

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
MARCH 15, 2011 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
EXTENSION OF CDBG LOAN TIME OF PERFORMANCE — EASYWAY INTERNATIONAL, LLC	◆ RESOLUTION ORDINANCE RECEIVE/FILE	ANN BIRCH COMMUNITY DEVELOPMENT DIRECTOR

**SYNOPSIS**

A resolution has been prepared approving an extension of the CDBG loan time of performance for Easyway International, LLC, from May 11, 2011 until December 31, 2011.

**FISCAL IMPACT**

None.

**RECOMMENDATION**

Approval.

**BACKGROUND**

On December 15, 2009, the City Council authorized the application for a Community Development Block Grant for the Easyway International, LLC, project. On April 6, 2010, the City Council authorized the execution of a contract between the City and the Nebraska Department of Economic Development for administration of the grant. On April 20, 2010 the City Council authorized the Mayor to execute the loan documents and other project-related documents for this project.

The applicant is now requesting an extension of the time of performance specified in the loan documents from May 11, 2011 until December 31, 2011. The company has requested the additional time to satisfy the job creation requirements due to immigration issues delaying the transfer of key management personnel from China. The Department of Economic Development (DED) is aware of the request for an extension and has stated that the City must approve the request before it is submitted to their office. If approved, MAPA will prepare a letter to DED on behalf of the City.

A resolution has been prepared approving an extension of the CDBG loan time of performance for Easyway International, LLC, from May 11, 2011 until December 31, 2011.

**RESOLUTION NO. \_\_\_\_\_**

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING AN EXTENSION OF THE CDBG LOAN TIME OF PERFORMANCE FOR TO EASYWAY INTERNATIONAL, LLC.

WHEREAS, on December 15, 2009, the City Council approved Resolution No. 09-139 authorizing the application for a Community Development Block Grant for the Easyway International, LLC, project; and

WHEREAS, on April 6, 2010, the City Council approved Resolution No. 10-038 authorizing the Mayor to execute a contract between the City and the Nebraska Department of Economic Development for administration of the grant; and

WHEREAS, on April 20, 2011, the City Council approved Resolution No. 10-049 authorizing the Mayor to execute loan documents and other documents related to the project between the City and Easyway International, LLC; and

WHEREAS, Easyway International, LLC, has requested an extension of the time of performance within the loan documents from May 11, 2011 to December 31, 2011, in order to satisfy the job creation requirements.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby approve an extension of the CDBG loan time of performance for Easyway International, LLC, from May 11, 2011 to December 31, 2011, and authorize the Mayor to execute related documents, subject to such changes or additional documents or instruments as the City Administrator determines necessary or advisable in consultation with the City Attorney.

PASSED AND APPROVED THIS 15<sup>TH</sup> DAY OF MARCH 2011.

CITY OF LA VISTA

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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk