

RESOLUTION NO. 270

**A RESOLUTION SETTING THE PROPERTY TAX REQUEST AND TAX LEVIES
FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2005**

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the property tax request for the prior year shall be the property tax request for the current year for purposes of the levy set by the County Board of Equalization unless the governing body of the City passes by a majority vote a resolution or ordinance setting the tax request at a different amount; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request; and

WHEREAS, it is in the best interest of the City that the property tax request for the current year be a different amount than the property tax request for the prior year.

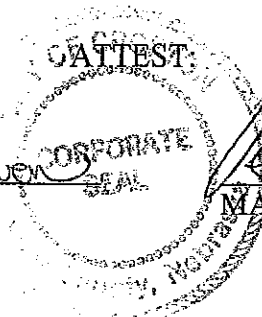
NOW, THEREFORE, the Governing Body of the City of Crofton, Nebraska, by a majority vote, resolves that:

1. The property tax request and levies for the fiscal year beginning October 1, 2005 for the General All Purpose Fund be set at \$88,433.00 or \$.461803 per hundred of assessed value.
2. The budget of expenditures for the fiscal year beginning October 1, 2005 for the General All Purpose Fund be set at \$833,975.00.
3. The City Clerk shall certify and forward a copy of this Resolution to the County Clerk prior to October 13, 2005.

PASSED AND APPROVED this 13th day of September, 2005.

CITY OF CROFTON, NEBRASKA

Nancy A Foxhoven
CITY CLERK



Raymond E. Wellen
MAYOR

ORDINANCE NO. 271

AN ORDINANCE TO VACATE A FOUR FOOT (4.0') PARCEL OF LAND IMMEDIATELY NORTH OF LOTS ONE (1), TWO (2) AND THREE (3), BLOCK EIGHT (8), ORIGINAL TOWN OF CROFTON, KNOX COUNTY, NEBRASKA, CONTAINING 600 SQUARE FEET OF NEBRASKA STREET RIGHT-OF-WAY DEDICATION BY THE CITY OF CROFTON, NEBRASKA; TO PROVIDE FOR VESTING OF THE TITLE THERETO; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF CROFTON, NEBRASKA, as follows:

Section 1: VACATION OF STREET RIGHT-OF-WAY: That a four foot (4.0') wide parcel of land lying immediately North of Lots One (1), Two (2) and Three (3), Block Eight (8), Original Town of Crofton, Knox County, Nebraska, containing 600 square feet of Nebraska Street Right-of-Way Dedication by the City of Crofton, is hereby vacated and that such vacation is hereby declared to be expedient for the good of the public of the City of Crofton, Nebraska; that no damage will be sustained by the citizens of said City or the owners of property therein, which matter has been ascertained by the City Council.

Section 2: VESTING OF TITLE: That all title to said four foot (4.0') by one hundred fifty foot (150') strip of land shall revert to Tony Guenther and Kimberly Guenther, husband and wife, the adjoining landowners of Lots One (1), Two (2) and Three (3), Block Eight (8), Original Town of Crofton, Knox County, Nebraska.

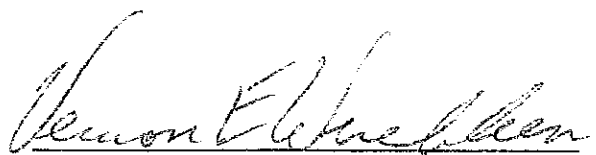
Section 3: REPEAL OF PRIOR ORDINANCES IN CONFLICT: That any other Ordinance or Section passed and approved prior to the passage, approval, and publication or posting of this Ordinance and in conflict with its provisions; is hereby repealed.

Section 4: WHEN OPERATIVE: This Ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting as required by law.

ADOPTED AND PASSED by the Mayor and City Council of the City of Crofton, Knox County, Nebraska, this 6th day of February, 2006.

(SEAL)


Nancy A. Foxhoven, City Clerk


Vernon E. Wuebben, Mayor

SECTION 4: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

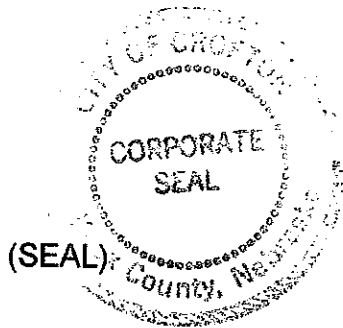
SECTION 5. This ordinance shall take effect from and after its passage, approval and publication as required by law.

Dated this 6th day of September, 2006.


CITY OF CROFTON, NEBRASKA



Mayor



ATTEST:



City Clerk

CITY OF CROFTON
RESOLUTION NO. 272

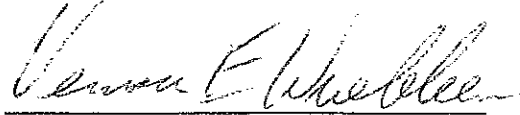
WHEREAS the City of Crofton, Knox County, Nebraska, pursuant to authority granted to political subdivisions to control its streets and sidewalks, hereby seeks to allow for lawn care and snow removal services on a seasonal basis by use of special designated equipment;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the City of Crofton, Knox County, Nebraska as follows:

1. That any 4-wheel vehicle that would otherwise be subject to Nebraska Revised Statute §60-6,355 that:

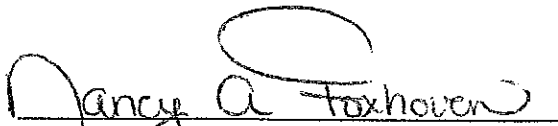
- A. is equipped with a snow blade and being operated within the City limits of Crofton, Knox County, Nebraska for the purpose of moving snow or commuting directly to a location for the purpose of moving snow shall be construed to be a street and sidewalk snow vehicle and shall be operated according to Nebraska Revised Statute §60-6,356(3).
- B. is equipped with a spray tank, wand or boom, and is being operated as an all terrain vehicle within the City limits of Crofton, Knox County, Nebraska for the purpose of spraying chemicals on lawns or gardens, or is commuting to a location for said purpose, shall be construed to be operated according to Nebraska Revised Statute §60-6,356(3); provided, however, that any such application of chemicals shall be in strict accordance with State and Federal regulations regarding application of chemicals and shall be applied in such a way as to avoid any risk of damage to property, pets or neighboring properties.

APPROVED AND PASSED by the Mayor and City Council of Crofton, Knox County, Nebraska on this 3rd day of July, 2006.



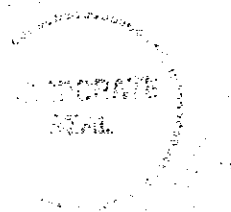
Vernon E. Wuebben, Mayor

A T T E S T:



Nancy A. Foxhoven, City Clerk

S E A L



ORDINANCE NO. 273

AN ORDINANCE OF THE CITY OF CROFTON, NEBRASKA, DEFINING SEXUAL PREDATOR TERMS; PROVIDING RESIDENCY RESTRICTIONS AND EXCEPTIONS TO SUCH RESTRICTIONS; REPEALING ALL CONFLICTING ORDINANCES OR PARTS OF ORDINANCES AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1: SEXUAL PREDATOR; DEFINITIONS

1. "Child care facility" means a facility licensed pursuant to the Child Care Licensing Act of the State of Nebraska. ◻

2. "School" means a public, private, denominational, or parochial school which meets the requirements for accreditation or approval prescribed by Nebraska law. ◻

3. "Sex offender" means an individual who has been convicted of a crime listed in Neb. Rev. Stat. §29-4003 and who is required to register as a sex offender pursuant to the Nebraska Sex Offender Registration Act. ◻

4. "Sexual predator" means an individual required to register under the Nebraska Sex Offender Registration Act, who has a high risk of recidivism as determined by the Nebraska State Patrol and who has victimized a person eighteen years of age or younger. ◻

SECTION 2: SEXUAL PREDATOR; RESIDENCY RESTRICTIONS

1. It is hereby determined unlawful for any sexual predator to reside within 500 feet of a school or childcare facility. ◻

2. For the purpose of determining the minimum distance separation, the distance shall be measured at a straight line from the closest point of the sexual predator's place of residence property line to the property line of the school or child care facility. ◻

SECTION 3: SEXUAL PREDATOR; EXCEPTIONS

These restrictions shall not apply to sexual predators who are housed in a prison, correctional or treatment facility operated by the state or county or to anyone who established a residency within such minimum distance before July 1, 2006, and has not moved from that residence since that date or who has established a residence subsequent to July 1, 2006, but a school or child care facility has been established since such date within such minimum distance. ◻

RESOLUTION NO. 274

**A RESOLUTION SETTING THE PROPERTY TAX REQUEST AND TAX LEVIES
FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006**

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the property tax request for the prior year shall be the property tax request for the current year for purposes of the levy set by the County Board of Equalization unless the governing body of the City passes by a majority vote a resolution or ordinance setting the tax request at a different amount; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request; and

WHEREAS, it is in the best interest of the City that the property tax request for the current year be a different amount than the property tax request for the prior year.

NOW, THEREFORE, the Governing Body of the City of Crofton, Nebraska, by a majority vote, resolves that:

1. The property tax request and levies for the fiscal year beginning October 1, 2006 for the General All Purpose Fund be set at \$94,697.60 or \$0.461006 per hundred of assessed value.
2. The budget of expenditures for the fiscal year beginning October 1, 2006 for the General All Purpose Fund be set at \$791,589.00
3. The City Clerk shall certify and forward a copy of this Resolution to the County Clerk prior to October 13, 2006.

PASSED AND APPROVED this 6th day of September, 2006.

CITY OF CROFTON, NEBRASKA

ATTEST:



Jancy A. Foxhoven
VILLAGE CLERK

Norman E. Weiblen
MAYOR

ORDINANCE NO. 275

AN ORDINANCE OF THE CITY OF CROFTON, KNOX COUNTY, NEBRASKA, TO ANNEX REAL ESTATE TO THE CORPORATE LIMITS OF SAID CITY AND TO PROVIDE FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF CROFTON, NEBRASKA, as follows:

THAT the following described real estate be, and hereby is, annexed to the corporate limits of the City of Crofton, Knox County, Nebraska, to-wit:

Part of the East Half of the Northwest Quarter (E $\frac{1}{2}$ NW $\frac{1}{4}$) of Section Twenty-five (25), Township Thirty-two (32) North, Range Two (2) West of the 6th P.M., Knox County, Nebraska, being more particularly described as follows:

Commencing at the Southeast corner of the Northwest Quarter (NW $\frac{1}{4}$) of said Section Twenty-five (25), thence along the East line of the Northwest Quarter (NW $\frac{1}{4}$) on an assumed bearing of North 02°10'54" West a distance of 1481.93 feet to the Southeast corner of Out Lot "L", thence South 87°29'46" West along the South line of said Out Lot "L" a distance of 352.06 feet to a point of beginning; thence South 02°30'14" East a distance of 175.47 feet; thence South 87°53'53" West a distance of 655.08 feet; thence North 02°30'14" West a distance of 332.01 feet to a point on the South line of Out Lot "M"; thence North 87°29'46" East along said South line of Out Lot "M" a distance of 50.51 feet to the Southeast corner of said Out Lot "M"; thence South 02°44'31" East along the West line of said Out Lot "L" a distance of 25.00 feet; thence continuing South 02°44'31" East along said West line of Out Lot "L" a distance of 136.15 feet to the Southwest corner of said Out Lot "L"; thence North 87°29'46" East along the South line of said Out Lot "L" a distance of 603.88 feet to the point of beginning containing 2.79 acres, more or less.

WHEREAS, the above described real estate is contiguous and adjacent to the City of Crofton, Knox County, Nebraska; AND

WHEREAS, said real estate will receive material benefits and advantages from annexation to said City of Crofton, Knox County, Nebraska; AND


WHEREAS, the owner of the above described real estate, Crofton Elevator, Inc., as an integral part of the issuance of a city building permit, has consented annexation of said real estate to the corporate limits of the City of Crofton, Knox County, Nebraska.

NOW THEREFORE, be it ordained by the Mayor and City Council of the City of Crofton, Knox County, Nebraska:

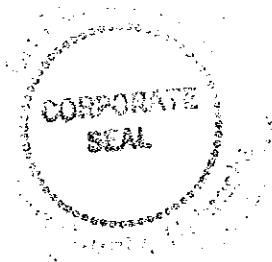
1. That the above described real estate be, and the same hereby is, included within the boundaries and territory of the City of Crofton, Knox County, Nebraska and said lands and persons residing thereon shall hereafter be subject to all of the rules, regulations, ordinances, taxes and all other burdens and benefits of other persons and territory included within the City of Crofton, Knox County, Nebraska.
2. This Ordinance shall take effect and be in force from and after its passage, approval and publication as required by law.

PASSED AND APPROVED this 2nd day of April, 2007.

A T T E S T


Nancy A. Foxhoven, City Clerk


Wendell Strom, Mayor



RESOLUTION NO. 276

**A RESOLUTION SETTING THE PROPERTY TAX REQUEST AND TAX LEVIES
FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2007**

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the property tax request for the prior year shall be the property tax request for the current year for purposes of the levy set by the County Board of Equalization unless the governing body of the City passes by a majority vote a resolution or ordinance setting the tax request at a different amount; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request; and

WHEREAS, it is in the best interest of the City that the property tax request for the current year be a different amount than the property tax request for the prior year.

NOW, THEREFORE, the Governing Body of the City of Crofton, Nebraska, by a majority vote, resolves that:

1. The property tax request and levies for the fiscal year beginning October 1, 2007 for the General All Purpose Fund be set at \$103,636 or \$0.460038 per hundred of assessed value.
2. The budget of expenditures for the fiscal year beginning October 1, 2007 for the General All Purpose Fund be set at \$787,991.00
3. The City Clerk shall certify and forward a copy of this Resolution to the County Clerk prior to October 13, 2007.

PASSED AND APPROVED this 12th day of September, 2007.

CITY OF CROFTON, NEBRASKA

ATTEST
SEAL


CITY CLERK


MAYOR

ALL-TERRAIN VEHICLE ORDINANCE
ORDINANCE NO. 297

AN ORDINANCE RELATING TO ALL-TERRAIN VEHICLES: TO ALLOW THE OPERATION OF ALL-TERRAIN VEHICLES WITHIN THE CORPORATE LIMITS UNDER CERTAIN CIRCUMSTANCES; TO IMPOSE RESTRICTIONS ON THE USE OF ALL-TERRAIN VEHICLES; TO ESTABLISH PENALTIES FOR VIOLATION; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; TO PROVIDE AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF CROFTON, NEBRASKA, as follows:

WHEREAS, on March 7, 2007, the Governor of the State of Nebraska approved Legislative Bill 307 (LB 307) amending and repealing provisions of Section 60-6,356, Reissue Revised Statutes of Nebraska relating to all-terrain vehicles.

NOW THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Crofton, Knox County, Nebraska, that Chapter III, Article IV – Motor Vehicles and Bicycles of the Codified General Ordinances of the City of Crofton be amended by insertion of the following Sections, to-wit:

SECTION 3-409: ALL-TERRAIN VEHICLES; OPERATION

1. For purposes of this section:
 - (a) All-terrain vehicle means any motorized off-highway vehicle which (i) is fifty inches or less in width; (ii) has a dry weight of nine hundred pounds or less; (iii) travels on three or more low-pressure tires; (iv) is designed for operator use only with no passengers or is specifically designed by the original manufacturer for the operator and one passenger; (v) has a seat or saddle designed to be straddled by the operator; and (vi) has handlebars or any other steering assembly for steering control.
(Ref. Neb. Rev. Stat. §60-6,355)
 - (b) Street or highway means the entire width between the boundary limits of any street, road, avenue, boulevard, or way which is publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.
(Ref. Nebr. Rev. Stat. §60-624)
2. An all-terrain vehicle may be operated on streets and highways within the corporate limits of the City only if the operator and the vehicle comply with the provisions of this section.
3. An all-terrain vehicle may be operated only between the hours of sunrise and sunset and shall not be operated at a speed in excess of thirty miles per hour. When operating an all-terrain vehicle as authorized in subsection (2) of this section, the headlight and taillight of the vehicle shall be on and the vehicle shall be equipped with a bicycle safety flag which extends not less than five feet above ground attached to the rear

of such vehicle. The bicycle safety flag shall be triangular in shape with an area of not less than thirty square inches and shall be day-glow in color.

4. Any person operating an all-terrain vehicle as authorized in subsection (2) of this section shall have:

- (a) A valid Class O operator's license or a farm permit as provided in Neb. Rev. Stat. §60-4,126; and
- (b) Liability insurance coverage for the all-terrain vehicle while operating the all-terrain vehicle on a street or highway. The person operating the all-terrain vehicle shall provide proof of such insurance coverage to any peace officer requesting such proof within five days of such a request.

5. All-terrain vehicles may be operated without complying with subsections (3) and (4) of this section on streets and highways in parades which have been authorized by the State of Nebraska or any department, board, commission, or political subdivision of the state.

6. An all-terrain vehicle shall not be operated on any controlled-access highway with more than two marked traffic lanes, and the crossing of any controlled-access highway with more than two marked traffic lanes shall not be permitted. Subsections (2) through (4) and (7) of this section authorize and apply to operation of an all-terrain vehicle only on a street or highway other than a controlled-access highway with more than two marked traffic lanes.

7. Subject to subsection (6) of this section, the crossing of a street or highway shall be permitted by an all-terrain vehicle without complying with subsections (3) and (4) of this section only if:

- (a) The crossing is made at an angle of approximately ninety degrees to the direction of the street or highway and at a place where no obstruction prevents a quick and safe crossing;
- (b) The vehicle is brought to a complete stop before crossing the shoulder or roadway of the street or highway;
- (c) The operator yields the right-of-way to all oncoming traffic that constitutes an immediate potential hazard;
- (d) In crossing a divided highway, the crossing is made only at an intersection of such highway with another highway; and
- (e) Both the headlight and taillight of the vehicle are on when the crossing is made.

(Ref. Neb. Rev. Stat. §60-6,356)

SECTION 3-410: ALL-TERRAIN VEHICLES; USES

1. An all-terrain vehicle may be operated on streets and highways within the corporate limits of the city only for the following uses:

- (a) Any bonafide agricultural purpose by an individual engaged in farming or any other agricultural use as provided by Nebraska Revised Statute §60-6,356(2);

- (b) Any all-terrain vehicle equipped with a with a snow blade and being operated within the city limits for the purpose of moving snow or commuting directly to a location for the purpose of moving snow.
[Ref. Neb. Rev. Stat. §60-6,356(3)]
- (c) Any all-terrain vehicle equipped with a spray tank, wand or boom, and being operated for the purpose of spraying chemicals on lawns or gardens, or is commuting to a location for said purpose [Ref. Neb. Rev. Stat. §60-6,356(3)]; provided, however, that any such application of chemicals shall be in strict accordance with State and Federal regulations regarding application of chemicals and shall be applied in such a way as to avoid any risk of damage to property, pets or neighboring properties.

SECTION 3-411: ALL-TERRAIN VEHICLES; UNLAWFUL ACTS

It shall be deemed a misdemeanor for any person to allow an all-terrain vehicle, either owned or operated by him/her, to be operated:

1. Within the congested area of the City unless said all-terrain vehicle is engaged in responding to an emergency.
2. At a rate of speed greater than reasonable or proper under the surrounding circumstances.
3. In a careless, reckless or negligent manner so as to endanger person or property.
4. Without a lighted headlight and taillight when such would be required by conditions.
5. In any tree nursery or planting in a manner which damages or destroys growing stock.
6. Upon any private lands without first having obtained permission of the owner, lessee or operator of such lands.

SECTION 3-412: ALL-TERRAIN VEHICLES; ON PUBLIC LANDS

All-terrain vehicles shall be prohibited upon the public lands owned by the City except where allowed by resolution of the City Council.

SECTION 3-413: ALL-TERRAIN VEHICLES; ENFORCEMENT; PENALTY

Any peace officer, including a conservation officer, may enforce the provisions relating to all-terrain vehicles. Any person convicted of violating any rule or regulation dealing with all-terrain vehicles shall be punished by a fine or not more than \$500.00.

SECTION 3-414: REPEAL OF PRIOR ORDINANCES; EFFECTIVE DATE

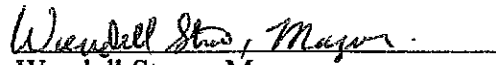
1. Any other ordinance or section passed and approved prior to passage, approval and publication of this ordinance and in conflict with its provisions is repealed.

2. This ordinance shall take effect and be in full force from and after its passage, approval and publication as required by law.

ADOPTED AND PASSED by the Mayor and City Council of the City of Crofton, Knox County, Nebraska, this 3rd day of December, 2007.

(S E A L)


Nancy A. Foxhoven, City Clerk


Wendell Strom, Mayor

RESOLUTION NO. 278

A RESOLUTION OF THE CITY OF CROFTON, KNOX COUNTY, NEBRASKA, DIRECTING THAT A BALLOT ISSUE BE PLACED ON THE GENERAL ELECTION ON NOVEMBER 4, 2008 FOR CONSIDERATION BY THE ELECTORS OF THE CITY OF CROFTON TO APPROVE A LOCAL OPTION MUNICIPAL SALES TAX OF ONE PERCENT (1%); TO CONSIDER THE USE OF THE LOCAL OPTION REVENUE ACT SALES TAX REVENUE TO FUND THE CITY ECONOMIC DEVELOPMENT PROGRAM PURSUANT TO THE LOCAL OPTION MUNICIPAL ECONOMIC DEVELOPMENT ACT, TO FUND IMPROVEMENT AND/OR REPLACEMENT OF CITY PARK(S) AND SWIMMING POOL; TO FUND IMPROVEMENT OF CITY INFRASTRUCTURE, INCLUDING STREETS, WATER AND SEWER FACILITIES AND PROPERTY TAX RELIEF.

WHEREAS, Nebraska Revised Statutes Section 77-27,142.02 provides that any incorporated municipality is authorized to impose a local option sales and use tax of up to one and one-half percent (1½%) after an election on said issue is held and if the said sales and use tax issue is approved by a majority of votes received; and

WHEREAS, a local option municipal sales and use tax would shift some of the burden of financing the municipality from the real estate and personal property tax to the sales and use tax; and

WHEREAS, the Crofton City Council has approved the Crofton Economic Development Program, as authorized in the Local Option Municipal Economic Development Act; and

WHEREAS, the citizens, Mayor and City Council of the City of Crofton are committed to the Economic Development Plan of the City which would be funded by a City Sales and Use Tax; and

WHEREAS, the citizens, Mayor and City Council of the City of Crofton are committed to providing for community infrastructure of the City which would be funded by a City Sales and Use Tax; and

WHEREAS, the citizens, Mayor and City Council of the City of Crofton are committed to providing community amenities for the residents of the city such as modern swimming pool facilities and parks.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CROFTON, KNOX COUNTY, NEBRASKA, AS FOLLOWS:

That the question of establishing a local option sales and use tax shall be placed before the voters of the City of Crofton at the general election to be held the 4th day of November, 2008, and that the question will be deemed submitted by sending a certified

copy of this Resolution proposing the tax to the County Clerk of Knox County, Nebraska, not later than Sept 2, 2008; and published in the Crofton Journal, which is the legal newspaper for the City of Crofton; and that the questions to be placed upon the ballot shall be the following:

“Shall the Mayor and City Council of Crofton, Nebraska impose a sales and use tax in the amount of one percent (1%) within the City of Crofton, Nebraska, upon the same transactions with the City of Crofton on which the State of Nebraska is authorized to impose a tax: (1) with the proceeds of twenty percent being allocated to fund the City Economic Development Plan; (2) with the proceeds of twenty percent being allocated to repair and/or replacement of City parks and swimming pool; (3) with the proceeds of sixty percent being allocated to improving infrastructure, including streets, water and sewer facilities and property tax relief; and shall the City increase its budgeted restricted funds for fiscal year 2008-2009 by \$70,000.00 (22%) over the current year’s restricted funds?”

- () YES (For the Sales Tax)
- () NO (Against the Sales Tax)

PASSED AND APPROVED this 4th day of Aug, 2008.



CITY OF CROFTON, NEBRASKA

BY: Wendell Strom
Wendell Strom, Mayor

ATTEST:

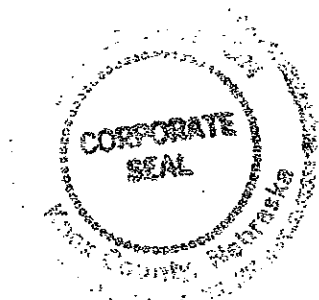
Nancy A. Foxhoven
Nancy A. Foxhoven, City Clerk

CERTIFICATION

STATE OF NEBRASKA)
) : SS
COUNTY OF KNOX)

The attached Resolution No. 278, consisting of 2 pages, is a true and correct copy of the original document kept on file in the office of the City Clerk of Crofton, Knox County, Nebraska.

Dated this 26th day of August, 2008.



CITY OF CROFTON, NEBRASKA

BY: Nancy A Foxhoven
Nancy A Foxhoven, City Clerk

RESOLUTION NO. 279

A RESOLUTION OF THE CITY OF CROFTON, KNOX COUNTY, NEBRASKA, AUTHORIZING AND DIRECTING THAT A BALLOT ISSUE BE PLACED ON THE GENERAL ELECTION ON NOVEMBER 4, 2008 FOR CONSIDERATION BY THE ELECTORS OF THIS MUNICIPALITY TO CONSIDER THE ADOPTION OF THE CROFTON ECONOMIC DEVELOPMENT PROGRAM AS PRESENTED PURSUANT TO THE LOCAL OPTION MUNICIPAL ECONOMIC DEVELOPMENT ACT.

WHEREAS, the growth of the economy of the City of Crofton is critical to the city's ability to grow and prosper in the future; and

WHEREAS, it is vital for Crofton to develop techniques that will encourage this necessary economic growth; and

WHEREAS, the Nebraska Legislature adopted the Local Option Municipal Economic Development Act giving cities the opportunity to use locally derived municipal revenues for economic and industrial development purposes; and

WHEREAS, this plan by state statute must include specific components, including the statement of a general economic development strategy; a statement of purpose of describing general intent and goals; a description of the types of businesses and activities that will be eligible for assistance under the program; a description of the amount of funds to be collected from local sources; a statement of the application process for financial assistance to businesses; an administrative system for the program; an application process for financial assistance to businesses; an administrative system for the program; a process to assure that laws and regulations are being met by municipalities and businesses; a process by which industrial lands might be identified for option and purchase; and a description of various detailed aspects of an economic development loan program; and

WHEREAS, to satisfy these requirements, the City of Crofton has caused the completion of The Crofton Economic Development Program that meets these statutory requirements and presents a program that is appropriate to the needs of the community; and

WHEREAS, the Mayor and City Council desire to proceed with a local option municipal economic development program based upon this plan;

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF CROFTON THAT:

1. That attached Economic Development Program is incorporated by this reference and is adopted as the official Economic Development Program for the City of Crofton, pursuant to the requirements of Neb. Rev. Stat. Section 18-2710; and

2. This Plan shall be maintained on file with the City Clerk, who shall make it available for the public to review during regular business hours; and

3. It is the intent of the Mayor and City Council to place approval of a local option economic development program to implement this Plan before the voters of the City of Crofton on November 4, 2008; and

4. The County Clerk of Knox County, Nebraska is directed to submit to the voters of said City the following proposition:

“Shall the City of Crofton establish an Economic Development Program as described here by appropriating annually from local sources of revenue a one percent sales and use tax which will generate no more than \$20,000.00 per year, not to exceed the amount allowed by Nebraska Statutes?”

() YES (For the Program)

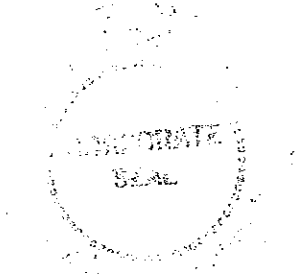
() NO (Against the Program)

Terms and Conditions of the Program.

- A. Crofton’s community and economic development strategy is to improve the quality of life for our citizens. This involves building on our strengths, promoting our existing businesses, working to retain existing jobs, expanding current businesses, promoting entrepreneurship, and recruiting new businesses. We also need to strengthen our work force, develop community resources, attract new capital investment, broaden the community’s tax base, and provide local community services needed to maintain a good quality life.
- B. Funds for the program may be used for purchasing real estate or options for real estate, developing small business and expansions thereof, recruiting quality businesses into the area, investing equity in qualifying businesses, creating a revolving loan fund, and conducting other economic development activities allowable under Nebraska Law determined to be beneficial to the City of Crofton and surrounding area.
- C. The Program shall commence January 1, 2009 and end December 31, 2029, a twenty year period.
- D. Collection of funds shall begin April 1, 2009 and end March 31, 2024.
- E. The source from which funds are to be collected shall be a one percent (1%) City Local Option Sales Tax.

- F. The total amount to be collected from the local sources of revenue for the Economic Development Program will be no more than \$20,000.00 per year for a total 15 year total of \$195,000.00, unless such sum is increased by a vote of the residents of the City of Crofton.
- G. In the event that the total amount of funds collected for economic development should exceed the foregoing limit, then said excess funds shall be prorated with 75% of said excess funds being allocated to infrastructure and 25% being allocated to parks and pool.

PASSED AND APPROVED this 4th day of August, 2008.



CITY OF CROFTON, NEBRASKA

BY: Wendell Strom
Wendell Strom, Mayor

ATTEST:

Nancy A. Foxhoven
Nancy A. Foxhoven, City Clerk

Approved as to form:
[Signature]
City Attorney

CERTIFICATION

STATE OF NEBRASKA)
 : SS
COUNTY OF KNOX)

The attached, Resolution No. 279, consisting of 3 pages, is a true and correct copy of the original document kept on file in the office of the City Clerk of Crofton, Knox County, Nebraska.

Dated this 21st day of August, 2008.



CITY OF CROFTON, NEBRASKA

BY: Nancy A Foxhoven
Nancy A Foxhoven, City Clerk