

Bellevue City Council Meeting +++Amended Agenda+++

Tuesday, October 17, 2023 6:00 PM

Bellevue City Hall

1500 Wall Street

Bellevue, NE 68005

1. PLEDGE OF ALLEGIANCE
2. INVOCATION - Pastor Andrew Diorio, Midlands Bible Baptist Church, 2407 Chandler Road East.
3. CALL TO ORDER AND ROLL CALL
4. OPEN MEETINGS ACT - Posted in the Entry to the Council Chambers
5. APPROVAL OF AGENDA, CONSENT AGENDA, CLAIMS, AND ADVISORY COMMITTEE REPORTS:
 - a. Approval of the Agenda
 - b. Approval of the Consent Agenda **(Items marked with an (*) are approved where this item is, unless otherwise removed)**
 1. (*) Acknowledge receipt of the September 28, 2023 Planning Commission Minutes.
 2. (*) Acknowledge receipt of the September 12, 2023 Tree Board Minutes.
 3. (*) Approval of the October 3, 2023 City Council Minutes.
6. (*) APPROVAL OF CLAIMS.
7. SPECIAL PRESENTATIONS:
 - a. Special Presentation to Officer Larr who was selected as the 2023 Police Officers' Association of Nebraska - Officer of the Year. (Mayor Hike)
 - b. Proclamation declaring the Week of October 30, through November 3, 2023 as "National Veterans Small Business Week." (Mayor Hike)
8. ORGANIZATIONAL MATTERS:
 - a. (*) Recommend the appointment of Ann Moore to the Library Board to serve the remaining term of Barb Van Wassenhoven to June 2026. (Mayor Hike)
 - b. +++ (*) Recommend the following appointments to the Inland Port Authority for specified terms: Cathy Bennett, Kristy Kivinicmi, and Heath Paulsen for 4-year terms, ending October 2027 and Rebecca Zurcher and Steve Knutson for 3-year terms, ending October 2026. (Mayor Hike)
 - c. +++ (*) Recommend approval of Councilman Casey, Councilman Jerry McCaw, and Councilman Cook to the Audit Committee for a two-year term, ending July 20, 2025. (Council President Cook)
9. APPROVED CITIZEN COMMUNICATION: NONE
10. LIQUOR LICENSES: NONE
11. ORDINANCES FOR ADOPTION (3rd reading): NONE
12. ORDINANCES FOR PUBLIC HEARING (2nd reading): NONE
13. ORDINANCES FOR INTRODUCTION (1st reading): NONE
14. PUBLIC HEARING ON MATTERS OTHER THAN ORDINANCES: NONE
15. RESOLUTIONS: NONE
16. CURRENT BUSINESS:
 - a. (*) Request approval of the list of applications for hunting waivers, as reviewed and approved by Capt. Kurt Stroehler or Sgt. Don Pleiss. (City Clerk)
 - b. (*) Request to approve a 30-day filing extension for the Childs Estate Acres Replat 7 plat, as per Section 4-11, Subdivision Regulations. (Planning Director)
 - c. (*) Approve and authorize the Mayor to sign a Field Agreement with Creighton University, providing for field internship experience. (Fire Department/Legal Department)
 - d. Approve and authorize the Mayor to sign Amendment No. 1 to the original agreement with

Benesch for the 2023 Concrete Projects, in an amount not to exceed \$34,962.00. (Public Works Director)

e. Approve and authorize the Mayor to sign the Proposal with Thrasher Foundation Repair for repairs to the foundation at District 1 Fire Station, in an amount not to exceed \$34,960.32. (Public Works Director)

f. Approve and authorize Mayor to sign the Purchase Authorization from Beardmore for a 2023 Colorado 4WD Crew Cab Pickup, in an amount not to exceed \$38,245.00. (Public Works Director)

g. +++ Approve authorizing Metropolitan Utilities District (MUD) to accept the bid for the MUD Water Main Extension Project after removing the identified costs of Lump Sum Bid 3 and Lump Sum Bid 4 (which will be paid for in the Hidden Valley Road Water Pipeline Extension Project), in an amount not to exceed \$14,165,360.00. (Public Works Director/Administration)

h. +++ Approve and authorize the Mayor to sign the Tred-Mark Communications Proposal for the CAT 6 Data Cabling at the new library, in an amount not to exceed \$64,000.00. (Public Works Director)

17. ADMINISTRATION REPORTS: Comments must be limited to items on the current Reports **(October report will be attached to November 7th meeting)**

18. CLOSED SESSION:

19. ADJOURNMENT

MINUTE RECORD

Bellevue Planning Commission Meeting, September 28, 2023, Page 1

The Bellevue Planning Commission held a regular meeting on Thursday, September 28, 2023, at 6:00 p.m. in the Bellevue City Council Chambers. Upon roll call, present were Commissioners Taylor-Jones, Jacobson, Lasenburg, Bennett, and Perrin. Absent were Commissioners Ackley, Aerni, Sims, and Hankins. Also present was Tammi Palm, Planning Director.

Notice of this meeting was given in advance thereof by publication in the Sarpy County Times and posting in two public places and was also given to the Chairperson and members prior to the meeting. These minutes were written and available for public inspection within ten days of the meeting.

Jacobson announced a copy of the Open Meetings Act was posted in the entry to the City Council Chambers.

Motion was made by Bennett, seconded by Taylor-Jones, to approve the minutes of the August 24, 2023, regular meeting as presented. Upon roll call, all present voted yes. Motion carried unanimously.

Jacobson stated Carol Swayne, a 30-year past member of the Planning Commission recently passed away. He said she was a bright light in the planning process; not only in the city of Bellevue, but also statewide and nationally through her work with NPZA (Nebraska Planning and Zoning Association) and APA (American Planning Association).

Jacobson asked if there were any updates or additions to staff reports. Palm advised there were no updates.

Motion was made by Taylor-Jones, seconded by Lasenburg, to accept into the record all staff reports, attachments, memos, and handouts regarding each application. Upon roll call, all present voted yes. Motion carried unanimously.

Jacobson explained the public hearing procedures.

PUBLIC HEARING was held on a request for site plan approval for Lot 1, Kennedy Town Center Replat Eight being a replat of Lot 75, Kennedy Town Center, and Lots 5 and 6, Kennedy Town Center Replat Three; and small subdivision plat Lots 1 and 2, and Outlot A, Kennedy Town Center Replat Eight. Applicant: Parviz Atamov. General location: W. Chandler Rd. and S. 22nd Street. Case #'s: Z-2307-14, S-2307-13.

Jacobson asked staff for updates. Palm stated the applicant is requesting the item be continued. She said staff recommends this request be continued indefinitely. Palm said the applicant is working through some technical engineering issues.

Kyle Rhone, 1908 Madison St., Bellevue, NE, stated he was not familiar with the site but wanted to express concerns the developer was not present. Palm stated typically when the developer requests a continuance, they are not required to attend the meeting because the Planning Commission does not have the technical information in front of them to have a discussion. She said the developer will be present at the meeting when all technical issues are resolved, and it is brought back before the Commissioners.

There was no one else present to speak in favor of, or opposition to this request. Subsequently, Jacobson closed the public hearing.

MOTION was made by Lasenburg, seconded by Taylor-Jones to CONTINUE indefinitely a request for site plan approval for Lot 1, Kennedy Town Center Replat Eight being a replat of Lot 75, Kennedy Town Center, and Lots 5 and 6, Kennedy Town Center Replat Three; and small subdivision plat Lots 1 and 2, and Outlot A, Kennedy Town Center Replat Eight. Applicant: Parviz Atamov. General location: W. Chandler Rd. and S. 22nd Street. Case #'s: Z-2307-14, S-2307-13. Upon roll call, all present voted yes. MOTION carried unanimously.

Meeting adjourned at 6:10 p.m.



Dianna Van Horn
Planning Secretary



September 12, 2023. Tree Board meeting minutes

Attendance: Joanne Langabee, Don Preister, Tom Mruz, Deborah Woracek, Nancy Scott, and Scott Evans attended in person; Craig Kimball was excused.

Jo reminded us to turn in volunteer time and mileage to Deborah. Deborah passed around a hard copy of the hours she had at the time of the meeting.

It was moved and seconded by Nancy Scott and Jo Langabee to approve the minutes of the August 15, 2023, meeting. All present approved. **Deborah will email a copy of the minutes to the City of Bellevue to file in the records.**

Park Report – Jim sent an email to Jo saying that the city has removed some trees in Everett and Willow Springs Parks. They will do more trimming in the fall. He said he had received complaints about the flower beds at Everett and asked Jo what to do about them. Jo reminded the Board that Dr. Tyler Moore from Bellevue University was taking care of them. **Don will contact Tyler about the maintenance.**

Old Business - Bellevue 411 – articles – **Scott will see if he has a pre-written article about general fall maintenance or watering of new trees to submit.** He suggested we ask Justin Evertson, State-wide Arboretum, if we have permission to use some of his articles, published in the Arboretum information. We would, of course, give him credit as the author of any articles used. **Scott or Jo will contact Justin.**

Bellevue 411 may be a place to possibly recruit new Board members.

Winter Projects – It was decided that we should have a **job description for a Tree Board member.** We have job descriptions for President, Vice President, and Secretary. We are to **each bring them to the next meeting** to adapt them together. Deborah suggests we **re-visit and possibly update our monthly duties itinerary.**

Workdays in parks – October 7, we will mulch new trees in Willow Springs Park starting at 9am. **Don is recruiting volunteers to help that day. Jo will contact Craig Kimball for mulch.** If we do not have 4-5 volunteers, we will have to mulch another day. We will also need to schedule a day to mulch and remove any tree suckers at American Heroes Park.

There is an apple **tree planting Sept. 30th at 10 am in Mason Park** of memorial trees for Della Lee and Mary Ann Krzemien.

New Business

Tree City USA Celebration Sept.29 in Gretna. It was decided that Jo would sign up for the complimentary ticket and any other interested members may sign up individually. Nancy and Deborah plan to go. Jo suggests we carpool.

Jo mentioned that members might want to consider going to the Natural Legacy Conference Oct.3-5 in Norfolk. She previously sent the registration to us.

Jo announced a Watchable Wildlife grant is available. Don believes that it would fit better with Dr. Moore and Bee City USA.

Candidates for Board members – There were no candidates for consideration. A job description will be worked on by all, before and at our next meeting.

Tree Inventory- Jo plans to go over the number of trees per section later this fall. She needs to finish Faulkner, Aspen, Black Hawk, and Willow Springs. She will meet Nancy Sunday, Sept. 17th at 7am by the fire station by Black Hawk to do the inventory. Jo asked to switch to a 5-year rotation for the inventory. It was agreed to do so. With the city getting their own Tree Plotter software to use for the upkeep of the inventory, it will help facilitate the upkeep.

Tom has issues opening the minutes when he gets the email. Contact Deborah with any issues. She will email you a PDF of minutes.

There being no further business, Nancy and Tom moved and seconded that we adjourn the meeting. All present approved.

Respectfully submitted,
Deborah L. Woracek, Secretary
Bellevue Tree Board

Next mtg. October 10, 2023, at 9am
Tentative Agenda

Attendance
Volunteer Hours
Approve Minutes of Sept. 12,2023 meeting
Park Report – Jim/Dave
Old Business
Mulching and planting recap
Bellevue 411 articles
Winter Projects
General board member job description
Monthly duties timeline
Candidates for Board members
Tree inventory

MINUTE RECORD

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10/17/2023

Bellevue City Council Meeting, October 3, 2023, Page 1

A regular meeting of the Mayor and Council of the City of Bellevue was called to order by Mayor Rusty Hike at the Bellevue City Hall on the 3rd day of October 2023 at 6:00 p.m. Present were Council Members Rich Casey, Paul Cook, Jerry McCaw, Don Preister, Thomas Burns, and Kathy Welch. Absent: None.

Also present were City Administrator Jim Ristow and City Attorney Aimee Bataillon.

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

PLEDGE OF ALLEGIANCE AND INVOCATION

Mayor Hike led in the Pledge of Allegiance. Father Tom Jones, Church of the Holy Spirit, 1305 Thomas Drive, provided the invocation.

OPEN MEETINGS ACT

Mayor Hike announced a copy of the Open Meetings Act is posted on the rear wall of City Council Chambers.

APPROVAL OF THE AGENDA:

Motion was made by Cook, seconded by Casey, to approve the agenda.

Roll call vote to approve the agenda was as follows: Casey, Cook, McCaw, Preister, Burns; and Welch voted yes; voting no: none; absent: none. Motion carried.

APPROVAL OF THE CONSENT AGENDA:

Motion was made by Casey, seconded by McCaw, to approve the consent agenda.

Councilman Preister requested the claims be removed from consent because he has a conflict of interest.

Consent agenda included the following items: Approval of the September 19, 2023, City Council Minutes; Approval of the September 26, 2023, Special City Council Minutes; and request approval of the list of applications for hunting waivers, as reviewed and approved by Capt. Kurt Stroehrer or Sgt. Don Pleiss.

Roll call vote to approve the consent agenda was as follows: Casey, Cook, McCaw, Preister, Burns; and Welch voted yes; voting no: none; absent: none. Motion carried.

APPROVAL OF CLAIMS:

Motion was made by Cook, seconded by McCaw, to approve the claims.

Roll call vote to approve the claims was as follows: Casey, Cook, McCaw, Burns; and Welch voted yes; voting no: none; abstain: Preister; absent: none. Motion carried.

SPECIAL PRESENTATIONS: NONE

ORGANIZATIONAL MATTERS: NONE

APPROVED CITIZEN COMMUNICATION: NONE

LIQUOR LICENSES:

Recommend approval of an application for a Class "C" Liquor License to sell beer, wine, and distilled spirits, On and Off Sale, for 2 Bracht Holdings, LLC dba as "Knockouts" located at 848 Cornhusker Road Suite 104, Bellevue, NE 68123, and Kihlisha Richard as Manager. (City Clerk)

Mayor Hike opened the public hearing to give an opportunity for individuals to speak in favor of or in opposition to the application. Applicant was present to answer any questions.

With no one in the audience coming forward to speak in support or opposition, Mayor Hike declared the public hearing closed.

Motion was made by Welch, seconded by Cook, for recommendation to approve an application for a Class "C" Liquor License to sell, beer, wine, and distilled spirits, On and Off Sale, for 2 Bracht Holdings, LLC dba as "Knockouts" located at 848 Cornhusker Road Suite 104, Bellevue, NE 68123, and Kihlisha Richard as Manager. Roll call vote to approve the motion was as follows: Casey, Cook, McCaw, Preister, Burns; and Welch voted yes; voting no: none; absent: none. Motion carried.

MINUTE RECORD

Bellevue City Council Meeting, October 3, 2023, Page 2

Recommend approval of an application for a Class "D" Liquor License to sell beer, wine, and distilled spirits, Off Sale Only, for Kum & Go LLC dba "Kum & Go 373" located at 13905 Williamsburg, Bellevue, NE 68123, and Jonathon Mileham as Manager. (City Clerk)

Mayor Hike opened the public hearing to give an opportunity for individuals to speak in favor of or in opposition to the application. Applicant was present to answer any questions.

With no one in the audience coming forward to speak in support or opposition, Mayor Hike declared the public hearing closed.

Motion was made by Casey, seconded by Burns, for recommendation to approve an application for a Class "D" Liquor License to sell, beer, wine, and distilled spirits, Off Sale Only, for Kum & Go LLC dba "Kum & Go 373" located at 13905 Williamsburg, Bellevue, NE 68123, and Jonathon Mileham as Manager. Roll call vote to approve the motion was as follows: Casey, Cook, McCaw, Preister, Burns; and Welch voted yes; voting no: none; absent: none. Motion carried.

Recommend approval to the Nebraska Liquor Control Commission (NLCC) the application for Kevin M. Ames as the new Manager for Grandmother's Inc. dba "Don & Millie's" at 2208 Pratt Avenue, Bellevue, NE 68123. (City Clerk)

Mayor Hike opened the public hearing to give an opportunity for individuals to speak in favor of or in opposition to the application. Applicant was present to answer any questions.

With no one in the audience coming forward to speak in support or opposition, Mayor Hike declared the public hearing closed.

Motion was made by Cook, seconded by Welch, to recommend approval to the Nebraska Liquor Control Commission (NLCC) the application for Kevin M. Ames as the new Manager for Grandmother's Inc. dba "Don & Millie's" at 2208 Pratt Avenue, Bellevue, NE 68123. Roll call vote to approve the motion was as follows: Casey, Cook, McCaw, Preister, Burns; and Welch voted yes; voting no: none; absent: none. Motion carried.

ORDINANCES FOR ADOPTION: (Third Reading):

Ordinance No. 4130: Amending sections of Chapter 19 of Bellevue Municipal Code regarding notice procedures for nuisance violations and authorize the Mayor to sign. (Code Enforcement)

Ordinance No. 4130: An ordinance to amend Chapter 19, of the Bellevue Municipal Code by amending Sections 19-8,19-14,19-23,19-42, 19-52, and 19-95 regarding notice procedures for nuisance violations and to provide an effective date was read for the third and final time.

Motion was made by Welch, seconded by McCaw, to approve Ordinance No. 4130: Amending sections of Chapter 19 of Bellevue Municipal Code regarding notice procedures for nuisance violations and authorize the Mayor to sign. Roll call vote on motion to approve was as follows: Casey, Cook, McCaw, Preister, Burns, and Welch voted yes; voting no: none; Absent: none. Motion carried.

Ordinance No. 4131: Amending sections of Chapter 29.5 Bellevue Municipal Code regarding notice procedures for nuisance violations. (Code Enforcement)

Ordinance No. 4131: An ordinance to amend Chapter 29.5 of the Bellevue Municipal Code by amending Section 29.5-9 regarding notice procedures for nuisance violations and to provide an effective date was read for the third and final time.

Motion was made by Preister, seconded by Welch, to approve Ordinance No. 4131: Amending sections of Chapter 29.5 Bellevue Municipal Code regarding notice procedures for nuisance violations. Roll call vote on motion to approve was as follows: Casey, Cook, McCaw, Preister, Burns, and Welch voted yes; voting no: none; Absent: none. Motion carried.

Ord. No. 4132: Request to rezone Lot 144, Nob Hill, from BG to RS-84, for the purpose of an existing single-family residence. Applicants: David and Debra Rospierski. Location: 610 Nob Hill Terrace. (Planning Director)

Ordinance No. 4132: An ordinance to amend the official zoning map of the City of Bellevue, Nebraska, as provided for by Article 3 of Ordinance No. 4104 by changing the zone classification of land located at or about 610 Nobb Hill Terrace, more particularly described in Section 1 of the ordinance and to provide an effective date was read for the third and final time.

Motion was made by Welch, seconded by Preister, to approve Ordinance No. 4132: Request to rezone Lot 144, Nob Hill, from BG to RS-84, for the purpose of an existing single-family residence. Applicants: David and Debra Rospierski. Location: 610 Nob Hill Terrace. Roll call vote on motion to approve was as follows: Casey, Cook, McCaw, Preister, Burns, and Welch voted yes; voting no: none; Absent: none. Motion carried.

MINUTE RECORD

Bellevue City Council Meeting, October 3, 2023, Page 3

Ordinance No. 4133: Request to rezone Lot 1, College Apartments Addition, from RG-8 to RG-8-PS, with site plan approval, for the purpose of multi-family development. Applicant: Elevate Lofts, LLC. General Location: 400 West 19th Avenue. (Planning Director)

Ordinance No. 4133: An ordinance to amend the official zoning map of the City of Bellevue, Nebraska, as provided for by Article 3 of Ordinance No. 4104 by changing the zone classification of land located at or about 400 West 19th Avenue, more particularly described in Section 1 of the ordinance and to provide an effective date was read for the third and final time.

Motion was made by Cook, seconded by Welch, to approve Ordinance No. 4133: Request to rezone Lot 1, College Apartments Addition, from RG-8 to RG-8-PS, with site plan approval, for the purpose of multi-family development. Applicant: Elevate Lofts, LLC. General Location: 400 West 19th Avenue.

Councilman Casey thanked and commended the neighbors for being passionate and engaged in this process. He mentioned the allowable density under the current zoning would allow for 219 apartments. The density being proposed is 168 apartments, 51 apartments less than what would be allowed under the current zoning. The level of density, whether 219 or 168 apartments, on a relatively small lot, does offer some concerns. Concerns are with traffic issues, the size and heights of the buildings, concerns with noise and light pollution, and effective containment of the water runoff. The City Council approved the Redevelopment Plan for the property last year. A month ago, the Planning Commission recommended approval for rezoning and site plan. Councilman Casey stated personally he feels 168 apartments is too much for the area; however, he respects the city experts who say this plan will work. In a meeting with the neighbors and developer this past Sunday, the developer stated he would need 168 apartments to make the project financially viable.

Councilman Preister stated he would like to delay this item. He would like to see the items discussed with the developer and neighbors in writing, signed and notarized.

Councilman Burns expressed he is in support of delaying the request. He stated if it goes for a vote tonight, he will be voting no.

Mayor Hike questioned if there are any agreements in place.

Mrs. Tammi Palm, Planning Director, explained one of the items discussed Sunday night with the developer and neighbors was fencing. Based on the discussion the developer sent her an amended site plan proposing a six feet tall wood privacy fence on the property line. Therefore, she does have a document proposing fencing. The neighbors requested a taller fence. However, the City Council does not have the authority to approve that since the zoning regulations only allow for a fence six feet tall in residential zoning districts.

Mr. Dave Goedeken, Public Works Director, mentioned he has no concerns with the fencing except for a small piece in the southwest corner where the drainpipe is. There would need to be some type of opening, or it would need to be raised slightly to allow the runoff water through.

Mayor Hike questioned if there were any other agreements. Mrs. Palm and Councilman Casey reiterated fencing was the outstanding issue. Mrs. Palm explained the proposed fencing is on the amended site plan.

Councilman Cook inquired if the issues addressed are included on the site plan. Mrs. Palm explained it depends on the issues. Issues such as fencing can be included on the site plan.

Councilman Cook inquired if there is fencing at the parking lot to block out headlights. Mrs. Palm stated the issue with that is the extensive landscaping that is required. She feels this would impede the drainage situation. Mr. Goedeken agreed.

Councilman Cook mentioned he had a private discussion with the developer regarding steps between the buildings. He questioned if that would need to be added to the site plan. Mrs. Palm replied no. She explained steps would be part of the permitting process. She explained if the City Council wants steps, they can possibly include that in the motion. Discussion followed.

Councilman Cook questioned if a manager can be on site 24/7. Mrs. Palm explained that would not be part of the site plan and could be difficult to enforce. Ms. Aimee Bataillon, City Attorney, advised she is not aware of the city entering into those types of agreements with developers. Discussion followed.

Councilman Cook mentioned he hopes the developer will follow through on the items he discussed with the neighbors.

Councilman Cook referred to the water basins. He questioned if they are the standard basins and going into all new developments. Mrs. Palm explained they are part of the overall watershed rules and regulations for new development. They must control their runoff. Councilman Cook questioned if that is based off square footage and how much water can come down the hill. Mr. Goedeken explained it is calculated off coefficient of runoff. Discussion followed.

Councilman Cook mentioned he would like steps included. A manager on site 24 hours would be

MINUTE RECORD

Bellevue City Council Meeting, October 3, 2023, Page 4

preferred. Mrs. Palm explained the site needs to be ADA accessible. If the Council is going to require steps, they need to make sure they meet code and ADA requirements. Conversation ensued.

Councilman Cook mentioned delaying the request is not going to change the outcome.

Councilman Preister mentioned by delaying the request, he would like to see questions more specifically answered by the staff, and have a neighbor meet with the developer, agree on items, and get them in writing. He would like to see a second exit/entry.

Mrs. Palm explained a second entrance is not possible because the property is landlocked. She provided an aerial view of the area. She explained the only possible access point is the public street access of West 19th Avenue. Councilman Preister mentioned there is a property owner allowing utilities to go through, so there possibly could be potential. Mrs. Palm said no, not with the spacing, there won't be enough room for a street. Mr. Goedeken agreed. Conversation ensued.

Councilman Casey mentioned many of the issues have been addressed and he feels delaying the item won't change anything. He referred to the proposed solid fence. He mentioned he feels it does not alleviate the issue of lights shining into the homes. He feels there needs to be a better way to control the light pushing into the houses on Madison and to the south.

Councilwoman Welch mentioned she has concerns with mandating steps and a on site manager. She wonders if delaying this item would allow the neighbors and the developer an opportunity to reach an agreement. She is concerned if the council starts to mandate these items that they would need to do the same thing for other developers.

Mayor Hike mentioned before delaying the item he would like the developer to address the timeline on the project. Mayor Hike has concerns with delaying as it will set a precedent. He stated the developer is putting less units on the property than what is allowed under the current zoning.

Mayor Hike questioned the developer if there would be any issues with the council delaying the item for two weeks.

Mr. Andy Panebianco, 18822 County Road P38, Bennington, stated a two-week delay won't ruin the project. He explained the project is currently behind schedule. He mentioned the zoning doesn't require a fence on the property line. However, he made a commitment to the neighbors on the fencing, as he wants to be a good neighbor. Additionally, the stairs and trees were discussed, as was full-time staff. He cannot guarantee someone will live there. However, the intention is to have full-time staff, full-time leasing, and full-time maintenance. Mr. Panebianco stated it is his intention to work with the neighbors and be a good neighbor.

Councilman Preister said he appreciated the developer words, but he has concerns with not having something in writing.

Discussion followed on delaying the item.

Councilman McCaw stated the council doesn't have the authority to make a request to have a manager live on site.

Motion made by Preister, seconded Burns, to amend the motion by delaying the item for two weeks, until October 17, 2023. Roll call to approve the amended motion was as follows: Preister and Burns voting yes; Casey, Cook, McCaw, and Welch voting no; absent: none. Motion failed.

Roll call vote on motion to approve Ordinance No. 4133: Request to rezone Lot 1 College Apartments Addition, from RG-8 to RG-8-PS, with site plan approval, for the purpose of multi-family development. Applicant: Elevate Lofts, LLC. General Location: 400 West 19th Avenue. Casey, Cook, McCaw, and Welch voted yes; voting no: Preister and Burns; Absent: none. Motion carried.

ORDINANCES FOR PUBLIC HEARING: (Second Reading) NONE

ORDINANCES FOR INTRODUCTION (First Reading): NONE

PUBLIC HEARING ON MATTERS OTHER THAN ORDINANCES: NONE

RESOLUTIONS: NONE

CURRENT BUSINESS:

Approve final payment application, substantial completion of project and the final project quantities for closing of project for the Galvin and Birchcrest Intersection Improvements, in an amount not to exceed \$26,975.82, making the total project cost \$539,516.30. (Public Works Director)

Motion was made by Welch, seconded by McCaw, to approve final payment application, substantial completion of project and the final project quantities for closing of project for the Galvin and Birchcrest Intersection Improvements, in an amount not to exceed \$26,975.82, making the total project cost \$539,516.30.

MINUTE RECORD

Bellevue City Council Meeting, October 3, 2023, Page 5

Roll call to approve the motion was as follows: Casey, Cook, McCaw, Preister, Burns, and Welch voted yes; voting no: none; absent: none. Motion carried.

Approve final payment application, substantial completion of project and final project quantities for the closing of the project for the Harlan Drive and Fort Crook Road Bridge Approach Replacement, in an amount not to exceed \$88,613.33 making the total project cost of \$1,696,117.90. (Public Works Director)

Motion was made by Cook, seconded by Welch, to approve final payment application substantial completion of project and final project quantities for the closing of the project for the Harlan Drive and Fort Crook Road Bridge Approach Replacement, in an amount not to exceed \$88,613.33, making the total project cost of \$1,696,117.90. Roll call to approve the motion was as follows: Casey, Cook, McCaw, Preister, Burns, and Welch voted yes; voting no: none; absent: none. Motion carried.

Approve final work change order, substantial completion of project, and final project quantities for the closing of the project for CDBG Valley View Sidewalk Improvements, in an amount not to exceed \$22,302.52, making the total project cost \$155,896.27. (Public Works Director)

Motion was made by Preister, seconded by McCaw, to approve final work change order, substantial completion of project, and final project quantities for the closing of the project for CDBG Valley View Sidewalk Improvements, in an amount not to exceed \$22,302.52, making the total project cost \$155,896.27. Roll call to approve the motion was as follows: Casey, Cook, McCaw, Preister, Burns, and Welch voted yes; voting no: none; absent: none. Motion carried.

Approve final payment application, substantial completion of project and final project quantities for closing of project on the Pedestrian Bridge Demolition at Galvin Road and Hansen Avenue, in an amount not to exceed \$24,099.60, making the total project cost of \$183,351.00. (Public Works Director)

Motion was made by Casey, seconded by Preister, to approve final payment application, substantial completion of project and final project quantities for closing of project on the Pedestrian Bridge Demolition at Galvin Road and Hansen Avenue, in an amount not to exceed \$24,099.60, making the total project cost of \$183,351.00. Roll call to approve the motion was as follows: Casey, Cook, McCaw, Preister, Burns, and Welch voted yes; voting no: none; absent: none. Motion carried.

Approve and authorize the Mayor to sign Amendment # 3 to the Professional Services Agreement with Leo A. Daly for the Bellevue Professional Building located at 2206 Longo Drive, in an amount not to exceed \$3,450.00. (Public Works Director)

Motion was made by Welch, seconded by Casey, to approve and authorize the Mayor to sign Amendment #3 to the Professional Services Agreement with Leo A. Daly for the Bellevue Professional Building located at 2206 Longo Drive, in an amount not to exceed \$3,450.00. Roll call to approve the motion was as follows: Casey, Cook, McCaw, Preister, Burns, and Welch voted yes; voting no: none; absent: none. Motion carried.

Approve and authorize MUD to accept the bid and estimated project cost for the MUD Southeast Water Main Extension Project, in an amount not to exceed \$17,450,360.00. (Public Works Director)

Motion was made by Cook, seconded by Welch, to table indefinitely to allow staff to seek possible funding options, recently brought to the attention of the staff, on the bid and estimated project cost for the MUD Southeast Water Main Extension Project, in an amount not to exceed \$17,450,360.00. Roll call to approve the motion was as follows: Casey, Cook, McCaw, Preister, Burns, and Welch voted yes; voting no: none; absent: none. Motion carried.

Approve and authorize the Mayor to sign the proposal with Burrell Enterprises LLC for the emergency storm water repair and paving at 33rd Avenue and Chandler Road, in an amount not to exceed \$55,640.00. (Public Works Director)

Motion was made by Preister, seconded by Cook, to approve and authorize the Mayor to sign the proposal with Burrell Enterprises LLC for the emergency storm water repair and paving at 33rd Avenue and Chandler Road, in an amount not to exceed \$55,640.00. Roll call to approve the motion was as follows: Casey, Cook, McCaw, Preister, Burns, and Welch voted yes; voting no: none; absent: none. Motion carried.

Approve the Acquisitions, Permanent and Temporary Easements for the 36th Street Improvement Project, in an amount not to exceed \$17,500.00. (Public Works Director)

Motion was made by Welch, seconded by Casey, to approve the Acquisitions, Permanent and Temporary Easements for the 36th Street Improvement Project, in an amount not to exceed \$17,500.00. Roll call to approve the motion was as follows: Casey, Cook, McCaw, Preister, Burns, and Welch voted yes; voting no: none; absent: none. Motion carried.

Approve purchase of a 2023 Ford Bronco Sport 4x4 for the Public Works Department, in an amount not to exceed \$33,674.00. (Public Works Director)

Motion was made by Casey, seconded by McCaw, to approve purchase of a 2023 Ford Bronco Sport 4x4 for

MINUTE RECORD

Bellevue City Council Meeting, October 3, 2023, Page 6

the Public Works Department, in an amount not to exceed \$33,674.00.

Councilman Burns questioned what the vehicle will be used for. Mr. Dave Goedeken explained it will be the Public Works Admin Office and replacing the jeep, which will go up for auction. It will be used for day-to-day use of going out in the field.

Roll call to approve the motion was as follows: Casey, Cook, McCaw, Preister, Burns, and Welch voted yes; voting no: none; absent: none. Motion carried.

Approve and authorize the Mayor to sign the Amended and Restated Easement with OPPD. (Legal/Public Works Director)

Motion was made by Welch, seconded by Cook, to approve and authorize the Mayor to sign the Amended and Restated Easement with OPPD.

Councilman Preister requested clarification on the map.

Ms. Jenny Lee, 444 S. 16th Street Mall, OPPD, Omaha, provided an explanation of the map. She mentioned the proposal is to be further to the west of the Veterans home. Discussion followed on the proposed and existing easements.

Roll call to approve the motion was as follows: Casey, Cook, McCaw, Preister, Burns, and Welch voted yes; voting no: none; absent: none. Motion carried.

ADMINISTRATION REPORTS: Comments must be limited to items on the current Reports (September report attached).

Councilman Preister requested an update on the meeting with Bridge Commission. Discussion followed.

Councilman Burns requested an update on Google Fiber. Mr. Ristow provided an update.

Councilman Burns requested an update on the NC3 Project. Mr. Ristow provided an update.

CLOSED SESSION:

ADJOURNMENT:

There being no further business to come before the Council at this time, on motion by Welch, seconded by Burns, the meeting was adjourned at 7:27 p.m. Roll call vote to approve the motion was as follows: Casey, Cook, McCaw, Preister, Burns and Welch voted yes; voting no: none; absent none. Motion carried.

Shirley R. Harbin, Deputy City Clerk

Rusty Hike, Mayor

I, the undersigned, Deputy 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 October 3, 2023; 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.

Shirley R. Harbin, Deputy City Clerk

MINUTE RECORD

*6.
10/17/2023

CLAIMS FOR OCTOBER 17, 2023

PAGE 1

MAYOR

AT&T MOBILITY	2023/08/22-09/21 MONTHLY SERVICE	46.27
CENTURY LINK	2023/09/22-10/21 MONTHLY SERVICE	12.95
		<u>\$ 59.22</u>

CITY ADMINISTRATOR

AT&T MOBILITY	2023/08/22-09/21 MONTHLY SERVICE	92.54
CENTURY LINK	2023/09/22-10/21 MONTHLY SERVICE	25.05
CITY OF BELLEVUE	NOTARY FEE RENEWAL-L RYBAR	30.00
RELIANCE STANDARD LIFE INSURANCE CO	LIFE INSURANCE - SEP 2023	28.42
RELIANCE STANDARD LIFE INSURANCE CO	LTD INSURANCE - SEP 2023	53.46
		<u>\$ 229.47</u>

LEGAL

AT&T MOBILITY	2023/08/22-09/21 MONTHLY SERVICE	92.54
CENTURY LINK	2023/09/22-10/21 MONTHLY SERVICE	25.47
RELIANCE STANDARD LIFE INSURANCE CO	LIFE INSURANCE - SEP 2023	31.40
RELIANCE STANDARD LIFE INSURANCE CO	LTD INSURANCE - SEP 2023	52.74
		<u>\$ 202.15</u>

CABLE ADVISORY

AT&T MOBILITY	2023/08/22-09/21 MONTHLY SERVICE	46.27
CENTURY LINK	2023/09/22-10/21 MONTHLY SERVICE	8.63
RELIANCE STANDARD LIFE INSURANCE CO	LIFE INSURANCE - SEP 2023	25.75
RELIANCE STANDARD LIFE INSURANCE CO	LTD INSURANCE - SEP 2023	33.62
		<u>\$ 114.27</u>

CITY CLERK

CENTURY LINK	2023/09/22-10/21 MONTHLY SERVICE	12.95
IVY PROPERTIES, INC	IVY PROPERTIES TIF #8778 INTEREST	4,461.48
MRES ASCEND HOLDINGS, LLC	MRES ASCEND SOUTHWOODS #8775 INTEREST	27,551.91
NEBRASKA MUNICIPAL CLERKS ASSOCIATION	MEMBERSHIP DUES 2023/2024-KLUTHE, HARBIN	300.00
RELIANCE STANDARD LIFE INSURANCE CO	LIFE INSURANCE - SEP 2023	24.96
RELIANCE STANDARD LIFE INSURANCE CO	LTD INSURANCE - SEP 2023	33.14
ROYCE CORNHUSKER, LLC	ROYCE CORNHUSKER 3 TIF #8799 PRIN/INT	8,358.87
ROYCE CORNHUSKER, LLC	ROYCE CORNHUSKER TIF #8793 PRIN/INT	9,501.86
		<u>\$ 50,245.17</u>

FINANCE

AT&T MOBILITY	2023/08/22-09/21 MONTHLY SERVICE	92.54
BELLEVUE PRINTING COMPANY	GENERAL RECEIPTS BOOKS	973.50
CAPITAL BUSINESS SYSTEMS, INC	COPIER EXPENSE 2023/08/09-10/08	14.53
CENTURY LINK	2023/09/22-10/21 MONTHLY SERVICE	62.74
CITY OF BELLEVUE	ORSI'S ITALINA PIZZERIA-FINANCE DEPT MEETING	59.00
INFOSAFE SHREDDING	SHREDDING SERVICE	30.00
QUADIENT FINANCE USA, INC	2023/09/08 POSTAGE REFILL	2,000.00
RED WING BUSINESS ADVANTAGE	SAFETY SHOES (6 EMP)	1,200.00
RELIANCE STANDARD LIFE INSURANCE CO	LIFE INSURANCE - SEP 2023	83.84
RELIANCE STANDARD LIFE INSURANCE CO	LTD INSURANCE - SEP 2023	130.49
		<u>\$ 4,646.64</u>

MINUTE RECORD

CLAIMS FOR OCTOBER 17, 2023

PAGE 2

LIBRARY

CAPITAL BUSINESS SYSTEMS, INC	COPIER EXPENSE	480.34
CENTURY LINK	2023/09/22-10/21 MONTHLY SERVICE	43.16
INGRAM LIBRARY SERVICES	BOOKS	849.38
LIBRARY IDEAS	BOOKS	41.71
MATRIX BUSINESS SYSTEMS INC	COPIER EXPENSE	7.14
OCLC INC	CATALOGING SUBSCRIPTION 2023/10/01-2024/09/30	18,128.76
OMAHA PUBLIC POWER DISTRICT	2023/08/10-09/12 MONTHLY SERVICE	2,238.08
RELIANCE STANDARD LIFE INSURANCE CO	LIFE INSURANCE - SEP 2023	84.62
RELIANCE STANDARD LIFE INSURANCE CO	LTD INSURANCE - SEP 2023	107.30
RUFF WATERS	AQUARIUM MAINTENANCE-SEPT 2023	75.00
SCOTT WELCH	MONTHLY WEB HOSTING AND SUPPORT	125.00
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		\$ 22,180.49

ADMINISTRATIVE SERVICES/PERSONNEL

AT&T MOBILITY	2023/08/22-09/21 MONTHLY SERVICE	138.81
BENEFIT PLANS	1099R FORMS	140.00
CENTURY LINK	2023/09/22-10/21 MONTHLY SERVICE	60.31
CITY OF BELLEVUE	ASHLEY DECKER-POSTAGE FOR CIVIL SERVICE	10.25
INFOSAFE SHREDDING	SHREDDING SERVICE	30.00
INTEGRATED CARE, LLC	RANDOM DRUG TESTING -AUG/SEP 2023	1,140.00
MATRIX BUSINESS SYSTEMS INC	COPIER MAINTENANCE SERVICE 2023/10/01-2024/01/31	60.00
OMAHA PUBLIC POWER DISTRICT	2023/08/22-09/20 MONTHLY SERVICE	179.64
ONE SOURCE	BACKGROUND CHECKS 2023/09/01-10/01	119.00
RELIANCE STANDARD LIFE INSURANCE CO	LIFE INSURANCE - SEP 2023	94.68
RELIANCE STANDARD LIFE INSURANCE CO	LTD INSURANCE - SEP 2023	121.23
TRALIAN OPERATING, LLC	RENEWAL TRAINING PROGRAM NOV 2023-NOV 2024	5,015.00
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		\$ 7,108.92

CODE ENFORCEMENT

AT&T MOBILITY	2023/08/22-09/21 MONTHLY SERVICE	431.55
BELLEVUE PRINTING COMPANY	TOW NOTICES PRINTING	556.50
CENTURY LINK	2023/09/22-10/21 MONTHLY SERVICE	25.37
MARIO HATCHER	REIMB MILEAGE FOR CDL TRAINING, LICENSE	378.40
RELIANCE STANDARD LIFE INSURANCE CO	LIFE INSURANCE - SEP 2023	71.12
RELIANCE STANDARD LIFE INSURANCE CO	LTD INSURANCE - SEP 2023	88.79
		<hr/>
		\$ 1,551.73

PUBLIC WORKS

AT&T MOBILITY	2023/08/22-09/21 MONTHLY SERVICE	345.24
CENTURY LINK	2023/09/22-10/21 MONTHLY SERVICE	51.79
ENVIRONMENTAL SYSTEMS RESEARCH INST	SOFTWARE MAINTENANCE 2023/08/01-2024/07/31	9,051.95
HARRIS COMPUTER SYSTEMS	SOFTWARE MAINTENANCE-2023/09/06-2024/09/14	516.75
JEO CONSULTING GROUP, INC	BPW-230510 ASST WITH PCSMP THRU 2023/009/22	9,317.50
MATRIX BUSINESS SYSTEMS INC	COPIER EXPENSE	134.70
ONE CALL CONCEPTS	LOCATES-SEPT 2023	1,020.58
RELIANCE STANDARD LIFE INSURANCE CO	LIFE INSURANCE - SEP 2023	74.26
RELIANCE STANDARD LIFE INSURANCE CO	LTD INSURANCE - SEP 2023	101.83
WOODHOUSE CBP	2023 FORD BRONCO VIN#3FMCR9B66PRD42941 Sport 4X4	33,674.00
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		\$ 54,288.60

MINUTE RECORD

CLAIMS FOR OCTOBER 17, 2023

PAGE 3

PARKS

ALEXANDER LAWN & LANDSCAPE, INC	MOWING 2023/09/26	1,066.40
AT&T MOBILITY	2023/08/22-09/21 MONTHLY SERVICE	86.31
CENTURY LINK	2023/09/22-10/21 MONTHLY SERVICE	38.84
HDR ENGINEERING, INC	BPW-211123 WW COLLECTION SYS 2023/05/07-07/29	3,113.19
OMAHA PUBLIC POWER DISTRICT	2023/07/31-08/30 MONTHLY SERVICE	4,324.24
PRECISE MRM LLC	FLAT DATA PLAN	312.00
RELIANCE STANDARD LIFE INSURANCE CO	LIFE INSURANCE - SEP 2023	99.22
RELIANCE STANDARD LIFE INSURANCE CO	LTD INSURANCE - SEP 2023	110.05
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		\$ 9,150.25

RECREATION

AT&T MOBILITY	2023/08/22-09/21 MONTHLY SERVICE	92.54
CENTURY LINK	2023/09/22-10/21 MONTHLY SERVICE	54.53
OMAHA PUBLIC POWER DISTRICT	2023/08/22-09/20 MONTHLY SERVICE	423.18
RELIANCE STANDARD LIFE INSURANCE CO	LIFE INSURANCE - SEP 2023	27.63
RELIANCE STANDARD LIFE INSURANCE CO	LTD INSURANCE - SEP 2023	38.66
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		\$ 636.54

FACILITY MAINTENANCE

ASSOCIATED FIRE PROTECTION	SECURITY MONITORING 2023/02/01-	2,140.00
AT&T MOBILITY	2023/08/22-09/21 MONTHLY SERVICE	138.81
CENTURY LINK	2023/09/22-10/21 MONTHLY SERVICE	4.32
FIRE PROTECTION SERVICES, LLC	RECHARGE EXTINGUISHERS, MAINT-DIST 4	1,397.00
GALVIN GLASS	REPLACE GLASS (PD), GLASS SLIPPING (PW)	219.40
IDEAL PURE WATER COMPANY	BOTTLED WATER	21.00
MIZENER PAINTING LLC	EXTERIOR PAINTING-HISTORIC BANK	6,375.00
MMC MECHANICAL CONTRACTORS, INC	REPLACE HEAT PUMP-WOMENS LOCKER ROOM	11,057.00
OMAHA PUBLIC POWER DISTRICT	2023/08/10-09/12 MONTHLY SERVICE	1,984.49
RELIANCE STANDARD LIFE INSURANCE CO	LIFE INSURANCE - SEP 2023	85.09
RELIANCE STANDARD LIFE INSURANCE CO	LTD INSURANCE - SEP 2023	101.28
SECURITY EQUIPMENT INC	ALARM MONITORING 2023/10/01-2024/09/30	26,109.24
THE HOME DEPOT PRO	JANITORIAL SUPPLIES	244.80
TRICO MECHANICAL SERVICES	QUARTERLY MAINTENANCE-LIBRARY	737.93
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		\$ 50,615.36

CEMETERY

AT&T MOBILITY	2023/08/22-09/21 MONTHLY SERVICE	46.27
CENTURY LINK	2023/09/22-10/21 MONTHLY SERVICE	4.32
OMAHA PUBLIC POWER DISTRICT	2023/08/22-09/20 MONTHLY SERVICE	136.28
RELIANCE STANDARD LIFE INSURANCE CO	LIFE INSURANCE - SEP 2023	28.26
RELIANCE STANDARD LIFE INSURANCE CO	LTD INSURANCE - SEP 2023	34.29
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		\$ 249.42

STREETS

3M COMPANY	ELECTROCUT FILM	903.43
AT&T MOBILITY	2023/08/22-09/21 MONTHLY SERVICE	231.35
AVERY RENTS	PROPANE	28.72
CENTURY LINK	2023/09/22-10/21 MONTHLY SERVICE	38.84
FELSBURG HOLT & ULLEVIG, INC	BPW 191017 36TH ST-CORNHUSKER 2023/05/01-05/31	7,350.00
FELSBURG HOLT & ULLEVIG, INC	BPW 191017 36TH ST-CORNHUSKER 2023/03/21-03/31	7,251.25
FELSBURG HOLT & ULLEVIG, INC	BPW 191017 36TH ST-CORNHUSKER 2023/04/01-04/30	5,691.25

MINUTE RECORD

CLAIMS FOR OCTOBER 17, 2023

PAGE 4

STREETS (cont'd)

MARTIN ASPHALT	BULK OIL	308.00
MENARDS	ALL RUBBER CORD	131.98
OMAHA PUBLIC POWER DISTRICT	2023/07/31-08/30 MONTHLY SERVICE	98,650.27
OMNI ENGINEERING	ASPHALT	1,235.00
PRECISE MRM LLC	FLAT DATA PLAN	1,825.00
READY MIXED CONCRETE COMPANY	CONCRETE	1,162.03
RELIANCE STANDARD LIFE INSURANCE CO	LIFE INSURANCE - SEP 2023	291.39
RELIANCE STANDARD LIFE INSURANCE CO	LTD INSURANCE - SEP 2023	358.43
RYNE FISCHER	REIMB FOR CDL LICENSE	64.00
UMB BANK - TRUST OPERATIONS	Hwy Alloc Fund Pledge Bonds 2021 \$5,850,000 dtd 2021-08-20	58,500.00
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		\$ 184,020.94

FLEET MAINTENANCE

ALLIED OIL & SUPPLY COMPANY	OIL	2,174.34
ARROW TOWING	TOW CHARGE-WW150	302.00
AT&T MOBILITY	2023/08/22-09/21 MONTHLY SERVICE	46.27
AUTO VALUE PARTS - SOUTH OMAHA	HEATER FITTING	10.12
AUTOMOTIVE WAREHOUSE DIST, INC	PARTS	578.63
CENTURY LINK	2023/09/22-10/21 MONTHLY SERVICE	30.21
CORNHUSKER AUTO WASH	OZONE AND PET REMOVAL-UNIT632	70.10
DANIELSON / TECH SUPPLY	EMERGENCY PURCHASE OF EMERGENCY VEHICLE PARTS	13,619.90
GALVIN GLASS	SANDBLASTER GLASS	89.32
GRAINGER	PLASTIC SHEET, WIRE STRIPPER	927.66
HENDERSON PRODUCTS, INC	SPINNER HANGER	180.11
NAPA AUTO PARTS	MULTI PURPOSE PLIERS, FILTERS	329.15
NEBRASKA IOWA INDUSTRIAL FASTENERS	NUTS, TY-RAP, LOOP TIES, BULK BOLTS, TRUSS, HEAT SHRINK, DRILL BITS	3,736.16
OMAHA PUBLIC POWER DISTRICT	2023/08/22-09/21 MONTHLY SERVICE	1,021.06
QUALITY FENCE CO	FENCE POSTS	185.64
RELIANCE STANDARD LIFE INSURANCE CO	LIFE INSURANCE - SEP 2023	168.30
RELIANCE STANDARD LIFE INSURANCE CO	LTD INSURANCE - SEP 2023	211.52
WALKERS UNIFORM RENTAL	UNIFORM CLEANING SERVICE, FENDER COVERS	290.38
WESTLAKE ACE HARDWARE	WELDING STEEL TUBE, SUPPLIES	21.44
WOODHOUSE CHRYSLER	PARTS	990.18
		<hr/>
		\$ 24,982.49

SOLID WASTE

CITY OF OMAHA	COMPOST DELIVERIES-SEPT 2023	7,416.16
PAPILLION SANITATION	TRASH HAULING FEES-SEP 2023	346,310.13
PAPILLION SANITATION	GLASS RECYCLING-AUG/SEP 2023	560.10
		<hr/>
		\$ 354,286.39

PLANNING

AT&T MOBILITY	2023/08/22-09/21 MONTHLY SERVICE	46.27
CENTURY LINK	2023/09/22-10/21 MONTHLY SERVICE	12.95
RELIANCE STANDARD LIFE INSURANCE CO	LIFE INSURANCE - SEP 2023	37.05
RELIANCE STANDARD LIFE INSURANCE CO	LTD INSURANCE - SEP 2023	48.54
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		\$ 144.81

PERMITS & INSPECTIONS

AT&T MOBILITY	2023/08/22-09/21 MONTHLY SERVICE	277.62
CENTURY LINK	2023/09/22-10/21 MONTHLY SERVICE	21.58
RELIANCE STANDARD LIFE INSURANCE CO	LIFE INSURANCE - SEP 2023	91.69
RELIANCE STANDARD LIFE INSURANCE CO	LTD INSURANCE - SEP 2023	119.87
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		\$ 510.76

MINUTE RECORD

CLAIMS FOR OCTOBER 17, 2023

PAGE 5

POLICE

911 CUSTOM LLC	EMERGENCY LIGHTS, SIRENS	1,497.60
ANDREW JASHINSKE	REIMB TRAINING EXPENSES	1,229.37
AT&T MOBILITY	2023/08/22-09/21 MONTHLY SERVICE	4,244.05
AUTO BODY AUTHORITY	TOW CHARGE	100.00
AUTO BODY AUTHORITY	CRUISE REPAIRS-UNIT 802	563.00
AVERY L LOSCHEN	RENT FOR K9 BLDG-NOV 2023 THRU JUN 2025	1,300.00
BENEFIT PLANS	POLICE PENSION PLAN-OCT 2023-MD, JG, MG	8,817.56
CENTURY LINK	2023/09/22-10/21 MONTHLY SERVICE	369.76
CITY OF BELLEVUE	JOE GRAY-MEDICINE FOR CHEQUE (K9)	46.53
CITY OF BELLEVUE	BETSWORTH-FOOD FOR TESTING-RECRUITS	18.83
CITY OF BELLEVUE	LISA VETTER-CHAIR MAT	37.44
CLYDE ARMORY	DUTY RIFLE OPTICS	2,205.00
CORNHUSKER AUTO WASH	DETAIL UNIT 632	103.16
CULLIGAN OF OMAHA	BOTTLED WATER	457.70
DYLAN CASS	REIMB TRAINING EXPENSES	1,150.50
ENTERPRISE FM TRUST	DEA VEHICLE LEASE - SEP 2023	557.32
FEDERAL EXPRESS	MAILING CHARGE	12.20
HOPE VALENTINE, LLC	MENTAL SESSIONS-JUL/SEP 2023	1,050.00
J GARDNER AND ASSOCIATES	JR OFFICER BADGES STICKERS	956.00
KISHAN MANNING	REIMB TRAINING EXPENSES	147.50
LAWLOR'S CUSOMT SPORTWEAR	ACADEMY UNIFORMS FOR RECRUITS	498.00
MATRIX BUSINESS SYSTEMS INC	COPIER EXPENSE	331.17
MENARDS - BELLEVUE	BATTERIES, LUMBER	101.16
MENARDS - BELLEVUE	BATTERIES	3.61
OMAHA PUBLIC POWER DISTRICT	2023/08/10-09/12 MONTHLY SERVICE	37.31
RELIANCE STANDARD LIFE INSURANCE CO	LIFE INSURANCE - SEP 2023	1,024.43
RELIANCE STANDARD LIFE INSURANCE CO	LTD INSURANCE - SEP 2023	2,175.41
SECURITY EQUIPMENT	DOOR RELEASE BUTTON	1,431.00
SHARP IMAGE	WINDOW TINTING-RANGE ROVER	85.00
STOP STICK LTD	PATROL TERMINATOR, STOP STICKS	3,718.00
TARGETS ON LINE	TARGETS FOR RANGE	811.00
TIMOTHY J HRBEK	ANNUAL SETTLEMENT-OCT 2023 (TO 2030)	15,528.00
TRITECH FORENSICS	MEDICAL SUPPLIES	3,220.64
WESTLAKE HARDWARE	TAPE, TIRE GAUGES	30.95
		\$ 53,859.20

FIRE & RESCUE

AT&T MOBILITY	2023/08/22-09/21 MONTHLY SERVICE	1,911.28
CENTURY LINK	2023/09/22-10/21 MONTHLY SERVICE	110.00
OMAHA PUBLIC POWER DISTRICT	2023/07/31-08/30 MONTHLY SERVICE	7,950.60
RELIANCE STANDARD LIFE INSURANCE CO	LIFE INSURANCE - SEP 2023	728.95
RELIANCE STANDARD LIFE INSURANCE CO	LTD INSURANCE - SEP 2023	1,350.95
		\$ 12,051.78

NON-DEPARTMENTAL/CONTRACTS

CENTURY LINK	2023/08/20-09/19 MONTHLY SERVICE	297.51
HEARTLAND MARKETING &	GRAPHIC DESIGN FOR NEIGHBOORD SIGNS	660.00
SARPY COUNTY COURT HOUSE	ANIMAL CONTROL-NOV 2023	17,231.00
TASC - TOTAL ADMINISTRATIVE SERVICES	2023/12/31Q TASC FSA ADMIN FEES	1,711.20
		\$ 19,899.71

2206 LONGO DR - NEW LIBRARY

SECURITY EQUIPMENT INC	ACCESS CONTROL-LIBRARY	22,051.50
SECURITY EQUIPMENT INC	CAMERA SYSTEM-LIBRARY	32,515.00
SECURITY EQUIPMENT INC	VIDEO MANAGEMENT SERVER-LIBRARY	10,207.00
		\$ 64,773.50

MINUTE RECORD

CLAIMS FOR OCTOBER 17, 2023

PAGE 6

WASTEWATER

AT&T MOBILITY	2023/08/22-09/21 MONTHLY SERVICE	687.82
CENTURY LINK	2023/09/22-10/21 MONTHLY SERVICE	427.49
CONCRETE SUPPLY, INC	CONCRETE	3,353.50
ELECTRIC PUMP	SERVICE CALL TO LIFT STATION	510.50
ELLIOTT EQUIPMENT CO	AIR TEMP SENSOR	983.37
HANEY SHOE STORE	SAFETY SHOES-D BUZA	180.99
OMAHA PUBLIC POWER DISTRICT	2023/08/10-09/11 MONTHLY SERVICE	4,002.19
RELIANCE STANDARD LIFE INSURANCE CO	LIFE INSURANCE - SEP 2023	136.75
RELIANCE STANDARD LIFE INSURANCE CO	LTD INSURANCE - SEP 2023	170.06
		\$ 10,452.67

COMMUNITY BETTERMENT

OMAHA PUBLIC POWER DISTRICT	2023/09/26 MONTHLY SERVICE	100.47
		\$ 100.47

G.O. BONDS

UMB BANK - TRUST OPERATIONS	Rfnd Bonds (ConvCtr) Txbl Series 2020 \$6,365,000 dtd 3/31/20	615,000.00
UMB BANK - TRUST OPERATIONS	Rfnd Bonds (ConvCtr) Txbl Series 2020 \$6,365,000 dtd 3/31/20	53,049.55
UMB BANK - TRUST OPERATIONS	GO Rfndng Bonds, Series 2020B Txbl \$20,055 k dtd 2020-06-05	775,000.00
UMB BANK - TRUST OPERATIONS	GO Rfndng Bonds, Series 2020B Txbl \$20,055 k dtd 2020-06-05	215,953.14
UMB BANK - TRUST OPERATIONS	GO Rfndng Bonds, Series 2020A TE \$11,000,000 dtd 2020-06-05	165,000.00
UMB BANK - TRUST OPERATIONS	GO Rfndng Bonds, Series 2020C Txbl \$2,025,000 dtd 2020-08-14	395,000.00
UMB BANK - TRUST OPERATIONS	GO Rfndng Bonds, Series 2020C Txbl \$2,025,000 dtd 2020-08-14	19,050.00
UMB BANK - TRUST OPERATIONS	GO Rfndng Bonds, Series 2020D TE \$2,250,000 dtd 2020-12-03	495,000.00
UMB BANK - TRUST OPERATIONS	GO Rfndng Bonds, Series 2020D TE \$2,250,000 dtd 2020-12-03	15,750.00
UMB BANK - TRUST OPERATIONS	COP Series 2021 TX (Rfd 2017 COPs \$4,475k- 1500WallSt&Gilbert	270,000.00
UMB BANK - TRUST OPERATIONS	COP Series 2021 TX (Rfd 2017 COPs \$4,475k- 1500WallSt&Gilbert	24,081.11
UMB BANK - TRUST OPERATIONS	GO Refunding Bonds, Series 2021 \$1,220,000 dtd 2021-10-20	370,000.00
UMB BANK - TRUST OPERATIONS	GO Refunding Bonds, Series 2021 \$1,220,000 dtd 2021-10-20	12,100.00
UMB BANK - TRUST OPERATIONS	PS Tx Antic. Rfndng Bonds Series 2021 \$3,005,k dtd 2021-10-20	760,000.00
UMB BANK - TRUST OPERATIONS	PS Tx Antic. Rfndng Bonds Series 2021 \$3,005,k dtd 2021-10-20	28,600.00
UMB BANK - TRUST OPERATIONS	GO VarPur Rfndng Bonds, Series 2022 TE \$1,965,k dtd 2022-03-22	95,000.00
UMB BANK - TRUST OPERATIONS	GO VarPur Rfndng Bonds, Series 2022 TE \$1,965,k dtd 2022-03-22	19,001.25
UMB BANK - TRUST OPERATIONS	COP Series 2022A TE \$1,900,k dtd 2022-03- 15:New Library-Long	105,000.00
UMB BANK - TRUST OPERATIONS	COP Series 2022A TE \$1,900,k dtd 2022-03- 15:New Library-Long	28,650.00
UMB BANK - TRUST OPERATIONS	COP Series 2022B TX \$2mill dtd 2022-03- 15:New Library-Longo	110,000.00
UMB BANK - TRUST OPERATIONS	COP Series 2022B TX \$2mill dtd 2022-03- 15:New Library-Longo	28,418.43
		\$ 4,599,653.48

MINUTE RECORD

CLAIMS FOR OCTOBER 17, 2023

PAGE 7

FEDERAL FORFEITURES

911 CUSTOM LLC
MIDWEST LININGS

EMERGENCY LIGHTS, SIRENS
LIGHT BAR MOUNT, BUMPER GRILL

3,265.95

8,988.99

\$ 12,254.94

TOTAL CLAIMS FOR OCTOBER 17, 2023

\$ 5,538,269.37

TOTAL PAYROLL FOR SEPTEMBER 29, 2023

\$ 1,368,127.92

It is with great pleasure that I am able to write this article about a Bellevue Police Officer who was selected at the 2023 Police Officers' Association of Nebraska - Officer of the Year. Officer Marcus Larr was selected based on his incomparable work production during the past year.

In 2022, Officer Larr led the entire Bellevue Police Department in officer-initiated activity with 869 self-initiated contacts which was 209 more than the next highest officer. In total for 2022, besides the self-initiated contacts, he also made 279 total arrests, 169 drug arrests, 32 DUI arrests, 47 felony arrests, and five weapons arrests. Officer Larr had the highest number of total arrests, wrote the most traffic citations, had the third highest total of warning/equipment violations. Along with his high numbers in officer-initiated activity Officer Larr also handled the second most calls for service and had the fourth highest number of reports taken for the department.

In the nomination written by Sgt. Dustin Franks, he wrote;

“Officer Larr currently works in the Crime Suppression Unit and excels in looking for illegal drugs and guns, and criminal behavior in our community. Marcus’ criminal interdiction skills have made him excel at identifying, locating, and addressing hotspots for criminal activity in our city. His ability to relate to people through his roadside interview skills has led to numerous drugs and weapons being taken off of the street.

Officer Larr often digs deeper into calls he responds to and during the stops he makes which often results in other crimes or additional information that aids the investigation units. His leadership and tactical experience are a valuable resource to all that work with him.

In 2022 Officer Larr took the steps to become a Drug Recognition Expert (DRE). This is a very difficult process with initial training, examinations, and field evaluations. Officer Larr has become a great resource to many metro area law enforcement agencies in this area.”

You may recall from the March, 2023 article in the BellevueTimes.com - Officer Larr was named the Bellevue Police Officer of the Year for 2022. He was also selected as a Sarpy County Crime Stopper of the Year.

Marcus has not slowed down since receiving these awards. In fact, in the first quarter of 2023 (Jan-Mar), Larr has 391 self-initiated contacts, written 123 citations, 115 warning/equipment violations, made 71 drug arrests, 2 DUI arrests, 21 felony arrests, 3 misdemeanor arrests, and 6 weapons arrests.

Sgt. Franks sums up this award for Marcus Larr, stating; “With his unmatched dedication and constant commitment to locate and detour criminal activity in our local community and the State of Nebraska, I believe Officer Marcus Larr would make an excellent selection for the Police Officers’ Association Officer of the Year Award. Officer Larr leads by example and inspires those around him to perform at a higher level.”

**City of Bellevue
Nebraska
Office of the Mayor**

**National Veterans Small Business Week
Proclamation**

WHEREAS, nearly one out of ten small businesses across the United States is veteran owned -- from Main Street store fronts to virtual high-tech startups that advance America, veteran owned small businesses are a pillar of our economy and contribute to the foundation of our nation; and

WHEREAS, veteran and military spouse small business owners are resilient, disciplined, and mission-oriented, thanks to their commitment to serving our country and communities; and

WHEREAS, when we resolve ourselves to strengthen our communities, we must empower and support the giants that veteran entrepreneurs are in our economy; and

WHEREAS, National Veterans Small Business Week highlights the programs and services available to veteran entrepreneurs through the U.S. Small Business Administration and resource partners; and

WHEREAS, City of Bellevue supports and joins in this national effort to help America's veteran owned small businesses start, grow, and recover their businesses after a disaster and help our communities thrive.

NOW, THEREFORE, I, Mayor Rusty Hike, Mayor of the City of Bellevue do hereby proclaim October 30 through November 3, 2023 as

NATIONAL VETERANS SMALL BUSINESS WEEK

Mayor Rusty Hike





*8a.
10/17/2023

City of Bellevue
Office of the Mayor
1500 Wall St. • Bellevue, Nebraska • 68005 • 402-293-3022

MEMO

To: Council President Paul Cook & Council members
From: Mayor Rusty Hike
Date: October 11, 2023
Subject: Appointment to the Library Advisory Board

Ann Moore
1217 Willow Ave
Bellevue, NE 68005
402-292-0459

She will serve the remaining term of Barb Van Wassenhoven until June 2026.

Ann S. Moore

402-292-0459 | asmooore13@gmail.com | Bellevue, NE 68005-2847

OBJECTIVE

To serve the citizens of the City of Bellevue by supporting and promoting the Bellevue Public Library as a member of the Library Board

EXPERIENCE

Reference Librarian

July 2006 – July 2016

Clarkson College Library, Omaha, NE

- Assisted students, faculty and staff in all aspects of research on nursing and allied health topics
- Acquired research materials from libraries throughout the US and Canada
- Served on the Clarkson College Health and Wellness Committee

Reference Librarian

June 2003 – June 2006

Thomas S. Power Library

Offutt AFB, NE

- Assisted active duty and retired military with all aspects of library functions
- Provided materials for active duty military students to achieve college course credit
- Organized and implemented Summer Reading Program for children

Reference Librarian

August 2000 – June 2003

Bellevue University Library, Bellevue, NE

- Taught students and faculty to find research materials online and in person
- Participated in moving the library out of its old space and into a newly remodeled space
- Traveled to Sioux City and Grand Island to teach online research skills to remote students

SKILLS

- Information literacy
- Interpersonal communication
- Literacy instruction
- Problem-solving and critical thinking
- Attention to detail

EDUCATION

University of Missouri, Columbia, BA

University of Texas at Austin, MLS

BIO

I also spent nearly 30 years working in public, academic and corporate libraries in Texas before relocating to Nebraska in 2000.



City of Bellevue
Office of the Mayor
1500 Wall St. • Bellevue, Nebraska • 68005 • 402-293-3022

MEMO

To: Council President Paul Cook and Councilmember’s
From: Mayor Rusty Hike
Subject: Appointment to the Inland Port Authority
Date: October 16th, 2023

Please consider the following for appointment to the **Inland Port Authority**.

Cathy Bennett	Charles Schwab	Director Corporate Insurance
Kristy Kiviniemi	Nebraska Medicine	Director – Compliance
Heath Paulsen	Westside State Bank	CFO

The above three members will serve a four-year term ending October 2027

Rebecca Zurcher	Erwins Jewelry	Owner
Steve Knutson	Retired	MUD

The above two members will serve a three-year term ending October 2026.

Susan Kluthe

From: Jim Ristow
Sent: Monday, October 16, 2023 2:26 PM
To: Susan Kluthe
Subject: Inland Port Authority
Attachments: Municipal-Inland-Port-Authority-Guidelines.pdf

Susan,

Can you add the attached document to a cover sheet and the recommendation from the Mayor to appoint the following people:

Cathy Bennett	Charles Schwab	Director Corporate Insurance
Kristy Kiviniemi	Nebraska Medicine	Director – Compliance
Rebecca Zurcher	Erwins Jewelry	Owner
Heath Pause	Westside State Bank	CFO
Steve Knutson	Retired	MUD

Jim Ristow
City Administrator
1500 Wall Street
Bellevue, NE 68005
402-293-3023
Jim.Ristow@Bellevue.net

NEBRASKA



**MUNICIPAL INLAND PORT
AUTHORITY ACT GUIDELINES**

**State of Nebraska
Department of Economic Development**

September 2022

TABLE OF CONTENTS

CHAPTER 1: INTRODUCTION TO THE MUNICIPAL INLAND PORT AUTHORITY ACT	1
1.1 Purpose	1
1.2 Terms and Definitions.....	1
CHAPTER 2: PROPOSING AN INLAND PORT AUTHORITY	1
2.1 Entities Capable of Proposing the Creation of an Inland Port Authority.....	1
2.2 District Criteria	2
2.3 District Proposal	3
2.4 Application Requirements	3
2.5 Prioritization Criteria.....	5
CHAPTER 3: CREATING AN INLAND PORT AUTHORITY	5
3.1 DED review, Prioritization Metric, and Numerosity Limit	5
3.2 Approving an Inland Port Authority.....	6
3.3 Filing the District Boundaries with the City and/or County Clerk(s).....	7
CHAPTER 4: OPERATING AN INLAND PORT AUTHORITY	7
4.1 Inland Port Authority Board of Commissioners Formation	7
4.2 Restrictions on Board Commissioners and Employees.....	8
4.3 Inland Port Authority Powers	8
4.4 Real Property Agreements with the State or Political Subdivisions, Tax Exemptions, Open Meetings Act, and Public Records.....	10
CHAPTER 5: DISSOLUTION OF AN INLAND PORT AUTHORITY	10
5.1 Procedure to Dissolve an Inland Port Authority	10

NOTICE:

This guidance document is advisory in nature but is binding on the Department of Economic Development (“DED” or “Department”) until amended. A guidance document does not include internal procedural documents that only affect the internal operations of DED and does not impose additional requirements or penalties on regulated parties or include confidential information or rules and regulations made in accordance with the Administrative Procedure Act. If you believe that this guidance document imposes additional requirements or penalties on regulated parties, you may request a review of the document.

OVERVIEW & CONTACT INFORMATION

Jessica Anderson
Nebraska Department of Economic Development
Incentives Division
PO Box 94666
245 Fallbrook Blvd, Suite 002
Lincoln, NE 68521
402-471-3367
jessica.anderson@nebraska.gov

The Municipal Inland Port Authority Act is codified in Neb. Rev. Stat. §§ 13-3301 to 13-3313.

Application Portal and Management System

To administer the Municipal Inland Port Authority Act, DED uses a grants management system (“GMS”), AmpliFund. GMS User Guides, with instructions for accessing and using the system, along with other resources, are available on [DED's website](#) and on DED’s AmpliFund resource page, [AmpliFund--Nebraska Department of Economic Development](#).

CHAPTER 1: INTRODUCTION TO THE MUNICIPAL INLAND PORT AUTHORITY ACT

1.1 PURPOSE

Nebraska is ideally situated as an industrial and logistical hub for multiple industries across the United States. The Municipal Inland Port Authority Act (“Act”) is intended to stimulate the Nebraska economy by incentivizing the development of new industrial hubs and providing the economic development tools necessary to acquire and develop large shovel-ready sites. The creation of one or more inland port authorities in Nebraska will serve as a mechanism to develop both commercial and industrial sites. In addition to the development of commercial and industrial sites, Nebraska’s inland port authorities will serve as regional merging points for multi-modal transportation and the distribution of goods.

1.2 TERMS AND DEFINITIONS

- **Direct Financial Benefit:** Any form of financial benefit that accrues to an individual directly, including compensation, commission, or any other form of a payment or increase of money, or an increase in the value of a business or property. Direct financial benefit does not include a financial benefit that accrues to the public generally.
- **Family Member:** A spouse, parent, sibling, child, or grandchild.
- **Inland Port Authority:** An authority created by a city, county or counties, or city and one or more counties pursuant to the Act to manage an Inland Port District.
- **Inland Port District:** An area within the corporate boundaries or extraterritorial zoning jurisdiction or both of a city, within the boundaries of one or more counties, or within both the corporate boundaries or extraterritorial zoning jurisdiction or both of a city and the boundaries of one or more counties, and which meets at least two of the following criteria: (a) located within one mile of a navigable river or other navigable waterway; (b) located within one mile of a major rail line; (c) located within two miles of any portion of the federally designated National System of Interstate and Defense Highways or any other four-lane divided highway; or (d) located within two miles of a major airport.
- **Intermodal Facility:** A hub or other facility for trade combining any combination of rail, barge, trucking, air cargo, or other transportation services.
- **Major Airport:** An airport with commercial service as defined by the Federal Aviation Administration.
- **Major Rail Line:** A rail line that is accessible to a Class I railroad as defined by the federal Surface Transportation Board.
- **Nonprofit Economic Development Corporation:** A chamber of commerce or other mutual benefit or public benefit corporation organized under the Nebraska Nonprofit Corporation Act to assist in economic development.

CHAPTER 2: PROPOSING AN INLAND PORT AUTHORITY

2.1 ENTITIES CAPABLE OF PROPOSING THE CREATION OF AN INLAND PORT AUTHORITY

An Inland Port Authority (“Authority”) can be proposed by:

- a. Any city of the metropolitan class, city of the primary class, or city of the first class which encompasses an area greater than three hundred (300) acres of land that is eligible to be designated as an Inland Port District (“District”).¹
- b. Any city of the metropolitan, primary, or first class and one or more counties in which the city is located, or in which the extraterritorial zoning jurisdiction of the city is located, which encompass an area greater than three hundred (300) acres of land that is eligible to be designated as a District.
- c. Any county or counties with a population greater than twenty thousand (20,000) inhabitants which encompasses an area greater than three hundred (300) acres of land that is eligible to be designated as a District.
- d. If a city, county or counties, or city and one or more counties meeting the criteria listed in this Chapter has/have not proposed to create an Authority, then a nonprofit economic development corporation that serves the applicable city, county or counties, or city and one or more counties may propose the creation of an Authority by submitting an application to DED.

2.2 DISTRICT CRITERIA

Any application submitted to DED must identify the areas designated as the District and include the location and boundaries of the proposed District. For the designated areas to be eligible as a District, it must meet the following criteria:

- a. A District must be at least three hundred (300) acres in size.
- b. No more than twenty-five percent (25%) of a District’s designated area, measured in acres, may be noncontiguous with the remaining contiguous portion of the District. Any such noncontiguous portion must be no more than one-quarter mile (1/4 mile) from the remaining contiguous portion of the District.
- c. A District must be located within two of the following:
 - i. Within one mile of a navigable river or other navigable waterway. For purposes of the Act, the only navigable river or waterway in Nebraska is the Missouri River.
 - ii. Within one mile of a major rail line. For purposes of the Act, major rail line includes rail accessible by the following Class I railroads: BNSF Railway, Union Pacific Railroad Company, Norfolk Southern Railway, Kansas City Southern Railway, CSX Transportation, Canadian Pacific Railway, and Canadian National Railway.
 - iii. Within two miles of any portion of the federally designated National System of Interstate and Defense Highways or any other four-lane divided highway.
 - iv. Within two miles of a major airport. For purposes of the Act, major airports in Nebraska are those with greater than 2,500 annual enplanements which includes: Omaha Eppley Airfield (OMA), Lincoln Airport (LNK), Central Nebraska Regional Airport (GRI), Kearney Regional Airport (EAR), North Platte Regional Airport/Lee Bird Field (LBF), Western Nebraska Regional Airport/William B. Heilig Field (BFF), Alliance Municipal Airport (AIA), and the Chadron Municipal Airport (CDR).

¹ See Chapter 2.2 of these Guidelines for the topographical criteria of a District to determine whether a location meets the eligibility requirements for a District.

Real property located within the boundaries of a District is not required to be owned by the Authority or cities or counties in which the real property is located.

2.3 DISTRICT PROPOSAL

To create an Authority, a city, county or counties, or city and one or more counties must first propose the creation of an Authority by enacting an ordinance, resolution, or an agreement pursuant to the Interlocal Cooperation Act. In determining whether to propose an Authority the city, county or counties, or city and one or more counties shall consider the prioritization criteria in Chapter 2.5 of these Guidelines. An ordinance, resolution, or interlocal agreement will not be required if the applicant is a nonprofit economic development corporation. However, the nonprofit economic development corporation is required to consider the prioritization criteria enumerated in Chapter 2.5 of these guidelines.

An ordinance, resolution, or interlocal agreement must designate the District location and boundaries; set forth the proposed Authority's purpose, powers, and limitations; delineate the form, structure, norms, and eligibility criteria for the board of commissioners that is to administer the proposed Authority; detail the dissolution procedure for the proposed Authority; and state any other special considerations including the applicability of the Open Meetings Act and the public records provisions of Neb. Rev. Stat. §§ 84-712 to 84-712.09 to the proposed Authority.

2.4 APPLICATION REQUIREMENTS

Following the adoption of an ordinance, resolution, or agreement pursuant to the Interlocal Cooperation Act proposing the creation of an Authority, the city or county clerk of the applicant shall transmit a copy of such ordinance, resolution, or agreement to DED along with an application seeking approval of the proposed Authority. A nonprofit economic development corporation wishing to apply must submit an application directly to DED. DED will begin accepting applications on October 17, 2022. DED will accept and review applications on a rolling basis.

The following documentation is required to be included with an application:

- a. Documentation showing that the proposed District meets the criteria detailed in Chapter 2.2 of these Guidelines.
- b. If the proposed District is not contiguous, documentation showing that any non-contiguous portion of the proposed District is twenty-five percent (25%) or less of the proposed District and no more than one quarter mile (1/4 mile) from the remaining contiguous portion of the District.
- c. An illustrated map of the proposed District boundaries. The illustrated map must also demarcate the corporate limits, extraterritorial zoning jurisdiction, or both of the city, and the boundaries of the county or counties in which the proposed District will be located. Where possible, the map provided should be in a GIS shapefile. If the applicant is unable to provide a map in GIS shapefile, a PDF format is acceptable.
- d. Using the Excel spreadsheet provided by DED on its [webpage](#), provide a listing of all parcels (using the County PID) and the corresponding *street* address for each parcel of the proposed District (if a parcel does not have a street address, simply indicate "N/A").
- e. A legal description for the proposed District boundaries.

- f. Any other documentation in support of the application which analyzes the proposed District and Authority against the prioritization criteria found in Neb. Rev. Stat. § 13-3304 and detailed below in Chapter 2.5 of these Guidelines.

If the applicant is a city, county or counties, or city and one or more counties, the following additional documentation is required to be uploaded with an application:

- a. A certified copy of the ordinance, resolution, or interlocal agreement proposing the creation of an Authority and designating the District location and boundaries.

If the applicant is a nonprofit economic development corporation, the following additional documentation is required to be uploaded with an application:

- a. Applicant's articles of incorporation or other legal document showing applicant is organized under the Nebraska Nonprofit Corporation Act.
- b. Applicant's bylaws or other legal document showing applicant was organized to assist economic development.
- c. Documentation showing that the applicant serves the city and/or counties for which it is applying.

All applications and supporting documentation must be submitted to DED electronically using AmpliFund. Applicants are encouraged to review the Application Checklist prior to filling out the application for a list of documents and information required to successfully complete the application. To apply, applicants should follow the "Apply Now" link on the DED Municipal Inland Port Authority Act webpage, create a user profile in the AmpliFund application portal, and complete the application. The user profile allows for saving a partially completed application after the application opens.

Questions regarding the application process should be sent to:

Jessica Anderson
jessica.anderson@nebraska.gov
402-471-3367

Individuals who are hearing and/or speech impaired and have a TTY, may contact DED through the Statewide Relay System by calling (711) INSTATE (800) 833-7352 (TTY) or (800) 833-0920 (voice). The relay operator should be asked to call DED at (800) 426-6505 or (402) 471-3111. Additional information can be found at the Nebraska Relay website <http://www.nebraskarelay.com/>.

Nebraska Relay offers Spanish relay service for our Spanish-speaking customers. Spanish-to-Spanish (711) or 1-888-272-5528/ Spanish-to-English (711) or 1-877-564-3503. Nebraska le ofrece el servicio de relevo a nuestros clientes en español. Los consumidores de TTY pueden escribir por máquina en español y las conversaciones serán retransmitidas en español y inglés.

2.5 PRIORITIZATION CRITERIA

Pursuant to Neb. Rev. Stat. § 13-3304 of the Act, DED will utilize the following prioritization criteria when considering applications:

- a. Desirability and Economic Feasibility: The desirability and economic feasibility of locating a District within the corporate boundaries, extraterritorial zoning jurisdiction, or both of the city, within the boundaries of one or more counties, or within both the corporate boundaries or extraterritorial zoning jurisdiction or both of a city and the boundaries of one or more counties (whichever is applicable);
- b. Technical and Economic Capability: The technical and economic capability of the city, county or counties, or city and one or more counties (whichever is applicable) and any other public and private entities to plan and carry out development within the proposed District;
- c. Strategic Location: The strategic location of the proposed District in proximity to existing and potential transportation infrastructure that is conducive to facilitating regional, national, and international trade and the businesses and facilities that promote and complement such trade;
- d. Impact on Immediate Area: The potential impact that development of the proposed District will have on the immediate area;
- e. Regional and Statewide Economic Impact: The regional and statewide economic impact of development of the proposed District.

CHAPTER 3: CREATING AN INLAND PORT AUTHORITY

3.1 DED REVIEW, PRIORITIZATION METRIC, AND NUMEROSITY LIMIT

Upon receiving an application and the requisite supporting documentation, DED will evaluate the application and proposed Authority. Submission of an application does not guarantee approval of the proposed Authority.

DED will review applications and proposed Authorities to ensure the eligibility requirements detailed above in Chapters 2.1, 2.2, and 2.3 of these Guidelines are satisfied. To prioritize proposed Authorities, DED will utilize the criteria found in Neb. Rev. Stat. § 13-3304 of the Act and addressed in Chapter 2.5 of these Guidelines. DED will prioritize applications using the following metric:

Prioritization Criteria	Application Score	Maximum Score Possible
Desirability and Economic Feasibility		15
Technical and Economic Capability		15
Strategic Location		15
Impact on Immediate Area		15
Regional and Statewide Economic Impact		15
Total (Minimum Score Necessary to be Approved: 45)		75

The Department will not approve an application that: 1) fails to satisfy the eligibility requirements detailed in Chapters 2.1, 2.2, and 2.3 of these Guidelines; 2) fails to provide the requisite documentation required in Chapter 2.4 of these Guidelines; or 3) fails to attain a minimum score

of forty-five (45)—as determined by the DED review committee according to the prioritization criteria and scoring metric set forth in Chapters 2.5 and 3.1 of these Guidelines.

Pursuant to the Act, DED may not approve more than five (5) Authorities and their corresponding Districts. As such, applicants that otherwise satisfy the eligibility requirements, provide the requisite documentation, and attain the minimum prioritization score are not guaranteed to be approved. If the numerosity limitation is implicated and there is more than one otherwise qualified applicant, the applicant with the higher prioritization score will be prioritized over applicants with lower prioritization scores. DED will accept and review applications on a rolling basis.

3.2 APPROVING AN INLAND PORT AUTHORITY

If DED approves an application from a city, county or counties, or city and one or more counties, the Department will then certify to the city or county clerk(s) whether the proposed Authority exceeds the statutory numerosity limit. If the Department approves an application and certifies that the proposed Authority does not exceed the statutory limit, then the proposed Authority will be deemed created.

If DED denies an application from a city, county or counties, or city and one or more counties, or if the proposed Authority would exceed the statutory numerosity limit, then the Department will certify such to the city or county clerk(s) and the city, county or counties, or city and one or more counties must repeal the ordinance or resolution proposing an Authority and/or rescind the interlocal agreement proposing an Authority and the proposed Authority shall not be created.

If DED approves an application from a nonprofit economic development corporation, DED will certify to the nonprofit economic development corporation and the applicable city or county clerk(s) whether the proposed Authority exceeds the statutory numerosity limit. If the Department approves an application and certifies that the proposed Authority does not exceed the statutory limit, then the applicable city, county or counties, or city and one or more counties that was/were the subject of the nonprofit economic development corporation's application shall create an Authority by enacting an ordinance, resolution, or entering into an interlocal agreement as described above in Chapter 2.3 of these Guidelines. The ordinance, resolution, and/or interlocal agreement must apply the same criteria—including the District boundaries—that were utilized by the nonprofit economic development corporation in its application to DED. Upon enacting such ordinance, resolution, and/or interlocal agreement, the city, county or counties, or city and one or more counties must make a copy of the ordinance, resolution, and/or interlocal agreement available to DED.

If DED denies an application from a nonprofit economic development corporation, or if the proposed Authority would exceed the statutory numerosity limit, then the Department will certify such to the nonprofit economic development corporation and the city or county clerk(s) and the proposed Authority shall not be created.

3.3 FILING THE DISTRICT BOUNDARIES WITH THE CITY AND/OR COUNTY CLERK(S)

Upon the creation of an Authority as outlined in Paragraph 3.2 of these Guidelines, the city council and/or county board(s) (whichever is applicable) which has or have created an Authority, shall designate what areas shall comprise the District. The District boundaries must be filed with the city and/or county clerk(s) and shall become effective upon approval of the city council and/or county board(s).

The city council and/or county board(s) may from time to time enlarge or reduce the area comprising the District, but the District may not be reduced to an area less than three hundred (300) acres. Any change of District boundaries must be filed with the city and/or county clerk(s) and become effective upon such filing.

CHAPTER 4: OPERATING AN INLAND PORT AUTHORITY

4.1 INLAND PORT AUTHORITY BOARD OF COMMISSIONERS FORMATION

An Authority must be administered by a board of commissioners. The requisite size of the board is determined pursuant to the following:

Entity or Entities Creating the Authority	Required Size of the Board
City of the metropolitan class	Nine (9) members
City of the primary class	Seven (7) members
City of the first class	Five (5) members
City of the metropolitan class and one or more counties	Eleven (11) members
City of the primary class and one or more counties	Nine (9) members
City of the first class and one or more counties	Seven (7) members
County or counties	Nine (9) members

If the Authority was created by a city, then, upon the creation of the Authority, the mayor of that city, with the approval of the city council, shall appoint a board to govern the Authority. Members of the board must be residents of the city that created the Authority.

If the Authority was created by a city and one or more counties, then, upon the creation of the Authority, the mayor of the city, with the approval of the city council and county board(s), shall appoint a board to govern the authority. Members of the board must be residents of the county or counties that created the Authority.

If the Authority was created by one or more counties, then, upon the creation of the Authority, the chairperson(s) of the county board(s), with the approval of the county board(s), shall appoint a board to govern the Authority. Members of the board must be residents of the county or counties that created the Authority.

Board members shall serve staggered terms of four years in such a manner to ensure that the terms of no more than three members expire in any one year. Any vacancy on the board is to be filled in the same manner as the vacating board member was appointed to serve the unexpired portion of the board member's term.

4.2 RESTRICTIONS ON BOARD COMMISSIONERS AND EMPLOYEES

No individual may serve as a board commissioner or an Authority employee if:

- a. The individual or a family member of the individual owns an interest in any real property located within the boundaries of the District; or
- b. The individual or a family member of the individual owns an interest in, is directly affiliated with, or is an employee or officer of a private firm, company, or other entity that the individual reasonably believes is likely to:
 - i. Participate in or receive a direct financial benefit from the development of the District; or
 - ii. Acquire an interest in any facility located within the District.

Before taking office as a board commissioner or accepting employment with an Authority, an individual must submit a statement to the Authority verifying that the individual's service as a board commissioner or an Authority employee will not violate the restrictions contained in Neb. Rev. Stat. § 13-3311(1) and summarized in Chapter 4.2 of these Guidelines.

An individual shall not, at any time during the individual's services as a board commissioner or an Authority employee, acquire or take any action to initiate, negotiate, or otherwise arrange for the acquisition of an interest in any real property located within the boundaries of the Authority's District.

Neither a board commissioner, nor any Authority employee, may receive a direct financial benefit from the development of any real property located within the boundaries of the District.

4.3 INLAND PORT AUTHORITY POWERS

An Authority will have the power to:

- a. Plan, facilitate, and develop the District in conjunction with the city, the county or counties, and other public and private entities, including the development of publicly-owned infrastructure and improvements within the District;
- b. Engage in marketing and business recruitment activities and efforts to encourage and facilitate development of the District;
- c. Apply for and take all other necessary actions for the establishment of a foreign trade zone, as provided under federal law, within the District;
- d. Acquire, own, lease, sell, or otherwise dispose of interest in and to any real property and improvements located thereon, and in any personal property, and construct buildings and other structures necessary to fulfill the purposes of the Authority;

- e. Acquire rights-of-way and property of any kind or nature within the District necessary for its purposes by purchase or negotiation;
- f. Enter into lease agreements for real or personal property, either as lessee or lessor;
- g. Sue and be sued in its own name;
- h. Enter into contracts and other instruments necessary, incidental, or convenient to the performance of its duties and the exercise of its powers, including, but not limited to, agreements under the Interlocal Cooperation Act with the city, the county or counties, or any other political subdivision of this or any other state;
- i. Borrow money from private lenders, from the state, or from the federal government as may be necessary for the operation and work of the Authority;
- j. Accept appropriations, including funds transferred by the Legislature pursuant to Neb. Rev. Stat. § 81-12,146, contributions, gifts, grants, or loans from the United States, the State of Nebraska, political subdivisions, or other public and private agencies, individuals, partnerships, or corporations;
- k. Employ such managerial, engineering, legal, technical, clerical, accounting, advertising, administrative, or other assistance as may be deemed advisable, or to contract with independent contractors for any such assistance;
- l. Adopt, alter, or repeal its own bylaws, rules, and regulations governing the manner in which its business may be transacted, except that such bylaws, rules, and regulations shall not exceed the powers granted to the Authority by the Municipal Inland Port Authority Act;
- m. Enter into agreements with private operators or public entities for the joint development, redevelopment, reclamation, or other uses of property within the District;
- n. Own and operate an intermodal facility and other publicly-owned infrastructure and improvements within the boundaries of the District;
- o. Establish and charge fees to businesses and customers utilizing the services offered by the Authority within the District as required for the proper maintenance, development, operation, and administration of the Authority; and
- p. Issue and sell revenue bonds necessary to provide sufficient funds for achieving its purposes, including the construction of intermodal facilities, buildings, and infrastructure and the financing of port improvement projects, except that such Authority shall not issue or sell general obligation bonds. An Authority may pledge any revenue derived from the sale or lease of property of such Authority to the payment of such revenue bonds. The State of Nebraska shall not be liable for any bonds of any Authority. Any such bonds shall not be a debt of the State of Nebraska and must contain on the faces thereof a statement to such effect. Neither the board commissioners nor any other authorized person executing Authority bonds shall be personally liable on such bonds, nor be subject to any personal liability or accountability by reason of the bond issuance.

An Authority does not possess, nor may it exercise, the power of eminent domain.

4.4 REAL PROPERTY AGREEMENTS WITH THE STATE OR POLITICAL SUBDIVISIONS, TAX EXEMPTIONS, OPEN MEETINGS ACT, AND PUBLIC RECORDS

The State of Nebraska and any municipality, county, or other political subdivision of the state may, with or without consideration, transfer to an Authority or place in its possession or control, by lease or other contract or agreement, either for a limited period or in fee, any real property within the Authority's District.

An Authority will not be required to pay any taxes or any assessments to the State of Nebraska or to any political subdivision of the state, except for assessments under the Nebraska Workers' Compensation Act and any combined tax due or payments in lieu of contributions as required under the Employment Security Law. The bonds of an Authority and the income derived therefrom are exempt from any taxes and any assessments to the State of Nebraska or to any political subdivision of the state, except for inheritance and gift taxes and taxes on transfers.

An Authority must keep records of all proceedings before the board of commissioners, including minutes of meetings. All meetings of the board of commissioners are subject to Neb. Rev. Stat. §§ 84-1407 to 84-1414 of the Open Meetings Act.

An Authority's records and documents, except those which may be lawfully excluded, are public records for purposes of Neb. Rev. Stat. §§ 84-712 to 84-712.09.

CHAPTER 5: DISSOLUTION OF AN INLAND PORT AUTHORITY

5.1 PROCEDURE TO DISSOLVE AN INLAND PORT AUTHORITY

An Authority may be dissolved if it has no outstanding obligations.

An Authority may be dissolved by the city council of the city that created the Authority or the county board of the county that created the Authority. The Authority is dissolved as of the date of approval by the city council or county board. All funds and other assets of the Authority are transferred upon the dissolution of the Authority to the city or county, as applicable.

If the Authority was created through an interlocal agreement, the city council of the city and/or the county board(s) of the county or counties may dissolve an Authority. The Authority is dissolved as of the date of approval by the city council and/or the county board(s). All funds and other assets of the Authority are transferred upon the dissolution of the Authority to the city and/or the county or counties as agreed upon by the city and county or counties.

CITY OF BELLEVUE, NEBRASKA
AGENDA ITEM COVER SHEET

COUNCIL MEETING DATE: 10/17/2023		SUBMITTED BY: Council President Paul Cook <i>pkc</i>		
AGENDA ITEM:		CONSENT AGENDA <input checked="" type="checkbox"/>	SPECIAL PRESENTATION <input type="checkbox"/>	
LIQUOR LICENSE <input type="checkbox"/>	ORDINANCE <input type="checkbox"/>	PUBLIC HEARING <input type="checkbox"/>		
RESOLUTION <input type="checkbox"/>	CURRENT BUSINESS <input type="checkbox"/>	OTHER <input type="checkbox"/>		

SUBJECT:

City Council members serving on Audit Committee.

SYNOPSIS/BACKGROUND:

Committees are established to deal with matters that involve a continuous flow of the City's work. The members may include up to three (3) City Council members and additional city personnel. I am requesting the reappointment of the following council members to the Audit Committee - Councilman Rich Casey, Councilman Paul Cook and Councilman Jerry McCaw. The City of Bellevue will soon begin the audit process conducted by FORVIS, with the assistance of our Finance Department. This will be a two-year term ending on July 20, 2025.

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

TRACKING INFORMATION FOR CONTRACTS AND PROJECTS:

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

CONTRACT DESCRIPTION:

CONTRACT EFFECTIVE DATE: CONTRACT TERM: CONTRACT END DATE:

PROJECT NAME:

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

CIP PROJECT NAME: CIP PROJECT NUMBER:

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

ACCOUNTING DISTRIBUTION CODE: ACCOUNT NUMBER:

RECOMMENDATION:

Council President Paul Cook is recommending approval for this request.

ATTACHMENTS:

1. Memorandum	2. <input type="text"/>	3. <input type="text"/>
4. <input type="text"/>	5. <input type="text"/>	6. <input type="text"/>

SIGNATURES:

LEGAL APPROVAL AS TO FORM: _____

FINANCE APPROVAL AS TO FORM: _____

ADMINISTRATOR APPROVAL AS TO FORM: _____

Paul Cook
[Signature]

October 17, 2023

To: Bellevue Mayor Rusty Hike
Bellevue City Council Members

Subject: Audit Committee

I am requesting the reappointment of the following council members to the Audit Committee. The City of Bellevue will soon begin the audit process conducted by FORVIS, with the assistance of our Finance Department. This will be a two-year term ending on July 20, 2025.

Councilman Rich Casey
Councilman Paul Cook
Councilman Jerry McCaw

I appreciate your support for this Audit Committee.

Respectfully submitted,



Paul Cook
City Council President
Ward III
City of Bellevue
1500 Wall Street
Bellevue, NE 68005

Attachments;
Agenda Item Cover Sheet

CITY OF BELLEVUE, NEBRASKA
AGENDA ITEM COVER SHEET

COUNCIL MEETING DATE: 10/17/2023		SUBMITTED BY: Susan Kluthe, City Clerk	
AGENDA ITEM:	CONSENT AGENDA <input checked="" type="checkbox"/>	SPECIAL PRESENTATION <input type="checkbox"/>	
LIQUOR LICENSE <input type="checkbox"/>	ORDINANCE <input type="checkbox"/>	PUBLIC HEARING <input type="checkbox"/>	
RESOLUTION <input type="checkbox"/>	CURRENT BUSINESS <input checked="" type="checkbox"/>	OTHER <input type="checkbox"/>	

SUBJECT:

Approval of Waiver Hunting Regulations - Capt. Kurt Stroehrer or Sgt. Don Pleiss reviewed information, either approving or denying the application and then it is submitted to Council for approval.

SYNOPSIS/BACKGROUND:

Hunters wishing to bow hunt within the City of Bellevue during archer season of 9/1/2023 through 1/31/2024 must fill out application and provide documentation they have permission from property owner, provide a sketch of how they set up their hunting site, and provide a copy of their current hunting permit.

FISCAL IMPACT: \$ 0.00 BUDGETED FUNDS: NO GRANT/MATCHING FUNDS: NO

TRACKING INFORMATION FOR CONTRACTS AND PROJECTS:

IS THIS A CONTRACT?: NO COUNTER-PARTY: N/A INTERLOCAL AGREEMENT: NO

CONTRACT DESCRIPTION: N/A

CONTRACT EFFECTIVE DATE: CONTRACT TERM: CONTRACT END DATE:

PROJECT NAME: N/A

START DATE: N/A END DATE: N/A PAYMENT DATE: N/A INSURANCE REQUIRED: NO

CIP PROJECT NAME: N/A CIP PROJECT NAME: N/A

STREET DISTRICT NAME (S): N/A STREET DISTRICT NUMBER (S): N/A

ACCOUNTING DISTRIBUTION CODE: N/A ACCOUNT NUMBER: N/A

RECOMMENDATION:

Request approval of the list of applications for hunting waivers, as reviewed and approved by Capt. Kurt Stroehrer or Sgt. Don Pleiss.

ATTACHMENTS:

1. Listing for approval 2. 3. 4. 5. 6.

SIGNATURES:

LEGAL APPROVAL AS TO FORM:

FINANCE APPROVAL AS TO FORM:

ADMINISTRATOR APPROVAL AS TO FORM:

[Handwritten Signature]

[Handwritten Signature]

[Handwritten Signature]

CITY OF BELLEVUE, NEBRASKA
AGENDA ITEM COVER SHEET

*16b.
10/17/2023

COUNCIL MEETING DATE: 10/17/2023	SUBMITTED BY: Tammi Palm	Planning Director
AGENDA ITEM:	CONSENT AGENDA <input type="checkbox"/>	SPECIAL PRESENTATION <input type="checkbox"/>
LIQUOR LICENSE <input type="checkbox"/>	ORDINANCE <input type="checkbox"/>	PUBLIC HEARING <input type="checkbox"/>
RESOLUTION <input checked="" type="checkbox"/>	CURRENT BUSINESS <input checked="" type="checkbox"/>	OTHER <input type="checkbox"/>

SUBJECT:

Request to approve a 30-day filing extension for Childs Estate Acres Replat 7 plat, as per Section 4-11, Subdivision Regulations.

SYNOPSIS/BACKGROUND:

Eric Cano is requesting a 30-day filing extension for the Childs Estate Acres Replat 7 small subdivision plat, as allowed per Section 4-11, Subdivision Regulations. Staff is recommending approval of this request.

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

TRACKING INFORMATION FOR CONTRACTS AND PROJECTS:

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

CONTRACT DESCRIPTION:

CONTRACT EFFECTIVE DATE: CONTRACT TERM: CONTRACT END DATE:

PROJECT NAME:

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

CIP PROJECT NAME: CIP PROJECT NUMBER:

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

ACCOUNTING DISTRIBUTION CODE: ACCOUNT NUMBER:

RECOMMENDATION:

The Planning Department recommends approval of this request.

ATTACHMENTS:

1. Staff Memo	2. <input type="text"/>	3. <input type="text"/>
4. <input type="text"/>	5. <input type="text"/>	6. <input type="text"/>

SIGNATURES:

LEGAL APPROVAL AS TO FORM:

FINANCE APPROVAL AS TO FORM:

ADMINISTRATOR APPROVAL AS TO FORM:

Angie Meethus
[Signature]
[Signature]



We Influence The World!

City of Bellevue
Planning Department
1510 Wall St. • Bellevue, Nebraska • 68005 • 402-293-3026

MEMORANDUM

TO: Mayor Rusty Hike
City Administrator Jim Ristow
City Council

FROM: Tammi Palm, Planning Director

DATE: October 10, 2023

RE: Childs Estate Acres Replat 7 plat extension

Eric Cano is requesting a 30-day extension filing deadline for the Childs Estate Acres Replat 7 small subdivision plat. This is allowed per Section 4-11, Subdivision Regulations.

Staff has no objection to this request.

PLANNING DEPARTMENT RECOMMENDATION:

APPROVAL based upon Section 4-11 Subdivision Regulations

CITY OF BELLEVUE, NEBRASKA
AGENDA ITEM COVER SHEET

COUNCIL MEETING DATE: October 17, 2023		SUBMITTED BY: Fire Department/Legal Department	
AGENDA ITEM:	CONSENT AGENDA <input checked="" type="checkbox"/>	SPECIAL PRESENTATION	<input type="checkbox"/>
LIQUOR LICENSE <input type="checkbox"/>	ORDINANCE <input type="checkbox"/>	PUBLIC HEARING	<input type="checkbox"/>
RESOLUTION <input type="checkbox"/>	CURRENT BUSINESS <input checked="" type="checkbox"/>	OTHER	<input type="checkbox"/>

SUBJECT:

Field Agreement with Creighton University

SYNOPSIS/BACKGROUND:

The Bellevue Fire Department provides a field internship experience to students enrolled in the EMS Program at Creighton University. This agreement sets forth the obligations of the Bellevue Fire Department, Creighton University and students involved in the program.

FISCAL IMPACT: BUDGETED FUNDS: GRANT/MATCHING FUNDS:

TRACKING INFORMATION FOR CONTRACTS AND PROJECTS:

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

CONTRACT DESCRIPTION:

CONTRACT EFFECTIVE DATE: CONTRACT TERM: CONTRACT END DATE:

PROJECT NAME:

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

CIP PROJECT NAME: CIP PROJECT NAME:

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

ACCOUNTING DISTRIBUTION CODE: ACCOUNT NUMBER:

RECOMMENDATION:

Approve and authorize the Mayor to sign the Field Agreement with Creighton University.

ATTACHMENTS:

1. <input type="text" value="Field Agreement with Creighton University"/>	2. <input type="text"/>	3. <input type="text"/>
4. <input type="text"/>	5. <input type="text"/>	6. <input type="text"/>

SIGNATURES:

LEGAL APPROVAL AS TO FORM:

FINANCE APPROVAL AS TO FORM:

ADMINISTRATOR APPROVAL AS TO FORM:

Simone B. Phillips

[Signature]

[Signature]

**AGREEMENT BETWEEN
CREIGHTON UNIVERSITY AND
BELLEVUE FIRE DEPARTMENT**

This agreement is entered into by **Bellevue Fire Department 211 W 22nd Ave, Bellevue, NE 68005** (“Provider”) and **CREIGHTON UNIVERSITY**, a Nebraska nonprofit corporation located at 2500 California Plaza, Omaha, NE 68178 (“Creighton”).

Creighton provides Emergency Medical Services education courses and programs designed upon the United States Department of Transportation, National Highway Traffic Safety Administration (US DOT NHTSA), National Education Standards and Instructional Guidelines (“EMS Program”).

Creighton requires field internship training opportunities for students in the EMS Program (“Students”).

Provider is willing to provide a field internship experience to Students.

In consideration of the mutual benefits and commitments made herein, the parties agree to the following:

I. GENERAL INFORMATION:

- A. The course of instruction (the “Field Program”) will cover a period of time mutually agreed upon between Provider and Creighton. The Field Program objectives will be communicated in writing to the Provider’s preceptor by Creighton when scheduling Students.
- B. Except under compelling circumstances agreed to by both parties, the beginning dates and length of experience will be agreed upon no less than two weeks before the beginning of the Field Program.
- C. The number of Students eligible to participate in the Field Program will be mutually determined by agreement of the parties and may be altered by mutual agreement. No more than one Student may participate on a unit at one time.
- D. No compensation shall be due either party for services provided under this Agreement. Students are not employees of Provider or Creighton and are not eligible for compensation or benefits from either institution.
- E. Creighton shall, in conjunction with Provider, designate the field preceptors (“Field Preceptors”) for the Field Program. Field Preceptors will directly supervise all Students as related to patient care. Additionally, Field Preceptors shall follow Provider’s policies and Creighton’s guidelines and evaluation standards according to the Field Program provided under Section II.B of this Agreement.
- F. Neither Provider nor Creighton will discriminate against any employee or Student on the basis of race, national origin, religion, creed, sex, sexual orientation, age, or marital, veteran or disability status. Both parties agree to comply with the Family Educational Rights and Privacy Act of 1974, as amended, and regulations promulgated thereunder, governing the privacy of student records.

II. RESPONSIBILITIES OF CREIGHTON:

- A. Creighton shall provide and maintain the records and reports required by Provider

for conducting field learning experiences of its Students under this Agreement. Creighton assumes responsibility for assigning grades for the Field Program experience.

- B. Creighton will provide a printed Field Program which meets current accreditation and licensing standards for training in Nebraska and nationally. Such program shall also meet Provider's standards and protocols. Creighton will permit only those Students currently enrolled in the Field Program and who have successfully completed necessary prerequisite didactic and clinical portions of the curriculum to participate in the Field Program.
- C. Creighton shall obtain and maintain professional liability insurance coverage in the amount of \$1,000,000 per medical incident/\$3,000,000 aggregate to cover the liability of Students.
- D. Creighton shall require Students to comply with Provider policies and procedures while participating in the Field Program at Provider, including Provider's policies and procedures governing patient confidentiality. As a part of this agreement, Creighton shall require Students to submit to Provider a signed Student Clinical Participation and Confidentiality Agreement. An example of this agreement is attached as Exhibit A.
- E. Creighton acknowledges that it shall submit a signed attestation regarding the health status of each Student. An example of this attestation form is attached as Exhibit B.
- F. Creighton will conduct a background check on each Student prior to participating at Provider. Creighton will only send Students whose background checks have no felonies or whose results have been pre-approved by Provider. Creighton's background check will include the following items:
 - 1. Social Security number verification
 - 2. Criminal search (7 years)
 - 3. Violent Sexual Offender & Predator registry
 - 4. HHS/OIG/GSA
 - 5. Any other items requested in writing by Provider upon signing of this Agreement.
- G. Creighton shall defend, indemnify and hold Provider harmless from and against any and all liability, loss, expense (including reasonable attorneys' fees), or claims for injury or damages arising out of the performance of this Agreement but only in proportion to and to the extent such liability, loss, expense, attorneys' fees, or claims for injury or damages are caused by or result from the negligent or intentional acts or omissions of School, its officers, agents, Students, or employees.
- H. Creighton will enforce rules and regulations governing Students that are mutually agreed upon between Provider and Creighton.

III. RESPONSIBILITIES OF PROVIDER:

- A. Provider will participate in directing and implementing the Field Program.
- B. Provider will designate a Training Officer to act as a liaison with Creighton. The Training Officer will monitor Students participating in the Field Program at Provider and collaborate with Creighton regarding Student performance. Collaboration will predominately occur using telephone and email communications and completed evaluation forms. On-site visits will occur if deemed necessary by Creighton. The Training Officer will be included in Creighton's EMS program planning, if any.
- C. Provider will make available Provider's physician medical director for EMS services to accept responsibility for the practice of Students while at Provider.
- D. Provider reserves the right to limit the number of Students it receives. Provider, in

conjunction with Creighton, will determine the dates for Student participation in the Field program.

- E. If Provider accepts a Student, Provider shall provide instruction and professional experience in accordance with Field Program objectives (Section I. A) and any specific Field Program goals developed and agreed upon by the parties.
 - F. Provider shall provide and maintain records and reports required by Creighton for conducting the educational program and provide an evaluation to Creighton on forms provided by Creighton.
 - G. Provider shall be under no obligation to maintain any facilities for the Field Program other than those which Provider ordinarily maintains in the course of its business.
 - H. Provider shall provide available time, when possible, to clinical instructors for attending clinical supervisory meetings and conferences called by Creighton as part of the educational program.
 - I. Provider will inform Students of Provider's policies and procedures.
 - J. Provider shall defend, indemnify and hold Creighton harmless from and against any and all liability, loss, expense (including reasonable attorneys' fees), or claims for injury or damages arising out of the performance of this Agreement but only in proportion to and to the extent such liability, loss, expense, attorneys' fees, or claims for injury or damages are caused by or result from the negligent or intentional acts or omissions of Provider, its officers, agents, or employees. This indemnification provision is not intended to and shall not change the obligations of any insurance company under any insurance policy maintained by a party.
 - K. Provider retains the right to terminate any Student's participation in the Field Program where it reasonably believes doing so is necessary to protect the health, safety and welfare of Provider, its patients, employees or visitors. Provider shall immediately notify Creighton's Director of EMS Education at (402) 280-1280 of any such termination of a Student.
 - L. Students who become ill while at Provider will be provided initial medical or emergency treatment at Student's cost.
- IV. Either party may terminate this Agreement upon sixty (60) days advance written notice to the other party.
- V. Any revision or modification of the Agreement shall be in writing, and shall be signed by both parties.

IN WITNESS WHEREOF, the authorized representatives of the parties hereto have executed this Agreement effective as of the date last executed below:

CREIGHTON UNIVERSITY

Ryan Batenhorst, MEd
Program Director, Department of Paramedicine
College of Nursing

Date

CITY OF BELLEVUE NEBRASKA

By _____

Date

Name: Rusty Hike _____

Title: Mayor _____

Creighton Mailing Address:

Creighton University
2500 California Plaza
Omaha, NE 68178

Provider Mailing Address:

Bellevue Fire Department
211 W 22nd Ave
Bellevue, NE 68005

With a copy to:
Bellevue City Attorney
1500 Wall Street
Bellevue, NE 68005

EXHIBIT A
STUDENT CLINICAL PARTICIPATION AND
CONFIDENTIALITY AGREEMENT

Provider is committed to quality health care and confidentiality for its patients. As a student of another institution assigned to a clinical experience at Provider, the undersigned is required to agree to the terms of this Agreement. Please review and ask questions if you have any.

“Confidential Information” is any patient, physician, employee, and Provider business information obtained during the course of work or association with Provider.

I agree to treat all Confidential Information as strictly confidential and will not reveal or discuss Confidential Information with anyone who does not have a legitimate medical and/or business reason to know the information. I understand that I am permitted to access Confidential Information only to the extent necessary for patient care and to perform my duties while assigned to Provider. I will not disclose identifiable Confidential Information (e.g., name, date of birth) if the identity of the individual can be removed. I understand that I am a member of Provider’s workforce for purposes of complying with the Health Insurance Portability and Accountability Act of 1996, and its applicable privacy and security regulations, and agree to follow Provider’s policies regarding HIPAA while participating in this Field Program at Provider.

I will abide by all Provider policies and procedures regarding Confidential Information.

If I am given any access security codes or passwords, I agree to use them solely to perform my duties and will not breach the security of the information systems or premises. I will not use or disclose or misuse security codes or passwords. I will not misuse or attempt to alter Provider information systems in any way. I understand that Provider reserves the right to audit, investigate, monitor, access, review and disclose information obtained through the information systems at any time, with or without advance notice to me and with or without my knowledge. I understand I will be held accountable for my work and any changes made under my password and security codes. I understand that I am responsible for the accuracy of information submitted under my passwords and security codes.

I am expected to be covered by my own health insurance at all times, including hospitalization insurance. Should I seek routine or emergency medical care, I understand that I will be responsible for the cost of such care.

I am not and will not be an employee of Provider by virtue of my participation in this Field Program at Provider and shall not be entitled to compensation or employee benefits of any kind, including but not limited to health insurance, workers’ compensation insurance or unemployment benefits.

I understand that violations of Provider policy may subject me to immediate termination of my assignment at Provider, as well as civil sanctions and/or criminal penalties.

My signature acknowledges that I have read and understand this Agreement.

Student Name (print)

Date

Student Signature

This Exhibit is made a part of the Agreement to which it is attached.

EXHIBIT B
HEALTH STATUS / FIELD PROGRAM TRAINING
ATTESTATION FORM

1. I verify the following information for the required *health screenings, immunizations or documented health status* and will provide documentation upon request.
 - a. Tuberculosis screening within the past 12 months (negative PPD skin test or a chest x-ray and health care provider review if a previous positive PPD reaction)
 - b. Measles, mumps, and rubella (MMR) immunity (positive antibody titers or 2 doses of MMR)
 - c. Diphtheria, pertussis, and tetanus immunity (Tdap, Adacel, or Boostrix)
 - d. Polio immunity (3-dose series or positive antibody titer)
 - e. Varicella immunity (positive history of chickenpox and positive antibody titer or Varicella immunization)
 - f. Hepatitis B immunity (3-dose series and positive antibody titer)
 - g. Seasonal Influenza vaccination

2. I verify that I have CPR for Healthcare Providers certification.

3. Creighton provides the following required program instruction to all students. I verify that I have received instruction in all areas
 - CPR for Healthcare Providers
 - Confidentiality (Patient Rights)
 - Dress Code
 - General Infection control and Standard Precautions, including needle safety
 - HIPAA training

I agree to abide by all policies and procedures of the Providers hosting my rotations/clinical experiences.

My signature acknowledges that the information I have provided is complete and accurate and that

I
authorize the above information to be disclosed to preceptors/Providers prior to
rotations/clinical experiences.

Student Name (print)

Date

Student Signature

This Exhibit is made a part of the Agreement to which it is attached.

CITY OF BELLEVUE, NEBRASKA
AGENDA ITEM COVER SHEET

16d.
10/17/2023

COUNCIL MEETING DATE: October 17, 2023		SUBMITTED BY: David Goedecken -Public Works Director	
AGENDA ITEM:	CONSENT AGENDA <input type="checkbox"/>	SPECIAL PRESENTATION	<input type="checkbox"/>
LIQUOR LICENSE <input type="checkbox"/>	ORDINANCE <input type="checkbox"/>	PUBLIC HEARING	<input type="checkbox"/>
RESOLUTION <input type="checkbox"/>	CURRENT BUSINESS <input checked="" type="checkbox"/>	OTHER	<input type="checkbox"/>

SUBJECT:

Amendment no. 1 to Agreement with Benesch for 2023 Concrete Projects

SYNOPSIS/BACKGROUND:

Benesch to perform additional professional consulting services for the 2023 concrete projects BPW-230102. The construction contract to to be extended past the dead line of September 2023 to November 4, 2023.

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

TRACKING INFORMATION FOR CONTRACTS AND PROJECTS:

IS THIS A CONTRACT?: <input type="text" value="YES"/>	COUNTER-PARTY: <input type="text" value="Benesch"/>	INTERLOCAL AGREEMENT: <input type="text"/>
CONTRACT DESCRIPTION: <input type="text" value="2023 Concrete Projects"/>		
CONTRACT EFFECTIVE DATE: <input type="text" value="April 24, 2023"/>	CONTRACT TERM: <input type="text"/>	CONTRACT END DATE: <input type="text" value="November 4, 2023"/>
PROJECT NAME: <input type="text"/>		
START DATE: <input type="text"/>	END DATE: <input type="text"/>	PAYMENT DATE: <input type="text"/>
INSURANCE REQUIRED: <input type="text"/>		
CIP PROJECT NAME: <input type="text"/>	CIP PROJECT NAME: <input type="text" value="CIPST23(02)"/>	
STREET DISTRICT NAME (S): <input type="text"/>	STREET DISTRICT NUMBER (S): <input type="text"/>	
ACCOUNTING DISTRUBUTION CODE: <input type="text" value="7010"/>	ACCOUNT NUMBER: <input type="text"/>	

RECOMMENDATION:

City Council to approve and authorize the Mayor to sign the agreement with Benesch in the amount not to exceed \$34,962.00.

ATTACHMENTS:

1. <input type="text" value="Exhibit A"/>	2. <input type="text"/>	3. <input type="text"/>
4. <input type="text"/>	5. <input type="text"/>	6. <input type="text"/>

SIGNATURES:

LEGAL APPROVAL AS TO FORM:

FINANCE APPROVAL AS TO FORM:

ADMINISTRATOR APPROVAL AS TO FORM:

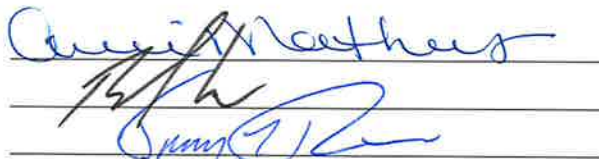




EXHIBIT A

WORK AUTHORIZATION NO. 1

PROJECT NO. BPW-230102 DATE October 3rd, 2023

PROJECT NAME 2023 Concrete Projects

CLIENT City of Bellevue Public Works

CLIENT PM Matt Knight CONSULTANT PM Mike Higgins

PHONE NO. 402-293-3028 PHONE NO. 402-333-5792

SCOPE OF SERVICES

This WORK AUTHORIZATION Number 1, with the Agreement dated April 24th, 2023, between City of Bellevue, herein called Client and Alfred Benesch & Company herein called Consultant, constitutes the express authority given Consultant by Client to do work as follows (or as shown in Attachment A):

Benesch will continue to provide project management, construction observation, and materials testing as described in the original scope of services for the remaining work on the project. It is anticipated that all work on site will be complete by November 4th, 2023.

The following are attached to and hereby made a part of this Work Authorization:

- Attachment A: Scope of Services and Fee Estimate
- Attachment B: Schedule of Unit Rates
- _____
- _____

FEE ESTIMATE

CONSULTANT will perform the Scope of Services described above or in Attachment A, and invoice monthly as noted below in accordance with the selected payment method:

- Client will pay a Fee based on a **Time and Materials** not to exceed \$34,962.00 and invoice using Attachment B: Schedule of Unit Billing Rates.
- Client will pay a **Lump Sum** Fee of \$_____ and invoice using a percentage completed basis.
- Client will pay by another method as described: _____

CLIENT

ALFRED BENESCH & COMPANY

BY: _____
AUTHORIZED REPRESENTATIVE

BY: Jeffery A Sockel
AUTHORIZED REPRESENTATIVE

PRINT NAME: _____

PRINT NAME: Jeffery A. Sockel, PE

TITLE: _____

TITLE: Sr. Vice President

DATE: _____, 20_____

DATE: October 3rd, 2023

BENESCH OFFICE: Bellevue

ADDRESS: 4530 Maass Rd

Professional Services for BPW-230102 - 2023 Concrete Projects

Construction Engineering, Inspection, and Materials Testing - Amendment 1

City of Bellevue Public Works Department

Project Summary		Personnel Services						Reimbursables					Estimated Fee		
		E1 - Professional Engineer (Consultant or Principal)	E2a - Project Scientist II, Project Engineer II	E3b - Project Coordinator I, Construction Representative II	E4 - Sr Tech, Sr Project Inspector, Sr Env Tech	E8 - Project Assistant II	Total Hours	Subtotal	Printing, Communication, Misc. Supplies/Expenses @ est. 1% of Labor Charges	Vehicle Mileage @ \$0.75/mi	Construction Materials Testing Trip Charge @ \$118/Trip	Concrete Unit Rate Testing		Misc Chargeable Expenses	Subtotal
Task 1	Project Management & Meetings	0	10	0	35	0	45	\$ 5,610.00	\$ -	\$ 75	\$ -	\$ -	\$ -	\$ 75	\$ 5,685.00
Task 2	Construction Observation	0	0	0	185	0	185	\$ 20,350.00	\$ 200	\$ 525	\$ -	\$ -	\$ -	\$ 725	\$ 21,075.00
Task 3	Materials Sampling & Testing	0	0	0	0	0	0	\$ -	\$ -	\$ -	\$ 1,652	\$ 2,000	\$ -	\$ 3,652	\$ 3,652.00
Task 4	Project Closeout	0	0	0	40	0	40	\$ 4,400.00	\$ -	\$ 150	\$ -	\$ -	\$ -	\$ 150	\$ 4,550.00
Task 5	Engineering Consultation & Support	0	0	0	0	0	0	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Subtotal		0	10	0	260	0	270		\$ 200	\$ 750	\$ 1,652	\$ 2,000	\$ -		
Project Subtotal								\$ 30,360.00						\$ 4,602	\$ 34,962.00

CITY OF BELLEVUE, NEBRASKA
AGENDA ITEM COVER SHEET

COUNCIL MEETING DATE: October 17, 2023		SUBMITTED BY: David Goedecken - Public Works Director	
AGENDA ITEM:	CONSENT AGENDA <input type="checkbox"/>	SPECIAL PRESENTATION <input type="checkbox"/>	
LIQUOR LICENSE <input type="checkbox"/>	ORDINANCE <input type="checkbox"/>	PUBLIC HEARING <input type="checkbox"/>	
RESOLUTION <input type="checkbox"/>	CURRENT BUSINESS <input checked="" type="checkbox"/>	OTHER <input type="checkbox"/>	

SUBJECT:

Thrasher foundation repair for district 1 Fire station.

SYNOPSIS/BACKGROUND:

Foundation repair to district 1 fire station located at 211 West 22nd Avenue, to lift settled concrete and permanently stabilize foundation.

FISCAL IMPACT: \$34,960.32 BUDGETED FUNDS?: NO GRANT/MATCHING FUNDS?:

TRACKING INFORMATION FOR CONTRACTS AND PROJECTS:

IS THIS A CONTRACT?: <input type="checkbox"/>	COUNTER-PARTY: Thrasher foundation repair	INTERLOCAL AGREEMENT: <input type="checkbox"/>
CONTRACT DESCRIPTION: <input type="text"/>		
CONTRACT EFFECTIVE DATE: <input type="text"/>	CONTRACT TERM: <input type="text"/>	CONTRACT END DATE: <input type="text"/>
PROJECT NAME: <input type="text"/>		
START DATE: <input type="text"/>	END DATE: <input type="text"/>	PAYMENT DATE: <input type="text"/>
INSURANCE REQUIRED: <input type="checkbox"/>		
CIP PROJECT NAME: <input type="text"/>	CIP PROJECT NAME: <input type="text"/>	
STREET DISTRICT NAME (S): <input type="text"/>	STREET DISTRICT NUMBER (S): <input type="text"/>	
ACCOUNTING DISTRIBUTION CODE: <input type="text"/>	ACCOUNT NUMBER: <input type="text"/>	

RECOMMENDATION:

City Council to approve and authorize the Mayor to sign the project for Thrasher foundation repair to District 1 Fire station.

ATTACHMENTS:

- | | | |
|-------------------------|-------------------------|-------------------------|
| 1. Project summary | 2. <input type="text"/> | 3. <input type="text"/> |
| 4. <input type="text"/> | 5. <input type="text"/> | 6. <input type="text"/> |

SIGNATURES:

LEGAL APPROVAL AS TO FORM:

FINANCE APPROVAL AS TO FORM:

ADMINISTRATOR APPROVAL AS TO FORM:

Shirley Bartmillan

[Signature]

[Signature]

U-300



Prepared by:
Tom Bilyeu
tom.bilyeu@gothrasher.com

Thrasher, Inc.
gothrasher.com
TF (800) 827-0702
F (402) 393-4002
License# 10011-111

Prepared for:
District 1 Fire Station
Tracy.niemier@bellevue.net
H 4025156258

Job location:
211 West 22nd Avenue
Bellevue, NE 68005

Prepared on:
10-4-23

Project Summary

Lift Settled Concrete	\$1,960.32
Permanently Stabilize Foundation	\$33,000.00
Lift Settled Foundation	\$0.00
Total Investment	\$34,960.32
Total Contract Price	\$34,960.32
Deposit Required - 20%	\$6,992.06
Deposit Paid	\$0.00
Amount Due Upon Installation	\$34,960.32

Customer Consent

Any alteration from the above specifications and corresponding price adjustment (if necessary) will be made only at the Customer's request or approval. Completing the work in this Proposal at the time scheduled is contingent upon accidents or delays beyond our control. This Proposal is based primarily on the Customer's description of the problem. This Proposal may be withdrawn if not accepted by the Customer within 180 days.

Authorized Signature Thomas A. Bilyeu **Date** 10-4-2023

Acceptance of Contract— I am/we are aware of and agree to the contents of this Proposal, the attached Job Detail sheet(s), and the attached Limited Warranty, (together, the "Contract"). I am/we are the owner(s) of the property specified in the Contract, and you are authorized to do the work as specified in the Contract. I/we will make the payment at the completion of the project. If there are multiple projects, I/we will make payment after each individual project is completed. I understand all major credit cards and checks are accepted, but no cash payments are accepted. I/we will pay your service charge of 1-1/3% per month (16% per annum) if my/our account is 30 days or more past due, plus your attorney's fees and costs to collect and enforce this Contract.

Customer Signature  **Date** 10/4/23

After midnight of the 3rd business day, deposits are non-refundable. **Initial** _____
Payments are due after the completion of each project. **Initial** _____


10/4/23

CITY OF BELLEVUE, NEBRASKA
AGENDA ITEM COVER SHEET

COUNCIL MEETING DATE: October 17, 2023		SUBMITTED BY: David Goedeken - Public Works Director	
AGENDA ITEM:	CONSENT AGENDA <input type="checkbox"/>	SPECIAL PRESENTATION <input type="checkbox"/>	
LIQUOR LICENSE <input type="checkbox"/>	ORDINANCE <input type="checkbox"/>	PUBLIC HEARING <input type="checkbox"/>	
RESOLUTION <input type="checkbox"/>	CURRENT BUSINESS <input checked="" type="checkbox"/>	OTHER <input type="checkbox"/>	

SUBJECT:

Beardmore 2023 Colorado 4WD crew cab truck

SYNOPSIS/BACKGROUND:

The purchase of the 2023 Colorado truck is to replace the Public Works 2008 Ford Explorer.

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

TRACKING INFORMATION FOR CONTRACTS AND PROJECTS:

IS THIS A CONTRACT?: <input type="text"/>	COUNTER-PARTY: <input type="text" value="Beardmore"/>	INTERLOCAL AGREEMENT: <input type="text"/>
CONTRACT DESCRIPTION: <input type="text"/>		
CONTRACT EFFECTIVE DATE: <input type="text"/>	CONTRACT TERM: <input type="text"/>	CONTRACT END DATE: <input type="text"/>
PROJECT NAME: <input type="text"/>		
START DATE: <input type="text"/>	END DATE: <input type="text"/>	PAYMENT DATE: <input type="text"/>
INSURANCE REQUIRED: <input type="text"/>		
CIP PROJECT NAME: <input type="text" value="CIPPW24(2)"/>	CIP PROJECT NAME: <input type="text"/>	
STREET DISTRICT NAME (S): <input type="text"/>	STREET DISTRICT NUMBER (S): <input type="text"/>	
ACCOUNTING DISTRIBUTION CODE: <input type="text"/>	ACCOUNT NUMBER: <input type="text"/>	

RECOMMENDATION:

The City Council to approve and authorize the Mayor to sign the purchase of the 2023 Colorado Truck.

ATTACHMENTS:

1. <input type="text" value="Memo"/>	2. <input type="text"/>	3. <input type="text"/>
4. <input type="text"/>	5. <input type="text"/>	6. <input type="text"/>

SIGNATURES:

LEGAL APPROVAL AS TO FORM:

FINANCE APPROVAL AS TO FORM:

ADMINISTRATOR APPROVAL AS TO FORM:

Signature of Buttrill

Signature

Signature



City of Bellevue
Fleet Maintenance Department
2012 Betz Road • Bellevue, Nebraska • 68005 • 402-293-3129

MEMORANDUM

To: David Goedecken
From: Todd Jarosz
Subject: New Public Works Pickup
Date: 10-11-2023

In moving forward with the purchase of a new pickup for the Public Works Department this is the information I have come up with.

The State bid program does not include pricing at this time for a compact 4X4 pick up. Working with Sourcewell, formally the National Auto Fleet Group, currently are not letting anyone price out or put in orders for any compact pickups of any brands. I have reached out to local dealers to see what they may have available on their lots or what they could help us with. Beardmore Chevrolet has one 2023 white 4x4 Colorado on their lot that the city can purchase for \$38,170.00 with a processing fee of \$75.00 for a total of \$38,245.00. If we were to place an order at this time through the dealership they can not give a time line of when our purchase will be in.

It is my recommendation to move forward with the purchase of the Colorado that Beardmore currently has on their lot for \$38,245.00.

Todd Jarosz

A handwritten signature in black ink, appearing to be "TJ" or similar initials, written over the printed name "Todd Jarosz".

Fleet Superintendent

City of Bellevue

10/11/23, 1:39 PM

Desking 3.0 | Application

More and More...it's **BEARDMORE**

Date/Time: 10/11/2023 1:39:51 PM

Buyer: City of Bellevue
Home Phone: (402) 293-3129
Address: 1500 Wall St
Bellevue, NE 68005

Salesperson: Todd Beardmore



2023 Chevrolet Colorado 12612

FRESH ARRIVAL

VIN: 1GCGTCEC1P1209309
Odometer: 3
Color: Summit White
Body Type: Crew Cab Pickup

PHOTOS
COMING
SOON

MSRP/Retail	\$38,170.00
Beardmore Discount	0.00
Rebate	0.00
Beardmore Savings	0.00
Beardmore Advantage Price	\$38,170.00
Accessories	0.00
State & Local Fees	0.00
Processing Fee	0.00
Total Taxes	0.00
Trade Allowance	0.00
Trade Payoff	0.00
Cash Down	0.00
Amount Financed	\$38,170.00
	TOTAL

* Estimated A.P.R. Subject to equity and credit requirements

By signing this authorization form, you certify that the above personal information is correct and accurate and authorize the release of credit and employment information.

X _____ Date _____
Customer Signature

Manager Signature Date

Todd Jarosz

From: Todd Beardmore <tbeardmore@thinkbeardmore.com>
Sent: Tuesday, October 10, 2023 1:05 PM
To: Todd Jarosz
Subject: Re: [EXT] New Colorado

I have a new Colorado 2023 in stock four-wheel-drive LT crew cab \$38,170

CITY OF BELLEVUE, NEBRASKA
AGENDA ITEM COVER SHEET

COUNCIL MEETING DATE: October 17, 2023		SUBMITTED BY: Dave Goedeken- Public Works Director	
AGENDA ITEM:	CONSENT AGENDA <input type="checkbox"/>	SPECIAL PRESENTATION <input type="checkbox"/>	
LIQUOR LICENSE <input type="checkbox"/>	ORDINANCE <input type="checkbox"/>	PUBLIC HEARING <input type="checkbox"/>	
RESOLUTION <input type="checkbox"/>	CURRENT BUSINESS <input checked="" type="checkbox"/>	OTHER <input type="checkbox"/>	

SUBJECT:

MUD Southeast water main extension project. WP1871

SYNOPSIS/BACKGROUND:

MUD received bids for this project. The Low bid was submitted by Roloff Construction Company. Total estimated costs including design, MUD materials, Inspection, easements, district administrative and general expenses are estimated to be \$20,118,925.00 with \$2,668,565.00 being the responsibility of MUD and \$17,450,360.00 for the City of Bellevue share. This notice is to give MUD approval to accept the bid and estimated project cost. minus Lump Sum Bid 3 & Lump Sum Bid 4 for new project cost of \$14,165,360.00,

FISCAL IMPACT: **\$14,165,360.00** BUDGETED FUNDS?: **YES** GRANT/MATCHING FUNDS?:

TRACKING INFORMATION FOR CONTRACTS AND PROJECTS:

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

CONTRACT DESCRIPTION:

CONTRACT EFFECTIVE DATE: CONTRACT TERM: CONTRACT END DATE:

PROJECT NAME:

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

CIP PROJECT NAME: CIP PROJECT NAME: **MUD Water main extension**

STREET DISTRICT NAME (S): **WP1871** STREET DISTRICT NUMBER (S):

ACCOUNTING DISTRIBUTION CODE: ACCOUNT NUMBER: **10-10-7020-6056-602302-921-00000**

RECOMMENDATION:

The City Council and Mayor to give MUD the approval to accept the bid and estimated project cost.

ATTACHMENTS:

1. **MUD letter**
2. **Map**
3.
4.
5.
6.

SIGNATURES:

LEGAL APPROVAL AS TO FORM:

FINANCE APPROVAL AS TO FORM:

ADMINISTRATOR APPROVAL AS TO FORM:

[Handwritten signatures]



We Influence The World!



To: Jim Ristow
From: Harrison Johnson
Date: October 12, 2023
Subject: MUD Pipeline Approval

Regarding the MUD Bid Proposal we'd like to approve the previous submission by MUD with one emendation. Referring to Addendum A, the bid table document, we'd like to remove the following bids from the approval:

- Lump Sum Bid 3 (100057000505) – Install Approximately 4,330' Of 24" Ductile Iron Water Pipe Along Hidden Valley Rd. (Ls)- \$1,780,000
- Lump Sum Bid 4 (100057000527) – Install Approximately 4,420' Of 16" Ductile Iron Water Pipe Along Hwy. 34 From 8th St. To 10th St. (Ls)- \$1,505,000

These bids will constitute a new project called the Hidden Valley Road Water Pipeline Extension project with the aim of using funding from the U.S. Department of Commerce Economic Development Administration (EDA). If successful, we will could reduce 80% of the cost of the above phases for a net savings of \$2.4 million.

The new total be asked for MUD water pipeline extension project is: \$14,165,360

Recommended Motion:

I motion to approve the MUD Water Main Extension Project bid for \$14,165,360 after removing the identified costs of Lump Sum Bid 3 and Lump Sum Bid 4 which will be paid for in the Hidden Valley Road Water Pipeline Extension Project

METROPOLITAN UTILITIES DISTRICT

August 17, 2023

David Goedeken
Public Works Director
City of Bellevue
1500 Wall Street
Bellevue, NE 68005
Office: 402-293-3030
david.goedeken@bellevue.net

Re: WP1871 Southeast Bellevue Water Main Extension

Dear Mr. Goedeken:

This letter is to provide you bid information and updated cost estimate for the Southeast Bellevue Water Main Extension Project.

The Metropolitan Utilities District received three bids for this project. Low bid was submitted by Roloff Construction Company for \$15,869,425.00.

Total estimated costs including Design, MUD Materials, Inspection, Easements, District Administrative and General Expenses are outlined in the table below and estimated to be \$20,118,925. With \$17,450,360 being the responsibility of the City of Bellevue and \$2,668,565 being the responsibility of MUD.

MUD Job Number	Pipe Diameter	Design and Construction Total	MUD Overhead	Job Total	MUD Contribution	City of Bellevue Contribution
100057000000	30"	\$5,557,254	\$200,782	\$5,758,036	\$2,015,536	\$3,742,500
100057000504/100065001703	16"	\$376,176	\$15,039	\$391,215	-	\$391,215
100057000505	24"	\$2,658,259	\$103,705	\$2,761,964	-	\$2,761,964
100057000507	16"	\$3,707,148	\$152,939	\$3,860,087	-	\$3,860,087
100057000508	16"	\$2,196,900	\$85,063	\$2,281,963	-	\$2,281,963
100057000527	16"	\$2,486,648	\$98,350	\$2,584,998	-	\$2,584,998
100057000528	16"	\$1,759,520	\$68,113	\$1,827,633	-	\$1,827,633
100051001070	Valve	\$632,350	\$20,679	\$653,029	\$653,029	-
TOTAL		\$19,374,255	\$744,670	\$20,118,925	\$2,668,565	\$17,450,360

Sincerely,

Emily Hovda Walton
Engineer
Metropolitan Utilities District

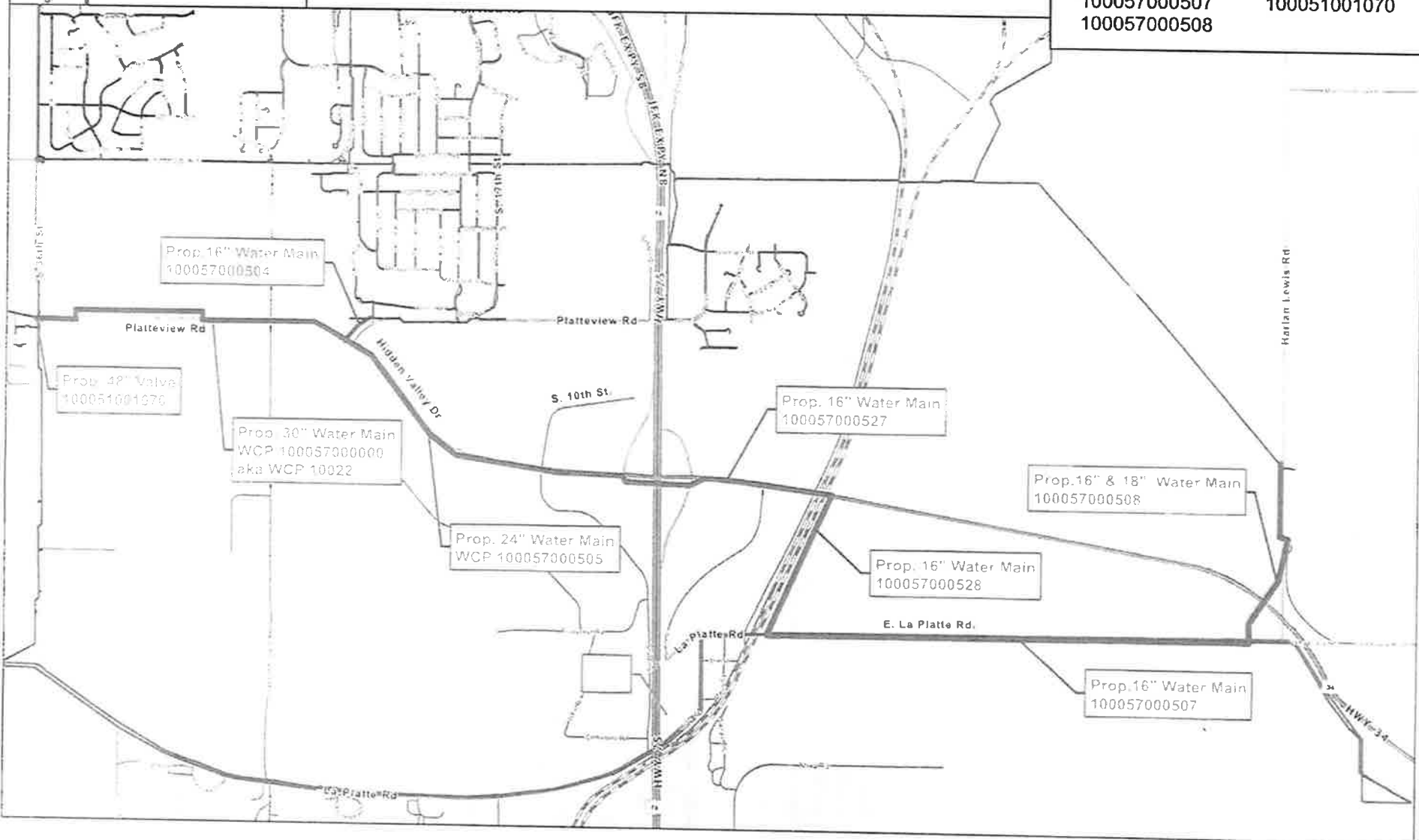




WP1871

Southeast Bellevue Main Extensions

- 100057000504
- 100057000505
- 100057000507
- 100057000508
- 100057000527
- 100057000528
- 100051001070



CITY OF BELLEVUE, NEBRASKA
AGENDA ITEM COVER SHEET

COUNCIL MEETING DATE: <i>October 17, 2023</i>		SUBMITTED BY: David Goedecken-Public Works Director	
AGENDA ITEM:	CONSENT AGENDA <input type="checkbox"/>	SPECIAL PRESENTATION <input type="checkbox"/>	
LIQUOR LICENSE <input type="checkbox"/>	ORDINANCE <input type="checkbox"/>	PUBLIC HEARING <input type="checkbox"/>	
RESOLUTION <input type="checkbox"/>	CURRENT BUSINESS <input checked="" type="checkbox"/>	OTHER <input type="checkbox"/>	

SUBJECT:

Tred-Mark Communication CAT 6 Data Cabling

SYNOPSIS/BACKGROUND:

CAT 6 Data Cabling for the new Bellevue Public Library at 2206 Longo Dr.

FISCAL IMPACT: \$64,000.00 BUDGETED FUNDS: YES GRANT/MATCHING FUNDS:

TRACKING INFORMATION FOR CONTRACTS AND PROJECTS:

IS THIS A CONTRACT?: YES <input type="checkbox"/>	COUNTER-PARTY: Tred-Mark Communications	INTERLOCAL AGREEMENT: <input type="checkbox"/>
CONTRACT DESCRIPTION: CAT 6 Data Cabling for the Bellevue Library at 2206 Longo Dr.		
CONTRACT EFFECTIVE DATE: <input type="text"/>	CONTRACT TERM: <input type="text"/>	CONTRACT END DATE: <input type="text"/>
PROJECT NAME: <input type="text"/>		
START DATE: <input type="text"/>	END DATE: <input type="text"/>	PAYMENT DATE: <input type="text"/>
CIP PROJECT NAME: <input type="text"/>		CIP PROJECT NAME: CIPLI23(01)
STREET DISTRICT NAME (S): <input type="text"/>		STREET DISTRICT NUMBER (S): <input type="text"/>
ACCOUNTING DISTRIBUTION CODE: <input type="text"/>		ACCOUNT NUMBER: 10-40-6436

RECOMMENDATION:

City Council to approve and authorize the Mayor to sign the Tred-Mark communications proposal.

ATTACHMENTS:

1. Tred-Mark communications proposal
2.
3.
4.
5.
6.

SIGNATURES:

LEGAL APPROVAL AS TO FORM: _____

FINANCE APPROVAL AS TO FORM: _____

ADMINISTRATOR APPROVAL AS TO FORM: _____

David Goedecken

[Signature]

[Signature]



Your Total Communications Solution Provider
Wired or Wireless - Indoors or Out - In Ground or Above

10609 I STREET, OMAHA, NE 68127

8-28-2023
PROPOSAL – CAT 6 Data Cabling

PROJECT NAME: Bellevue Public Library
LOCATION: 2206 Longo Drive
PREPARED BY: DAVID JOHNSON, TRED-MARK COMMUNICATIONS

BASE BID SCOPE OF WORK:

- > Install 4X12 and 4x8 cable tray for cable support in the corridors above the ceiling.
- > Install 172 CAT6 data drops to data, AP, and camera locations on drawings. This includes 5 additional drops that will be placed by others in the future when needed.
- > Install J-hooks for cable support where cable tray will not be installed.
- > Install customer provided data racks and vertical managers in the comm room.
- > Install ladder rack from wall to racks in the comm room.
- > Ground racks and ladder in the comm room.
- > Pricing includes the installation of up to 8, 4-inch, 8, 2-inch & 8, 1-inch sleeves if needed.
- > Provide and hang As-Built drawing with jack numbers in the Comm. Room.

LABOR AND MATERIALS: \$ 64,000.00

NOTES & EXCLUSIONS FOR ALL SYSTEMS:

- > Sales tax is not included in this proposal.
- > Price does not include patch cords.
- > Price does not include the Demo of Old or Existing data cable. It is assumed this has been done.
- > All pathways, coring, boring, conduit, backboxes, pull boxes, power poles, surface raceway, floor boxes, plywood backboards, and all ground busbars are not included in this proposal.
- > It is assumed that all conduit raceways provided by the others will be strung by the EC and ready for installation at the time of installation.
- > This proposal is based on normal working hours (7:30-4:30PM).

TERMS AND CONDITIONS:

ACCEPTANCE OF ORDER; TERMINATION - Tred-Mark Communications may obtain credit information prior to acceptance of this agreement. If Buyer's credit becomes unsatisfactory to Seller, Seller reserves the right to terminate upon notice to Buyer and without liability to Seller.

DEPOSIT - 55% deposit payment is due upon acceptance of this proposal. Materials will not be ordered until the deposit payment is received.

PAYMENT TERMS - All invoices are due Net 30. As a condition of the sales agreement, a monthly service charge of the lesser of 1-1/2% or the maximum permitted by law may be added to all accounts not paid by net due date. Additionally, Tred-Mark Communications reserves the right to progress bill the ongoing job. Standard payment terms apply.

Tred-Mark Communications
10609 I Street, Ste. 106, Omaha, NE 68127
David Johnson | david.johnson@tred-mark.com
C: 402-306-7025 | O: 402-597-3333 x117 | F: 402-597-3577

RETURN OF GOODS - Credit will be allowed for goods returned with prior approval. There will be a 15% restocking fee on all returned merchandise. Special order items will not be returned.

TAXES - Prices shown do not include sales or other taxes imposed on the sale of goods. Taxes now or hereafter imposed upon sales or shipments will be added to the purchase price. Buyer agrees to reimburse Seller for any such tax or provide Seller with acceptable tax exemption certificate.

DELAY IN DELIVERY - Seller is not to be accountable for delays in delivery occasioned by acts of God or other circumstances over which Seller has no direct control. Factory shipment or delivery dates are the best estimates of our suppliers, and in no case shall Seller be liable for any consequential or special damages arising from any delay in delivery.

WARRANTIES - Seller warrants that all goods sold are free of any security interest and will make available to Buyer all transferable warranties made to Seller by the manufacturer of the goods.

LIMITATION OF LIABILITY - Buyer's remedies under this agreement are subject to any limitations contained in manufacturer's terms and conditions to Seller, a copy of which will be furnished upon written request. Furthermore, Seller's liability shall be limited to either repair or replacement of the goods or refund of the purchase price; all at Seller's option, and in no case shall Seller be liable for incidental or consequential damage. In addition, claims for shortages, other than loss in transit, must be made in writing not more than five (5) days after receipt of shipment.

WAIVER - The failure of Seller to insist upon the performance of any of the terms or conditions of this contract or to exercise any right hereunder shall not be deemed to be a waiver of such terms, conditions, or rights in the future, nor shall it be deemed to be a waiver of any other term, condition, or right under this contract.

MODIFICATION OF TERMS AND CONDITIONS - No terms and conditions other than those stated herein, and no agreement or understanding, in any way purporting to modify these terms or conditions, shall be binding on Seller without the Seller's written consent.

ELECTRICAL - Seller is not responsible for any electrical requirements for installed equipment.

COVID-19 - This Tred-Mark Communications (T-M) proposal is subject to a Force Majeure clause for a pandemic (e.g. Covid-19) as declared by the World Health Organization ("WHO") and the corresponding governmental orders and/or regulations. This clause applies as it relates to T-M's inability to perform its contract obligations based on the unforeseeable events that may have a future impact on our labor force, the timely delivery of materials, and the escalation of the cost of said materials. T-M will keep you apprised if this situation develops and all parties to this proposal will be contacted. T-M does welcome the opportunity to work together to develop risk avoidance and mitigation strategies with you and all other parties involved (e.g. Owner, General Contractor, Architects, Engineers, etc.).

THE ABOVE PROPOSAL ACCEPTED AND ACKNOWLEDGED BELOW:

AUTHORIZING PRINCIPLE - _____

PRINT NAME - _____ DATE - _____

PO# - _____

Tred-Mark Communications
10609 I Street, Ste. 106, Omaha, NE 68127
David Johnson | david.johnson@tred-mark.com
C: 402-306-7025 | O: 402-597-3333 x117 | F: 402-597-3577

