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Watch the meeting livestream at <https://youtube.com/live/4k3yCViYOYM?feature=share>

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*The City Council may vote to go into Closed Session on any agenda item as allowed by State Law.*

***ROUTINE BUSINESS***

1. Announcement of Open Meetings Act
  2. Roll Call
  3. Pledge of Allegiance
  4. Mayors Report
  5. City Administrators Report
  6. Chief of Police Report
- 

***CONSENT AGENDA***

1. Minutes Approval for August 21, 2023
2. Agenda Approval
3. Claims
4. Consent Agenda

*Any item listed on the Consent Agenda may, by the request of any single Council Member, be considered as a separate item under the Regular Agenda Section of the Agenda.*

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***OLD BUSINESS***

1. Discussion and Action – 2023 Liquor Class C License Renewals
  2. Discussion And Action - Second Reading of Ordinance 2023-102 to merge the duties and position of the Utility Superintendent and Street Superintendent into the position of the Public Works Director as recommended by the Board of Public Works
- 

***REGULAR BUSINESS***

1. Discussion and Action – Resolution authorizing city to abate nuisances at 710 West 21<sup>st</sup> Street, 813 Harlan Street and 1515 Lane Street
2. Discussion and Action – Resolution authorizing signing of the Annual Certification of Program Compliance to Nebraska Board of Public Roads Classifications and Standards 2023
3. Discussion and Action – Request to approve an additional 1% Allowable Growth Percentage to the Restricted Funds Authority

***ADJOURNMENT***

Anthony Nussbaum, City Clerk

## REPORT TO MAYOR & COUNCIL PERSONS

**FROM** ANTHONY NUSSBAUM  
CITY ADMINISTRATOR

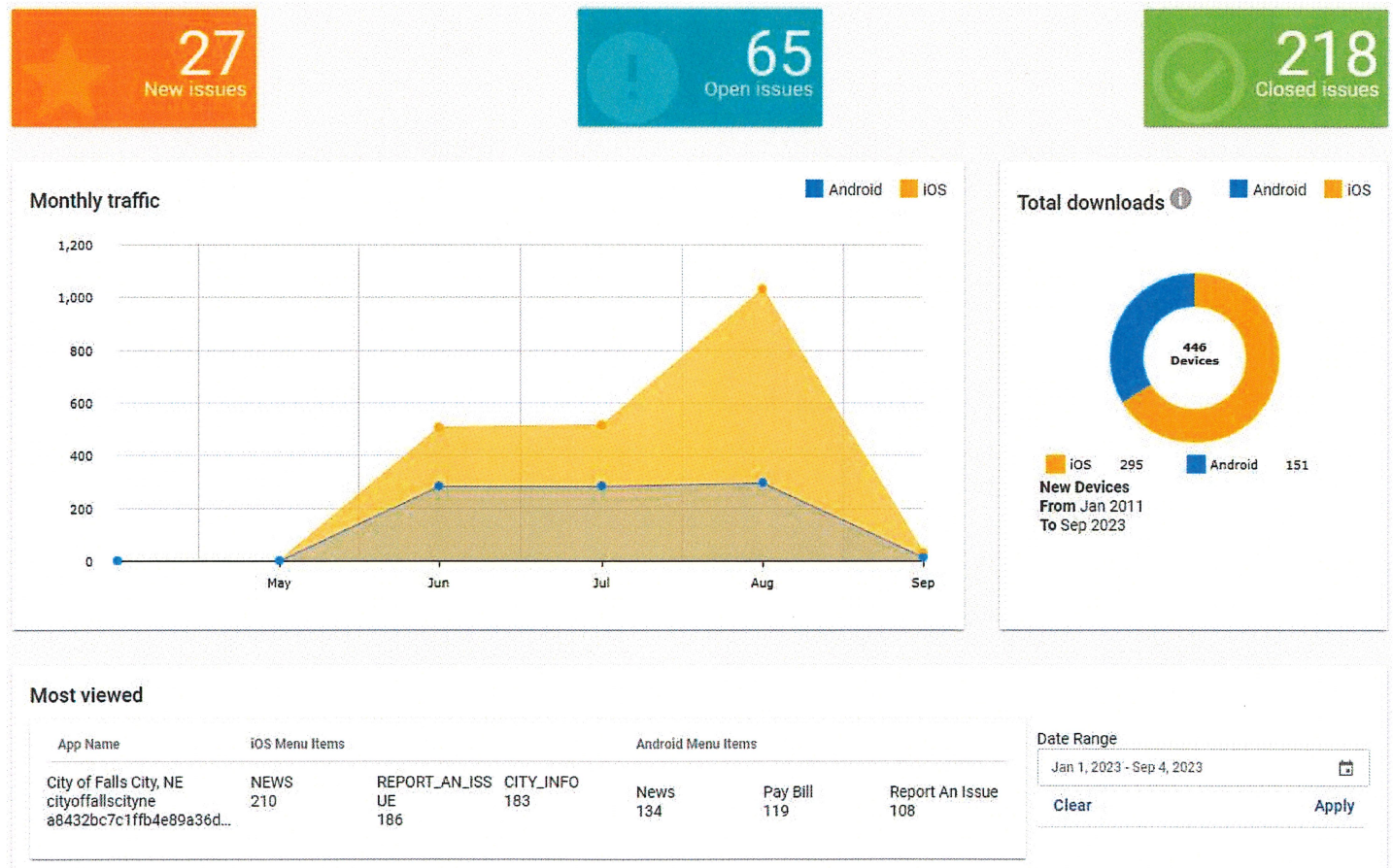
**REGARDING** Administrators Report – September 6, 2023

**DATE** September 4, 2023

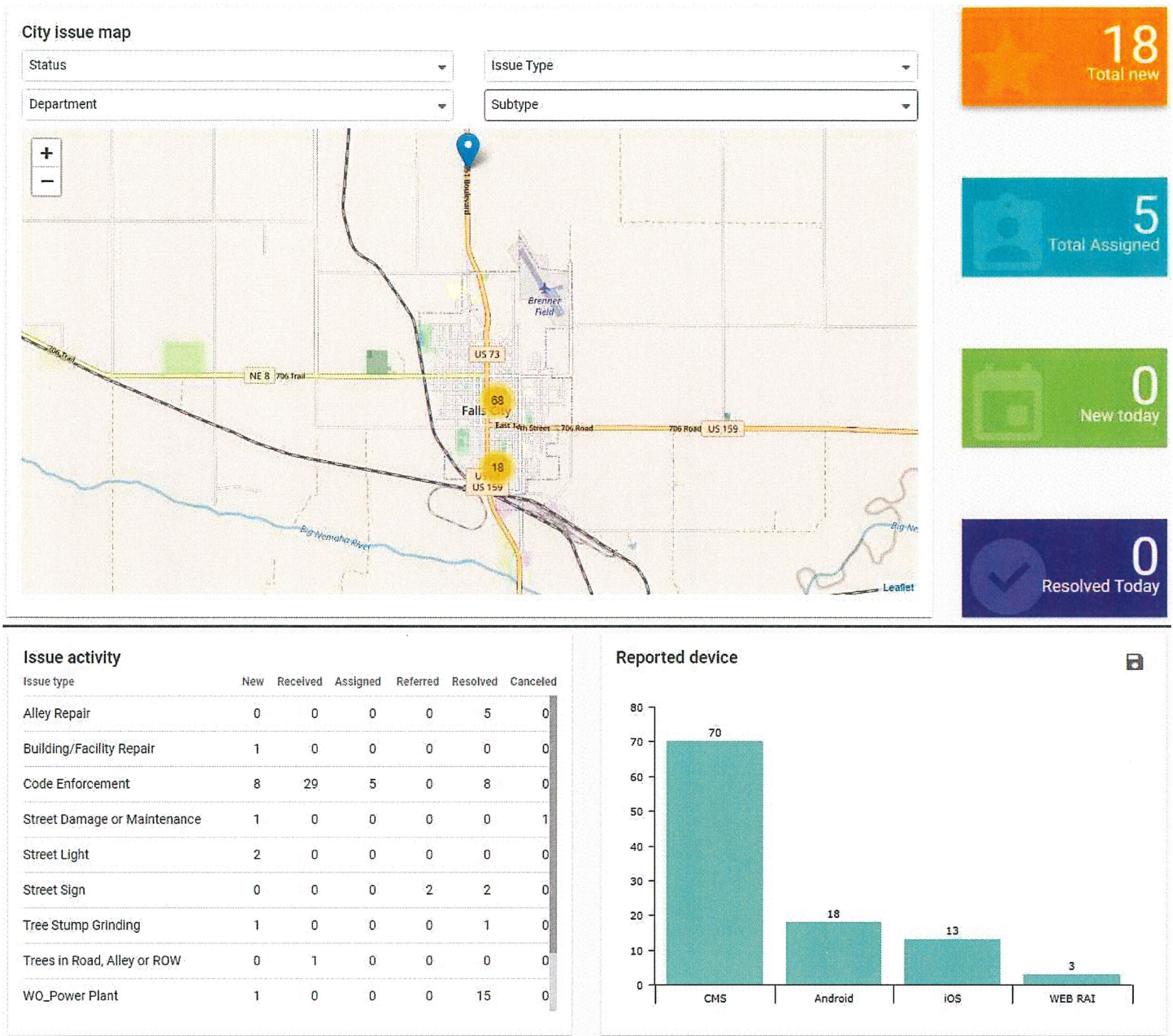
### Operations Update

Public Input sessions have been scheduled for the Falls City Recreation/Wellness Center feasibility study. A total of four public input sessions were scheduled in addition to 4 focus sessions for area organizations including, Community Medical Center, Richardson Foundation, Rotary Club, Falls City Jaycees, Chamber of Commerce, Creative District, Arts & Humanities, Falls City Recreation Inc, Park Board, Falls City Public Schools, Falls City Sacred Heart and Sixpence. Any additional organizations that would like to participate in the focus sessions are welcome. Please inquire with City Hall at 402.245.2851. See attached flyer.

A total of 446 devices have downloaded the official city mobile app as of 9.4.2023. Over 218 reported issues have been resolved to date. During the last 30 days, 23 issues were reported consisting of alley repair, code enforcement items, park equipment repairs, street light issues, tree stump grinding, trees in roads, etc.







## Human Resources

All positions are filled at this time

## Financials

Draft budgets are near completion for government and enterprise funds. Budget committee meetings will be held in the next 2-3 weeks for recommendation of adoption. A special meeting and budget hearing will be scheduled for September 25, 2023 at 5:30 PM to review public comment of budget and set the proposed final tax request. A special meeting to adopt the budget will be scheduled following the hearing at 6 PM. Final adopted budgets will be submitted electronically to the State Auditors Office on September 26, 2023.

## **Community Development**

Falls City was recently named a certified Nebraska Creative District and was awarded a \$10,000 Nebraska Arts Council Certification Grant. The Nebraska Creative District Program utilizes the arts as an economic driver to support communities in Nebraska by telling their stories and elevating the value of the arts.

The Falls City Airport Authority in collaboration with Ahern Aviation will be holding a Fly-In Breakfast on Saturday, September 9 at Brenner Field. FAA First responder Training is being provided for all area 1<sup>st</sup> responders free of charge.

The Falls City Airport Authority solicited and interviewed airport consultants for their upcoming capital improvements planned within the next five years. The next project planned is a new hangar building which is expected to cost around 1.2M of which will be funded primarily with entitlement funds. Design planning for the project will be completed in FY2024 with construction expected in FY2025.

A total of 7 projects are in the process of review and approval for the Owner Occupied Rehabilitation (OOR) program.

An additional meeting was held between the City, Richardson County Sheriff's Department and County Commissioner Karas. The county requested preliminary costs for Falls City to perform the 911 Dispatching for all of Richardson County. An interlocal agreement will be presented in the near future for political body review and possible adoption.

Meetings with BRAA will be held on September 15, 2023 to discuss the meals on wheels program and BRAA operations within the Senior Center. Collaboration with the Southeast Nebraska Housing Partnership (SNHP) will also be reviewed during this meeting.

Utility infrastructure planning for the North Commercial Corridor is underway. Electrical and gas improvements will be completed internally by city departments while sanitary sewer, water main and paving will be outsourced. Cost for improvements and financial planning with EDGE/CRA are being completed.

## **Projects**

2023 Tyler Tech Implementation – Financial configuration training and schema planning is being completed. Utility billing module configuration to be completed in the next months. All modules are expected to be live by April 2024.

WWTP Reed Bed Replacement – Our contractor, Constructed Wetlands Group, was scheduled to be onsite on May 22, 2023 however they did not show up. Project managers lost communication with the contractor after May 15, 2023 and we have not received any contact from them despite numerous attempts to the points of contacts and directly to their office. In an effort to get the project completed, city crews performed the planting of the reed beds in house. Rhizomes were placed in a population that was twice the rate of the previous planting. Sludge is now being reintroduced to establish reed bed growth and will be monitored internally for progress. The planted rhizomes have sprouted and shown signs of good growth. CWG contacted us via email on July 12, 2023. I sent an email back to them requesting a meeting to discuss the contract. No additional follow up has been completed by CWG since my July 12 email response.

911 Wireless Project – Conversion to the lumen system from Windstream is near complete. All installations have been installed. Addition 911 mapping software was installed for the dispatcher system. The entire new system is expected to go live in September/October.

2023 Street Improvements Project - Olsson is in the design phase for Phase 1 of the project. Patch work and minor replacement projects will be completed by Street Department rather than contracted out. Street crews



will be working on minor patching projects through the summer and fall of 2023. Overlay work will be bid out in November 2023 for a spring 2024 construction timeline.

2022 Electrical Distribution System Improvements (4.16 Switchgear PDC Project) – Kickoff meeting with IES was completed on July 27, 2023. Delivery of the PDC is still pending but expected by the end of August/September. Foundation construction for the PDC is planned to commence at the end of August however that is expected to be delayed due to the new delivery timeframe of the PDC which isn't expected to be in shipment to Falls City until the week of March 18, 2024

2022 Electrical Distribution System Improvements (Primary Underground Project) – Final materials being procured. Contracts were awarded. This project was originally scheduled for a 2023 construction start but construction was postponed due to materials lead times. We are currently expecting a spring 2024 start. BOPW will need to make a decision on property owner cost reimbursement for interior electrical service component for effected properties. M&A will generate a form for customers to utilize to submit expenses.

BNSF Water Main Relocation – The first tie-in “Y” connection was completed. Water production was halted for this timeline to allow draining of the section of pipe to be abandoned. The tie-in work was completed in 2-3 hours and the line was put back into service. Refilling the line after draining dislodged sediment and sent it throughout the distribution within the city limits causing discolored water for Falls City customers. A notice was made to the public once we were informed of the issue however a pre-notice was not anticipated as the sediment issue was not forecasted by the project team. The final tie in work is being completed the week of August 21<sup>st</sup>. The remaining work to be completed includes removal of the now abandoned section of old water main as per the agreement with BNSF.

2023 Northeast Force Main Replacement - Project is currently in preliminary design stages. Project consists of replacement of approximately 5000 linear feet of sewer force main along 652 Blvd from 15th Street to 27th Street. Currently working with landowners on easement needs in addition to awaiting a hopeful award of funding thru the House Appropriations Committee. Funding notices will likely not be known until congressional budgets are approved which could be after December 2023.

2023 Phase 8 Gas Main Replacement Project - Consists of replacement of approximately 8125 feet of natural gas line and 56 services. This project is near completion and only punch list items remain.

2023 Street Sign Replacement Project – The new street signs were delivered, and installation has begun. New signs have been installed along the state highways by placement above the existing stop signs. Any existing street signposts in the existing state ROW will be removed to eliminate sign congestion. Existing street signposts in the residential areas will also be removed as new posts will be installed for every intersection in the city. As 811 locates are required for each new post placement, street crews will systematically install the new signs throughout the remainder of the year so as to not flood the locate crews.

Tiger Trail Street Improvement Project – Project was bid and award to Forten Building Group recommended to council for action. Construction will be completed in conjunction with the Wilderness Falls III project.

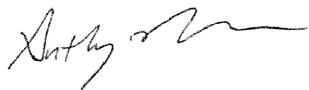
2021 Sanitary Sewer Rehabilitation & Improvement Project – 4<sup>th</sup> Street is reopened. Engineers performed a site visit along with city management to review pavement surface irregularities. Currently working on developing a deduct for the contract for the 4<sup>th</sup> Street concrete pavement issues east of Fulton Street. Punchlist items should now be completed, and LD's will stop accruing. Over \$50k of LD's will be imposed.

Projects that were completed this fiscal year as follows:

- 33<sup>rd</sup> Street – Bill Schock Blvd to Lane Street
- 2023 Storm Sewer Repair – 16<sup>th</sup> & Crook Street
- Engine 5 Rebuild at Power Plant
- Engine 8 Automation at Power Plant
- Sacred Heart South Parking Lot – Power Underground Project

- *Richardson County Service Yard Project – Power Underground project*

Respectfully,

A handwritten signature in black ink, appearing to read "Anthony", followed by a stylized flourish.

Anthony Nussbaum  
City Administrator/Clerk/Treasurer



## August 21, 2023

A meeting of the City Council of the City of Falls City, Nebraska, was held in said City on the 21<sup>st</sup> day of August 2023, at 6:00 o' clock P.M. Council met in regular session. Mayor Harkendorff called the meeting to order and Clerk Nussbaum recorded the minutes of the meeting. On roll call the following Council persons were present: Buckminster, Ferguson, Fouraker, Holle, Leyden, Ractliffe, Rhodd, Wisdom. Absent: None. Notice of the meeting was given in advance thereof by posting in three public places, a designated method for giving notice as shown by the Certificate of Posting Notice attached to these minutes. Notice of the meeting was given in advance thereof by posting in three public places, a designated method for giving notice as shown by the Certificate of Posting Notice attached to these minutes. Notice of this meeting was given to the mayor and all persons of the Council and a copy of their acknowledgment of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public. Mayor Harkendorff publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and indicated the location of such copy posted in the room where the meeting was being held.

### CONSENT AGENDA

A motion was made by Council person Leyden and seconded by Council person Ferguson to approve the Consent Agenda as follows: *WHEREAS*, certain business of the City Council (Council) of the City of Falls City (City) transpires on a regular and routine basis or is not of controversial nature; and *WHEREAS*, roll call votes on each individual issue greatly extend the meeting time. *NOW, THEREFORE, BE IT HEREBY RESOLVED* BY the City Council that in the interest of economizing time, yet complying with the Public Meeting Laws of the State of Nebraska, which require roll call voting, the following issues are hereby consolidated in this Consent Resolution: 1. *BE IT FURTHER RESOLVED* BY the Council that the minutes from the August 7, 2023 regular meeting is hereby approved. 2. *BE IT FURTHER RESOLVED* BY the Council that the agenda for August 21, 2023, is hereby approved. 3. *BE IT FURTHER RESOLVED* BY the Council that the Treasurer's Report for July, 2023 is hereby approved. 4. *BE IT FURTHER RESOLVED* BY the Council that the Police Report for July, 2023 of the City of Falls City are hereby approved. 5. *BE IT FURTHER RESOLVED* BY the Council that the Consent Resolution for August 21, 2023, is hereby approved. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Holle, Leyden, Ractliffe, Rhodd, Wisdom. "NAY" None. "ABSENT" None. Motion carried.

### REQUEST TO USE CITY STREETS FOR THE 14<sup>TH</sup> ANNUAL COBBLESTONE RUN RUN/WALK ON SATURDAY AUGUST 26, 2023 – COMMUNITY MEDICAL CENTER

A motion was made by Council member Ractliffe and seconded by Council member Rhodd to approve the request as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Holle, Leyden, Ractliffe, Rhodd, Wisdom. "NAY" None. "ABSENT" None. Motion carried.

### 2023 LIQUOR CLASS C LICENSE RENEWALS

A motion was made by Council member Ractliffe and seconded by Council member Ferguson to table until the September 6, 2023 meeting. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Holle, Leyden, Ractliffe, Rhodd, Wisdom. "NAY" None. "ABSENT" None. Motion carried.

### REVIEW OF KWIK SHOP'S NEW MANAGER APPLICATION TO THE NEBRASKA LIQUOR CONTROL COMMISSION

A motion was made by Council member Ferguson and seconded by Council member Leyden to approve the new manager application for Kwik Shop. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Holle, Leyden, Ractliffe, Rhodd, Wisdom. "NAY" None. "ABSENT" None.

Motion carried.

**AWARD OF CONSTRUCTION CONTRACT OF THE CHAMPIONS CROSSING 1<sup>ST</sup> ADDITION PAVING – TIGER TRAIL/ABBOTT STREET PROJECT OF \$370,753.00 TO FORTEN BUILDING GROUP AS RECOMMENDED BY REGA ENGINEERING**

A motion was made by Council member Holle and seconded by Council member Wisdom to award the construction contract to Forten Building Group. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Holle, Leyden, Ractliffe, Rhodd, Wisdom. "NAY" None. "ABSENT" None. Motion carried.

**ORDINANCE 2023-102 TO MERGE THE DUTIES AND POSITION OF THE UTILITY SUPERINTENDENT AND STREET SUPERINTENDENT INTO THE POSITION OF THE PUBLIC WORKS DIRECTOR AS RECOMMENDED BY THE BOARD OF PUBLIC WORKS**

A motion was made by Council member Ferguson and seconded by Council member Ractliffe to accept the first reading of Ordinance 2023-102 as presented. Roll was called on this motion and the Council persons voted as follows: "YEA" Buckminster, Ferguson, Fouraker, Holle, Leyden, Ractliffe, Rhodd, Wisdom. "NAY" None. "ABSENT" None. Motion carried.

*THERE BEING NO FURTHER BUSINESS, THE MEETING WAS ADJOURNED AT 6:11pm*

I, the undersigned, City Clerk for the City of Falls City, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by Mayor Harkendorff and Council on August 21, 2023; that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the City Clerk; that such agenda items were sufficiently descriptive to give the public reasonable notice of the matters to be considered at the meeting; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by persons of the public; that the said minutes from which the foregoing proceedings have been extracted were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting; and that a current copy of the Nebraska Open Meetings Act was available and accessible to persons of the public, posted during such meeting in the room in which such meeting was held.

(SEAL)

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR



## NOTICE OF RENEWAL OF RETAIL LIQUOR LICENSE

Notice is hereby given that pursuant to Section 53-135.01 liquor licenses may be automatically renewed for one year from November 1, 2023, for the following retail liquor licensee, to wit:

ERIC FROESCHL dba/THE WOULD EYE – 1821 STONE STREET, FALLS CITY, NE

Notice is hereby given that written protests to the issuance of automatic renewal of license may be filed by any resident of the City on or before August 31, 2023, in the office of the City Clerk; that in the event protests are filed by three or more such persons, hearing will be had to determine whether continuation of said license should be allowed.

FAMILY FARE #3734 – 1900 HARLAN STREET, FALLS CITY, NE

Notice is hereby given that written protests to the issuance of automatic renewal of license may be filed by any resident of the City on or before August 31, 2023, in the office of the City Clerk; that in the event protests are filed by three or more such persons, hearing will be had to determine whether continuation of said license should be allowed.

THE DEN LLC. – 1800 STONE STREET, FALLS CITY, NE

Notice is hereby given that written protests to the issuance of automatic renewal of license may be filed by any resident of the City on or before August 31, 2023, in the office of the City Clerk; that in the event protests are filed by three or more such persons, hearing will be had to determine whether continuation of said license should be allowed.

DOLLAR FRESH – 1300 STONE STREET, FALLS CITY, NE

Notice is hereby given that written protests to the issuance of automatic renewal of license may be filed by any resident of the City on or before August 31, 2023, in the office of the City Clerk; that in the event protests are filed by three or more such persons, hearing will be had to determine whether continuation of said license should be allowed.

Anthony Nussbaum – City Clerk

Please publish: 8/22/2023

Legal Notice

ORDINANCE 2023-102

AN ORDINANCE OF THE CITY OF FALLS CITY TO AMEND SECTIONS 1-212 AND 2-214 OF THE FALLS CITY MUNICIPAL CODE TO ASSIGN THE DUTIES OF THE STREET DEPARTMENT AND STREET PROJECTS TO THE BOARD OF PUBLIC WORKS; TO CREATE THE POSITION OF DIRECTOR OF PUBLIC WORKS AND TO MERGE INTO SUCH POSITION THE DUTIES OF UTILITY SUPERINTENDENT AND STREET SUPERINTENDENT TO REPEAL ORDINANCES IN CONFLICT HEREWITH; AND ESTABLISH AN EFFECTIVE DATE.

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

Section 1. That Chapter 1, Article 2, Section 1-212 of the Municipal Code of the City of Falls city be amended as follows:

**§ 1-212 APPOINTED OFFICIALS; MUNICIPAL ENGINEER.** The Municipal Engineer shall make all surveys, estimates, and calculations necessary to be made for the establishment of any public utilities, and the costs of labor and materials therefor. He shall accurately make all plats, sections, and maps as may be necessary under the direction of the Governing Body. Upon request, he shall make estimates of the cost of labor and material which may be done or furnished by contract with the Municipality, and make all surveys, estimates, and calculations necessary to be made for the establishment of grades, building of culverts, sewers, electric light system, waterworks, power plant, public heating system, bridges, curbing, and gutters and the improvement of streets and erection and repair of buildings, and shall perform such other duties as the Governing Body may require. When a Municipality has appointed a Board of Public Works, and the Governing Body has by ordinance so authorized, the Board shall have the right to utilize its own engineering staff and shall have the right to hire consulting engineers for the design and installation of extensions and improvements of the works under the jurisdiction of the Board of Public Works. Whenever the Governing Body has authorized, the Board of Public Works shall have the right to purchase material and employ labor for the enlargement and improvement of the water, electric, sewer, gas, and street departments. (Ref. 17-150, 17-405, 17-568.01, 17-919, RS Neb., Amended Ordinance 2023-10\_).

Section 2. That Chapter 2, Article 2, Section 2-214 of the Municipal Code of the City of Falls City be amended as follows:

**§ 2-214 BOARD OF PUBLIC WORKS.** The Governing Body shall appoint the Board of Public Works. The Board shall consist of not less than three (3) nor more than six (6) members who are residents of the Municipality. The members of the Board shall serve a four (4) year term of office, at a salary set by ordinance of the Governing Body. Each of the members shall be required to give a bond to the Municipality in the sum of five thousand dollars (\$5,000.00) and shall be conditioned on the faithful performance of the duties of their office; Provided, the premium on the said bond shall be paid out of a Municipal fund designated by the Governing Body. No member of the Board shall ever be financially interested in a contract entered into by the Board on behalf of the Municipality. The members of the Board shall be required to take an



oath to faithfully perform the duties of their office before entering upon the discharge thereof. At the time of the Board's first (1) meeting in June of each year, the Board members shall organize by selecting from among their number a chairman and secretary. It shall be the duty of the secretary to keep the full and correct minutes and records of all meetings and to file the same with the Municipal Clerk where they shall be available for public inspection at any time. The minutes of each meeting shall be published in a legal newspaper of general circulation in the Municipality within thirty (30) days after it is held. The Board shall meet at such times as the Governing Body may designate. Special meetings may be held upon the call of the chairman, or any three (3) members of the Board. A majority of the Board members shall constitute a quorum for the transaction of business. It shall be the duty of the Board to operate any utility owned by the Municipality and to exercise all powers conferred by law upon the Municipality for the operation of utilities to the same extent as the Governing Body, except that the Board shall not make an expenditure other than ordinary operational expenses exceeding the amount of twenty thousand dollars (\$20,000.00) without first obtaining the approval of the Governing Body.

The City Council may make such other rules and regulations as may be necessary or proper for the efficient and economical management of the business affairs of the city. It shall be the duty of the Board of Public Works to maintain, construct, and improve streets within the Municipality and to exercise all powers conferred by the Municipality for the operation of the street department and maintenance to the same extent as the Governing Body, except the Board shall not make an expenditure other than ordinary operating expenses exceeding the amount of twenty thousand dollars (\$20,000) without first obtaining approval of the Governing Body.

The Board may, in its discretion, employ a Public Works Director to operate the Municipal Utilities and Municipal Street Department who shall be under the immediate authority of the Board of Public Works. The Director of Public Works shall hereafter be responsible for all duties assigned to the Utility Superintendent and the Street Superintendent and such positions hereby merged into the position of Public Works Director. All actions of the Board shall be subject to the review and supervision of the Governing Body. The Board shall be responsible for making such reports and performing such other duties as the Governing Body may, from time to time, designate. No member of the Governing Body shall serve as a member of the Board of Public Works while serving a term of office as a member of the Governing Body. No member of the Board of Public Works shall serve in the capacity of both the chairman and secretary of the Board. (*Ref. 17-801 through 17-810, 19-414 RS Neb.; Amended Ordinance 2023-10\_*).

Section 3. That the current Sections 1-212 and 2-214 of the Falls City Municipal Code and all other ordinances passed and proved prior to the passage, approval, and publication or posting of this ordinance and in conflict with its provisions are hereby repealed.

Section 4. That this ordinance shall take effect and be in full force from and after its passage, approval and publication or posting as required by law.

Passed and approved this \_\_\_\_ day of \_\_\_\_, 2023.

\_\_\_\_\_  
MAYOR

ATTESTED:

\_\_\_\_\_  
CITY CLERK



## RESOLUTION

### AUTHORIZING CITY TO ABATE NUISANCES AT 710 W. 21<sup>ST</sup> STREET, 813 HARLAN STREET AND 1515 LANE STREET

WHEREAS, the properties at 710 W. 21<sup>st</sup> Street, 813 Harlan Street and 1515 Lane Street are unsightly and menaces to the public health or safety of the people of the City of Falls City, Nebraska and are attractive nuisances which may prove detrimental to children as of September 5, 2023; and

WHEREAS, on or about July 14, 2023, a letter asking owner to bring the property into compliance with the City building code was mailed to the registered agent's address, 1102 Douglas St, Omaha, NE 68102 as obtained from Nebraska Secretary of State's website on July 14, 2023; and

WHEREAS, the properties remain unsightly and menaces to public health; and

WHEREAS, there has been no action to remove unsound structures, overgrown vegetation, downed tree limbs and branches making the properties appear abandoned and making them attractive nuisances §6-402.

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

1. That the City's Attorney is authorized to bring a civil action to abate said nuisances, including the request that the properties be demolished.
2. That upon obtaining a judgment and the owner failing to comply, the City Administration may take such action as is necessary to abate said nuisances and collect the cost thereof.

Passed and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

CITY OF FALLS CITY, NEBRASKA

BY: \_\_\_\_\_  
Mark Harkendorff, Mayor

Attested:

\_\_\_\_\_  
Anthony Nussbaum, City Administrator

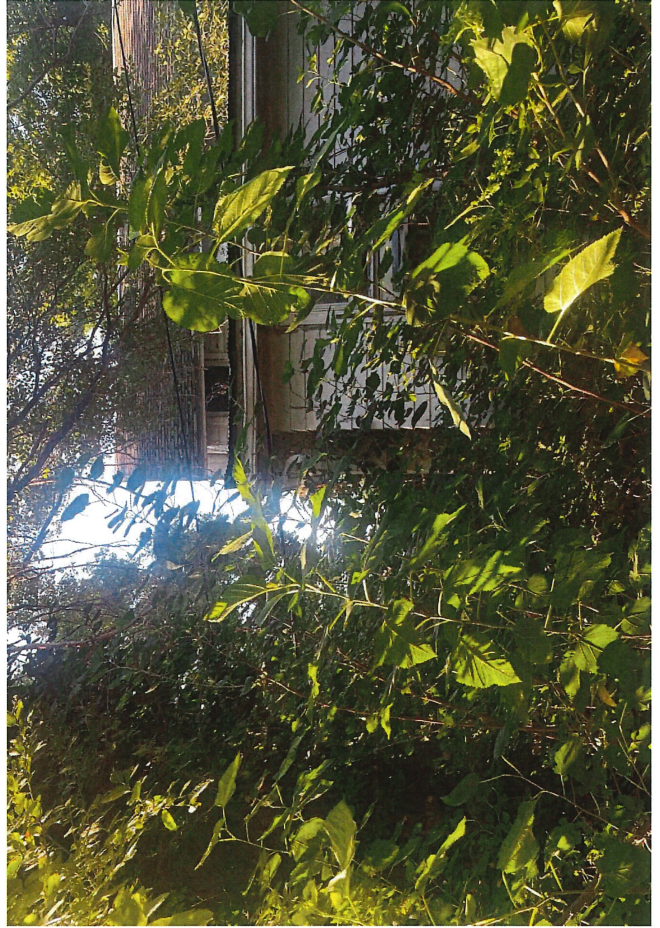


813 HARLAN





710 W 21ST





1515 LANE





**Do not recreate or revise the pages of this document**, as revisions and recreations will not be accepted. Failure to **return both pages of the original document** by the filing deadline (October 31, 2023) may result in the suspension of Highway Allocation funds until the documents are filed.

**MUNICIPAL  
ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE  
TO  
NEBRASKA BOARD OF PUBLIC ROADS CLASSIFICATIONS  
AND STANDARDS  
2023**

In compliance with the provisions of the State of Nebraska Statutes, sections 39-2115, 39-2119, 39-2120, 39-2121, and 39-2520(2), requiring annual certification of program compliance to the Board of Public Roads

Classifications and Standards, the City ☒ Village ☐ of Falls City  
(Check one box) (Print name of municipality)

hereby certifies that it:

- ✓ has developed, adopted, and included in its public records the plans, programs, or standards required by sections 39-2115 and 39-2119;
- ✓ meets the plans, programs, or standards of design, construction, and maintenance for its highways, roads, or streets;
- ✓ expends all tax revenue for highway, road, or street purposes in accordance with approved plans, programs, or standards, including county and municipal tax revenue as well as highway-user revenue allocations;
- ✓ uses a system of revenue and costs accounting which clearly includes a comparison of receipts and expenditures for approved budgets, plans, programs, and standards;
- ✓ uses a system of budgeting which reflects uses and sources of funds in terms of plans, programs, or standards and accomplishments;
- ✓ uses an accounting system including an inventory of machinery, equipment, and supplies;
- ✓ uses an accounting system that tracks equipment operation costs;
- ✓ has included in its public records the information required under subsection (2) of section 39-2520; and
- ✓ **has included in its public records a copy of this certification and the resolution of the governing body authorizing the signing of this certification by the Mayor or Village Board Chairperson.**

\_\_\_\_\_  
Signature of Mayor ☐ Village Board Chairperson ☐ (Required)

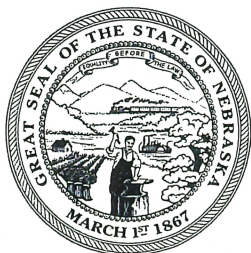
\_\_\_\_\_  
(Date)

\_\_\_\_\_  
Signature of City Street Superintendent (Optional)

\_\_\_\_\_  
(Date)

**Return the completed original signing resolution and annual certification of program compliance by October 31, 2023 to:**

Nebraska Board of Public Roads Classifications and Standards  
PO Box 94759  
Lincoln NE 68509



## RESOLUTION

### SIGNING OF THE MUNICIPAL ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE 2023

Resolution No. \_\_\_\_\_

**Whereas:** State of Nebraska Statutes, sections 39-2115, 39-2119, 39-2120, 39-2121, and 39-2520(2), requires an annual certification of program compliance to the Nebraska Board of Public Roads Classifications and standards; and

**Whereas:** State of Nebraska Statute, section 39-2120 also requires that the annual certification of program compliance by each municipality shall be signed by the Mayor or Village Board Chairperson and shall include the resolution of the governing body of the municipality authorizing the signing of the certification.

**Be it resolved** that the Mayor ☐ Village Board Chairperson ☐ of \_\_\_\_\_  
(Check one box) (Print name of municipality)  
is hereby authorized to sign the Municipal Annual Certification of Program Compliance.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ at \_\_\_\_\_ Nebraska.  
(Month)

City Council/Village Board Members

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

City Council/Village Board Member \_\_\_\_\_  
Moved the adoption of said resolution  
Member \_\_\_\_\_ Seconded the Motion  
Roll Call: \_\_\_\_\_ Yes \_\_\_\_\_ No \_\_\_\_\_ Abstained \_\_\_\_\_ Absent  
Resolution adopted, signed, and billed as adopted.

Attest:

\_\_\_\_\_  
(Signature of Clerk)



## Richardson County

City of Falls City  
IN  
Richardson County

**LID COMPUTATION FORM FOR FISCAL YEAR 2023-2024**

**PRIOR YEAR RESTRICTED FUNDS AUTHORITY OPTION 1 OR OPTION 2**

**OPTION 1**

Prior Year Restricted Funds Authority (Base Amount) = Line (8) from last year's Lid Form 3,770,518.11  
Option 1 - (Line 1)

**OPTION 2**

*Only use if a vote was taken at a townhall meeting to exceed Lid for one year*

Line (1) of Prior Year Lid Computation Form Option 2 - (A)

Allowable Percent Increase **Less** Vote Taken (Prior Year Lid Computation Form Line (6) - Line (5))                      %  
Option 2 - (B)

Dollar Amount of Allowable Increase Excluding the vote taken Line (A) times Line (B) -  
Option 2 - (C)

Calculated Prior Year Restricted Funds Authority (Base Amount) Line (A) Plus Line (C) -  
Option 2 - (Line 1)

**CURRENT YEAR ALLOWABLE INCREASES**

**1 BASE LIMITATION PERCENT INCREASE (2.5%)** 2.50 %  
(2)

**2 ALLOWABLE GROWTH PER THE ASSESSOR MINUS 2.5%** - %  
(3)

$$\frac{1,656,610.00}{2023 \text{ Value Attributable to Growth per Assessor}} \div \frac{157,099,051.00}{2022 \text{ Valuation}} = \frac{1.05}{\text{Multiply times 100 To get \%}}$$

**3 ADDITIONAL ONE PERCENT COUNCIL/BOARD APPROVED INCREASE** 1.00 %  
(4)

$$\frac{8}{\# \text{ of Board Members voting "Yes" for Increase}} \div \frac{8}{\text{Total \# of Members in Governing Body at Meeting}} = \frac{100.00}{\text{Must be at least 75\% (.75) of the Governing Body}}$$

**ATTACH A COPY OF THE BOARD MINUTES APPROVING THE INCREASE.**

**4 SPECIAL ELECTION/TOWNHALL MEETING - VOTER APPROVED % INCREASE**                      %  
(5)

**Please Attach Ballot Sample and Election Results OR Record of Action From Townhall Meeting**

TOTAL ALLOWABLE PERCENT INCREASE = Line (2) + Line (3) + Line (4) + Line (5) 3.50 %  
(6)

Allowable Dollar Amount of Increase to Restricted Funds = Line (1) x Line (6) 131,968.13  
(7)

Total Restricted Funds Authority = Line (1) + Line (7) 3,902,486.24  
(8)

**Less:** Restricted Funds from Lid Supporting Schedule -  
(9)

Total Unused Restricted Funds Authority = Line (8) - Line (9) 3,902,486.24  
(10)

**LINE (10) MUST BE GREATER THAN OR EQUAL TO ZERO OR YOU ARE IN VIOLATION OF THE LID LAW.**