

AGENDA
VALLEY CITY COUNCIL
September 21, 2021 7:00 PM

Anyone desiring to speak on any item on the Agenda is invited to do so, but will be limited to three minutes. After being recognized by the Mayor, please state your name and address for the record. Anyone desiring to speak for a longer period of time should make arrangements with the City Clerk prior to the meeting.

--A copy of the Open Meetings Act is located on the north wall of the Council Chamber--

The Mayor and Council reserve the right to adjourn into executive session on any agenda item per Nebraska Revised Statutes 84-1410.

One copy of all reproducible written material to be discussed at this meeting is available for examination or copying.

1. ROLL CALL
2. MEETING CALLED TO ORDER
3. PLEDGE OF ALLEGIANCE
4. PROOF OF PUBLICATION
5. VISITORS/CORRESPONDENCE
6. APPROVAL OF AGENDA
7. CONSENT AGENDA
All agenda items indicated by an asterisk will comprise the consent agenda and will be acted on in a single motion. Consent agenda items are being forwarded to the Council Members. Any individual item may be removed by a council member for special discussion and consideration.
 - 7.A. ACCEPT MINUTES
 - 7.B. ACCEPT TREASURER'S REPORT
 - 7.C. APPROVE AUGUST MANUAL CHECKS
 - 7.D. APPROVE BILLS & ADDITIONAL BILLS PRESENTED FOR PAYMENT
A Complete listing of claims processed through noon on Monday September 20, 2021 is on file in the office of the City Clerk.
 - 7.E. \$74,035.84 PAYROLL - \$1,867.86 IRA

- 7.F. AUGUST KENO RECEIPTS - \$5,980.57
- 7.G. ACCEPT PEOPLESERVICE, INC., REPORT
- 7.H. ACCEPT August 17, 2021 Planning Commission minutes
- 7.I. ACCEPT AUGUST Library Statistics
- 7.J. APPOINTMENT OF EVERETT LEREW TO CEMETERY BOARD
8. RECOGNITION OF JOAN SUHR
9. RECOGNITION OF OFFICER DEEMER AND K9 SONIC
10. WILL LINDGREN - VALLEY 1 MARATHON RACE UPDATE
11. NATHAN TER BEEST - DC WEST SCHOOL
Fireworks display after Homecoming football game on October 1, 2021
12. MACY DEWISPELARE - TWIN RIVERS YMCA TRUNK OR TREAT EVENT
Thursday October 28, 2021 from 5-7 p.m.in City Park
13. RISE BROADBAND - REQUEST TO UPGRADE ANTENNA ON WATER TOWER
14. AMENDMENT TO SECTIONS 4.12.08 & 4.12.12 OF THE ZONING REGULATIONS
- Open Public Hearing
 - Public Comments
 - Close Public Hearing
 - Council discussion
 - Ordinance No. 761
15. AMENDMENT TO ZONING MATRIX
- Open Public Hearing
 - Public Comments
 - Close Public Hearing
 - Council discussion
 - Ordinance No. 762
16. REZONING REQUEST - 223 W MEIGS
FROM MOBILE HOME RESIDENTIAL (RM) TO MEDIUM/HIGH DENSITY
RESIDENTIAL (R2) - 223 WEST MEIGS STREET (WALDRON ACRES ADDITION
LOT 1 BLOCK O IRREGULAR 4.28 ACRES
- Open Public Hearing
 - Public Comments
 - Close Public Hearing
 - Council discussion
 - Ordinance No. 762

17. PRELIMINARY PLAT - GAVIIDAE REPLAT 2

- Open Public Hearing
- Public Comments
- Close Public Hearing
- Council discussion
- Motion to approve Preliminary Plat

18. PRELIMINARY PLAT - FLATWATER ESTATES

- Open Public Hearing
- Public Comments
- Close Public Hearing
- Council discussion
- Motion to approve Preliminary Plat

19. REZONING: Lands North of the Valley YMCA

FROM TRANSITIONAL AG (TA) TO HIGHWAY COMMERCIAL (C3) THE SOUTH THIRD (S 1/3) OF THE SOUTHEAST QUARTER (SE ¼) OF THE NORTHEAST QUARTER (NE ¼) OF SECTION 31, TOWNSHIP 16 NORTH, RANGE 10 EAST, OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA.

- Open Public Hearing
- Public Comments
- Close Public Hearing
- Council discussion
- Ordinance No. 764

20. REZONING: Lands South of 511 N. Center St.

FROM TRANSITIONAL AG (TA) TO HIGHWAY COMMERCIAL (C3) THE SOUTH THIRD (S 1/3) OF THE SOUTHWEST QUARTER (SW ¼) OF THE NORTHEAST QUARTER (NE ¼) OF SECTION 31, TOWNSHIP 16 NORTH, RANGE 10 EAST, OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA.

- Open Public Hearing
- Public Comments
- Close Public Hearing
- Council discussion
- Ordinance No. 765

21. REZONING: 6340 Twin Rivers Circle

FROM TRANSITIONAL AG (TA) TO HIGHWAY COMMERCIAL (C3) LOT 2 POLLY'S SUBDIVISION, AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY LOCATED IN SECTION 31, TOWNSHIP 16 NORTH, RANGE 10 EAST, OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA.

- Open Public Hearing
- Public Comments
- Close Public Hearing
- Council discussion
- Ordinance No. 766

22. CITY ENGINEER

22.A. FEMA Sanitary Sewer Repair Project

- Approve Change Order No. 1 in the amount of \$18,463.75 decrease.
- Resolution No. 2021-43 - Application for payment No. 2 (final) to N.L. & L Const. in the amount of \$30,070.50
- Approve Cert. of Substantial Completion and Closeout Documents

22.B. 2021 Street Pavement Resurfacing Project Contract B Closeout- N L & L Construction

- Approve Change Order No. 1 in the amount of \$3,068.56 increase
- Resolution 2021-44 approve Application for Payment No. 2 (final) to N. L. & L Const. in the amount of \$26,325.56
- Approve Certificate of Substantial Completion, and Closeout Documents

22.C. 2021 Street Pavement Resurfacing Project Contract No. 1 Progress Update - Western Engineering Construction Co.

- Resolution No. 2021-45 - Approve Application for Payment No. 1 to Western Engineering Construction Co. in the amount of \$959,181.75

22.D. Falcon Business Park - Water and Sewer Project Contract No. 1 Progress Update - Thompson Construction

- Resolution No. 2021-46 - Approve Application for Payment No. 2 to Thompson Construction in the amount of \$349,892.00

22.E. Flat Water Improvements Phase 2 Rebid (Sanitary Sewer, Storm Sewer, & Water Main) Project Contract Progress Update - Vrba Construction

- Approve Change Order No. 2(final) in the amount of \$22,752 decrease
- Resolution No. 2021-47 - Approve Application for Payment No. 8(final) to Vrba Construction in the amount of \$ 110,558.89
- Approve Certificate of Substantial Completion and Closeout Documents

22.F. Flat Water Improvements Phase 3 Rebid (Paving Improvements) Project Contract Progress Update - Steve Harris Construction

- Approve Change Order No. 3(final) in the amount of \$10,855.38 decrease
- Resolution No. 2021-48 - Approve Application for Payment No. 3(final) to Steve Harris Construction in the amount of \$20,281.69

22.G. Country Aire Lift Station Update

22.H. West Street Lift Station Update

22.I. Flat Water Estates Update

22.J. Water Treatment Plant Expansion Update

22.K. Other/Miscellaneous

23. CITY ATTORNEY

24. MAYOR'S REPORT

25. UPCOMING ITEMS

- Planning Commission - no meeting in September
- End of Year Council Meeting - Tuesday September 28
- DC West Homecoming Parade - Friday October 1 12:45

DOUGLAS COUNTY POST-GAZETTE

News of Douglas County

www.dpostgazette.com

PROOF OF PUBLICATION

001-010-524-1000

NOTICE OF MEETING CITY OF VALLEY

Notice is hereby given that a meeting of the City Council of the City of Valley, Nebraska will be held on Tuesday, September 21, 2021 at 7:00 p.m. at Valley City Hall. PUBLIC HEARINGS will be held on the following:

1. Amendment to Future Land Use Map- The future land use designation for the following legally described parcels shall be amended from Downtown Commercial to Highway Commercial:

THE SOUTH THIRD (S 1/3) OF THE SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION 31, TOWNSHIP 16 NORTH, RANGE 10 EAST, OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA.

THE SOUTH THIRD (S 1/3) OF THE SOUTHWEST QUARTER (SW 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION 31, TOWNSHIP 16 NORTH, RANGE 10 EAST, OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA.

LOT 2 POLLY'S SUBDIVISION, AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY LOCATED IN SECTION 31, TOWNSHIP 16 NORTH, RANGE 10 EAST, OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA.

2. Amendment to Section 4.12.08 of the Zoning Regulations to provide for the ability to apply for a conditional use permit for an accessory building larger than 2,500 square feet.

3. Amendment to Section 4.12.12 of the Zoning Regulations to provide that the requirements of Section 4/12/12 may be modified through a conditional use permit for accessory buildings larger than 2,500 square feet.

4. Amendment to Zoning Matrix to conform to proposed amendments to Section 4.12.08 and 4.12.12 of the Zoning Regulations.

5. Preliminary Plat - Gaviidae Replat 2 (Lots 1 through 3 and Outlots A through C (previously Lots 14, 15 & 16 Gaviidae), A SUBDIVISION, AS

SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA.

6. Preliminary Plat - Flatwater Estates (Lots 201 through 386 inclusive and Outlots A through F inclusive) - PART OF THE NORTH HALF OF SECTION 36, TOWNSHIP 16 NORTH, RANGE 9 EAST OF THE 6th P.M., DOUGLAS COUNTY, NEBRASKA (N 288th AND IDA STREET)

7. Rezoning - 223 W. Meigs Street (WALDRON ACRES ADDITION LOT 1 BLOCK 0 IRREGULAR 4.28 ACRES) from RM (Mobile Home Residential) to R2 (Medium/High Den-

Dates of Publication
September 8

Line Count
105

Cost of Publication
44.48

sity Residential)

8. Rezoning - THE SOUTH THIRD (S 1/3) OF THE SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION 31, TOWNSHIP 16 NORTH, RANGE 10 EAST, OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA from TA (Transitional Agriculture) to C3 (Highway Commercial)

9. Rezoning - THE SOUTH THIRD (S 1/3) OF THE SOUTHWEST QUARTER (SW 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION 31, TOWNSHIP 16 NORTH, RANGE 10 EAST, OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA.

10. Rezoning - LOT 2 POLLY'S SUBDIVISION, AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY LOCATED IN SECTION 31, TOWNSHIP 16 NORTH, RANGE 10 EAST, OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA.

An agenda kept continually current shall be available for public inspection at Valley City Hall.

Cheryl K. Eckerman
City Clerk

September 8 - 105 lns ZNEZ

CITY OF VALLEY
MINUTES
SPECIAL MEETING
AUGUST 3, 2021

Mayor Cindy Grove called the meeting to order at 7:00 p.m. In attendance were Mayor Cindy Grove, Council members Mike Stanzel, Linda Lewis, and Chris TenEyck. Bryon Ueckert was absent. Also, present Doug Eggen, Kenny Grimm, Brett Smith and Jeff Farnham and Jim Olmsted.

Mayor Grove stated the location of the open meetings act and that one copy of all reproducible written material is available for examination or copying.

The Pledge of Allegiance was led by Council member Ten Eyck.

Proof of Publication was on the council desk.

Council member Lewis moved to approve the agenda. Stanzel seconded. Lewis, Stanzel and TenEyck voted YES. NO: No one. Absent: Ueckert. The motion carried.

SALARY ORDINANCE – Mayor Grove reviewed the adjustments proposed to the salary ordinance to coincide with the changes needed to unmerge the City Clerk/Treasurer/Administrator position and the Utility Billing Clerk range due to added duties and responsibilities. The salary ordinance as well as the ordinance to unmerge the office of City Clerk/Treasurer/Administrator will be prepared and ready for consideration at the August 10 regular meeting.

PARKS – Capital Outlay projects included: Ballfield concession stand wiring, sidewalk from playground to dog park and resurfacing of the tennis courts to allow for pickle ball play along with new poles and nets.

ARBORETUM – Items discussed included: how the Water Plant Expansion will affect the arboretum including sidewalk and tree/memorial tree replacement. Requirements for Tree City designation were discussed and also costs associated with the annual Arbor Day event.

ANIMAL CONTROL – This budget remains consistent with previous years.

CEMETERY – The cemetery board will be holding a meeting August 4 to review their budget and will let Cheryl know of any needed changes.

POOL – Capital Outlay projects included: repair of the return line from the pump and replacement of the diving board.

POLICE – Discussion was held on the new legislative rules affecting part time police officers. Significant changes/increases were relating to training and the addition of the K-9 cruiser and other K-9 anticipated expenses. Capital Outlay items included vehicle replacement, E-citations and printers.

STREETS – Capital Outlay proposed/requested equipment purchases totaled \$182,000 and 50,000 proposed for the purchase of property by the bus barn.

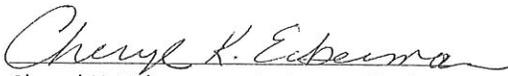
MAYOR'S REPORT – Update on hiring of city administrator and other items scheduled for consideration at the August 10 meeting.

UPCOMING ITEMS – Next budget workshop scheduled for August 17, Budget workshop with Kent Speicher to be held on August 24. Budget Hearing will be held on Wednesday, September 8 at 7:00 p.m.

The meeting adjourned at 9:30 p.m.



Mayor Cindy Grove



Cheryl K. Eckerman, Assistant Clerk

MINUTES
REGULAR MEETING

August 10, 2021

1 & 2 Roll Call & Call to Order - Mayor Grove called the meeting to order at 7:00 p.m. Present were mayor Grove; council members, Lewis, Stanzel, TenEyck & Ueckert, city attorney Jeff Farnham & assistant city clerk Cheryl Eckerman.

Mayor Grove noted the location of the open meetings act, & stated one copy of all reproducible written material to be discussed at this meeting is available for examination or copying.

3. Pledge of Allegiance – Mayor Grove led the Pledge of Allegiance.

4. Proof of Publication was on the council desk.

5. Visitors and Correspondence –The Mayor invited anyone present who wished to address an agenda item & is not on the agenda to come forward at this time, noting they will have three minutes to speak. Once Council is into the agenda and business meeting there will be no interaction from the floor.

Jim Kuester, the new City Administrator, introduced himself and stated that he is looking forward to starting work on August 23.

6. Agenda Approval – Council member Stanzel moved to approve the agenda. Lewis seconded. Stanzel, Lewis TenEyck and Ueckert voted YES. NO; no one, Motion carried.

7. Consent Agenda – Council member Ueckert moved to approve the consent agenda with the removal of the Treasurer's Report. Stanzel seconded. Ueckert, Stanzel, Lewis and TenEyck voted YES. NO; no one, motion carried. Items on the consent agenda were to accept July 13 and July 27 city council minutes, August 4 Cemetery Board minutes, July 20 Planning Commission minutes, July payroll \$108134.38, IRA \$2784.56, Keno Receipts \$6181.49, PeopleService Report, Library Statistics, approve checks issued during the month and bills presented for payment: **Supplies:** Ace Hardware 55.00; Amazon 1547.31; Akrs 9.68; Arps 1316.25; Aqua Chem 938.10; Bomgaars 327.06; Coast to Coast Solutions 268.61; Core & Main 3656.65; Demco 93.10; First Book 26.04; Host Coffee 133.03; Kirby Auto Parts 101.08; Logan Contractors 324.37; Love's 2402.42; Menards 444.90; Mastercard 310.00; Michael Todd 206.58; OfficeNet 1244.88; PB Electronics 190.00; Powertech 557.49; Ray Allen Mfg. 210.97; Regal Awards 167.00; Two Rivers Sand & Gravel 295.03; United Elec. Supply 138.90; United Seeds 1700.00; Fremont Winnelson 88.12; **Services:** Advanced Heating & Air 442.00; Black Hills Energy 311.04; Cox 1315.04; Daily Record 16.10; Do. Co. Gazette 1467.75; Do. Co. Env. 5462.99; Everett's 945.37; Jeffrey Farnham 3410.50; Filament Essential Services 3150.00; Fremont Utilities 28294.20; Iowa Pump Works 23239.17; J.D.'s Car Wash 122.40; Jones Auto 143.20; League of NE Mun. 16739.00; Michael Matzen 823.90; Methodist Hospital 505.00; Marvin Planning 320.00; NE. Clerk's Assoc. 35.00; NE Sweeping 2513.45; Olmsted & Perry 67148.48; OPPD 14124.28; PeopleService 22213.00; Papillion Sanitation 176.49; Cent. Link 60.37; Trekk 750.00; Twin Rivers YMCA 11115.73; Utilities Section

800.00; Verizon 242.32; West-E-Con 19327.31; Scantron 9811.09; Window Pro 20.00; Taxes: Fed 27237.44; NE 4307.01; NE Sales tax 6564.87; IRA 2784.56; Sales Tax 6564.87; Bond Payments: FNB/bond 5962.50; FNB/bond 5962.50; Reimburse/Refund: D. Dunham 22.89; L. Gregurich, R. Donner, R. Songster, R. Lewis, K. Taylor, S. Oliver, D. Rosso 150.00 each; T. Hrbek, Dreamscapes, G. Lee Homes 1000.00 each; Ins: Aflac 1485.72; Lincoln Financial 761.91; BCBS 9,484.57; Morgan White 1,218.32.

8. Ordinance No. 756 – Offices of City Clerk/Treasurer/Administrator – Council member Stanzel introduced Ordinance No. 756 entitled: AN ORDINANCE TO AMEND AN EXISTING SECTION OF THE CITY OF VALLEY MUNICIPAL CODE RELATING TO THE APPOINTED OFFICE OF CITY ADMINISTRATOR; TO AMEND AN EXISTING SECTION OF THE CITY OF VALLEY MUNICIPAL CODE RELATING TO THE APPOINTED OFFICE OF CITY CLERK; TO AMEND AN EXISTING SECTION OF THE CITY OF VALLEY MUNICIPAL CODE RELATING TO THE APPOINTED OFFICE OF CITY TREASURER; PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE, PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH and moved that the statutory rule requiring reading on three different days be suspended. Council member TenEyck seconded the motion to suspend the rules and upon electronic vote on the motion the following council members voted YES: - Stanzel, TenEyck, Lewis and Ueckert. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said Ordinance was then read by title and thereafter council member Stanzel moved for final passage of the ordinance which motion was seconded by council member Ueckert. The Mayor then stated the question "Shall Ordinance No. 756 be passed and adopted. Upon electronic vote, the following council members voted YES: Stanzel, Ueckert, Lewis and TenEyck. The following voted NO: No one. The passage and adoption of said ordinance having been concurred in by a majority of all members of the council, the Mayor then declared the ordinance adopted and the Mayor in the presence of the council signed and approved the ordinance and the clerk attested the passage and approval of the same and affixed her signature there. A true, correct and complete copy of said ordinance is on file at city hall.

9. Ordinance 757 – Salaries of Employees – Council member Ueckert introduced Ordinance No. 757 entitled: AN ORDINANCE OF THE CITY OF VALLEY, DOUGLAS COUNTY, NEBRASKA, RELATING TO THE SALARIES OF THE EMPLOYEES OF THE CITY OF VALLEY, NEBRASKA; PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH and moved that the statutory rule requiring reading on three different days be suspended. Council member Stanzel seconded the motion to suspend the rules and upon electronic vote on the motion the following council members voted YES: - Ueckert, Stanzel, Lewis and TenEyck. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said Ordinance was then read by title and thereafter council member Ueckert moved for final passage of the ordinance which motion was seconded by council member Lewis. The Mayor then stated the question "Shall Ordinance No. 757 be passed and adopted. Upon electronic vote, the following council members voted YES: Ueckert, Lewis, Stanzel and TenEyck. The following voted NO: No one. The passage and adoption of said ordinance having been concurred in by a majority of all members of the council, the Mayor then declared the ordinance adopted and the Mayor in the presence of the council signed and approved the ordinance and the clerk attested the passage and approval of the same and affixed her signature there. A true, correct and complete copy of said ordinance is on file at city hall.

10. Resolution No. 2021-39 – Council member Lewis introduced, read and moved for passage of Resolution No. 2021-39 confirming the Mayor's appointment of Jim Kuester to serve as City Administrator and Cheryl K. Eckerman to serve as City Clerk/Treasurer. Stanzel seconded. Lewis, Stanzel, Ueckert and TenEyck voted YES. NO; no one, motion carried. A true, correct and complete copy of said resolution is on file at city hall.

11. Casey's General Store Manager Application – Mayor Grove opened the public hearing on the manager application of Krystal M. Carter for Casey's General Store 3206 located at 210 W. Reichmuth Road. No public testimony was given. Mayor Grove closed the public hearing. Council member Stanzel moved to approve the manager application of Krystal M. Carter at Casey's General Store 3206. Lewis seconded the motion. Stanzel, Lewis, TenEyck and Ueckert voted YES. NO: No one. Motion carried.

12. Partial Vacation of L & J Subdivision – Jeff Farnham explained that this out lot was originally part of the L & J Subdivision and the owner was not aware of the platting and therefore is asking for it to be removed from the subdivision. Any future development of the lot will have to go before the planning commission and city council for review.

Mayor Grove opened the public hearing on the vacation of a portion of the final plat of the L & J Subdivision. No public testimony was given. Mayor Grove closed the public hearing.

Council member Stanzel introduced Ordinance No. 758 entitled: AN ORDINANCE VACATING A PORTION OF THE FINAL PLAT OF L & J SUBDIVISION, AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA, LEGALLY DESCRIBED AS OUT LOT "B", A SUBDIVISION, AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA; PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE, PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH and moved that the statutory rule requiring reading on three different days be suspended. Council member TenEyck seconded the motion to suspend the rules and upon electronic vote on the motion the following council members voted YES: - Stanzel, TenEyck, Lewis and Ueckert. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said Ordinance was then read by title and thereafter council member TenEyck moved for final passage of the ordinance which motion was seconded by council member Stanzel. The Mayor then stated the question "Shall Ordinance No. 758 be passed and adopted.

Upon electronic vote, the following council members voted YES: TenEyck, Stanzel, Lewis and Ueckert. The following voted NO: No one. The passage and adoption of said ordinance having been concurred in by a majority of all members of the council, the Mayor then declared the ordinance adopted and the Mayor in the presence of the council signed and approved the ordinance and the clerk attested the passage and approval of the same and affixed her signature there. A true, correct and complete copy of said ordinance is on file at city hall.

13. BOND REDEMPTION AND ISSUANCE - Jennifer Kobza, Ameritas Investment Company, reviewed the savings, new rates and payment schedules related to the Series 2016 bonds being called for redemption and the issuance of the new Series 2021-B Bonds to replace them.

Council member Lewis introduced, read and moved for passage of Resolution No. 2021-40 authorizing the refunding and early redemption of the General Obligation Various Purpose Bonds Series 2016. Stanzel seconded. Lewis, Stanzel, Ueckert and TenEyck voted YES. NO; no one, motion carried. A true, correct and complete copy of said resolution is on file at city hall.

Council member TenEyck introduced Ordinance No. 759 entitled: AN ORDINANCE OF THE CITY OF VALLEY, NEBRASKA AUTHORIZING THE ISSUANCE, SALE AND DELIVERY BY THE CITY OF ITS GENERAL OBLIGATION VARIOUS PURPOSE REFUNDING BONDS, SERIES 2021, IN THE AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$1,440,000; PRESCRIBING THE FORM AND CERTAIN DETAILS OF THE BONDS AND PROVIDING FOR THE FIXING AND ESTABLISHING OF OTHER DETAILS OF THE BONDS; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX FOR THE PURPOSE OF PAYING THE PRINCIPAL OF AND INTEREST ON THE BONDS AS THEY BECOME DUE; DESIGNATING THE BONDS AS QUALIFIED TAX-EXEMPT OBLIGATIONS; ADOPTING CERTAIN POST-ISSUANCE TAX COMPLIANCE AND DISCLOSURE POLICIES AND PROCEDURES WITH RESPECT TO THE BONDS; AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTS IN CONNECTION THEREWITH; AND PROVIDING FOR THE PUBLICATION OF THE ORDINANCE IN PAMPHLET FORM and moved that the statutory rule requiring reading on three different days be suspended. Council member Lewis seconded the motion to suspend the rules and upon electronic vote on the motion the following council members voted YES: - TenEyck, Lewis, Stanzel and Ueckert. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said Ordinance was then read by title and thereafter council member Stanzel moved for final passage of the ordinance which motion was seconded by council member Ueckert. The Mayor then stated the question "Shall Ordinance No. 759 be passed and adopted. Upon electronic vote, the following council members voted YES: Stanzel, Lewis, Ueckert and TenEyck. The following voted NO: No one. The passage and adoption of said ordinance having been concurred in by a majority of all members of the council, the Mayor then declared the ordinance adopted and the Mayor in the presence of the council signed and approved the ordinance and the clerk attested the passage and approval of the same

and affixed her signature there. A true, correct and complete copy of said ordinance is on file at city hall.

Council member Ueckert moved to approve the Bond Purchase Agreement for the General Obligation Various Purpose Refund Bonds, Series 2021B in the amount of \$1,440,000. Council member Lewis seconded the motion. Ueckert, Lewis, Stanzel and TenEyck voted YES. NO: No one. Motion carried.

14. City Engineer

14 A. Sanitary Sewer Repair Rebid (Part A) 2019 Flood Damages Update – Greg Perry gave an update on this project. He stated that the project is in the final clean up stage and is expected to be closed out next month. Due to the fact that the FEMA deadline for the project to be completed is September 21, 2021, he recommended that the city request a 30-day extension from FEMA.

14 B. 2021 Street Resurfacing Project – Meigs Street Pavement Reconstruction Update – Mr. Perry gave an update on the status of the Meigs Street pavement project.

14. C. Falcon Business Park – Mr. Perry explained the work being done for Sanitary Sewer and Water Main Improvements at Falcon Business Park and recommended approval of Contractor's Application Payment No. 1 to Thompson Construction and partial payment to Bert Gurney & Associates for pumps for the West Street pumping station.

Council member TenEyck introduced, read and moved for passage of Resolution No. 2021-41 authorizing Pinnacle Bank to make payments from the Falcon Business Park Escrow Account for costs relating to the Sanitary Sewer and Water Main Improvements at Falcon Business Park. Lewis seconded. TenEyck, Lewis, Stanzel and Ueckert voted YES. NO; no one, motion carried. A true, correct and complete copy of said resolution is on file at city hall.

14. D. Country Aire Pumping Station Upgrades – Mr. Perry noted there was a price adjustment to the proposal from Iowa Pump Works and the amount should be amended to be \$61,433.72.

Council member Stanzel moved to approve the proposal from Iowa Pump Works for pumps for the Country Aire Pumping Station in the amount of \$61,433.72. Ueckert seconded. Stanzel, Ueckert, TenEyck voted YES. NO: Lewis. Motion carried.

Council member TenEyck moved to approve the proposal from Jetco in the amount of \$23,976.00 for the control panel for the Country Aire Pumping Station. Stanzel seconded. TenEyck, Stanzel, Ueckert voted YES. NO: Lewis. Motion carried.

Council member Stanzel moved to approve the proposal from West-E-Con in the amount of \$17,566 for the electrical work for the Country Aire Lift Station. Ueckert seconded. Stanzel, Ueckert, TenEyck voted YES. NO: Lewis. Motion carried.

14. E. – West Street Pumping Station – Greg Perry explained that this project was started in 2016/2017 when the plat was approved but improvements were delayed until

development was started. He recommended approval of the proposal from West-E-Con for the electrical work for the West Street Pumping Station.

Council member Stanzel moved to approve the proposal from West-E-Con in the amount of \$32,566.00 for electrical work to be done at the West Street Pumping Station in Falcon Business Park. Lewis seconded. Stanzel, Lewis, TenEyck and Ueckert voted YES. NO: No one. Motion carried.

14. F. Other/Miscellaneous – Jim Olmsted gave updates on the progress of Flat-Water Estates and the Water Treatment Plant Expansion.

15. City Attorney – Mr. Farnham gave a brief report on several ongoing projects being worked on including Flatwater Estates subdivision agreement and Waterloo annexation of Larita property which is partially located in Valley's extraterritorial zoning jurisdiction.

16. – Mayors Report – The Mayor gave updates on the reorganization of the Historical Society, K-9 training/certification and the upcoming Valley Days event. She also thanked Andrea Griffin for work done our TIF spreadsheets and Don Eikmeier on the budget.

17. Upcoming items – Valley Days August 13, 14, 15, Planning Commission meeting August 17, Budget Workshops August 17 & 24, Budget Hearing September 8.

The meeting was adjourned at 7:40 p.m.



Mayor Cindy Groves



City Clerk Cheryl K. Eckerman

CITY OF VALLEY
MINUTES
SPECIAL MEETING
AUGUST 17, 2021

Mayor Cindy Grove called the meeting to order at 7:00 p.m. In attendance were Mayor Cindy Grove, Council members Mike Stanzel, Linda Lewis, and Bryon Ueckert. Chris TenEyck was absent. Also, present Don Eikmeier, budget consultant.

Mayor Grove stated the location of the open meetings act and that one copy of all reproducible written material is available for examination or copying.

The Pledge of Allegiance was led by Mayor Grove.

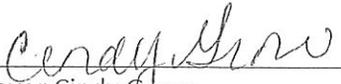
Proof of Publication was on the council desk.

Council member Stanzel moved to approve the agenda. Lewis seconded. Stanzel, Lewis and Ueckert voted YES. NO: No one. Absent: TenEyck. The motion carried.

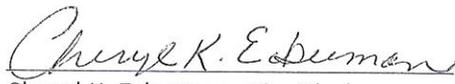
The purpose of the meeting was to review budget requests for the remaining departments of the city: General, Emergency Management, Library, Bond, Nursing Home, Keno and T I F. The next meeting will be on August 24 with Kent Speicher to review the overall revenue and expenses to be included in the final budget.

MAYOR'S REPORT – The Mayor stated that Valley Days was a success and the car show had a record number of entries – 160! Great weather was a contributing factor for the whole weekend.

UPCOMING ITEMS – Next budget meeting is scheduled for August 24 with Kent Speicher. The Budget Hearing will be held on Wednesday, September 8 at 7:00 p.m. Also, a meeting to pay end of the fiscal year bills will be scheduled for some time in late September.



Mayor Cindy Grove



Cheryl K. Eckerman, City Clerk

CITY OF VALLEY
MINUTES
SPECIAL MEETING
AUGUST 24, 2021

Mayor Cindy Grove called the meeting to order at 7:00 p.m. In attendance were Mayor Cindy Grove, Council members Mike Stanzel, Chris TenEyck, and Bryon Ueckert. Linda Lewis was absent. Also, present Don Eikmeier, budget consultant.

Mayor Grove stated the location of the open meetings act and that one copy of all reproducible written material is available for examination or copying.

The Pledge of Allegiance was led by Mayor Grove.

Proof of Publication was on the council desk.

Council member Stanzel moved to approve the agenda. Ueckert seconded. Stanzel, Ueckert and TenEyck voted YES. NO: No one. Absent: Lewis. The motion carried.

Council member Ueckert moved to accept the Treasurer's Report. Stanzel seconded. Ueckert, Stanzel and TenEyck voted YES. NO: No one. Absent: Lewis. The motion carried.

Council member Stanzel moved to approve the following bills presented for payment: Advanced Heating 196.35; Amazon 820.71; Arps 3143.75; M. Burns 577.66; Contractors Maintenance Service 17680.26; Core & Main 3575.00; Do. Co. Gazette 123.71; Evoqua Water Technologies 14654.72; Everett's 35.00; First State Ins. 5174.00; First State Bank Nebraska 5962.50; First Nebraska Bank 5962.50; Filament Essential Services 1690.00; Goree Backhoe & Excavating 18790.00; John Deere Financial 1061.91, Iowa Pump Works 11260.30; Lien Termite Control 92.00; Lincoln Winwater Works 1061.55; Lincoln Financial 564.53; Logan Contractors 575.27; Lowes 290.80; M. Matzen 823.90; Menards 287.64, Michael Todd 530.60; NE Library Assoc. 60.00; OPPD 13556.95; PeopleService 22213.00; Ray Allen Mfg.- 69.96; YMCA 2673.37; West-E-Con 509.32; Eagle Eye Ent. 500. Ueckert seconded. Stanzel, Ueckert and TenEyck voted YES. NO: No one. Absent: Lewis. The motion carried.

ROAD CLOSURE REQUEST FOR MOBA STREET OF DREAMS – Lesley Brandt, 10832 Old Mill Rd. #5, Omaha, NE. reviewed a request to close Laurel Circle, east of 285th Street, from September 10-26, 2021 for the Metro Omaha Builders Association to host their annual Street of Dreams at Flatwater Lake. The event is a ticketed, public event where attendees can tour the newly built homes and enjoy construction industry-related exhibits. She further stated that for the event to be safe and successful, the road that the event will be hosted on will need to be closed.

Council member Stanzel moved to approve the closure of Laurel Circle (east of 285th Street) from September 10-26 during the Street of Dreams Event. Ueckert seconded. Stanzel, Ueckert and TenEyck voted YES. NO: No one. Absent: Lewis. The motion carried.

MIDWEST CATERING AND EVENTS – SPECIAL DESIGNATED LIQUOR LICENSES – Sarah Norman Rowe, representing Midwest Catering and Events, reviewed a request for two SDL's in conjunction with the MOBA Street of Dreams. She stated that both events will be ticketed in a designated outdoor area on Lots 70-59: 28432, 28426, 28410, 28401, 28413, and 28417 Laurel Circle.

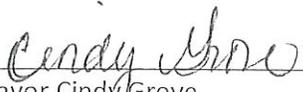
Council member Stanzel moved to approve the issuance of a Special Designated License to Midwest Catering and Events for an event on September 10, 2021 from 6:00 p.m. to 8:30 p.m. TenEyck seconded. Stanzel, TenEyck and Ueckert voted YES. NO: No one. Absent: Lewis. The motion carried.

Council member Stanzel moved to approve the issuance of a Special Designate License to Midwest Catering and Events for an event on September 16, 2021 from 2:30 p.m. to 8:00 p.m. TenEyck seconded. Stanzel, TenEyck and Ueckert voted YES. NO: No one. Absent: Lewis. The motion carried.

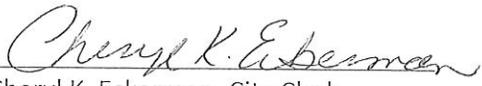
Kent Speicher presented the proposed 2021-2022 budget. He stated that the city's valuation has increased substantially again this year which supports the budget requests. The lid, unused budget authority, property tax allocations and summary sheets were reviewed and discussed. Mr. Speicher stated that he will prepare the notice for the budget hearing to be held on September 8, 2021 and other required documents needed for the meeting.

MAYOR'S REPORT – The Mayor thanked everyone for their work on the budget.

UPCOMING ITEMS – The Budget Hearing will be held on Wednesday, September 8 at 7:00 p.m. Also, a meeting to pay end of the fiscal year bills will be scheduled for some time in late September.



Mayor Cindy Grove



Cheryl K. Eckerman, City Clerk

City of Valley							
Pooled Cash							
Governmental Funds							
		Cash				Cash	
		Balance	Net Income	Fund 3	Interfund	Balance	Investments
Fund 1	Dept	7/31/2021	or (Loss)	Withholdings	Transfers	8/31/2021	8/31/2021
General	010	\$933,672.60	\$39,779.31			\$973,451.91	
Street	021	\$363,211.95	(\$16,369.38)			\$346,842.57	
Arboretum	022	\$20,574.79	\$2,104.61			\$22,679.40	
Police	032	(\$48,115.11)	\$92,458.24			\$44,343.13	
Emergency Mgmt	033	(\$788,562.52)	\$338,781.60			(\$449,780.92)	\$14,391.32
Cemetery	034	\$32,926.45	\$1,900.05			\$34,826.50	
Animal Control	035	\$18,629.87	\$180.86			\$18,810.73	
Pool	041	\$66,374.83	(\$2,827.67)			\$63,547.16	
Park	042	\$121,771.33	\$17,709.87			\$139,481.20	
Library	044	\$86,884.91	\$12,665.47			\$99,550.38	
		\$807,369.10	\$486,382.96			\$1,293,752.06	\$14,391.32
Pines Assessments		\$318,901.23	\$69.90			\$318,971.13	
Bond - Fund 2	021	\$419,520.39	\$2,540,604.95			\$2,960,125.34	
C D A	001	\$102,048.11	(\$55,162.15)			\$46,885.96	
Imprest Checking		\$6,188.93	(\$6,188.93)			\$0.00	
City of Valley							
Pooled Cash							
Proprietary Funds							
		Cash				Cash	
		Balance	Net Income	Fund 3	Interfund	Balance	Investments
Funds 6 & 7		7/31/2021	or (Loss)	Withholdings	Transfers	8/31/2021	8/31/2021
Water - Fund 6	024	\$145,002.60	\$1,046.02			\$146,048.62	\$9,441.24
Cap. Facility Chg.	024	\$879,183.97	\$6,938.21			\$886,122.18	
Sewer - Fund 7	026	\$652,571.60	(\$51,683.89)			\$600,887.71	
Cap. Facility Chg.	026	\$620,261.47	\$8,221.16			\$628,482.63	
		\$2,297,019.64	(\$35,478.50)			\$2,261,541.14	\$9,441.24
		Cash				Cash	
	Dept	Balance	Net Income	Fund 3	Interfund	Balance	Investments
		7/31/2021	or (Loss)	Withholdings	Transfers	8/31/2021	8/31/2021
Fund 4							
Nursing Home	050	\$512,207.45	(\$1,578.59)			\$510,628.86	
Fund 8							
Keno	056	\$66,214.09	\$5,992.89			\$72,206.98	
Fund 10							
Sales Tax	058	\$1,627,627.15	\$159,000.67			\$1,786,627.82	
Total All Funds		\$6,157,096.09	\$3,093,643.20			\$9,250,739.29	\$23,832.56

MANUAL CHECKS FOR AUGUST 2021		
	CHECK #	AMOUNT
LANOHA/BLUEWATER	52007	26,979.59
MALLARD	52008	28,246.29
UPRR	52084	1,025.00
NE CHILD SUPPORT CENTER	52085	394.16
KUTAK ROCK	52086	4,890.00
KUTAK ROCK	52087	1,430.00
UMB BANK	52088	300.00
UMB BANK	52089	300.00
NE CHILD SUPPORT CENTER	52090	394.16
MENARDS	52124	108,081.59
MALLARD	52125	261,816.97
LANOHA/BLUEWATER	52126	239,515.92
POSTMASTER	52127	345.86
POSTMASTER	52128	33.81
TOTAL		\$673,753.35

August 2021	Wage 08/13/21	IRA	Wage 08/27/21	IRA	Council	Wage
EMPLOYEE						
Joan Suhr	\$2,702.40		\$2,702.40		Stanzel	
Michael Burns	\$2,505.00	\$75.15	\$2,516.68	\$75.50	Ueckert	
Stacy Spinar	\$1,748.25	\$34.96	\$1,750.88	\$35.02	Grove	
Cheryl Eckerman	\$2,696.63	\$80.90	\$2,970.00	\$89.10	Lewis	
Kristin Phillips	\$42.00				Taneyck	
Kenny Grimm	\$2,582.67	\$77.48	\$2,504.88	75.15		
Tim Sheets	\$1,916.04	\$57.48	\$1,928.13	\$57.84		
Patrick Ratigan	\$1,431.58	\$42.95	\$1,530.07	\$45.90		
Doug Eggen	\$1,948.58	\$58.46	\$1,921.98	\$57.66		
James Musson	\$1,804.38	\$54.13	\$1,804.38	\$54.13		
Jacob O'Connor	\$1,015.22		\$1,008.85			
Adam Bates	\$123.75		\$120.00			
Alexandra Drake	\$0.00		\$135.00			
Wesley Harrah						
Kristin Jones	\$494.00		\$717.25			
Clark, Caleb						
Deemer James	\$3,133.45	\$94.00	\$2,865.61	\$85.97		
Matthew Herrick	\$0.00					
Kurt Muhle	\$2,340.51	\$70.22	\$2,361.56	\$70.85		
Patrick McDowell	\$0.00					
Brett Smith	\$2,601.93	\$78.06	\$2,601.93	\$78.06		
Greg Scheer	\$198.30		\$396.60			
Roy Napora	\$275.50					
Ken Dohrmann	\$726.75		\$375.25			
Tim, Hrbek	\$0.00					
David Dunham	\$2,120.42	\$63.61	\$2,059.65	\$61.79		
Robert Coffey	\$2,560.71	\$116.76	\$2,133.28	\$103.94		
Elizabeth Brown	\$595.70		\$592.48			
Wendy Anderson	\$0.00					
Sydney Groh	\$364.80					
Samantha Stewart	\$1,208.15	\$36.24	\$1,218.26	\$36.55		
Sarah Emmi	\$300.00		\$384.00			
	\$37,436.72	\$940.40	\$36,599.12	\$927.46		\$0.00
Total Wages			\$74,035.84			
Total IRAs			\$1,867.86			
Council			\$0.00			
GRAND TOTAL			\$75,903.70			

Commission Summary

Date 8/4/2021



Paid to City of Valley

For Period 7/16-7/31/21

Description	Amount
	3,233.32

Amount \$3,233.32

Commission Summary

Date 8/18/2021



Paid to City of Valley

For Period 8/1-8/15/2021

Description	Amount
	2,747.25

Amount \$2,747.25

.....-P
+P
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3,233.32+
 2,747.25+
 5,980.57*

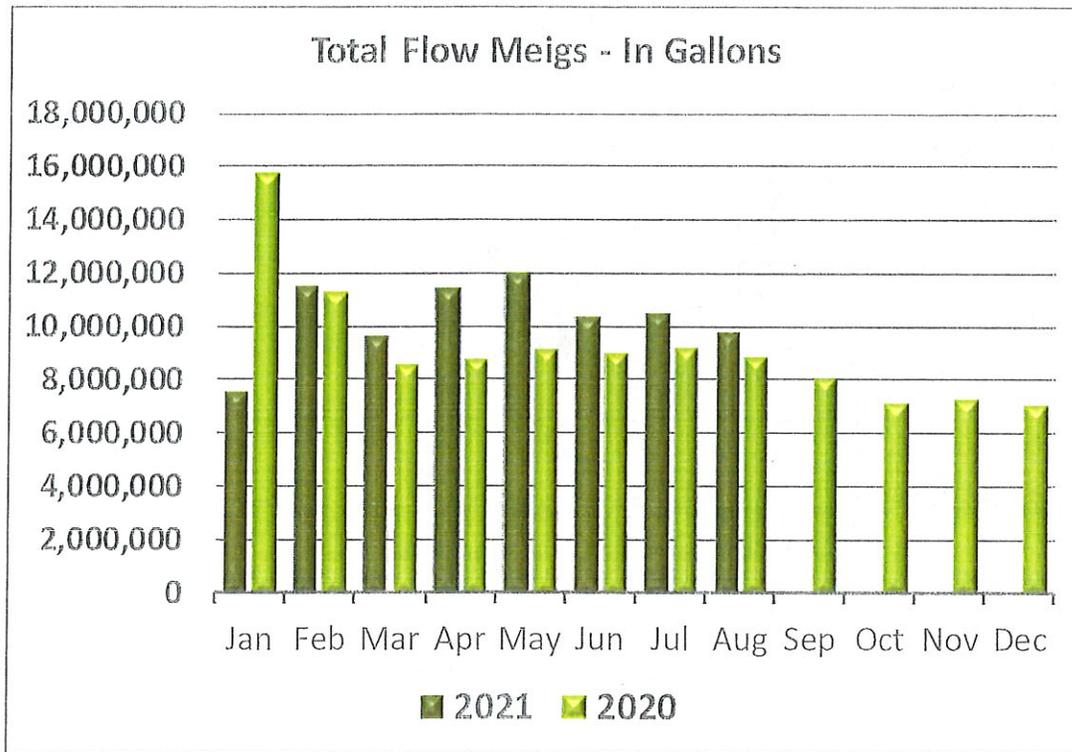


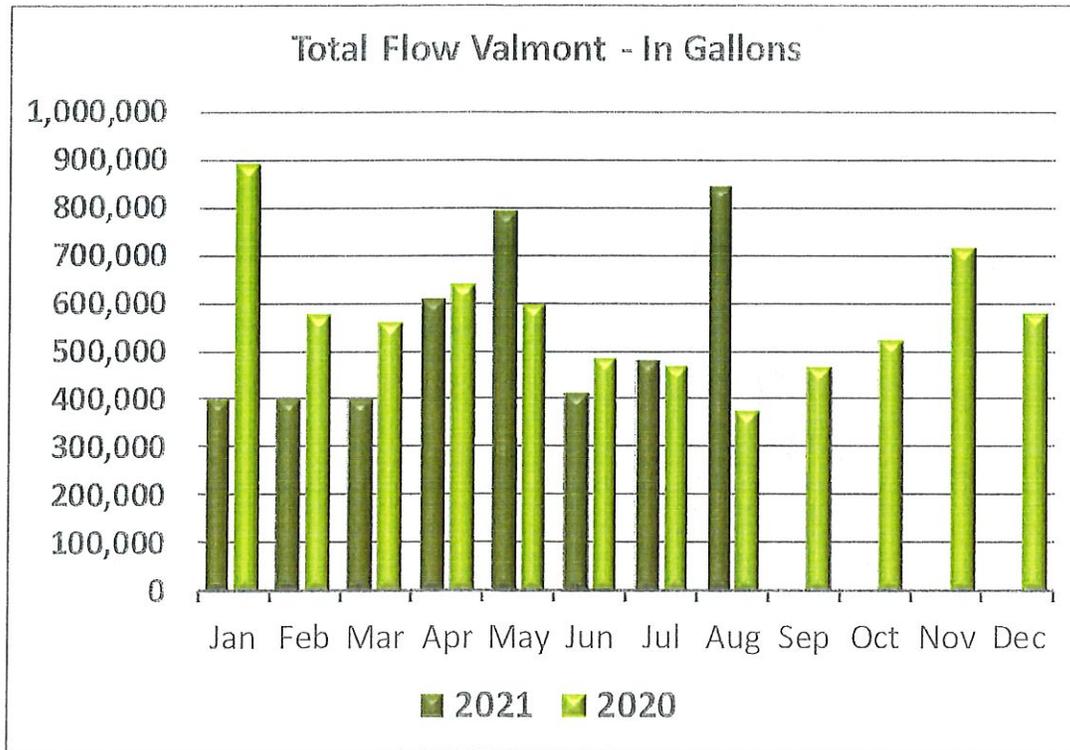
Date: September 9, 2021
To: City of Valley
From: Nate Taylor, Lead Operator
O & M Report: August 2021

Water Operation & Maintenance

- Water locates were completed as needed.
- There was 37,664,000 gallons of water pumped this month.
- There was 36,753,000 gallons pumped between meter reads.
- Water meters were read on the 26th this month.
- There were 490 locates performed this month. (This is water and sewer)
- Elkhorn Fence did complete the gate at the water plant, and it is fully operational. The gate is left open Monday – Friday from 8am-5pm. It is closed all weekend and the proper departments have been provided the access code.
- Valley Shores boring project is complete. The company has moved out to The Pines neighborhoods, and we cross our fingers it goes as smooth as the last. The water main at The Pines is plastic with no tracer wire. We are unable to locate directly where the main is but try and line up valves the best we can.
- We have a very small hydrant valve leak around 8 Ginger Cove Rd. We will be digging up that leak when we get a break in locates and stop that from leaking.
- Water usage is slowly going down because of all the rain, we were able to get some maintenance on chemical feeders and lines. Nate has been talking with the engineer and was advised things are on track to redo the chemical rooms this fall / winter once the funding comes through in October.

		This Month	Last Month	Same Month Last Year
		August-21	July-21	August-20
Water				
	Units			
Total Monthly Pumped Valley	gallons	37,664,000	36,174,000	37,976,000
Daily Average Pumped Valley	gallons	1,214,967	1,205,800	1,225,032
Average Fluoride Residual	mg/L	0.09	0.09	1.10
Fluoride used	lbs	415.90	367.50	583.90
Average Chlorine Residual	mg/L	0.13	0.12	0.13
Chlorine used	lbs	193.50	222.80	229.60
Potassium Permanganate	lbs	970.00	978.00	1,954.60
Wastewater				
Effluent Flow				
Total Flow Meigs Street	gallons	9,799,000	10,484,000	8,844,000
Avg Daily Flow Meigs Street	gallons	316,096	349,466	285,290
Total Flow Byarsville	gallons	10,496,000	10,491,000	8,999,000
Avg Daily Flow Byarsville	gallons	338,580	349,700	290,290
Total Flow Valmont	gallons	845,000	481,000	428,780
Avg Daily Flow Valmont	gallons	27,258	16,586	13,831
Total Flow Ginger Cove	gallons	761,424	1,092,720	974,678
Avg Daily Flow Ginger Cove	gallons	25,380	35,249	31,441
Total Flow Ginger Woods	gallons	416,640	552,000	443,058
Avg Daily Flow Ginger Woods	gallons	13,888	17,806	14,292
Lift Station Data				
Gardiner St Rainwater Total Runtime	hours	0.00	0.00	0.00
Valhaven (#1) Total Runtime	hours	0.10	12.00	4.60
Valhaven (#2) Total Runtime	hours	8.10	12.00	4.50
Country Aire (#1) Total Runtime	hours	0.00	0.00	0.00
Legacy Valley Total Runtime	hours	#VALUE!	26.80	14.90
Legacy Valley Avg Daily Runtime	hours	#VALUE!	27.50	0.90
Valley Shores (1) Pump 1 Total Run	hours	16.70	20.40	27.10
Valley Shores (1) Pump 2 Total Run	hours	14.10	17.00	24.00
Valley Shores (2) Pump 1 Total Run	hours	15.70	37.10	113.80
Valley Shores (2) Pump 2 Total Run	hours	13.70	39.90	119.20
Valley Shores (3) Pump 1 Total Run	hours	8.40	10.60	6.30
Valley Shores (3) Pump 2 Total Run	hours	8.80	10.40	6.10
Regional Pump #1 Total Runtime	hours	0.00	23.50	18.50
Regional Pump #2 Total Runtime	hours	0.00	40.30	18.60
Mallard (1) Pump 1 Total Runtime	hours	13.20	15.10	14.20
Mallard (1) Pump 2 Total Runtime	hours	13.30	16.00	16.70
Mallard (2) Pump 1 Total Runtime	hours	6.50	14.70	4.70
Mallard (2) Pump 2 Total Runtime	hours	6.00	0.00	5.70
Mallard (3) Pump 1 Total Runtime	hours	21.30	26.80	19.30
Mallard (3) Pump 2 Total Runtime	hours	11.70	26.20	19.30
Mallard (4) Pump 1 Total Runtime	hours	26.50	27.20	23.30
Mallard (4) Pump 2 Total Runtime	hours	26.70	27.40	19.70
Bluewater (1) Pump 1 Total Runtime	hours	10.00	12.80	3.80
Bluewater (1) Pump 2 Total Runtime	hours	21.00	24.80	17.90
Bluewater (2) Pump 1 Total Runtime	hours	18.90	54.00	11.50
Bluewater (2) Pump 2 Total Runtime	hours	23.60	57.90	11.60
Bluewater (3) Pump 1 Total Runtime	hours	34.20	29.60	24.10
Bluewater (3) Pump 2 Total Runtime	hours	29.00	26.30	14.00
Bluewater (4) Pump 1 Total Runtime	hours	3.80	33.40	2.90
Bluewater (4) Pump 2 Total Runtime	hours	6.20	52.50	3.40
Bluewater (5) Pump 1 Total Runtime	hours	0.00	0.00	6.10
Bluewater (5) Pump 2 Total Runtime	hours	0.00	0.00	15.00
Bluewater (6) Pump 1 Total Runtime	hours	9.90	11.00	8.70
Bluewater (6) Pump 2 Total Runtime	hours	44.30	59.20	34.80
Bluewater (7) Pump 1 Total Runtime	hours	4.60	5.80	30.80
Bluewater (7) Pump 2 Total Runtime	hours	4.60	5.20	22.30
Ginger Cove (1) Pump 1 Total Runtime	hours	0.00	0.00	37.41
Ginger Cove (1) Pump 2 Total Runtime	hours	54.70	78.50	32.61
Ginger Cove (2) Pump 1 Total Runtime	hours	0.00	0.00	27.90
Ginger Cove (2) Pump 2 Total Runtime	hours	19.20	26.00	68.10
Ginger Cove (3) Pump 1 Total Runtime	hours	3.80	42.10	51.40
Ginger Cove (3) Pump 2 Total Runtime	hours	21.30	23.90	29.80
Ginger Woods (1) Pump 1 Total Runtime	hours	3.90	5.20	2.50
Ginger Woods (1) Pump 2 Total Runtime	hours	3.10	6.50	2.50
Ginger Woods (2) Pump 1 Total Runtime	hours	16.10	20.10	11.19
Ginger Woods (2) Pump 2 Total Runtime	hours	0.00	8.80	11.19
Ginger Woods (3) Pump 1 Total Runtime	hours	42.60	41.20	48.00



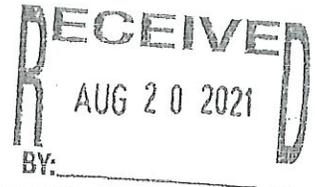




PeopleService INC.
Water & Wastewater Professionals

8/9/2021	LIFT STATION #1-VALLEY,NE SYST	5029 Valley, NE	LS Monthly PM
8/9/2021	VALLEY SHORES LIFT STATION 1	5029 Valley, NE	LS Monthly PM
8/9/2021	VALLEY SHORES LIFT STATION 2	5029 Valley, NE	LS Monthly PM
8/9/2021	VALLEY SHORES LIFT STATION 3	5029 Valley, NE	LS Monthly PM
8/9/2021	VALMONT LIFT STATION	5029 Valley, NE	LS Monthly PM
8/10/2021	AIR COMPRESSOR	6029 Valley, NE	Inspection
8/10/2021	WATER PLANT REGAL GAS DETECTOR	6029 Valley, NE	Monthly PM
8/10/2021	PORTABLE GAS MONITOR	6029 Valley, NE	Calibrate Equipment
8/10/2021	FIRE EXTINGUISHERS	6029 Valley, NE	Inspection

CITY OF VALLEY
VALLEY PLANNING COMMISSION



Attention was directed to the open meeting act posted in the back of the chamber

August 17, 2021

Valley City Hall

4:30pm

Members present: Larry Bottger Chairman, Joe Lathrop, Jim Tomanek, Duane Prorok, Mark Conrey

Members absent: Greg Kava, Greg Sundae, Brian Foutch, Scott Burke

Item 1: CALL TO ORDER

Item 2: PROOF OF PUBLICATION

Chairman Bottger announced that the order of public hearings in the Planning Commission Agenda would be changed to accommodate the number of citizens present for the Gaviidae and Flat Waters Preliminary Plats.

PUBLIC HEARINGS

Item 1-3.E PRELIMINARY PLAT GAVIIDAE RE-PLAT 2

Greg Perry of Olmsted & Perry Consulting Engineers spoke to the board regarding the RePlat 2.

The replat consists of 3 lots proposed by the SID a letter review is included in these minutes.

Kyle Anderson, President of the Gaviidae SID 547 explained to the board the SID was having trouble selling these lots because the individual driveways for each lot would be over 900 feet long making the lot price cost prohibitive. The proposal in the replat would be to install a street with a cul-de-sac, to these 3 lots to decrease the distance of each individual driveway.

John Coolidge a civil engineer for Gaviidae explained the new street concept to the board and answered questions about the length of this cul-de sac street, easements required as well as wetlands requirements.

John Hoich, president of the Gaviidae HOA spoke to the board and was in full favor of the replat changes.

Ray Sack, a 10-year resident of Gaviidae and a trustee on the 547 SID board spoke to the board. He explained the importance of the decreased debt load on the SID after the sale of lots, the completion of the walking path around the lake and the protection of required wet lands.

Michael Burns, Valley Building Inspector reminded everyone from the SID that there was a 1-year time frame to complete this project once it was approved.

Jeff Farnam, City of Valley Attorney, explained to the board that the SID would be responsible for construction and engineering of this project.

Motion by Lathrop to approve preliminary plat-Gaviidae re-plat 2

Second by Tomanke

Motion Carried.

Item 2-3.F Preliminary Plat-Flat Water Estates

Greg Perry spoke to the board regarding the Flat Water Estates preliminary plat. This development is generally located on the southeast corner of the intersection of Highway 64 (Ida St.) and 288th St. This development would be 284 lots

A number of concerns and requirements are noted in the letter from Olmsted & Perry to the board and a copy of that letter is attached to these minutes. The lake front development complies with the Valley Zoning Matrix.

Matt Bevington, Business owner East of the proposed development spoke to the board. Matt expressed concern about the need for a buffer between his property and the lake front development. He explained that he has several hundred trucks in and out of his property every day. He also expressed support for this development.

Eric Hanson, a home owner East of the proposed development also expressed concern about traffic flow and truck traffic in the area. He also supports this development.

The board expressed concern about a number of issues with the Preliminary Plat.

1. A proposed waterway and bridge linking the 2 Flat Water Developments
2. The increased traffic and speed limits on Highway 64
3. Restaurant and Marina proposed on lots 377 to 384 requiring rezoning.

Jeff Farnam reassured the board that a Preliminary Plat vote does not hold the City of Valley to a commitment. That would occur after the Final Plat.

Motion by Bottger to approve the Preliminary Plat-Flat water Estates.

Second by Prorok

Motion Carried.

Item 3-3.A Amendment to Future Land Use Map.

This amendment would change the land use of the 3 parcels of land near the YMCA from Downtown commercial (DC) to Highway commercial (HC).

Motion by Lathrop to Amend the Future Land Use Map.

Second by Bottger.

Motion Carried.

Item 4-3.B Amendment to Section 4.12.08 of the Zoning Regulations

This amendment would limit the size of accessory buildings to the lot size. A Conditional Use Permit would be required for Buildings located on lots of 2-3 acres in size.

Motion by Bottger to amend Sec. 4.12.08 of the Zoning Regulations.

Second by Conrey

Motion Carried.

Item 5-3.C Amendment of Section 4.12.12 of the Zoning Regulations.

This amendment would limit the size of private garages and outbuildings in the Residential Districts within the corporate limits of Valley. This requirement could be modified with a Conditional Use Permit.

Motion by Tomanek to amend Sec. 4.12.12 of the Zoning Regulations

Second by Lathrop

Motion Carried.

Item 6-3.D Amendment to Zoning Matrix

This amendment would finalize the changes that the Planning Board made in **Item 4-3.B** and in **Item 4-3.C**

Motion by Conrey to Ament Zoning Matrix

Second by Tomanke

Motion Carried.

Item 7-3.G Rezoning of 223 W Meigs St

This would rezone 223 W. Meigs St (Waldron Acres Addition Lot1 Block 0 irregular 4.28 acres) from RM (mobile home residential) to R-2 (medium/high density residential)

Motion by Lathrop to Rezone 223 W. Meigs St.

Second by Bottger

Motion Carried

Item 8-3.H Rezoning – South third (S 1/3) of the southeast quarter (SE ¼) of the northeast quarter (NE1/4) of Section 31, Township 16 North Range 10 east, of the 6th P.M. from TA to C3.

This would rezone one of the three lots, north of the YMCA from TA to C3.

Motion by Prorok to rezone.

Second by Conrey

Motion Carried.

Item 9-3.I Rezoning- South third (S 1/3) of the southwest quarter (SW1/4) of the northeast quarter (NE ¼) of section 31, township 16 north, range 10 east, of the 6th PM from TA to C3.

This would rezone one of the three lots, north of the YMCA from TA to C3.

Motion by Bottger to rezone

Second by Tomanek

Motion Carried.

Item 10-3.J Rezoning- Lot 2 Polly's Subdivision, as surveyed, platted and recorded in Douglas County Located in Section 31, Township 16, North, Range 10 East of the 6th P.M.

This would rezone one of the three lots, north of the YMCA, from TA to C3

Motion by Lathrop to rezone

Second by Bottger

Motion Carried.

ITEM 4. ADJOURN

Motion by Prorok to adjourn

Second by Tomanke

Motion Carried.

A handwritten signature in cursive script that reads "Joe Lathrop".

Joe Lathrop

Secretary

DAILY RECORDS**August 2021**

	This month	Last month	Last year
LIBRARY VISITS:			
Adults	310	312	186
Children	437	227	272
Computers			
Adults	16	13	34
Children	2	0	10
Fax/Copies	29	12	27
Reference transactions (indicate nature of question)			
Locating Library Materials 16, Readers' Advisory 16, Account info and renewals 5, Technology Assistance 11, Local Info 18, General Info 39.			
	Total 105	100	89
PROGRAM ATTENDANCE:			
Adults	40	49	0
8/7 Knit and Crochet – 8; 8/14 Knit and Crochet – 6; 8/16 Book Club – 9; 8/19 Friends Meeting – 4; 8/21 Knit and Crochet – 6; 8/28 Knit and Crochet – 7			
Teens	0	0	0
Children	282	121	221
Weekly Scavenger Hunts – 8; Monthly Take & Make – 6; 8/5 Read to a Dog – 3; 8/14 Valley Days Booth – 77; DC West Open House Booth – 188;			
Pre-K	23	38	0
8/9 Read & Play with DC West – 23			
Total	345	208	221
New patrons (indicate Valley, other Douglas Co., non-DC)			
Valley 2, other DC 1, Non DC 0			
Total	3	6	6
Volunteers/hours	0/0	0/0	0/0
MATERIALS CHECKED OUT:			
Adult	265	275	192
Children	337	576	181
Overdrive	199	227	188

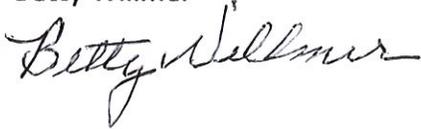
August 4, 2021

To Mayor and City Council

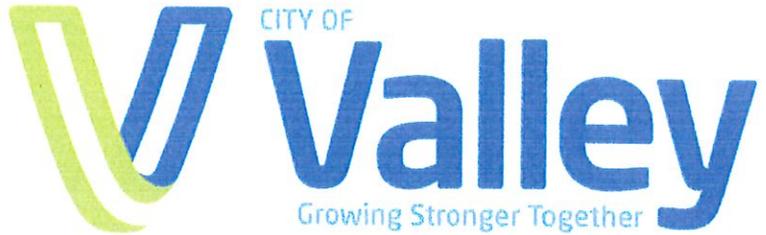
The Cemetery Board would like to get your approval of Everett Lerew as new member of The Valley Cemetery Board to fill the vacancy.

Secretary

Betty Willmer

A handwritten signature in cursive script that reads "Betty Willmer". The signature is written in black ink and is positioned below the printed name.

Citizen Agenda Item



Anyone wishing to request an agenda item or offer comments or concerns about City matters, are asked to complete this form and return it to the City Office in person at 203 N Spruce Street, via mail at PO Box 682, Valley, NE 68064 or via email to cityclerk@valleyne.org.

Requests must be received by 5:00 PM on the Thursday prior to the City Council Meeting.

Council Meetings are held on the second Tuesday of each month at 7:00 PM.

Today's Date: 9.02.21 For the meeting date of: 9. 21. 21

Agenda item title: VALLEY 1 Marathon

Please clearly state your comment or concern:

Present Status of Race and

Please state what action you would like the Council to take:

Endorsement of Race

Does this item require the expenditure of funds? Yes _____ No X

Name: Will Lindgren

Address: 3749 Blowing Dr.

Phone: 402 917 7818 Email: OriginalTunguru@gmail.com

Cheryl Eckerman

From: bounce@lists.fes.org
Sent: Thursday, August 12, 2021 9:59 AM
To: Cheryl Eckerman; Cindy Grove; Joan Suhr
Subject: City Council Agenda Item Request

EXTERNAL EMAIL

Date: 08/12/2021

CouncilMeetingDate:

Name: Nathan Ter Beest

Phone: 402-359-2121

Email: nterbeest@dcwest.org

StreetAddress: 401 S Pine Street

MailingAddress: 401 S Pine Street

City: Valley

State: NE

Zip: 68064

AgendaItemTitle: Homecoming fireworks

FundsExpenditure: No

AgendaItemDescription: DC West would like to have a fireworks display after the Homecoming football game on October 1st at approximately 9:00 PM. The show would last around 45 minutes. I will notify the Valley and Waterloo fire departments to be on standby

RequestedAction: I request special permission is given to allow a fireworks display.

submissionDate: 12-Aug-2021

Cindy Grove

From: bounce@lists.fes.org
Sent: Thursday, September 16, 2021 3:07 PM
To: Cheryl Eckerman; Cindy Grove; Cheryl Eckerman; Jim Kuester
Subject: City Council Agenda Item Request
Attachments: wide.jpg

EXTERNAL EMAIL

Date: 09/16/21

CouncilMeetingDate: 09/21/2021

Name: Matt Jones

Phone: 4029824257

Email: matt@flyfast.net

StreetAddress: 229 E Condron St

MailingAddress: 229 E Condron St

City: Valley

State: NE

Zip: 68064

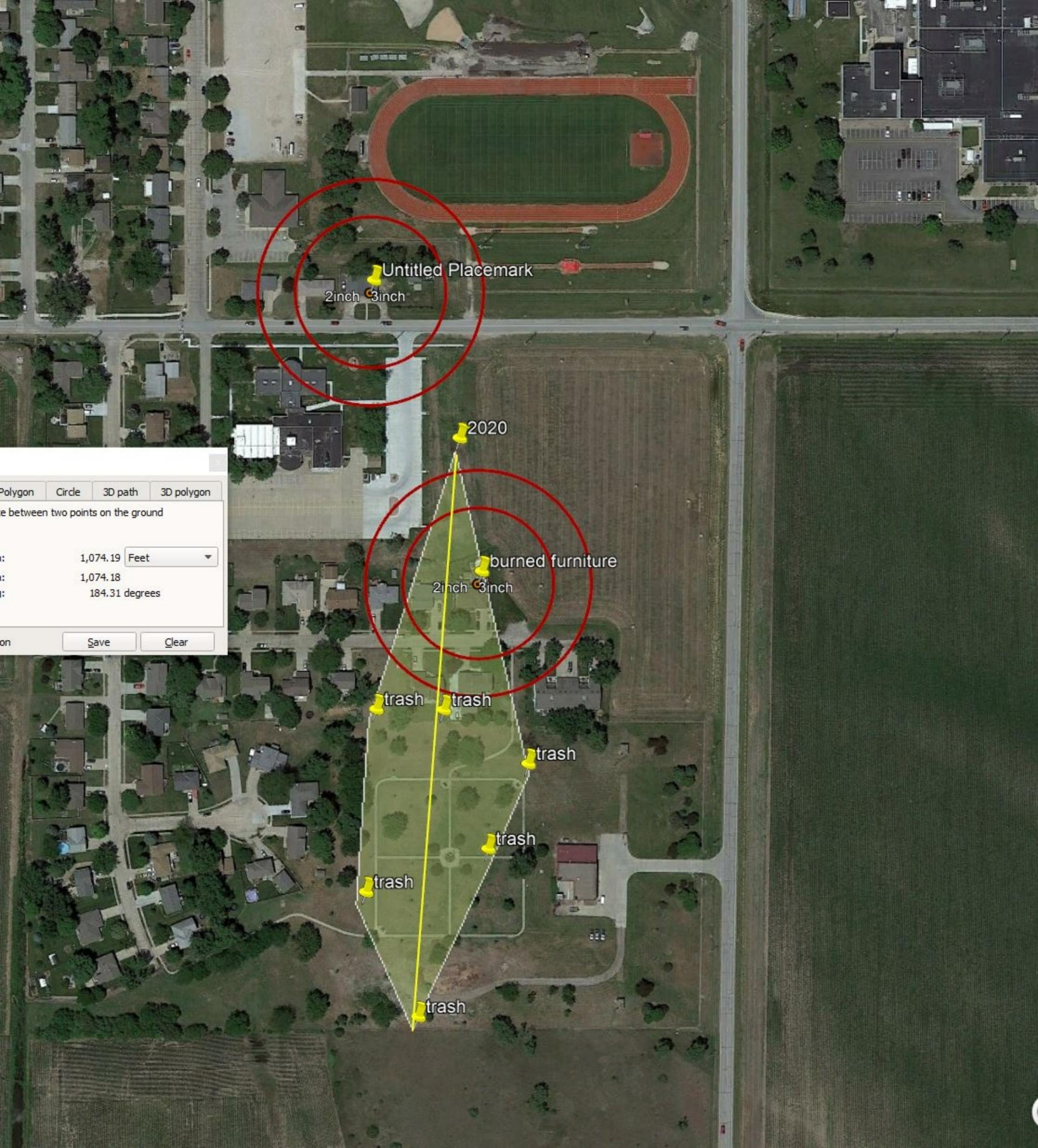
AgendaItemTitle: DC West fireworks comments

FundsExpenditure: No

AgendaItemDescription: Show damage and debris field from 2020 event. If firing location is not in the field SW of 270th and Meigs, this is purely informational. Debris was found to the south border of the arboretum fence, 1075' from the firing position. Ref Nebraska Title 1573, Ch 3, 003.07F. Spectators, vehicles or any readily combustible materials shall not be located within the potential landing area during the display. This infers that the landing area does not include areas where dwellings and vehicles are located. The 2020 event did not follow the regulation as the landing area was south-southwest of the firing position given the wind was from the north-northeast. Had the operator maintained a level of professionalism expected of their license, they would not have fired the display in violation of State regulation.

RequestedAction: Deny permit if firing location is in the same location as 2020.

submissionDate: 16-Sep-2021



Untitled Placemark

2inch 3inch

2020

burned furniture

2inch 3inch

trash

trash

trash

trash

trash

trash

Polygon Circle 3D path 3D polygon

Distance between two points on the ground

Distance: 1,074.19 Feet

Area: 1,074.18

Angle: 184.31 degrees

Save Clear

Cheryl Eckerman

From: bounce@lists.fes.org
Sent: Friday, September 10, 2021 12:09 PM
To: Cheryl Eckerman; Cindy Grove; Cheryl Eckerman; Jim Kuester
Subject: City Council Agenda Item Request

EXTERNAL EMAIL

Date: 09/10/2021

CouncilMeetingDate: 09/14/2021

Name: Twin Rivers YMCA-Macy DeWispelare

Phone: 402-359-9622

Email: mdewispelare@metroymca.org

StreetAddress: 6100 Twin Rivers Circle

MailingAddress: 6100 Twin Rivers Circle

City: Valley

State: NE

Zip: 68064

AgendaItemTitle: Twin Rivers YMCA Trunk or Treat

FundsExpenditure: No

AgendaItemDescription: The YMCA would like to request use of the City Park on Thursday, October 28th from 5-7pm to host a Trunk or Treat free to the community. Last year was a huge success with over 350 people in attendance.

RequestedAction: Approve use of the park parking lot on October 28th from 5-7pm.

submissionDate: 10-Sep-2021



FOR YOUTH DEVELOPMENT®
FOR HEALTHY LIVING
FOR SOCIAL RESPONSIBILITY

A NIGHT OF FAMILY FUN

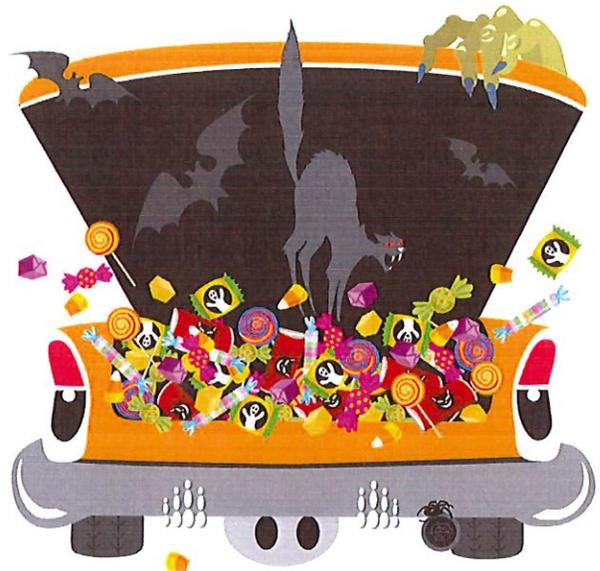
TWIN RIVERS YMCA

THURSDAY
OCTOBER 28th
5:30—7:00 pm

Join us for Trunk or Treat fun at
the VALLEY CITY PARK!

*LIMITED TO THE FIRST 30
TRUNKS REGISTERED.*

*Register your trunk at the
Welcome Center or online at
metroymca.org today!*



TRUNK OR TREAT

Cheryl Eckerman

From: Valerie Cole <vcole@risebroadband.com>
Sent: Thursday, August 26, 2021 9:09 AM
To: Cheryl Eckerman
Subject: FW: Rise Broadband change to equipment on Water Tower - Walnut St (NEO-VLY)

EXTERNAL EMAIL

Hi Cheryl,

I am not sure if Joan is out for a while or will be back soon, so I thought I would touch base with you on our request below. Let me know if I need to wait until Joan is back or if you can get us approval to proceed with the changes outlined below.

Thank you!

Respectfully,

Valerie Cole

Rise Broadband
Senior Site Acquisition Specialist
3250 S Alpine Rd.
Rockford, IL 61109
815-544-1149
vcole@risebroadband.com

From: Valerie Cole
Sent: Thursday, August 26, 2021 9:06 AM
To: Joan Suhr <cityclerk@valley.omhcoxmail.com>
Subject: Rise Broadband change to equipment on Water Tower - Walnut St (NEO-VLY)

Good morning Joan

I hope this finds you well. Rise has equipment on the water tower at 210 Walnut St. and we need to make some changes. The ePMP Antenna we have onsite are not meeting our customers needs in the area. We are proposing to swap them out with upgraded antenna that will handle the bandwidth load better and reduce our devices by 1:

REMOVING:
5 – ePMP2000 Antenna at 165'

ADDING:
4 – PMP450M Antenna at 165'

They use the same frequency, so there should be no issues in that area. May we proceed?

Respectfully,

Valerie Cole

ORDINANCE NO. 760

AN ORDINANCE TO AMEND EXISTING SECTIONS OF THE CITY OF VALLEY ZONING REGULATIONS RELATING TO ACCESSORY BUILDINGS; TO AMEND THE ZONING MATRIX TO CONFORM TO THE AMENDMENTS RELATING TO ACCESSORY BUILDINGS; PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE, PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF VALLEY, DOUGLAS COUNTY, NEBRASKA, AS FOLLOWS:

Section 1. That existing Section 4.12.08 of the City of Valley Zoning Regulations is hereby repealed.

Section 2. That a new Section 4.12.08 is added to the City of Valley Zoning Regulations as follows:

4.12.08 Accessory Buildings. No more than two accessory buildings shall be permitted for residential use whose combined total area shall not exceed the following size limitations:

Lot Size	Maximum Building Size
0 to 10,000 square feet	720 square feet
10,001 to 20,000 square feet	960 square feet
20,001 to 30,000 square feet	1,200 square feet
30,001 to 40,000 square feet	1,440 square feet
40,001 square feet to 2 acres	1,680 square feet
2.01 acres to 3 acres	2,500 square feet

Larger than 3.01 acres may need to be rezoned or may apply for a Conditional Use Permit.

The size of the residential lot will determine the maximum size of the residential accessory building. Buildings exceeding the maximum size indicated on parcels less than 20 acres are non-residential and would require consideration for rezoning for the anticipated commercial or industrial use or may apply for a Conditional Use Permit.

Section 3. That existing Section 4.12.12 of the City of Valley Zoning Regulations is hereby repealed.

Section 4. That a new Section 4.12.12 is added to the City of Valley Zoning Regulations as follows:

4.12.12 Detached private garages and outbuildings in the Residential Districts within the corporate limits of Valley for automobiles and/or storage use and other structures customary and appurtenant to the permitted uses and detached accessory garages shall be constructed of materials customarily used in residential construction and meet the following:

1. Be constructed of materials that are in good repair,
2. The sidewalls of said building shall not exceed 10 feet in height,
3. Garages shall have an overhang of at least six inches,

4. Garages shall have a maximum width of 36 feet,
5. Garages shall be constructed and finished in materials customary to residential construction.
6. These requirements may be modified through a Conditional Use Permit for accessory buildings larger than 2,500 square feet.

Section 5. That the Land Use Categories/Matrix be amended to conform to the amendments to Sections 4.12.08 and 4.12.12.

Section 6. This Ordinance shall take effect and be in force after its passage and approval, as provided by law.

Section 7. If any section, clause, provision or part or portion of any section, clause or provision of this ordinance or the application thereof to any person or circumstance is held unconstitutional, such invalidity or unconstitutionality shall not affect the validity or application of any other section, clause, provision or part or portion of this ordinance.

Section 8. All ordinances, sections, or parts thereof in conflict herewith are hereby repealed.

PASSED AND APPROVED THIS 21st DAY OF SEPTEMBER, 2021

CITY OF VALLEY, DOUGLAS COUNTY, NEBRASKA

Cindy Grove, Mayor

ATTEST:

Cheryl Eckerman, City Clerk

ORDINANCE NO. 761

AN ORDINANCE TO AMEND THE FUTURE LAND USE MAP OF THE CITY OF VALLEY; PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE, PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF VALLEY, DOUGLAS COUNTY, NEBRASKA, AS FOLLOWS:

Section 1. The Future Land Use Map of the City of Valley is hereby amended so that the future land use designation for the following legally described parcels is amended from Downtown Commercial to Highway Commercial:

THE SOUTH THIRD (S 1/3) OF THE SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION 31, TOWNSHIP 16 NORTH, RANGE 10 EAST, OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA.

THE SOUTH THIRD (S 1/3) OF THE SOUTHWEST QUARTER (SW 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION 31, TOWNSHIP 16 NORTH, RANGE 10 EAST, OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA.

LOT 2 POLLY'S SUBDIVISION, AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY LOCATED IN SECTION 31, TOWNSHIP 16 NORTH, RANGE 10 EAST, OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA.

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

Section 3. If any section, clause, provision or part or portion of any section, clause or provision of this ordinance or the application thereof to any person or circumstance is held unconstitutional, such invalidity or unconstitutionality shall not affect the validity or application of any other section, clause, provision or part or portion of this ordinance.

Section 4. All ordinances, sections, or parts thereof in conflict herewith are hereby repealed.

PASSED AND APPROVED THIS 21st DAY OF SEPTEMBER, 2021

CITY OF VALLEY, DOUGLAS COUNTY, NEBRASKA

Cindy Grove, Mayor

ATTEST:

Cheryl Eckerman, City Clerk

ORDINANCE NO. 762

AN ORDINANCE AMENDING THE ZONING REGULATIONS OF VALLEY, DOUGLAS COUNTY, NEBRASKA, FINDING THE PROPOSED AMENDMENT WAS DULY SUBMITTED TO THE PLANNING BOARD OF VALLEY, DOUGLAS COUNTY, NEBRASKA, FOR ITS RECOMMENDATION AND THAT IT RECOMMENDED THE ADOPTION OF THE AMENDMENT; FINDING THAT NOTICE OF HEARING ON SUCH AMENDMENT WAS DULY GIVEN PRIOR TO THE HEARING AS PROVIDED BY LAW AND THAT SUCH PUBLIC HEARING WAS HAD THEREON; FINDING THAT THE ZONING MAP OF VALLEY, DOUGLAS COUNTY, NEBRASKA, BE AMENDED AS FOLLOWS: THAT THE DESCRIBED REAL PROPERTY BE REZONED FROM (RM) MOBILE HOME RESIDENTIAL TO (R2) MEDIUM/HIGH DENSITY RESIDENTIAL

223 West Meigs Street, Waldron Acres Addition, Lot 1, Block 0
Irregular 4.28 aces in Douglas County, Nebraska

PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE, AND PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF VALLEY, DOUGLAS COUNTY, NEBRASKA, AS FOLLOWS:

Section 1. That the Mayor and City Council of the City of Valley, Douglas County, Nebraska proposed amendments to the Zoning Regulations of said City, which proposed amendments were duly submitted to the Planning Board of Valley, Douglas County, Nebraska, for its recommendation. The Planning Board recommended that the proposed amendments be adopted.

Section 2. That the notices of hearing before the Planning Board and Governing Body of such proposed amendments were duly given by posting and publication at least ten (10) days prior to the hearings as provided by law and that public hearings were had thereon.

Section 3. That the Zoning Regulations of Valley, Douglas County, Nebraska, be and hereby are amended as follows:

THAT THE FOLLOWING PROPERTY IS REZONED (R2) MEDIUM / HIGH DENSITY RESIDENTIAL

223 West Meigs Street, Waldron Acres Addition, Lot 1, Block 0
Irregular 4.28 aces in Douglas County, Nebraska

A copy of such tract is attached hereto and made a part hereof by reference.

Section 4. That the Zoning Map of the City of Valley, Douglas County, Nebraska, be hereby amended to reflect the herein described changes.

Section 5. That this Ordinance shall take effect and be in force after its passage and approval, as provided by law.

Section 6. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

PASSED AND APPROVED this 21st day of September, 2021.

CITY OF VALLEY, DOUGLAS COUNTY, NEBRASKA

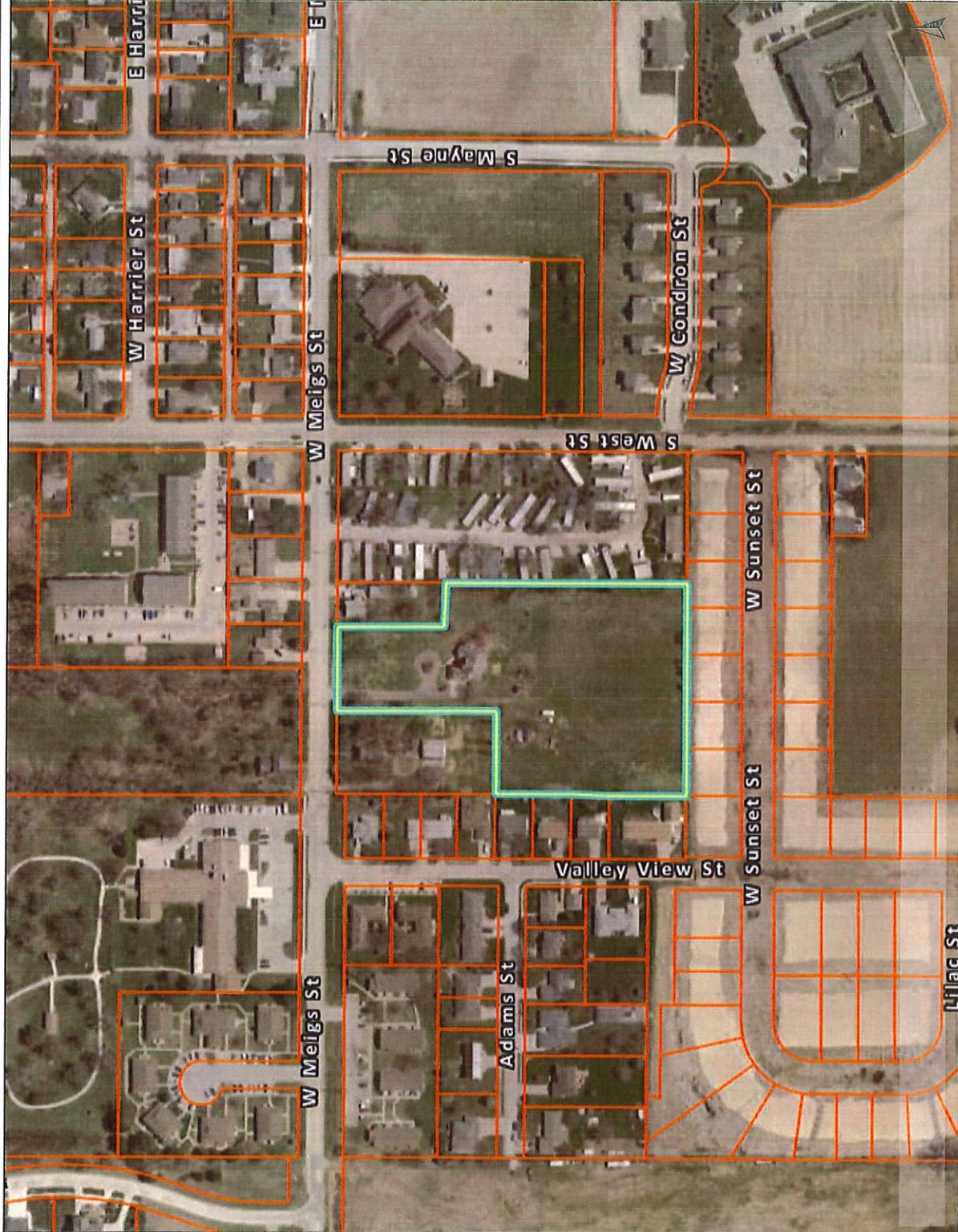
Cindy Grove, Mayor

ATTEST:

Cheryl K. Eckerman, City Clerk

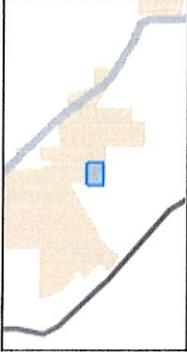


223 West Meigs St.



Legend

- Parcels
- Property Lines



Please contact Douglas County GIS for map questions (gis@douglascounty-ne.gov)

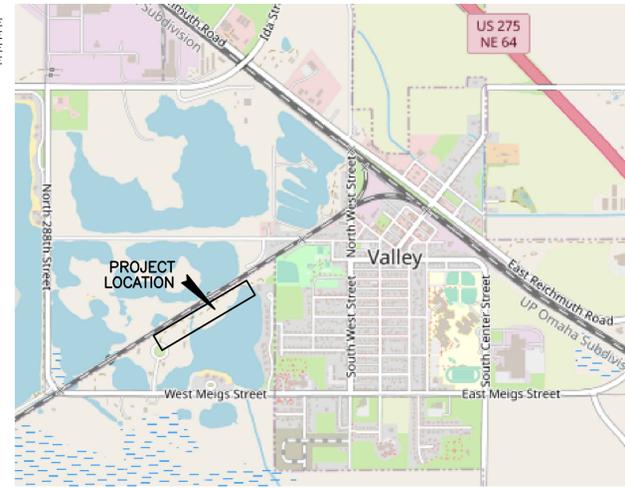
Printed from dogis.org:
09/17/2021 14:27:03

This map is a user generated static output from an Internet mapping site and is for reference only. Data on this map may or may not be accurate, current, or otherwise reliable. It is for informational purposes only, and may not be suitable for legal, engineering, or surveying purposes. Do NOT use property lines from this website for plan submissions.

GAVIIDAE REPLAT 2

LOTS 1 THROUGH 3, INCLUSIVE AND OUTLOTS A THROUGH C, INCLUSIVE BEING A REPLATING OF LOTS 14, 15 AND 16, GAVIIDAE, A SUBDIVISION, AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA

LOCATED IN:
NE 1/4 SW 1/4 SEC. 36, T16N, R09E
SE 1/4 SW 1/4 SEC. 36, T16N, R09E
NW 1/4 SE 1/4 SEC. 36, T16N, R09E
SW 1/4 SE 1/4 SEC. 36, T16N, R09E



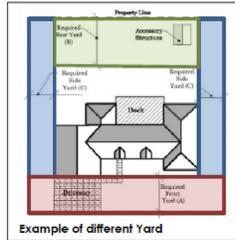
VICINITY MAP

5.11.06 Height and Lot Requirements:

The height and minimum lot requirements shall be as follows:

Use	Lot Area (Sq. Ft.)	Lot Width (feet)	Front Yard (feet)	Rear Yard (feet)	Side Yard (feet)	Lakeside Setback (ft. from water)	Max. Height (feet)	Max. Building Coverage (%)	Max. Impervious Coverage (%)
Single-family dwelling (7)	8,000	50	20	25 (3)	5 (2)	20	35	35	60
Single-family attached/townhouses (7)	2,500/unit	25/unit (5)	20	25 (3)	(1) (8)	20	35	35	60
Two-family dwelling/duplex (7)	8,000	60	20	25 (3)	5 (2)	20	35	35	60
Other Permitted Uses	8,000	50	20	25 (3)	5 (2)	20	35	50	60
Conditional Uses	8,000	50	20	25 (3)	5 (2)	20	35	50	60
Accessory Structures (8)	-	20	5	5	5	20 (5)	17	15 (4)	15

- The side yard along the common wall shall be 0 feet. The common wall shall be along the adjoining lot line.
- See Section 4.09.06 of this Ordinance.
- See Section 4.12.08.
- Boat slips or docks (unattached to buildings/structures) shall have no setback required when in water.
- Exterior lots shall be a minimum of 30 feet in width.
- On Corner Lots, the following criteria apply to setbacks. In existing developed areas, the Street Side Yard setback may conform to existing setbacks of existing single-family structures and two-family structure structures along that street. In new developments, the Street Side Yard setback shall be equal to the Front Yard setback.
- Accessory uses including but not limited to structures, driveways, patios and other impervious surfaces highly resistant to infiltration by water.
- All interior units may be a minimum of 20 feet wide per unit; while, all exterior units shall have a minimum of 30 feet of width per unit.



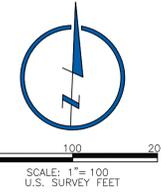
Example of different Yard

NOTES

- ALL DISTANCES ARE SHOWN IN DECIMAL FEET.
- ALL DISTANCES SHOWN ALONG CURVES ARE ARC DISTANCES NOT CHORD DISTANCES.
- ALL CUL-DE-SAC RADII ARE 60 FEET UNLESS NOTED OTHERWISE.
- ALL CUL-DE-SAC THROAT RADII ARE 25 FEET UNLESS NOTED OTHERWISE.
- LOTS AND OUTLOTS WILL HAVE NO DIRECT VEHICULAR ACCESS TO UNION PACIFIC RAILROAD RIGHT OF WAY.
- OUTLOTS ARE GREEN SPACE.
- ALL EXISTING EASEMENTS ARE NOT BEING REDEDICATED AND ARE SHOWN FOR REFERENCE ONLY.
- ALL PROPOSED EASEMENTS WILL BE RECORDED VIA SEPARATE RECORDED INSTRUMENTS.

LEGEND

- BOUNDARY LINE
- LOT LINE
- EXISTING LOT LINE
- SECTION LINE
- EASEMENT
- FEMA BASE FLOOD ELEVATION



PARCEL AREA TABLE		OUTLOT AREA TABLE		CENTERLINE CURVE TABLE					
PARCEL #	AREA (SF)	OUTLOT	AREA (SF)	CURVE #	RADIUS	ARC LENGTH	CHORD BEARING	CHORD LENGTH	DELTA ANGLE
1	41503	A	51363	C1	150.00'	124.37'	N31°57'51"E	120.84'	47°30'23"
2	44684	B	190989	C2	500.00'	196.59'	N66°58'52"E	195.32'	22°31'38"
3	50583	C	22404	C3	500.00'	116.63'	N71°33'44"E	116.36'	13°21'53"

FLOOD ZONE

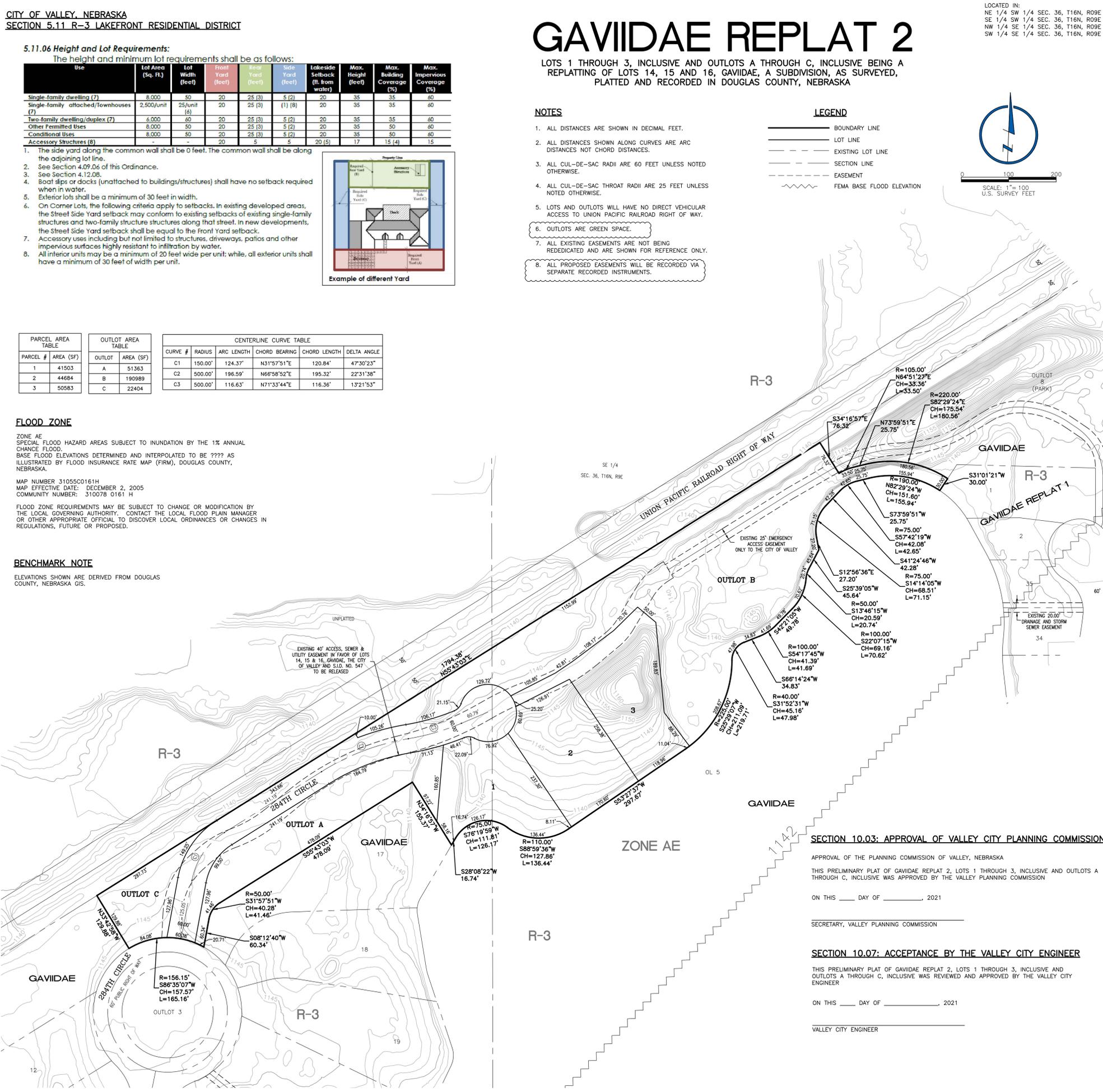
ZONE AE
SPECIAL FLOOD HAZARD AREAS SUBJECT TO INUNDATION BY THE 1% ANNUAL CHANCE FLOOD.
BASE FLOOD ELEVATIONS DETERMINED AND INTERPOLATED TO BE ???? AS ILLUSTRATED BY FLOOD INSURANCE RATE MAP (FIRM), DOUGLAS COUNTY, NEBRASKA.

MAP NUMBER 3105500161H
MAP EFFECTIVE DATE: DECEMBER 2, 2005
COMMUNITY NUMBER: 310078 0161 H

FLOOD ZONE REQUIREMENTS MAY BE SUBJECT TO CHANGE OR MODIFICATION BY THE LOCAL GOVERNING AUTHORITY. CONTACT THE LOCAL FLOOD PLAN MANAGER OR OTHER APPROPRIATE OFFICIAL TO DISCOVER LOCAL ORDINANCES OR CHANGES IN REGULATIONS, FUTURE OR PROPOSED.

BENCHMARK NOTE

ELEVATIONS SHOWN ARE DERIVED FROM DOUGLAS COUNTY, NEBRASKA GIS.



LEGAL DESCRIPTION

LOTS 14, 15 AND 16, GAVIIDAE, A SUBDIVISION, AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA

OWNER / APPLICANT

BKM LAND CO., LLC
P.O. BOX 501
ELKHORN, NEBRASKA 68022

ENGINEER

LAMP RYNEARSON
14710 WEST DODGE ROAD, SUITE 100
OMAHA, NEBRASKA 68154-2027

ZONING

EXISTING: R-3
PROPOSED: R-3
TOTAL AREA - 10.598 ACRES

UTILITY	COMPANY ADDRESS	CONTACT	PHONE
STREETS & GENERAL:	CITY OF VALLEY P.O. BOX 682 VALLEY, NE 68064-0682	MICHAEL BURNS KEN GRIMM	(402) 359-2251 (402) 510-0845
COUNTY ROADS:	DOUGLAS COUNTY HIGHWAY DEPT.	MIKE DESELM	(402) 444-6372
POWER:	OMAHA PUBLIC POWER DISTRICT 444 SOUTH 16TH STREET MALL OMAHA, NE 68102-2247	STEVE FANSLAU	(402) 636-3330
WATER & SEWER:	PEOPLES SERVICE 501 WEST 6TH STREET, SUITE B	DUANE GRASHORN NATE TAYLOR	(402) 677-3781 (402) 677-0575
GAS:	AQUILA 501 WEST 6TH STREET PAPILLION, NE 68046	KENT ROBERTS	(402) 670-0944
TELEPHONE:	QWEST MCI	JACK DODENDORF BOB WORMAN	(402) 572-5814 (402) 573-2043
CABLE TV:	COX GALAXY CABLEVISION	DAVE VANCE WEWEL	(402) 933-2000 (402) 362-3332

SECTION 10.03: APPROVAL OF VALLEY CITY PLANNING COMMISSION

APPROVAL OF THE PLANNING COMMISSION OF VALLEY, NEBRASKA
THIS PRELIMINARY PLAT OF GAVIIDAE REPLAT 2, LOTS 1 THROUGH 3, INCLUSIVE AND OUTLOTS A THROUGH C, INCLUSIVE WAS APPROVED BY THE VALLEY PLANNING COMMISSION
ON THIS ____ DAY OF _____, 2021
SECRETARY, VALLEY PLANNING COMMISSION

SECTION 10.07: ACCEPTANCE BY THE VALLEY CITY ENGINEER

THIS PRELIMINARY PLAT OF GAVIIDAE REPLAT 2, LOTS 1 THROUGH 3, INCLUSIVE AND OUTLOTS A THROUGH C, INCLUSIVE WAS REVIEWED AND APPROVED BY THE VALLEY CITY ENGINEER
ON THIS ____ DAY OF _____, 2021
VALLEY CITY ENGINEER



REVISIONS

NO.	DATE	DESCRIPTION

DESIGNER / DRAFTER
EAM
DATE
7-15-2021
PROJECT NUMBER
77020.90-375
BOOK AND PAGE

FLATWATER ESTATES

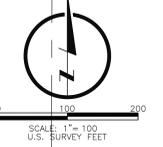
LOTS 201 THROUGH 386, INCLUSIVE AND OUTLOTS A THROUGH F, INCLUSIVE BEING A PLATTING OF PART OF THE NORTH HALF OF SECTION 36, TOWNSHIP 16 NORTH, RANGE 9 EAST OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA, TOGETHER WITH LOT 1, VALLEY PLANT, A SUBDIVISION, AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA

LOCATED IN:
 NW 1/4 NW 1/4 SEC. 36, T16N, R09E
 NE 1/4 NW 1/4 SEC. 36, T16N, R09E
 SW 1/4 NW 1/4 SEC. 36, T16N, R09E
 SE 1/4 NW 1/4 SEC. 36, T16N, R09E
 NW 1/4 NE 1/4 SEC. 36, T16N, R09E
 SW 1/4 NE 1/4 SEC. 36, T16N, R09E



VICINITY MAP

- NOTES**
1. ALL DISTANCES ARE SHOWN IN DECIMAL FEET.
 2. ALL DISTANCES SHOWN ALONG CURVES ARE ARC DISTANCES NOT CHORD DISTANCES.
 3. THE CHAMFERS FOR SIDEWALKS ON CORNER LOTS ARE SET AT 6.5' RADII FROM THE INTERSECTION OF RIGHT OF WAY LINES.
 4. LOTS AND OUTLOTS WILL HAVE NO DIRECT VEHICULAR ACCESS TO IDA STREET/ HIGHWAY 64 OR N 28TH STREET/ HIGHWAY 104.
 5. ALL EXISTING EASEMENTS ARE NOT BEING REDEDICATED AND ARE SHOWN FOR REFERENCE ONLY.



LEGEND

—	BOUNDARY LINE	⊙	POWER POLE
---	LOT LINE	⊙	ROW MARKER
---	EXISTING LOT LINE	⊙	SIGN
---	SECTION LINE	⊙	STOP SIGN
---	EASEMENT	⊙	STORM PIPE END
---	BASE FLOOD ELEVATION LINE	⊙	TREE DECIDUOUS
CA	CABLE	⊙	WATER MANHOLE
G	GAS	⊙	WATER METER
OHP	OVERHEAD POWER	⊙	WATER VALVE
X	FENCE	⊙	MONUMENT FOUND
---	GRAVEL AND DIRT EDGE	⊙	MONUMENT SET (5/8" REBAR W/ 1 1/4" YPC STAMPED LS-692)
---	WATERS EDGE	⊙	SECTION CORNER
⊙	BOLLARD	⊙	MEASURED DIMENSION
⊙	CABLE PEDESTAL	⊙	RECORD DIMENSION
⊙	CONTROL POINT	⊙	PLAT DIMENSION
⊙	DECIDUOUS TREE	⊙	DEED DIMENSION
⊙	ELECTRIC METER	⊙	PT PINCHED TOP PIPE
⊙	FLARED END SECTION	⊙	YPC YELLOW PLASTIC CAP
⊙	FIRE HYDRANT	⊙	FES FLARED END SECTION
⊙	GAS WARNING SIGN	⊙	FL FLOWLINE
⊙	GUY	⊙	MH MANHOLE
⊙	LIGHT POLE	⊙	CMP CORRUGATED METAL PIPE
⊙	GATE KEY PAD	⊙	RCP REINFORCED CONCRETE PIPE

SECTION 10.03: APPROVAL OF VALLEY CITY PLANNING COMMISSION

APPROVAL OF THE PLANNING COMMISSION OF VALLEY, NEBRASKA
 THIS PRELIMINARY PLAT OF FLATWATER ESTATES, LOTS 201 THROUGH 386, INCLUSIVE AND OUTLOTS A THROUGH F, INCLUSIVE WAS APPROVED BY THE VALLEY PLANNING COMMISSION
 ON THIS ___ DAY OF _____, 2021

SECTION 10.07: ACCEPTANCE BY THE VALLEY CITY ENGINEER

THIS PRELIMINARY PLAT OF FLATWATER ESTATES, LOTS 201 THROUGH 386, INCLUSIVE AND OUTLOTS A THROUGH F, INCLUSIVE WAS REVIEWED AND APPROVED BY THE VALLEY CITY ENGINEER
 ON THIS ___ DAY OF _____, 2021
 VALLEY CITY ENGINEER

CONTROL NOTE

- HORIZONTAL DATUM IS BASED ON THE DOUGLAS COUNTY LOW DISTORTION COORDINATE SYSTEM.
- VERTICAL DATUM IS BASED ON NAVD83 (GEOID-12A).

UTILITY NOTES

1. THIS DRAWING INCLUDES OBSERVED EVIDENCE OF SERVICES AND UTILITIES EVIDENT AT THE TIME OF SURVEY ONLY. NO RESPONSIBILITY OR LIABILITY IS ASSUMED BY THE SURVEYOR FOR THE FAILURE TO SHOW ANY BURIED SERVICE AND/OR UTILITIES LINES EVEN THOUGH THEY MAY EXIST. CONTACT "ONE CALL" (811) PRIOR TO ANY EXCAVATION ON THIS SITE.

FLOOD ZONE

ZONE AE SPECIAL FLOOD HAZARD AREAS SUBJECT TO INUNDATION BY THE 1% ANNUAL CHANCE FLOOD. BASE FLOOD ELEVATIONS DETERMINED AND INTERPOLATED TO BE 1143-1150.6 AS ILLUSTRATED BY FLOOD INSURANCE RATE MAP (FIRM), DOUGLAS COUNTY, NEBRASKA. MAP NUMBER 31055C0153H. MAP EFFECTIVE DATE: DECEMBER 2, 2005. COMMUNITY NUMBER: 310078

FLOOD ZONE REQUIREMENTS MAY BE SUBJECT TO CHANGE OR MODIFICATION BY THE LOCAL GOVERNING AUTHORITY. CONTACT THE LOCAL FLOOD PLAIN MANAGER OR OTHER APPROPRIATE OFFICIAL TO DISCOVER LOCAL ORDINANCES OR CHANGES IN REGULATIONS, FUTURE OR PROPOSED.

PRELIMINARY PLAT

FLATWATER ESTATES, LOTS 201 THROUGH 386, INCLUSIVE AND OUTLOTS A THROUGH F, INCLUSIVE VALLEY, DOUGLAS COUNTY, NEBRASKA



DESIGNER / DRAFTER
 EAM
 DATE
 7-18-2021
 PROJECT NUMBER
 0121038-01-003
 BOOK AND PAGE

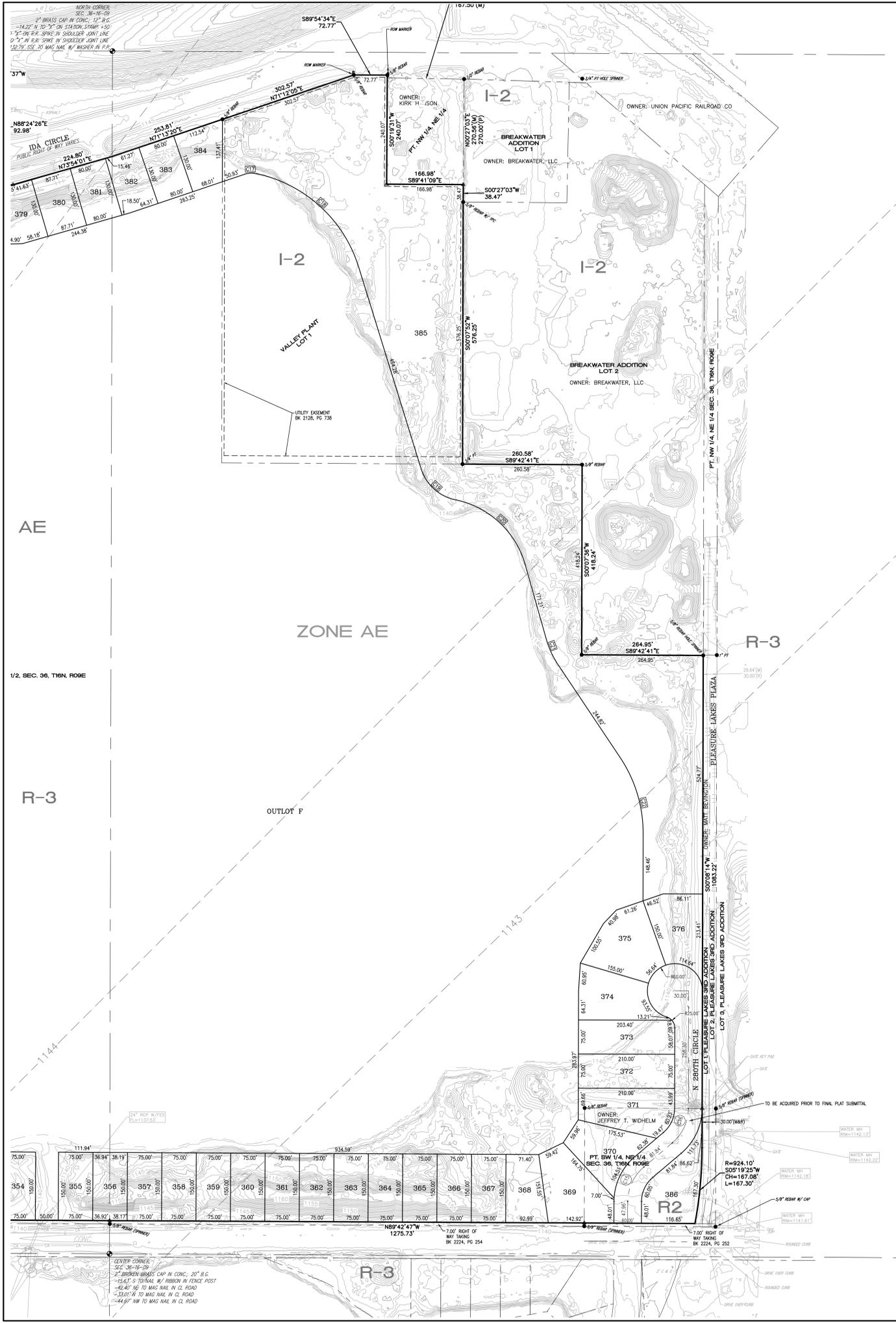
FLATWATER ESTATES

LOTS 201 THROUGH 386, INCLUSIVE AND OUTLOTS A THROUGH F, INCLUDING BEING A PLATTING OF PART OF THE NORTH HALF OF SECTION 36, TOWNSHIP 16 NORTH, RANGE 9 EAST OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA, TOGETHER WITH LOT 1, VALLEY PLANT, A SUBDIVISION, AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA

MATTHEW R. THAMHAM
 LS-692

PRELIMINARY PLAT

FLATWATER ESTATES, LOTS 201 THROUGH 386, INCLUSIVE AND OUTLOTS A THROUGH F, INCLUSIVE VALLEY, DOUGLAS COUNTY, NEBRASKA



LEGEND

—	BOUNDARY LINE	⊙	POWER POLE
---	LOT LINE	⊙	ROW MARKER
- - - -	EXISTING LOT LINE	⊙	SIGN
- - - -	SECTION LINE	⊙	STOP SIGN
- - - -	EASEMENT	⊙	STORM PIPE END
- - - -	BASE FLOOD ELEVATION LINE	⊙	TREE DECIDUOUS
— CA —	CABLE	⊙	WATER MANHOLE
— G —	GAS	⊙	WATER METER
— OHP —	OVERHEAD POWER	⊙	WATER VALVE
— X —	FENCE	⊙	MONUMENT FOUND
— H —	GRAVEL AND DIRT EDGE	⊙	MONUMENT SET (5/8" REBAR W/ 1 1/4" YPC STAMPED LS-692)
— W —	WATERS EDGE	⊙	SECTION CORNER
○	BOLLARD	M	MEASURED DIMENSION
□	CABLE PEDESTAL	R	RECORD DIMENSION
△	CONTROL POINT	P	PLAT DIMENSION
⊙	DECIDUOUS TREE	D	DEED DIMENSION
⊙	ELECTRIC METER	PT	PINCHED TOP PIPE
⊙	FLARED END SECTION	YPC	YELLOW PLASTIC CAP
⊙	FIRE HYDRANT	FES	FLARED END SECTION
⊙	GAS WARNING SIGN	FL	FLOWLINE
⊙	GUY	MH	MANHOLE
⊙	LIGHT POLE	CMP	CORRUGATED METAL PIPE
⊙	GATE KEY PAD	RCP	REINFORCED CONCRETE PIPE

OWNER/ APPLICANT
 HAMPTON DEVELOPMENT SERVICES
 4089 SOUTH 84TH STREET, SUITE 307
 OMAHA, NEBRASKA 68127

ENGINEER
 LAMP RYNEARSON
 14710 WEST DODGE ROAD, SUITE 100
 OMAHA, NEBRASKA 68154-2027

ZONING
 EXISTING: R-2, R-3, I-2
 PROPOSED: LOTS 201 THROUGH 384 AND OUTLOTS A THROUGH F - R-3
 LOTS 385 AND 386 - I-2

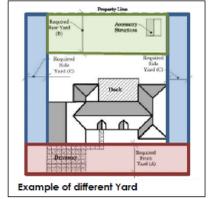
UTILITY	COMPANY ADDRESS	CONTACT	PHONE
STREETS & GENERAL:	CITY OF VALLEY P.O. BOX 682 VALLEY, NE 68064-0682	MICHAEL BURNS KEN GRIMM	(402) 359-2251 (402) 510-0845
COUNTY ROADS:	DOUGLAS COUNTY HIGHWAY DEPT.	MIKE DESELM	(402) 444-6372
POWER:	OMAHA PUBLIC POWER DISTRICT 444 SOUTH 16TH STREET MALL OMAHA, NE 68102-2247	STEVE FANSLAU	(402) 636-3330
WATER & SEWER:	PEOPLES SERVICE (402) 677-0575	DIANE GRASHORN 11902 ELM STREET, SUITE B NATE	(402) 677-3781
GAS:	AQUILA 501 WEST 6TH STREET PAPILLION, NE 68046	KENT ROBERTS	(402) 670-0944
TELEPHONE:	QWEST	JACK DODENDORF BOB WORMAN	(402) 573-5814 (402) 573-2043
CABLE TV:	COX GALAXY CABLEVISION	DAVE VANCE WEWEL	(402) 933-2000 (402) 362-3332

**CITY OF VALLEY, NEBRASKA
 SECTION 5.11 R-3 LAKEFRONT RESIDENTIAL DISTRICT**

5.11.06 Height and Lot Requirements:
 The height and minimum lot requirements shall be as follows:

Use	Lot Area (Sq. Ft.)	Lot Width (Feet)	Front Yard (Feet)	Side Yard (Feet)	Lakeside Setback (ft. from water)	Max. Height (Feet)	Max. Building Coverage (%)	Max. Impervious Coverage (%)
Single-family dwelling (7)	8,000	20	25 (3)	5 (2)	20	35	35	60
Single-family attached/townhouses (7)	2,500/Unit	25/Unit	20	25 (3)	(1) (8)	20	35	60
Two-family dwelling/duplex (7)	6,000	60	20	25 (3)	5 (2)	20	35	60
Other Permitted Uses	8,000	50	20	25 (3)	5 (2)	20	35	60
Accessory Structures (8)	-	-	20	5	5	20 (5)	17	15 (4)

- The side yard along the common wall shall be 0 feet. The common wall shall be along the adjoining lot lines.
- See Section 4.09.06 of this Ordinance.
- See Section 4.12.08.
- Roof slips or docks (unattached to buildings/structures) shall have no setback required when in water.
- Exterior lots shall be a minimum of 30 feet in width.
- On Corner Lots, the following criteria apply to setbacks. In existing developed areas, the Street Side Yard setback may conform to existing setbacks of existing single-family structures and two-family structure structures along that street. In new developments, the Street Side Yard setback shall be equal to the Front Yard setback.
- Accessory uses including but not limited to structures, driveways, patios and other impervious surfaces highly resistant to infiltration by water.
- All interior units may be a minimum of 20 feet wide per unit; while, all exterior units shall have a minimum of 30 feet of width per unit.



LEGAL DESCRIPTION

PART OF THE NORTH HALF OF SECTION 36, TOWNSHIP 16 NORTH, RANGE 9 EAST OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA, TOGETHER WITH LOT 1, VALLEY PLANT, A SUBDIVISION, AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA THE ENTIRE PARCEL IS DESCRIBED AS FOLLOWS:
 COMMENCING AT THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF SAID SECTION 36;
 THENCE NORTH 07°09'30" EAST (BEARINGS REFERENCED TO THE DOUGLAS COUNTY LOW DISTORTION COORDINATE SYSTEM) FOR 72.80 FEET ON THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 36;
 THENCE SOUTH 89°50'30" EAST FOR 50.00 FEET TO THE EAST RIGHT OF WAY LINE OF NORTH 288TH STREET AND THE TRUE POINT OF BEGINNING;
 THENCE NORTH 07°09'37" EAST FOR 1851.48 FEET ON SAID EAST RIGHT OF WAY LINE;
 THENCE SOUTH 89°40'37" EAST FOR 660.36 FEET;
 THENCE NORTH 07°06'15" EAST FOR 659.37 FEET TO THE SOUTH RIGHT OF WAY LINE OF STATE HIGHWAY 64;
 THENCE ON SAID SOUTH RIGHT OF WAY LINE THE FOLLOWING 7 COURSES:
 1. THENCE SOUTH 89°38'46" EAST FOR 1273.02 FEET;
 2. THENCE SOUTH 80°30'45" EAST FOR 216.01 FEET;
 3. THENCE SOUTH 07°19'37" WEST FOR 82.02 FEET;
 4. THENCE SOUTH 48°53'28" EAST FOR 179.89 FEET;
 5. THENCE NORTH 88°24'26" EAST FOR 92.98 FEET;
 6. THENCE NORTH 73°54'01" EAST FOR 224.80 FEET;
 7. THENCE NORTH 71°13'20" EAST FOR 253.81 FEET TO THE NORTHWEST CORNER OF SAID LOT 1, VALLEY PLANT;
 THENCE ON THE NORTH AND EAST BOUNDARY LINES OF SAID LOT 1, VALLEY PLANT THE FOLLOWING 6 COURSES:
 1. THENCE NORTH 71°12'05" EAST FOR 302.57 FEET;
 2. THENCE NORTH 89°54'34" EAST FOR 72.77 FEET;
 3. THENCE SOUTH 02°19'31" WEST FOR 240.07 FEET;
 4. THENCE SOUTH 89°41'09" EAST FOR 166.98 FEET;
 5. THENCE SOUTH 02°27'03" WEST FOR 38.47 FEET;
 6. THENCE SOUTH 00°07'52" WEST FOR 578.26 FEET TO THE SOUTHEAST CORNER OF SAID LOT 1, VALLEY PLANT;
 THENCE SOUTH 89°42'41" EAST FOR 260.58 FEET ON THE WEST LINE OF LOT 2, BREAKWATER ADDITION, A SUBDIVISION, AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA;
 THENCE SOUTH 07°30'36" WEST FOR 418.24 FEET TO THE SOUTHWEST CORNER OF SAID LOT 2;
 THENCE SOUTH 89°42'41" EAST FOR 264.95 FEET CONTINUING ON THE SOUTH LINE OF SAID LOT 2, BREAKWATER ADDITION TO THE WEST LINE OF LOT 1, PLEASURE LAKE 3RD ADDITION, A SUBDIVISION, AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA;
 THENCE SOUTH 07°08'14" WEST FOR 1083.22 FEET ON SAID WEST LINE;
 THENCE ON A CURVE TO THE RIGHT (HAVING A RADIUS OF 924.10 FEET AND A LONG CHORD BEARING SOUTH 05°19'25" WEST FOR 167.08 FEET) FOR AN ARC LENGTH OF 167.30 FEET CONTINUING ON SAID WEST LINE TO THE NORTH RIGHT OF WAY LINE OF WEST VALLEY STREET;
 THENCE NORTH 89°42'47" WEST FOR 1275.73 FEET ON SAID NORTH RIGHT OF WAY LINE;
 THENCE NORTH 89°43'33" WEST FOR 2591.10 FEET CONTINUING ON SAID NORTH RIGHT OF WAY LINE TO THE POINT OF BEGINNING
 CONTAINS 196.995 ACRES.

PARCEL #	AREA (SF)												
201	11893	231	12000	261	13003	291	24299	321	11290	351	9750	381	10400
202	9546	232	12000	262	13003	292	15827	322	11296	352	9750	382	10370
203	9546	233	15427	263	13003	293	14869	323	11301	353	10500	383	10400
204	11488	234	10908	264	13003	294	22582	324	13533	354	11250	384	11738
205	11136	235	20908	265	20902	295	27121	325	14436	355	11250	385	359782
206	11078	236	13825	266	21902	296	19856	326	12384	356	11267	386	17509
207	11505	237	21551	267	25053	297	19000	327	12391	357	11250		
208	8000	238	22179	268	20874	298	19000	328	12398	358	11250		
209	8000	239	15750	269	19856	299	19000	329	12405	359	11250		
210	8000	240	15750	270	28302	300	19000	330	12412	360	11250		
211	8000	241	15750	271	29585	301	21000	331	12281	361	11250		
212	8000	242	15750	272	29585	302	21000	332	15657	362	11250		
213	8403	243	15750	273	29585	303	21000	333	9750	363	11250		
214	11079	244	18344	274	29585	304	21000	334	9750	364	11250		
215	9153	245	19687	275	21865	305	21000	335	9750	365	11250		
216	9153	246	22718	276	20877	306	23622	336	9750	366	11250		
217	9153	247	23138	277	20877	307	24173	337	9750	367	11250		
218	9153	248	23138	278	22828	308	20474	338	9750	368	12329		
219	9153	249	23138	279	21095	309	38363	339	9750	369	19953		
220	10224	250	19585	280	19396	310	23277	340	9750	370	15948		
221	8482	251	17397	281	19396	311	20637	341	9750	371	18824		
222	14420	252	19205	282	19396	312	28356	342	9750	372	15750		
223	14631	253	21392	283	19396	313	16011	343	9750	373	15715		
224	14350	254	13500	284	19322	314	11248	344	9750	374	16504		
225	9736	255	17265	285	23459	315	11254	345	9750	375	19648		
226	11908	256	31927	286	23569	316	11254	346	9750	376	17036		
227	12000	257	19366	287	23116	317	11266	347	9750	377	16130		
228	12000	258	29333	288	19366	318	11272	348	9750	378	10444		
229	12000	259	19545	289	13977	319	11278	349	9750	379	11249		
230	12000	260	19303	290	15741	320	11284	350	9750	380	11402		

○ CENTERLINE CURVE TABLE

CURVE #	RADIUS	ARC LENGTH	CHORD BEARING	CHORD LENGTH	DELTA ANGLE
C1	100.00'	78.19'	S67°57'12"W	76.21'	44°47'53"
C2	100.00'	79.19'	S22°52'03"W	77.14'	45°22'24"
C3	250.00'	328.04'	S37°16'04"E	305.01'	75°10'53"
C4	4080.00'	565.98'	S70°53'04"E	565.52'	7°56'53"
C5	465.00'	141.37'	S58°12'02"E	140.83'	17°25'11"
C6	300.00'	101.77'	N55°47'04"W	101.29'	19°28'15"
C7	70.00'	264.97'	N42°56'09"E	132.81'	216°52'42"
C8	100.00'	364.18'	S39°03'28"E	362.17'	205°1'57"
C9	100.00'	76.54'	S67°45'01"E	74.68'	43°51'12"
C10	70.00'	228.44'	N40°41'00"E	139.74'	186°59'00"
C11	195.00'	125.48'	N71°14'31"W	123.33'	36°52'12"
C12	100.00'	157.26'	S45°16'18"W	141.55'	90°08'09"
C13	100.00'	73.18'	N20°44'36"W	71.56'	41°55'40"
C14	70.00'	271.14'	N69°15'24"E	130.73'	221°55'41"
C15	100.00'	85.78'	N24°51'41"E	83.18'	49°08'56"
C16	100.00'	86.04'	N24°47'12"E	83.41'	49°17'56"

□ BOUNDARY CURVE TABLE

CURVE #	RADIUS	ARC LENGTH	CHORD BEARING	CHORD LENGTH	DELTA ANGLE
C17	50.00'	27.29'	S86°51'23"W	26.95'	31°16'07"
C18	300.00'	316.63'	N47°16'25"W	302.14'	60°28'22"
C19	100.00'	106.73'	S47°36'50"E	101.74'	61°09'12"
C20	200.00'	218.23'	N46°55'51"W	207.57'	62°31'09"
C21	200.00'	62.36'	S24°36'51"E	62.10'	175°14'40"
C22	300.00'	176.31'	N16°41'56"W	173.78'	33°40'19"

811
 Know what's below.
 Call before you dig.

DESIGNER / DRAFTER
 EAM
 DATE
 7-18-2021
 PROJECT NUMBER
 0121038-01-003
 BOOK AND PAGE
 SHEET

ORDINANCE NO. 763

AN ORDINANCE AMENDING THE ZONING REGULATIONS OF VALLEY, DOUGLAS COUNTY, NEBRASKA, FINDING THE PROPOSED AMENDMENT WAS DULY SUBMITTED TO THE PLANNING BOARD OF VALLEY, DOUGLAS COUNTY, NEBRASKA, FOR ITS RECOMMENDATION AND THAT IT RECOMMENDED THE ADOPTION OF THE AMENDMENT; FINDING THAT NOTICE OF HEARING ON SUCH AMENDMENT WAS DULY GIVEN PRIOR TO THE HEARING AS PROVIDED BY LAW AND THAT SUCH PUBLIC HEARING WAS HAD THEREON; FINDING THAT THE ZONING MAP OF VALLEY, DOUGLAS COUNTY, NEBRASKA, BE AMENDED AS FOLLOWS: THAT THE DESCRIBED REAL PROPERTY BE REZONED FROM TRANSITIONAL AG (TA) TO HIGHWAY COMERCIAL (C3)

The South third (S 1/3) of the southeast quarter (SE ¼) of the northeast quarter (NE ¼) of Section 31, Township 16 north, Range 10 east of the 6th P.M., Douglas County, Nebraska

PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE, AND PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF VALLEY, DOUGLAS COUNTY, NEBRASKA, AS FOLLOWS:

Section 1. That the Mayor and City Council of the City of Valley, Douglas County, Nebraska proposed amendments to the Zoning Regulations of said City, which proposed amendments were duly submitted to the Planning Board of Valley, Douglas County, Nebraska, for its recommendation. The Planning Board recommended that the proposed amendments be adopted.

Section 2. That the notices of hearing before the Planning Board and Governing Body of such proposed amendments were duly given by posting and publication at least ten (10) days prior to the hearings as provided by law and that public hearings were had thereon.

Section 3. That the Zoning Regulations of Valley, Douglas County, Nebraska, be and hereby are amended as follows:

THAT THE FOLLOWING PROPERTY IS REZONED HIGHWAY COMERCIAL (C3)

The South third (S 1/3) of the southeast quarter (SE ¼) of the northeast quarter (ne ¼) of Section 31, Township 16 north, Range 10 east of the 6th P.M., Douglas County, Nebraska

A copy of such tract is attached hereto and made a part hereof by reference.

Section 4. That the Zoning Map of the City of Valley, Douglas County, Nebraska, be hereby amended to reflect the herein described changes.

Section 5. That this Ordinance shall take effect and be in force after its passage and approval, as provided by law.

Section 6. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

PASSED AND APPROVED this 21st day of September, 2021.

CITY OF VALLEY, DOUGLAS COUNTY, NEBRASKA

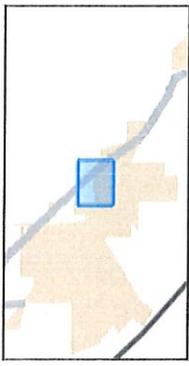
Cindy Grove, Mayor

ATTEST:

Cheryl K. Eckerman, City Clerk

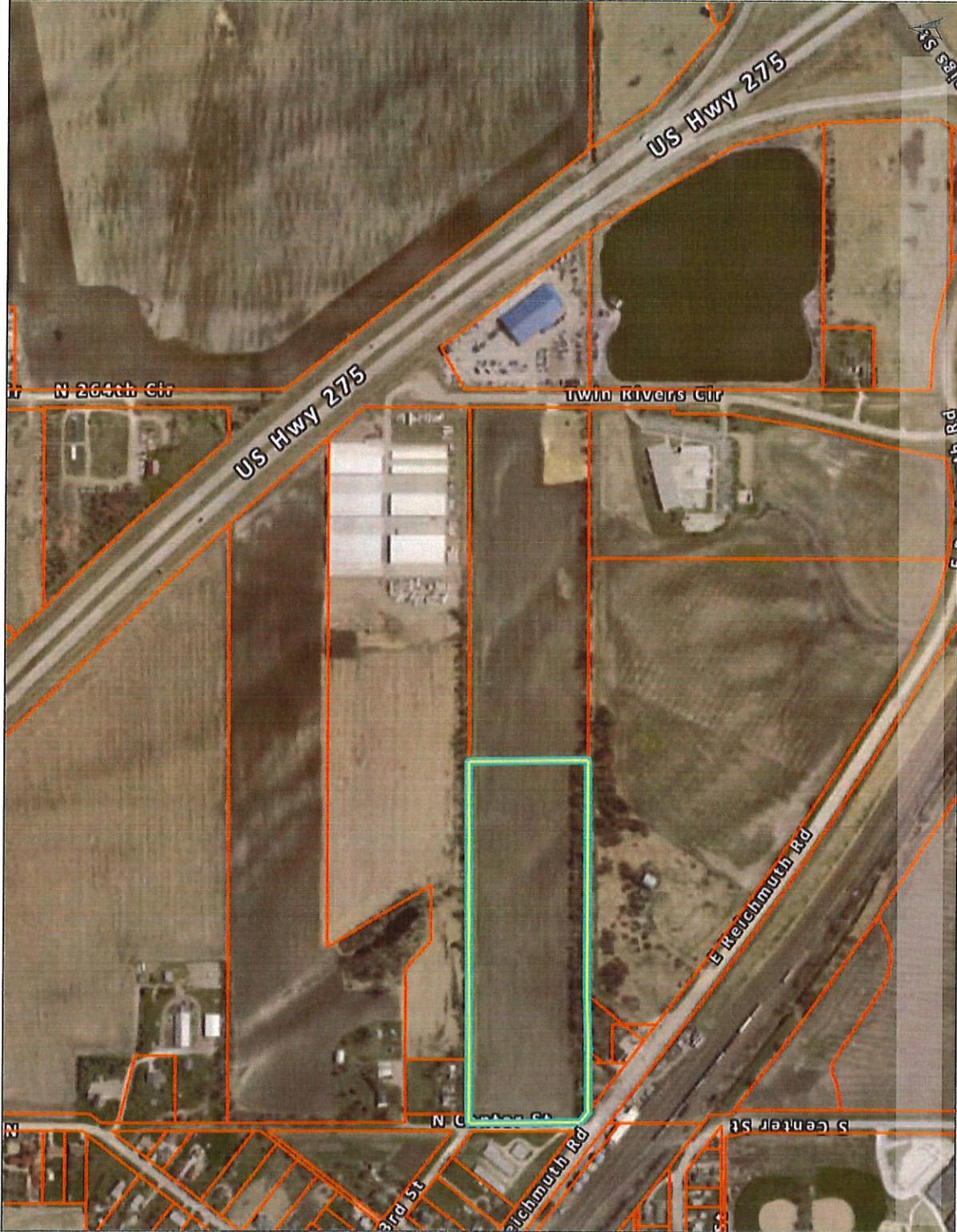


Ordinance 763



Legend

- Parcels
- Property Lines



Please contact Douglas County GIS for map questions (gis@douglascounty-ne.gov)

Printed from dogis.org:
09/17/2021 14:22:45

This map is a user generated static output from an Internet mapping site and is for reference only. Data on this map may or may not be accurate, current, or otherwise reliable. It is for informational purposes only, and may not be suitable for legal, engineering, or surveying purposes. Do NOT use property lines from this website for plan submissions.

ORDINANCE NO. 764

AN ORDINANCE AMENDING THE ZONING REGULATIONS OF VALLEY, DOUGLAS COUNTY, NEBRASKA, FINDING THE PROPOSED AMENDMENT WAS DULY SUBMITTED TO THE PLANNING BOARD OF VALLEY, DOUGLAS COUNTY, NEBRASKA, FOR ITS RECOMMENDATION AND THAT IT RECOMMENDED THE ADOPTION OF THE AMENDMENT; FINDING THAT NOTICE OF HEARING ON SUCH AMENDMENT WAS DULY GIVEN PRIOR TO THE HEARING AS PROVIDED BY LAW AND THAT SUCH PUBLIC HEARING WAS HAD THEREON; FINDING THAT THE ZONING MAP OF VALLEY, DOUGLAS COUNTY, NEBRASKA, BE AMENDED AS FOLLOWS: THAT THE DESCRIBED REAL PROPERTY BE REZONED FROM TRANSITIONAL AG (TA) TO HIGHWAY COMMERCIAL (C3)

The South third (S1/3) of the southwest quarter (SW ¼) of the northeast quarter (NE1/4) of Section 31 Township 16 North, Range 10 East of the 6th P.M., Douglas County, Nebraska

PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE, AND PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF VALLEY, DOUGLAS COUNTY, NEBRASKA, AS FOLLOWS:

Section 1. That the Mayor and City Council of the City of Valley, Douglas County, Nebraska proposed amendments to the Zoning Regulations of said City, which proposed amendments were duly submitted to the Planning Board of Valley, Douglas County, Nebraska, for its recommendation. The Planning Board recommended that the proposed amendments be adopted.

Section 2. That the notices of hearing before the Planning Board and Governing Body of such proposed amendments were duly given by posting and publication at least ten (10) days prior to the hearings as provided by law and that public hearings were had thereon.

Section 3. That the Zoning Regulations of Valley, Douglas County, Nebraska, be and hereby are amended as follows:

THAT THE FOLLOWING PROPERTY IS TO HIGHWAY COMMERCIAL (C3)

The South third (S1/3) of the southwest quarter (SW ¼) of the northeast quarter (NE ¼) of Section 31 Township 16 North, Range 10 East of the 6th P.M., Douglas County, Nebraska

A copy of such tract is attached hereto and made a part hereof by reference.

Section 4. That the Zoning Map of the City of Valley, Douglas County, Nebraska, be hereby amended to reflect the herein described changes.

Section 5. That this Ordinance shall take effect and be in force after its passage and approval, as provided by law.

Section 6. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

PASSED AND APPROVED this 21st day of September, 2021.

CITY OF VALLEY, DOUGLAS COUNTY, NEBRASKA

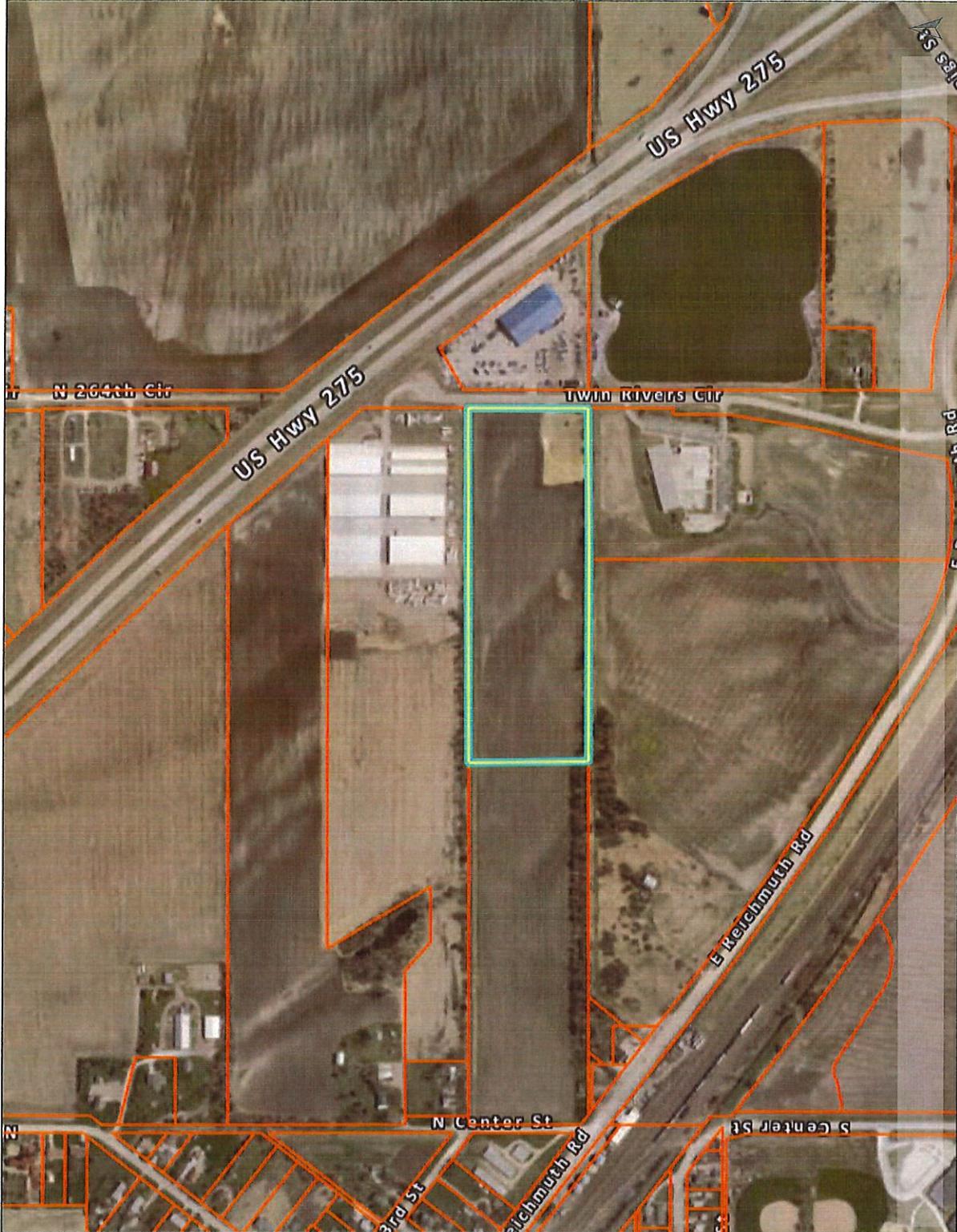
Cindy Grove, Mayor

ATTEST:

Cheryl K. Eckerman, City Clerk

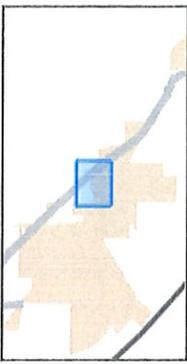


Ordinance 764



Legend

- Parcels
- Property Lines 



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Please contact Douglas County GIS for map questions (gis@douglascounty-ne.gov)

ORDINANCE NO. 765

AN ORDINANCE AMENDING THE ZONING REGULATIONS OF VALLEY, DOUGLAS COUNTY, NEBRASKA, FINDING THE PROPOSED AMENDMENT WAS DULY SUBMITTED TO THE PLANNING BOARD OF VALLEY, DOUGLAS COUNTY, NEBRASKA, FOR ITS RECOMMENDATION AND THAT IT RECOMMENDED THE ADOPTION OF THE AMENDMENT; FINDING THAT NOTICE OF HEARING ON SUCH AMENDMENT WAS DULY GIVEN PRIOR TO THE HEARING AS PROVIDED BY LAW AND THAT SUCH PUBLIC HEARING WAS HAD THEREON; FINDING THAT THE ZONING MAP OF VALLEY, DOUGLAS COUNTY, NEBRASKA, BE AMENDED AS FOLLOWS: THAT THE DESCRIBED REAL PROPERTY BE REZONED FROM TRANSITIONAL AG (TA) TO HIGHWAY COMMERCIAL (C3)

Lot 2 Polly's Subdivision, as surveyed, platted and recorded in Douglas County located in Section 31, Township 16 North, Range 10 East of the 6th P.M., Douglas County, Nebraska

PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE, AND PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF VALLEY, DOUGLAS COUNTY, NEBRASKA, AS FOLLOWS:

Section 1. That the Mayor and City Council of the City of Valley, Douglas County, Nebraska proposed amendments to the Zoning Regulations of said City, which proposed amendments were duly submitted to the Planning Board of Valley, Douglas County, Nebraska, for its recommendation. The Planning Board recommended that the proposed amendments be adopted.

Section 2. That the notices of hearing before the Planning Board and Governing Body of such proposed amendments were duly given by posting and publication at least ten (10) days prior to the hearings as provided by law and that public hearings were had thereon.

Section 3. That the Zoning Regulations of Valley, Douglas County, Nebraska, be and hereby are amended as follows:

THAT THE FOLLOWING PROPERTY IS REZONED FROM TRANSITIONAL AG (TA) TO HIGHWAY COMMERCIAL (C3)

Lot 2 Polly's Subdivision, as surveyed, platted and recorded in Douglas County located in Section 31, Township 16 North, Range 10 East of the 6th P.M., Douglas County, Nebraska

A copy of such tract is attached hereto and made a part hereof by reference.

Section 4. That the Zoning Map of the City of Valley, Douglas County, Nebraska, be hereby amended to reflect the herein described changes.

Section 5. That this Ordinance shall take effect and be in force after its passage and approval, as provided by law.

Section 6. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

PASSED AND APPROVED this 21st day of September, 2021.

CITY OF VALLEY, DOUGLAS COUNTY, NEBRASKA

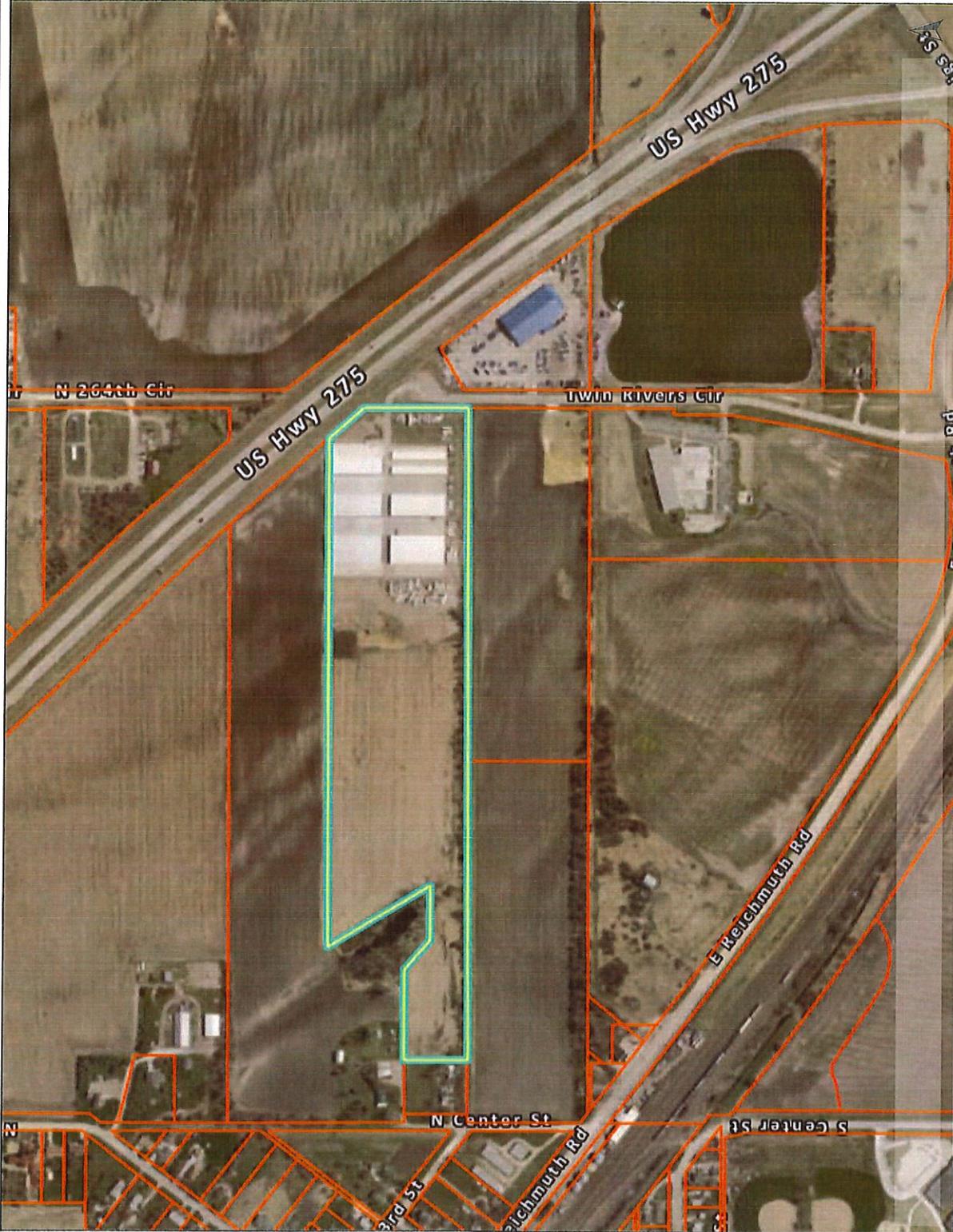
Cindy Grove, Mayor

ATTEST:

Cheryl K. Eckerman, City Clerk

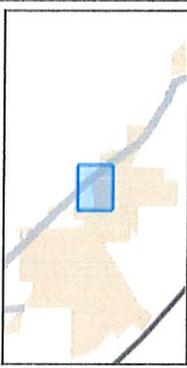


Lot 2 Polly Subdivision



Legend

- Parcels
- Property Lines 



Please contact Douglas County GIS for map questions (gis@douglascounty-ne.gov)

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Date of Issuance: August 26, 2021 Effective Date: September 14, 2021
 Owner: City of Valley, Nebraska Engineer: OLMSTED & PERRY CONSULTING ENGINEERS INC.
 Contractor: NL&L CONCRETE INC. Contractor's Project No.: 1
 Project: 2019 Flood - Sanitary Sewer Repairs
 Contract Name: Gardiner Street Pavement Replacement
 Owner's Contract No.: 1 Engineer's Project No.: 2020-059

The Contract is modified as follows upon execution of this Change Order:

Description:
Adjust quantities to as-built conditions

Attachments: *[List documents supporting change]* Attachment No. 1 to Change order No. 1 dated 9-14-21

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES <i>[note changes in Milestones if applicable]</i>
Original Contract Price: \$302,237.50	Original Contract Times: Substantial Completion: <u>May 30, 2021</u> Ready for Final Payment: <u>May 30, 2021</u> days or dates
Increase (Decrease) from previously approved Change Orders No. - to No. - : \$0.00	Increase (Decrease) from previously approved Change Orders No. - to No. - : Substantial Completion: <u>0</u> Ready for Final Payment: <u>0</u> days
Contract Price prior to this Change Order: \$302,237.50	Contract Times prior to this Change Order: Substantial Completion: <u>May 30, 2021</u> Ready for Final Payment: <u>May 30, 2021</u> days or dates
Increase (Decrease) of this Change Order: (\$18,463.75)	Increase (Decrease) of this Change Order: Substantial Completion: <u>60</u> Ready for Final Payment: <u>60</u> days or dates
Contract Price incorporating this Change Order: \$283,773.75	Contract Times with all approved Change Orders: Substantial Completion: <u>July 29, 2021</u> Ready for Final Payment: <u>July 29, 2021</u> days or dates

RECOMMENDED:	ACCEPTED:	ACCEPTED:
By: _____ Engineer (if required)	By: _____ Owner (Authorized Signature)	By: _____ Contractor (Authorized Signature)
Title: <u>James J. Olmsted, PE</u>	Title: <u>Cindy Grove, Mayor</u>	Title: _____
Date: _____	Date: _____	Date: _____
Approved by Funding Agency (if applicable)		
By: _____	Date: _____	
Title: _____		

Attachment No. 1 to Change Order No.: 1

Project: 2019 Flood - Sanitary Sewer Repairs

Dated: September 14, 2021

Project No. 2020-059

ITEM NO.	DESCRIPTION OF WORK	UNIT PRICE	UNITS	CONTRACT QUANTITY	ACTUAL CONSTRUCTED QUANTITY	QUANTITY CHANGE	CHANGE IN CONTRACT PRICE
2	REMOVE & REPLACE 9" CONCRETE PAVEMENT – TYPE L65	\$80.00	SY	3,285.0	3,200.0	-85.0	-\$6,800.00
3	SUBGRADE PREPARATION	\$2.50	SY	3,285.0	3,200.0	-85.0	-\$212.50
4	REMOVE & REPLACE UNSUITABLE SUBGRADE SOILS (IF NECESSARY)	\$20.00	CY	200.0	0.0	-200.0	-\$4,000.00
5	REMOVE & REPLACE 4" PCC SIDEWALK TRANSITION	\$5.50	SF	250.0	55.0	-195.0	-\$1,072.50
6	REMOVE & REPLACE 5" PCC DRIVEWAY TRANSITION	\$49.00	SY	150.0	35.0	-115.0	-\$5,635.00
7	TESTING ALLOWANCE	\$3,500.00	ALW	1.0	0.3	-0.7	-\$2,567.75
8	CONSTRUCT DETECTABLE WARNING PANELS	\$35.00	SF	0.00	32.0	32.0	\$1,120.00
9	7" PCC SIDEWALK FOR ADA RAMPS	\$8.00	SF	0.00	88.0	88.0	\$704.00
	TOTAL						-\$18,463.75



EJCDC
ENGINEERS JOINT CONTRACT
DOCUMENTS COMMITTEE

Contractor's Application for Payment No.

2 (FINAL)

To Owner City Of Valley	Application Period: Through 8-26-21	Application Date: 8/26/2021
Project: Rebid 2019 Flood - Sanitary Sewer Repairs -	From Contractor NL&L Concrete Inc.	Via (Engineer): OLMSTED & PERRY CONSULTING ENGINEERS INC.
Owner's Contract No.: 1	Contract: Part B: Gardiner Street Pavement Replacement	Engineer's Project No.: 2020-059

CHANGE ORDER SUMMARY	
Number	Deductions
1	\$18,463.75
TOTALS	
NET CHANGE BY	\$0.00
CHANGE ORDERS	-\$18,463.75

Contractor's Certification

The undersigned Contractor certifies, to the best of its knowledge, the following:
 (1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment;
 (2) Title to all Work, materials and equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass to Owner at time of payment free and clear of all Liens, security interests, and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such Liens, security interest, or encumbrances); and
 (3) All the Work covered by this Application for Payment is in accordance with the

Contractor Signature	Date: 08/26/2021
By:	

1. ORIGINAL CONTRACT PRICE
2. Net change by Change Orders
3. Current Contract Price (Line 1 ± 2)
4. TOTAL COMPLETED AND STORED TO DATE
(Column F total on Progress Estimates)
5. RETAINAGE:
 - a. 0% X \$283,773.75 Work Completed \$ -
 - b. 10% X \$0.00 Stored Material \$ -
 - c. Total Retainage (Line 5.a + Line 5.b) \$ -
6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5.c) \$ 283,773.75
7. LESS PREVIOUS PAYMENTS (Line 6 from prior Application) \$ 253,703.25
8. AMOUNT DUE THIS APPLICATION \$ 30,070.50
9. BALANCE TO FINISH, PLUS RETAINAGE
(Column G total on Progress Estimates + Line 5.c above) \$ -

Payment of: \$30,070.50

is recommended by: _____ (Engineer) _____ (Date)
 Gregory E. Perry, P.E.

is approved by: _____ (Owner) _____ (Date)
 Cindy Grove, Mayor

Approved by: _____ (Date)
 Funding or Financing Entity (if applicable)

Progress Estimate - Unit Price Work

Contractor's Application

For Part B: Gardiner Street Pavement Replacement
(Contract):

Application Number: 2 (FINAL)

Application Through 8-26-21
Period:

Application Date: 8/26/2021

A							B		C		D		E		F		G	
Bid Item No.	Description	Item Quantity	Unit	Unit Price	Total Value of Item (\$)	Estimated Quantity Installed	Value of Work Installed to Date	Materials Presently Stored (not in C)	Total Completed and Stored to Date (D + E)	% (F / B)	Balance to Finish (B - F)							
1	SITE PREPARATION / MOBILIZATION / TRAFFIC CONTROL / BONDING (BID / PERFORMANCE / PAYMENT) / INSURANCE	1.0	LS	\$15,000.00	\$15,000.00	1.00	\$15,000.00		\$15,000.00	100.0%	\$0.00							
2	REMOVE & REPLACE 9" CONCRETE PAVEMENT - TYPE L65	3,285.0	SY	\$80.00	\$262,800.00	3,200.00	\$256,000.00		\$256,000.00	97.4%	\$6,800.00							
3	SUBGRADE PREPARATION	3,285.0	SY	\$2.50	\$8,212.50	3,200.00	\$8,000.00		\$8,000.00	97.4%	\$212.50							
4	REMOVE & REPLACE UNSUITABLE SUBGRADE SOILS (IF NECESSARY)	200.0	CY	\$20.00	\$4,000.00	0.00	\$0.00		\$0.00		\$4,000.00							
5	REMOVE & REPLACE 4" PCC SIDEWALK TRANSITION	250.0	SF	\$5.50	\$1,375.00	55.00	\$302.50		\$302.50	22.0%	\$1,072.50							
6	REMOVE & REPLACE 5" PCC DRIVEWAY TRANSITION	150.0	SY	\$49.00	\$7,350.00	35.00	\$1,715.00		\$1,715.00	23.3%	\$5,635.00							
7	TESTING ALLOWANCE	1.0	ALW	\$3,500.00	\$3,500.00	0.27	\$932.25		\$932.25	26.6%	\$2,567.75							
8	CONSTRUCT DETECTABLE WARNING PANELS	0.00	SF	\$35.00	\$0.00	32.00	\$1,120.00		\$1,120.00		-\$1,120.00							
9	7" PCC SIDEWALK FOR ADA RAMPS	0.00	SF	\$8.00	\$0.00	88.00	\$704.00		\$704.00		-\$704.00							
Totals					\$302,237.50		\$283,773.75	\$0.00	\$283,773.75	94%	\$18,463.75							

Note: Total Schedule of Values Amount (B) should equal the current Contract Price.

RESOLUTION NO. 2021-42

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF VALLEY, DOUGLAS COUNTY, NEBRASKA:

The certificate filed with the Clerk by the special engineer of the project, showing the amount of material furnished and work performed in the City under contract heretofore let for 2019 Flood - Sanitary Sewer Repairs and the statements of the engineer and others set out below are hereby approved and the Council finds that the materials therein set out have been furnished and have been received by the City and work has been performed and claim therefor is hereby submitted as follows:

Original Contract Price	\$ <u>302,237.50</u>	Completed & stored Date	\$ <u>283,773.75</u>
Net Change Orders	\$ <u>-18,463.75</u>	Amount Retained (10%)	\$ <u>0.00</u>
Current Contract Price	\$ <u>283,773.75</u>	Subtotal	\$ <u>283,773.75</u>
Balance to finish	\$ <u>0.00</u>	Payments to Date	\$ <u>-253,703.25</u>
		AMOUNT DUE THIS PAYMENT	\$ <u>30,070.50</u>

NOW, THEREFORE, BE IT RESOLVED THAT the Valley City Council consents to and authorizes payment to:

NL & L CONCRETE, INC. \$ 30,070.50

PASSED AND APPROVED this 21st day of September, 2021

CITY OF VALLEY, DOUGLAS
COUNTY, NEBRASKA

Cindy Grove Mayor

Mike Stanzel, Council President

Bryon Ueckert, Council Member

Linda Lewis, Council Member

Chris TenEyck, Council Member

ATTEST:

Cheryl Eckerman, City Clerk

Date of Issuance: August 26, 2021 Effective Date: September 14, 2021
 Owner: CITY OF VALLEY, NE Engineer: OLMSTED & PERRY
CONSULTING ENGINEERS INC.
 Contractor: NL&L CONCRETE INC. Contractor's Project No.: 1
 Project: MEIGS STREET PAVEMENT RECONSTRUCTION
 Contract Name: MEIGS STREET PAVEMENT RECONSTRUCTION
 Owner's Contract No.: 1 Engineer's Project No.: 2020-062

The Contract is modified as follows upon execution of this Change Order:

Description:
Adjust quantities to as-built conditions

Attachments: *[List documents supporting change]*

ATTACHMENT NO. 1 TO CHANGE ORDER NO. 1
dated September 14, 2021

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES <i>[note changes in Milestones if applicable]</i>
Original Contract Price: \$216,370.00	Original Contract Times: Substantial Completion: <u>October 15, 2021</u> Ready for Final Payment: <u>October 30, 2021</u> days or dates
Increase (Decrease) from previously approved Change Orders No. - to No. - : \$0.00	Increase (Decrease) from previously approved Change Orders No. - to No. - : Substantial Completion: <u>0</u> Ready for Final Payment: <u>0</u> days
Contract Price prior to this Change Order: \$216,370.00	Contract Times prior to this Change Order: Substantial Completion: <u>October 15, 2021</u> Ready for Final Payment: <u>October 30, 2021</u> days or dates
Increase (Decrease) of this Change Order: \$3,068.56	Increase (Decrease) of this Change Order: Substantial Completion: <u>0</u> Ready for Final Payment: <u>0</u> days or dates
Contract Price incorporating this Change Order: \$219,438.56	Contract Times with all approved Change Orders: Substantial Completion: <u>October 15, 2021</u> Ready for Final Payment: <u>October 30, 2021</u> days or dates

RECOMMENDED:	ACCEPTED:	ACCEPTED:
By: _____ Engineer (if required)	By: _____ Owner (Authorized Signature)	By: _____ Contractor (Authorized Signature)
Title: <u>James J. Olmsted, PE</u>	Title: <u>Cindy Grove, Mayor</u>	Title: _____
Date: _____	Date: _____	Date: _____
Approved by Funding Agency (if applicable)		
By: _____	Date: _____	
Title: _____		

Attachment No. 1 to Change Order No.: 1

Project: **MEIGS STREET PAVEMENT RECONSTRUCTION**

Dated: **September 14, 2021**

Project No. **2020-062**

ITEM NO.	DESCRIPTION OF WORK	UNIT PRICE	UNITS	CONTRACT QUANTITY	ACTUAL CONSTRUCTED QUANTITY	QUANTITY CHANGE	CHANGE IN CONTRACT PRICE
3	REMOVE & REPLACE 9-INCH CONCRETE VALLEY GUTTER & PANELS	\$88.00	SY	109.0	112.72	3.7	\$327.36
4	REMOVE & REPLACE 9-INCH CONCRETE PAVEMENT W/ INTEGRAL CURB & GUTTER	\$85.00	SY	1,838.0	1,878.55	40.6	\$3,446.75
5	SUBGRADE RECONSTRUCTION	\$4.00	SY	1,912.0	1,952.55	40.6	\$162.20
11	TESTING ALLOWANCE	\$1,800.00	ALW	1.0	0.52	-0.5	-\$867.75
	TOTAL						\$3,068.56

Progress Estimate - Unit Price Work

Contractor's Application

For Meigs Street Pavement Reconstruction Valley, NE
 (Contract): Application Through August 2021
 Application Period: 8/26/2021
 Application Number: 2 (FINAL)

A										E			F		G
Bid Item No.	Description	Item Quantity	Unit	Unit Price	Total Value of Item (\$)	Estimated Quantity Installed	Value of Work Installed to Date	Materials Presently Stored (not in C)	Total Completed and Stored to Date (D + E)	% (F / B)	Balance to Finish (B - F)				
1	SITE PREPARATION / MOBILIZATION	1.0	LS	\$15,000.00	\$15,000.00	1.00	\$15,000.00		\$15,000.00	100.0%	\$0.00				
2	TRAFFIC CONTROL / BARRICADES / DETOUR ROUTE	1.0	LS	\$12,000.00	\$12,000.00	1.00	\$12,000.00		\$12,000.00	100.0%	\$0.00				
3	REMOVE & REPLACE 9-INCH CONCRETE VALLEY GUTTER & PANELS	109.0	SY	\$88.00	\$9,592.00	112.72	\$9,919.36		\$9,919.36	103.4%	-\$327.36				
4	REMOVE & REPLACE 9-INCH CONCRETE PAVEMENT W/ INTEGRAL CURB & GUTTER	1,838.0	SY	\$85.00	\$156,230.00	1,878.55	\$159,676.75		\$159,676.75	102.2%	-\$3,446.75				
5	SUBGRADE RECONSTRUCTION	1,912.0	SY	\$4.00	\$7,648.00	1,952.55	\$7,810.20		\$7,810.20	102.1%	-\$162.20				
6	ADJUST UTILITY VALVE TO GRADE	1.0	EA	\$500.00	\$500.00	1.00	\$500.00		\$500.00	100.0%	\$0.00				
7	ADJUST SANITARY SEWER MANHOLE TO GRADE	1.0	EA	\$500.00	\$500.00	1.00	\$500.00		\$500.00	100.0%	\$0.00				
8	SURFACE RESTORATION	1.0	LS	\$6,000.00	\$6,000.00	1.00	\$6,000.00		\$6,000.00	100.0%	\$0.00				
9	PERMANENT SEEDING	1.0	LS	\$5,000.00	\$5,000.00	1.00	\$5,000.00		\$5,000.00	100.0%	\$0.00				
10	STAKING ALLOWANCE	1.0	ALW	\$2,100.00	\$2,100.00	1.00	\$2,100.00		\$2,100.00	100.0%	\$0.00				
11	TESTING ALLOWANCE	1.0	ALW	\$1,800.00	\$1,800.00	0.52	\$932.25		\$932.25	51.8%	\$867.75				
Totals					\$216,370.00	\$219,438.56	\$0.00	\$219,438.56	\$0.00	101%	-\$3,068.56				

Note: Total Schedule of Values Amount (B) should equal the current Contract Price.

RESOLUTION NO. 2021-43

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF VALLEY, DOUGLAS COUNTY, NEBRASKA:

The certificate filed with the Clerk by the special engineer of the project, showing the amount of material furnished and work performed in the City under contract heretofore let for Meigs Street Pavement Reconstruction and the statements of the engineer and others set out below are hereby approved and the Council finds that the materials therein set out have been furnished and have been received by the City and work has been performed and claim therefor is hereby submitted as follows:

Original Contract Price	\$ <u>216,370.00</u>	Completed & stored Date	\$ <u>219,438.56</u>
Net Change Orders	\$ <u>3,068.56</u>	Amount Retained (10%)	\$ <u>0.00</u>
Current Contract Price	\$ <u>219,438.56</u>	Subtotal	\$ <u>0.00</u>
Balance to finish	\$ <u>0.00</u>	Payments to Date	\$ <u>-193,113.00</u>
		AMOUNT DUE THIS PAYMENT	\$ <u>26,325.56</u>

NOW, THEREFORE, BE IT RESOLVED THAT the Valley City Council consents to and authorizes payment to:

NL & L CONCRETE, INC. \$ 26,325.56

PASSED AND APPROVED this 21st day of September, 2021

CITY OF VALLEY, DOUGLAS
COUNTY, NEBRASKA

Cindy Grove Mayor

Mike Stanzel, Council President

Bryon Ueckert, Council Member

Linda Lewis, Council Member

Chris TenEyck, Council Member

ATTEST:

Cheryl Eckerman, City Clerk

Progress Estimate - Unit Price Work

Contractor's Application

For 2021 Street Pavement Resurfacing, Valley, NE
(Contract):

Application Number: 1

Application 9/1/2021
Period:

Application 9/2/2021
Date:

Bid Item No.	Description	Item Quantity	Unit	Unit Price	A			D	E	F	G
					B	C	D				
					Total Value of Item (\$)	Estimated Quantity Installed	Value of Work Installed to Date	Materials Presently Stored (not in C)	Total Completed and Stored to Date (D + E)	% (F / B)	Balance to Finish (B - F)
1	SITE PREPARATION / MOBILIZATION	1.00	LS	\$33,000.00	\$33,000.00	1.00	\$33,000.00		\$33,000.00	100.0%	\$0.00
2	TRAFFIC CONTROL / BARRICADES / WARNING SIGNS / FLAGMEN	1.00	LS	\$15,000.00	\$15,000.00	0.50	\$7,500.00		\$7,500.00	50.0%	\$7,500.00
3	COLD MILLING	111,170.00	SY	\$1.30	\$144,521.00	83,775.00	\$108,907.50		\$108,907.50	75.4%	\$35,613.50
4	BASE COURSE, HMA SPH PG 58V-34	37.00	TON	\$125.00	\$4,625.00		\$0.00		\$0.00		\$4,625.00
5	LEVELING WEDGE COURSE, HMA TYPE LC PG 58V-34	25.00	TON	\$115.00	\$2,875.00		\$0.00		\$0.00		\$2,875.00
6	SURFACE OVERLAY, HMA SLX PG 58V-34	15,521.00	TON	\$74.50	\$1,156,314.50	12,300.00	\$916,350.00		\$916,350.00	79.2%	\$239,964.50
7	PATCHES, FULL DEPTH REPAIR, HMA SPH PG 58V-34 (8-INCH)	58.00	TON	\$140.00	\$8,120.00		\$0.00		\$0.00		\$8,120.00
8	JOINT REPAIR, PARTIAL DEPTH, HMA SPH PG 58V-34	2,950.00	LF	\$6.50	\$19,175.00		\$0.00		\$0.00		\$19,175.00
9	CRUSHED ROCK FOR SHOULDERING	150.00	TON	\$47.00	\$7,050.00		\$0.00		\$0.00		\$7,050.00
10	INSTALL PERMANENT PAINT MARKING - 4" WHITE	65,168.00	LF	\$0.13	\$8,471.84		\$0.00		\$0.00		\$8,471.84
11	INSTALL PERMANENT PAINT MARKING - 4" YELLOW	51,631.00	LF	\$0.13	\$6,712.03		\$0.00		\$0.00		\$6,712.03
12	INSTALL PERMANENT PREFORMED MARKING TAPE SYMBOL - TYPE "STOP", WHITE	4.00	EA	\$1,000.00	\$4,000.00		\$0.00		\$0.00		\$4,000.00
13	INSTALL PERMANENT PREFORMED MARKING TAPE SYMBOL - TYPE "AHEAD", WHITE	4.00	EA	\$1,000.00	\$4,000.00		\$0.00		\$0.00		\$4,000.00
14	INSTALL PERMANENT TAPE MARKING - 12" WHITE, GROOVED	72.00	LF	\$15.75	\$1,134.00		\$0.00		\$0.00		\$1,134.00
15	INSTALL PERMANENT TAPE MARKING - 24" WHITE, GROOVED	78.00	LF	\$31.50	\$2,457.00		\$0.00		\$0.00		\$2,457.00
16	TAPE SYMBOL - TYPE DIRECTIONAL ARROW, WHITE	10.00	EA	\$550.00	\$5,500.00		\$0.00		\$0.00		\$5,500.00

Progress Estimate - Unit Price Work

Contractor's Application

For 2021 Street Pavement Resurfacing, Valley, NE
(Contract):

Application Number: 1

Application 9/1/2021
Period:

Application 9/2/2021
Date:

Bid Item No.	Description	A				C	D	E	F	G	
		Item Quantity	Unit	Unit Price	Total Value of Item (\$)						
17					\$0.00	\$0.00		\$0.00		\$0.00	
18					\$0.00	\$0.00		\$0.00		\$0.00	
19					\$0.00	\$0.00		\$0.00		\$0.00	
Totals						\$1,422,955.37	\$1,065,757.50	\$0.00	\$1,065,757.50	75%	\$357,197.87

Note: Total Schedule of Values Amount (B) should equal the current Contract Price.

RESOLUTION NO. 2021-44

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF VALLEY, DOUGLAS COUNTY, NEBRASKA:

The certificate filed with the Clerk by the special engineer of the project, showing the amount of material furnished and work performed in the City under contract heretofore let for 2021 Street Pavement Resurfacing and the statements of the engineer and others set out below are hereby approved and the Council finds that the materials therein set out have been furnished and have been received by the City and work has been performed and claim therefor is hereby submitted as follows:

Original Contract Price	\$ <u>1,422,955.37</u>	Completed & stored Date	\$ <u>1,065,757.50</u>
Net Change Orders	\$ <u>0.00</u>	Amount Retained (10%)	\$ <u>106,575.75</u>
Current Contract Price	\$ <u>1,422,955.37</u>	Subtotal	\$ <u>106,575.75</u>
Balance to finish	\$ <u>463,773.62</u>	Payments to Date	\$ <u>0.00</u>
		AMOUNT DUE THIS PAYMENT	\$ <u>959,181.75</u>

NOW, THEREFORE, BE IT RESOLVED THAT the Valley City Council consents to and authorizes payment to:

WESTERN ENGINEERING COMPANY, INC. \$959,181.75

PASSED AND APPROVED this 21st day of September, 2021

CITY OF VALLEY, DOUGLAS
COUNTY, NEBRASKA

Cindy Grove Mayor

Mike Stanzel, Council President

Bryon Ueckert, Council Member

Linda Lewis, Council Member

Chris TenEyck, Council Member

ATTEST:

Cheryl Eckerman, City Clerk



Contractor's Application for Payment No. 2

ENGINEERS JOINT CONTRACT DOCUMENTS COMMITTEE	Application Period: 8-3-21 to 9-10-21	Application Date: 9/13/2021
To City of Valley, Nebraska	From Contractor Thompson Construction Inc.	Via (Engineer): OLMSTED & PERRY CONSULTING ENGINEERS INC.
Project: Falcon Business Park Sanitary Sewer & Water Main	Contract: Falcon Business Park Sanitary Sewer & Water Main, Valley, NE	
Owner's Contract No.: 1	Contractor's Project No.: 1	Engineer's Project No.: 21-34

CHANGE ORDER SUMMARY		1. ORIGINAL CONTRACT PRICE
Number	Additions	\$ 511,896.00
	Deductions	\$ -
		\$ 511,896.00
4. TOTAL COMPLETED AND STORED TO DATE (Column F total on Progress Estimates)		\$503,646.00
5. RETAINAGE:		
	a. 5% X \$503,646.00 Work Completed	\$ 25,182.30
	b. 0% X \$0.00 Stored Material	\$ -
	c. Total Retainage (Line 5.a + Line 5.b)	\$ 25,182.30
6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5.c)		\$ 478,463.70
7. LESS PREVIOUS PAYMENTS (Line 6 from prior Application)		\$ 128,571.70
8. AMOUNT DUE THIS APPLICATION		\$ 349,892.00
9. BALANCE TO FINISH, PLUS RETAINAGE (Column G total on Progress Estimates + Line 5.c above)		\$ 33,432.30

Contractor's Certification

The undersigned Contractor certifies, to the best of its knowledge, the following:

(1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment;

(2) Title to all Work, materials and equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass to Owner at time of payment free and clear of all Liens, security interests, and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such Liens, security interest, or encumbrances); and

(3) All the Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

Contractor Signature <i>Kelly Thompson</i>	Date: 09/13/2021
By: Kelly Thompson	

Payment of: \$349,892.00

is recommended by: _____ (Engineer) James J. Olmsted, P.E. 9/14/2021 (Date)

is approved by: _____ (Owner) City of Valley 9/21/2021 (Date)

Approved by: _____ Funding or Financing Entity (if applicable) (Date)

Progress Estimate - Unit Price Work

Contractor's Application

For Falcon Business Park Sanitary Sewer & Water Main, Valley, NE
(Contract):

Application Number: 2

Application Period: 8-3-21 to 9-10-21

Application Date: 9/13/2021

A										E			F		G
Bid Item No.	Description	Item Quantity	Unit	Unit Price	Total Value of Item (\$)	B	C	D	Value of Work Installed to Date	Materials Presently Stored (not in C)	Total Completed and Stored to Date (D + E)	% (F / B)	Balance to Finish (B - F)		
1	SITE PREPARATION / MOBILIZATION	1.00	LS	\$20,000.00	\$20,000.00	1.00		\$20,000.00			\$20,000.00	100.0%	\$0.00		
2	TRAFFIC CONTROL / BARRICADES	1.00	LS	\$750.00	\$750.00	1.00		\$750.00			\$750.00	100.0%	\$0.00		
3	CONSTRUCT 8"DIA. PVC SDR 35 SANITARY SEWER PIPE	1,460.00	LF	\$86.00	\$125,560.00	1,460.00		\$125,560.00			\$125,560.00	100.0%	\$0.00		
4	CONSTRUCT 6"DIA. PVC SDR 26 SANITARY SEWER SERVICE	215.00	LF	\$64.00	\$13,760.00	215.00		\$13,760.00			\$13,760.00	100.0%	\$0.00		
5	CLOSED-CIRCUIT TELEVISION (CCTV) INSPECTION	1,460.00	LF	\$2.00	\$2,920.00	1,460.00		\$2,920.00			\$2,920.00	100.0%	\$0.00		
6	CONSTRUCT 8" x 6" WYE BRANCH	2.00	EA	\$300.00	\$600.00	2.00		\$600.00			\$600.00	100.0%	\$0.00		
7	CONSTRUCT 54" I.D. SANITARY SEWER MANHOLE INCL LINER /COATING	50.20	VF	\$980.00	\$49,196.00	50.20		\$49,196.00			\$49,196.00	100.0%	\$0.00		
8	DEWATERING - SANITARY SEWER & WATER MAIN	2,217.00	LF	\$30.00	\$66,510.00	2,217.00		\$66,510.00			\$66,510.00	100.0%	\$0.00		
9	CONSTRUCT 18" R.C.P., CLASS III STORM SEWER	120.00	LF	\$55.00	\$6,600.00	120.00		\$6,600.00			\$6,600.00	100.0%	\$0.00		
10	CONSTRUCT 18" R.C. FLARED END SECTION	4.00	EA	\$850.00	\$3,400.00	4.00		\$3,400.00			\$3,400.00	100.0%	\$0.00		
11	REMOVE HMA PAVEMENT & REPLACE W/ 9-INCH CONCRETE PAVEMENT	82.00	SY	\$125.00	\$10,250.00	82.00		\$10,250.00			\$10,250.00	100.0%	\$0.00		
12	DITCH EXCAVATION	400.00	LF	\$5.00	\$2,000.00	350.00		\$1,750.00			\$1,750.00	87.5%	\$250.00		
13	STAKING ALLOWANCE	1.00	ALW	\$3,900.00	\$3,900.00	1.00		\$3,900.00			\$3,900.00	100.0%	\$0.00		
14	TESTING ALLOWANCE	1.00	ALW	\$2,200.00	\$2,200.00			\$0.00			\$0.00		\$2,200.00		
15	SITE PREPARATION / MOBILIZATION	1.00	LS	\$20,000.00	\$20,000.00	1.00		\$20,000.00			\$20,000.00	100.0%	\$0.00		
16	TRAFFIC CONTROL / BARRICADES	1.00	LS	\$500.00	\$500.00	1.00		\$500.00			\$500.00	100.0%	\$0.00		

Progress Estimate - Unit Price Work

Contractor's Application

For Falcon Business Park Sanitary Sewer & Water Main, Valley, NE
(Contract):

Application Number: 2

Application Period: 8-3-21 to 9-10-21

Application Date: 9/13/2021

A										E			F		G
Bid Item No.	Description	Item Quantity	Unit	Unit Price	Total Value of Item (\$)	Estimated Quantity Installed	Value of Work Installed to Date	Materials Presently Stored (not in C)	Total Completed and Stored to Date (D + E)	% (F / B)	Balance to Finish (B - F)				
17	CONNECT TO EXG. 12"DIA. WATER MAIN	2.00	EA	\$1,600.00	\$3,200.00	2.00	\$3,200.00		\$3,200.00	100.0%	\$0.00				
18	CONSTRUCT 12"DIA. D.I.P. CL 350 WATER MAIN	757.00	LF	\$85.00	\$64,345.00	757.00	\$64,345.00		\$64,345.00	100.0%	\$0.00				
19	CONSTRUCT 8"DIA. D.I.P. CL 350 WATER MAIN	953.00	LF	\$55.00	\$52,415.00	953.00	\$52,415.00		\$52,415.00	100.0%	\$0.00				
20	INSTALL TRACER WIRE	1,710.00	LF	\$0.50	\$855.00	1,710.00	\$855.00		\$855.00	100.0%	\$0.00				
21	BORING FOR 8"DIA. WATER MAIN	30.00	LF	\$160.00	\$4,800.00	30.00	\$4,800.00		\$4,800.00	100.0%	\$0.00				
22	INSTALL 8"DIA. R.S. MJ GATE VALVE W/ VALVE BOX	3.00	EA	\$1,700.00	\$5,100.00	3.00	\$5,100.00		\$5,100.00	100.0%	\$0.00				
23	INSTALL 12"DIA. R.S. MJ GATE VALVE W/ VALVE BOX	1.00	EA	\$3,000.00	\$3,000.00	1.00	\$3,000.00		\$3,000.00	100.0%	\$0.00				
24	INSTALL 8x6" MJ SWIVEL TEE	3.00	EA	\$600.00	\$1,800.00	3.00	\$1,800.00		\$1,800.00	100.0%	\$0.00				
25	INSTALL 12x6" MJ SWIVEL TEE	2.00	EA	\$925.00	\$1,850.00	2.00	\$1,850.00		\$1,850.00	100.0%	\$0.00				
26	INSTALL 12x8" MJ CROSS & BLOCK	1.00	EA	\$1,050.00	\$1,050.00	1.00	\$1,050.00		\$1,050.00	100.0%	\$0.00				
27	INSTALL 8" MJ CAP & BLOCK	2.00	EA	\$330.00	\$660.00	2.00	\$660.00		\$660.00	100.0%	\$0.00				
28	INSTALL 12" MJ CAP & BLOCK	1.00	EA	\$575.00	\$575.00	1.00	\$575.00		\$575.00	100.0%	\$0.00				
29	INSTALL FIRE HYDRANT ASSEMBLY	5.00	EA	\$6,500.00	\$32,500.00	5.00	\$32,500.00		\$32,500.00	100.0%	\$0.00				
30	REMOVE & RESET FIRE HYDRANT	1.00	EA	\$3,100.00	\$3,100.00		\$0.00		\$0.00		\$3,100.00				
31	SURFACE RESTORATION	1.00	EA	\$4,000.00	\$4,000.00	1.00	\$4,000.00		\$4,000.00	100.0%	\$0.00				
32	PERMANENT SEEDING - CITY/COUNTY/NRD MIX (WEST STREET & 276TH CIRCLE)	1.00	AC	\$1,500.00	\$1,500.00		\$0.00		\$0.00		\$1,500.00				

Progress Estimate - Unit Price Work

Contractor's Application

For Falcon Business Park Sanitary Sewer & Water Main, Valley, NE
 (Contract):

Application Number: 2

Application Period: 8-3-21 to 9-10-21

Application Date: 9/13/2021

Bid Item No.	Description	Item Quantity	Unit	Unit Price	B			D	E	F	G	
					Total Value of Item (\$)	Estimated Quantity Installed	Value of Work Installed to Date					Materials Presently Stored (not in C)
33	STAKING ALLOWANCE	1.00	ALW	\$1,800.00	\$1,800.00	1.00	\$1,800.00			\$1,800.00	100.0%	\$0.00
34	TESTING ALLOWANCE	1.00	ALW	\$1,200.00	\$1,200.00		\$0.00			\$0.00		\$1,200.00
35					\$0.00		\$0.00			\$0.00		\$0.00
36					\$0.00		\$0.00			\$0.00		\$0.00
37					\$0.00		\$0.00			\$0.00		\$0.00
Totals							\$511,896.00	\$503,646.00	\$0.00	\$503,646.00	98%	\$8,250.00

Note: Total Schedule of Values Amount (B) should equal the current Contract Price.

RESOLUTION NO. 2021 – 45

WHEREAS, on or about June 22, 2021, **BKM Land Company, LLC.**, a Nebraska limited liability company and the **City of Valley, Nebraska** entered into an Irrevocable Letter of Credit Agreement wherein BKM Land Company, LLC. and City agree certain funds for Falcon Business Park be secured by an escrow account obtained by the subdivider for distribution in accordance with the terms of this Agreement.

WHEREAS, the Agreement provides Pinnacle Bank shall disburse the funds, or such portion thereof authorized by Resolution shall be disbursed as follows:

WHEREAS, the sum of Three hundred forty nine thousand eight hundred ninety two & no/100 dollars, (\$349,892.00) is due to Thompson Construction Inc. pursuant to Application for Payment No. 2, as submitted by Olmsted & Perry Consulting Engineers, engineers for the City of Valley; and

WHEREAS the City Engineer and the City Clerk have submitted a request to the City Council to authorize distributions of the above-described amounts; said request is supported by invoices and backup documentation.

NOW, THEREFORE, be it resolved by the Mayor and City Council of the City of Valley, Nebraska:

1. Pinnacle Bank is hereby authorized and directed to disburse to Thompson Construction Inc. the sum of Three hundred forty nine thousand eight hundred ninety two & no/100 dollars (\$349,892.00) as payment due pursuant to Application for Payment No. 2 dated September 13, 2021 for Falcon Business Park Sanitary Sewer and Water Main.

PASSED AND APPROVED THIS 21st DAY OF September, 2021

CITY OF VALLEY,
DOUGLAS COUNTY, NEBRASKA

Cindy Grove, Mayor

Mike Stanzel, Council President

Bryon Ueckert, Council Member

Linda Lewis, Council Member

Chris TenEyck, Council Member

ATTEST:

Cheryl Eckerman, City Clerk

RESOLUTION NO. 2021 – 46

WHEREAS, on or about April 14, 2020, **Flatwater Lake, L.L.C.**, a Nebraska limited liability company and the **City of Valley, Nebraska** entered into an Irrevocable Letter of Credit Agreement wherein Flatwater and City agree certain funds for Flatwater Lake – Phase Two and Flatwater Lake – Phase Three be secured by a loan obtained by the subdivider for distribution in accordance with the terms of this Agreement.

WHEREAS, the Agreement provides Union Bank and Trust shall disburse the funds, or such portion thereof authorized by Resolution shall be disbursed as follows:

WHEREAS, the sum of One hundred ten thousand five hundred fifty-eight & 89/100 dollars, (\$110,558.89) is due to Vrba Construction pursuant to Application for Payment No. 8, as submitted by Olmsted & Perry Consulting Engineers, Engineers for the City of Valley; and

WHEREAS the City Engineer and the City Clerk have submitted a request to the City Council to authorize distributions of the above-described amounts; said request is supported by invoices and backup documentation.

NOW, THEREFORE, be it resolved by the Mayor and City Council of the City of Valley, Nebraska:

1. Union Bank & Trust is hereby authorized and directed to disburse to Vrba Construction the sum of One hundred ten thousand five hundred fifty-eight & 89/100 dollars, (\$110,558.89) as payment due pursuant to Application for Payment No. 8 dated September 10, 2021 for Flatwater Lake Phase 2 Rebid - Utility Extensions.

PASSED AND APPROVED THIS 21st DAY OF September, 2021

CITY OF VALLEY,
DOUGLAS COUNTY, NEBRASKA

Cindy Grove, Mayor

Mike Stanzel, Council President

Bryon Ueckert, Council Member

Linda Lewis, Council Member

Chris TenEyck, Council Member

ATTEST:

Cheryl Eckerman, City Clerk

Date of Issuance: September 15, 2021 Effective Date: September 21, 2021
 Owner: City of Valley, Nebraska Engineer: OLMSTED & PERRY CONSULTING ENGINEERS INC.
 Contractor: Vrba Construction, Inc. Contractor's Project No.: 1
 Project: Flat Water Improvements - Phase 2 Rebid (Sanitary Sewer, Storm Sewer and Water Main)
 Contract Name: Flat Water Improvements - Phase 2 Rebid (Sanitary Sewer, Storm Sewer and Water Main), Valley, NE
 Owner's Contract No.: 1 Engineer's Project No.: 19060-01

The Contract is modified as follows upon execution of this Change Order:

Description:
 Adjust project quantities for as constructed conditions
 Extend contract time for OPPD power installation for lift station startup

Attachments: *[List documents supporting change]* ATTACHMENT NO. 1 TO CHANGE ORDER NO. 2

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES <i>[note changes in Milestones if applicable]</i>
Original Contract Price: \$1,523,369.50	Original Contract Times: Substantial Completion: <u>August 20, 2020</u> Ready for Final Payment: <u>September 15, 2020</u> days or dates
Increase (Decrease) from previously approved Change Orders No. - to No. 1 : \$196,687.50	Increase (Decrease) from previously approved Change Orders No. - to No. 1 : Substantial Completion: <u>90</u> Ready for Final Payment: <u>90</u> days
Contract Price prior to this Change Order: \$1,720,057.00	Contract Times prior to this Change Order: Substantial Completion: <u>November 18, 2020</u> Ready for Final Payment: <u>December 14, 2020</u> days or dates
Increase (Decrease) of this Change Order: (\$22,752.25)	Increase (Decrease) of this Change Order: Substantial Completion: <u>0</u> Ready for Final Payment: <u>281</u> days or dates
Contract Price incorporating this Change Order: \$1,697,304.75	Contract Times with all approved Change Orders: Substantial Completion: <u>November 18, 2020</u> Ready for Final Payment: <u>September 21, 2021</u> days or dates

RECOMMENDED:	ACCEPTED:	ACCEPTED:
By: _____ Engineer (if required)	By: _____ Owner (Authorized Signature)	By: _____ Contractor (Authorized Signature)
Title: <u>Project Manager</u>	Title: <u>Cindy Grove, Mayor</u>	Title: <u>President</u>
Date: _____	Date: _____	Date: _____
Approved by Funding Agency (if applicable)		
By: _____	Date: _____	
Title: _____		

Attachment No. 1 to Change Order No.: 2

Project: Flat Water Improvements - Phase 2 Rebid (Sanitary Sewer, Storm Sewer and V

Dated: September 21, 2021

Project No.

19060-01

ITEM NO.	DESCRIPTION OF WORK	UNIT PRICE	UNITS	CONTRACT QUANTITY	ACTUAL CONSTRUCTED QUANTITY	QUANTITY CHANGE	CHANGE IN CONTRACT PRICE
40	BORING FOR 12"DIA. WATER MAIN	\$125.00	LF	20	40.0	20.0	\$2,500.00
49	INSTALL 12"DIA. MJ 11 1/4 DEG BEND & BLOCK	\$560.00	EA	1	0.0	-1.0	-\$560.00
51	INSTALL 8"DIA. MJ 22 1/2 DEG BEND & BLOCK	\$215.00	EA	3	5.0	2.0	\$430.00
54	INSTALL 12" MJ CAP & BLOCK	\$300.00	EA	3	2.0	-1.0	-\$300.00
59	PERMANENT SEEDING (VALLEY ST RIGHT-OF-WAY)	\$3,000.00	AC	1	1.5	0.5	\$1,500.00
61	TESTING ALLOWANCE	\$2,450.00	ALW	1	0.0	-1.0	-\$2,450.00
63	INSTALL 12"DIA. MJ 22-1/2 DEG BEND & BLOCK	\$560.00	EA	0	1.0	1.0	\$560.00
64	INSTALL 8x6" MJ REDUCER	\$365.00	EA	0	1.0	1.0	\$365.00
TOTAL							-\$22,752.25



ENGINEERS JOINT CONTRACT DOCUMENTS COMMITTEE

Contractor's Application for Payment No. 8

Application Period: 7/1/2021

Application Date: 9/10/2021

To: City of Valley, Nebraska

From Contractor: Vrba Construction, Inc.

Vrba Construction, Inc.
Flat Water Improvements - Phase 2 Rebid (Sanitary Sewer, Storm Sewer and Water Main), Valley, Nebraska

Via (Engineer): OLMSTED & PERRY CONSULTING ENGINEERS INC.

Project: Sewer, Storm Sewer and Water Main

Contract:

Flat Water Improvements - Phase 2 Rebid (Sanitary Sewer, Storm Sewer and Water Main), Valley, Nebraska

Owner's Contract No.: 1

Contractor's Project No.:

2020-0001

Engineer's Project No.: 19060-01

CHANGE ORDER SUMMARY

Number	Additions	Deductions
1	\$196,687.50	
2		\$22,752.25
TOTALS	\$196,687.50	\$22,752.25
NET CHANGE BY		\$173,935.25
CHANGE ORDERS		

Contractor's Certification

The undersigned Contractor certifies, to the best of its knowledge, the following:

(1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment;

(2) Title to all Work, materials and equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass to Owner at time of payment free and clear of all Liens, security interests, and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such Liens, security interest, or encumbrances); and

(3) All the Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

Contractor Signature: Joe Vrba
 By: Joe Vrba
 Date: 09/10/2021

1. ORIGINAL CONTRACT PRICE

2. Net change by Change Orders \$ 173,935.25

3. Current Contract Price (Line 1 ± 2) \$ 1,697,304.75

4. TOTAL COMPLETED AND STORED TO DATE \$1,697,304.75

(Column F total on Progress Estimates)

5. RETAINAGE:

a. 0% X \$1,697,304.75 Work Completed \$ -

b. 0% X \$0.00 Stored Material \$ -

c. Total Retainage (Line 5.a + Line 5.b) \$ -

6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5.c) \$ 1,697,304.75

7. LESS PREVIOUS PAYMENTS (Line 6 from prior Application) \$ 1,586,745.86

8. AMOUNT DUE THIS APPLICATION \$ 110,558.89

9. BALANCE TO FINISH, PLUS RETAINAGE

(Column G total on Progress Estimates + Line 5.c above) \$ -

Payment of: \$110,558.89

is recommended by: (Engineer) James J. Olmsted, P.E. 9/14/2021

is approved by: (Owner) 9/21/2021

City of Valley (Date)

Approved by: Funding or Financing Entity (if applicable) (Date)

Progress Estimate - Unit Price Work

Contractor's Application

For Flat Water Improvements - Phase 2 Rebid (Sanitary Sewer, Storm Sewer and Water Main), Valley, Nebraska
 (Contract):

Application Number: 8

Application Period: 7/1/2021

Application Date: 9/10/2021

A				B		C		D		E		F		G	
Bid Item No.	Description	Item Quantity	Unit	Unit Price	Total Value of Item (\$)	Estimated Quantity Installed	Value of Work Installed to Date	Materials Presently Stored (not in C)	Total Completed and Stored to Date (D + E)	% (F / B)	Balance to Finish (B - F)				
33	TESTING ALLOWANCE	1.00	ALW	\$4,300.00	\$4,300.00	0.3724	\$1,601.25		\$1,601.25	37.2%	\$2,698.75				
36	CONSTRUCT 6"DIA. D.I.P. CL 350 WATER MAIN	1,064.00	LF	\$42.00	\$44,688.00	1,062.00	\$44,604.00		\$44,604.00	99.8%	\$84.00				
37	CONSTRUCT 8"DIA. D.I.P. CL 350 WATER MAIN	968.00	LF	\$48.00	\$46,464.00	967.00	\$46,416.00		\$46,416.00	99.9%	\$48.00				
38	CONSTRUCT 12"DIA. D.I.P. CL 350 WATER MAIN	2,783.00	LF	\$58.00	\$161,414.00	2,796.00	\$162,168.00		\$162,168.00	100.5%	-\$754.00				
39	INSTALL TRACER WIRE	4,815.00	LF	\$0.20	\$963.00	4,825.00	\$965.00		\$965.00	100.2%	-\$2.00				
40	BORING FOR 12"DIA. WATER MAIN	20.00	LF	\$125.00	\$2,500.00	40.00	\$5,000.00		\$5,000.00	200.0%	-\$2,500.00				
49	INSTALL 12"DIA. MJ 11 1/4 DEG BEND & BLOCK	1.00	EA	\$560.00	\$560.00	0.00	\$0.00		\$0.00		\$560.00				
51	INSTALL 8"DIA. MJ 22 1/2 DEG BEND & BLOCK	3.00	EA	\$215.00	\$645.00	5.00	\$1,075.00		\$1,075.00	166.7%	-\$430.00				
54	INSTALL 12" MJ CAP & BLOCK	3.00	EA	\$300.00	\$900.00	2.00	\$600.00		\$600.00	66.7%	\$300.00				
59	PERMANENT SEEDING (VALLEY ST RIGHT-OF-WAY)	1.00	AC	\$3,000.00	\$3,000.00	1.50	\$4,500.00		\$4,500.00	150.0%	-\$1,500.00				
61	TESTING ALLOWANCE	1.00	ALW	\$2,450.00	\$2,450.00	0.00	\$0.00		\$0.00		\$2,450.00				
63	INSTALL 12"DIA. MJ 22-1/2 DEG BEND & BLOCK	0.00	EA	\$560.00	\$0.00	1.00	\$560.00		\$560.00		-\$560.00				
64	INSTALL 8x6" MJ REDUCER	0.00	EA	\$365.00	\$0.00	1.00	\$365.00		\$365.00		-\$365.00				
Totals					\$1,720,057.00		\$1,697,304.75	\$0.00	\$1,697,304.75	99%	\$22,752.25				

Note: Total Schedule of Values Amount (B) should equal the current Contract Price.

Date of Issuance: September 14, 2021 Effective Date: September 21, 2021
 Owner: City of Valley, Nebraska Engineer: OLMSTED & PERRY CONSULTING ENGINEERS INC.
 Contractor: Steve Harris Construction, Inc. Contractor's Project No.: 1
 Project: Flat Water Improvements - Phase 3 Paving
 Contract Name: Flat Water Improvements - Phase 3 Paving, Valley, NE
 Owner's Contract No.: 1 Engineer's Project No.: 19063

The Contract is modified as follows upon execution of this Change Order:

Description:

Adjust quantities for as constructed field conditions. Delete concrete sidewalks and curb ramps at intersection to coordiante with power and gas installation.

Attachments: *[List documents supporting change]*

ATTACHMENT NO. 1 TO CHANGE ORDER NO. 3

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES <i>[note changes in Milestones if applicable]</i>
Original Contract Price: <u>\$362,417.48</u>	Original Contract Times: Substantial Completion: <u>20</u> Ready for Final Payment: <u>20</u> days or dates
Increase (Decrease) from previously approved Change Orders No. 1 to No. 2 : <u>\$72,055.03</u>	Increase (Decrease) from previously approved Change Orders No. 1 to No. 2 : Substantial Completion: <u>5</u> Ready for Final Payment: <u>5</u> days
Contract Price prior to this Change Order: <u>\$434,472.51</u>	Contract Times prior to this Change Order: Substantial Completion: <u>25</u> Ready for Final Payment: <u>25</u> days or dates
Increase (Decrease) of this Change Order: <u>(\$10,855.38)</u>	Increase (Decrease) of this Change Order: Substantial Completion: <u>0</u> Ready for Final Payment: <u>0</u> days or dates
Contract Price incorporating this Change Order: <u>\$423,617.13</u>	Contract Times with all approved Change Orders: Substantial Completion: <u>25</u> Ready for Final Payment: <u>25</u> days or dates

RECOMMENDED:

ACCEPTED:

ACCEPTED:

By: _____ By: _____ By: _____
 Engineer (if required) Owner (Authorized Signature) Contractor (Authorized Signature)
 Title: Project Engineer Title: Mayor Title: _____
 Date: 5/6/2021 Date: 5/11/2021 Date: _____
 Approved by Developer

By: _____ Date: _____
 Title: Manager

EJCDC® C-941, Change Order.

Attachment No. 1 to Change Order No.: 3

Project: Flat Water Improvements - Phase 3 Paving

Dated: September 21, 2021

Project No. 19063

ITEM NO.	DESCRIPTION OF WORK	UNIT PRICE	UNITS	CONTRACT QUANTITY	ACTUAL CONSTRUCTED QUANTITY	QUANTITY CHANGE	CHANGE IN CONTRACT PRICE
6	CONSTRUCT 7-INCH CONCRETE SIDEWALK, SG65	\$9.74	SF	642	0.0	-642.0	-\$6,253.08
7	CONSTRUCT 5-INCH CONCRETE DRIVEWAY - TYPE L65	\$63.10	SY	83	120.0	37.0	\$2,334.70
10	DETECTABLE WARNING PANELS	\$40.00	SF	96	0.0	-96.0	-\$3,840.00
12	STAKING ALLOWANCE	\$7,100.00	ALW	1	0.5	-0.5	-\$3,550.00
13	TESTING ALLOWANCE	\$4,000.00	ALW	1	1.1133	0.1	\$453.00
	TOTAL						-\$10,855.38

Progress Estimate - Unit Price Work

Contractor's Application

For Flat Water Improvements - Phase 3 Paving, Valley, NE (Contract):		Application Number: 3									
Application Period: 9/14/2021		Application Date: 9/21/2021									
A				E		F		G			
Bid Item No.	Description	Item Quantity	Unit	Unit Price	Total Value of Item (\$)	Estimated Quantity Installed	Value of Work Installed to Date	Materials Presently Stored (not in C)	Total Completed and Stored to Date (D + E)	% (F / B)	Balance to Finish (B - F)
1	SITE PREPARATION / MOBILIZATION	1.00	LS	\$10,000.00	\$10,000.00	1.00	\$10,000.00		\$10,000.00	100.0%	\$0.00
2	EXTERNAL FRAME SEAL	7.00	EA	\$819.50	\$5,736.50	7.00	\$5,736.50		\$5,736.50	100.0%	\$0.00
3	SUBGRADE PREPARATION	8,698.00	SY	\$3.00	\$26,094.00	8,698.00	\$26,094.00		\$26,094.00	100.0%	\$0.00
4	CONSTRUCT 7-INCH CONCRETE PAVEMENT W/ INTEGRAL CURB - TYPE L65	7,891.00	SY	\$39.93	\$315,087.63	7,891.00	\$315,087.63		\$315,087.63	100.0%	\$0.00
5	CONSTRUCT HAUL ROAD	1.00	LS	\$400.00	\$400.00	1.00	\$400.00		\$400.00	100.0%	\$0.00
6	CONSTRUCT 7-INCH CONCRETE SIDEWALK, SG65	642.00	SF	\$9.74	\$6,253.08	0.00	\$0.00		\$0.00		\$6,253.08
7	CONSTRUCT 5-INCH CONCRETE DRIVEWAY - TYPE L65	83.00	SY	\$63.10	\$5,237.30	120.00	\$7,572.00		\$7,572.00	144.6%	-\$2,334.70
8	THICKENED EDGE CONCRETE PAVEMENT	56.00	LF	\$20.00	\$1,120.00	56.00	\$1,120.00		\$1,120.00	100.0%	\$0.00
9	CONSTRUCT CURB INLET - TYPE I	7.00	EA	\$4,075.00	\$28,525.00	7.00	\$28,525.00		\$28,525.00	100.0%	\$0.00
10	DETECTABLE WARNING PANELS	96.00	SF	\$40.00	\$3,840.00	0.00	\$0.00		\$0.00		\$3,840.00
11	SIGNAGE (STREET, STOP, ETC.)	1.00	LS	\$1,600.00	\$1,600.00	1.00	\$1,600.00		\$1,600.00	100.0%	\$0.00
12	STAKING ALLOWANCE	1.00	ALW	\$7,100.00	\$7,100.00	0.50	\$3,550.00		\$3,550.00	50.0%	\$3,550.00
13	TESTING ALLOWANCE	1.00	ALW	\$4,000.00	\$4,000.00	1.1133	\$4,453.00		\$4,453.00	111.3%	-\$453.00
14	SIGNAGE (STREET, STOP, ETC.) - PHASE 2	1.00	LS	\$1,800.00	\$1,800.00	1.00	\$1,800.00		\$1,800.00	100.0%	\$0.00
15	MUD ROCK TRUCKING	2,893.00	TON	\$3.00	\$8,679.00	2,893.00	\$8,679.00		\$8,679.00	100.0%	\$0.00
16	MUD ROCK PLACING - DOZER	20.00	HR	\$175.00	\$3,500.00	20.00	\$3,500.00		\$3,500.00	100.0%	\$0.00

Progress Estimate - Unit Price Work

Contractor's Application

For Flat Water Improvements - Phase 3 Paving, Valley, NE												
(Contract):					Application Number:		3					
Application Period: 9/14/2021					Application Date: 9/21/2021							
A												
Bid Item No.	Description	Item Quantity	Unit	Unit Price	Total Value of Item (S)	B	C	D	E	F	G	
						Estimated Quantity Installed	Value of Work Installed to Date	Materials Presently Stored (not in C)	Total Completed and Stored to Date (D + E)	% (F / B)	Balance to Finish (B - F)	
17	MUD ROCK PLACING - PACKER	20.00	HR	\$75.00	\$1,500.00	20.00	\$1,500.00		\$1,500.00	100.0%	\$0.00	
18	MUD ROCK LOADER	20.00	HR	\$200.00	\$4,000.00	20.00	\$4,000.00		\$4,000.00	100.0%	\$0.00	
19					\$0.00		\$0.00		\$0.00		\$0.00	
Totals							\$434,472.51	\$423,617.13	\$0.00	\$423,617.13	98%	\$10,855.38

Note: Total Schedule of Values Amount (B) should equal the current Contract Price.

RESOLUTION NO. 2021 – 47

WHEREAS, on or about April 14, 2020, **Flatwater Lake, L.L.C.**, a Nebraska limited liability company and the **City of Valley, Nebraska** entered into an Irrevocable Letter of Credit Agreement wherein Flatwater and City agree certain funds for Flatwater Lake – Phase Two and Flatwater Lake – Phase Three be secured by a loan obtained by the subdivider for distribution in accordance with the terms of this Agreement.

WHEREAS, the Agreement provides Union Bank and Trust shall disburse the funds, or such portion thereof authorized by Resolution shall be disbursed as follows:

WHEREAS, the sum of Twenty thousand two hundred eighty one & 69/100 dollars is due to Steve Harris Construction pursuant to Application for Payment No. 3, as submitted by Olmsted & Perry Consulting Engineers, engineers for the City of Valley; and

WHEREAS the City Engineer and the City Clerk have submitted a request to the City Council to authorize distributions of the above-described amounts; said request is supported by invoices and backup documentation.

NOW, THEREFORE, be it resolved by the Mayor and City Council of the City of Valley, Nebraska:

1. Union Bank & Trust is hereby authorized and directed to disburse to Steve Harris Construction the sum of Twenty thousand two hundred eighty one & 69/100 dollars, (\$20,281.69) as payment due pursuant to Application for Payment No. 3 dated September 14, 2021 for Flatwater Lake Phase 3 – Paving.

PASSED AND APPROVED THIS 21st DAY OF SEPTEMBER, 2021

CITY OF VALLEY,
DOUGLAS COUNTY, NEBRASKA

Cindy Grove, Mayor

Mike Stanzel, Council President

Bryon Ueckert, Council Member

Linda Lewis, Council Member

Chris TenEyck, Council Member

ATTEST:

Cheryl Eckerman, Assistant City Clerk