Program Director



CARSON BLOCK

*Library Technologist,
Library Technology Consultant
Carson Block Consulting*

- Will bring technology vision and power to your library
- Author of *Managing Library Technology: A LITA Guide* (Rowman & Littlefield 2017)

Introductions: Our Team

Library Steering Committee:

- John Seyfarth: BPL Board President
- Marti Noden: Friends of BPL Board President
- Julie Dinville: BPL Director
- Sandra Astleford: BPL Assistant Director
- Guadalupe Mier: BPL Foundation Treasurer
- Leland Jacobson: Bellevue Planning Commission
- Shannon Manion: Offutt Air Force Base
- Becky Wade: Offutt Air Force Base
- Earl Wade: 55 MSG
- Lee Mayhon: Bellevue University
- Jeff Roberts: Bellevue Public Works Director
- Joe Mangiamelli: Bellevue City Administrator (through 2018)

Executive Summary

Contemporary Libraries

- **More than Books:**
 - Bright, lively, energetic spaces
 - Variety of Experiences for young and old alike
 - Access to technology and information



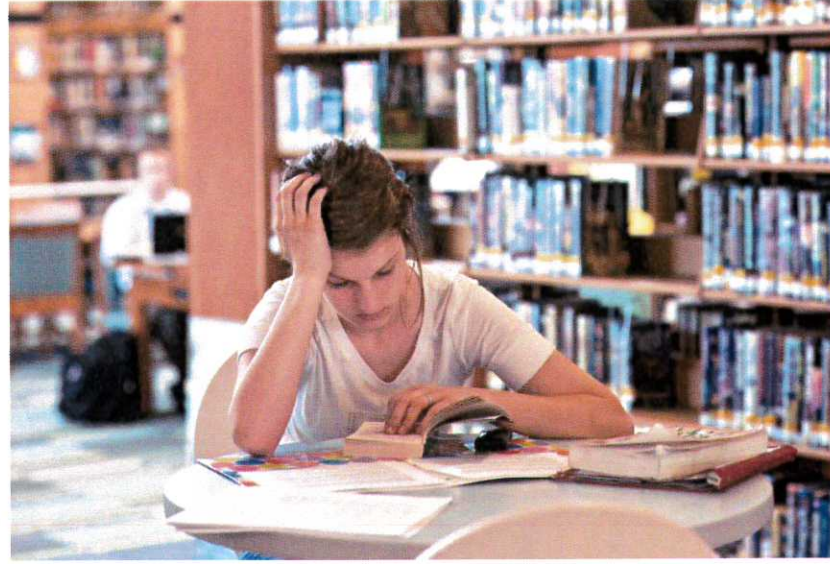
Contemporary Libraries

- **A resource for, and reflection of, the Communities they serve:**
 - Spaces to meet, gather, and socialize
 - Opportunities to learn, create, explore and imagine
 - Flexibility to adapt to ever-changing needs



Contemporary Libraries

- **Great Equalizer:**
 - Provides a level platform for free access to knowledge, information, and resources to all, regardless of age, social, or economic status



Feasibility Study - Process

Hired in June 2018 to provide the following services:

- Community Engagement – Needs Development
- Space Programming
- Site Selection
- Conceptual Design Development
- Technology Assessment and Recommendations

Feasibility Study - Need

The existing Bellevue Public Library lacks adequate space and resources to serve the needs of the community, **as outlined by the community**, and lacks the appropriate amenities to maintain the level of service expected in today's public libraries.

Feasibility Study - Input

The information within, and outcomes presented, are a **direct reflection** of what was **gathered from the citizens** of Bellevue during the Community Engagement Process

Feasibility Study - Context

Contemporary Libraries across Nebraska:

Edith Abbott Memorial Library – Grand Island

- Population: 51,390
- 16,000sf Renovation updating 40,000+sf 2005
Renovation/Addition
- Expanded Teen Space, Study Space, Meeting Space
- New 900sf MakerSpace
- New exterior plaza/program space



Feasibility Study - Context

Contemporary Libraries across Nebraska:

Hastings Public Library

- Population: 24,989
- 29,000sf Renovation & 3,000sf Addition to 1962 structure
- Increased emphasis on Youth, Meeting Space, Technology
- Dedicated MakerSpace level
- Outdoor Reading Area



Feasibility Study - Context

Contemporary Libraries across Nebraska:

Blair Public Library & Technology Center

- Population: 8,091
- New 27,000sf Library – 4x larger than previous Library
- Emphasis on Meeting Space, Programs, Technology
- Expanded Collection Size and diversity
- Specialty Spaces: Genealogy, Exhibit Gallery, MakerSpace



Feasibility Study - Context

Contemporary Libraries across Nebraska:

- Fremont, NE – Pop: 26,457
- Norfolk, NE – Pop: 24,434
- Kearney, NE – Pop: 33,835
- Columbus, NE – 23,128

Feasibility Study - Purpose

The Purpose of the Current Study:

- Extensive **Community engagement** effort to define the true need from the perspective of those who use the Library
- Develop detailed **Space Needs Program** and overall size requirements
- Identify the best suited **site/location** for the Library
- Produce **conceptual design** recommendation(s)
- Produce comprehensive **technology assessment** and implementation plan
- Provide a tangible process and deliverable that can efficiently lead the project into the design and construction phase.

Existing Conditions

Existing Conditions

- **Current Library is 43 Years Old**
 - Beyond functional lifespan for Library from this era
 - Was not designed with flexibility in mind
 - Infrastructure does not support current or foreseen needs
- **Libraries today**
 - Designed for 50+ year lifespan
 - Highly flexible
 - Energy Efficient
 - Adaptable technology infrastructure



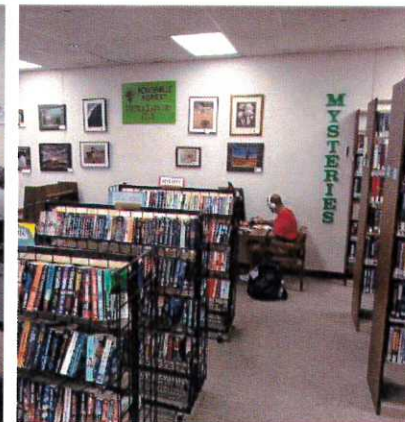
Existing Conditions

- Exterior is unwelcoming – a barrier
- No access to natural light or views
- Interior finishes do not inspire and show age/wear
- Furnishings lack ergonomics and variety



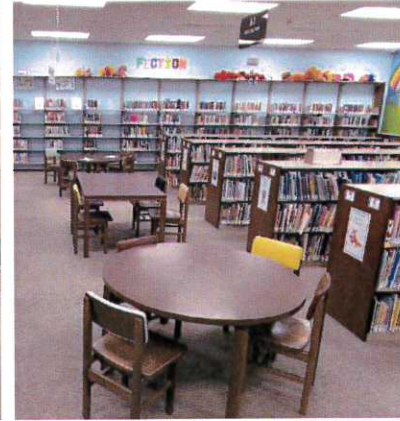
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Existing Conditions

- Exterior is unwelcoming – a barrier
- No access to natural light or views
- Interior finishes do not inspire and show age/wear
- Furnishings lack ergonomics and variety



Existing Conditions

- Collection areas are dense and enclosing
- Staff space lacks flexibility and efficiency
- Bookstore is hidden and unwelcoming
- Teen area is undersized and lacks technology
- Children's Collection lacks views and natural light
- Meeting Space does not meet current needs



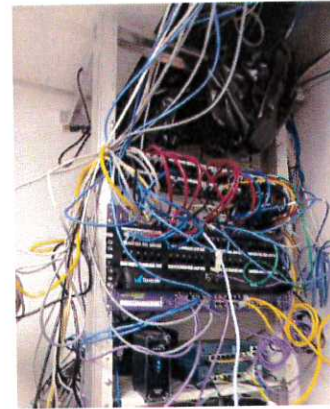
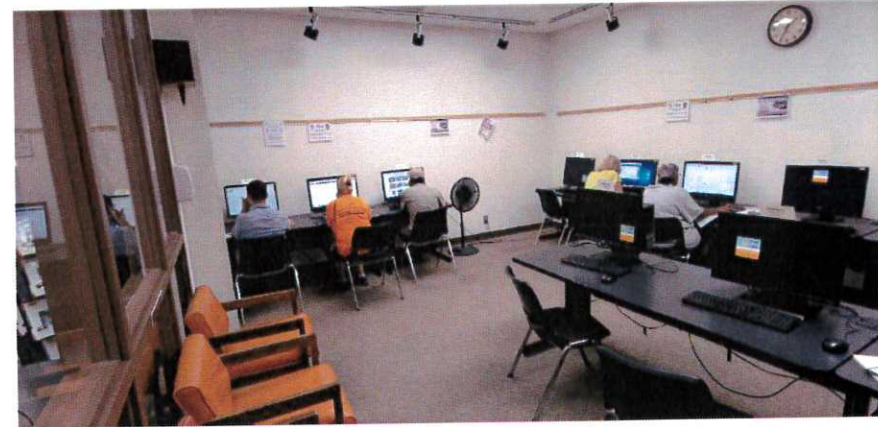
Existing Conditions

- Collection areas are dense and enclosing
- Staff space lacks flexibility and efficiency
- Bookstore is hidden and unwelcoming
- Teen area is undersized and lacks technology
- Children's Collection lacks views and natural light
- Meeting Space does not meet current needs



Existing Conditions

- Existing public computer capacity is undersized
- Technology infrastructure is inadequate
- WiFi coverage is sparse
- Low availability of power outlets
- A/V lacking in meeting spaces



Understanding the Community's Needs

Community Engagement

In order to better understand what the community would like in a new Library, the consultants conducted a series of community focus groups August 6-8, 2018.

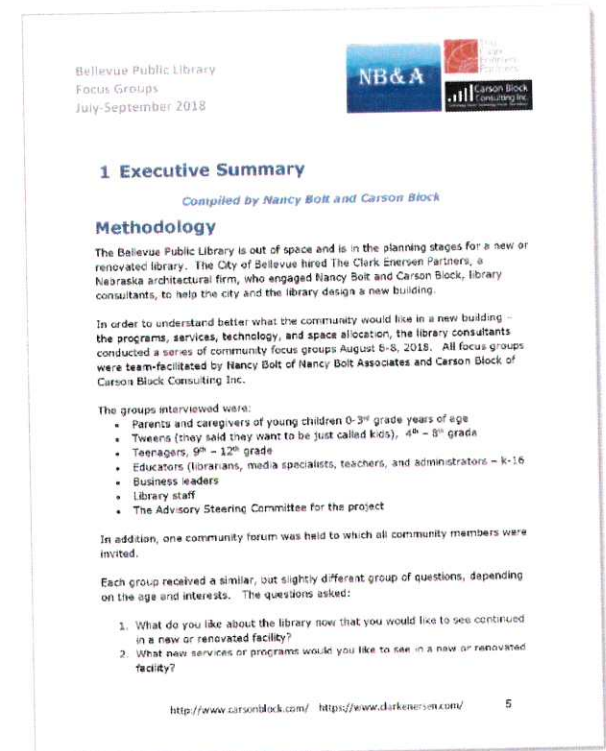
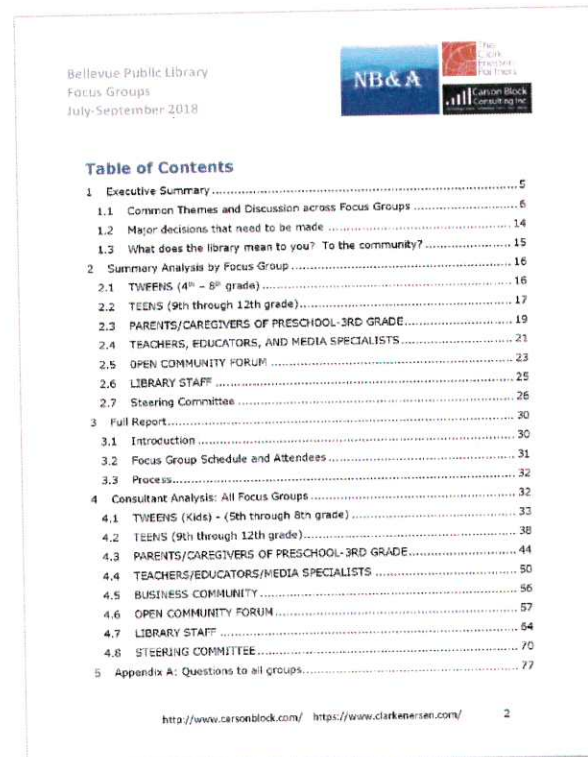
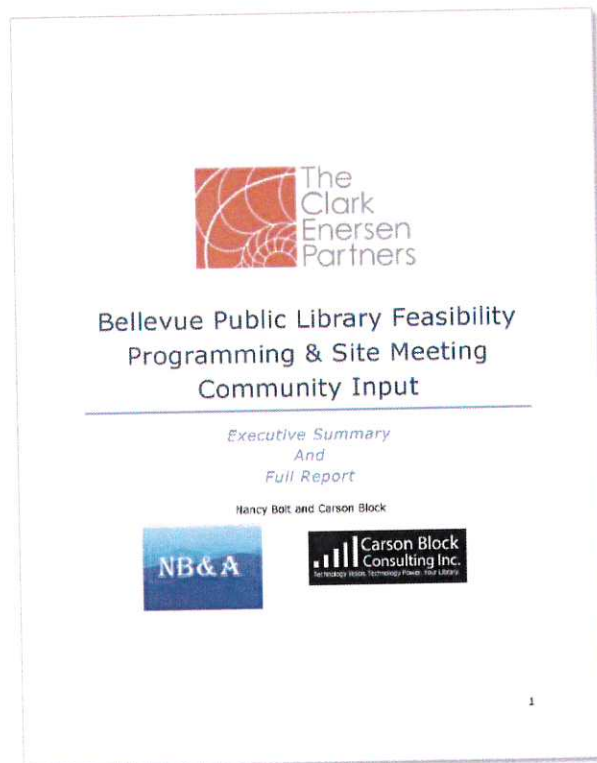
Community Engagement

- **Conducted focus groups with the following demographics:**
 - Tweens (4th- 8th grade)
 - Teens (8th – 12th grade)
 - Parents and Caregivers
 - Business & Military Leaders
 - Teachers, Educators, and Media Specialists
 - Library Staff
 - Project Steering Committee
 - Community Forum
- **Comment Cards were available to provide additional input**
- **An online survey was conducted**



Community Engagement

- Full results outlined in Nancy and Carson's Report



What the Library means to Bellevue

- Equal **access to resources** not available elsewhere
- A sanctuary, **a safe place**, a place to relax, to be yourself
- A **community center** to network, work and play with friends, and make new friends
- A place that promotes the **love of reading** (particularly for children), supports k-12 **education**, and encourages **lifelong learning**
- Supporting the local workforce and **economic development**

The Community's library should be:

- **Sustainable:** environmentally friendly, energy conscious design
- Open and Inviting: good sightlines for patrons and staff
- Multi-functional: Places to make **noise**, places to be **quiet**, places to be **messy**
- Well lit: more **natural light**, as well as controllable/adjustable interior lighting to accommodate a broad spectrum of patrons needs
- **Accessible** for all: accommodate all needs

The Community's library should have:

- Places to Meet: Small, medium, and large meeting rooms with **state of the art technology**
- Places to be yourself: individual **spaces for all ages**, spaces to create, spaces to explore, spaces to interact
- Clearly defined signage: **easily find what you are looking for**

The Community's library should have:

- **Safe and secure** space
- Appropriately sized/accommodating **restrooms**
- Options for **food and beverage** within the library
- More accessible and vibrant **book store**

The Community's library should have:

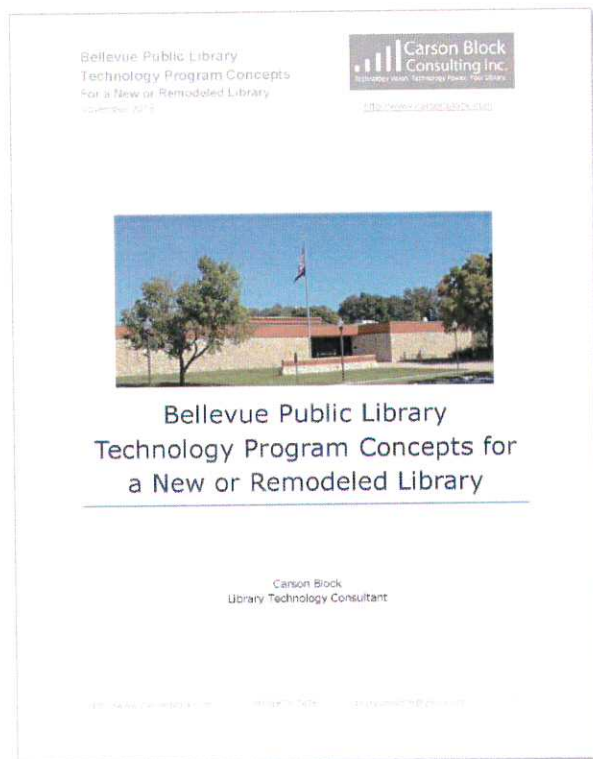
- Expanded **Children's space** with better control, more active space, a family restroom, and access to the outdoors.
- Expanded **Teen and Tween spaces** with loud and quiet spaces, more robust technology, study spaces, gaming, and space to be themselves.
- Abundant **Outdoor space** with an emphasis on vegetation, a walking path, event space, and improved safety and convenience.
- Updated **Finishes** and **Furnishings** that are bright, comfortable, and ergonomically sound.

The Community's library should have:

- Expanded access to **power** and **WiFi**
- A general **modernization** of all **library technology**:
 - more computers and computers with specialized applications
 - mobile technology
 - greater support for lifelong learners
- Opportunities for robust and varied **maker technology** – create, collaborate, learn, discover, have fun.

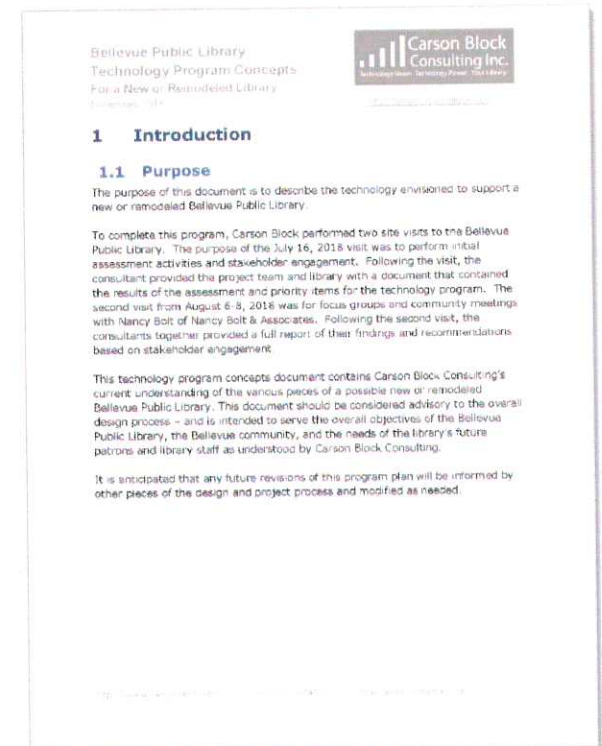
Technology Assessment

- Full results outlined in Carson's Report



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6.11	Telephones	25
6.12	Security Cameras	25
6.13	Access Control	27
6.14	RFID Considerations	28



Technology Assessment

Bellevue Public Library

November-December 2018



The Return-On-Investment from Your Public Library is Unbelievable!

"Note, these are not abstract benefits like how libraries help build a stronger Democracy, or how they inspire curiosity in people, a library's ROI is the institution's worth in cold hard cash. This doesn't just translate to value for the individual either, a well-funded library raises surrounding property values, helps develop an intelligent workforce (making your area attractive for cutting-edge companies), and makes local social services more efficient."

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By Carson Block Consulting Inc.



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1

Bellevue Public Library

November-December 2018



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THE DENVER POST

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<http://netnebraska.org/article/news/1112118/nebraska-public-libraries-adapting-new-reality>

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2

Community Input Verification

Upon compiling the information, the consultants revisited with the community over the course of **three public forums** on Oct 23rd – 25th to gather further input and **verify what we heard** was accurate.

Translating Input to Design

Translating Input to Design

Space Needs Program

- Recipe for the Building
- Took Community input and identified spaces and sizes that would meet your needs
- Identified “Flex Spaces” – intended to serve multiple uses

Space Type	Area (sq ft)	Notes
Office Space	100,000	
Meeting Rooms	50,000	
Collaborative Spaces	20,000	
Flex Spaces	10,000	
Support Spaces	5,000	
Total	185,000	

Translating Input to Design

Space Needs Program

- Divided into 7 categories:
 - Program/Event/Meeting Spaces
 - Experiential Spaces
 - Adult Services - Collections
 - Youth Services - Collections
 - Kids
 - Tweens
 - Teens
 - Staff Space
 - Building Support
 - Outdoor Space

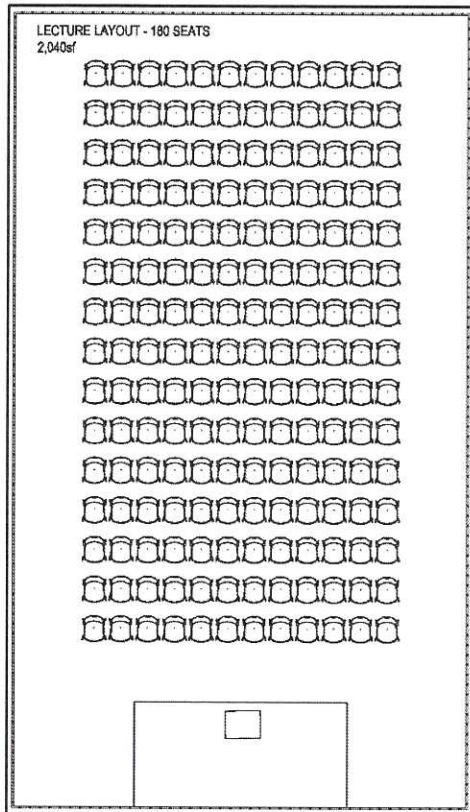
Item Name	Quantity	Cost
Program/Event/Meeting Spaces	100	100.00
Experiential Spaces	50	50.00
Adult Services - Collections	20	20.00
Youth Services - Collections	30	30.00
Staff Space	10	10.00
Building Support	5	5.00
Outdoor Space	2	2.00

Translating Input to Design

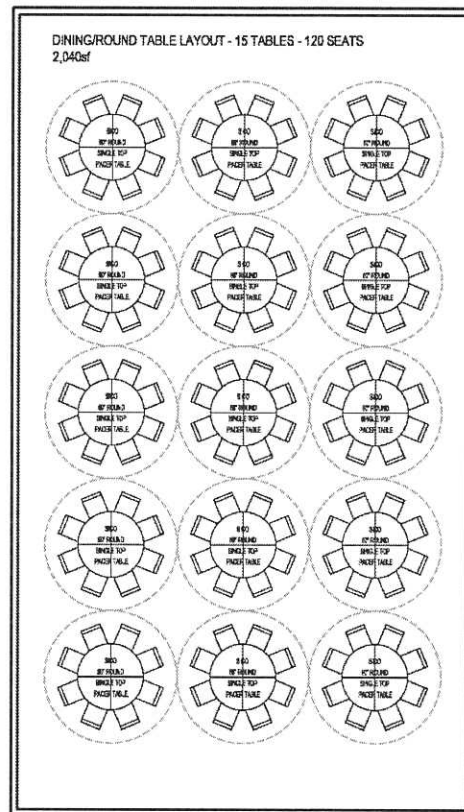
Programs/Events/Meeting Spaces

Space Programming							Existing	
<input type="checkbox"/> Designates "Flex Space" - space that can serve multiple functions or that can be rearranged easily								
Programs/Events/Meeting Spaces							10,456 SF	3,738 SF
Vestibule							= 120 SF	231 SF
Entry Commons/Pre-functionary, Café Seating							= 1,800 SF	802 SF
Café/Coffee Shop							= 200 SF	0 SF
Vending							= 60 SF	0 SF
Meeting Rooms								
Community Meeting Room							130 people/room x 15 SF/person = 1950 SF/room x 1 rooms = 1,950 SF	999 SF
Table, Chair, Equipment Storage							= 360 SF	247 SF
Warming Kitchen							= 150 SF	0 SF
Medium Meeting Room/Lab							25 people/room x 25 SF/person = 625 SF/room x 1 rooms = 625 SF	0 SF
Living Room Mtg							12 people/room x 30 SF/person = 360 SF/room x 1 rooms = 360 SF	0 SF
Study Rooms - Collaboration							6 people/room x 30 SF/person = 180 SF/room x 2 rooms = 360 SF	122 SF
Study Rooms							4 people/room x 30 SF/person = 120 SF/room x 4 rooms = 480 SF	0 SF
Public Restroom - Male (Storm Shelter)							= 400 SF	188 SF
Public Restroom - Female (Storm Shelter)							= 400 SF	160 SF
Single-Use/Gender Neutral Restroom							= 100 SF	57 SF
Friends Bookstore							= 1,000 SF	900 SF
Programs/Events/Meeting Spaces Subtotal							8,365 SF	3,738 SF
Grossing Factor							+ 2,091	
Programs/Events/Meeting Spaces Total							10,456 SF	21 %

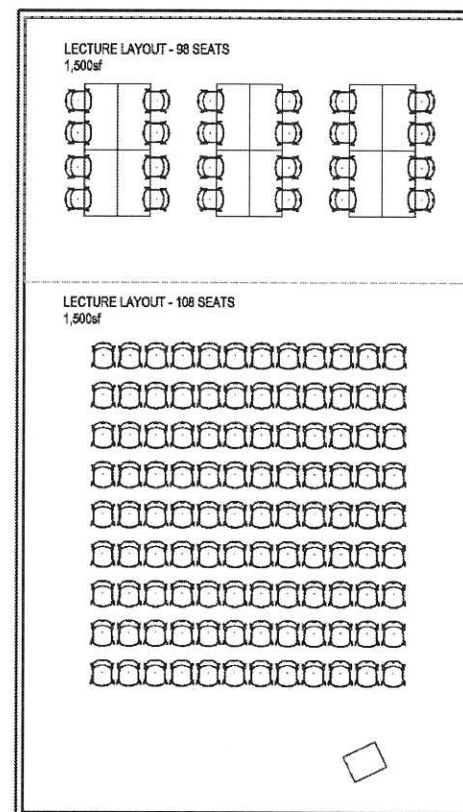
Translating Input to Design



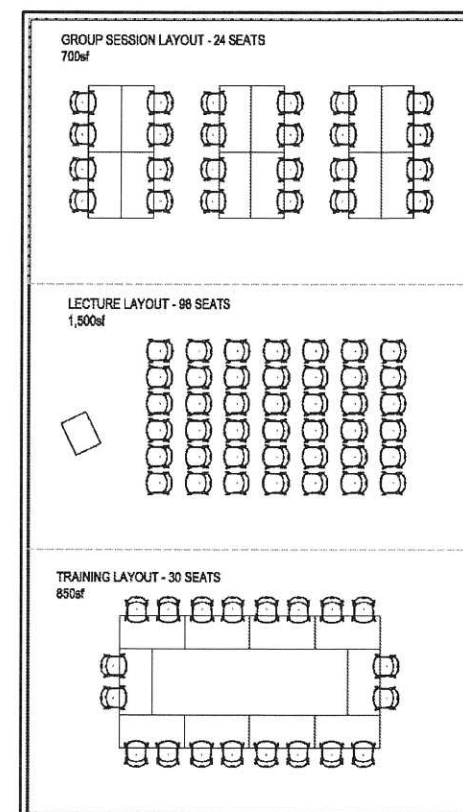
Lecture – 180 Seats



Rounds – 120 Seats



Divided – Equal:
Three Rooms



Divided – Equal:
Three Rooms

Translating Input to Design

Detailed Financial Statement 1										Detailed Financial Statement 2										Detailed Financial Statement 3									
Section A										Section B										Section C									
Item	Unit	Price	Quantity	Total	Subtotal	Category	Item	Unit	Price	Quantity	Total	Subtotal	Category	Item	Unit	Price	Quantity	Total	Subtotal	Category	Item	Unit	Price	Quantity	Total	Subtotal	Category		
[Detailed data for Section A]										[Detailed data for Section B]										[Detailed data for Section C]									
Total Section A: 1000.00										Total Section B: 1000.00										Total Section C: 1000.00									

Translating Input to Design

Category	Area (SF)	Subtotal	Total
Project Total		49,545 SF	22,463 SF
2 Level Option Circulation Spaces		1,692 SF	
Circulation Spaces			
Main Public Monumental Stair	=	200 SF	
Egress Stair	=	400 SF	
Egress Stair	=	400 SF	
Public Elevator	=	100 SF	
Equipment Room	=	80 SF	
Secondary Custodial Room	=	80 SF	
Secondary Telecom Room	=	80 SF	
Secondary Electrical Service	=	70 SF	
2 Level Option Circulation Spaces Subtotal		1,410 SF	
Grossing Factor (20 % of subtotal)	+	282	
2 Level Option Circulation Spaces Total		1,692 SF	
2 Level Option Total		51,237 SF	

Translating Input to Design

Single-Level Library: 49,545 SF

Two-Level Library: 51,237 SF

Category	Item	Value	Unit
Single-Level Library	1.0000	10,000,000	0.00
	2.0000	10,000,000	0.00
	3.0000	10,000,000	0.00
	4.0000	10,000,000	0.00
Two-Level Library	1.0000	10,000,000	0.00
	2.0000	10,000,000	0.00
	3.0000	10,000,000	0.00
	4.0000	10,000,000	0.00

Translating Input to Design

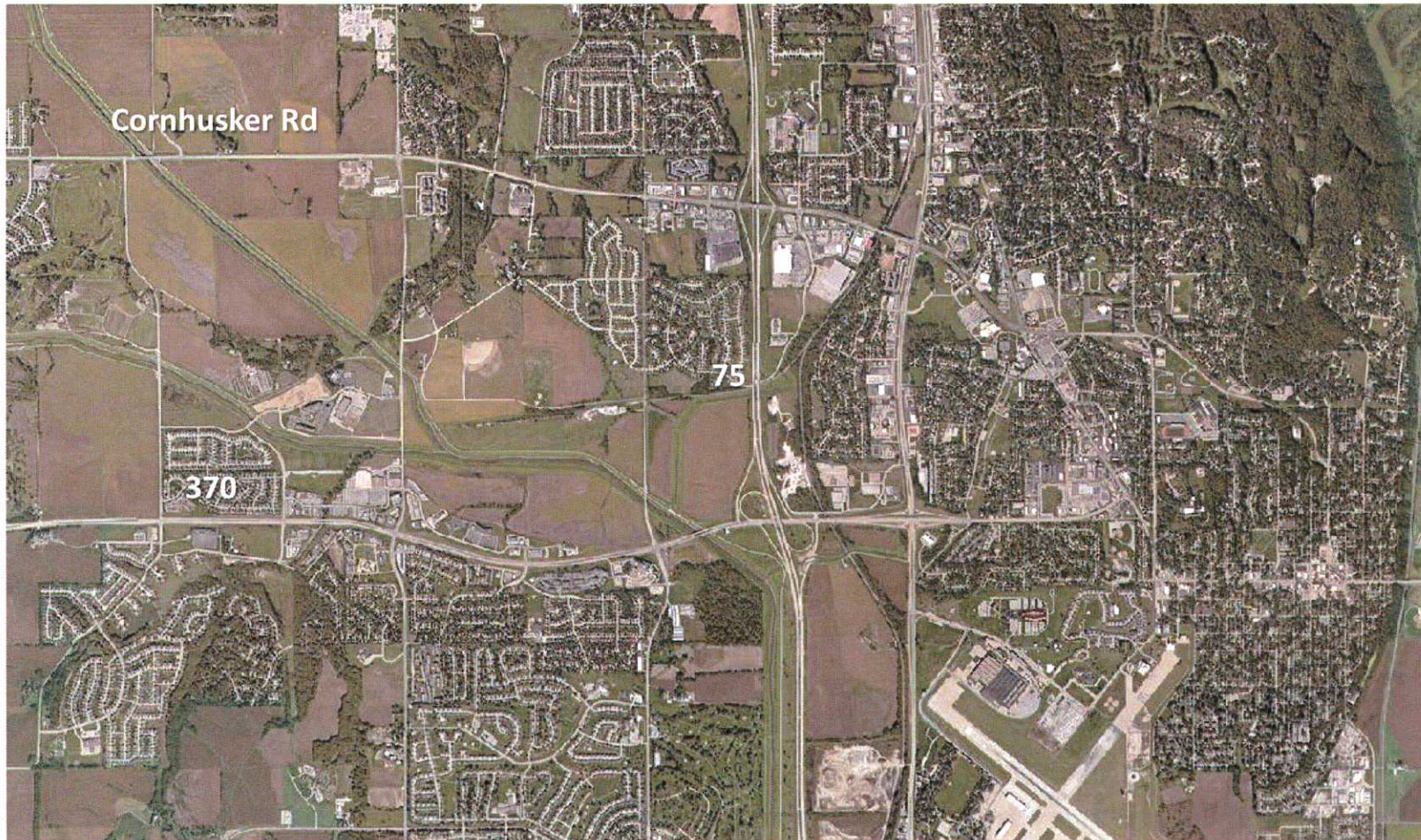
Single-Level Library:	49,545 SF
Two-Level Library:	51,237 SF
Existing Library:	22,463 SF

Translating Input to Design



Selecting the Appropriate Site

Site Selection



18 Potential Library Sites



18 Potential Library Sites

The following is a list of the locations considered for the library:

Site A. Existing Site

Site B. Shannon Drive

Site C. Maass Road

Site D. 4502 Maass Road

Site E. 4410 Maass Road

Site F. 11515 South 39th Street

Site G. Lexington Ave sites

Site H. 3200 Samson Way

Site I. South 36th Street

Site J. 36th & Capehart Road

Site K. 2810 Harlan Drive

Site L. Arboretum Drive sites

Site M. 1811 Hillcrest Drive

Site N. 210 West Mission Ave

Site O. Herman Drive sites

Site P. Fort Crook Road sites

Site Q. 608 Fort Crook Road

Site R. Twin Creek

Site Selection

Site Scoring Criteria

- SIZE & SHAPE OF SITE
- CHARACTER OF SITE
- SITE PROXIMITIES AND LOCATION
- ACCESSIBILITY
- UTILITY SERVICES/ INFRASTRUCTURE
- COST

**Bellevue Public Library
Site Analysis and Selection Matrix**



	Possible Points	SITE A Existing Site	SITE B Shannon Drive	SITE C Maass Road	SITE D 4502 Maass Road	SITE E 4410 Maass Road	SITE F 11515 S. 39th Street	SITE G Lexington Ave	SITE H 3200 Samson Way	SITE I S. 36th Street	SITE J 36th & Capehart Road	SITE K 2810 Harlan Drive	SITES L 1-2 Arboretum Drive	SITE M 1811 Hillcrest Drive	SITES N 1-2 210 W. Mission Ave	SITES O 1-4 Herman Drive	SITES P 1-3 Fort Crook Rd	SITE Q 608 Fort Crook Road	SITE R Twin Creek
Size and Shape of Site	35	20	10	10	10	35	20	17	0	35	31	29	22	35	17	35	0	0	12
Shape of site supports building program	10	6				10	6	4		10	9	10	6	10	6	10			4
Size supports site program needs (parking, plazas, etc)	10	4				10	4	3		10	9	6	6	10	1	10			3
Size supports future expandability	5	0				5	0	0		5	3	3	0	5	0	5			0
No major conflicts with floodplains or wetlands	10	10	10	10	10	10	10	10	0	10	10	10	10	10	10	10	0	0	5
Character of Site	22	13	15	12	7	15	13	12	7	20	20	16	15	13	8	15	11	5	6
Site has high visibility within the community	10	10	10	7	5	8	7	8	5	8	8	10	10	10	5	5	10	5	5
Site offers unique natural resources (natural areas, green space, topography, etc.)	5	1	2	2	1	3	1	1	1	5	5	3	2	1	1	5	1	0	1
Aesthetic value of site	5	2	3	3	1	2	3	3	1	5	5	3	3	2	2	5	0	0	0
Ability to integrate two-story option into grade	2	0	0	0	0	2	2	0	0	2	2	0	0	0	0	0	0	0	0
Site Proximities and Location	50	28	22	25	20	21	37	36	21	42	41	30	37	25	33	38	23	16	20
Relationship to Service Population (zip codes 68005, 68123, 68147)	10	5	2	2	2	5	5	5	5	5	5	8	8	5	5	10	10	10	2
Relationship to Schools, Assisted Living Facilities	10	8	3	3	3	2	6	6	3	10	10	5	6	6	10	8	5	5	1
Appropriate adjacent land uses	5	3	3	3	3	2	4	4	1	4	4	3	3	2	4	4	0	0	4
Freedom from nuisances (noise, odors, dust, industry, heavy traffic, etc.)	5	2	1	4	1	1	5	4	1	4	3	2	3	2	2	4	0	0	4
Relationship to places of future growth	5	0	5	5	5	5	4	4	3	5	5	2	2	1	0	0	0	0	2
Proximity to Offutt	5	2	3	3	3	2	4	4	3	4	4	5	5	4	3	2	1	0	0
Corresponds with comprehensive plan	5	3	2	2	2	2	4	4	4	5	5	0	5	2	4	5	4	0	3
Impact on adjacent landuses	5	5	3	3	1	2	5	5	1	5	5	5	5	3	5	5	3	1	4
Accessibility	40	21	25	25	25	24	34	34	14	36	36	33	33	31	25	20	8	6	16
Site is safely accessible via automobile	10	6	8	8	8	8	10	10	8	10	10	10	10	10	8	10	4	2	8
Site is easily accessible via automobile	10	6	8	8	8	8	8	8	6	10	10	8	8	8	10	8	4	4	8
Site is safely accessible via walking	5	2	3	3	3	2	5	5	0	4	4	5	5	4	2	0	0	0	0
Site is easily accessible via walking	5	3	2	2	2	2	3	3	0	4	4	2	2	3	3	0	0	0	0
Site is safely accessible via biking	5	1	2	2	2	2	5	5	0	4	4	5	5	3	1	1	0	0	0
Site is easily accessible via biking	5	3	2	2	2	2	3	3	0	4	4	3	3	3	1	1	0	0	0
Utility Services/ Infrastructure	15	15	15	15	15	12	15	10	15	15	15	15	10	15	15	10	12	15	11
Access to Water	3	3	3	3	3	2	3	2	3	3	3	3	2	3	3	2	2	3	2
Access to Sanitary Sewer	3	3	3	3	3	3	3	2	3	3	3	3	2	3	3	2	3	3	3
Access to Storm Sewer	3	3	3	3	3	3	3	2	3	3	3	3	2	3	3	2	3	3	3
Access to Natural Gas	3	3	3	3	3	2	3	2	3	3	3	3	2	3	3	2	3	3	2
Access to Electricity	3	3	3	3	3	2	3	2	3	3	3	3	2	3	3	2	2	3	2
Access to Fiber/Communications	3/								3	3	3	3	2	3	3	2	2	3	2
Cost	50	31	6	6	0	35	11	24	0	42	35	16	21	22	31	31	17	6	13
Cost of Land	15	15	1	1	0	14	1	1	0	15	14	1	1	1	15	9	12	1	0
Own Land vs. Lease	10	10	5	5	0	5	5	5	0	10	5	5	5	5	10	5	5	5	0
Cost of site preparation (demolition, earthwork, etc.)	10	1				5	2	10		5	5	2	10	8	6	5			5
Cost of program/facility displacement (office building, skate park, etc.)	5	5				5	0	5		5	5	0	2	0	0	5			5
Overall site development costs (including relocation if renovating)	10	0				6	3	3		7	6	8	3	8	0	7			3
Points Total (215)	212	128	93	93	77	142	130	133	57	190	178	139	138	141	129	149	71	48	78
Grade		60.38%	43.87%	43.87%	36.32%	66.98%	61.32%	62.74%	26.89%	89.62%	83.96%	65.57%	65.09%	66.51%	60.85%	70.28%	33.49%	22.64%	36.79%

Site Selection

Sites Final Cut

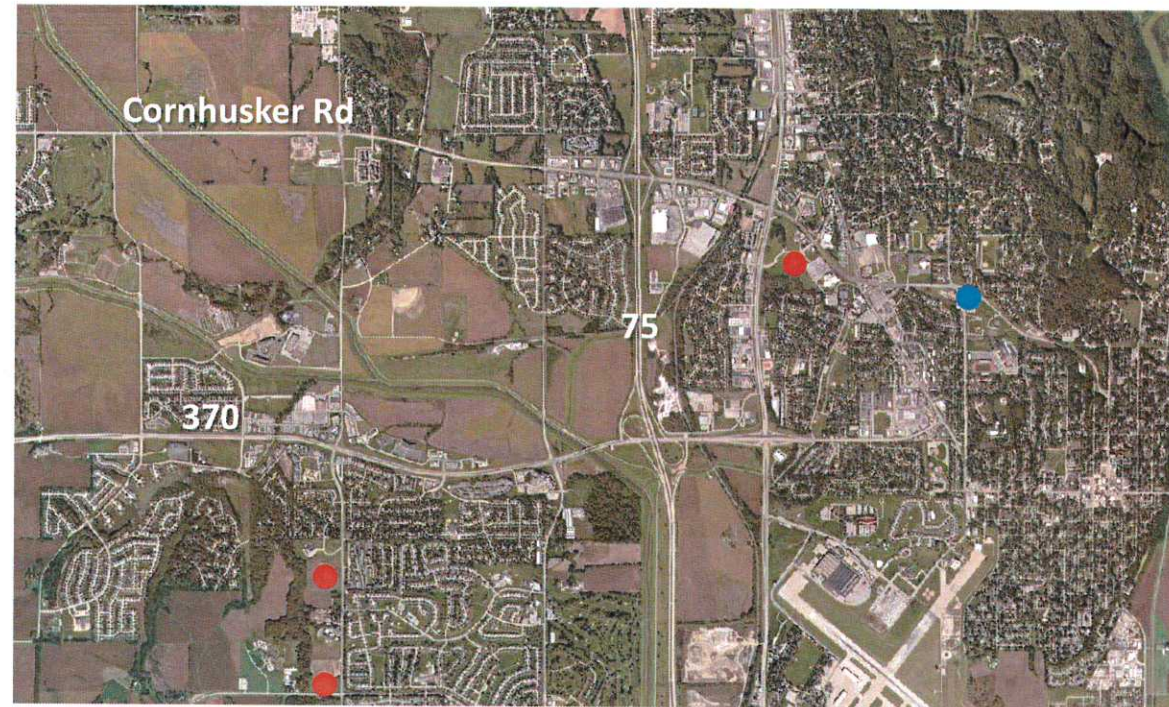
Sites Final Cut:

Site A - Existing Site: **60%**

Site I - S. 36th Street: **90%**

Site J - 36th & Capehart Road: **84%**

Site O – Herman Drive: **70%**



Site Selection



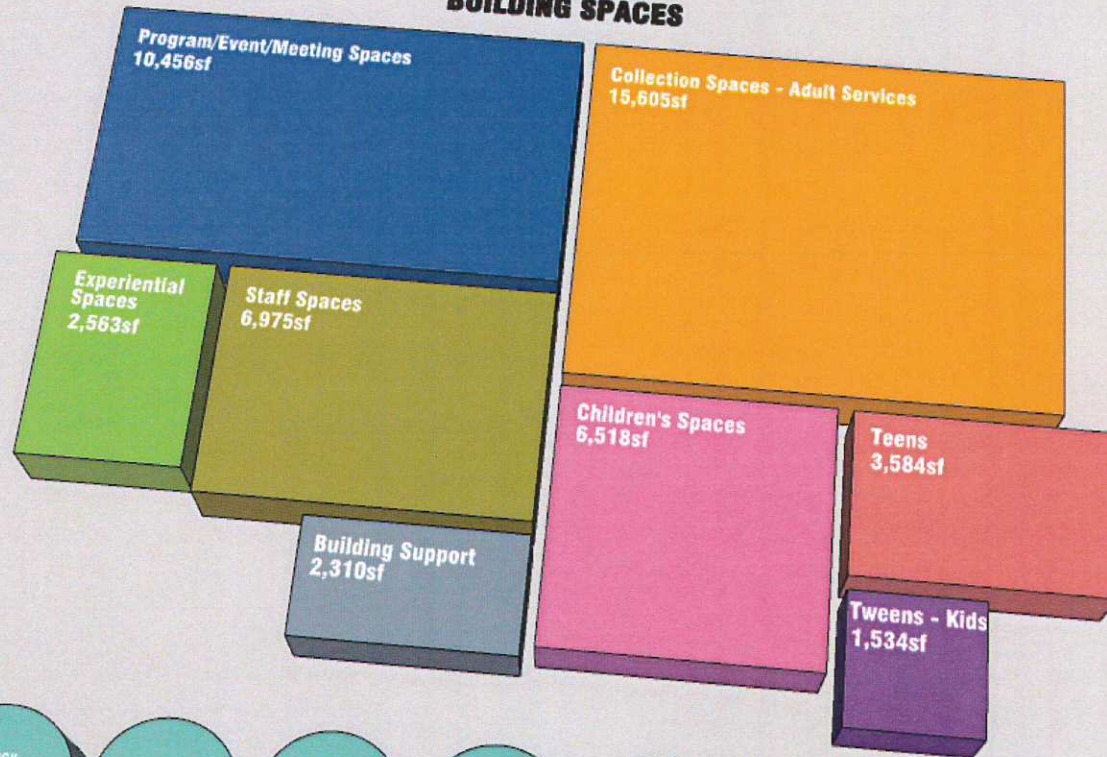
Site O: Herman Drive, 70%



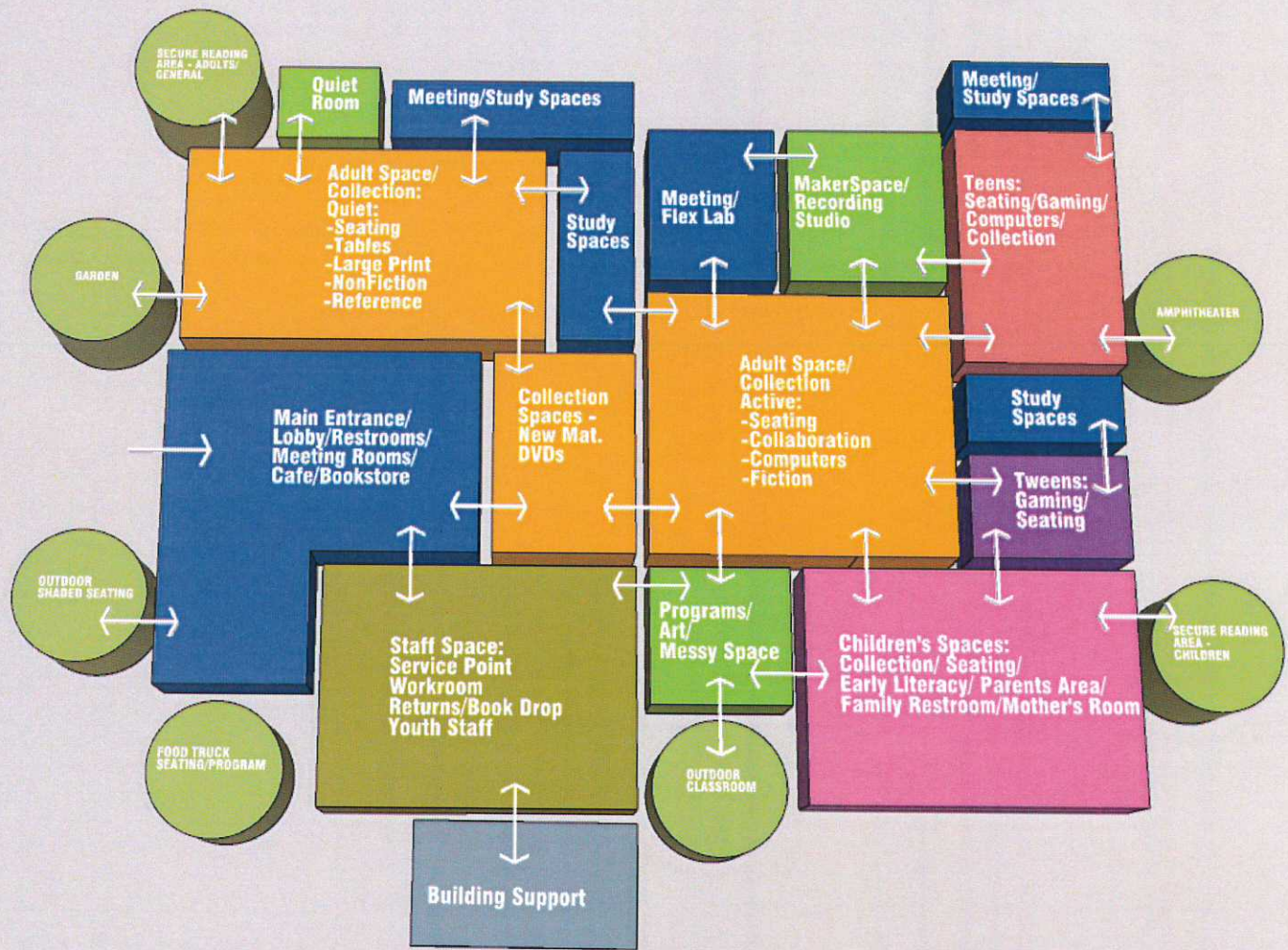
Site I: South 36th St, 90%

Developing the Concept

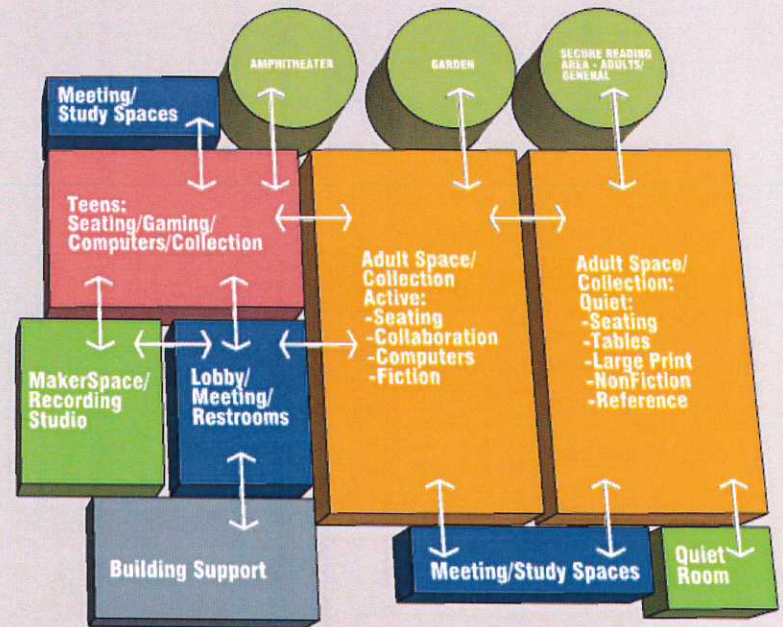
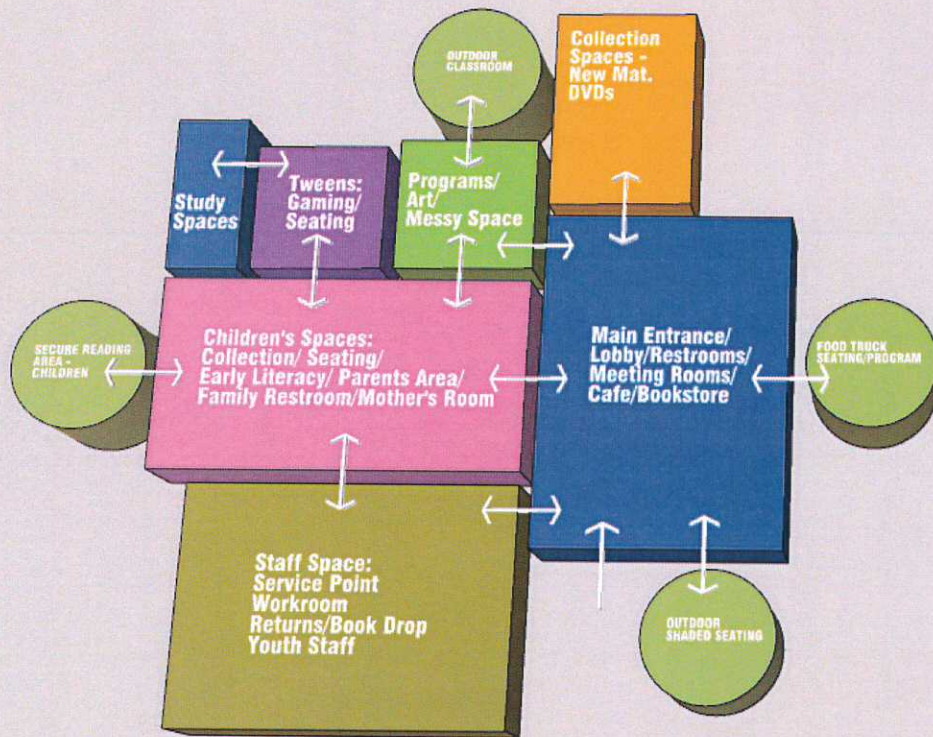
BUILDING SPACES

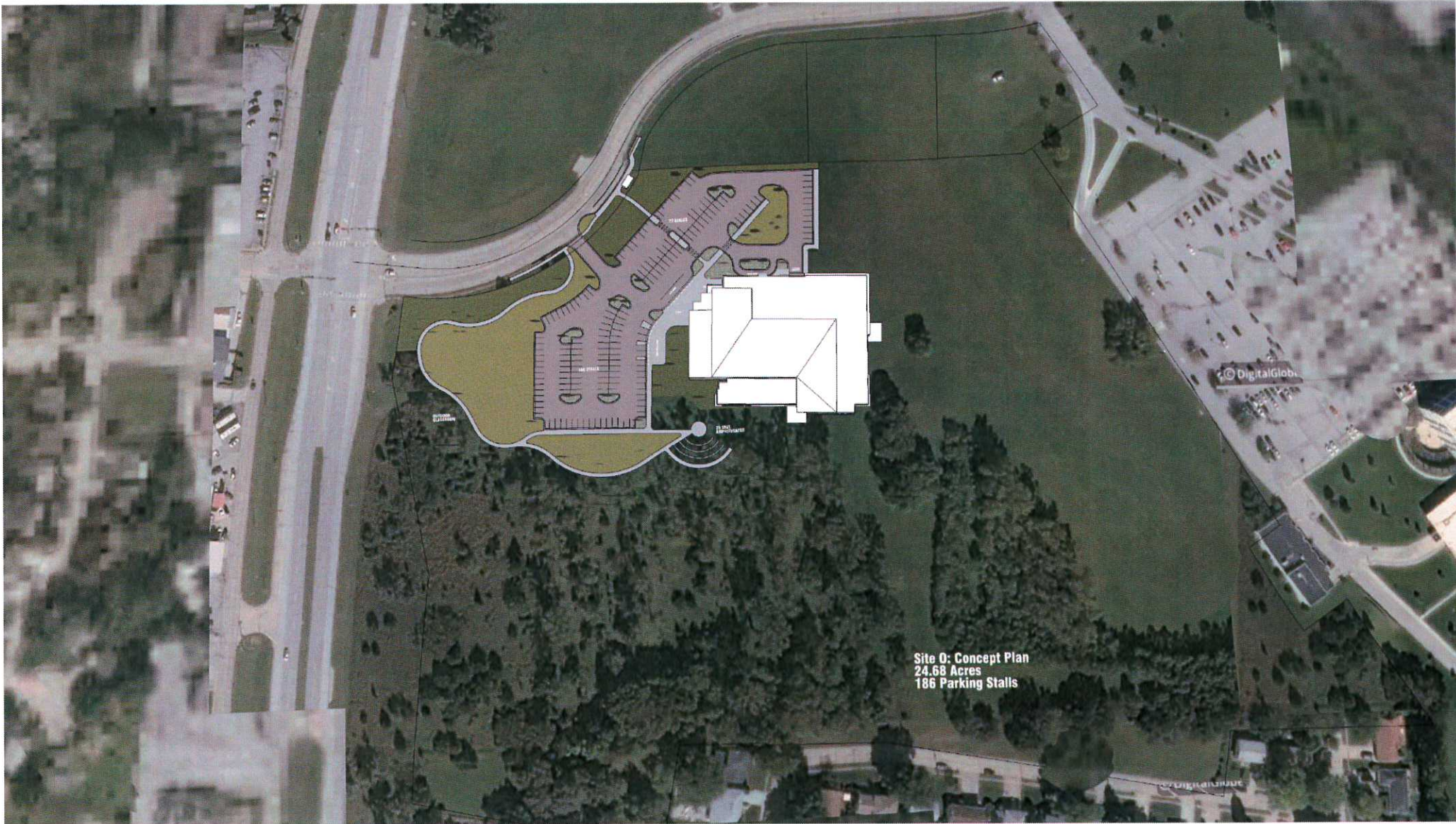


OUTDOOR SPACES

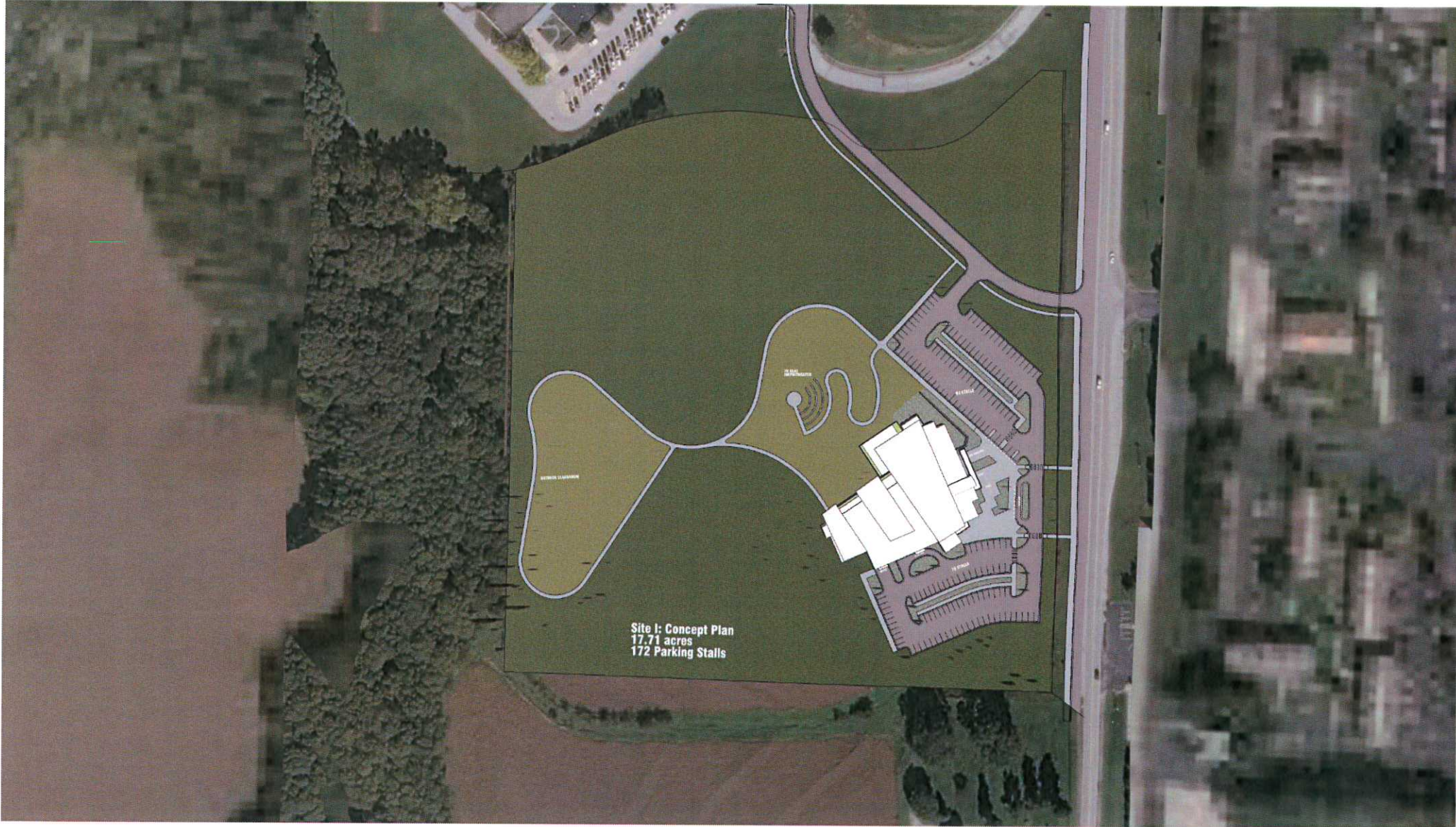


SINGLE LEVEL





Site 0: Concept Plan
24.68 Acres
186 Parking Stalls



Site I: Concept Plan
17.71 acres
172 Parking Stalls

STORM WATER

STORM WATER

STORM WATER

STORM WATER

Outcomes

Feasibility

- The existing library and site do not meet the current and future needs of the Community of Bellevue
- Multiple sites exist that are well suited to provide for a library meeting the needs as outlined by the study
- Multiple conceptual layouts can meet the demands set forth by the community
- The potential for partnerships and funding sources exist that can propel the project forward

Phase 2

- Funding Acquisition
- Develop Partnerships
- Final Site Selection
- Project Costs
- Design Development
- Construction Documentation

Recommendations



Questions?





The
Clark
Enersen
Partners



Thank You



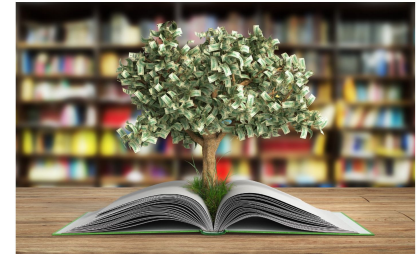
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If libraries were a business, you’d want to buy that stock

Oleg Kagan Follow Jul 17 · 3 min read



<https://medium.com/everylibrary/the-return-on-investment-from-your-public-library-is-unbelievable-93603caac530>

Nearly one-in-five teens can’t always finish their homework because of the digital divide

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<https://www.anythinklibraries.org/spark/library-launching-pad>

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CITY OF BELLEVUE, NEBRASKA
 AGENDA ITEM COVER SHEET

ga
 2-26-19

COUNCIL MEETING DATE:	02-26-19	AGENDA ITEM TYPE:
SUBMITTED BY: Susan Kluthe, City Clerk	SPECIAL PRESENTATION	<input type="checkbox"/>
	LIQUOR LICENSE	<input checked="" type="checkbox"/>
	ORDINANCE	<input type="checkbox"/>
	PUBLIC HEARING	<input type="checkbox"/>
	RESOLUTION	<input type="checkbox"/>
	CURRENT BUSINESS	<input type="checkbox"/>
	OTHER (SEE CLERK)	<input type="checkbox"/>

SUBJECT:

Application of Fraternal Order of Eagles #3912 for Special Designated Permit

SYNOPSIS:

The Fraternal Order of Eagles #3912 would like to be able to sell beer, wine, and distilled spirits during the "St. Pat's Day Pub Craw" behind 209 West Mission Avenue, on Saturday, March 16th from 11:00 a.m. to 12:00 a.m.

FISCAL IMPACT:

One Day Licenses Fee --\$40.00 per event

BUDGETED ITEM: YES NO

PROJECT # & TRACKING INFORMATION:

n/a

RECOMMENDATION:

The Police have reviewed the application and give feedback (see attached). Request Council approval.

BACKGROUND:

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

ATTACHMENTS:

1	Application for SDL	4	
2	Police Report	5	
3		6	

SIGNATURES:

ADMINISTRATOR APPROVAL: 

FINANCE APPROVAL: n/a

LEGAL APPROVAL: n/a

Special Designated License Local Recommendation (Form 200)

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

FRATERNAL ORDER OF EAGLES #3912
Retail Liquor License Name or *Non-Profit Organization (*Must include Form #201 as Page 2)

209 WEST MISSION AVE Bellevue, NE 68005
Retail Liquor License Address or Non-Profit Business Address

47-0623453
Retail License Number or Non-Profit Federal ID #

Event Date(s): MARCH 16, 2019

Event Start Time(s): 11 AM

Event End Time(s): 12 MIDNIGHT

Alternate Date: NONE

Alternate Location Building & Address: NONE

Event Building Name: Bellevue Eagles #3912

Event Street Address/City: 209 WEST MISSION AVE Bellevue, NE 68005

Indoor area to be licensed in length & width: X

Outdoor area to be licensed in length & width: 30 X 90 (Diagram Form #109 must be attached)

Type of Event: ST. PAT'S Pub CRAW Estimate # of attendees: 300

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

Event Contact Name: DAVID HODGES Event Contact Phone Number: 402-660-4592

Event Contact Email: BellevueeaglesNE@cox.net

*Signature Authorized Representative: David Hodges
*Retail licensee – Must be signed by a member listed on permanent license
*Non-Profit Organization – Must be signed by a Corporate Officer

Local Governing Body completes below:

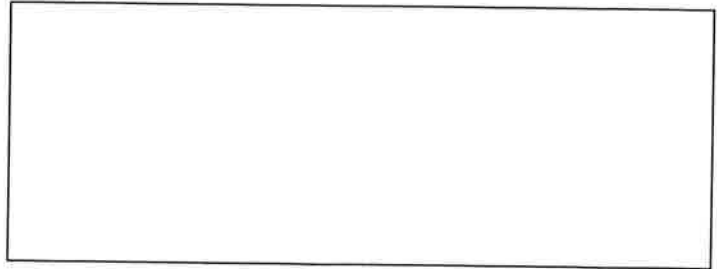
The local governing body for the City of _____ OR County of _____ approves the issuance of a Special Designated License as requested above.

Local Governing Body Authorized Signature

Date

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

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



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

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

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

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

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

BelleVue Eagles
NAME OF CORPORATION

47-0623453
FEDERAL ID NUMBER

David Hodges
SIGNATURE OF TITLE OF CORPORATE OFFICERS

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

SUBSCRIBED IN MY PRESENCE AND SWORN TO BEFORE ME THIS 19th DAY OF February, 2019.



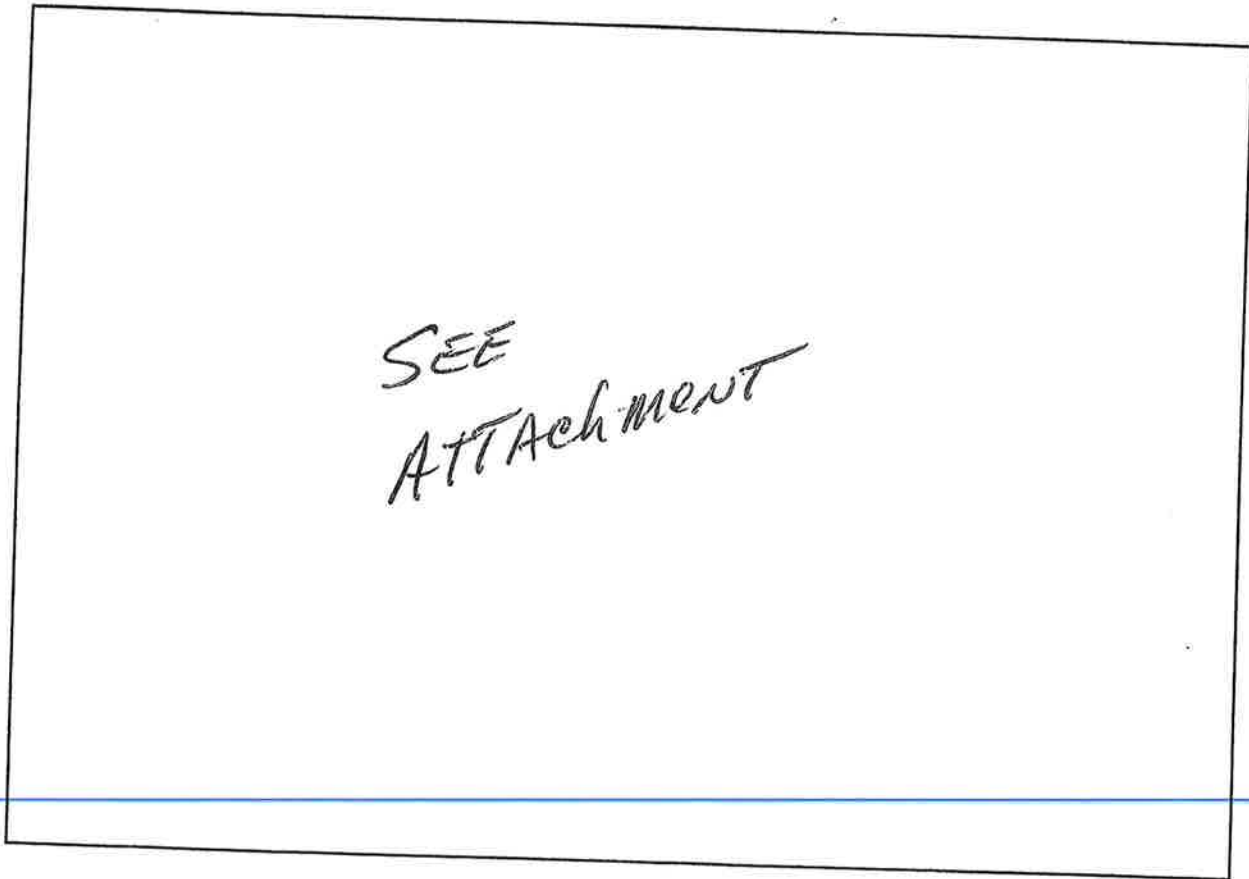
Susan Kluthe
NOTARY PUBLIC SIGNATURE & SEAL

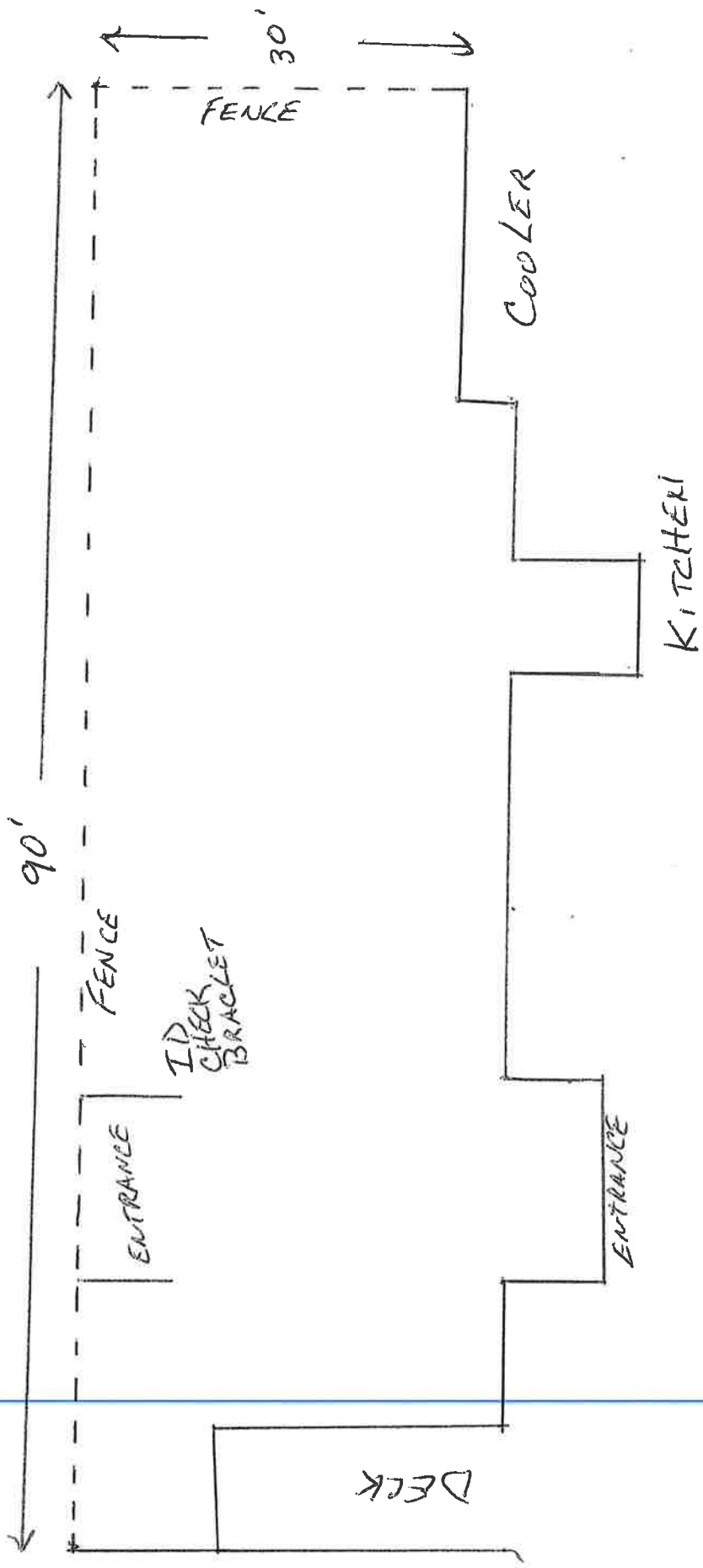
OUTDOOR AREA DIAGRAM

HOW AREA WILL BE PATROLLED _____

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

DIAGRAM OF PROPOSED AREA:





EAGLES
209 W. MISSION AVE

FORM # 109

**APPLICATION FOR A
SPECIAL DESIGNATED LIQUOR LICENSE
POLICE REPORT**

DATE OF COUNCIL MEETING: 02-26-19 Due to City Clerk: 02-21-19

APPLICANT: Fraternal Order of Eagles #3912 dba Eagles Club

LOCATION/ADDRESS: 209 West Mission Avenue, Bellevue

REQUESTED ACTION: Request approval for a Special Designated Liquor License to sell beer, wine, and distilled spirits in a beer garden area behind the club on March 16th from 11:00 a.m. to 12 a.m., for the St. Pat's Pub Craw

Contact Person: David Hodges

Phn #: 402.660.4549

NOT HIS #

DOB

07/14/49

4592
4592

COMMENTS:

Approve

Sep. D.

d-d 1-19

CITY OF BELLEVUE, NEBRASKA
 AGENDA ITEM COVER SHEET

9b
 2-26-19

COUNCIL MEETING DATE:	02/26/19	AGENDA ITEM TYPE:
SUBMITTED BY: Susan Kluthe, City Clerk	SPECIAL PRESENTATION	<input type="checkbox"/>
	LIQUOR LICENSE	<input checked="" type="checkbox"/>
	ORDINANCE	<input type="checkbox"/>
	PUBLIC HEARING	<input type="checkbox"/>
	RESOLUTION	<input type="checkbox"/>
	CURRENT BUSINESS	<input type="checkbox"/>
	OTHER (SEE CLERK)	<input type="checkbox"/>

SUBJECT:

Application for a Special Designated Liquor License for Riverfest, June 28th & June 29th

SYNOPSIS:

Bellevue Economic Enhancement Foundation, in partnership with the Bellevue Chamber of Commerce -- Applications for SDLs to sell beer, wine & distilled spirits from 3:00 p.m. to 1:00 a.m. on ~~the~~ June 28th and from 10:00 a.m. until 1:00 a.m. on June 29.

FISCAL IMPACT:

\$80 for the SDLs in Revenue.

BUDGETED ITEM: YES NO

PROJECT # & TRACKING INFORMATION:

RECOMMENDATION:

PD recommends approval.

BACKGROUND:

Riverfest is an annual event. Application was turned in directly to the City Clerk's Office. It was reviewed by the Police, and is being submitted to the City Council for review and recommendation, and then forwarded to the Nebraska Liquor Control Commission for issuance (if there are no issues).

ATTACHMENTS:

1	Application for SDL's	4	
2	Police Report	5	
3		6	

SIGNATURES:

ADMINISTRATOR APPROVAL:



FINANCE APPROVAL:

n/a

LEGAL APPROVAL:

n/a

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

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

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

1036 BRUIN Blvd. Ste 119 BelleVue, NE 68005
Retail Liquor License Address or Non-Profit Business Address

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

Consecutive Dates only
Event Date(s): June 28, 2019 June 29, 2019

Event Start Time(s): 3pm 10 AM

Event End Time(s): 1³⁰ A.M 1³⁰ AM

Alternate Date: NA

Alternate Location Building & Address: HAWORTH PARK 2502 Payne St. BelleVue, NE 68123

MAIN VENUE
Event Building Name: AMERICAN HERO PARK,

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

Indoor area to be licensed in length & width: X

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

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

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

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

Event Contact Email: president@bellevue.nebraska.com

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

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

*Retail licensee Must be signed by a member listed on permanent license
*Non-Profit Organization Must be signed by a Corporate Officer

Local Governing Body completes below:

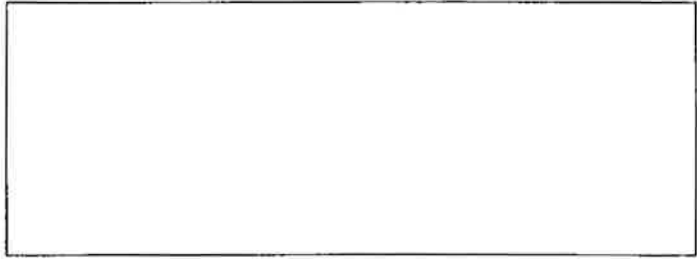
The local governing body for the City/Village of BelleVue OR County of approves the issuance of a Special Designated License as requested above. (Only one should be written above)

[Signature]
Local Governing Body Authorized Signature

2/13/19
Date

APPLICATION FOR SPECIAL DESIGNATED LICENSE
Non-Profit Applicants ONLY

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



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

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

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

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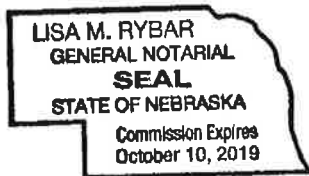
Bellevue Economic Enhancement Foundation
NAME OF CORPORATION

47-0715106
FEDERAL ID NUMBER

[Signature]
SIGNATURE OF TITLE OF CORPORATE OFFICERS

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

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



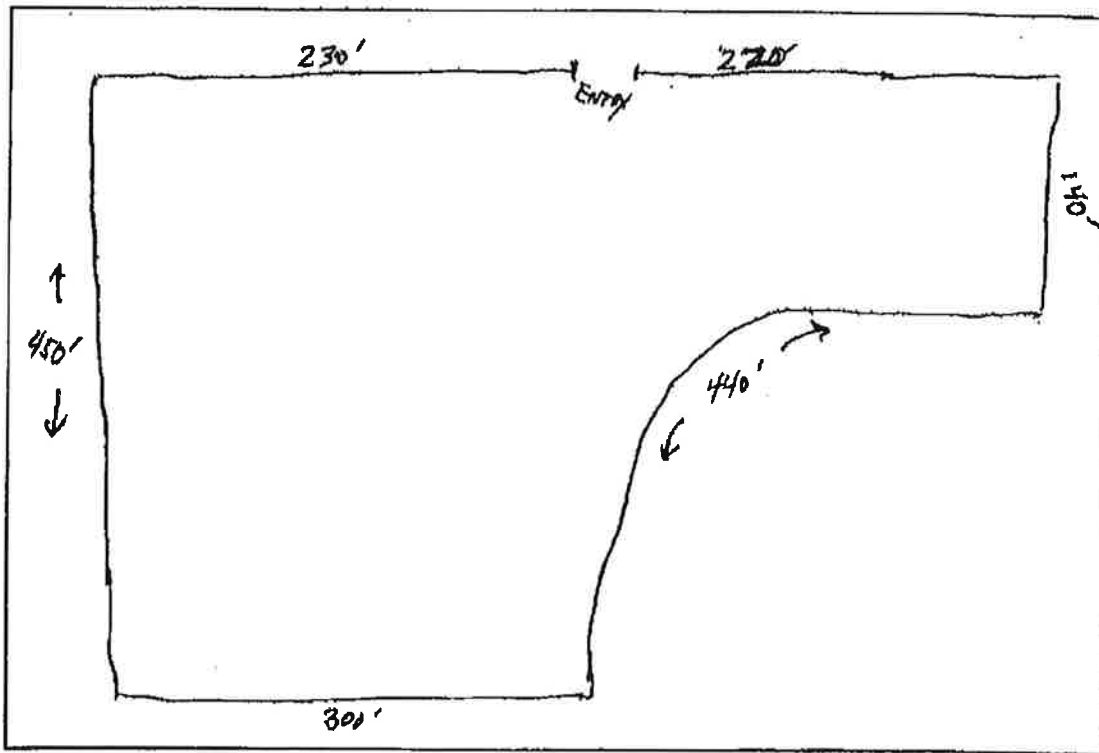
[Signature]
NOTARY PUBLIC SIGNATURE & SEAL

OUTDOOR AREA DIAGRAM

HOW AREA WILL BE PATROLLED BELLEVUE POLICE DEPT

- IF APPLICABLE, OUTDOOR AREA MUST BE CONNECTED TO INDOOR AREA IF INDOOR AREA IS TO LICENSED
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DIAGRAM OF PROPOSED AREA:

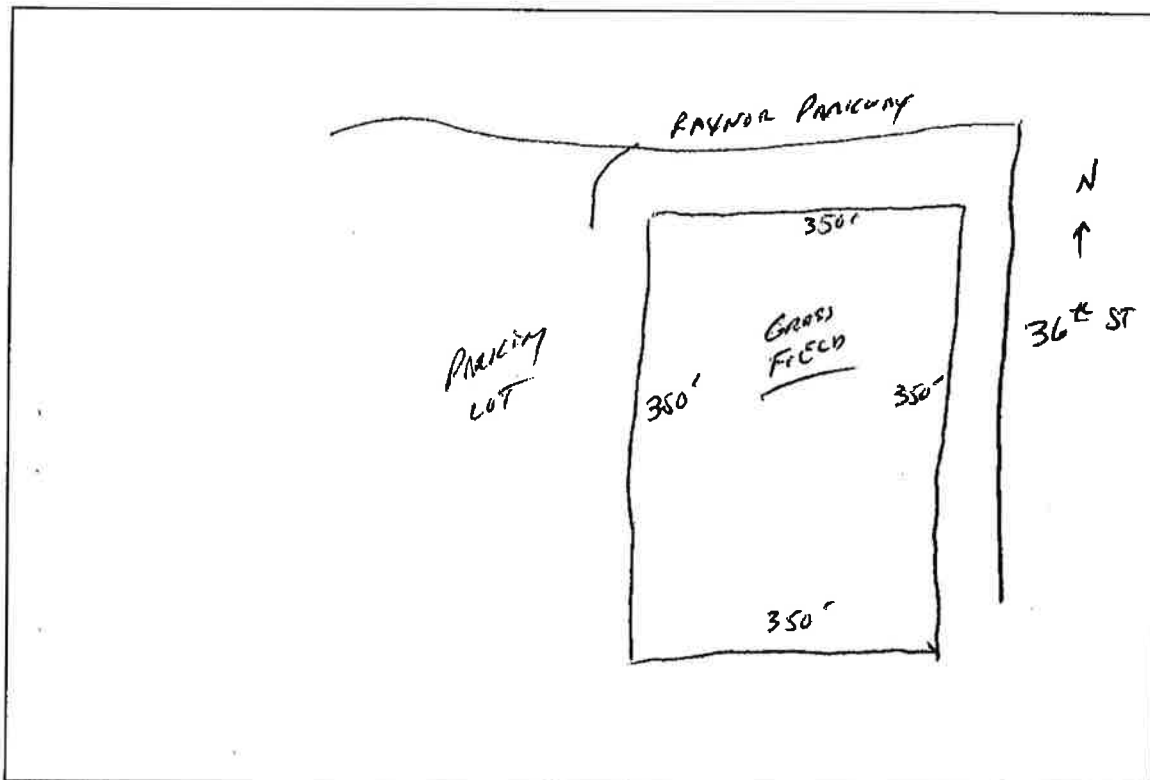


OUTDOOR AREA DIAGRAM

HOW AREA WILL BE PATROLLED BELLEVUE POLICE DEPARTMENT

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DIAGRAM OF PROPOSED AREA:



**APPLICATION FOR A
SPECIAL DESIGNATED LIQUOR LICENSE**

POLICE REPORT

DATE OF COUNCIL MEETING: 02-26-19 Due to City Clerk: 2-20-19

APPLICANT: Bellevue Economic Enhancement Foundation

LOCATION/ADDRESS: Haworth Park, Highway 370 and Payne Drive

REQUESTED ACTION: Request approval for a Special Designated Liquor License to serve beer, wine, and distilled spirits at the annual Riverfest event held in Haworth Park on June 28th from 3:00 p.m. to 1:00 a.m. and June 29th from 10:00 a.m. to 1:00 a.m.

Contact: Duane Safarik Phn #: 402.281.4997

6/17/19

COMMENTS:

Approved 2-22-19

Saf. Fred D'S

167 numbers

106
3-26-19

First Reading
Copy

ORDINANCE NO. 3928

AN ORDINANCE TO AMEND SECTION 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.

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

Section 1. That Section 2-30 of the Bellevue Municipal Code is hereby amended to read as follows:

Sec. 2-30. Order of business.

(a) The business of the council shall be taken up for consideration and disposition in the following order:

- (1) Pledge of allegiance;
- (1)(a) Invocation;
- (2) Call to order and roll call;
- (2)(a) Open Meetings Act;
- (3) Approval of agenda, consent agenda, minutes and advisory committee reports;
- (4) Approval of claims (statements of account);
- (5) Special presentations (quarterly budget update on agendas for the second City Council meetings in January, April, July, and October);
- (5)(a) Organizational Matters (when necessary to elect a new council president)
- (6) Liquor licenses;
- (7) Ordinances for adoption (third reading);
- (8) Ordinances for public hearing (second reading);
- (9) Ordinances for introduction (first reading) read only;
- (10) Public hearing on matters other than ordinances;
- (11) Resolutions for adoption;
- (12) Current business;
- (13) Administrative reports;
- ~~(14) Public requests to be heard;~~
- ~~(14)~~ Closed or Executive Session; and
- ~~(15)~~ Adjournment.

(b) The order of business shall not be changed except by a majority vote of the city council. The city clerk shall have the authority at his or her discretion, when preparing any agenda for a city council meeting, to group items together that are of a similar nature or are related by subject matter when it appears reasonable to do so for efficient progression of such meeting.

Section 2. That Section 2-30 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 as provided by law.

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

ATTEST:

Mayor

City Clerk

APPROVED AS TO FORM:

First Reading 1-28-19

Second Reading 3-11-19

Third Reading _____

City Attorney

ORDINANCE NO. 3928

AN ORDINANCE TO AMEND SECTION 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.

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- (5) Special presentations (quarterly budget update on agendas for the second City Council meetings in January, April, July, and October);
- (5)(a) Organizational Matters (when necessary to elect a new council president)
- ~~(6)~~ **Approved Citizen Communication**
- ~~(6)7~~ Liquor licenses;
- ~~(7)8~~ Ordinances for adoption (third reading);
- ~~(8)9~~ Ordinances for public hearing (second reading);
- ~~(9)10~~ Ordinances for introduction (first reading) read only;
- ~~(10)11~~ Public hearing on matters other than ordinances;
- ~~(11)12~~ Resolutions for adoption;
- ~~(12)13~~ Current business;
- ~~(13)14~~ Administrative reports;
- ~~(14)15~~ **Public requests to be heard; Closed or Executive Session; and**
- ~~(15)16~~ **Adjournment.**

(b) The order of business shall not be changed except by a majority vote of the city council. The city clerk shall have the authority at his or her discretion, when preparing any agenda for a city council meeting, to group items together that are of a similar nature or are related by subject matter when it appears reasonable to do so for efficient progression of such meeting.

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

ATTEST:

Mayor

City Clerk

APPROVED AS TO FORM:

First Reading _____

City Attorney

Second Reading _____

Third Reading _____

ORDINANCE NO. 3928

AN ORDINANCE TO AMEND SECTION 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.

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Section 3. 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 ____ day of _____ 2019.

ATTEST:

Mayor

City Clerk

APPROVED AS TO FORM:

First Reading _____

City Attorney

Second Reading _____

Third Reading _____

Ordinance # 3928

Susan Kluthe

From: Brian Hanson <bri-han@cox.net>
Sent: Monday, February 11, 2019 7:30 PM
To: Susan Kluthe
Subject: Fwd: Ordinance 3928 Second Reading

Request this be placed at the second reading when the public can comment.

Sincerely,
Brian Hanson

Begin forwarded message:

From: Brian Hanson <bri-han@cox.net>
Date: February 11, 2019 at 4:56:29 PM CST
To: sabrina.ohnmacht@bellevue.net
Subject: Fwd: Ordinance 3928 Second Reading

Request this be placed at the second reading when the public can comment.

Thank you.

Sincerely,
Brian Hanson

Begin forwarded message:

From: Brian Hanson <bri-han@cox.net>
Date: February 11, 2019 at 4:39:27 PM CST
To: Councilmember Pat Shannon <pat.shannon@bellevue.net>, Councilmember Kathy Welch <kathy.welch@bellevue.net>
Cc: Council President Paul Cook <paul.cook@bellevue.net>, Councilmember Thomas Burns <thomas.burns@bellevue.net>, Councilmember Bob Stinson <bob.stinson@bellevue.net>, Councilmember Don Preister <don.preister@bellevue.net>, City Administrator Jim Ristow <jim.ristow@bellevue.net>, Mayor Rusty Hike <rusty.hike@bellevue.net>
Subject: Ordinance 3928 Second Reading

Dear Councilmembers Shannon and Welch,

I'm writing to you to advise that I will be unable to attend tonight's City Council meeting in order to comment at the second reading on agenda item 11.a. Ordinance No. 3928 and related 11.a.1, City Council Resolution pertaining to the elimination of the public's right to be heard, as it's presently being considered.

It was spoken at the first reading of this legislative ordinance, that some sort of tailoring or amendment might occur to change the "shall" to a "may" imperative for this proposal to be effective IF the person desires an interactive feedback setting with

councilmembers, city administration or staff. Otherwise, the current format and process could remain intact as it presently operates.

All of this issue seems to center on some sort of legal interpretation, received at sometime, somewhere in the past, which no one seems able to pinpoint the origin in statutory law or otherwise. The City of Papillion doesn't seem to have any issues or problems when the presiding official, Mayor David Black, calls out for any comments from the public about anything, comments are made and the city responds. Strongly suggest that the inbound City of Bellevue City Attorney or counsel contact Ms. Rupiper, the Papillion City Attorney, to find out their governing documents or statutes which permit this to occur. It's NOT a problem in Papillion, why is it in Bellevue?

I have a friend who serves on a water board in Colorado, and they have two (2) items routinely on their meeting agenda. The first is "public comment for matters not on the agenda" and the second is for "public comment for matters on the agenda." It seems to work well.

Discontinuing the present "Public Right to Be Heard" or mandatorily filtering it through the use of a form or through the city clerk, severely truncates the ability of the citizenry to contact their local government and to exercise their right to Constitutional free speech. Specifically, the ability to FREELY present suggestions, provide timely feedback or to publicly speak up about a "redress of grievances" to their government, as elaborated in the Constitution of the United States, will become screened, monitored, filtered and limited.

I strongly oppose this ordinance, as presently drafted, unless amended to change the "shall" (mandatory) requirements to "may" (optional) requirements. I also request that this email, which briefly summarizes my thoughts, be entered in the record at the point of the second reading tonight, where public comment takes place.

As I have also publicly spoken about in the past, I feel that this ordinance is fatally flawed, because it was not introduced to the city legislative process at the first reading by one or more councilmembers. There presently are NO provisions in the current City of Bellevue Code or Ordinances which specify the requirements at the introduction (by a councilmember) and first reading stage of legislation. I will be providing you with information that I received from Ms. Rupiper, when I broached this topic with her and "why" the Papillion City Council always has an "introducer" at the first reading.

One additional point—many in public offices continue to lament about the lack of participation, low voter turnout, indifference, apathy, non-involvement and lack of caring directed towards the general public and taxpaying citizens. To me, it seems a whole lot hypocritical in cutting off this very direct means of citizen involvement and participation in the City of Bellevue and their government.

Thanks for listening and for your consideration.

Sincerely,

Brian

Brian A. Hanson

2704 Georgia Ave

Bellevue, NE 68147-2461

POLICY RESOLUTION 39

PUBLIC PARTICIPATION AT CITY COUNCIL MEETINGS

10a.1
2-26-19
~~2019~~
first copy

The City of Bellevue recognizes and upholds the right of citizens, organizations and groups to attend, observe and participate in regularly scheduled public meetings of the Bellevue City Council. The following rules are established for participation by members of the general public, organizations or groups:

MATTERS NOT ON THE CITY COUNCIL AGENDA

Any person, organization or group may request the opportunity to speak regarding any matter not included on the City Council's agenda. The following conditions for participation shall apply:

1. Each person, organization or group who wishes to speak shall submit a written request, on a form provided by the City Clerk, to the City Clerk by the end of the business day that is at least five (5) calendar days prior to a scheduled meeting. The written request shall state the person's name, address, and topic, with a brief description of what is going to be said in regard to such topic. If the City Administrator determines that the topic and/or description are too vague, the person may be asked to clarify the item. The City Clerk shall notify the requestor of the placement of the item on the agenda.
2. Each person, organization or group who has been placed on the agenda shall be recognized by the Mayor or the presiding officer.
3. Presentations shall be limited to five (5) minutes per speaker unless a majority of the Councilmembers present votes to suspend the rule to provide for more or less time. If there are numerous requests to address the City Council on the same topic, the Mayor may recognize representatives to speak.
4. An organization or group wishing to speak before the City Council shall speak through its appointed spokesperson, who shall be the person required to submit the aforementioned form requesting to speak. The Mayor or presiding officer may limit the number of persons

permitted to speak for any organization or group.

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2. The Mayor or the presiding officer, at the appropriate time on the agenda, shall recognize each person, organization or group who has requested to speak.
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GENERAL PROVISIONS

1. All persons speaking at a City Council meeting shall address the Mayor and Council as a whole, and not the public in general.
2. All persons addressing the City Council shall state his or her name, address, organization or group represented, if any, and shall confine his or her comments to the specific agenda item upon which he or she has requested to speak.
3. All persons speaking at a City Council meeting are expected to conduct themselves in a courteous manner. Comments

shall not involve personal or slanderous attacks on employees, members of the City Council or members of the general public. The use of profane, vulgar, inflammatory, threatening, abusive or disparaging language or racial or ethnic slurs will not be tolerated.

4. The Mayor or presiding officer may instruct the Sergeant at Arms to remove any person from the City Council Chamber who continues to conduct himself or herself in a disorderly manner and causes a disruption to the meeting.

Adopted:
Reviewed:

Revised:

Amended Red-lined
COPY

POLICY RESOLUTION 39

PUBLIC PARTICIPATION AT CITY COUNCIL MEETINGS

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Adopted:
Reviewed:

Revised:

Amended
Final

POLICY RESOLUTION 39

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Adopted:
Reviewed:

Revised:

106
2-26-19

CITY OF BELLEVUE, NEBRASKA
AGENDA ITEM COVER SHEET

COUNCIL MEETING DATE:	January 28, 2019	AGENDA ITEM TYPE:	
SUBMITTED BY: Patrick J. Sullivan City Attorney		SPECIAL PRESENTATION	<input type="checkbox"/>
		LIQUOR LICENSE	<input type="checkbox"/>
		ORDINANCE	<input checked="" type="checkbox"/>
		PUBLIC HEARING	<input type="checkbox"/>
		RESOLUTION	<input type="checkbox"/>
		CURRENT BUSINESS	<input type="checkbox"/>
		OTHER (SEE CLERK)	<input type="checkbox"/>

SUBJECT:

Sale of City surplus property

SYNOPSIS:

Selling City real estate must be done by Ordinance with a right of remonstrance

FISCAL IMPACT:

\$1 of revenue less legal expenses

BUDGETED ITEM: YES NO

PROJECT # & TRACKING INFORMATION:

RECOMMENDATION:

Approve

BACKGROUND:

Jack J. Jones and Tracey L. Jones live at 8259 S. 32nd Street and desire additional ground. This area is an abandoned lift station that serves only as a liability to the City with upkeep and tree trimming. A strip along the east 15' has been maintained for right of way if ever needed.

ATTACHMENTS:

1	Ordinance	4	
2	Purchase Agreement	5	
3	Aerial	6	

SIGNATURES:

ADMINISTRATOR APPROVAL: 

FINANCE APPROVAL: 

LEGAL APPROVAL: 

PURCHASE AGREEMENT

January 3, 2019

The undersigned, hereinafter referred to as "Buyer", agrees to purchase the property described as follows:

1. Legal Description:

THE SOUTH 32 FEET OF THE EAST 130 FEET OF LOT 23A, AND LOT 24B EXCEPT THE EAST 15 FEET, ALL IN PLEASANT HILL OR MARTINS SUBDIVISIONS, AS SURVEYED, PLATTED AND RECORDED IN SARPY COUNTY, NEBRASKA

2. Conveyance: Seller agrees to convey title to property to Buyer or its nominee by Quitclaim Deed only. Seller further reserves the right to maintain, operate, repair and renew sewers now existing therein and in the future to construct, maintain repair and renew additional or other sewers; and also the right to authorize the public utilities and cable television systems to construct, maintain, repair or renew and operate new or hereafter installed water mains and gas mains, pole lines, conduits, electrical transmission lines, sound and signal transmission lines and other similar services and equipment and appurtenances above, on and below the surface of the ground for the purpose of serving the general public or abutting property; and the right so reserved shall also include such lateral connection or branch lines as may be ordered, desired or permitted by Seller or such other utility and to enter upon the premises to accomplish the above purpose at any and all times. All vegetation upon the premises, including but not limited to, trees, bushes and crops and all structures upon the premises, including but not limited to, buildings, walls, fences, drives and walks, may be damaged or removed as necessary in the exercise of the rights herein reserved without compensation to any person.

3. Assessments: Seller agrees to pay any assessments for public improvements previously constructed, or ordered or required to be constructed by the public authority, but not yet assessed.

4. Purchase Price: Buyer agrees to pay the sum of One (\$1.00) Dollar upon the following terms: Balance of One (\$1.00) Dollar to be paid in cash, or by certified or cashiers check, at the time of delivery of deed.

5. Taxes: All consolidated real estate taxes which become delinquent in the year in which closing takes place shall be treated as though all are current taxes, and those taxes shall be prorated as of the date of closing, and all prior year's taxes, interest and other charges, if any, will be paid by Seller.

6. Title Insurance: Buyer shall obtain a current title insurance commitment as soon as possible after the acceptance of this agreement. If title defects are found, Seller must cure them within a reasonable time. If title defects are not cured within a reasonable time period, the Buyer may rescind this agreement and the deposit shall be refunded. The cost of the title insurance policy shall be paid by Buyer.

7. **Closing:** Closing shall take place upon satisfaction of the conditions of this agreement regarding condition of the title and the passage and publication of the Ordinance authorizing the sale and the failure of remonstrance provided by law. In the event such conditions are not satisfied within 120 days of acceptance of this agreement, unless such time period is extended by the agreement of the parties or unless such conditions are waived in writing by the city, this agreement shall be null and void and the earnest money will be returned to the Buyer. In the event that Seller fails to fulfill its obligations contemplated by this agreement resulting in the failure to close on the purchase of the property, Buyer acknowledges that Buyer's sole and exclusive remedy for such failure of the Seller is the termination of the agreement and responsibilities of the parties herein. Buyer and Seller acknowledge and understand that the closing of the sale may be handled by an Escrow Agent, and Escrow Agent's charge for the escrow closing shall be equally divided between Buyer and Seller.

8. **State Documentary Tax:** This transaction will be exempt from State Documentary tax.

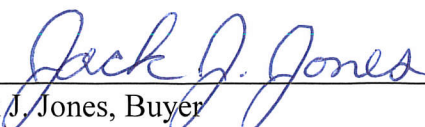
9. **Insurance:** Any risk of loss to the Property shall be borne by the Seller until title has been conveyed to the Buyer. In the event, prior to closing, the structures on the Property are materially damaged by fire, explosion or any other cause, Buyer shall have the right to rescind this agreement. Buyer agrees to provide its own hazard insurance as of the date of closing.

10. **Condition of Property:** Property is being sold "as is", with no representation or warranties, expressed or implied, by the Seller with respect to health, safety or environmental conditions. Buyer represents that he has had the opportunity to examine said property and that his decision to purchase the property is based upon his own examination and not upon any representation of the Seller or any of the Seller's agents.

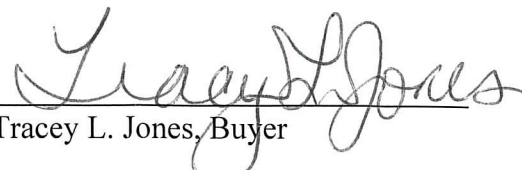
11. **Broker:** Seller and Buyer agree and acknowledge that Seller has no broker or agent to act on its behalf with regard to this transaction. Seller and Buyer further agree and acknowledge that Buyer has no broker or agent to act on their behalf.

12. **Council Approval:** This agreement is subject to the passage and publication of an ordinance by the City Council of the City of Bellevue and publication of notice of sale and right of remonstrance as provided by §16-202 Nebraska Revised Statutes.

13. **Expiration:** This offer shall be deemed irrevocable upon the execution of same by the Mayor and City Clerk of the City of Bellevue, and accepted upon the passage of the ordinance.



Jack J. Jones, Buyer



Tracey L. Jones, Buyer

Address: 8259 S. 32nd Street
Bellevue, NE 68147

Telephone: (402) 980-4879

ACCEPTANCE

The Seller accepts the foregoing proposition on the terms stated and agrees to convey title to the Property, deliver possession, and perform all the terms and conditions set forth, and acknowledges receipt of an executed copy of this agreement.

CITY OF BELLEVUE, SELLER

Mayor

City Clerk

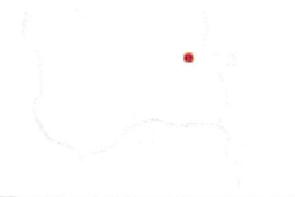
Address: 1500 Wall Street
Bellevue, NE 68005

Telephone: (402) 293-3021

Sarpy County Property Information



Location



Legend

2018 Aerial Photo

- Red: Band_1
- Green: Band_2
- Blue: Band_3

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.

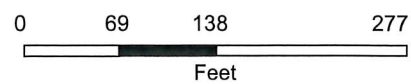
Sarpy County GIS



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



1: 1,661



ORDINANCE NO. 3929

AN ORDINANCE PROVIDING FOR THE SALE OF CERTAIN REAL ESTATE, SAME BEING DESCRIBED IN SECTION 1 OF THIS ORDINANCE; DIRECTING THE CONVEYANCE OF SUCH REAL ESTATE, AND THE MANNER AND TERMS THEREOF, AND DESIGNATING AN EFFECTIVE DATE.

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

Section 1. The City is the owner of certain real property, which is by this ordinance declared surplus. The legal description of the real property is as follows:

THE SOUTH 32 FEET OF THE EAST 130 FEET OF LOT 23A, AND LOT 24B EXCEPT THE EAST 15 FEET, ALL IN PLEASANT HILL OR MARTINS SUBDIVISIONS, AS SURVEYED, PLATTED AND RECORDED IN SARPY COUNTY, NEBRASKA

Section 2. The City has received a Purchase Agreement regarding the property from Jack J. Jones and Tracey L. Jones, proposing to purchase said property for One (\$1.00) Dollar. A copy of the Purchase Agreement is attached hereto and by this reference incorporated herein.

Section 3. That on the ____ day of _____ 2019, the City Council of Bellevue conducted a regularly scheduled public hearing at which it considered the offer.

Section 4. That said property shall be sold to Jack J. Jones and Tracey L. Jones, or their assignee pursuant to the terms and conditions contained in the attached Purchase Agreement.

Section 5. This Ordinance shall become effective upon passage and publication according to law, and upon failure of remonstrance, the transaction shall proceed according to the terms of the purchase agreement.

PASSED AND ADOPTED this ____ day of _____ 2019.

ATTEST: CITY OF BELLEVUE, NEBRASKA

Sabrina Ohnmacht, City Clerk

Rusty Hike, Mayor

APPROVED AS TO FORM:

Patrick J. Sullivan, City Attorney

1st Reading: 1-28-19
2nd Reading: 2-11-19
3rd Reading: _____

CITY OF BELLEVUE, NEBRASKA
 AGENDA ITEM COVER SHEET

IOC
 2-26-19

COUNCIL MEETING DATE:	01/28/2019	AGENDA ITEM TYPE:	
SUBMITTED BY: Rich Severson- Finance		SPECIAL PRESENTATION	<input type="checkbox"/>
		LIQUOR LISCENSE	<input type="checkbox"/>
		ORDINANCE	<input checked="" type="checkbox"/>
		PUBLIC HEARING	<input type="checkbox"/>
		RESOLUTION	<input type="checkbox"/>
		CURRENT BUSINESS	<input type="checkbox"/>
		OTHER (SEE CLERK)	<input type="checkbox"/>

SUBJECT:
Compensation Ordinance

SYNOPSIS:
 The compensation ordinance is updated as needed to reflect pay ranges for employees of the City that are covered under approved collective bargaining agreements and those positions that are unclassified. The ranges are based upon market rate research.

FISCAL IMPACT:
 Dependent on position

BUDGETED ITEM: YES NO GRANT/MATCHING FUNDS YES NO
 IF NO, EXPLAIN: IF YES, %, \$, EXPLAIN:
 N/A

PROJECT NAME, CALENDAR AND CODING:

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

RECOMMENDATION:
 Approve Compensation Ordinance 3930

BACKGROUND:
 The Compensation Ordinance was last updated on 03/12/18. Since that time we have added two new unclassified positions that need wage ranges added to the ordinance as well as updating new contract effective dates. The Administrative Services Director position is also being eliminated completely from the ordinance.

ATTACHMENTS:

1	Ordinance No. 3930	4	
2		5	
3		6	

SIGNATURES:
 ADMINISTRATOR APPROVAL: _____
 FINANCE APPROVAL: _____
 LEGAL APPROVAL: _____

ORDINANCE NO. ~~3904~~ 3930

AN ORDINANCE OF THE CITY OF BELLEVUE, NEBRASKA, CLASSIFYING THE EMPLOYEES OF THE CITY; FIXING THE RANGES OF COMPENSATION OF SUCH EMPLOYEES; PROVIDING A PAY RANGE SCHEDULE; PROVIDING FOR PUBLICATION IN PAMPHLET FORM; REPEALING ORDINANCE NO. ~~3828~~ 3901; AND PROVIDING FOR AN EFFECTIVE DATE.

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

Section 1. The Mayor and Council do hereby find and adopt as classification of employees of the City of Bellevue and the ranges of compensation to be paid for such classification as follows:

A. Civilian Employees Association of Bellevue (Civilian Non-Management)
Effective December 11, 2017

<u>Grade</u>	<u>Range</u>
2	By Contract
3	By Contract
4	By Contract
5	By Contract
6	By Contract
7	By Contract
8	By Contract
9	By Contract
10	By Contract
11	By Contract
12	By Contract
13	By Contract

B. Bellevue Professional Management Association (Management and Professional)
Effective October 23, 2017

<u>Grade</u>	<u>Range</u>
14	By Contract
15	By Contract
16	By Contract
17	By Contract
18	By Contract
19	By Contract
20	By Contract

<u>Section 2.</u>	<u>Appointed Officials</u>	<u>Range (monthly)</u>
	City Administrator	By Contract
	City Attorney	By Contract
	City Clerk	\$5,347 - \$7,216
	Treasurer	\$270 - \$354

Section 2a.	<u>Unclassified</u>	<u>Range (monthly)</u>
	Accountant	\$ 3,748 - \$ 5,408
	Accounting & Reporting Manager	\$ 5,000 - \$ 7,065
	Administrative Services Director	\$ 8,052 - \$ 10,202
	Ambulance Billing Account Manager	\$ 4,916 - \$ 6,492
	Assistant City Administrator	By Contract
	City Attorney	\$8,204 - \$10,913
	Compliance and Control Manager	\$ 5,288 - \$ 7,445
	Finance Director	\$ 7,004 - \$ 10,338
	Fire Chief	\$ 8,227 - \$ 10,608
	Human Resources Coordinator	\$ 4,554 - \$ 6,066
	Human Resources Manager	\$ 6,363 - \$ 8,515
	<u>Human Services Manager</u>	<u>\$ 4,489 - \$ 6,053</u>
	Manager of Engineering Services	\$ 6,480 - \$ 8,675
	Library Director	\$ 6,412 - \$ 8,177
	Planning Director	\$ 6,550 - \$ 8,945
	Police Chief	\$ 7,906 - \$ 10,734
	Public Works Director	\$ 7,807 - \$ 10,465
	Public Works Engineer II	\$ 5,645 - \$ 7,438
	Risk Manager	\$ 4,719 - \$ 6,533

Section 2b.	<u>Unclassified</u>	<u>Range (hourly)</u>
	CATV Specialist	\$ 18.77 - \$ 27.12
	Executive Secretary	\$ 21.44 - \$ 29.23
	Emergency Medical Services Supervisor	\$ 33.98 - \$ 46.82

Section 2c. If the wages for the City Clerk and the employees listed in Section 2a, Section 2b and Section 5 are above the top step of the wage range for their position, their wage will be red-circled, or frozen, until the wage range catches up to them. Annually, on the employees' full-time date of hire anniversary (or date of promotion anniversary if applicable), employees may be eligible for an increase if the top rate of the wage range for their position increases to a higher rate than their current wage after the top rate is increased by 1.6% each anniversary year.

Section 3. Bellevue Police Officers Association
Effective October 1, 2014 2018

<u>Job Classification</u>	<u>Range (hourly)</u>
Police Officer	By Contract
Sergeant	By Contract

Section 4. Bellevue Police Command Staff Association
Effective ~~January 11, 2016~~ October 1, 2018

<u>Job Classification</u>	<u>Range (hourly)</u>
Police Captain	By Contract
Police Lieutenant	By Contract

Section 5. Fire Command

<u>Unclassified</u>	<u>Range (monthly)</u>
Assistant Fire Chief	\$ 7,214 - \$ 8,926

Section 5a. International Association of Firefighters Local 4906 (Fire Command Staff)
Effective January 22, 2018

<u>Job Classification</u>	<u>Range</u>
Battalion Fire Chief	By Contract
Fire Captain	By Contract
Firefighters	By Contract

Section 6.

Seasonal:

<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>		
\$9.00	\$9.25	\$9.50	\$9.75	\$10.00		
<u>F</u>	<u>G</u>	<u>H</u>	<u>I</u>	<u>J</u>		
\$10.25	\$10.50	\$10.75	\$11.00	\$11.25		
<u>K</u>	<u>L</u>	<u>M</u>	<u>N</u>	<u>O</u>		
\$11.50	\$11.75	\$12.00	\$12.25	\$12.50		
<u>P</u>	<u>Q</u>	<u>R</u>	<u>S</u>	<u>T</u>		
\$12.75	\$13.00	\$13.25	\$13.50	\$13.75		
<u>U</u>	<u>V</u>	<u>W</u>	<u>X</u>	<u>Y</u>		
\$14.00	\$14.25	\$14.50	\$14.75	\$15.00		
<u>Z</u>	<u>A-1</u>	<u>B-1</u>	<u>C-1</u>	<u>D-1</u>	<u>E-1</u>	<u>F-1</u>
\$15.25	\$15.50	\$15.75	\$16.00	\$16.25	\$16.50	\$16.75

Section 7.

Part-Time Positions:

Part-Time Administrative Positions:

<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>	<u>F</u>
\$18.04	\$18.67	\$19.32	\$20.00	\$20.70	\$21.42

Unclassified Part-Time Positions Range (hourly)
 Part-Time Administrative Intern Position: \$9.00 to \$12.00

Section 7a.

Bellevue Professional Firefighters Association (Part-Time Firefighters)
 Effective January 8, 2018

Job Classification Range (hourly)
 Firefighters By Contract

Section 8.

That Ordinance ~~3828~~ 3901 is hereby repealed.

Section 9.

That payments based upon the above schedules for employees made prior to the effective date of this Ordinance are hereby ratified.

Section 10.

That this Ordinance shall be published in pamphlet form.

Section 11.

That upon the effective date of this ordinance, all legislative format shall be removed and the Ordinance placed in proper format with the approved amendments.

Section 12.

That the ordinance shall be in full force and effect and after its passage, approval and publication according to law.

PASSED AND APPROVED THIS _____ day of _____, 2018.
 2019

 Rita Sanders Rusty Hike, Mayor

ATTEST:

 Sabrina Ohnmacht, City Clerk

First Reading: 1-28-19

Second Reading: _____

Third Reading: _____

New Red-Lined

ORDINANCE NO. ~~3901~~ 3930

AN ORDINANCE OF THE CITY OF BELLEVUE, NEBRASKA, CLASSIFYING THE EMPLOYEES OF THE CITY; FIXING THE RANGES OF COMPENSATION OF SUCH EMPLOYEES; PROVIDING A PAY RANGE SCHEDULE; PROVIDING FOR PUBLICATION IN PAMPHLET FORM; REPEALING ORDINANCE NO. ~~3828~~ 3901; AND PROVIDING FOR AN EFFECTIVE DATE.

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

Section 1. The Mayor and Council do hereby find and adopt as classification of employees of the City of Bellevue and the ranges of compensation to be paid for such classification as follows:

A. Civilian Employees Association of Bellevue (Civilian Non-Management)
Effective December 11, 2017

<u>Grade</u>	<u>Range</u>
2	By Contract
3	By Contract
4	By Contract
5	By Contract
6	By Contract
7	By Contract
8	By Contract
9	By Contract
10	By Contract
11	By Contract
12	By Contract
13	By Contract

B. Bellevue Professional Management Association (Management and Professional)
Effective October 23, 2017

<u>Grade</u>	<u>Range</u>
14	By Contract
15	By Contract
16	By Contract
17	By Contract
18	By Contract
19	By Contract
20	By Contract

<u>Section 2.</u>	<u>Appointed Officials</u>	<u>Range (monthly)</u>
	City Administrator	By Contract
	City Attorney	By Contract
	City Clerk	\$5,347 - \$7,216
	Treasurer	\$270 - \$354

Section 2a.	<u>Unclassified</u>	<u>Range (monthly)</u>
	Accountant	\$ 3,748 - \$ 5,408
	Accounting & Reporting Manager	\$ 5,000 - \$ 7,065
	Administrative Services Director	\$ 8,052 - \$ 10,202
	Ambulance Billing Account Manager	\$ 4,916 - \$ 6,492
	Assistant City Administrator	By Contract
	City Attorney	\$8,204 - \$10,913
	Compliance and Control Manager	\$ 5,288 - \$ 7,445
	Finance Director	\$ 7,004 - \$ 10,338
	Fire Chief	\$ 8,227 - \$ 10,608
	Human Resources Coordinator	\$ 4,554 - \$ 6,066
	Human Resources Manager	\$ 6,363 - \$ 8,515
	Human Services Manager	\$ 4,489 - \$ 6,053
	Manager of Engineering Services	\$ 6,480 - \$ 8,675
	Library Director	\$ 6,412 - \$ 8,177
	Paralegal	\$ 4,239 - \$5,678
	Planning Director	\$ 6,550 - \$ 8,945
	Police Chief	\$ 7,906 - \$ 10,734
	Public Works Director	\$ 7,807 - \$ 10,465
	Public Works Engineer II	\$ 5,645 - \$ 7,438
	Risk Manager	\$ 4,719 - \$ 6,533

Section 2b.	<u>Unclassified</u>	<u>Range (hourly)</u>
	CATV Specialist	\$ 18.77 - \$ 27.12
	Executive Secretary	\$ 21.44 - \$ 29.23
	Emergency Medical Services Supervisor	\$ 33.98 - \$ 46.82

Section 2c. If the wages for the City Clerk and the employees listed in Section 2a, Section 2b and Section 5 are above the top step of the wage range for their position, their wage will be red-circled, or frozen, until the wage range catches up to them. Annually, on the employees' full-time date of hire anniversary (or date of promotion anniversary if applicable), employees may be eligible for an increase if the top rate of the wage range for their position increases to a higher rate than their current wage after the top rate is increased by 1.6% each anniversary year.

Section 3. Bellevue Police Officers Association
Effective October 1, 2014 2018

<u>Job Classification</u>	<u>Range (hourly)</u>
Police Officer	By Contract
Sergeant	By Contract

Section 4. Bellevue Police Command Staff Association
Effective January 11, 2016 October 1, 2018

<u>Job Classification</u>	<u>Range (hourly)</u>
Police Captain	By Contract
Police Lieutenant	By Contract

Section 5. Fire Command

<u>Unclassified</u>	<u>Range (monthly)</u>
Assistant Fire Chief	\$ 7,214 - \$ 8,926

Section 5a. International Association of Firefighters Local 4906 (Fire Command Staff)
Effective January 22, 2018

<u>Job Classification</u>	<u>Range</u>
Battalion Fire Chief	By Contract
Fire Captain	By Contract
Firefighters	By Contract

Section 6. Seasonal:

<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>			
\$9.00	\$9.25	\$9.50	\$9.75	\$10.00			
<u>F</u>	<u>G</u>	<u>H</u>	<u>I</u>	<u>J</u>			
\$10.25	\$10.50	\$10.75	\$11.00	\$11.25			
<u>K</u>	<u>L</u>	<u>M</u>	<u>N</u>	<u>O</u>			
\$11.50	\$11.75	\$12.00	\$12.25	\$12.50			
<u>P</u>	<u>Q</u>	<u>R</u>	<u>S</u>	<u>T</u>			
\$12.75	\$13.00	\$13.25	\$13.50	\$13.75			
<u>U</u>	<u>V</u>	<u>W</u>	<u>X</u>	<u>Y</u>			
\$14.00	\$14.25	\$14.50	\$14.75	\$15.00			
<u>Z</u>	<u>A-1</u>	<u>B-1</u>	<u>C-1</u>	<u>D-1</u>	<u>E-1</u>	<u>F-1</u>	
\$15.25	\$15.50	\$15.75	\$16.00	\$16.25	\$16.50	\$16.75	

Section 7. Part-Time Positions:

Part-Time Administrative Positions:

<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>	<u>F</u>
\$18.04	\$18.67	\$19.32	\$20.00	\$20.70	\$21.42

Unclassified Part-Time Positions Range (hourly)
Part-Time Administrative Intern Position: \$9.00 to \$12.00

Section 7a. Bellevue Professional Firefighters Association (Part-Time Firefighters)
Effective January 8, 2018

Job Classification Range (hourly)
Firefighters By Contract

- Section 8. That Ordinance ~~3828~~ 3901 is hereby repealed.
- Section 9. That payments based upon the above schedules for employees made prior to the effective date of this Ordinance are hereby ratified.
- Section 10. That this Ordinance shall be published in pamphlet form.
- Section 11. That upon the effective date of this ordinance, all legislative format shall be removed and the Ordinance placed in proper format with the approved amendments.
- Section 12. That the ordinance shall be in full force and effect and after its passage, approval and publication according to law.

PASSED AND APPROVED THIS _____ day of _____, 20198.

Rita Sanders Rusty Hike, Mayor

ATTEST:

Sabrina Ohnmacht, City Clerk

First Reading: _____

Second Reading: _____

Third Reading: _____

ORDINANCE NO. 3930

AN ORDINANCE OF THE CITY OF BELLEVUE, NEBRASKA, CLASSIFYING THE EMPLOYEES OF THE CITY; FIXING THE RANGES OF COMPENSATION OF SUCH EMPLOYEES; PROVIDING A PAY RANGE SCHEDULE; PROVIDING FOR PUBLICATION IN PAMPHLET FORM; REPEALING ORDINANCE NO. 3901; AND PROVIDING FOR AN EFFECTIVE DATE.

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

Section 1. The Mayor and Council do hereby find and adopt as classification of employees of the City of Bellevue and the ranges of compensation to be paid for such classification as follows:

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Effective December 11, 2017

<u>Grade</u>	<u>Range</u>
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Effective October 23, 2017

<u>Grade</u>	<u>Range</u>
14	By Contract
15	By Contract
16	By Contract
17	By Contract
18	By Contract
19	By Contract
20	By Contract

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	City Attorney	By Contract
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	City Attorney	\$8,204 - \$10,913
	Compliance and Control Manager	\$ 5,288 - \$ 7,445
	Finance Director	\$ 7,004 - \$ 10,338
	Fire Chief	\$ 8,227 - \$ 10,608
	Human Resources Coordinator	\$ 4,554 - \$ 6,066
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	Planning Director	\$ 6,550 - \$ 8,945
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	Public Works Director	\$ 7,807 - \$ 10,465
	Public Works Engineer II	\$ 5,645 - \$ 7,438
	Risk Manager	\$ 4,719 - \$ 6,533

Section 2b.	<u>Unclassified</u>	<u>Range (hourly)</u>
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	Executive Secretary	\$ 21.44 - \$ 29.23
	Emergency Medical Services Supervisor	\$ 33.98 - \$ 46.82

Section 2c. If the wages for the City Clerk and the employees listed in Section 2a, Section 2b and Section 5 are above the top step of the wage range for their position, their wage will be red-circled, or frozen, until the wage range catches up to them. Annually, on the employees' full-time date of hire anniversary (or date of promotion anniversary if applicable), employees may be eligible for an increase if the top rate of the wage range for their position increases to a higher rate than their current wage after the top rate is increased by 1.6% each anniversary year.

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Effective October 1, 2018

<u>Job Classification</u>	<u>Range (hourly)</u>
Police Officer	By Contract
Sergeant	By Contract

Section 4. Bellevue Police Command Staff Association
Effective October 1, 2018

<u>Job Classification</u>	<u>Range (hourly)</u>
Police Captain	By Contract
Police Lieutenant	By Contract

Section 5. Fire Command

<u>Unclassified</u>	<u>Range (monthly)</u>
Assistant Fire Chief	\$ 7,214 - \$ 8,926

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Effective January 22, 2018

<u>Job Classification</u>	<u>Range</u>
Battalion Fire Chief	By Contract
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Firefighters	By Contract

Section 6. Seasonal:

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\$9.00	\$9.25	\$9.50	\$9.75	\$10.00			
<u>F</u>	<u>G</u>	<u>H</u>	<u>I</u>	<u>J</u>			
\$10.25	\$10.50	\$10.75	\$11.00	\$11.25			
<u>K</u>	<u>L</u>	<u>M</u>	<u>N</u>	<u>O</u>			
\$11.50	\$11.75	\$12.00	\$12.25	\$12.50			
<u>P</u>	<u>Q</u>	<u>R</u>	<u>S</u>	<u>T</u>			
\$12.75	\$13.00	\$13.25	\$13.50	\$13.75			
<u>U</u>	<u>V</u>	<u>W</u>	<u>X</u>	<u>Y</u>			
\$14.00	\$14.25	\$14.50	\$14.75	\$15.00			
<u>Z</u>	<u>A-1</u>	<u>B-1</u>	<u>C-1</u>	<u>D-1</u>	<u>E-1</u>	<u>F-1</u>	
\$15.25	\$15.50	\$15.75	\$16.00	\$16.25	\$16.50	\$16.75	

Section 7. Part-Time Positions:

Part-Time Administrative Positions:

<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>	<u>F</u>
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Section 7a. Bellevue Professional Firefighters Association (Part-Time Firefighters)
 Effective January 8, 2018

Job Classification Range (hourly)
 Firefighters By Contract

Section 8. That Ordinance -3901 is hereby repealed.

Section 9. That payments based upon the above schedules for employees made prior to the effective date of this Ordinance are hereby ratified.

Section 10. That this Ordinance shall be published in pamphlet form.

Section 11. That upon the effective date of this ordinance, all legislative format shall be removed and the Ordinance placed in proper format with the approved amendments.

Section 12. That the ordinance shall be in full force and effect and after its passage, approval and publication according to law.

PASSED AND APPROVED THIS _____ day of _____, 2019.

 Rusty Hike, Mayor

ATTEST:

 Sabrina Ohnmacht, City Clerk
 Susankluthe

First Reading: 1-28-19

Second Reading: 2-11-19

Third Reading: _____

Approved as to form:

CITY OF BELLEVUE, NEBRASKA
 AGENDA ITEM COVER SHEET

10d
 2-26-19

COUNCIL MEETING DATE:	1/28/2019	AGENDA ITEM TYPE:
		SPECIAL PRESENTATION <input type="checkbox"/>
		LIQUOR LICENSE <input type="checkbox"/>
SUBMITTED BY:		ORDINANCE <input checked="" type="checkbox"/>
Jeff Roberts, Public Works Director		PUBLIC HEARING <input type="checkbox"/>
Dean Dunn, Manager of Engineering Services		RESOLUTION <input type="checkbox"/>
		CURRENT BUSINESS <input type="checkbox"/>
		OTHER (SEE CLERK) <input type="checkbox"/>

SUBJECT:

Right-of-Way Vacation

SYNOPSIS:

Request to vacate a portion of McCorkindale Avenue abutting Lot 2, W of RR ROW, Lots 3A2 & 3C, Pleasant Hill or Martin's Subdivision; Lot 10 & Lot 11, W of ROW, Pleasant Hill or Martin's Subdivision; and Tax Lot W located in Section 16, T14N, R13E of the 6th P.M., Sarpy County, Nebraska.

FISCAL IMPACT:

0

BUDGETED ITEM: YES NO

PROJECT # & TRACKING INFORMATION:

0

RECOMMENDATION:

Approve the request to vacate a portion of McCorkindale Avenue abutting Lot 2, W of RR ROW, Lots 3A2 & 3C, Pleasant Hill or Martin's Subdivision; Lot 10 & Lot 11, W of ROW, Pleasant Hill or Martin's Subdivision; and Tax Lot W located in Section 16, T14N, R13E of the 6th P.M., Sarpy County, Nebraska.

BACKGROUND:

City Council approved the rezoning, Small Subdivision Plat, and Conditional Use Permit for Lot 1, Milt's Addition for the purpose of a self-storage facility on January 14, 2019.

ATTACHMENTS:

1	Ordinance	4	
2	Application	5	
3		6	

SIGNATURES:

ADMINISTRATOR APPROVAL: 

FINANCE APPROVAL: 

LEGAL APPROVAL: 



Permit Number: _____

Date of Application: _____

Public Works Department
1510 Wall Street
Bellevue, NE 68005
Ph: 402-293-3025/Fax: 402-293-3173

STREET/ALLEY VACATION APPLICATION

Name: 2715 LLC

Address: 2715 Chandler Rd Bellevue Ne 68147
Street City/State/Zipcode

Phone/Fax Number 402-331-3796 402-331-5295 402-676-8081
Phone fax cellular

email: csmy@faulk-enterprises.com

Briefly state the reason for this request: To make parcel # 010973745, # 011100419
& # 011136243 contiguous by vacating McCorkindale Ave as parcel
011100419 is "fill ground" and therefore ~~is~~ prohibitive to build on,

Legal description of street/alley to be vacated: McCorkindale Ave between Lot 10 & Lot 11,
W of ROW, Pleasant Hill or Markas subdivision" & "Tax Lot W 16-14-13"
& lastly "Lot 2, W of RR ROW, & Lots 3A2 & 3C Pleasant Hill or
Markas Subdivision"

Please attach a copy of the Street / Alley Vacation Petition as required.

Charles Faulk 7/11/2018

Signature of Applicant

STREET / ALLEY VACATION PETITION

Please read the following carefully:

The following information is required by the Public Works Department and is to assist you in the property preparation of this petition by calling your attention to the following requirements:

1. Only the signature of the legal owner (s) whose property abuts the street or alley to be vacated is valid.
2. The person who signs the petition must be recorded property owners as listed in the Book of Deeds in the Sarpy County Register of Deeds Office. Ownership will be verified by the Public Works Department.

We, the undersigned owners of property, representing more than 75% of the abutting property, hereby ask and petition that the necessary action be taken to vacate: McCorkendale Ave

and we, hereby respectively waive any and all damages, or claims for damages, by reason of said vacating.

NAME OF OWNER	DATE SIGNED	DESCRIPTION OF PROPERTY
Charles Frank <i>Charles Frank</i>	7-11-18	Lot 2, W of RR ROW of Lots 3A2 & 3C <i>3C Pleasant Hill or Division Subdivision</i>
Larry & Donna Josoff <i>Larry Josoff</i>	7/17/2015	Lot 10 & Lot 11, W of ROW, Pleasant Hill or West Subdivision
<i>Donna Josoff</i>	7/17/2015	
Larry & Donna Josoff <i>Larry Josoff</i>	7/17/2015	Tax lot W 16-14-13
<i>Donna Josoff</i>	7/17/2015	
<i>Charles Frank</i>	7/11/2018	

STREET / ALLEY VACATION AGREEMENT

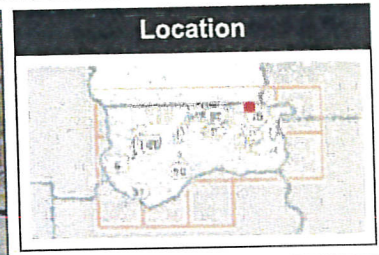
That portion of the street/alley platted in between "Tax Lot W^o 16-14-13" &

"Lot 10 & Lot 11, W of ROW, Pleasant Hill or Markin's Subdivision" & "Lot 2, W of RR ROW, 1 lot

located in ^{near} 2715 Chandler Rd, Sarpy County, Nebraska, be, and hereby is, vacated; the vacating of the property herein described, and the reversion thereof, pursuant to applicable law, shall be subject to the conditions and limitation that there is reserved to the City of Bellevue the right to maintain, operate, repair and renew sewers now existing therein and in the future to construct, maintain, repair and renew additional or other sewers; and also the right to authorize the public utilities and cable television systems to construct, maintain, repair, or renew and operate now or hereafter installed water mains, gas mains, pole lines, conduits, electrical transmission lines, sound and signal transmission lines, and other similar services and equipment and appurtenances above, on and below the surface of the ground for the purpose of serving the general public or abutting property; and the right so reserved shall also include such lateral connection or branch lines as may be ordered, desired, or permitted by the City of Bellevue or such other utility, and to enter upon the premises to accomplish the above purposes at any and all times. All vegetation upon the premises, including but not limited to, trees, bushes, and crops, and all structures upon the premises, including but not limited to, buildings, walls, fences, drives, and walks, may be damaged or removed as necessary in the exercise of the rights herein reserved without compensation to any person.

3A2 & 3C
Pleasant Hill
or Markin's
subdivision"

Sarpy County Property Information

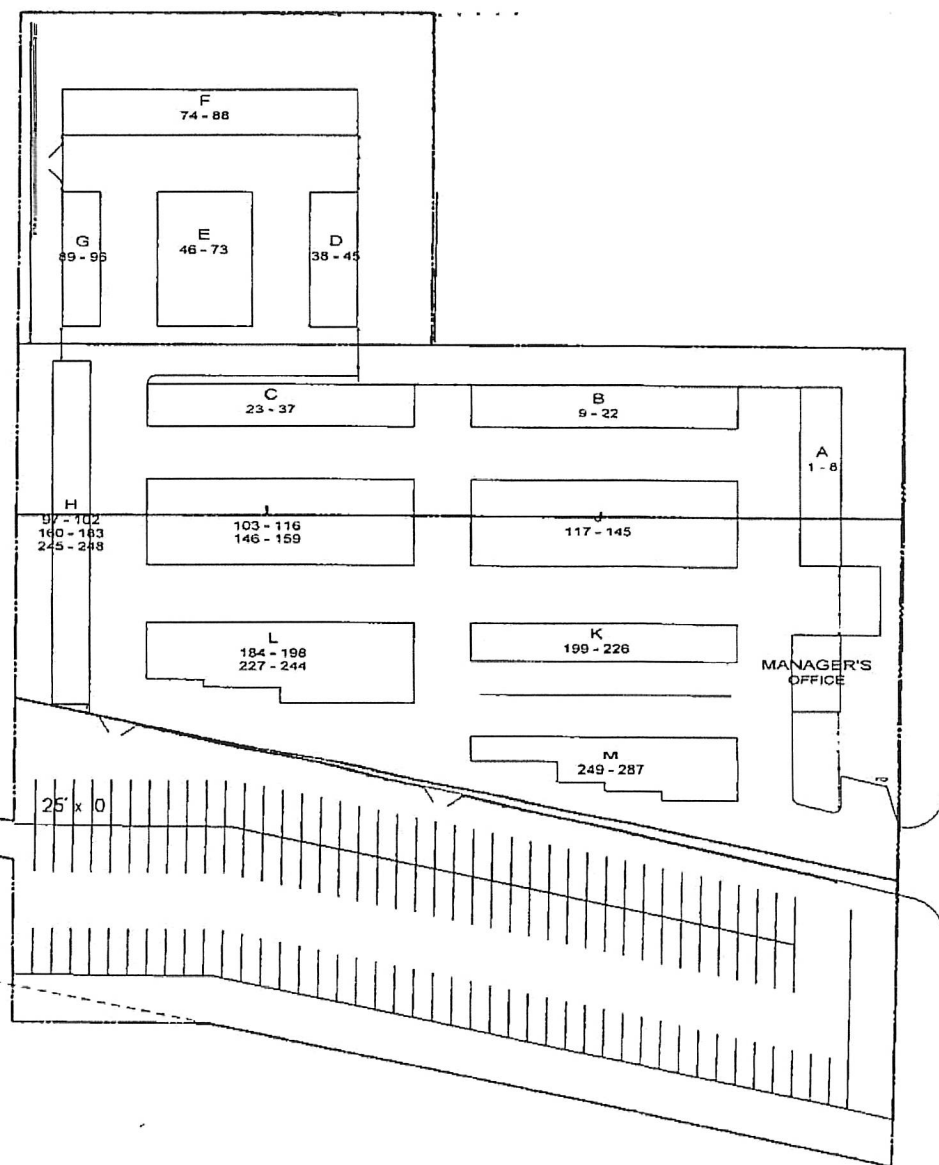
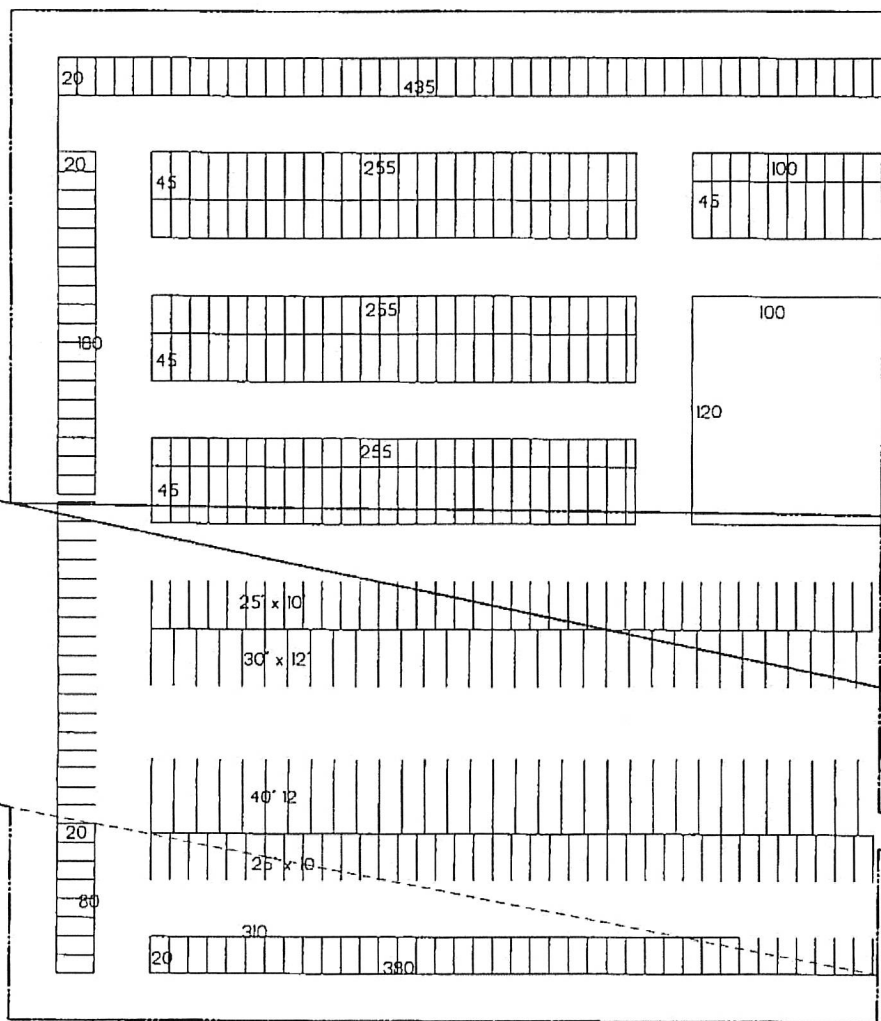


- ### Legend
- Bridges
 - Curb Ramps
 - Signs
 - Signals
 - Trees
 - Guardrails
 - Pavement Type
 - Street Pavement
 - Road Centerlines
 - 2018 Aerial Photo
 - Red: Band_1
 - Green: Band_2
 - Blue: Band_3



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 RECORD

No. 728-REDFIELD & COMPANY INC., OMAHA

ORDINANCE NO. 3931

AN ORDINANCE DECLARING THE NECESSITY, EXPEDIENCY AND PROPRIETY OF VACATING A PORTION OF MCCORKINDALE AVENUE ABUTTING LOT 2, W OF RR ROW, & LOTS 3A2 AND 3C, PLEASANT HILL OR MARTIN'S SUBDIVISION; LOT 10 & LOT 11, W OF ROW, PLEASANT HILL OR MARTIN'S SUBDIVISION; AND TAX LOT W, LOCATED IN SECTION 16, T14N, R13E OF THE 6TH P.M., SARPY COUNTY, NEBRASKA, NOT HERETOFORE VACATED, REPEALING ALL ORDINANCES AND ALL PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND DESIGNATING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Bellevue, Nebraska, has determined that no damages will accrue to any citizen of the City of Bellevue, nor to any owners of property herein by reason of the proposed vacation.

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

Section 1. It is hereby declared necessary, expedient and proper to vacate a portion of McCorkindale Avenue abutting Lot 2, W of RR ROW & Lots 3A2 and 3C, Pleasant Hill or Martin's Subdivision; Lot 10 & Lot 11, W of ROW, Pleasant Hill or Martin's Subdivision; and Tax Lot W, located in Section 16, T14N, R13E, of the 6th P.M., Sarpy County, Nebraska, and, be and hereby is, vacated; the vacating of the property herein described, and the reversion thereof, pursuant to applicable law, shall be subject to the conditions and limitation that there is reserved to the City of Bellevue the right to maintain, operate, repair and renew sewers now existing therein and in the future to construct, maintain, repair and renew additional or other sewers;

and also the right to authorize the public utilities and cable television systems to construct, maintain, repair or renew and operate now or hereafter installed water mains and gas mains, pole lines, conduits, electrical transmission lines, sound and signal transmission lines and other similar services and equipment and appurtenances above, on and below the surface of the ground for the purpose of serving the general public or abutting property;

and the right so reserved shall also include such lateral connection or branch lines as may be ordered, desired or permitted by the City or such other utility and to enter upon the premises to accomplish the above purposes at any and all times. All vegetation upon the premises, including but not limited to, trees, bushes and crops and all structures upon the premises, including, but not limited to, buildings, walls, fences, drives and walks, may be damaged or removed as necessary in the exercise of the rights herein reserved without compensation to any person.

Section 2. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 3. This ordinance shall become effective after its passage, approval and publication according to law.

Section 4. The City retains the rights to all easements.

Passed and approved this _____ day of _____, 20__.

APPROVED AS TO FORM:



City Attorney

ATTEST

City Clerk

Mayor

First Reading: 1-28-19
Second Reading: 2-11-19
Third Reading: _____

ORDINANCE NO. 3932

AN ORDINANCE PROVIDING FOR THE SALE OF CERTAIN REAL ESTATE, THE SAME BEING DESCRIBED IN SECTION 1 OF THIS ORDINANCE; DIRECTING THE CONVEYANCE OF SUCH REAL ESTATE AND THE MANNER AND TERMS THEREOF, AND DESIGNATING AN EFFECTIVE DATE.

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

Section 1. The City is the legal owner of certain real property, which is by this ordinance declared surplus. The legal description of the real property is as follows:

Lot 11, except the south 20 feet, Lawre Addition #4, as surveyed, platted and recorded in Sarpy County, Nebraska.

Section 2. The City has received a purchase agreement regarding the property from Kim Albert Hawley, proposing to purchase said property for Two Thousand Two Hundred Fifty and no/Dollars (\$2,250.00). A copy of the purchase agreement is attached hereto and by this reference incorporated herein.

Section 3. That on the 11th day of February, 2019, the City Council of Bellevue conducted a regularly scheduled public hearing at which time it considered the offer.

Section 4. That said land shall be sold to Kim Albert Hawley, or his assigns pursuant to the terms and conditions contained in the attached purchase agreement, subject to the conditions and limitations that there is reserved to the City of Bellevue the right to maintain, operate, repair, and renew sewer now existing therein and in the future construct, maintain, repair and renew additional and other sewers; and also the right to authorize the public utilities and cable television systems to construct, maintain, repair or renew and operate new or hereafter installed water and gas mains, poles, lines conduits, electrical transmission lines, sound and signal transmission lines and other similar services and equipment and appurtenances above, on or below the surface of the ground for the purpose of serving the general public or abutting property; and the right so reserved shall also include lateral connections or branch lines as may be ordered, desired or permitted by City or such other utility and to enter upon the premises to accomplish the above purpose at any and all times. All vegetation upon the premises, including but not limited to, trees, bushes and crops and all structures upon the premises, including but not limited to, buildings, walls, fences, drives, and walks, may be damaged or removed as necessary in the exercise of the rights herein reserved without compensation to any person.

Section 5. This Ordinance shall become effective upon passage and publication according to law and upon failure to remonstrance, the cash price shall be paid and the City shall execute and deliver a quitclaim deed to Kim Albert Hawley, or his assigns, according to the terms of the purchase agreement.

PASSED AND 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, NEBRASKA
 AGENDA ITEM COVER SHEET

10f
 2-26-19

COUNCIL MEETING DATE:	November 26, 2018	AGENDA ITEM TYPE:
		SPECIAL PRESENTATION <input type="checkbox"/>
		LIQUOR LICENSE <input type="checkbox"/>
SUBMITTED BY:		ORDINANCE <input checked="" type="checkbox"/>
Chris Shewchuk, Planning Director <i>CMS</i>		PUBLIC HEARING <input type="checkbox"/>
		RESOLUTION <input type="checkbox"/>
		CURRENT BUSINESS <input type="checkbox"/>
		OTHER (SEE CLERK) <input type="checkbox"/>

SUBJECT:
 Request to amend Article 7: Sign Regulations, of the Bellevue Zoning Ordinance regarding digital signs. Applicant: City of Bellevue.

SYNOPSIS:
 The Zoning Ordinance does not currently specify any standards for digital signs, other than digital billboards. The amendment proposes regulations for on- and off-premise digital signs, as well as revises the billboard regulations to make them compatible with other digital signs.

FISCAL IMPACT:
 None

BUDGETED ITEM: YES NO

PROJECT # & TRACKING INFORMATION:
 N/A

RECOMMENDATION:
 The Planning Department and Planning Commission have recommended approval to this Zoning Ordinance text amendment.

BACKGROUND:
 The proposed amendment:
 --requires all digital signs to be equipped with a sensor to automatically adjust brightness
 --permits scrolling messages, but no other animation or movement, on on- and off-premise digital signs
 --prohibits any motion or movement on digital billboards
 --requires a hold time of at least 8 seconds between changes of images on all digital signs.
 --allows digital signs in additional zoning districts than currently permitted

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

SIGNATURES:
 ADMINISTRATOR APPROVAL: *[Signature]*
 FINANCE APPROVAL: _____
 LEGAL APPROVAL: *[Signature]*

City of Bellevue

PLANNING COMMISSION RECOMMENDATION

APPLICANT: City of Bellevue

CITY COUNCIL HEARING DATE: December 10, 2018

REQUEST: to amend Article 7, City of Bellevue Zoning Ordinance, regarding digital signs.

On November 15, 2018, the City of Bellevue Planning Commission voted four yes, one no, zero abstained, and four absent to recommend:

APPROVAL of the amendment to Article 7, City of Bellevue Zoning Ordinance, regarding digital signs.

VOTE:

Yes:	Five:	No:	One:	Abstain:	Zero:	Absent:	Four:
	Casey		Cutsforth				Perrin
	Baumgartner						Cain
	Jacobson						Ackley
	Smith						Ritz

Planning Commission Hearing (s) was held on: November 15, 2018



City of Bellevue

Office of the Planning Department

To: Mayor Hike
City Council
City Administrator Jim Ristow
From: Chris Shewchuk, Planning Director *CMS*
Date: February 13, 2019
Subject: Sign ordinance amendment

Subsequent to the January 14, 2019 City Council meeting, I met with City Council members Cook and Shannon, as well as City Administrator Jim Ristow, to further discuss proposed amendments to the sign ordinance pertaining to digital and animated signs. Attached for your review are a red-line copy of the proposed ordinance showing revisions (additions and deletions) to the previously introduced ordinance and a clean copy of the proposed ordinance.

I have made the following proposed changes:

- In paragraph 7D of Section 7.04.03 changed the frequency at which displays on digital billboards may change from every 8 seconds to every 10 seconds
- In footnote "c" of Table 7F deleted the provisions regarding frequency of display change and the requirement that displays remain static
- In footnote "c" of Table 7F added a provision to allow animation, while prohibiting video displays and flashing light displays, except flashing lights would still be permitted on "open/closed" signs
- Deleted the word "individual" from the last bullet point of footnote "c" of Table 7F

In addition to the above, I was asked to provide the following definitions for the Council's information:

ON-PREMISE SIGN shall mean a sign which directs attention to a business, profession, activity, merchandise, service, or entertainment that is conducted, sold, produced, or furnished upon the premises where such sign is located.

OFF-PREMISES SIGN shall mean a sign which directs attention to a specific business or activity other than one conducted or located upon the lot or parcel where such sign is located. An off-premise sign shall be characterized by a display or message which is not intended to change on a regular basis. An off-premises sign shall not be a changeable copy sign.

BILLBOARD SIGN shall mean a sign that identifies or communicates a commercial message related to an activity conducted, a service rendered, or a commodity sold at a location other than where the sign is located, or any noncommercial message. A billboard is differentiated from an off-premise sign in that the message on a billboard is designed to periodically change.

ORDINANCE NO. 3923

AN ORDINANCE TO AMEND ARTICLE 7: SIGN REGULATIONS, ORDINANCE NO. 3619, BELLEVUE ZONING ORDINANCE, RELATING TO DIGITAL SIGNS; 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 Paragraph 7D, of Section 7.04.03, of Ordinance No. 3619 is hereby amended to read as follows:

D. Digital billboards.

Digital billboards shall comply with all requirements of this ordinance, plus the following specific requirements:

- i. The image displayed on the sign shall not change more frequently than every 8 10 seconds.
- ii. The image shall remain static during its display period (no movement or motion shall be permitted).
- iii. Digital billboard signs shall be equipped with a sensor or other device to automatically adjust the day/night light intensity to a level not exceeding 0.3 foot candles over ambient lighting when measured in accordance with International Sign Association criteria.

Section 2. That Table 7F, of Ordinance No. 3619 is hereby amended to read as follows:

TABLE 7F PERMITTED SIGN CHARACTERISTICS BY ZONING DISTRICT

	RE RS	RA AG	RG	INS(a)	M	BN BNH	BG BGH	BGM	FX	ML MH
Animated/ Digital(c)	N	N	N	S	N	S	S	S	S	S
Changeable Copy	N	N	N	S	N	S	S	S	S	S
Illumination, Internal	N	N	N	S	N	S	S	S	S	S
Illumination, External	N	N	S	S	S	S	S	S	S	S

P = Allowed without sign permit
 S = Allowed only with sign permit
 N = Not allowed

- a. This column does not represent a zoning district. It applies to institutional uses permitted under the zoning ordinance in residential zoning districts. Such uses may include, but are not necessarily limited to, churches, school, funeral homes, and cemeteries.
- b. For any sign, no direct light or significant glare from the sign shall be cast on to any adjacent zone lot this is zoned and used for residential purposes.
- c. The following regulations shall apply to on- and off-premise animated and digital signs:
~~The image displayed on the sign shall not change more frequently than every 8 seconds.~~
~~The image shall remain static during its display period (no movement or motion shall be permitted) other than a scrolling message.~~

--Signs may display general animation and scrolling text; video imagery and flashing imagery are prohibited, except "open/closed" signs no greater than 2 square feet in size may display flashing imagery.

--Signs shall be equipped with a sensor or other device to automatically adjust the day/night light intensity to a level not exceeding 0.3 foot candles over ambient lighting when measured in accordance with International Sign Association criteria.

--The City reserves the right to further regulate individual signs based on transportation safety.

Section 3. That Paragraph 7D of Section 7.04.03 and Table 7F, of Ordinance No. 3619, Bellevue Zoning Ordinance, as heretofore existing are hereby repealed:

Section 4. 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.

ADOPTEED 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: _____

ORDINANCE NO. 3923

AN ORDINANCE TO AMEND ARTICLE 7: SIGN REGULATIONS, ORDINANCE NO. 3619, BELLEVUE ZONING ORDINANCE, RELATING TO DIGITAL SIGNS; 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 Paragraph 7D, of Section 7.04.03, of Ordinance No. 3619 is hereby amended to read as follows:

D. Digital billboards.

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- i. The image displayed on the sign shall not change more frequently than every 10 seconds.
- ii. The image shall remain static during its display period (no movement or motion shall be permitted).
- iii. Digital billboard signs shall be equipped with a sensor or other device to automatically adjust the day/night light intensity to a level not exceeding 0.3 foot candles over ambient lighting when measured in accordance with International Sign Association criteria.

Section 2. That Table 7F, of Ordinance No. 3619 is hereby amended to read as follows:

TABLE 7F PERMITTED SIGN CHARACTERISTICS BY ZONING DISTRICT

	RE RS	RA AG	RG	INS(a)	M	BN BNH	BG BGH	BGM	FX	ML MH
Animated/ Digital(c)	N	N	N	S	N	S	S	S	S	S
Changeable Copy	N	N	N	S	N	S	S	S	S	S
Illumination, Internal	N	N	N	S	N	S	S	S	S	S
Illumination, External	N	N	S	S	S	S	S	S	S	S

P = Allowed without sign permit
 S = Allowed only with sign permit
 N = Not allowed

a. This column does not represent a zoning district. It applies to institutional uses permitted under the zoning ordinance in residential zoning districts. Such uses may include, but are not necessarily limited to, churches, school, funeral homes, and cemeteries.

b. For any sign, no direct light or significant glare from the sign shall be cast on to any adjacent zone lot this is zoned and used for residential purposes.

c. The following regulations shall apply to on- and off-premise animated and digital signs:

--Signs may display general animation and scrolling text; video imagery and flashing imagery are prohibited, except "open/closed" signs no greater than 2 square feet in size may display flashing imagery.

--Signs shall be equipped with a sensor or other device to automatically adjust the day/night light intensity to a level not exceeding 0.3 foot candles over ambient lighting when measured in accordance with International Sign Association criteria.
--The City reserves the right to further regulate signs based on transportation safety.

Section 3. That Paragraph 7D of Section 7.04.03 and Table 7F, of Ordinance No. 3619, Bellevue Zoning Ordinance, as heretofore existing are hereby repealed:

Section 4. 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: 11-26-19
Second Reading: 12-19-19
Third Reading: 1-14-19

11a
2-26-18

CITY OF BELLEVUE, NEBRASKA
AGENDA ITEM COVER SHEET

COUNCIL MEETING DATE:	February 11, 2019	AGENDA ITEM TYPE:
SUBMITTED BY: Chris Shewchuk, Planning Director <i>CWS</i>	SPECIAL PRESENTATION	<input type="checkbox"/>
	LIQUOR LICENSE	<input type="checkbox"/>
	ORDINANCE	<input checked="" type="checkbox"/>
	PUBLIC HEARING	<input type="checkbox"/>
	RESOLUTION	<input type="checkbox"/>
	CURRENT BUSINESS	<input type="checkbox"/>
	OTHER (SEE CLERK)	<input type="checkbox"/>

SUBJECT:

Request to rezone the North 1/2 of the East 35.2' of Lot 2 and the North 1/2 of Lot 3, Tiller's Hillcrest Addition from BG and BGH to RS-84. Applicant: BJ Justice. Location: 210 Galvin Road North.

SYNOPSIS:

The single-family residence on this property is a legal non-conforming use and could not be re-built if it were destroyed. The applicant is requesting a change of zone in order to make it a conforming use in order to obtain financing for the home.

FISCAL IMPACT:

None

BUDGETED ITEM: YES NO

PROJECT # & TRACKING INFORMATION:

N/A

RECOMMENDATION:

The Planning Department and the Planning Commission have recommended approval of this change of zone request.

BACKGROUND:

When the Zoning Ordinance was updated in 2011 the City removed residential uses from the list of permitted uses in areas zoned for business. The result of this change to the Zoning Ordinance was that existing residential uses in the business zones became legal non-conforming uses. Legal non-conforming uses are permitted to continue, but in the event a structure sustains damage greater than 60% of its value any future use of the property must conform to the zoning. Additionally, if the use is discontinued for a period greater than 12 months any future use of the land or structure must be conforming. These provisions make it difficult for owners of legal non-conforming residences to obtain financing for their homes as lending institutions could be at risk of losing the structure used as security for a mortgage.

ATTACHMENTS:

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

SIGNATURES:

ADMINISTRATOR APPROVAL: _____ *[Signature]*

FINANCE APPROVAL: _____ *[Signature]*

LEGAL APPROVAL: _____ *[Signature]*

City of Bellevue

PLANNING COMMISSION RECOMMENDATION

APPLICANT: BJ Justice

LOCATION: 210 Galvin Road North

CASE #: Z-1812-10

CITY COUNCIL HEARING DATE: February 26, 2019

REQUEST: to rezone the North ½ of the east 35.2' of Lot 2 and North ½ of Lot 3, Tiller's Hillcrest Addition, located in the Southwest ¼ of Section 23, T14N, R13E of the 6th P.M., Sarpy County, Nebraska from BG and BGH to RS-84 for the purpose of existing single family residence.

On January 24, 2019, the City of Bellevue Planning Commission voted five yes, one no, zero abstained, and two absent to recommend:

APPROVAL based upon conformance with the Zoning Ordinance and lack of perceived negative impact to the surrounding area.

VOTE:

Yes:	Five:	No:	One:	Abstain:	Zero:	Absent:	Two:
	Casey		Smith				Cain
	Perrin						Ritz
	Jacobson						
	Ackley						
	Cutsforth						

Planning Commission Hearing (s) was held on: January 24, 2019

CITY OF BELLEVUE PLANNING DEPARTMENT

RECOMMENDATION REPORT # 2

CASE NUMBERS: Z-1812-10

FOR HEARING OF:

REPORT #1: January 24, 2019

REPORT #2: February 26, 2019

I. GENERAL INFORMATION

A. APPLICANT:

BJ Justice
210 Galvin Road North
Bellevue, NE 68005

B. PROPERTY OWNERS:

BJ and Joan Justice
210 Galvin Road North
Bellevue, NE 68005

C. LOCATION:

210 Galvin Road North

D. LEGAL DESCRIPTION:

North ½ of the east 35.2' of Lot 2 and North ½ of Lot 3, Tiller's Hillcrest Addition, located in the Southwest ¼ of Section 23 T14N, R13E of the 6th P.M., Sarpy County, Nebraska.

E. REQUESTED ACTIONS:

1. Rezone the North ½ of the east 35.2' of Lot 2 and North ½ of Lot 3, Tiller's Hillcrest Addition, from BG and BGH to RS-84.

F. EXISTING ZONING AND LAND USE:

BG and BGH, Single Family Residential

G. PURPOSE OF REQUEST:

The purpose of this request is to obtain a rezoning for the purpose of an existing single family residence.

H. SIZE OF SITE:

The site is approximately .55 acres.

II. BACKGROUND INFORMATION

A. EXISTING CONDITION OF SITE:

The site is presently developed with a single family residence (constructed in 1955) and a storage shed.

B. GENERAL NEIGHBORHOOD/AREA LAND USES AND ZONING:

- 1. **North:** BG, Commercial
- 2. **East:** BG, Commercial (across Galvin Rd)
- 3. **South:** BG/BGH, Single Family Residential
- 4. **West:** BGH, Commercial

C. REVELANT CASE HISTORY:

On January 24, 2019, the Planning Commission recommended approval of a request to rezone the North ½ of the east 35.2’ of Lot 2 and North ½ of Lot 3, Tiller’s Hillcrest Addition, located in the Southwest ¼ of Section 23 T14N, R13E of the 6th P.M., Sarpy County, Nebraska from BG and BGH to RS-84 for the purpose of an existing single family residence.

D. APPLICABLE REGULATIONS:

- 1. Section 5.09, Zoning Ordinance, regarding RS-84 uses and requirements.

III. ANALYSIS

A. COMPREHENSIVE PLAN:

The Future Land Use Map of the Comprehensive Plan designates this property as commercial.

B. OTHER PLANS:

None

C. TRAFFIC AND ACCESS:

1. The 2016 MAPA Traffic Flow Map estimates approximately 12,450 vehicles per day near the intersection of Galvin Road North and Avery Road.
2. The property has access to Galvin Road North via a private drive.

D. UTILITIES:

All utilities are available to this property.

E. ANALYSIS:

1. BJ Justice has submitted a request to rezone the North ½ of the east 35.2' of Lot 2, and North ½ of Lot 3, Tiller's Hillcrest Addition, for the purpose of an existing single family residence.
2. This property is presently zoned BG and BGH. The applicant is requesting a change of zone to the RS-84 zoning district.

Prior to our 2011 Zoning Ordinance update, single family residences were a permitted use in the BG and BGH districts. Under our current regulations, a single family residence is a legal non-conforming use in a commercial zoning district.

3. The applicant has indicated he is asking for a change of zone to facilitate a refinance on the home. Mr. Justice stated he is unable to do so with a legal non-conforming use. Please refer to the applicant's letter attached to this report.
4. This application was sent out for review by the following departments and individuals: Public Works, Permits and Inspections, Chief of Police, Offutt Air Force Base, Fire Inspector, and the Bellevue Public School District. The cover letter indicated a deadline to send comments back to the Planning Department, and also stated if the requested department did not have comments pertaining to the application, no response was needed.

No comments were received on this case.

5. The Future Land Use Map of the Comprehensive Plan shows this property as commercial.

The Comprehensive Plan does not preclude a change of zone in this location. Staff believes commercial use for this property is an appropriate long-term plan; however, the residential zoning will allow for the existing single family residence to remain until such time as commercial development occurs.

6. The City Council has previously approved residential zoning for several legal non-conforming residences in commercial zoning since the 2011 Zoning Ordinance update.

F. TECHNICAL DEFICIENCIES:

None

IV. DEPARTMENT RECOMMENDATION

APPROVAL based upon conformance with the Zoning Ordinance and lack of perceived negative impact upon the surrounding area.

V. PLANNING COMMISSION RECOMMENDATION


APPROVAL based upon conformance with the Zoning Ordinance and lack of perceived negative impact upon the surrounding area.

VI. ATTACHMENTS TO REPORT

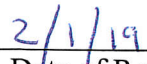
1. Zoning Map
2. 2018 GIS aerial photo of the property
3. Letter from the applicant received December 21, 2018

VII. COPIES OF REPORT TO:

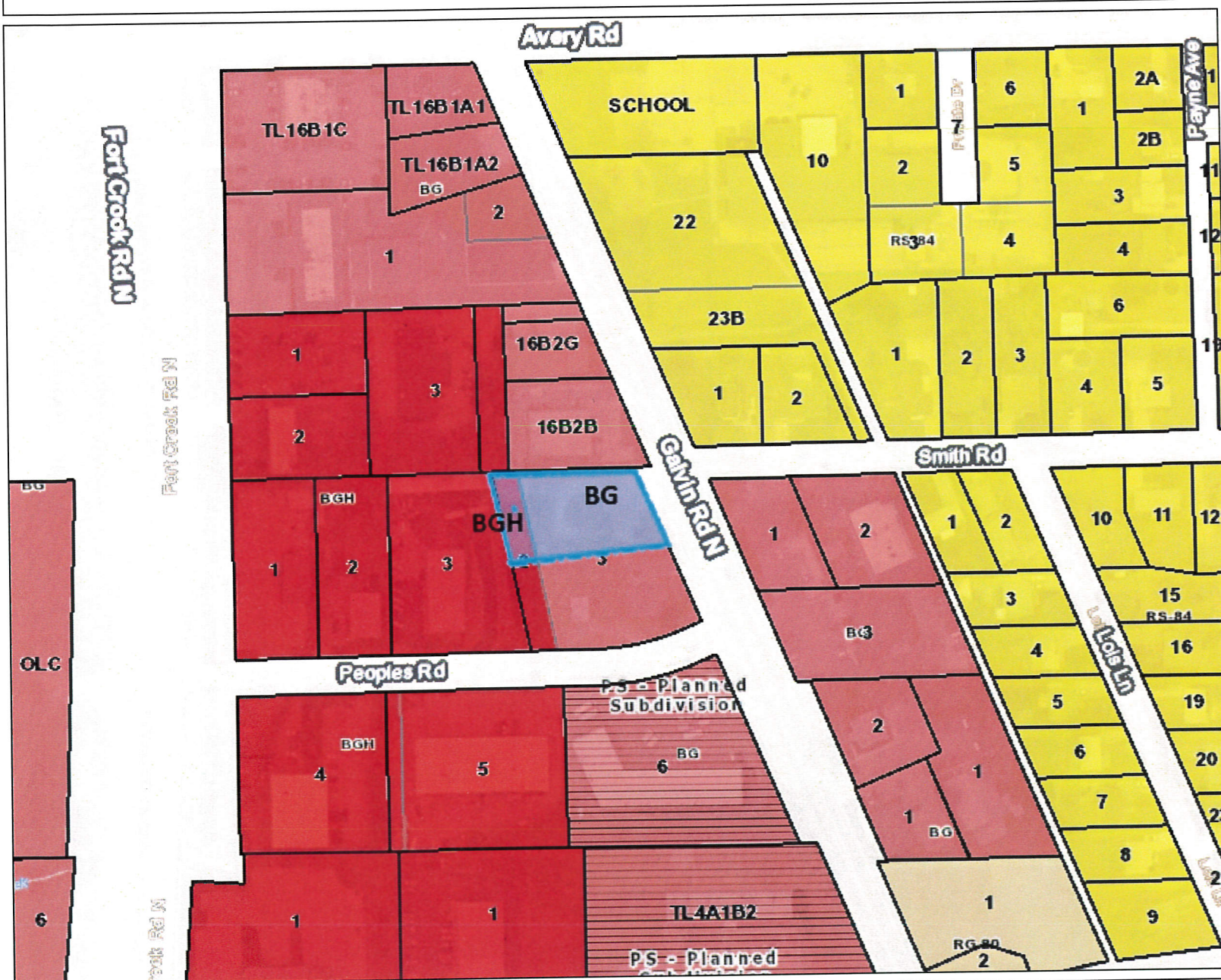
1. BJ Justice
3. Public Upon Request


Prepared by:

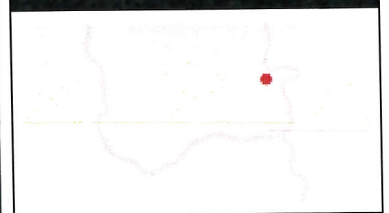

Planning Director


Date of Report

Zoning Map

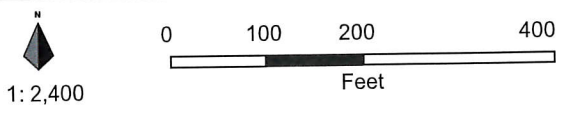


Location



Legend

- Road Centerlines
- 2018 Aerial Photo
- Red: Band_1
- Green: Band_2
- Blue: Band_3



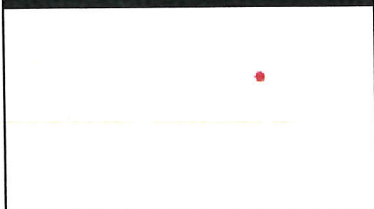
This product is for informational purposes and may not have been prepared for, or be suitable for legal, engineering, or surveying purposes. Users of this information should review or consult the source records and information sources to ascertain the usability of the information.

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

Area of Rezoning Request



Location



Legend

- Road Centerlines
- 2018 Aerial Photo
- Red: Band_1
- Green: Band_2
- Blue: Band_3



0 50 100 200
 Feet

1: 1,200

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

B.J. Justice
210 Galvin Road N
Bellevue, NE 68005
December 19, 2018

City of Bellevue Planning Director
Mr. Chris Shewchuk
1510 Wall Street
Bellevue, NE 68005

Dear Mr. Shewchuk,

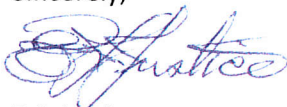
I have submitted an application for re-zoning of our residence to be zoned from Commercial to Residential. The property is legally described as N 1/2 of E 35.2' of Lot 2 & N 1/2 Of Lot 3 Tillers Hillcrest Addition.

It was built in 1956 by my father-in-law as his family home. Of course it was my wife child hood home. After purchasing the property four years ago we have remodeled it and are enjoying living here. But now we have a need to refinance and due to the current zoning we are not able to do so. We now have an "ARM" Loan and hope we can refinance to secure a " Fixed Rate Loan". The current zoning states that if the house should be destroyed by fire or wind or some other cause we are not allowed to rebuild. Therefore lenders will not finance it. This is the reason for our request.

Thanking you for your kind consideration,

I remain,

Sincerely,



B.J. Justice

RECEIVED
DEC 21 2018
PLANNING DEPT.

ORDINANCE NO. 3933

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 210 GALVIN ROAD NORTH, MORE PARTICULARLY DESCRIBED IN SECTION 1 OF THE ORDINANCE AND TO PROVIDE AN EFFECTIVE DATE.

WHEREAS, having received a recommendation from the city of Bellevue Planning Commission and proper notice having been given and public hearing held as provided by law:

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

Section 1. That part of the official zoning map of the City of Bellevue, Nebraska, as provided in Article 3, of Ordinance No. 3619 is hereby amended to change the zone classification of the following described parcel of land:

North 1/2 of the east 35.2' of Lot 2 and North 1/2 of Lot 3, Tiller's Hillcrest Addition, located in the Southwest 1/4 of Section 23, T14N, R13E of the 6th P.M., Sarpy County, Nebraska

From BG (General Business District) and (BGH) Heavy General Business District) to RS-84 (Single Family Residence, 8,400 Square Foot Zone).

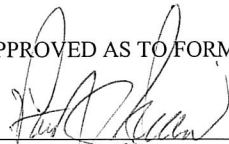
(BJ Justice)

Section 3. Except as amended herein, the official zoning map and the classification shown therein shall remain as heretofore existing.

Section 4. This ordinance shall take affect and be in force from and after its adoption and publication according to law.

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

APPROVED AS TO FORM:



City Attorney

ATTEST

City Clerk

Mayor

First Reading: 2-11-19
Second Reading: _____
Third Reading: _____

CITY OF BELLEVUE, NEBRASKA
 AGENDA ITEM COVER SHEET

116
 2-26-19

COUNCIL MEETING DATE:	February 11, 2019	AGENDA ITEM TYPE:	
		SPECIAL PRESENTATION	<input type="checkbox"/>
		LIQUOR LICENSE	<input type="checkbox"/>
		ORDINANCE	<input checked="" type="checkbox"/>
		PUBLIC HEARING	<input type="checkbox"/>
		RESOLUTION	<input type="checkbox"/>
		CURRENT BUSINESS	<input type="checkbox"/>
		OTHER (SEE CLERK)	<input type="checkbox"/>

SUBJECT:
 Request to annex Tax Lots A2B, E1, E2, H1, J, K, and parts of Tax Lots I, D1 and D2, lying west of abandoned railroad right-of-way, Section 21, T14N, R13E of th 6th P.M., Sarpy County Nebraska. Applicants: Jose and Monica Ramirez. Location: 2803 Childs Road West.

SYNOPSIS:
 The applicants are requesting this annexation in order to facilitate a change of zone and small subdivision plat which are also on the Council agenda.

FISCAL IMPACT:
 Minimal property tax revenue.


BUDGETED ITEM: YES NO
 PROJECT # & TRACKING INFORMATION:
 N/A

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

BACKGROUND:
 Jose and Monica Ramirez have submitted an application for approval of a small subdivision plat which proposes to combine into a single lot various tax lots, some of which are currently in the city and some of which are currently outside the city limits. Before approval of the plat, all of the property needs to be within the city limits; therefore the applicants have requested this annexation as well.

ATTACHMENTS:

1 PC recommendation	4
2 Planning Department staff report	5
3 Proposed Ordinance	6

SIGNATURES:
 ADMINISTRATOR APPROVAL: 
 FINANCE APPROVAL: _____
 LEGAL APPROVAL: _____

ORDINANCE NO. 3934

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 TO WIT:

TAX LOTS A2B, E1, E2, H1, J, K, AND PARTS OF TAX LOTS I, D1 AND D2, LYING WEST OF ABANDONED RR ROW, SECTION 21, T14N, R13E OF THE 6TH P.M., SARPY COUNTY, NEBRASKA

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

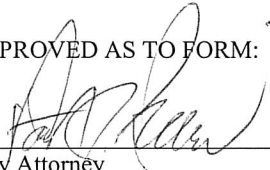
WHEREAS, SAID REAL ESTATE WILL RECEIVE MATERIAL BENEFITS AND ADVANTAGES FROM ANNEXATION TO THE SAID CITY.

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 after its passage, approval, and publication according to law.

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

APPROVED AS TO FORM:


City Attorney

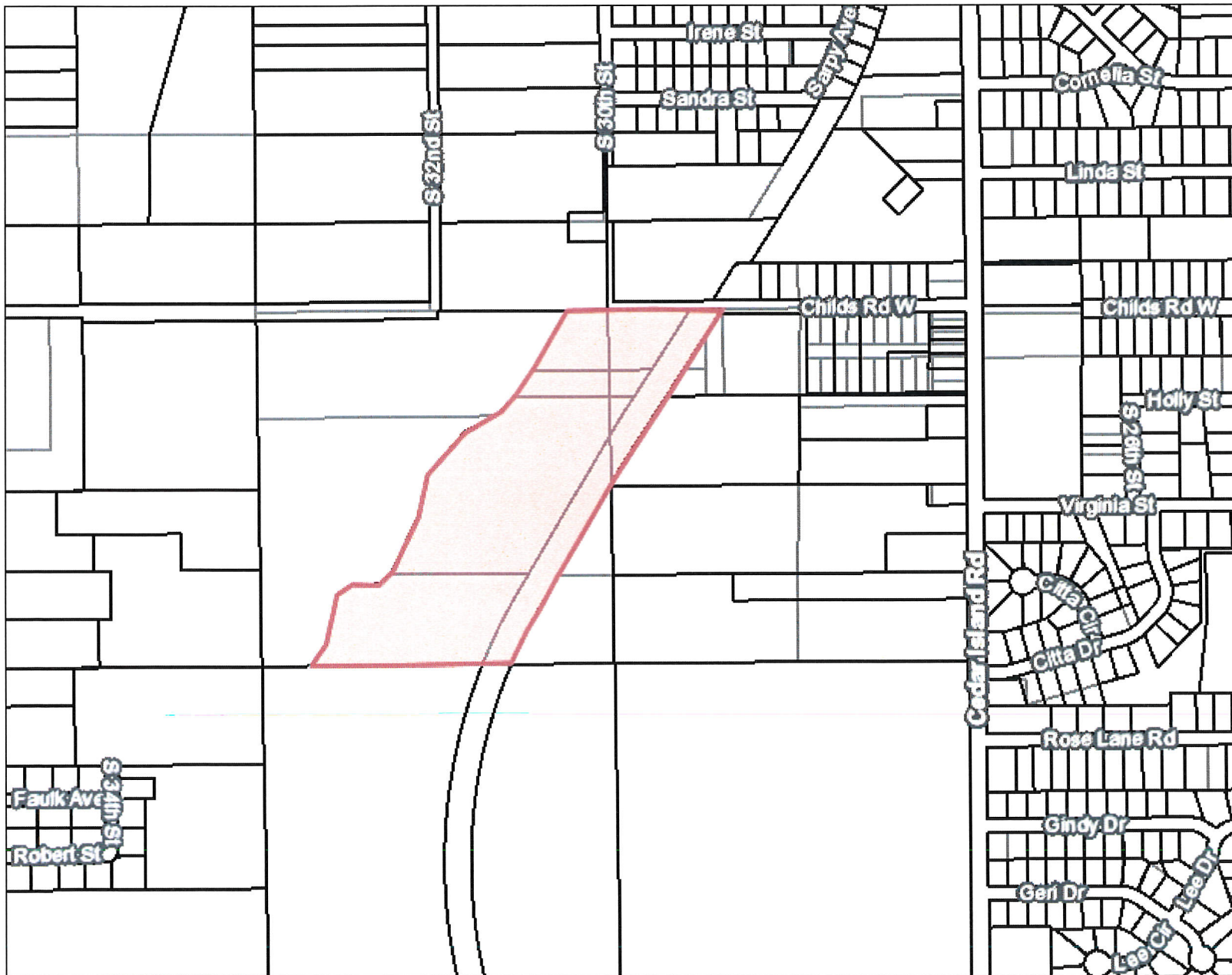
ATTEST

City Clerk

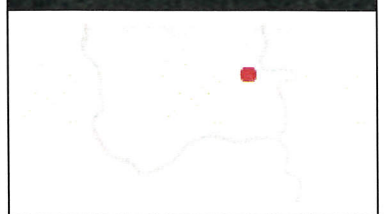
Mayor

First Reading: 2-11-19
Second Reading: _____
Third Reading: _____

Annexation Map 2803 Childs Road West

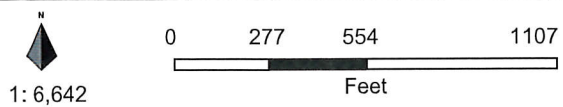


Location



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

CITY OF BELLEVUE, NEBRASKA
 AGENDA ITEM COVER SHEET

110
 2-26-19

COUNCIL MEETING DATE:	February 11, 2019	AGENDA ITEM TYPE:
SUBMITTED BY: Chris Shewchuk, Planning Director <i>CMS</i>	SPECIAL PRESENTATION	<input type="checkbox"/>
	LIQUOR LICENSE	<input type="checkbox"/>
	ORDINANCE	<input checked="" type="checkbox"/>
	PUBLIC HEARING	<input type="checkbox"/>
	RESOLUTION	<input type="checkbox"/>
	CURRENT BUSINESS	<input type="checkbox"/>
	OTHER (SEE CLERK)	<input type="checkbox"/>

SUBJECT:

Request to rezone Lots 1 and 2, Rancho La Estrella, from RS-72 to AG and RS-72 for the purpose of agricultural and residential uses. Applicants: Jose and Monica Ramirez. Location: 2803 Childs Road West.

SYNOPSIS:

The applicants are requesting this change of zone to allow them to use proposed Lot 2, Rancho La Estrella for agricultural purposes. The proposed lot is approximately 24 acres in size, exceeding the 20 acre minimum lot size in the AG district. There is an existing residence on Lot 1 which will have RS-72 zoning. A small subdivision plat will be on the Council agenda when this ordinance has second reading.

FISCAL IMPACT:

None

BUDGETED ITEM: YES NO

PROJECT # & TRACKING INFORMATION:

N/A

RECOMMENDATION:

The Planning Department and the Planning Commission have recommended approval of this change of zone request.

BACKGROUND:

Jose and Monica Ramirez are requesting approval of a change of zone and small subdivision plat for Lots 1 and 2, Rancho La Estrella, located at 2803 Childs Road West. The proposed zoning is AG and RS-72 which will allow the applicants to use the 24 acre Lot 2 for agricultural purposes and Lot 1 to be used for the existing residence on the property. This area is adjacent to other agricultural type uses and does not have access to sanitary sewer.

ATTACHMENTS:

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

SIGNATURES:

ADMINISTRATOR APPROVAL: 

FINANCE APPROVAL: _____

LEGAL APPROVAL: _____

City of Bellevue

PLANNING COMMISSION RECOMMENDATION

APPLICANTS: Jose and Monica Ramirez
LOCATION: 2803 Childs Road West
CASE #'s: Z-1811-09 and S-1811-11
CITY COUNCIL HEARING DATE: February 26, 2019

REQUEST: Request to annex Tax Lots A2B, E1, E2, H1, J, K, and part of Tax Lots I, D1 and D2, lying west of abandoned RR Row, all located in the North ½ of Section 21, T14N, R13E; rezone Lots 1 and 2, Rancho La Estrella, being a platting of Tax Lot B, except the North 22.0 feet, vacated Woods Avenue adjoining Tax Lot B on the East, Tax Lots A2B, C except the North 22.0 feet, D1, D2, K, E1, E2, H1, H2, I, and J, all located in the North ½ of Section 21, T14N, R13E of the 6th P.M., Sarpy County, Nebraska from RS-72 to RS-72 and AG for the purpose of an existing single family residence and agricultural use; and small subdivision plat Lots 1 and 2, Rancho La Estrella.

On January 24, 2019, the City of Bellevue Planning Commission voted five yes, one no, zero abstained, and two absent to recommend:

APPROVAL based upon conformance with the Zoning Ordinance and Subdivision Regulations, as well as lack of perceived negative impact to the surrounding area.

VOTE:

Yes:	Five:	No:	One:	Abstain:	Zero:	Absent:	Two:
	Casey		Smith				Cain
	Perrin						Ritz
	Jacobson						
	Ackley						
	Cutsforth						

Planning Commission Hearing (s) was held on: January 24, 2019

CITY OF BELLEVUE PLANNING DEPARTMENT

RECOMMENDATION REPORT # 2

CASE NUMBERS: Z-1811-09
S-1811-11

FOR HEARING OF:
REPORT #1: January 24, 2019
REPORT #2: February 26, 2019

I. GENERAL INFORMATION

A. APPLICANTS:

Jose and Monica Ramirez
2803 Childs Road West
Bellevue, NE 68147

B. PROPERTY OWNERS:

Jose and Monica Ramirez
2803 Childs Road West
Bellevue, NE 68147

C. LOCATION:

2803 Childs Road West

D. LEGAL DESCRIPTION:

Lots 1 and 2, Rancho La Estrella, being a platting of Tax Lot B, except the North 22.0 feet, vacated Woods Avenue adjoining Tax Lot B on the East, Tax Lots A2B, C except the North 22.0 feet, D1, D2, K, E1, E2, H1, H2, I, and J, all located in the North ½ of Section 21, T14N, R13E of the 6th P.M., Sarpy County, Nebraska.

E. REQUESTED ACTIONS:

1. Annex Tax Lots A2B, E1, E2, H1, J, K, and part of Tax Lots I, D1 and D2, lying west of abandoned RR Row.
2. Rezone Lots 1 and 2, Rancho La Estrella, from RS-72 to AG and RS-72.
3. Small Subdivision plat Lots 1 and 2, Rancho La Estrella.

F. EXISTING ZONING AND LAND USE:

RS-72, Single Family Residential/Vacant

G. PURPOSE OF REQUEST:

The purpose of this request is to obtain an annexation, rezoning, and small subdivision plat for the purpose of an existing single family residence and agricultural use.

H. SIZE OF SITE:

The site is approximately 27 acres.

II. BACKGROUND INFORMATION

A. EXISTING CONDITION OF SITE:

Approximately three acres of the property is developed with a single family residence (constructed in 1916) and accessory structures. The remainder of the property is presently vacant and covered in vegetation.

B. GENERAL NEIGHBORHOOD/AREA LAND USES AND ZONING:

1. **North:** Single Family Residential, RS-72
2. **East:** Single Family Residential/Vacant, RS-72
3. **South:** Vacant/COB Fire Training Center, RS-72
4. **West:** Single Family Residential/Vacant, RS-72

C. REVELANT CASE HISTORY:

On January 24, 2019, the Planning Commission recommended approval of a request to annex Tax Lots A2B, E1, E2, H1, J, K, and part of Tax Lots I, D1 and D2, lying west of abandoned RR Row, all located in the North ½ of Section 21, T14N, R13E; rezone Lots 1 and 2, Rancho La Estrella, being a platting of Tax Lot B, except the North 22.0 feet, vacated Woods Avenue adjoining Tax Lot B on the East, Tax Lots A2B, C except the North 22.0 feet, D1, D2, K, E1, E2, H1, H2, I, and J, all located in the North ½ of Section 21, T14N, R13E of the 6th P.M., Sarpy County, Nebraska from RS-72 to RS-72 and AG for the purpose of an existing single family residence and agricultural use; and small subdivision plat Lots 1 and 2, Rancho La Estrella.

D. APPLICABLE REGULATIONS:

1. Section 5.05, Zoning Ordinance, regarding AG uses and requirements.
2. Section 5.10, Zoning Ordinance, regarding RS-72 uses and requirements.

3. Chapter 5, Subdivision Regulations, regarding small subdivisions.

III. ANALYSIS

A. COMPREHENSIVE PLAN:

The Future Land Use Map of the Comprehensive Plan designates this property as low density and medium density residential.

B. OTHER PLANS:

None

C. TRAFFIC AND ACCESS:

1. There is no traffic data information available for this area.
2. The property has access via a private drive off of Childs Road West.

D. UTILITIES:

This property is not served by sanitary sewer; however, it is served by public water.

E. ANALYSIS:

1. Jose and Monica Ramirez have submitted a request to annex Tax Lots A2B, E1, E2, H1, J, K, and part of Tax Lots I, D1 and D2, lying west of abandoned railroad right-of-way, all located in the North ½ of Section 21, T14N, R13E of the 6th P.M., Sarpy County, Nebraska. They are making this request in order to facilitate a small subdivision plat and rezoning on their property. Currently, the aforementioned portion of the proposed plat is outside of the the city limits, while the remainder of their property is in city limits. In order to complete their request for a small subdivision plat, all of the property needs to be within the city's boundary.

The boundary of these parcels is contiguous to the current city boundary.

Please refer to the attached map. Tax Lots A2B, E1, E2, H1, J, K, and part of Tax Lots I, D1 and D2, lying west of abandoned railroad right-of-way are highlighted in red. The current city limit boundary is identified by the dashed black line.

2. The applicants are also requesting to rezone Lots 1 and 2, Rancho La Estrella, being a platting of Tax Lot B, except the North 22.0 feet, vacated Woods Avenue adjoining Tax Lot B on the East, Tax Lots A2B, C except the North 22.0 feet, D1, D2, K, E1, E2, H1, H2, I, and J, all located in the North ½ of Section 21, T14N, R13E of the 6th P.M., Sarpy County, Nebraska, and small subdivision plat Lots 1 and 2, Rancho La Estrella.

3. The property is presently zoned RS-72. The applicant is requesting the zoning remain RS-72 for proposed Lot 1, while Lot 2 be zoned AG.

The applicants have indicated they intend to maintain the single family residence on proposed Lot 1, while utilizing proposed Lot 2 for agricultural use. Please refer to their attached letter.

4. The proposed lots meet the minimum requirements for their intended zoning districts.

5. This application was sent out for review by the following departments and individuals: Public Works, Permits and Inspections, Chief of Police, Offutt Air Force Base, Fire Inspector, Sarpy County Planning Director, Sarpy County Public Works Department, and the Omaha Public School District. The cover letter indicated a deadline to send comments back to the Planning Department, and also stated if the requested department did not have comments pertaining to the application, no response was needed.

Captain Dave Stukenholtz, Bellevue Police Department, expressed concerns regarding potential herd size, animal waste, and odor.

Section 5.05.02, Zoning Ordinance, does allow for farming, pasturing, and animal husbandry as a permitted use in the AG district subject to the rules and regulations of the Board of Health and NDEQ, provided that no livestock feedlot or yard for more than 25 animals shall be established.

The applicant has approximately 24 acres on proposed Lot 2 which he is requesting for the AG zoning. Based on the amount of land and secluded nature of this particular property, staff does not share these concerns regarding animal waste and odor.

No other comments were received in this case.

6. The Future Land Use Map of the Comprehensive Plan designates this area as low density and medium density residential. The RS-72 zoning of proposed Lot 1 would be considered medium density residential. Rezoning proposed Lot 2 to AG does not preclude it from becoming a residential development in the future.

F. TECHNICAL DEFICIENCIES:

None

IV. DEPARTMENT RECOMMENDATION

APPROVAL based upon conformance with the Zoning Ordinance and Subdivision Regulations, as well as lack of perceived negative impact upon the surrounding area.

V. PLANNING COMMISSION RECOMMENDATION

APPROVAL based upon conformance with the Zoning Ordinance and Subdivision Regulations, as well as lack of perceived negative impact upon the surrounding area.

VI. ATTACHMENTS TO REPORT

1. Zoning Map
2. 2018 GIS aerial photo of the property
3. Small Subdivision plat received December 17, 2018
4. City Limits Map
5. Letter from the applicant received November 15, 2018

VII. COPIES OF REPORT TO:

1. Jose and Monica Ramirez
2. DWS (Denny Whitfield)
3. Public Upon Request

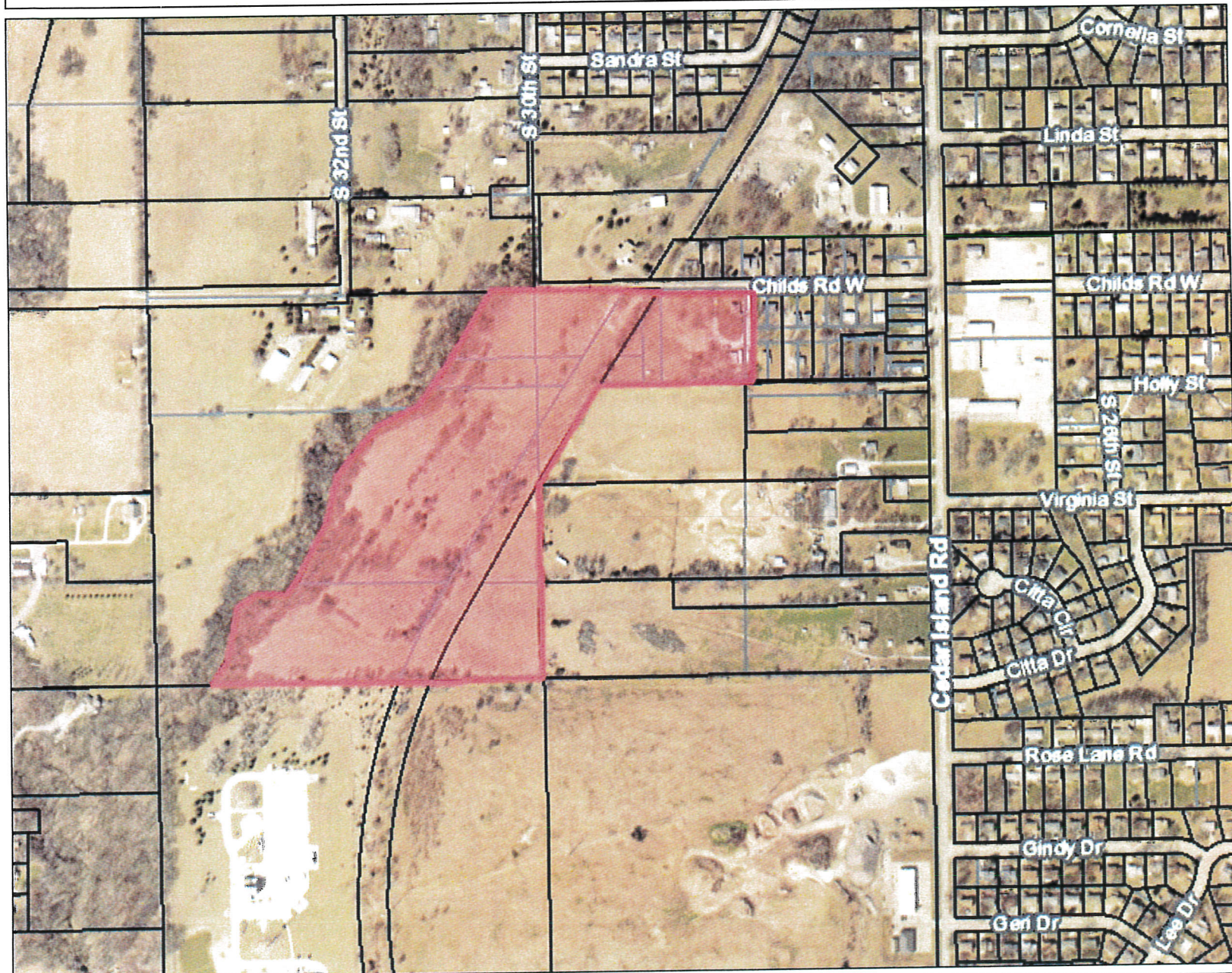


Prepared by:


Planning Director

2/1/19
Date of Report

Area of Rezoning Request



Location

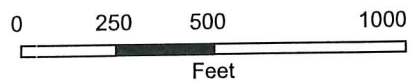


Legend

- Road Centerlines
2018 Aerial Photo
-  Red: Band_1
 -  Green: Band_2
 -  Blue: Band_3



1: 6,000



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Sarpy County GIS

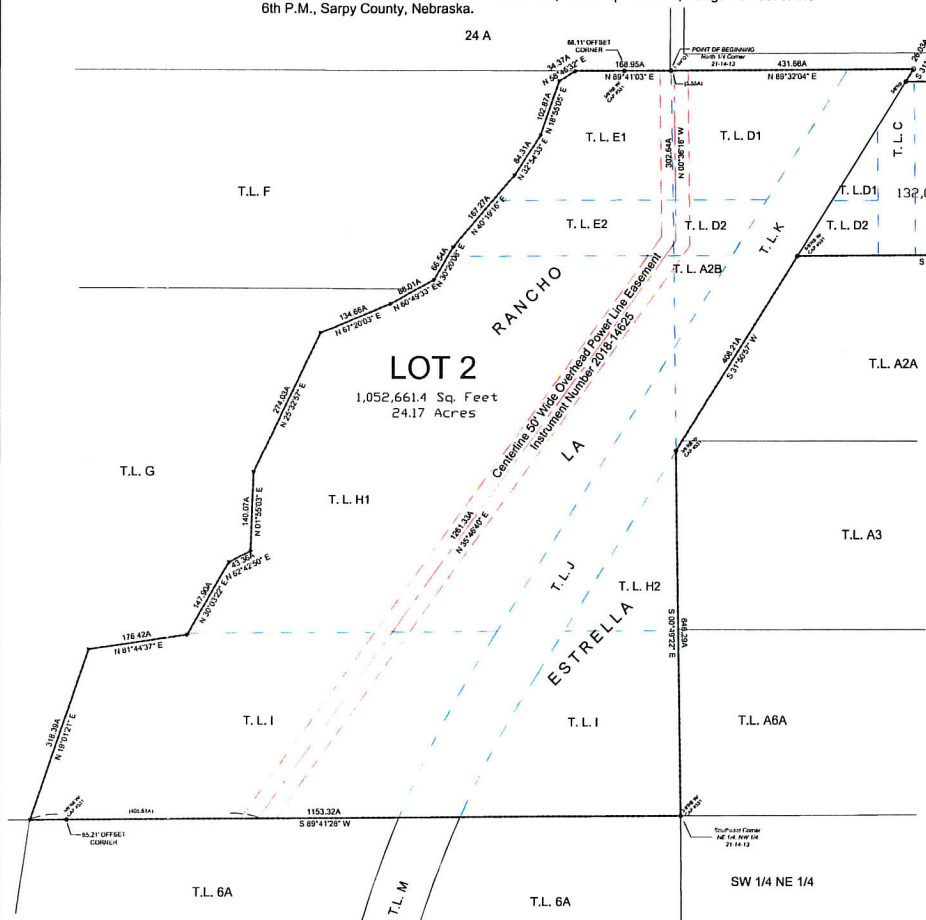


1210 Golden Gate Dr.
Suite 1130
Papillion, NE 68046
maps.sarpy.com

RANCHO LA ESTRELLA

LOTS 1 and 2

Being a replat of Tax Lot B except the North 22.0 feet, Vacated Woods Avenue adjoining Tax Lot B on the East, Tax Lots A2B, C except the North 22.0 feet, D1, D2 and abandoned Chicago, Rock Island and Pacific Railroad (now known as Tax Lot K) all being in the Northwest 1/4 of the Northeast 1/4 of Section 21, Township 14 North, Range 13 East of the 6th P.M., Sarpy County, Nebraska, together with Tax Lots E1, E2, H1, H2, I and Abandoned Chicago, Rock Island and Pacific Railroad (now known as Tax Lot J) all being in the Northwest 1/4 of the Northwest 1/4 of Section 21, Township 14 North, Range 13 East of the 6th P.M., Sarpy County, Nebraska.



DEDICATION
Know all men by these presents that we, Jose Ramirez and Monica Ramirez, husband and wife, being the owners of the property described within the Surveyor's Certificate and embraced within this Plat, have caused said land to be Replatted as shown, said action to be hereinafter known as "RANCHO LA ESTRELLA", and we do hereby ratify and approve of the dedication of the property as shown on this plat, and further grant perpetual easements to Omaha Public Power District (OPPD), Cox Communications, and CenturyLink across a five (5) foot wide strip of land abutting all front and side boundary lines, an eight (8) foot wide strip of land abutting the rear boundary lines of all exterior lots, and a sixteen (16) foot wide strip of land abutting the rear boundary lines of all exterior lots. The term exterior lots as herein defined as those lots forming the outer perimeter of the above described section. The sixteen (16) foot wide easement may be reduced to eight (8) feet wide when the adjacent land is surveyed, platted and recorded. The subdivision shall grant perpetual easements to Metropolitan Urban District and/or Black Hills Energy, their successors and assigns to erect, install, construct, maintain, repair and remove electrical, telephone and other related facilities and to extend thereon pipes for the transmission of gas and water on, through, under and across a five (5) foot wide strip of land abutting all outside streets. No permanent buildings or retaining walls shall be placed in said easement ways, but the same may be used for gardens, shrubs, landscaping and other purposes that do not then or later interfere with the aforesaid or rights herein granted.

In witness whereof, we do set our names this _____ day of _____, 2018.

Jose Ramirez _____
Monica Ramirez _____

ACKNOWLEDGEMENT OF NOTARY
I, _____, Notary Public for the State of Nebraska, do hereby certify that on this _____ day of _____, 2018, before me, a Notary Public duly commissioned and qualified in and for said County, appeared Jose Ramirez and Monica Ramirez, husband and wife, known by me to be the legal persons whose names are affixed to the Dedication on My Commission expires _____.

Notary Public: _____

COUNTY TREASURER'S CERTIFICATION
This is to certify that I find no regular or special taxes due or delinquent against the property as described in the Surveyor's Certificate and as shown by the records of this office.

Sarpy County Treasurer _____ Date _____

REVIEWED BY SARPY COUNTY PUBLIC WORKS
This Plat of "RANCHO LA ESTRELLA" was reviewed by the Sarpy County Surveyor's Office.

Sarpy County Engineer/Surveyor _____ Date _____

APPROVAL OF BELLEVUE PLANNING COMMISSION
This Plat of "RANCHO LA ESTRELLA" was approved by the Bellevue Planning Commission.

Chairman, Bellevue Planning Commission _____ Date _____

APPROVAL OF BELLEVUE CITY COUNCIL
This Plat becomes null and void if not recorded within 90 days of approval date.

Mayor, City of Bellevue _____ Date _____
Attest: City Clerk _____

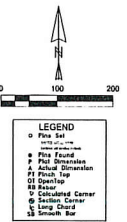
LAND SURVEYOR'S CERTIFICATE
I HEREBY CERTIFY THAT I have made a boundary survey of the subdivision herein and that permanent monuments have been found or set at all corners of said subdivision to be known as RANCHO LA ESTRELLA, being a Replat of Tax Lot B except the North 22.0 feet, Vacated Woods Avenue adjoining Tax Lot B on the East, Tax Lots A2B, C except the North 22.0 feet, D1, D2 and abandoned Chicago, Rock Island and Pacific Railroad (now known as Tax Lot K) all being in the Northwest 1/4 of the Northeast 1/4 of Section 21, Township 14 North, Range 13 East of the 6th P.M., Sarpy County, Nebraska, together with Tax Lots E1, E2, H1, H2, I and abandoned Chicago, Rock Island and Pacific Railroad (now known as Tax Lot J) all being in the Northwest 1/4 of the Northwest 1/4 of Section 21, Township 14 North, Range 13 East of the 6th P.M., Sarpy County, Nebraska, more particularly described as follows:
Beginning at the North 1/4 corner of said Section 21, thence N 89°20'00" E (assumed bearing along the North line of said Northeast 1/4 of said Section 21 a distance of 431.66'; thence S 31°50'40" W along the East line of said abandoned Chicago, Rock Island and Pacific Railroad a distance of 20.03' to a point 22.0 feet South of said North line of said Northeast 1/4 of said Section 21; thence N 67°13'27" E on a line 22.0 feet South of and parallel with said North line of said Northeast 1/4 of said Section 21 a distance of 331.84' to a point on the East line of said Vacated Woods Avenue; thence S 05°07'24" W along said East line of Vacated Woods Avenue a distance of 208.14'; thence S 60°37'32" W along the South line of said Vacated Woods Avenue, Tax Lots B, C and D2 a distance of 523.76' to a point on the East line of said abandoned Chicago, Rock Island and Pacific Railroad; thence S 21°50'57" W along said East line of said Tax Lot E1; thence S 89°41'02" W along the South line of the Northwest 1/4 of the Northwest 1/4 of said Section 21 and the Southeast corner of said Tax Lot E1; thence S 89°41'02" W a distance of 646.29' to the Southeast corner of the Northwest 1/4 of said Section 21 and the Southeast corner of said Tax Lot E1; thence S 89°41'02" W a distance of 143.50'; thence N 67°13'27" E a distance of 431.66'; thence N 01°00'00" E a distance of 148.07'; thence S 25°32'47" E a distance of 274.03'; thence N 67°20'03" E a distance of 134.66'; thence N 60°49'33" E a distance of 68.01'; thence N 30°20'00" E a distance of 60.54'; thence N 40°19'16" E a distance of 187.27'; thence S 25°32'47" E a distance of 94.37'; thence N 18°55'05" E a distance of 102.87'; thence N 58°45'32" E a distance of 94.37' to a point on the North line of Northwest 1/4 of said Section 21 and also Tax Lot E1; thence N 89°41'02" E along the North line of the Northwest 1/4 of Section 21 and also Tax Lot E1 a distance of 168.95' to the POINT OF BEGINNING and containing 27.2 Acres.

Darrel L. Wrenn, L.S. 449
Date: 10-30-18

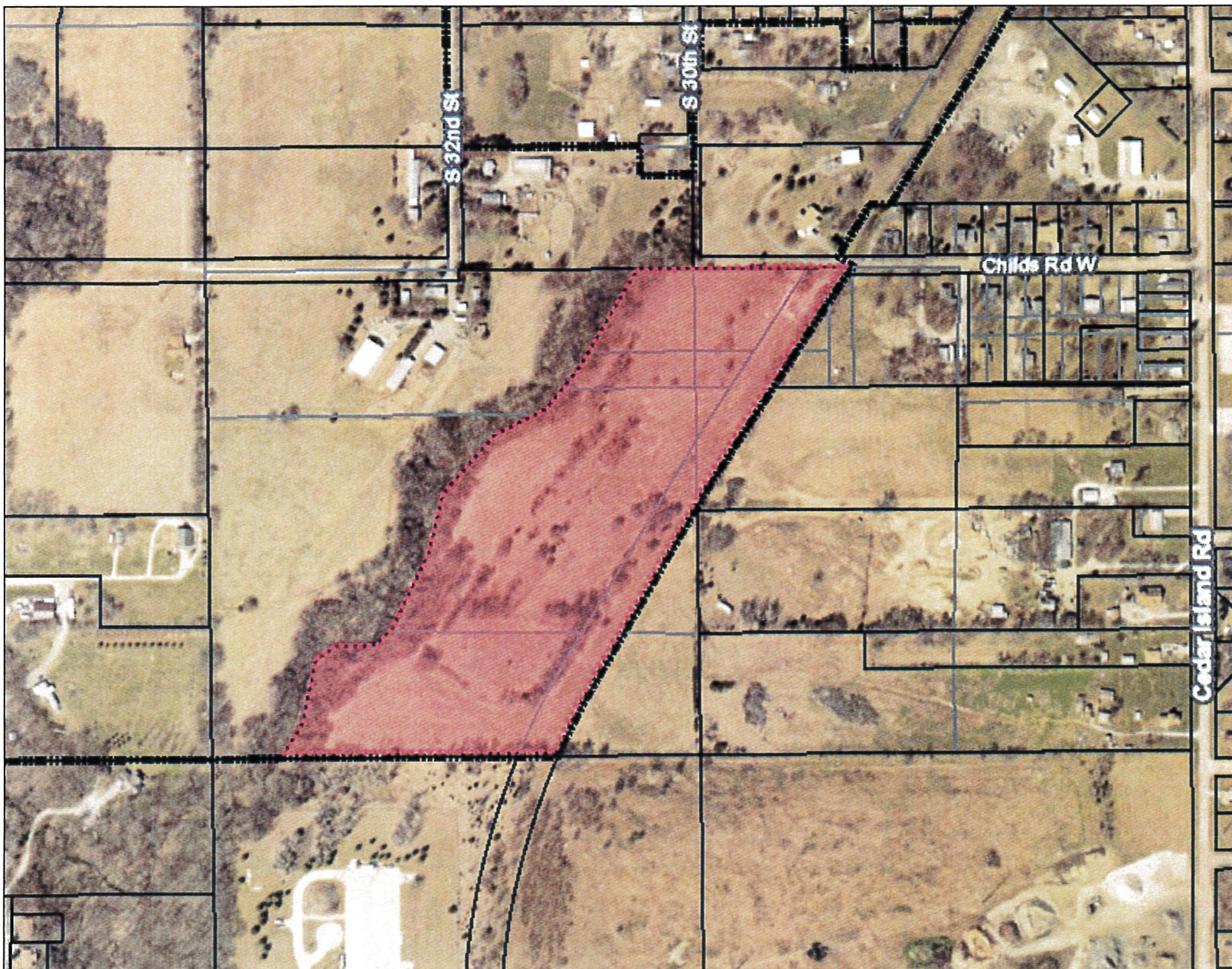
Reserved for Sarpy County Deeds Office

RANCHO LA ESTRELLA
 City of Bellevue - Small Subdivision
 DWS
 2915 Sheridan Road, Bellevue, NE 68123
 Date: 10-18-18
 Project: 115-7
 Sheet: 1 of 1

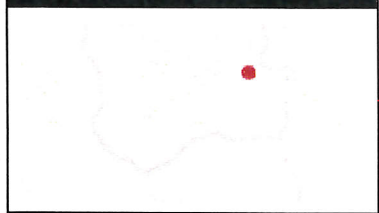
RECEIVED
 DEC 17 2018
 PLANNING DEPT.



City Limits Boundary

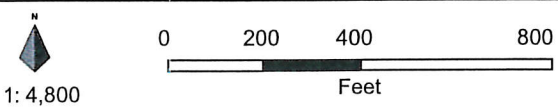


Location



Legend

- Road Centerlines
- Sanitary & Improvement District
- Municipal Boundaries
- 2018 Aerial Photo
- Red: Band_1
- Green: Band_2
- Blue: Band_3



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

Jose & Monica Ramirez
2803 Childs Road W
Bellevue, NE 68147
(402)707-9657

Dear Zoning Board,

Our names are Jose Ramirez and Monica Ramirez. We are an owner of the Parcel #011590762, Parcel #010602771 and Parcel #011590763, mailing address 2803 Childs Road W Bellevue, NE 68147. These are all directly next to each other. We are currently undergoing a process to join all of these parcels to one parcel of over 20 acres. I am requesting to rezone these parcels from RS -72 to AG. The reason behind this is we have a love of ranching and farming. We know there are similarly zoned parcels within the city of Bellevue and we want to make sure we are meeting all the regulations with the city in order to have our ranch. The current zoning of the parcels does not allow the full agricultural regulations for us. We have no plans of disturbing any neighbors; simply we want to raise cattle and livestock to make a living for our family.

Thank you for your attention and making a positive decision in this matter. If you have any questions please feel free to contact us at the information that we have provided above.

Jose Ramirez

Jose Ramirez

Monica Ramirez

Monica Ramirez

RECEIVED
NOV 15 2018
PLANNING DEPT.

ORDINANCE NO. 3935

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 2803 CHILDS ROAD WEST, MORE PARTICULARLY DESCRIBED IN SECTION 1 OF THE ORDINANCE AND TO PROVIDE AN EFFECTIVE DATE.

WHEREAS, having received a recommendation from the city of Bellevue Planning Commission and proper notice having been given and public hearing held as provided by law:

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

Section 1. That part of the official zoning map of the City of Bellevue, Nebraska, as provided in Article 3, of Ordinance No. 3619 is hereby amended to change the zone classification of the following described parcel of land:

Lots 1 and 2, Rancho La Estrella, being a platting of Tax Lot B, except the North 22.0 feet, vacated Wood Avenue adjoining Tax Lot B on the East, Tax Lots A2B, C except the North 22.0 feet, D1, D2, K, E1, E2, H1, H2, I, and J, all located in the North 1/2 of Section 21, T14N, R13E of the 6th P.M., Sarpy County, Nebraska

From RS-72 (Single Family Residence, 7,200 Square Foot Zone) to RS-72 (Single Family Residence, 7,200 Square Foot Zone) and AG (Agricultural District)

(Jose Ramirez)

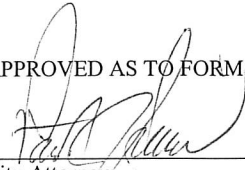
Section 2. This ordinance shall not take effect until such time as the final plat of Rancho La Estrella is filed with the Sarpy County Register of Deeds in accordance with Sections 4-10 and 4-11 of the City of Bellevue Subdivision Regulations.

Section 3. Except as amended herein, the official zoning map and the classification shown therein shall remain as heretofore existing.

Section 4. This ordinance shall take affect and be in force from and after its adoption and publication according to law.

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

APPROVED AS TO FORM:



City Attorney

ATTEST

City Clerk

Mayor

First Reading: 2-11-19
Second Reading: _____
Third Reading: _____

CITY OF BELLEVUE, NEBRASKA
 AGENDA ITEM COVER SHEET

11d
 2-26-19

COUNCIL MEETING DATE:	February 11, 2019	AGENDA ITEM TYPE:
SUBMITTED BY: Chris Shewchuk, Planning Director <i>ems</i>		SPECIAL PRESENTATION <input type="checkbox"/>
		LIQUOR LICENSE <input type="checkbox"/>
		ORDINANCE <input checked="" type="checkbox"/>
		PUBLIC HEARING <input type="checkbox"/>
		RESOLUTION <input type="checkbox"/>
		CURRENT BUSINESS <input type="checkbox"/>
		OTHER (SEE CLERK) <input type="checkbox"/>

SUBJECT:

Request to annex Sanitary and Improvement District #147, Blackhawk, consisting of Lots 1 through 97 and Lots 101 through 152, Blackhawk; Lot 1, Whitfield's Blackhawk; and Lot 2, Oakhurst Replat One. 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 #147 at this time.

FISCAL IMPACT:

This annexation would have a positive fiscal impact on the City based upon current and projected revenues and expenses associated with the annexation.

BUDGETED ITEM: YES NO

PROJECT # & TRACKING INFORMATION:

N/A

RECOMMENDATION:

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

BACKGROUND:

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

ATTACHMENTS:

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

SIGNATURES:

ADMINISTRATOR APPROVAL: 

FINANCE APPROVAL: 

LEGAL APPROVAL: 

City of Bellevue

PLANNING COMMISSION RECOMMENDATION

APPLICANT: City of Bellevue

CITY COUNCIL HEARING DATE: February 26, 2019

REQUEST: to annex SID 147, Blackhawk.

On January 24, 2019, the City of Bellevue Planning Commission voted six yes, zero no, zero abstained, and two absent to recommend:

APPROVAL based upon the Planning Department's recommendation.

VOTE:

Yes:	Six:	No:	Zero:	Abstain:	Zero:	Absent:	Two:
	Casey						Cain
	Perrin						Ritz
	Jacobson						
	Ackley						
	Cutsforth						
	Smith						

Planning Commission Hearing (s) was held on: January 24, 2019



City of Bellevue

Office of the Planning Department

To: Mayor Hike
City Council
City Administrator Jim Ristow

From: Chris Shewchuk, Planning Director *CMS*

Date: February 4, 2019

Subject: Request to annex SID #147, Blackhawk

The City of Bellevue is proposing to annex into the city limits Sanitary and Improvement District #147, Blackhawk. It has been determined that the SID is feasible for the City to annex based upon a review of its June 30, 2018 financial audit and input from City departments regarding operational needs to provide service to the area. The SID consists of 150 single-family residences and one park lot. The estimated population, based on Census data, is 393 people.

The Planning Department annually reviews SID audits and makes recommendations regarding annexations. While the City has typically proposed an annexation package consisting of several areas, at this time only SID 147 is being proposed for annexation as its review has been completed ahead of other SIDs. I expect in the near future a larger annexation package consisting of several SIDs and other properties will be presented for review.

Fiscal Analysis

As of June 30, 2018 Sanitary and Improvement District #147 had outstanding bonded indebtedness of \$935,000 plus an additional \$271,165 of general fund warrants outstanding. Prior to the end of the City's fiscal year, principal and interest payments of approximately \$97,000 will be due (although a portion of that will be paid by the SID prior to annexation approval). Bond payments in future years will be approximately \$95,000. The bonds carry interest rates ranging from 2.45% to 3.6%; the final maturity date for outstanding bonds is August 15, 2030.

Since the audit was completed, the SID has issued additional warrants. As of January 18, 2019, the outstanding warrant balance is \$315,775.98 with \$23,458.62 (plus interest) being due this fiscal year. General fund warrants are due three years after the date of issuance with the remaining warrants becoming due periodically through December 26, 2021. It will be in the City's best interest to pay off warrants prior to their due dates as they carry an interest rate of 7%.

As of December 31, 2018 the SID had cash on deposit with the County Treasurer of \$88,042.50. These funds can be used to pay bond and warrant expenses.

The assessed valuation of SID 147 for 2018 is \$36,201,124; the SID tax levy is 0.63 which will result in approximately \$228,000 of taxes receivable in 2019. The current City levy is 0.61; assuming no change in the levy and valuation, the City's taxes receivable in future years would be approximately \$220,800. (This is a conservative calculation as the SID valuation has increased by about 16.8% in the last five years.)

In addition to property tax revenue, the City would receive state highway allocation funds of approximately \$35,800 (based on current funding and is subject to change based on state revenue). The Wastewater Department would see additional revenue of \$54,594 most of which is paid to Omaha for sewage treatment while the remainder funds the operations of the department. Other tax revenue, such as sales taxes on delivered merchandise and automobiles, would be paid to the City but an estimate of this amount is not available.

Department Review

The proposal to annex SID 147 was sent to other City departments for their review. Department heads were asked to provide comments on how the annexation would affect the operations of the department in terms of workload and need for additional personnel or equipment. The following comments were received:

Streets: Annexation would add 4.25 lane miles to the City with annual maintenance costs of \$16,372. Although the additional lane miles by themselves would not result in a need for additional personnel or equipment, past annexations have not led to more resources for the department resulting in significant increases in the ratio of manpower to lane miles. The City would also acquire a bridge on 25th Street that would need to be added to the inspection schedule and would need to contract for installation of curb ramps in the next three years at an estimated cost of \$50,000. Annual street lighting costs would be \$10,575.

Wastewater: Infrastructure is satisfactory with minimal immediate repairs needed. Wastewater revenue would allow the department to continue to operate within its current operating margin.

Police: Can absorb this area with existing department strength.

Fire: Would not add to current call workload as the Fire Department already serves this area. A larger annexation would result in the need for another inspector and medic unit.

Library: A small budget increase may be necessary for additional materials, depending upon how many new card holders there are. This would have a minimal impact on the overall City budget.

Administrative Services: Minimal impact on transportation services, could be absorbed with existing resources.

Fleet Maintenance: As the City continues to grow, there will be greater need for additional maintenance facilities and staff.

City Clerk: No comments as there are no commercial establishments in the area.

Parks: Maintaining the 7.5 acre park would require the addition of one part-time employee and one seasonal employee, plus the purchase of two zero turn mowers. Personnel costs are estimated to be \$53,000 annually, while the mowers would be a one-time expense of \$2,600.

Impact on Residents

Upon the effective date of the annexation, residents will begin to receive services from the City of Bellevue in place of those currently being provided by Sarpy County or other entities. Such

services include law enforcement, street maintenance and snow removal, maintenance of the sanitary sewer system, park maintenance, and trash removal. The area already is served by the Bellevue Fire Department, but that is through an agreement with the Eastern Sarpy Suburban Fire Protection District. 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.

Based upon current property tax rates, residents should experience lower property taxes in the future. The current levy for residents is 2.40401, while the levy for city residents is 2.198227. The difference in the levies would result in a decrease in property taxes of \$205.78 for every \$100,000 of assessed valuation. The change would be in effect for 2019 taxes due in 2020.

Planning Department Recommendation

Based upon the review of the review of the financial audit and fiscal analysis and the City's ability to provide services to the residents of Blackhawk without negatively impacting the City budget, the Planning Department recommends approval of the proposal to annex Sanitary and Improvement District #147, Blackhawk, into the city limits.

Planning Commission Recommendation

APPROVAL based upon the Planning Department's recommendation.

Chris Shewchuk

From: Bossard, Mary <MBossard@nektar.com>
Sent: Friday, January 18, 2019 7:13 PM
To: Chris Shewchuk
Subject: Annex proposal for Blackhawk

You don't maintain Looking glass park and sidewalks by the school. Why on earth would you take on another subdivision? The janitor from the school cleared the sidewalks from the last snowstorm. You didn't mow the park properly last summer either.

Please explain how there is any benefit to the property owners or residents to annexation.

My disabled son in law can't walk the kids to school because the sidewalks are not cleared. He can't walk his service dog behind the house because the sidewalks are not cleared. You don't maintain the current city area—why should I want you to now not maintain even more of the neighborhood?

The SID clears their property—you don't maintain yours properly.

Mary Bossard
Property owner
2918 Courtney Drive

Sent from my iPhone

RECEIVED
JAN 24 2019
PLANNING DEPT.

ORDINANCE NO. 3936

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 TO WIT:

LOTS 1 THROUGH 97, BLACKHAWK
LOTS 101 THROUGH 152, BLACKHAWK
LOT 1, WHITFIELD'S BLACKWAWK
LOT 2, OAKHURST REPLAT ONE
AND ALL ABUTTING RIGHTS-OF-WAY

ARE CONTINGUOUS 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.

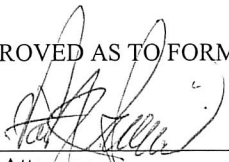
NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF BELLEVUE, NEBRASKA:

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 May 2, 2019 and after its passage, approval, and publication according to law.

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

APPROVED AS TO FORM:



City Attorney

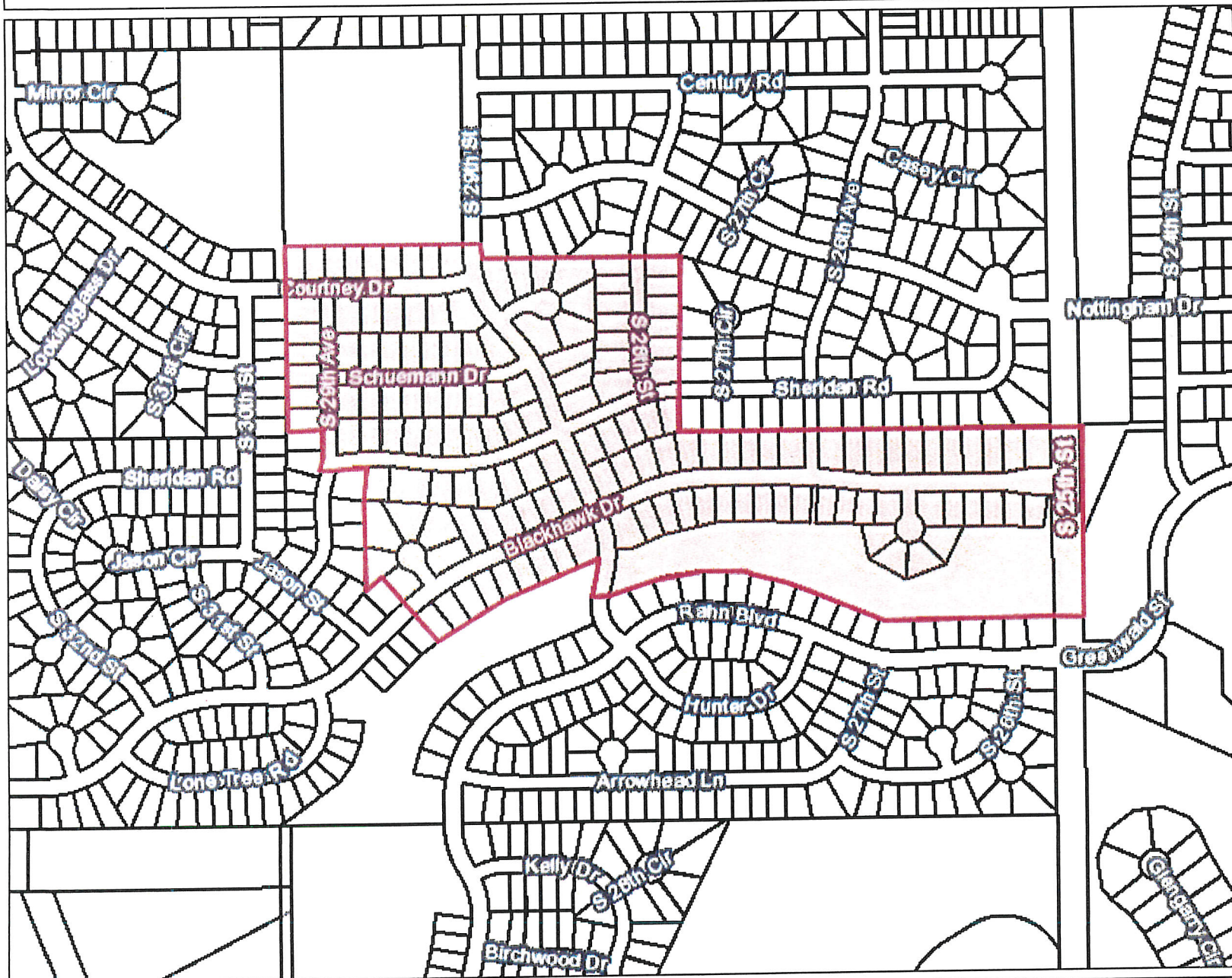
ATTEST

City Clerk

Mayor

First Reading: 2-11-19
Second Reading: _____
Third Reading: _____

Area of Proposed Annexation SID 147, Blackhawk



Location



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

RESOLUTION NO. 2019-05

WHEREAS, the Bellevue Housing Authority (“BHA”) plans to dispose of certain public housing units; and

WHEREAS, the BHA requires a letter with the Mayor’s signature and said *Certification by State or Local Official of PHA Plans Consistency with the Consolidated Plan or State Consolidated Plan* (“Letter”) is attached to the Resolution; and

WHEREAS, the BHA requires that the application to the Special Application Center (“SAC”) provide a brief description of the process of its consultation with local government officials which summarizes the dates, meeting, and issues raised by the local government officials, and the PHA’s responses to the those issues.

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

The Mayor is authorized to sign the Letter and the BHA is authorized to sell inventory of current BHA homes as identified, and the matters related herein are hereby adopted and shall be effective as of the date first written below.

ADOPTED AND APPROVED this _____ day of February, 2019.

Mayor

ATTEST:

City Clerk

**Certification by State or Local
Official of PHA Plans Consistency
with the Consolidated Plan or
State Consolidated Plan
(All PHAs)**

U. S Department of Housing and Urban Development
Office of Public and Indian Housing
OMB No. 2577-0226
Expires 2/29/2016

**Certification by State or Local Official of PHA Plans
Consistency with the Consolidated Plan or State Consolidated Plan**

I, Rusty Hike, the Mayor
Official's Name *Official's Title*

certify that the 5-Year PHA Plan and/or Annual PHA Plan of the
Housing Authority of the City of Bellevue NE
PHA Name

is consistent with the Consolidated Plan or State Consolidated Plan and the Analysis of
Impediments (AI) to Fair Housing Choice of the
City of Bellevue NE
Local Jurisdiction Name

pursuant to 24 CFR Part 91.

Provide a description of how the PHA Plan is consistent with the Consolidated Plan or State
Consolidated Plan and the AI.

The City has participated in the Disposition Application process. After consulting with the City of Bellevue's
Analysis of Impediments (AI) and the housing needs of the community, the City agrees that PHA's Plan
works towards fulfilling those needs.

I hereby certify that all the information stated herein, as well as any information provided in the accompaniment herewith, is true and accurate. **Warning:** HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties. (18 U.S.C. 1001, 1010, 1012; 31 U.S.C. 3729, 3802)

Name of Authorized Official	Title
Rusty Hike	Mayor, City of Bellevue NE
Signature	Date

Bellevue Housing Authority (BHA) Point Paper

* Improving Our Housing & Serving More Families

As it turns out, funding constraints at the federal level present a local opportunity to make capital improvements to most of our public housing and, at the same time, increase the number of families we serve by growing our housing inventory. This paper provides some background on our current situation and outlines a generalized path forward that takes advantage of public housing opportunities offered by HUD.

Background on BHA

Formed in 1979, BHA now serves about 350 families throughout Sarpy County, 49 in public housing all located within Bellevue city limits, and about 300 families in Section 8 housing located in Bellevue, La Vista, Papillion, and Gretna. BHA is primarily funded by and regulated by HUD. The Bellevue Mayor is the appointing official for the BHA Board of Commissioners who is responsible for strategic oversight.

BHA Public Housing – Current Situation

While BHA owns 49 public housing properties, HUD holds liens on those properties through deeds of trust and provides subsidies to BHA to operate the housing program. Nineteen of these properties are single family houses while 30 are multi-family duplexes or townhomes.

Current BHA Public Housing Properties by Ward

Ward	Single Family	Multi Family
1	4	8
2	3	-
3	-	-
4	3	-
5	9	22

While the properties are generally in fair shape, a 2015 analysis showed that \$900K worth of improvements must be made over the next ten years, and that \$400K of those improvements should be made immediately. The problem is that HUD can only grant BHA about \$65K per year for these capital improvements. This shortfall is a nationwide problem - HUD simply cannot afford the capital improvements on their properties.

HUD Recognizes the Capital Improvements Funding Problem

HUD now offers several programs designed to encourage Housing Authorities to take possession of their public housing properties thereby transitioning HUD out of the “property owning” business where capital improvement funding is necessary. BHA is interested in the “Disposition” program which simply releases the deeds of trust HUD holds on our properties and gives BHA clear title to the same. The tenants in those properties transfer to the Section 8 Voucher system and live anywhere vouchers are accepted.

The Opportunity

Clear title to our properties allows BHA to decide what our inventory should look like and reshape it to better fit the needs of the communities we serve. In general, some properties will be offered for sale to qualified

tenants that are currently renters, some properties will be sold outright on the open market, and some (most) will be retained and improved by borrowing on those same properties. Further, proceeds from property sales will be used to develop more affordable housing in the area. Benefits include:

- Improvements to 30 retained multi-family units (roofs, HVAC, kitchen/bath remodels, concrete, etc.)
- A 30% increase in our affordable housing inventory
 - About 35 new housing units would be built increasing inventory to 65 (currently 49)
- More families would receive affordable housing (at least 20% below market value)
- BHA would manage the housing operation independent of HUD

The “9th Street” Example

The idea of leveraging properties to build housing is not new to BHA. On 9th Street in Bellevue, near the intersection of Fort Crook & Childs Road, BHA built two duplexes by mortgaging two properties we own. We are now able to rent four new, 3 bedroom apartments at 20% below market rates to deserving families. In essence, we used our ownership in two properties to now serve six families.

The General Plan

BHA would submit a Disposition application to HUD. Upon HUD approval, BHA would:


- Sell all 19 single family (SF) homes in the inventory, some on the market and some to current tenants
 - For our purposes, SF home upkeep is higher than for multi-family housing and rents would not be affordable for lower income households
 - We are excited to offer some of our qualified tenants an opportunity to purchase the house they currently live in – a dream come true for many!
 - Any family that is affected and/or displaced will receive a Section 8 voucher – NO current client would be without housing
- Use the proceeds generated from the sales to build affordable housing
 - The location and type of housing (i.e. duplex, row house, bedroom numbers, etc.) depends on the housing needs of the community
- Secure bank loans on the 30 retained duplex & row houses to improve the properties
 - These properties do not require significant long term improvements and can be operated cost effectively
- BHA’s associated 501c3 Foundation would manage the properties independently from HUD
 - Housing rents would be varied but remain affordable and at least 20% below market rents

Synopsis

By taking advantage of HUD’s Disposition program, BHA can take clear title of all its current public housing properties. Some properties would be sold (single family houses) to raise funds to build new affordable housing, while some properties would be retained (multi-family) and improved by taking loans on those properties. All affected tenants would receive housing vouchers and most would stay in their improved housing while some would move to other suitable housing. BHA would manage an expanded and improved housing program independently from HUD.

CITY OF BELLEVUE, NEBRASKA
 AGENDA ITEM COVER SHEET

* 150
 2-26-19

COUNCIL MEETING DATE:	02/25/2019	AGENDA ITEM TYPE:	
SUBMITTED BY: Chief Mark Elbert 		SPECIAL PRESENTATION	<input type="checkbox"/>
		LIQUOR LISCENSE	<input type="checkbox"/>
		ORDINANCE	<input type="checkbox"/>
		PUBLIC HEARING	<input type="checkbox"/>
		RESOLUTION	<input type="checkbox"/>
		CURRENT BUSINESS	<input checked="" type="checkbox"/>
		OTHER (SEE CLERK)	<input type="checkbox"/>

SUBJECT:

AED Maintenance Contract

SYNOPSIS:

The police department still maintains AED's for the cruisers for out in the field, and they need yearly maintenance.

FISCAL IMPACT:

\$5,544.00 for the year

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

PROJECT NAME, CALENDAR AND CODING:

Requestor	Project Name:	
	Expected Start Date:	Expected End Date:
	CIP Project Name:	
	MAPA # and Name:	
	Street District # and Name:	
Finance	Distribution Code:	20 [Fund-Dept-Project-Subproject-Funding Source-Cost Center]
	GL Account #: 6034	GL Account Name: Contractual services

RECOMMENDATION:

I recommend that the Council approve the contract for the maintenance for the AED's.

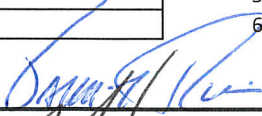


BACKGROUND:

The police department has had AED's for numerous years, and all of the models need maintenance to keep them working properly. This is a yearly renewal of the maintenance contract.

ATTACHMENTS:

1	AED Maintenance Contract	4	
2		5	
3		6	

SIGNATURES:

ADMINISTRATOR APPROVAL: 
 FINANCE APPROVAL: 
 LEGAL APPROVAL: 



Physio Control, Inc.
 11811 Willows Road NE
 P.O. Box 97006
 Redmond, WA 98073-9706 U.S.A
 www.physio-control.com
 tel (800) 442.1142
 fax (800) 772.3340

Quote Number 00142876
 Create Date 9/21/2018 11:15 AM
 Quote Expiration Date 12/21/2018
 Quote Consultant Jeremy Stevens
 402-214-7449
 WEMM59

Service Plan Quote

Account: 21202401	Service Plan Detail
Jody Van Houton BELLEVUE PD 1510 WALL ST BELLEVUE, NE 68005 (402) 293-3172 jody.vanhouten@bellevue.net	Type Renewal Service Plan Start Date 12/01/2018 Service Plan End Date 11/30/2019 Reference Plan DS022599 Billing Frequency Quarterly Terms All quotes subject to credit approval and the following terms and conditions Net Terms NET 30 Promotion Coverage Details-Brochure www.physio-control.com/ServicePlans/
Notes	
Service plan customers receive 15% discount on Accessories and Disposables.	

Product	Start Date	End Date	Qty	Term List Price	Disc %	Annual Net Price Per Unit	Term Net Price Per Unit	Extended Term Net Price
LP1000-OSPM-1	12/01/2018	11/30/2019	14	396.00	0.00	396.00	396.00	5,544.00

* Denotes Proration
 Product Descriptions provided below signature line.

Subtotal	USD 5,544.00
Estimated Tax	USD 0.00
Estimated Shipping & Handling	USD 0.00
Grand Total	USD 5,544.00
Pricing Summary Totals	
List Price Total	USD 5,544.00
Total Discount	USD 0.00
Estimated Tax + S&H	USD 0.00

Tax will be calculated at time of invoice and is based on the Ship To location where product will be shipped.

GRAND TOTAL FOR THIS QUOTE
 USD 5,544.00

Please provide a company issued Purchase Order that includes Billing and Shipping Address.
 PO must reference payment terms of Net 30 days.

- OR -

Required information if no Purchase Order is provided

Billing Address <input checked="" type="checkbox"/> same as address on quote	Shipping Address <input checked="" type="checkbox"/> same as Billing Address
Account Name _____	Account Name _____
Address _____	Address _____
City _____	City _____
State _____ Zip Code _____	State _____ Zip Code _____
Accounts Payable Contact Information	
<i>Jody Van Houten</i> _____	<i>402-293-3172</i> _____
Accounts Payable Contact	Accounts Payable Phone Number
<i>Jody.vanhouten@Bellvue.net</i> _____	
Accounts Payable Email	Customer is Tax Exempt? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Authorized Customer Signature	_____
<i>Rusty Hike</i> _____	Signature
Name	_____
<i>Mayor</i> _____	Date
Title	_____

Optional information:

Special Ship to Address _____

Comments _____

For Multiple End Users, please attach a supporting document with End User name, physical location, product type and quantity

Reference Number NS/21202401/170161/00142876

Product	Product Description
LP1000-OSPM-1	LIFEPAK 1000 Service - 1 YEAR. On-site Preventative Maintenance. On-Site Preventive Maintenance Coverage for LIFEPAK® 1000 Includes: -Services performed at customer's location by a Physio-Control Technical Specialist -Annual Preventive Maintenance and inspections including quality assurance documentation -Discounts on accessories and disposables -Updates to the latest software version -Preconfigured loaner device provided if needed -Battery Replacement Service -Replacement of adult electrodes at scheduled time of service due to expiration or failure.

Service Plan Summary

List of covered equipment by location will be provided upon Customer's signature of this quote.

General Terms for all Products, Services and Subscriptions.

Physio-Control, Inc. ("Physio") accepts Buyer's order expressly conditioned on Buyer's assent to the terms set forth in this document. Buyer's order and acceptance of any portion of the goods, services or subscriptions shall confirm Buyer's acceptance of these terms. Unless specified otherwise herein, these terms constitute the complete agreement between the parties. Amendments to this document shall be in writing and no prior or subsequent acceptance by Seller of any purchase order, acknowledgment, or other document from Buyer specifying different and/or additional terms shall be effective unless signed by both parties.

Pricing. Prices do not include freight insurance, freight forwarding fees, taxes, duties, import or export permit fees, or any other similar charge of any kind applicable to the goods and services. Sales or use taxes on domestic (USA) deliveries will be invoiced in addition to the price of the goods and services unless Physio receives a copy of a valid exemption certificate prior to delivery. Discounts may not be combined with other special terms, discounts, and/or promotions.

Payment. Payment for goods and services shall be subject to approval of credit by Physio. Unless otherwise specified by Physio in writing, the entire payment of an invoice is due thirty (30) days after the invoice date for deliveries in the USA, and sight draft or acceptable (confirmed) irrevocable letter of credit is required for sales outside the USA.

Minimum Order Quantity. Physio reserves the right to charge a service fee for any order less than \$200.00.

Patent Indemnity. Physio shall indemnify Buyer and hold it harmless from and against all demands, claims, damages, losses, and expenses, arising out of or resulting, from any action by a third party against Buyer that is based on any claim that the services infringe a United States patent, copyright, or trademark, or violate a trade secret or any other proprietary right of any person or entity. Physio's indemnification obligations hereunder will be subject to (i) receiving prompt written notice of the existence of any claim; (ii) being able to, at its option, control the defense and settlement of such claim (provided that, without obtaining the prior written consent of Buyer, Physio will enter into no settlement involving the admission of wrongdoing); and (iii) receiving full cooperation of Buyer in the defense of any claim.

Limitation of Interest. Through the purchase of Physio products, services, or subscriptions, Buyer does not acquire any interest in any tooling, drawings, design information, computer programming, patents or copyrighted or confidential information related to said products or services, and Buyer expressly agrees not to reverse engineer or decompile such products or related software and information.

Delays. Physio will not be liable for any loss or damage of any kind due to its failure to perform or delays in its performance resulting from an event beyond its reasonable control, including but not limited to, acts of God, labor disputes, the requirements of any governmental authority, war, civil unrest, terrorist acts, delays in manufacture, obtaining any required license or permit, and Physio inability to obtain goods from its usual sources.

Limited Warranty. Physio warrants its products and services in accordance with the terms of the limited warranties located at <http://www.physio-control.com/Documents/>. The remedies provided under such warranties shall be Buyer's sole and exclusive remedies. Physio makes no other warranties, express or implied, including, without limitation, **NO WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE, AND IN NO EVENT SHALL PHYSIO BE LIABLE FOR INCIDENTAL, CONSEQUENTIAL, SPECIAL OR OTHER DAMAGES.**

Compliance with Confidentiality Laws. Both parties acknowledge their respective obligations to maintain the security and confidentiality of individually identifiable health information and agree to comply with applicable federal and state health information confidentiality laws.

Compliance with Law. The parties agree to comply with any and all laws, rules, regulations, licensing requirements or standards that are now or hereafter promulgated by any local, state, and federal governmental authority/agency or accrediting/administrative body that governs or applies to their respective duties and obligations hereunder.

Regulatory Requirement for Access to Information. In the event 42 USC § 1395x(v)(1)(I) is applicable, Physio shall make available to the Secretary of the United States Department of Health and Human Services, the Comptroller General of the United States General Accounting Office, or any of their duly authorized representatives, a copy

of these terms, such books, documents and records as are necessary to certify the nature and extent of the costs of the products and services provided by Physio.

No Debarment. Physio represents and warrants that it and its directors, officers, and employees (i) are not excluded, debarred, or otherwise ineligible to participate in the Federal health care programs as defined in 42 USC § 1320a-7b(f); (ii) have not been convicted of a criminal offense related to the provision of healthcare items or services; and (iii) are not under investigation which may result in Physio being excluded from participation in such programs.

Choice of Law. The rights and obligations of Physio and Buyer related to the purchase and sale of products and services described in this document shall be governed by the laws of the state where Buyer is located. All costs and expenses incurred by the prevailing party related to enforcement of its rights under this document, including reasonable attorney's fees, shall be reimbursed by the other party.

Additional Terms for Purchase and Sale of Service Plans.

In addition to the General Terms above, the following terms apply to all Physio Service Plans.

Service Plans. Physio shall provide services according to the applicable Service Plan purchased by Buyer and described at <http://www.physio-control.com/ServicePrograms.aspx> for the length of the subscription purchased and for the devices specified as covered by the Service Plan ("Covered Equipment").

Pricing. If the number or configuration of Covered Equipment changes during the Service Plan subscription, pricing shall be pro-rated accordingly. For Preventative Maintenance, Inspection Only, Comprehensive, and Repair & Inspect Service Plans, Buyer is responsible to pay for preventative maintenance and inspections that have been performed since the last anniversary of the subscription start date and such services shall not be pro-rated.

Device Inspection Before Acceptance. All devices that are not covered under Physio's Limited Warranty or a current Service Plan must be inspected and repaired (if necessary) to meet specifications at then-current list prices prior to being covered under a Service Plan.

Unavailability of Covered Equipment. If Covered Equipment is not made available at a scheduled service visit, Buyer is responsible to reschedule with the Physio Service Technician, or ship-in the Equipment to a Physio service depot. Physio reserves the right to charge Buyer a surcharge for a return visit. Surcharges will be based on then-current Physio list price of desired services, less 10% for labor and 15% for parts, plus applicable travel costs. The return visit surcharge will be in addition to the subscription price of the Service Plan. To avoid the surcharge, Buyer may ship devices to a Physio service depot. Buyer shall be responsible for round-trip freight for ship-in service.

Unscheduled or Uncovered Services. If Buyer requests services to be performed on Covered Equipment which are not covered by a Service Plan, or are outside of designated Services frequency or hours, Physio-Control will charge Buyer for such services at 10% off Physio-Control's standard rates (including overtime, if appropriate) and applicable travel charges. Repair parts required for such repairs will be made available at 15% off the then-current list price.

Loaners. If Covered Equipment must be removed from service to complete repairs, Physio will provide Buyer with a loaner device, if one is available. Buyer assumes complete responsibility for the loaner and shall return the loaner to Physio in the same condition as received, normal wear and tear exempted, upon the earlier of the return of the removed Covered Equipment or Physio's request.

Cancellation. Buyer may cancel a Service Plan upon sixty (60) days' written notice to Physio. In the event of such cancellation, Buyer shall be responsible for the portion of the designated price which corresponds to the portion of the Service Plan subscription prior to the effective date of termination and the list-price cost of any preventative maintenance, inspections, or repairs rendered after the last anniversary date of the subscription start date.

No Solicitation. During the Service Plan subscription and for one (1) year following its expiration Buyer agrees to not to actively and intentionally solicit anyone who is employed by Physio to provide services such as those described in the Service Plan.



CITY OF BELLEVUE

OFFICE OF CITY ADMINISTRATOR

1500 Wall Street - Bellevue, NE 68005 - (402) 293-3022

16
2-26-19

To: Mayor Hike, City Council President Cook and
Members of the Bellevue City Council
From: James L. Ristow, City Administrator
Subject: Overview - Activities report
Date: February 20, 2019

- Strategic Planning preparation with consultant Warren Miller
- Meeting with non-profit entity exploring community celebration event
- Attended Sarpy County Economic Development annual meeting
- Meeting with MAPA Greg Youell representative and Mayor Hike for briefing on working relationship and future needs
- Meeting with Councilmember Welch to discuss agenda item for clarity
- Phone conference with The Nebraska Community Energy Alliance for briefing on their mission and our partnership
- City Council meeting - February 11th
- Meeting with prospects for LB 840 committee and interviewing new chairperson prospect.
- Development of an action plan for the LB 840 committee's future direction
- United Cities Sarpy County Legislative Update on bills that impact our cities
- Meeting with Sarpy County Information Systems staff for a update on our agreement and projects moving forward
- Meeting with Hwy 34 land owner and Bellevue Chamber to discuss land option to provide the ability to promote the property for future development
- Community leader meeting to discuss private - public partnership for future commercial development
- Meeting with prospect for city owned land along Harlan Lewis Road.
- Committee meeting with three council members to review Council Policy Resolution 39 based on feedback from the City Council meeting on the 11th
- Meeting with new County Commissioner Burmeister
- Transition meeting with Adams & Sullivan and in-house attorney
- Working with Olde Towne developer on Letter of Intent for due diligence to scope the potential project

HUMAN SERVICE MANAGER 2 WEEK REPORT

February 4th- 20th

FINANCIAL ASSISTANCE

OPPD 1

Rent 6

MUD 0

BH 0

CR =3

TOTAL= 10

TOTAL NO SHOWS= 3

FOOD PANTRY

TOTAL= 0

MEETINGS

BMA...2/7, 2/14

TASKS

Check FMLA Time Cards

Approval of HS Time Cards

1 New Employee Orientation

Processed New FMLA Cases

Susan Kluthe

From: Amanda Chandler
Sent: Wednesday, February 20, 2019 3:15 PM
To: Susan Kluthe
Subject: FW: Activity Report

From: Laurel Gardner <Laurel.Totman@bellevue.net>
Sent: Wednesday, February 20, 2019 11:13 AM
To: Amanda Chandler <amanda.parker@bellevue.net>
Subject: Activity Report

Specialized Transportation traveled 2,725 Miles with 415 passengers the last two weeks and the office registered twelve new clients. LG



City of Bellevue

Office of the City Clerk

1500 Wall Street • Bellevue, Nebraska 68005 • (402) 293-3007

February 20, 2019

From: Susan Kluthe, City Clerk

RE: Information for Administration Report

- Completion of Proceedings, Claims, Notice of Meeting, Public Notice on Bridge Study, and Ordinance No. 3926: Issuance of Highway Allocation Fund Pledge Bonds, in pamphlet form for the Bellevue Leader (Published Date – 2.20.19)
- Completion of Minutes of 2.11.19 Council Meeting
- Attended Agenda Meeting/Director Meeting 2.19.19
- Attended Strategic Planning Meeting 2.20.19
- Working on organizing office and filing of documents
- April 1st deadline for Fireworks Distributor License (received 2 so far)
- April 3rd Applications for Retail Sale of Fireworks Licenses become available
- Unpaid pet licenses (1)
- Waste Haulers Licenses (2 have paid)
- Unpaid Vender fees for Annual Occupation Tax Stickers (8)
- Liquor License Renewal Requests were mailed out to all Non-Class “C” license holders
- Updating Contract Management Records with contracts, agreements, etc. & filing
- The Tree Board was sent an appeal received regarding a citation about dangerous limbs at 2814 Ponderosa Drive – Tree Boards response to the request was received on 2.14.19 – Working on next action to be taken (notifying property owner)
- Working on organization of Sabrina’s office so ready when I make the move (after hiring of a Deputy
- Deadline for Deputy Clerk position has been posted and the deadline is the end of the day, Tuesday, February 26th
- Day to day tasks, as usual.



CITY OF BELLEVUE
FINANCE DEPARTMENT

1500 Wall Street - Bellevue, NE 68005 - (402) 293-3000

Bellevue Finance Department
Status Report February 26, 2019

ACCOUNTING AND FINANCE

- Prepared multi-year financial projection for Strategic Planning Session
- Treasury management; Deposit confirmations, Researched undocumented cash receipts
- Exploring refinancing of higher interest bonds related to property holdings (WBV, etc.)
- Issued payments for approved expenses
- Payroll downloads / imported into Abila
- Data Entry of Journal Entries for departments
- Authorized CDBG reimbursement
- Review Accounts Payable and research bills on minute record
- Booked various cash receipts
- Continued Audit progress
- Processed credit card transactions and reconciled statements
- Prepared Rescue Fee Report
- Reviewed legislative bulletins (for issues that might have an effect on Bellevue)
- Lease entries
- Monthly tax reports
- Retrieved document for and answered October financial questions for departments

CDBG:

- Continued work on the draft 2019-2023 Consolidated Plan including gathering community input and planning community meeting to review the development of the plan and gather additional input to identify community needs.
- Completed draft Substantial Amendment for the 2018 Action Plan to move the available balance of funds in the CDBG line of credit from closed activities to the Chandler Hills Paving Improvement Project to meet timeliness requirements and prepare for public hearing.
- Followed up with all CDBG subrecipients regarding new agreements and amendments for existing agreements to receive all required documents and complete agenda items for next council meeting
- Completed and submitted the quarterly HUD Federal Financial Report.

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
- New Hire Orientation: 4
- Conferred with legal, employees, and insurance carrier on liability claims/lawsuits
- New office in the fabrication shop has been renovated enough to use and avoid exposing the employees to moldy conditions along the space where the old office was located
- Arranged for pickup and help load sold surplus p/c items
- Posted and sold surplus items from the Police, Communication, Fleet and Fire Dept
- Organized the auction room to make room for storage of permits items
- Cleaned up and organized the flex room files to make room for additional storage
- Discussed repairs needed in the Parks in Ward 1 with Building maintenance
- Delivered ice grips for shoes/boots to the employees requesting them.
- Worked on ADA updates and City's Transition plan
- Conducted all duties associated with surplus equipment auction
- Total surplus sales as of January 22, 2019: **\$335,850**

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 2/19/2019

A. General Items:

- QA/QI
- Kick off meeting on station alerting system.
- Working on SWOT
- Working on getting medic referbs. ordered
- Working with Todd from Fleet and Captain Gifford on the two engine problems with Engine 21 and Engine 41
- Shift bids continue-currently in round 2
- Continuing to collect certifications from the part-time new hires
- Meeting Tuesday @ BMC to discuss possible trauma center designation in the future
- Meeting Thursday with Southeast Community College to discuss students riding along
- Friday BMC is having a health fair and have asked us to participate with a demonstration on hands-only CPR. Captain will handle
- Meeting with Papillion and Omaha Fire to discuss interface with CAD for station alerting.

B. Training:

- MAYDAY procedures
- Hazmat C kit training
- LVAD training

C. Inspections:

- Final inspection E wing Bellevue East High School.
- Re inspection of Little Gems Day Care
- Final inspection of Ross Dress for Less.
- Final of Five Below.

D. Calls:

Fire – 49

Rescue - 147





City of Bellevue

Fire Department

211 West 22nd • Bellevue, Nebraska 68005 • (402) 293-3153

E. Ambulance Billing

No mid-month report

F. Manpower Report Staffing

Staffing Report from 2/4/2019 through 2/10/2019

Monday	AM	Full		
Monday	PM	Full		
Tuesday	AM	Full E-1	3-Person	
Tuesday	PM	E-1	3-Person	
Wednesday	AM	Full		
Wednesday	PM	Full		
Thursday	AM	E-1	3-Person	
Thursday	PM	Full		
Friday	AM	E-1,21,31,41	3-Person	
Friday	PM	E-1,21,31,41	3-Person	
Saturday	AM	E-1,21,31,41	3-Person	EMS OOS
Saturday	PM	E-1,21,31,41	3-Person	
Sunday	AM	E-1,21,31,41	3-Person	EMS O.O.S.
Sunday	PM	E-1,21,31	3-Person	

Staffing Report from 2/11/2019 through 2/17/2019

Monday	AM	E-1,21,31,41	3-Person	
Monday	PM	Full		
Tuesday	AM	Full E-1,31,41	3-Person	
Tuesday	PM	E-31	3-Person	
Wednesday	AM	E-21,41	3-Person	
Wednesday	PM	E-41	3-Person	
Thursday	AM	Full		
Thursday	PM	Full		
Friday	AM	Full		
Friday	PM	Full		
Saturday	AM	E-1,31	3-Person	E-41 O.O.S.
Saturday	PM	Full		
Sunday	AM	E-21,31	3-Person	
Sunday	PM	Full E-21,31	3-Person	



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: 2/12/2019

- The Seed Share event at the Bellevue Public Library drew over 110 persons on Saturday, Feb. 10. Persons attending can pick up free seeds to use for their gardens and lawns and also leave seeds for others. Assisting at the program, which was sponsored by the Adult Services Department of the library, were Nebraska Extension personnel and Master Gardeners. The Friends of the Bellevue Public Library assisted with this program.
- Library Director Julie Dinville submitted the annual statistical report to the Nebraska Library Commission. The report is due to the state by Feb. 15 and must be filed for accreditation purposes and to receive state aid.
- The Children's Department and the Adult Services Department are collaborating on a four-week session Bellevue Bots Robotics Club which kicks off on Friday, Feb. 22. The library received a grant from the Altrusa Club to purchase 10 robots and also were given funds earned by the Junior Friends of the Bellevue Public Library to purchase tablets to use as controls for the robots. The initial program will be offered to youths in Grades 4-6, but the hope is to offer a version of the course at an adult level.
- The Children's Department hosted library patron Maureen Brown in an event on Feb. 7 to make Valentines for Bellevue retirees. Especially children, but persons of all ages were invited to help make the homemade valentines which will be delivered to Bellevue retirement home residents.
- The Adult Services Department has a display running through February for "Blind Date with a Book." As part of the display, each book is wrapped so that the title and author do not appear. The theme this year is "Love at First Sight" -- each book will have the first paragraph of the book on the front of the package and patrons can judge from that if it's love at first sight or not. And they have information indicating the target age level. Inside there is a bookmark and a rating card they can turn in with the book.



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: 2/19/2019

- Over 80 persons of all ages attended the Chinese New Year celebration at the library on Friday, Feb. 15. Chinese students from Bellevue University, wearing traditional cultural attire, shared customs of the Chinese New Year, demonstrated Chinese calligraphy and held a fun chopstick competition among other activities. Chinese themed snacks were also available to participants.
- The Junior Friends of the Bellevue Public Library participated in a Community Impact Night at Pizza Ranch in Papillion on Thursday, Feb. 14, from 4:30 to 8:30 p.m., raising over \$380. The Junior volunteers bussed tables and collected tips and 10 percent of the proceeds from the evening's sales.
- On Feb. 14, the young adult Anime and Manga Club met at 4:30 p.m. Special activities for this session included watching anime movies and making letter bead bracelets and backpack charms for Valentine's Day. The Anime and Manga club was recently featured in an article in the *Bellevue Leader*. At the afterschool Winter Café for teens on Feb. 12, a craft to make light-up circuit Valentines was held using copper tape, coin cell batteries, Paper hearts and LED bulbs.
- Nicole Olson, functional diagnostic nutrition practitioner, held a Clean Living 101 program on Feb. 17 at the library, providing tips on how to detox your body and home. The event was sponsored by the Adult Services Department of the library.
- A meeting of the site feasibility project Steering Committee was held on Thursday, Feb. 14, to review details for the upcoming presentation to the Bellevue City Council on Tuesday, Feb. 26th. Members of the Clark Enersen design team reviewed content for the presentation with the committee.
- Monthly staff meetings were held on Feb. 13. Among the topics discussed were the upcoming Presidents Day holiday and staffing, a reminder on the library's dress code, and a number of items related to Circulation activities including a review of the damaged items procedure, the expiration of holds, the language on patron receipts, and additional functionality for staff in handling patron holds through the Symphony Integrated Library System (ILS).





City of Bellevue

Planning Department

1510 Wall Street • Bellevue, Nebraska 68005 • (402) 293-3026

To: Mayor Hike
City Administrator Jim Ristow
City Council Members

From: Tammi Palm, Land Use Planner

Date: February 19, 2019

Subject: Department Comments for Administration Report

The Planning Commission meeting is Thursday February 28. We have one item on the agenda: a request to approve the Olde Towne Redevelopment Project Plan. Location: 204 – 210 West Mission Avenue (Lots 1 and 3, Civic Center Plaza) and 2216 – 2218 Franklin Street (Lots 4, 5, and 6, Block 181, Bellevue). Applicant: 1st City Development, LLC.

The submittal deadline for the March 28 Planning Commission meeting is on Friday February 22. Staff will be processing and reviewing any new applications which are submitted.

I met with Fontenelle Forest staff to discuss their upcoming projects as well as their parking situation.

I attended a meeting for the Bellevue Chamber Economic Development subcommittee.

This week I will be attending the city's strategic planning session. I will also be meeting with Todd Aerni, our newly appointed Planning Commissioner, to provide orientation and necessary materials. I am meeting with Leland Jacobson, Planning Commission chair, to discuss the upcoming Planning Commission agenda.

I continue to review residential and commercial building permit applications.

I have been working with Dunkin' on some revisions to their architectural scheme.

Planning Director Chris Shewchuk is on vacation this week. I will be filling in during his absence.

INTEROFFICE MEMORANDUM

TO: JIM RISTOW
FROM: CHIEF ELBERT
SUBJECT: DIRECTORS BRIEF
DATE: 2/19/2019

*Chief Elbert
2-19-19
1121*

Finalizing a policy with Sarpy 911 concerning CAD alerts on addresses.

Starting the process of putting together a Sergeants exam via the Civil Service. Preliminarily it looks like the testing will take place in May.

Updates made to our Property and Evidence procedures.

Portable radios are being updated with the Communications Department so they are compatible with the new Sarpy system.

The policy on internal investigations was updated and implemented with the assistance of legal and Mr. Ristow.

Worked with legal on an inter-local specific to the governance of the new LRMS system.

We received a significant amount of Narcan for our employees and will conducting training with the Fire department on proper usage.

Working to resolve our SWAT merge or potential other options. Current inter-local and team is being dissolved with the merge of Papillion and LaVista joining efforts with SCSO.

Assembled documents necessary for the Strategic Planning session on 2-20-19.

Code Enforcement Stats:

February 8, 2019

February 15, 2019

Calls – 274

-

Notices:

 Zoning – 5

-

 Nuisance – 49

-

Clean Ups – 3

-

Tree Removal – 1

-

Certified Notices – 10

-

Officer Initiated – 22

-

Towed Vehicles – 4

-

Red Tags – 5

-

***With the Holiday and short staff in Code this week the February 15 stats could not be assembled prior to cut off. They will be included in the next packet.**



Public Works Director's Report February 26, 2019

Disclaimer: The following is a synopsis of the department reports submitted weekly to the Public Works Director. This is not an all inclusive list of work details or responsibilities submitted by each department. This list may be altered as unforeseen situations dictate.

Administration: Jeff Roberts

- Comprehensive review of all budgeting, invoicing and revenue reporting and processes (all departments)
- Meetings
 - Director meetings 02.09.19, 02.22.19
 - Superintendent meetings 02.03.19, 02.15.19
 - MAPA TTAC 02.20.19

Engineering: Dean Dunn

- American Heroes Park Phase 6
- Various design projects
- Planning and P&I plan review as needed
- SWPPP monitoring for NDEQ compliance as needed
- Meetings
 - FHWA monthly meeting TBD
 - UCC monthly meeting 02.12.19

Parks: Brian Madison

- Working on Work Orders that are submitted
- Tree maintenance in various parks
- Winter Duties

Recreation: Jim Shada

Listed below the total number of Registrations we have taken to date, runs through September 29th.

- Youth Flag Football
- Youth Soccer
- Total Registration to Date - 70

Street Maintenance: Bobby Riggs



City of Bellevue

Public Works Department

1510 Wall Street • Bellevue, Nebraska 68005 • (402) 293-3025

- Various ditch repairs and cleanout
- Grade, rock roads and alleys
- Winter Duties

Waste Water: Epiphany Ramos

- Jetting as weather allows
- Repairing lines found during jetting and TV scheduled inspections as needed
- Lift station inspections on Monday and Thursday
- Update GIS mapping
- Walk all inaccessible lines and inspect all manholes, ongoing
- Working on administrative procedures and expectations.

Fleet Maintenance: Todd Jarosz

BIWEEKLY REPAIRS BY DEPARTMENT		
Report Date: February 11, 2019		
Department	No. of Repairs	No. of Hours
Administration		
Finance		
Human Services	3	18
Public Works		
Parks	8	8
Recreation		
Cemetery		
Streets	10	16
Fleet Maintenance		
Permits & Inspections		
Police	6	10
Fire	8	43
Wastewater		

Reported hours are taken from work orders submitted for the week. Some work orders may reflect a large amount of hours performed which would mean the unit was in the shop for an extended period of time. Work may be carried over from one week into another.

The number of hours documented on repair tickets does not include the hours it takes for Fleet Maintenance personnel to shuttle cars to and from the shop, to deliver cars to designated locations for out sourced work (i.e. window/windshield replacement, body work, warranty work) and running for parts, etc.

