

AGENDA FOR COUNCIL MEETING SEPTEMBER 19, 2006  
7:00 pm

*(Copies of the Nebraska Open Meetings Laws are available on the entrance table in the back of the meeting room.)*

1. Approve Minutes
2. Department Reports/CA Report
3. Sarpy County Economic Development Corporation 2<sup>nd</sup> Quarter Report – John Yochum
4. KCM Enterprises Conditional Use Permit for RV/Boat Storage (to be tabled)
5. Approve appointment of Neal Eickhoff to the Library Board, term to expire November 2007
6. Ordinance 719 – Annexation of Lot 5, 6B, 6A2, 6A1, and 6C of Grand Square Addition and portion of Hwy 50 right-of-way (Final Reading)
7. Ordinance 720 – Annexation of Tax Lot R6 24-13-11; Lot 1 STP Add.; Lots 1, 2, 3 and 8 Victoria Add; Lots 1 and 2 Victoria Add. Replat 1; Lot 1 Chris Add.; PT Tax Lot 21 24-13-11; and portion of Hwy 50 right-of-way. (Final Reading)
8. Ordinance 721 – Annexation of Lot 1 Southern Sarpy Acres, portion of Hwy 50 right-of-way, and a portion of Platteview Road right-of-way. (Final Reading)
9. Ordinance 722 – Annexation of Outlot A Southern Sarpy Acres, PT SW ¼ NW ¼ and Tax Lot B1B 13-13-11, and portion of NDOR right-of-way. (Final Reading)
10. Ordinance 723 – Annexation of Lot 1 Peaceful Hill, a portion of Hwy 50 right-of-way, and a portion of NDOR right-of-way. (Final Reading)
11. Ordinance 724 – Annexation of Tax Lot B2 13-13-11, a portion of Hwy 50 right-of-way, and a portion of NDOR right-of-way. (Final Reading)
12. Ordinance 727 – Amending library fees for the 2006-07 year
13. Ordinance 728 – Annexation of Tax Lot C1B and R3, and a portion of Platteview Road right-of-way, 13-13-11 (1<sup>st</sup> reading)
14. Ordinance 729 - Annexation of Tax Lot C1A1 and a portion of Platteview Road right-of-way, 13-13-11 (1<sup>st</sup> reading)
15. Thompson Construction Payment No. Two and Partial for \$30,553.02 for 2006 1<sup>st</sup> Street Water and Sewer Extension
16. Executive Session
17. Executive Session Action

A regular meeting of the Mayor and Council of the City of Springfield, Nebraska was held at 7:00 o'clock PM at City Hall on September 19, 2006. Present were Mayor Larry Goldman; Council Members: Diane Sullivan, Greg Latham, Bruce Thayer, Eric Hayes. Absent: None. Notice of the Council meeting was given in advance by posting notice in three public places, one of the designated methods of giving notice. Notice of the meeting was given in advance to the Mayor and all Council Members and a copy of their receipt of notice is attached to these minutes. All proceedings hereafter shown were taken while the convened meeting was open to the public.

Agenda Item 1. Motion by Sullivan, seconded by Hayes, the minutes of the September 5, 2006, regular Council Meeting be approved as presented. AYES: Sullivan, Latham, Thayer, Hayes. NAYS: None.

Agenda Item 2. The City Administrator gave department reports. Diane Sullivan elaborated on the September 14 Charrette which was held at the SAC Museum.

Agenda Item 3. John Yochum, Sarpy County Economic Development Corporation, gave the 2<sup>nd</sup> Quarter Report.

Agenda Item 4. Motion by Latham, seconded by Sullivan, to table consideration of the KCM Enterprises Conditional Use Permit for RV/Boat Storage until October 17, 2006. AYES: Sullivan, Latham, Thayer, Hayes. NAYS: None.

Agenda Item 5. Motion by Latham, seconded by Hayes, to appoint Neal Eickhoff to the Library Board, term to expire November 2007. AYES: Latham, Sullivan, Thayer, Hayes. NAYS: None.

Agenda Item 6. The public hearing having already been had during the September 5, 2006 Council Meeting, Councilman Hayes introduced Ordinance No. 719 without amendments.

Said ordinance was then read by title and thereafter Councilman Hayes moved for final passage of the ordinance, which motion was seconded by Councilman Latham. The Mayor then stated the question "Shall Ordinance No. 719 be passed and adopted?" Upon roll call vote, the following Council Members voted YEA: Thayer, Latham, Hayes, Sullivan. The following voted NAY: None. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor 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 thereto and ordered the Ordinance be published as provided therein. A true, correct and complete copy of said ordinance is as follows:

#### ORDINANCE NO. 719

AN ORDINANCE EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY OF SPRINGFIELD, PURSUANT TO THE PROVISIONS OF NEBRASKA REVISED STATUTE §17-405.01, BY ANNEXING THERETO A CERTAIN TRACT OF LAND CONTIGUOUS TO THE PRESENT LIMITS OF THE CITY OF SPRINGFIELD; AND PROVIDING AN EFFECTIVE DATE.

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

Section 1. DETERMINATION TO ANNEX: That pursuant to Nebraska Revised Statute §17-405.01, the corporate limits of the City of Springfield, Nebraska are hereby extended and increased so as to include and embrace within the corporate limits of the City of Springfield, Nebraska the adjacent and contiguous territory

which is suburban in character, described in attached Exhibit 1 hereof, and such territory is hereby annexed and declared to be a part of the City of Springfield Nebraska.

Section 2. OFFICIAL MAP AND PLAT OF ANNEXED TERRITORY: The map or plat attached to this ordinance is an accurate map of the territory annexed, and is hereby adopted as the official map and plat of the territory hereby annexed, which map and plat show the legal boundaries thereof, together with the easements, avenues, streets, alleys, and lanes and the locations thereof, and such avenues or other ways are hereby dedicated to public use for the purposes designated on the map or plat.

Section 3. CERTIFICATION OF ACCURACY OF MAP: The Mayor of the City of Springfield, Nebraska is hereby authorized and directed to certify that the map is an accurate map of the territory annexed under the provisions of this ordinance.

Section 4. RECORDING OF MAP: This ordinance, with a certified copy of the official map attached hereto, shall be recorded in the office of the Register of Deeds of Sarpy County, Nebraska.

Section 5. VESTING OF RIGHTS IN TERRITORY ANNEXED: On the filing and recording of the copy of this ordinance, together with the attached official map, in the office of the Register of Deeds of Sarpy County, Nebraska, the fee of all avenues, lanes, streets, highways, roads, and alleys shown in and on the map and plat shall vest in the City of Springfield, Nebraska.

Section 6. SEVERABILITY: If any provision of this ordinance shall be held invalid, its invalidity shall not affect any other provisions of this ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this ordinance are hereby declared to be severable.

Section 7. EFFECTIVE DATE: Since the immediate operation of the provisions of this ordinance is necessary for the preservation of public peace, health, and safety, an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage by the City Council, approval by the Mayor, and publication and posting as required by law.

Passed and Approved this 19<sup>th</sup> day of September, 2006.

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Mayor

(SEAL)

Attest:

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City Administrator/Clerk

Agenda Item 7. The public hearing having already been had during the September 5, 2006 Council Meeting, Councilman Hayes introduced Ordinance No. 720 without amendments.

Said ordinance was then read by title and thereafter Councilman Hayes moved for final passage of the ordinance, which motion was seconded by Councilman Latham. The Mayor then stated the question "Shall Ordinance No. 720 be passed and adopted?" Upon roll call vote, the following Council Members voted YEA: Thayer, Latham, Hayes, Sullivan. The following voted NAY: None. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor 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 thereto and ordered the Ordinance be published as provided therein. A true, correct and complete copy of said ordinance is as follows:

#### ORDINANCE NO. 720

AN ORDINANCE EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY OF SPRINGFIELD, PURSUANT TO THE PROVISIONS OF NEBRASKA REVISED STATUTE §17-405.01, BY ANNEXING THERETO A CERTAIN TRACT OF LAND CONTIGUOUS TO THE PRESENT LIMITS OF THE CITY OF SPRINGFIELD; AND PROVIDING AN EFFECTIVE DATE.

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

Section 1. DETERMINATION TO ANNEX: That pursuant to Nebraska Revised Statute §17-405.01, the corporate limits of the City of Springfield, Nebraska are hereby extended and increased so as to include and embrace within the corporate limits of the City of Springfield, Nebraska the adjacent and contiguous territory which is suburban in character, described in attached Exhibit 1 hereof, and such territory is hereby annexed and declared to be a part of the City of Springfield Nebraska.

Section 2. OFFICIAL MAP AND PLAT OF ANNEXED TERRITORY: The map or plat attached to this ordinance is an accurate map of the territory annexed, and is hereby adopted as the official map and plat of the territory hereby annexed, which map and plat show the legal boundaries thereof, together with the easements, avenues, streets, alleys, and lanes and the locations thereof, and such avenues or other ways are hereby dedicated to public use for the purposes designated on the map or plat.

Section 3. CERTIFICATION OF ACCURACY OF MAP: The Mayor of the City of Springfield, Nebraska is hereby authorized and directed to certify that the map is an accurate map of the territory annexed under the provisions of this ordinance.

Section 4. RECORDING OF MAP: This ordinance, with a certified copy of the official map attached hereto, shall be recorded in the office of the Register of Deeds of Sarpy County, Nebraska.

Section 5. VESTING OF RIGHTS IN TERRITORY ANNEXED: On the filing and recording of the copy of this ordinance, together with the attached official map, in the office of the Register of Deeds of Sarpy County, Nebraska, the fee of all avenues, lanes, streets, highways, roads, and alleys shown in and on the map and plat shall vest in the City of Springfield, Nebraska.

Section 6. SEVERABILITY: If any provision of this ordinance shall be held invalid, its invalidity shall not affect any other provisions of this ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this ordinance are hereby declared to be severable.

Section 7. EFFECTIVE DATE: Since the immediate operation of the provisions of this ordinance is necessary for the preservation of public peace, health, and safety, an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage by the City Council, approval by the Mayor, and publication and posting as required by law.

Passed and Approved this 19<sup>th</sup> day of September, 2006.

\_\_\_\_\_  
Mayor

(SEAL)

Attest:

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City Administrator/Clerk

Agenda Item 8. The public hearing having already been had during the September 5, 2006 Council Meeting, Councilman Hayes introduced Ordinance No. 721 without amendments.

Said ordinance was then read by title and thereafter Councilman Hayes moved for final passage of the ordinance, which motion was seconded by Councilman Latham. The Mayor then stated the question "Shall Ordinance No. 721 be passed and adopted?" Upon roll call vote, the following Council Members voted YEA: Thayer, Latham, Hayes, Sullivan. The following voted NAY: None. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor 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 thereto and ordered the Ordinance be published as provided therein. A true, correct and complete copy of said ordinance is as follows:

ORDINANCE NO. 721

AN ORDINANCE EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY OF SPRINGFIELD, PURSUANT TO THE PROVISIONS OF NEBRASKA REVISED STATUTE §17-405.01, BY ANNEXING THERETO A CERTAIN TRACT OF LAND CONTIGUOUS TO THE PRESENT LIMITS OF THE CITY OF SPRINGFIELD; AND PROVIDING AN EFFECTIVE DATE.

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

Section 1. DETERMINATION TO ANNEX: That pursuant to Nebraska Revised Statute §17-405.01, the corporate limits of the City of Springfield, Nebraska are hereby extended and increased so as to include and embrace within the corporate limits of the City of Springfield, Nebraska the adjacent and contiguous territory which is suburban in character, described in attached Exhibit 1 hereof, and such territory is hereby annexed and declared to be a part of the City of Springfield Nebraska.

Section 2. OFFICIAL MAP AND PLAT OF ANNEXED TERRITORY: The map or plat attached to this ordinance is an accurate map of the territory annexed, and is hereby adopted as the official map and plat of the territory hereby annexed, which map and plat show the legal boundaries thereof, together with the easements, avenues, streets, alleys, and lanes and the locations thereof, and such avenues or other ways are hereby dedicated to public use for the purposes designated on the map or plat.

Section 3. CERTIFICATION OF ACCURACY OF MAP: The Mayor of the City of Springfield, Nebraska is hereby authorized and directed to certify that the map is an accurate map of the territory annexed under the provisions of this ordinance.

Section 4. RECORDING OF MAP: This ordinance, with a certified copy of the official map attached hereto, shall be recorded in the office of the Register of Deeds of Sarpy County, Nebraska.

Section 5. VESTING OF RIGHTS IN TERRITORY ANNEXED: On the filing and recording of the copy of this ordinance, together with the attached official map, in the office of the Register of Deeds of Sarpy County, Nebraska, the fee of all avenues, lanes, streets, highways, roads, and alleys shown in and on the map and plat shall vest in the City of Springfield, Nebraska.

Section 6. SEVERABILITY: If any provision of this ordinance shall be held invalid, its invalidity shall not affect any other provisions of this ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this ordinance are hereby declared to be severable.

Section 7. EFFECTIVE DATE: Since the immediate operation of the provisions of this ordinance is necessary for the preservation of public peace, health, and safety, an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage by the City Council, approval by the Mayor, and publication and posting as required by law.

Passed and Approved this 19<sup>th</sup> day of September, 2006.

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Mayor

(SEAL)

Attest:

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City Administrator/Clerk

Agenda Item 9. The public hearing having already been had during the September 5, 2006 Council Meeting, Councilman Hayes introduced Ordinance No. 722 without amendments.

Said ordinance was then read by title and thereafter Councilman Hayes moved for final passage of the ordinance, which motion was seconded by Councilman Latham. The Mayor then stated the question "Shall Ordinance No. 722 be passed and adopted?" Upon roll call vote, the following Council Members voted YEA: Thayer, Latham, Hayes, Sullivan. The following voted NAY: None. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor 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 thereto and ordered the Ordinance be published as provided therein. A true, correct and complete copy of said ordinance is as follows:

ORDINANCE NO. 722

AN ORDINANCE EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY OF SPRINGFIELD, PURSUANT TO THE PROVISIONS OF NEBRASKA REVISED STATUTE §17-405.01, BY ANNEXING THERETO A CERTAIN TRACT OF LAND CONTIGUOUS TO THE PRESENT LIMITS OF THE CITY OF SPRINGFIELD; AND PROVIDING AN EFFECTIVE DATE.

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

Section 1. DETERMINATION TO ANNEX: That pursuant to Nebraska Revised Statute §17-405.01, the corporate limits of the City of Springfield, Nebraska are hereby extended and increased so as to include and embrace within the corporate limits of the City of Springfield, Nebraska the adjacent and contiguous territory which is suburban in character, described in attached Exhibit 1 hereof, and such territory is hereby annexed and declared to be a part of the City of Springfield Nebraska.

Section 2. OFFICIAL MAP AND PLAT OF ANNEXED TERRITORY: The map or plat attached to this ordinance is an accurate map of the territory annexed, and is hereby adopted as the official map and plat of the territory hereby annexed, which map and plat show the legal boundaries thereof, together with the easements, avenues, streets, alleys, and lanes and the locations thereof, and such avenues or other ways are hereby dedicated to public use for the purposes designated on the map or plat.

Section 3. CERTIFICATION OF ACCURACY OF MAP: The Mayor of the City of Springfield, Nebraska is hereby authorized and directed to certify that the map is an accurate map of the territory annexed under the provisions of this ordinance.

Section 4. RECORDING OF MAP: This ordinance, with a certified copy of the official map attached hereto, shall be recorded in the office of the Register of Deeds of Sarpy County, Nebraska.

Section 5. VESTING OF RIGHTS IN TERRITORY ANNEXED: On the filing and recording of the copy of this ordinance, together with the attached official map, in the office of the Register of Deeds of Sarpy County, Nebraska, the fee of all avenues, lanes, streets, highways, roads, and alleys shown in and on the map and plat shall vest in the City of Springfield, Nebraska.

Section 6. SEVERABILITY: If any provision of this ordinance shall be held invalid, its invalidity shall not affect any other provisions of this ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this ordinance are hereby declared to be severable.

Section 7. EFFECTIVE DATE: Since the immediate operation of the provisions of this ordinance is necessary for the preservation of public peace, health, and safety, an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage by the City Council, approval by the Mayor, and publication and posting as required by law.

Passed and Approved this 19<sup>th</sup> day of September, 2006.

\_\_\_\_\_  
Mayor

(SEAL)

Attest:

\_\_\_\_\_  
City Administrator/Clerk

Agenda Item 10. The public hearing having already been had during the September 5, 2006 Council Meeting, Councilman Hayes introduced Ordinance No. 723 without amendments.

Said ordinance was then read by title and thereafter Councilman Hayes moved for final passage of the ordinance, which motion was seconded by Councilman Latham. The Mayor then stated the question "Shall Ordinance No. 723 be passed and adopted?" Upon roll call vote, the following Council Members voted YEA: Thayer, Latham, Hayes, Sullivan. The following voted NAY: None. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor 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 thereto and ordered the Ordinance be published as provided therein. A true, correct and complete copy of said ordinance is as follows:

#### ORDINANCE NO. 723

AN ORDINANCE EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY OF SPRINGFIELD, PURSUANT TO THE PROVISIONS OF NEBRASKA REVISED STATUTE §17-405.01, BY ANNEXING THERETO A CERTAIN TRACT OF LAND CONTIGUOUS TO THE PRESENT LIMITS OF THE CITY OF SPRINGFIELD; AND PROVIDING AN EFFECTIVE DATE.

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

Section 1. DETERMINATION TO ANNEX: That pursuant to Nebraska Revised Statute §17-405.01, the corporate limits of the City of Springfield, Nebraska are hereby extended and increased so as to include and embrace within the corporate limits of the City of Springfield, Nebraska the adjacent and contiguous territory which is suburban in character, described in attached Exhibit 1 hereof, and such territory is hereby annexed and declared to be a part of the City of Springfield Nebraska.

Section 2. OFFICIAL MAP AND PLAT OF ANNEXED TERRITORY: The map or plat attached to this ordinance is an accurate map of the territory annexed, and is hereby adopted as the official map and plat of the territory hereby annexed, which map and plat show the legal boundaries thereof, together with the easements, avenues, streets, alleys, and lanes and the locations thereof, and such avenues or other ways are hereby dedicated to public use for the purposes designated on the map or plat.

Section 3. CERTIFICATION OF ACCURACY OF MAP: The Mayor of the City of Springfield, Nebraska is hereby authorized and directed to certify that the map is an accurate map of the territory annexed under the provisions of this ordinance.

Section 4. RECORDING OF MAP: This ordinance, with a certified copy of the official map attached hereto, shall be recorded in the office of the Register of Deeds of Sarpy County, Nebraska.

Section 5. VESTING OF RIGHTS IN TERRITORY ANNEXED: On the filing and recording of the copy of this ordinance, together with the attached official map, in the office of the Register of Deeds of Sarpy County, Nebraska, the fee of all avenues, lanes, streets, highways, roads, and alleys shown in and on the map and plat shall vest in the City of Springfield, Nebraska.

Section 6. SEVERABILITY: If any provision of this ordinance shall be held invalid, its invalidity shall not affect any other provisions of this ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this ordinance are hereby declared to be severable.

Section 7. EFFECTIVE DATE: Since the immediate operation of the provisions of this ordinance is necessary for the preservation of public peace, health, and safety, an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage by the City Council, approval by the Mayor, and publication and posting as required by law.

Passed and Approved this 19<sup>th</sup> day of September, 2006.

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Mayor

(SEAL)

Attest:

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City Administrator/Clerk

Agenda Item 11. The public hearing having already been had during the September 5, 2006 Council Meeting, Councilman Hayes introduced Ordinance No. 724 without amendments.

Said ordinance was then read by title and thereafter Councilman Hayes moved for final passage of the ordinance, which motion was seconded by Councilman Latham. The Mayor then stated the question "Shall Ordinance No. 724 be passed and adopted?" Upon roll call vote, the following Council Members voted YEA: Thayer, Latham, Hayes, Sullivan. The following voted NAY: None. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor 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 thereto and ordered the Ordinance be published as provided therein. A true, correct and complete copy of said ordinance is as follows:

#### ORDINANCE NO. 724

AN ORDINANCE EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY OF SPRINGFIELD, PURSUANT TO THE PROVISIONS OF NEBRASKA REVISED STATUTE §17-405.01, BY ANNEXING THERETO A CERTAIN TRACT OF LAND CONTIGUOUS TO THE PRESENT LIMITS OF THE CITY OF SPRINGFIELD; AND PROVIDING AN EFFECTIVE DATE.

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

Section 1. DETERMINATION TO ANNEX: That pursuant to Nebraska Revised Statute §17-405.01, the corporate limits of the City of Springfield, Nebraska are hereby extended and increased so as to include and embrace within the corporate limits of the City of Springfield, Nebraska the adjacent and contiguous territory which is suburban in character, described in attached Exhibit 1 hereof, and such territory is hereby annexed and declared to be a part of the City of Springfield Nebraska.

Section 2. OFFICIAL MAP AND PLAT OF ANNEXED TERRITORY: The map or plat attached to this ordinance is an accurate map of the territory annexed, and is hereby adopted as the official map and plat of the territory hereby annexed, which map and plat show the legal boundaries thereof, together with the easements, avenues, streets, alleys, and lanes and the locations thereof, and such avenues or other ways are hereby dedicated to public use for the purposes designated on the map or plat.

Section 3. CERTIFICATION OF ACCURACY OF MAP: The Mayor of the City of Springfield, Nebraska is hereby authorized and directed to certify that the map is an accurate map of the territory annexed under the provisions of this ordinance.

Section 4. RECORDING OF MAP: This ordinance, with a certified copy of the official map attached hereto, shall be recorded in the office of the Register of Deeds of Sarpy County, Nebraska.

Section 5. VESTING OF RIGHTS IN TERRITORY ANNEXED: On the filing and recording of the copy of this ordinance, together with the attached official map, in the office of the Register of Deeds of Sarpy County, Nebraska, the fee of all avenues, lanes, streets, highways, roads, and alleys shown in and on the map and plat shall vest in the City of Springfield, Nebraska.

Section 6. SEVERABILITY: If any provision of this ordinance shall be held invalid, its invalidity shall not affect any other provisions of this ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this ordinance are hereby declared to be severable.

Section 7. EFFECTIVE DATE: Since the immediate operation of the provisions of this ordinance is necessary for the preservation of public peace, health, and safety, an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage by the City Council, approval by the Mayor, and publication and posting as required by law.

Passed and Approved this 19<sup>th</sup> day of September, 2006.

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Mayor

(SEAL)

Attest:

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City Administrator/Clerk

Agenda Item 12. Councilman Thayer introduced Ordinance No. 727.

Councilman Thayer moved that the statutory rule requiring reading on three different days be suspended. Councilman Latham seconded the motion to suspend the rules and upon roll call vote on the motion the following Council Members voted YEA: Sullivan, Thayer, Latham, Hayes. The following voted NAY: None. The motion to suspend the rules was adopted by three-fourths of the Council and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Councilman Thayer moved for final passage of the ordinance, which motion was seconded by Councilman Latham. The Mayor then stated the question "Shall Ordinance No. 727 be passed and adopted?" Upon roll call vote, the following Council Members voted YEA: Sullivan, Thayer, Latham, Hayes. The following voted NAY: None. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor 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 thereto and ordered the Ordinance be published as provided therein. A true, correct and complete copy of said ordinance is as follows:

ORDINANCE NO. 727

AN ORDINANCE TO ESTABLISH THE AMOUNT OF CERTAIN FEES AND TAXES CHARGED BY THE CITY OF SPRINGFIELD FOR VARIOUS SERVICES INCLUDING BUT NOT LIMITED TO BUILDING AND USE, ZONING, LIBRARY, OCCUPATION LICENSING, AND PET LICENSING, SEWER AND DRAINAGE SYSTEMS AND FACILITIES OF THE CITY FOR RESIDENTIAL USERS AND COMMERCIAL USERS (INCLUDING INDUSTRIAL USERS) OF THE CITY OF SPRINGFIELD; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES; TO PROVIDE FOR AN EFFECTIVE DATE.

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

Section 1.

<u>SERVICE PROVIDED</u>	<u>FEE</u>
<b>ANIMAL CONTROL</b>	
1. Dog & Cat Licenses	
a. Spayed or Neutered	\$7.50 annually
b. Intact	\$10.00 annually
c. License Handling fee	Not to exceed \$10.00
2. Fine for not being licensed by May 10	Double licensing fee
3. Impound fees	Actual cost

**BUILDING SERVICES**

1. **Building Permit Fee Schedule**

Before issuing a permit for the building of any new building or any alteration or remodeling of any building, the building inspector shall charge and collect a fee as follows:

<u>Valuation:</u>	<u>Fee:</u>
\$1.00 to \$700.00	\$21.00
\$701.00 to \$2,000.00	\$21.00 for the first \$500.00 plus \$2.75 for each additional \$100.00 or fraction thereof, to and including \$2,000.00
\$2,001.00 to \$35,000.00	\$60.00 for the first \$2,000.00 plus \$13.00 for each additional \$1,000.00 or fraction thereof, to and including \$35,000.00
\$35,001.00 to \$70,000.00	\$350.00 for the first \$35,000.00 plus \$9.00 for each additional \$1,000.00 or fraction thereof, to and including \$70,000.00
\$70,001.00 to \$140,000.00	\$575.00 for the first \$70,000.00 plus \$6.50 for each additional \$1,000.00 or fraction thereof, to and including \$140,000.00
\$140,001.00 to \$700,000.00	\$882.00 for the first \$140,000.00 plus \$4.75 for each additional \$1,000.00 or fraction thereof to and including \$700,000.00

\$700,001.00 to \$1,400,000.00	\$2,820.00 for the first \$700,000.00 plus \$4.25 for each additional \$1,000.00 or fraction thereof, to and including \$1,400,000.00
\$1,400,001.00 and up	\$4,890.00 for the first \$1,000,000.00 plus \$2.75 for each additional \$1,000.00 or fraction thereof

For the purposes of this section, valuations shall be computed based upon the “City of Springfield Building Valuations” data established from the published May-June issue of Building Standards magazine. Accessories, demolition, shoring and other non-typical construction adjustments shall coincide with building valuation adjustments.

2.	Additional Inspections	
	a. over and above the minimum four visits	\$42.00 per hour
	b. outside of normal business hours (minimum charge – 2 hours)	\$42.00 per hour
3.	Inspections for which no fee is specifically indicated (minimum charge – 1 hour)	\$42.00 per hour
4.	Moving permit	Same as new construction
5.	Additional plan review required by changes, additions or revisions to approved plans (minimum charge – 1 hour)	\$42.00 per hour
6.	Electric Meter Inspection Only	\$42.00
7.	Electrical Pre-connect Fee	\$500.00 (refundable)
8.	Park Capital Facilities Fee	\$200.00 per new construction
9.	Septic Tank Data Inspection Only	\$42.00
10.	Sprinkler System Fees	
	a. In addition to building permit	\$30.00
	b. As a separate permit	\$42.00
11.	Street Opening/Curb Cut	\$175.00 (\$50.00 retained for inspection costs; \$125.00 returned upon final inspection approval.)
12.	Sign Permit	\$.30 per sf, \$40.00 minimum
13.	Demolition Permit	15% of new building cost if were re-constructed
14.	Penalty Fee for No Permit	Double permit fee
15.	Expired Building Permit Renewal	One half of new building permit fee

## **CITY FACILITIES RENTAL**

1. Community Building
  - a. Hourly \$25.00
  - b. Daily, per level \$125.00
  - c. Deposit \$125.00 (refundable)
  
2. Library Meeting Room
  - a. Daily \$25.00
  - b. Deposit \$100.00 (refundable)

## **ELECTION SERVICES**

1. Election Filing Fees (See Ordinance) 1% of annual salary

## **LIBRARY SERVICES**

1. Damaged & Lost
  - a. Books Replacement Cost
  - b. Magazines Replacement Cost
  - c. Audio Tapes Replacement Cost
  - d. Videos Replacement Cost
  
2. Fines
  - a. Books and Magazines \$.10 per day
  - b. Audio Books \$.10 per day
  - c. Videos/DVDs \$1.00 per day
  
3. Inter-Library Loan \$2.00
  
4. Non-resident Library Card ~~\$25~~20.00 annually

## **MISCELLANEOUS**

1. Copy of City Map \$3.00
  
2. Fee for Returned Checks (NSF) \$30.00
  
3. Handicap Parking Permit (State Statute) No charge
  
4. Mowing \$25.00 plus contractor's rate
  
5. Request for Records \$5.00 per half hour over 60 minutes plus copy costs

**OCCUPATION FEES/FRANCHISE FEES/IN LIEU OF TAXES (State Statute requires these fees be set by Ordinance)**

1.	Advertising Bench	
	a. Application	\$10.00
	b. Renewal application	\$10.00
2.	Billiards, pool tables	\$10.00 annually
3.	Bingo License (State Statute)	\$10.00 annually
4.	Electric Companies	\$0 annually
5.	Fire Insurance Companies (State Statute)	\$5.00 annually
6.	Fireworks Stand	\$2,000.00 annually
7.	Franchise fees/In Lieu of Taxes	
	a. Electricity	5% of gross revenues
	b. Gas (State Statute §14-2139)	2% of gross revenues
	c. Telephone (State Statute)	0%
	d. Cable Television (State Statute sets ceiling)	3% of gross revenues
8.	Liquor Establishments	
	a. Clubs (Class C – Liquor by the drink)	\$500.00 (not prorated)
	b. Package Stores (Class B - beer only)	\$50.00 (not prorated)
	c. Package Stores (Class D - beer and hard liquor)	\$300.00 (not prorated)
	d. Taverns (Class C – Liquor by the drink)	\$500.00 (not prorated)
9.	Mechanical Amusement Devices	\$10.00 annually
10.	Sexually Oriented Business	
	a. New Application	\$500.00 plus professional fees
	b. Annual Fee	\$500.00 annually
11.	Special Liquor Licenses	\$50.00 per day plus State Fee \$500.00 deposit (refundable)
12.	Tattoo Parlor	
	a. New Application	\$500.00 plus professional fees
	b. Annual Fee	\$500.00 annually
13.	Telephone Occupation Tax	3% of gross receipts as defined by ordinance
14.	Tobacco License (State Statute)	\$10.00 annually
15.	Mobile Home Park	
	a. New Application	\$500.00 plus professional fees
	b. Annual Fee	\$10.00 per pad

16.	Vendor/Hawker/Peddler	
	a. Annually	\$150.00
	b. Per day	\$50.00

**PLANNING SERVICES**

1.	Administrative Plat (lot split/consolidation)	\$200.00
2.	Annexation Requests	\$100.00 plus professional services costs
3.	Annual Conditional/Special Use Renewal	\$30.00
4.	Board of Adjustment	\$200.00
5.	Connection-Capital Facilities Fees	Due at Final Plat Signing
	a. Sewer Connection-Capital Facilities Fees	
	Residential - Single Family	\$700 per lot
	Residential - Duplex	\$980.00 per lot
	Residential - Multi Family	\$1,750.00 per acre
	Commercial	\$1,960.00 per acre
	Industrial	\$1,960.00 per acre
	Park or Common Area	\$210.00 per acre
	Agriculture Land	\$175.00 per acre
	b. Water Connection-Capital Facilities Fees	
	Residential - Single Family	\$300.00.00 per lot
	Residential - Duplex	\$420.00 per lot
	Residential - Multi Family	\$750.00 per acre
	Commercial	\$840.00 per acre
	Industrial	\$840.00 per acre
	Park or Common Area	\$90.00 per acre
	Agriculture Land	\$75.00 per acre
6.	Comprehensive Plan Amendment	\$500.00
7.	Conditional Use Permit (1 acre or less)	\$300.00
8.	Conditional Use Permit (over 1 acre)	\$500.00
9.	Conditional Use Permit Amendment	\$150.00
10.	County Filing Fees (If filed by City)	\$50.00 plus actual costs
11.	Final Plat	\$500.00 plus \$5 for each lot
12.	Flood Plain Development Permit	\$500.00
13.	Improvements Review Fees	1% of project cost plus Professional services costs

14.	Park and Open Space Fee	.04 acres per unit at Final Plat
15.	Preliminary Plat	\$100.00 plus professional services costs
	a. Revised Preliminary	\$250.00
16.	Replat	\$100.00 plus professional services costs
17.	Tax Increment Finance Project Fee	1 ½ % of project cost to be Tax Increment Financed
18.	Vacation of Plat	\$150.00
19.	Vacation of Public Right-of-Way	\$150.00
20.	Variance	\$200.00
21.	Zoning Book	\$75.00
22.	Zoning Map Amendment	\$400.00 (\$300 refundable if denied by Council)
23.	Zoning Text Amendment	\$500.00

**POLICE SERVICES**

1.	Parking Violations	
	a. 1 <sup>st</sup> offense	\$10.00
	b. Offense	\$20.00

**SEWER UTILITY FEES (State Statute requires these fees be set by Ordinance)**

1.	Sewer Connection/Tap Fee	
	<u>Residential</u>	
	a. ¾"	\$300.00
	b. 1"	\$400.00
	c. 1 ½"	\$425.00
	d. 2"	\$450.00
	e. larger connections	set by council
	<u>Commercial/Industrial</u>	
	a. ¾"	\$450.00
	b. 1"	\$600.00
	c. 1 ½"	\$650.00
	d. 2"	\$675.00
	e. larger connections	set by council

	Out of City	150% of fee
2.	Sewer Use Rates (Set by Ordinance)	\$24.00 per month, \$1.00 per 1,000 gallons of usage
3.	Utility Deposit (includes water and sewer)	\$100.00

### **WATER UTILITY FEES**

#### 1. Water Connection/Tap Fee

##### Residential

a.	¾"	\$300.00
b.	1"	\$400.00
c.	1 ½"	\$425.00
d.	2"	\$450.00
e.	larger connections	set by council

##### Commercial/Industrial

a.	¾"	\$450.00
b.	1"	\$600.00
c.	1 ½"	\$650.00
d.	2"	\$675.00
e.	larger connections	set by council

Out of City 150% of fee

#### 2. Water Meter Fee

a.	¾"	\$275.00
b.	1"	\$325.00
c.	1 ½"	\$City's actual cost
d.	Non-listed Meters	\$City's actual cost

#### 3. Water Re-connection

a.	Water emergency – 1 <sup>st</sup> violation	\$50.00
b.	Water emergency – 2 <sup>nd</sup> violation	\$200.00
c.	Water emergency – 3 <sup>rd</sup> violation	\$300.00
d.	By request of owner – during business hours	\$30.00
	after business hours	\$60.00
e.	For non-payment or other violation– during business hours	\$40.00
	after business hours	\$80.00

#### 4. Water Use Rates

\$15.00 per month for 2,000 gallons, \$1.80 per 1,000 gallons of usage thereafter

#### 5. Non-service area customer

\$25 for each 500 gallon (does not include SIDs governed by Developer Agreement)

6. Non-working/Non-readable Meter \$50.00 per month

Section 2. Fees not listed in the previous section are still valid and applicable as noted in their documents of origin.

Section 3. This ordinance does not prohibit the development and implementation of additional fees.

Section 4. For fees which are required to be adopted by State Statute, this ordinance serves as an affirmation and shall not override the governing statute.

Section 5. Any City official is hereby authorized and directed to refuse service to anyone who refuses to pay the fee established for that service.

Section 6. No fee shall be waived or refunded without approval of the Springfield City Council.

Section 7. The City of Springfield shall have the right to charge, in addition to the above fees, any overtime costs incurred in connection with the service.

Section 8. This ordinance shall take effect October 1, 2006 and be in full force from and after its passage, approval and publication or posting as required by law.

Section 9. That any other ordinance or section passed and approved prior to the passage, approval, and publication or posting of this ordinance and in conflict with its provisions is hereby repealed.

Passed and Approved this 19<sup>th</sup> day of September, 2006.

\_\_\_\_\_  
Mayor

(SEAL)

Attest:

\_\_\_\_\_  
City Administrator/Clerk

Agenda Item 13. Ordinance No. 728 AN ORDINANCE EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY OF SPRINGFIELD, PURSUANT TO THE PROVISIONS OF NEBRASKA REVISED STATUTE §17-405.01, BY ANNEXING THERETO A CERTAIN TRACT OF LAND CONTIGUOUS TO THE PRESENT LIMITS OF THE CITY OF SPRINGFIELD; AND PROVIDING AN EFFECTIVE DATE, more specifically described as Tax Lot C1B and R3, and a portion of Platteview Road right-of-way, 13-13-11, was introduced by Mayor Goldman. Second reading and public hearing will be held October 3, 2006.

Agenda Item 14. Ordinance No. 729 AN ORDINANCE EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY OF SPRINGFIELD, PURSUANT TO THE PROVISIONS OF NEBRASKA REVISED STATUTE §17-405.01, BY ANNEXING THERETO A CERTAIN TRACT OF LAND CONTIGUOUS TO THE PRESENT LIMITS OF THE CITY OF SPRINGFIELD; AND PROVIDING AN EFFECTIVE DATE, more specifically described as Tax Lot C1A1 and a portion of Platteview Road right-of-way, 13-13-11, was introduced by Mayor Goldman. Second reading and public hearing will be held October 3, 2006.

Agenda Item 15. Motion by Hayes, seconded by Latham, to approve Thompson Construction Payment No. Two and Partial for \$30,553.02 for 2006 1<sup>st</sup> Street Water and Sewer Extension, but not to release the payment until all compaction tests are acceptable to the City Engineer. AYES: Sullivan, Latham, Thayer, Hayes. NAYS: None.

Agenda Item 16. There was no executive session.

Agenda Item 17. No executive action was taken.

Motion by Thayer, seconded by Hayes, to adjourn. AYES: Thayer, Latham, Sullivan, Hayes. NAYS: None.

Meeting was adjourned at 8:00 PM.

#### ACKNOWLEDGMENT OF NOTICE OF MEETING

The undersigned members of the governing body of the City of Springfield, Nebraska, hereby acknowledges receipt of advance notice of meeting and the agenda for such meeting held at 7:00 o'clock P.M. on September 19, 2006.

\_\_\_\_\_ Mayor \_\_\_\_\_ Councilman

\_\_\_\_\_ Councilman \_\_\_\_\_ Councilman

\_\_\_\_\_ Councilman