

LA VISTA CITY COUNCIL MEETING AGENDA

February 5, 2019

7:00 P.M.

Harold "Andy" Anderson Council Chamber
La Vista City Hall
8116 Park View Blvd

- **Call to Order**
- **Pledge of Allegiance**
- **Announcement of Location of Posted Open Meetings Act**
- **Swear In Police Captain – Todd Armbrust**
- **Swear In Police Sergeant – Ben Iversen**

All matters listed under item A, Consent Agenda, are considered to be routine by the city council and will be enacted by one motion in the form listed below. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

A. CONSENT AGENDA

1. **Approval of the Agenda as Presented**
2. **Approval of the Minutes of the January 15, 2019 City Council Meeting**
3. **Approval of the Minutes of the November 12, 2018 La Vista/Metropolitan Community College Condominium Owners Association Meeting**
4. **Request for Payment – Blade Masters Grounds Maint., Inc. – Construction Services – Civic Center Phase 2 – \$77,860.43**
5. **Request for Payment – DLR Group – Professional Services – City Centre Parking Graphic Design – \$1,900.00**
6. **Request for Payment – DLR Group – Professional Services – City Centre Parking Facility – \$2,041.45**
7. **Request for Payment – Felsburg Holt & Ullevig – Professional Services – Giles Signal Retiming – \$2,661.11**
8. **Request for Payment – Felsburg Holt & Ullevig – Professional Services – Giles Signal Retiming - \$2,368.19**
9. **Request for Payment – HDR Engineering Inc. – Professional Services – Public Improvements and Other Works – \$11,382.19**
10. **Request for Payment – Nebraska Department of Transportation – Construction Services – 126th Street Interchange Ramps – \$212,012.52**
11. **Request for Payment – Olsson – Professional Services – City Centre Phase 1 Public Infrastructure – \$10,958.93**
12. **Request for Payment – Olsson – Professional Services – City Centre Lot 17 Parking Garage – \$592.50**
13. **Request for Payment – RDG Planning & Design – Professional Services – Civic Center Park Phase 1 – \$634.00**
14. **Request for Payment – Swain Construction – Construction Services – 84th Street Access Improvements – \$4,737.00**
15. **Request for Payment – Thompson, Dreessen & Dorner, Inc. – Professional Services – Phase 2 Golf Course Transformation – Proposed Lake Improvements – \$ 7,509.75**
16. **Approval of Claims**

- **Reports from City Administrator and Department Heads**

B. Zoning Text Amendments – Tutoring and Exam Preparation Services

1. **Public Hearing**
2. **Ordinance**

C. Resolution – NPDES MS4 Discharge Permit – Storm Water Public Education & Outreach – Consultant Services Agreement

D. Resolution – Amendment No. 6 – Architectural Services – Public Offstreet Parking Facilities – 84th Street Public Improvement Redevelopment Project

E. Resolution – Purchase of Computer Software

F. Resolution – Purchase of Marked Police Vehicle

G. Executive Session – Contract Negotiation Guidance; Discussion of Security Protocols

- **Comments from the Floor**
- **Comments from Mayor and Council**
- **Adjournment**

The public is welcome and encouraged to attend all meetings. If special accommodations are required please contact the City Clerk prior to the meeting at 402-331-4343. A copy of the Open Meeting Act is posted in the Council Chamber and available in the public copies of the Council packet. Citizens may address the Mayor and Council under "Comments from the Floor." Comments should be limited to five minutes. We ask for your cooperation in order to provide for an organized meeting.

MINUTE RECORD

A-2

No. 728 — REDFIELD & COMPANY, INC. OMAHA E1310556LD

LA VISTA CITY COUNCIL MEETING JANUARY 15, 2019

A meeting of the City Council of the City of La Vista, Nebraska was convened in open and public session at 7:00 p.m. on January 15, 2019. Present were Councilmembers: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Clerk Buethe, Police Chief Lausten, City Engineer Kottmann, Assistant Director of Public Works Calentine, Library Director Barcal, Director of Administrative Services Pokorny, Community Development Director Birch, Recreation Director Stopak, and Finance Director Miserez.

A notice of the meeting was given in advance thereof by publication in the Omaha World-Herald on January 9, 2019. Notice was simultaneously given to the Mayor and all members of the City Council and a copy of the acknowledgment of the receipt of notice attached to the minutes. Availability of the agenda was communicated to the Mayor and City Council in the advance notice of the meeting. All proceedings shown were taken while the convened meeting was open to the attendance of the public. Further, all subjects included in said proceedings were contained in the agenda for said meeting which is kept continuously current and available for public inspection at City Hall during normal business hours.

Mayor Kindig called the meeting to order, led the audience in the Pledge of Allegiance, and made the announcements.

PROCLAMATION – EAGLE SCOUT SERVICE PROJECT – SABASTIEN ARNOLD

Mayor Kindig presented a proclamation to Eagle Scout Sebastien Arnold.

APPOINTMENTS – LIBRARY ADVISORY BOARD - REAPPOINT CAROL WESTLUND – 2 YEAR TERM

Mayor Kindig stated, with the approval of the City Council, he would like to re-appoint Carol Westlund to the Library Advisory Board for a 2 year term. Councilmember Thomas motioned the approval, seconded by Councilmember Quick. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

A. CONSENT AGENDA

- 1. APPROVAL OF THE AGENDA AS PRESENTED**
- 2. APPROVAL OF THE MINUTES OF THE JANUARY 2, 2019 CITY COUNCIL
MEETING**
- 3. MONTHLY FINANCIAL REPORT – NOVEMBER 2018**
- 4. REQUEST FOR PAYMENT – BLADE MASTERS GROUNDS MAINT, INC. –
CONSTRUCTION SERVICES – CIVIC CENTER PHASE 2 - \$292,634.07**
- 5. REQUEST FOR PAYMENT – DESIGN WORKSHOP – PROFESSIONAL
SERVICES – 84TH STREETSCAPE PLAN – \$20,842.10**
- 6. REQUEST FOR PAYMENT – DESIGN WORKSHOP – PROFESSIONAL
SERVICES – 84TH STREETSCAPE PLAN - \$10,881.77**
- 7. REQUEST FOR PAYMENT – OLSSON – PROFESSIONAL SERVICES – CITY
CENTRE LOT 17 PARKING GARAGE NE – \$6,880.19**
- 8. REQUEST FOR PAYMENT – PAPIQ-MISOURI RIVER NATURAL RESOURCES
DISTRICT – PROFESSIONAL SERVICES – \$250,000.00**
- 9. REQUEST FOR PAYMENT – SWAIN CONSTRUCTION – CONSTRUCTION
SERVICES – 84TH STREET ACCESS IMPROVEMENTS – \$7,502.00**
- 10. REQUEST FOR PAYMENT – THE NOVAK CONSULTING GROUP –
PROFESSIONAL SERVICES – PUBLIC WORKS AND RECREATION
ORGANIZATIONAL ASSESSMENT – \$14,130.00**
- 11. APPROVAL OF CLAIMS**

A & L HYDRAULICS INC, maint.	52.50
ALL TRAFFIC SOLUTIONS, INC, services	88.00
AMERICAN LEGAL PUBLISHING CO, services	399.00
ASPHALT & CONCRETE MATERIALS, maint.	980.83
AWAREITY, services	17.88
BABER, B., travel	342.00

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January 15, 2019

No. 729 - REEDFIELD & COMPANY, INC. OMAHA E1310556LD

BARCAL, R., travel	266.00
BEST BEST & KRIEGER LLP, services	5,000.00
BISHOP BUSINESS EQUIPMENT, supplies	138.10
BKD LLP, services	910.00
BLACK HILLS ENERGY, utilities	5,333.63
BRITE IDEAS DECORATING, services	200.00
BUETHE, P., travel	63.77
BURNS & MCDONNELL ENGINEERING, services	14,774.00
CATHERINE DEMES MAYDEW, services	2,860.00
CDW GOVERNMENT INC, services	8,356.00
CENTURY LINK, phones	138.90
CENTURY LINK BUSN SVCS, phones	107.18
CINTAS CORP, services	1,035.04
CITY OF OMAHA, services	225,572.39
CITY OF PAPILLION, services	181,491.78
CORNHUSKER INTL TRUCKS INC, maint.	368.59
COX COMMUNICATIONS, services	277.40
CULLIGAN OF OMAHA, services	16.00
CUMMINS CENTRAL POWER LLC, bld&grnds	298.00
DELL MARKETING L.P., services	7,324.69
DIAMOND VOGEL PAINTS, supplies	33.39
DLR GROUP, services	2,040.00
DXP ENTERPRISES INC, services	65.87
EDGEWEAR SCREEN PRINTING, apparel	2,329.25
FELSBURG HOLT & ULLEVIG, services	3,837.65
FIRST NATIONAL BANK FREMONT, bonds	5,377.08
FIRST WIRELESS INC, services	96.30
GALE, books	239.90
GRAYBAR ELECTRIC CO INC, bld&grnds	374.16
GRUNWALD MECHANICAL, services	4,372.00
HAMPTON INN-KEARNEY, travel	839.65
HANEY SHOE STORE, apparel	150.00
HAWKINS CONSTRUCTION CO, services	42,076.80
HDR ENGINEERING INC, services	14,352.45
HOME DEPOT, bld&grnds	828.27
HUMANITIES NEBRASKA, services	75.00
HUNTEL COMMUNICATIONS, INC, services	273.00
HY-VEE INC, supplies	421.09
INLAND TRUCK PARTS, maint.	406.74
J & J SMALL ENGINE SERVICE, maint.	82.82
KRIHA FLUID POWER CO INC, maint.	49.10
LV COMM FOUNDATION, payroll	60.00
LAW ENFORCEMENT TARGETS, services	786.20
LIBRARY ADVANTAGE, services	560.00
LIBRARY IDEAS LLC, books	374.50
LOGO LOGIX EMBROIDERY, apparel	383.00
LOU'S SPORTING GOODS, supplies	325.00
LOWE'S, bld & grnds	1,439.52
MARCO INC, services	138.82
MARK A KLINKER, services	200.00
MENARDS-RALSTON, bld&grnds	190.71
METRO AREA TRANSIT, services	555.00
METRO COMM COLLEGE, services	32,976.50
MUD, utilities	673.93
MIDWEST TURF & IRRIGATION, supplies	24.57
MNJ TECHNOLOGIES DIRECT INC, services	4,565.00
MOCIC MID-STATES, services	200.00
NUANCE COMMUNICATIONS, INC., services	23,901.38
OCLC INC, services	155.39
OFF ROAD EQUIPMENT PARTS, INC., maint.	1,017.55

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No. 729 -- REEDIE & COMPANY, INC. OMAHA E1310556LD

OFFICE DEPOT INC, supplies	467.23
O'KEEFE ELEVATOR CO INC, bld&grnds	1,180.62
OLSSON, INC., services	28,551.67
OPPD, utilities	15,019.73
OMAHA WORLD-HERALD, services	997.81
ONE CALL CONCEPTS INC, services	134.94
O'REILLY AUTOMOTIVE STORES, maint.	320.12
PAPILLION LA VISTA SCHOOLS, services	14,270.00
PAPILLION SANITATION, services	472.54
PLAINS EQUIPMENT GROUP, maint.	530.63
RDG PLANNING & DESIGN, services	2,099.30
REINHART FOODSERVICE LLC, supplies	1,529.78
ROTELLA'S ITALIAN BAKERY, services	4,238.33
SARPY COUNTY COURTHOUSE, services	4,207.68
SARPY COUNTY ELECTION COMMSSNR, services	1,468.75
SCHEMMER ASSOC INC, services	800.00
SIGN IT, services	980.00
SINNETT, J., travel	342.00
SOUTHERN UNIFORM & EQUIPMENT, apparel	19.99
SUSPENSION SHOP INC, maint.	3,461.60
SWAIN CONSTRUCTION INC, services	45,405.00
SWAN ENGINEERING LLC, services	57.06
T & N ACQUISITION CO, services	366.00
TED'S MOWER SALES, services	2.55
THERMO KING CHRISTENSEN, maint.	288.20
THOMPSON DREESSEN & DORNER, services	6,409.80
TOSHIBA FINANCIAL, services	138.00
TRANS UNION RISK, services	50.40
U.S. CELLULAR, phones	1,214.84
UNITE PRIVATE NETWORKS LLC, services	3,850.00
UNITED PARCEL, services	32.77
VIERREGGER ELECTRIC CO, services	638.50
WESTLAKE HARDWARE, bld&grnds	90.87
ZIMCO SUPPLY CO, bld&grnds	<u>396.90</u>

Councilmember Sell made a motion to approve the consent agenda. Seconded by Councilmember Quick. Councilmember Quick reviewed the bills and stated everything was in order. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

City Engineer Kottmann reported that Public Works Director Soucie will be back on Tuesday, January 22.

B. RESOLUTION – SARPY COUNTY ECONOMIC DEVELOPMENT CORPORATION – PROFESSIONAL SERVICE AGREEMENT

Councilmember Thomas introduced and moved for the adoption of Resolution No. 19-006 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING A PROFESSIONAL SERVICE AGREEMENT WITH SARPY COUNTY ECONOMIC DEVELOPMENT CORPORATION FOR THE PROVISION OF PROFESSIONAL ECONOMIC DEVELOPMENT EFFORTS.

WHEREAS, the City desires to enter into a service agreement with the Sarpy County Economic Development Corporation (SCEDC) for professional economic development efforts; and

WHEREAS, the service agreement runs for a one (1) year term with an auto-renew option not to exceed ten years of renewals unless terminated by either party; and

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No. 729 -- FREDIEHL & COMPANY, INC. OMAHA E1310656LD

WHEREAS, the FY 2019/2020 Biennial Budget includes funding for the proposed services and related costs; and

WHEREAS, Subsection (C) (9) of Section 31.23 of the La Vista Municipal Code requires that the City Administrator secure council approval prior to authorizing any purchases over \$5,000;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, hereby authorize the Mayor to execute a professional service agreement with the Sarpy County Economic Development Corporation for professional economic development efforts.

Seconded by Councilmember Frederick. Sarpy County Economic Development Corporation Executive Director Andrew Rainbolt was present to answer questions. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

C. RESOLUTION – ENGINEERING SERVICES AGREEMENT – QUIET ZONE SAFETY MEASURES – REQUIRED PERIODIC REVIEW

Councilmember Frederick introduced and moved for the adoption of Resolution No.19-007 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH FELSBURG, HOLT, & ULLEVIG FOR THE REVIEW OF AND UPDATE TO THE LA VISTA QUIET ZONE SUPPLEMENTARY SAFETY MEASURES.

WHEREAS, the City desires to enter into a professional services agreement with Felsburg, Holt & Ullevig (FHU) for the review of and update to the La Vista Quiet Zone Supplementary Safety Measures; and

WHEREAS, the FY 2019/2020 Biennial Budget includes funding for the proposed services and related costs; and

WHEREAS, Subsection (C) (9) of Section 31.23 of the La Vista Municipal Code requires that the City Administrator secure council approval prior to authorizing any purchases over \$5,000;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, hereby authorize the Mayor to execute a professional service agreement with Felsburg, Holt, & Ullevig for the review of and updated to the La Vista Quiet Zone Supplementary Safety Measures.

Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

D. RESOLUTION – AUTHORIZE REQUEST FOR QUALIFICATIONS & PROPOSALS – ENGINEERING SERVICES – EAST LA VISTA – SEWER & PAVEMENT REHABILITATION

Councilmember Quick introduced and moved for the adoption of Resolution No.19-008 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE REQUEST FOR QUALIFICATIONS AND PROPOSALS FOR ENGINEERING SERVICES FOR EAST LA VISTA SEWER & PAVEMENT REHABILITATION.

WHEREAS, the Mayor and Council have determined that the rehabilitation of sewer and pavement in East La Vista is necessary; and

WHEREAS, the FY 19/20 Biennial Budget provides funding for the potential public improvements; and

WHEREAS, proposals will be due March 7, 2019 with the approval of selected firm by the City Council at a later date to be determined;

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No. 729 — REDFIELD & COMPANY, INC. OMAHA E1310858BLD

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council hereby authorize the request for qualifications and proposals for Engineering Services for East La Vista Sewer & Pavement Rehabilitation.

Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

E. RESOLUTION – ADVERTISEMENT FOR BIDS – 84TH STREET PAVEMENT REHABILITATION

Councilmember Sell introduced and moved for the adoption of Resolution No.19-009 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR 84TH STREET PAVEMENT REHABILITATION.

WHEREAS, the Mayor and Council have determined that the pavement rehabilitation on 84th Street from Giles Road to Harrison Street and on Brentwood Drive from 84th Street to 87th Street is necessary; and

WHEREAS, the FY 19/20 Biennial Budget provides funding for the potential public improvements; and

WHEREAS, the schedule for awarding this bid is as follows:

Public Notice to Contractors	January 23 and 30, 2019
Bids Due/Open	February 8, 2019 at 10:00 a.m.
Council Award Bid	February 19, 2019

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council of the City of La Vista Nebraska hereby authorize the advertisement for bids for 84th Street Pavement Rehabilitation.

Seconded by Councilmember Frederick. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

F. RESOLUTION – ADVERTISEMENT FOR BIDS – PARK VIEW BLVD. RESURFACING – 72ND ST. TO 84TH ST.

Councilmember Frederick introduced and moved for the adoption of Resolution No. 19-010 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR PARK VIEW BLVD. RESURFACING.

WHEREAS, the Mayor and Council have determined that the resurfacing of Park View Blvd. from 72nd Street to 84th Street is necessary; and

WHEREAS, the FY 19/20 Biennial Budget provides funding for the potential public improvements; and

WHEREAS, the schedule for awarding this bid is as follows:

Public Notice to Contractors	January 23 and 30, 2019
Bids Due/Open	February 8, 2019 at 10:00 a.m.
Council Award Bid	February 19, 2019

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January 15, 2019

No. 729 -- REEDIE & COMPANY, INC. OMAHA E1310556LD

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council of the City of La Vista Nebraska hereby authorize the advertisement for bids for Park View Blvd. Resurfacing.

Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

G. RESOLUTION – CHANGE ORDER NO. 2 – 84TH STREET REDEVELOPMENT AREA – PUBLIC IMPROVEMENT REDEVELOPMENT PROJECT – 84TH STREET ACCESS IMPROVEMENTS

Councilmember Thomas introduced and moved for the adoption of Resolution No.19-011 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING CHANGE ORDER NUMBER 2 TO THE CONTRACT WITH SWAIN CONSTRUCTION, INC., OMAHA, NEBRASKA, TO PROVIDE FOR THE ADDITION OF WORK TO THE CONTRACT IN AN ADDITIONAL AMOUNT NOT TO EXCEED \$7,502.00.

WHEREAS, the City has determined it is necessary to make changes and additions of work to the contract; and

WHEREAS, the FY19/20 Biennial Budget provides funding for the project. The contract price increases from \$540,336.11 to \$547,838.11

NOW THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of La Vista, Nebraska, that the Mayor is authorized to execute the necessary documents for change order number 2 to the contract with Swain Construction Inc., Omaha, Nebraska, to provide for the addition of work to the contract in an additional amount not to exceed \$7,502.00.

Seconded by Councilmember Frederick. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

H. POSITION DESCRIPTIONS – LIBRARY: NEW AND UPDATE

Councilmember Sell motioned to receive and file the Library position description update and new position. Seconded by Councilmember Quick. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

I. POSITION DESCRIPTIONS – COMMUNITY DEVELOPMENT: NEW AND UPDATE

Councilmember Crawford motioned to receive and file the Community Development position description update and new position. Seconded by Councilmember Frederick. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

COMMENTS FROM THE FLOOR

There were no comments from the floor.

COMMENTS FROM MAYOR AND COUNCIL

There were no comments from the Mayor and Council

At 7:15 p.m. Councilmember Crawford made a motion to adjourn the meeting. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

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No. 729 --- REDFIELD & COMPANY, INC. OMAHA E1910556LD

PASSED AND APPROVED THIS 5TH DAY OF FEBRUARY, 2019.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

Meeting of the Board of Directors

LA VISTA/METROPOLITAN COMMUNITY COLLEGE
CONDOMINIUM OWNERS ASSOCIATION, INC.

MINUTES OF MEETING
November 12, 2018

4:00 p.m.

Members Present: Rose Barcal Brenda Gunn Rich Hanneman
Diana Kerwin-Kubr Bernie Sedlacek Joe Soucie

Agenda Item #1: Announcement of Location of Posted Open Meetings Act

A copy of the Open Meetings Act is posted on the North wall of the conference room for public access and reference. A copy of the act is also available.

Agenda Item #2: Approval of the Notice of the Meeting

Notice of Meeting was published by the City and College in the Times and Omaha World Herald. Moved by Hanneman and seconded by Bunn to approve. Board members voting aye: Barcal, Gunn, Hanneman, Kerwin-Kubr, Sedlacek, and Soucie. Nays: none. Absent: none. Motion approved.

Agenda Item #3: Approval of the Minutes from August 13, 2018

Moved by Gunn and seconded by Sedlaceck to approve the August 13, 2018 meeting minutes. Board members voting aye: Barcal, Gunn, Hanneman, Kerwin-Kubr, Sedlacek, and Soucie. Nays: none. Absent: none. Motion approved.

Agenda Item #4: Long Range Capital Improvement Plan

Discussion was held concerning long range capital improvement plan for the facility. Sedlacek reported that the new lights are not on consortium. He will clarify how the lights were hung. Three bidders submitted. It will take six weeks to receive lights from the order date. The City agreed to proceed.

Concerning the parking lot, Soucie will verify that the numbers were submitted for FY2019.

Soucie asked for clarification on the glycol for FY2019. Sedlacek stated that staff thought this was completed.

Agenda Item #5: Other Business

Discussion of insurance was questioned by Hanneman. Gunn will follow up with City Clerk Pam Buethe concerning this.

Agenda Item #8: Next Meeting

The next meeting will be Monday, February 11, 2019 at 4:00 p.m. at the La Vista Public Library, Room #142.

It was moved by Gunn and seconded by Hanneman to adjourn the meeting at 4:15 p.m.

CONTINUATION SHEET

AIA Document G702, APPLICATION AND CERTIFICATION FOR PAYMENT, containing
Contractor's signed certification is attached.
In tabulations below, amounts are stated to the nearest dollar.
Use Column I on Contracts where variable retentions for line items may apply.

AIA DOCUMENT G703

PAGE OF PAGES

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APPLICATION NO: 1/14/2019
APPLICATION DATE: 1/14/2019
PERIOD TO:

ARCHITECT'S PROJECT NO:

ITEM NO.	DESCRIPTION OF WORK	SCHEDULED VALUE	WORK COMPLETED FROM PREVIOUS APPLICATION (D+E)	THIS PERIOD	MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D+E+F)	G (%)	H (%)	I (%)	J (%)
							COMPLETED AND STORED TO DATE (D+E+F)	(G+C)	BALANCE TO FURNISH (C-G)	RETAINAGE
1	Mobilization, Bonding, Insurance	\$174,000.00	\$174,000.00	\$0.00	\$0.00	\$174,000.00	100%	\$0.00	\$174,000.00	
2	Demolition and Removals	\$26,360.00	\$26,360.00	\$0.00	\$0.00	\$26,360.00	100%	\$0.00	\$26,360.00	
3	Concrete Trail (10' x 6" thick) 23.770 sf @ 4.62 =	\$109,817.40	\$35,944.00	\$0.00	\$0.00	\$35,944.00	33%	\$73,873.40	\$3,594.00	
4	Fire Lane	\$157,140.58	\$135,436.00	\$0.00	\$0.00	\$135,436.00	86%	\$21,704.58	\$13,544.00	
5	Sidewalk Tie Ins	\$3,208.00	\$0.00	\$0.00	\$0.00	\$0.00	0%	\$5,208.00	\$0.00	
6	Bollards	\$6,600.00	\$0.00	\$0.00	\$0.00	\$0.00	0%	\$6,600.00	\$0.00	
7	Detachable Warning Panels 95 sf @ 53.00 =	\$5,035.00	\$0.00	\$0.00	\$0.00	\$0.00	0%	\$5,035.00	\$0.00	
8	Air Compressor Pad	\$500.00	\$0.00	\$0.00	\$0.00	\$0.00	0%	\$500.00	\$0.00	
9	Electrical (separate breakdown to follow)	\$291,372.00	\$135,271.39	\$26,511.58	\$0.00	\$161,782.97	56%	\$129,589.03	\$16,780.00	
10	Irrigation, + design change (breakdown to follow)	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0%	\$0.00	\$0.00	
10a	Irrigation: lawn sprinkler system installation	\$159,240.00	\$65,640.00	\$0.00	\$0.00	\$65,640.00	41%	\$93,600.00	\$6,564.00	
10b	Irrigation: sprinkler material	\$130,186.00	\$114,723.44	\$0.00	\$0.00	\$114,723.44	88%	\$15,392.56	\$11,479.00	
10c	Irrigation: pump station installation	\$75,789.62	\$47,042.00	\$0.00	\$0.00	\$47,042.00	82%	\$10,997.62	\$4,704.00	
10d	Irrigation: watertronics pump station material	\$97,673.38	\$97,673.38	\$0.00	\$0.00	\$97,673.38	100%	\$0.00	\$97,673.38	
11	Osterbine Package	\$60,000.00	\$0.00	\$0.00	\$0.00	\$60,000.00	100%	\$0.00	\$60,000.00	
12	Seeding (Lawn) 14 acres @ 3600 =	\$50,400.00	\$0.00	\$0.00	\$0.00	\$0.00	0%	\$50,400.00	\$0.00	
13	Seeding (Native Grass) 1.5 acres @ 3600 =	\$5,700.00	\$0.00	\$0.00	\$0.00	\$0.00	0%	\$5,700.00	\$0.00	
14	Shoreline Protection	\$16,000.00	\$0.00	\$0.00	\$0.00	\$0.00	0%	\$16,000.00	\$0.00	
15	Watertronics station install by Utzman Irrigation - (18,650.00)	(\$18,650.00)	\$0.00	\$0.00	\$0.00	\$0.00	0%	(\$18,650.00)	\$0.00	
16	SWPP Plans	\$68,080.00	\$68,080.00	\$0.00	\$0.00	\$68,080.00	100%	\$0.00	\$68,080.00	
17	Biocare Basin (all-inclusive)	\$112,340.00	\$94,255.00	\$0.00	\$0.00	\$84,255.00	30%	\$28,085.00	\$8,425.00	
18	Earthwork (placement, agg, base for paving, backfilling paving)	\$211,485.36	\$190,336.75	\$0.00	\$0.00	\$190,336.75	90%	\$21,148.61	(\$19,034.00)	
19	Change order #1 including all 4 items as referenced in CO#01	\$15,000.00	\$13,300.00	\$0.00	\$0.00	\$13,300.00	88.67%	\$1,700.00	(\$1,330.00)	
	GRAND TOTALS	\$1,759,777.34	\$1,188,631.96	\$86,511.58	\$0.00	\$1,275,144.04	72%	\$465,983.80	(\$127,513.00)	

Users may obtain validation of this document by requesting of the licensee a completed AIA Document D401 - Certification of Document's Authenticity

1/22/19
16.72.0942.00
J.C.

Invoice



listen.DESIGN.deliver
 6457 Frances Street, Suite 200
 Omaha, NE 68106
 402-393-4100 Fax 402-393-8747

John Kottmann, PE
 Director Public Works
 City of La Vista
 Email Inv: jkottmann@cityoflavista.org
 9900 Portal Road
 La Vista, NE 68128

January 10, 2019

Project No: 10-17105-10
 Invoice No: 0157568

Project 10-17105-10 La Vista City Centre Parking Graphic Des

Billing Period: December 1, 2018 to December 31, 2018

Fee

Billing Phase	Fee	Percent Complete	Earned	Previous Fee Billing	Current Fee Billing
Schematic Design	9,500.00	100.00	9,500.00	7,600.00	1,900.00
Total Fee	9,500.00		9,500.00	7,600.00	1,900.00
Total Fee					1,900.00
Total this Invoice					\$1,900.00

Billings to Date

	Current	Prior	Total
Fee	1,900.00	7,600.00	9,500.00
Totals	1,900.00	7,600.00	9,500.00

O.K. to pay
 JMK 1-16-2019
 15.71.0911.603

We appreciate your confidence in us and thank you in advance for your payment.
 Being environmentally friendly, we encourage payments via Wire Transfer.
 Routing number: 121000248 Account Number: 4945435436

Matthew Gulsvig, AIA, LEED AP

Consent Agenda 2/5/19 (w)

Payment due and interest charged per contract terms. Remit to address at the top of this invoice.

Invoice

listen.DESIGN.deliver
 6457 Frances Street, Suite 200
 Omaha, NE 68106
 402-393-4100 Fax 402-393-8747

John Kottmann, PE
 Director Public Works
 City of La Vista
 Email Inv: jkottmann@cityoflavista.org
 9900 Portal Road
 La Vista, NE 68128

January 10, 2019

Project No: 10-17105-01
 Invoice No: 0157567

Project 10-17105-01 La Vista City Centre Parking Fac CA

Billing Period: December 1, 2018 to December 31, 2018

Fee

Total Fee	34,000.00		
Percent Complete	98.00	Total Earned	33,320.00
		Previous Fee Billing	32,640.00
		Current Fee Billing	680.00
		Total Fee	680.00

Consultants

AGA Consulting, Inc.	1,350.00	
Total Consultants	1,350.00	1,350.00

Reimbursable Expenses

Travel Expenses-Mileage	11.45		
Total Reimbursables	11.45	11.45	
		Total this Invoice	\$2,041.45

Billings to Date

	Current	Prior	Total
Fee	680.00	32,640.00	33,320.00
Consultant	1,350.00	24,117.50	25,467.50
Expense	11.45	169.08	160.53
Totals	2,041.45	56,926.58	58,968.03

O.K. to pay

EFM 1-16-2019

15.71.0911.003

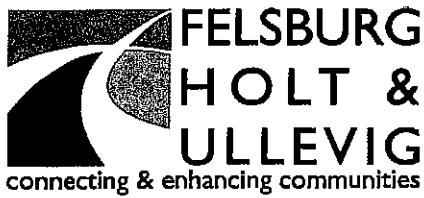
We appreciate your confidence in us and thank you in advance for your payment.
 Being environmentally friendly, we encourage payments via Wire Transfer.
 Routing number: 121000248 Account Number: 4945435436

Matthew Gulsvig, AIA, LEED AP

Consent Agenda 1/15/19

Payment due and interest charged per contract terms. Remit to address at the top of this invoice.

A-7



INVOICE

Mail Payments to:
 Dept 1539, PO Box 17180
 Denver, CO 80217
 phone: 303.721.1440
 email: accounting@fhueng.com

Please note our new remittance address

Mr. John Kottmann, PE
 City Engineer
 City of La Vista
 9900 Portal Rd
 La Vista, NE 68128

January 4, 2019
 Project No: 115453-13
 Invoice No: 23445

Project 115453-13 Giles Signal Retiming
Professional Services for the Period: November 1, 2018 to November 30, 2018

Professional Personnel

	Hours	Rate	Amount
Associate Meisinger, Mark	3.25	190.00	617.50
Engineer IV Andersen, David	14.00	145.00	2,030.00
Labor	17.25		2,647.50
Total Labor			2,647.50

In-House Units

Vehicle per mile Federal	20.0 Miles @ 0.545	10.90
B&W Printing	2.0 B&W Prints @ 0.12	.24
Color Printing	13.0 Prints @ 0.19	2.47
Total In-House		13.61

Contract Limits

	Current	Prior	To-Date
Total Billings	2,661.11	3,837.65	6,498.76
Contract Maximum			19,440.00
Remaining Contract			12,941.24
TOTAL AMOUNT DUE			\$2,661.11

Billed-To-Date Summary

	Current	Prior	Total
Labor	2,647.50	2,555.00	5,202.50
Expense	0.00	1,260.90	1,260.90
In-House	13.61	21.75	35.36
Totals	2,661.11	3,837.65	6,498.76

Project Manager David Andersen

O.K. to pay

DMK 1-11-2019

05.71.0901.002

Consent Agenda 2/5/19 (R)

A-8


Mail Payments to:

Dept 1539, PO Box 17180

Denver, CO 80217

phone: 303.721.1440

email: accounting@fhueng.com

INVOICE

Please note our new remittance address

Mr. John Kottmann, PE
 City Engineer
 City of La Vista
 9900 Portal Rd
 La Vista, NE 68128

January 29, 2019

 Project No: 115453-13
 Invoice No: 23582

Project 115453-13 Giles Signal Retiming
Professional Services for the Period: December 1, 2018 to December 31, 2018

Professional Personnel

	Hours	Rate	Amount
Associate Meisinger, Mark	.25	190.00	47.50
Engineer IV Andersen, David	16.00	145.00	2,320.00
Labor	16.25		2,367.50
Total Labor			2,367.50

In-House Units

B&W Printing	1.0 B&W Print @ 0.12	.12
Color Printing	3.0 Prints @ 0.19	.57
Total In-House		.69

Contract Limits

	Current	Prior	To-Date
Total Billings	2,368.19	6,498.76	8,866.95
Contract Maximum			19,440.00
Remaining Contract			10,573.05
TOTAL AMOUNT DUE			\$2,368.19

Billed-To-Date Summary

	Current	Prior	Total
Labor	2,367.50	5,202.50	7,570.00
Expense	0.00	1,260.90	1,260.90
In-House	.69	35.36	36.05
Totals	2,368.19	6,498.76	8,866.95

O.K. to pay

 (JMK 1-30-2019
 05.71.0901.002

Project Manager David Andersen

Consent Agenda 2/5/19 (2)

A-9



Invoice

Reference Invoice Number with Payment

HDR Engineering Inc.
Omaha, NE 68106
Phone: (402) 399-1000

HDR Invoice No. 1200165143
Invoice Date 07-JAN-2019
Invoice Amount Due \$11,382.19
Payment Terms 30 NET

City of La Vista
Rita Ramirez
8116 Park View Blvd
La Vista, NE 68128

Remit To PO Box 74008202
ACH/EFT Payments Chicago, IL 60674-8202
Bank of America ML US
ABA# 081000032
Account# 355004076604

Project Management for Services for Public Improvements and Other Works.

Professional Services

From: 25-NOV-2018 To: 29-DEC-2018

Professional Services Summarization	Hours	Billing Rate	Amount
Administrative	1.00		55.62
Civil Engineer	34.50		5,226.55
Communications Coordinator	6.50		494.55
Construction Field Representative	13.50		1,042.88
Graphic Designer	2.25		186.86
Project Controller	0.50		50.45
Project Manager	12.50		2,812.79
Sr. Civil Engineer	8.50		1,383.83
	79.25		\$11,253.53
		Total Professional Services	\$11,253.53

Expense Summarization	Quantity	Billing Rate	Amount
Mileage Personal	174.00		94.83
Printing/Reprographics			33.83
			Total Expenses \$128.66

Amount Due This Invoice (USD) **\$11,382.19**

Fee Amount	\$675,289.00
Fee Invoiced to Date	\$401,877.26
Fee Remaining	\$273,411.74

HDR Internal Reference Only	
Client Number	41331
Cost Center	10134
Project Number	10053040

R. Ramirez
1-17-19

05.71.0909.03

Consent Agenda 2/5/19

(re)

Invoice

HDR Invoice No. 1200165143
 Invoice Date 07-JAN-2019

Professional Services and Expense Detail

Project Number:	10053040	Project Description:	LaVista-Project Mgmt Svcs		
Task Number:	1.0	Task Description:	Project Management		
Professional Services					
		Hours	Billing Rate	Amount	
Civil Engineer	Christiansen, Adam P.	4.00	108.03	432.12	
Project Controller	Clifton, Rachel M	0.50	100.89	50.45	
Project Manager	Koenig, Christopher J	12.00	224.64	2,695.68	
Project Manager	Koenig, Christopher J	0.50	234.21	117.11	
Sr. Civil Engineer	Cain, Christopher A	5.25	160.20	841.05	
Sr. Civil Engineer	Cain, Christopher A	3.25	167.01	542.78	
		25.50		\$4,679.19	
			Total Professional Services	\$4,679.19	
Expense					
		Qty	Billing Rate	Amount	
Mileage Personal	Koenig, Christopher J	48.00	0.545	26.16	
Printing/Reprographics	ARC Document Solutions LLC			33.83	
			Total Expense	\$59.99	
			Total Task	\$4,739.18	

Professional Services and Expense Detail

Project Number:	10053040	Project Description:	LaVista-Project Mgmt Svcs		
Task Number:	2.0	Task Description:	Construction Team Coordination		
Professional Services					
		Hours	Billing Rate	Amount	
Administrative	Anderson, Scott D	1.00	55.62	55.62	
Civil Engineer	Cain, Christopher A	27.75	160.20	4,445.55	
Civil Engineer	Cain, Christopher A	0.75	167.01	125.26	
Civil Engineer	Repaskey, Kyle J	2.00	111.81	223.62	
		31.50		\$4,850.05	
			Total Professional Services	\$4,850.05	
Expense					
		Qty	Billing Rate	Amount	
Mileage Personal	Cain, Christopher A	126.00	0.545	68.67	
			Total Expense	\$68.67	
			Total Task	\$4,918.72	

Invoice

HDR Invoice No. 1200165143
Invoice Date 07-JAN-2019

Professional Services and Expense Detail

Project Number:	10053040	Project Description:	LaVista-Project Mgmt Svcs
Task Number:	3.0	Task Description:	Public Outreach
Professional Services			
Communications Coordinator	Veldhouse, Kristen Lynn	Hours	Billing Rate
Communications Coordinator	Veldhouse, Kristen Lynn	4.00	75.00
Graphic Designer	George, Elizabeth L	2.50	77.82
Graphic Designer	Rolfes, Christina A	1.00	72.00
		1.25	91.89
		8.75	\$681.41
		Total Professional Services	\$681.41
		Total Task	\$681.41
 Professional Services and Expense Detail			
Project Number:	10053040	Project Description:	LaVista-Project Mgmt Svcs
Task Number:	6.0	Task Description:	Special Inspection Services
Professional Services			
Construction Field Representative	Hannafious, Cody J	Hours	Billing Rate
		13.50	77.25
		13.50	\$1,042.88
		Total Professional Services	\$1,042.88
		Total Task	\$1,042.88

INVOICE

A-10

TO: CITY OF LAVISTA
8116 PARK VIEW BLVD
LAVISTA NE 68128 2198

Billing Address:
Nebraska Department of Transportation
c/o Controller Division
1500 Hwy 2
PO Box 94759
Lincoln NE 68509-4759

COST DESCRIPTION	DATE 01-24-2019	ACCOUNT NUMBER L2075	INVOICE NUMBER 0640757
			COST
PROJECT NO. RD 80-9(1198) CONTROL NO. 22524 AGREEMENT NO. XL1627 126TH ST. INTERCHANGE RAMPS			
SEE ATTACHED FOR DETAILS			
AMOUNT DUE THIS INVOICE	\$ 104,271.39		104,271.39
OUTSTANDING AMOUNT DUE ON INVOICE #0638765	\$ 107,741.13		
"THIS INVOICE DOES NOT REPRESENT THE FINAL COSTS TO THE CITY OF LA VISTA; THERE ARE NO FURTHER COSTS ANTICIPATED TO THE CITY OF LA VISTA, HOWEVER THAT IS NOT A GUARANTEE".			
TOTAL AMOUNT DUE NDOT	\$ 212,012.52		
CONTACT M GOGGINS	AT 402-479-4305 WITH ANY QUESTIONS		
PREPARED BY: M GOGGINS	DESCRIPTION: RD 80-9(1198)		PAY THIS AMOUNT 104,271.39

DETACH THIS PORTION AND RETURN WITH A PAYMENT

Make checks payable to & Mail to:

Nebraska Dept. of Transportation
c/o Controller Division
PO Box 94759
Lincoln NE 68509-4759

LAVISTA/CITY OF

01-24-2019

DATE OF INVOICE

TERMS

This amount is due
upon receipt of this
invoice

A-11

Invoice

601 P St Suite 200
PO Box 84608
Lincoln, NE 68501-4608
Tel 402.474.6311, Fax 402.474.5063

O. K. to pay
JMK 1-17-2019
16.71.0909.003

olsson

City of La Vista NE
8116 Park View Blvd
La Vista, NE 68128-2198

January 16, 2019
Invoice No: 320210

Invoice Total

Olsson Project # B16-0546 La Vista NE City Centre Phase 1 Public Infrastructure

Professional services rendered December 2, 2018 through December 29, 2018 for work completed in accordance with agreement dated October 7, 2016 and Amendment #1 dated July 7, 2017, Amendment #2 dated July 21, 2017, Amendment #3 dated November 21, 2017, Amendment #4 dated May 17, 2018, and Amendment #5 dated October 24, 2018.

NTP: 12.06.16

City of La Vista Project No. CD-17-008

Phase 300 Project Management (Including Amendments 2, 3 & 5)

Labor

Principal				
Egelhoff, Anthony	3.75	176.00	660.00	/
Administrative/Clerical				
Doty, Jennifer	.25	73.00	18.25	/
Totals	4.00		678.25	/
Total Labor				678.25
		Total this Phase		\$678.25

Phase 400 Construction Services (Including Amendments 3 & 5)

Labor

	Hours	Rate	Amount
Technician Larson, Nicholas	.50	60.00	30.00 ✓
Assistant Engineer Turek, Zachary	3.75	80.00	300.00 ✓
Team/Technical Leader Egelhoff, Anthony	5.50	176.00	968.00 ✓
Underwood, James	7.00	176.00	1,232.00 ✓

INVOICE PAYMENT IS REQUESTED WITHIN 30 DAYS

Consent Agenda 2/5/19
KA

Project	B16-0546	La Vista NE City Centre Phase 1 Public	Invoice	320210
Construction Services Senior Technician				
Markham, Matthew		11.75	80.00	940.00 ✓
Administrative				
Zablocki, Stacy		2.00	73.00	146.00 ✓
Totals		30.50		3,616.00
	Total Labor			3,616.00
Unit Billing				
Compressive Strength - Concrete Core				
6 Tests @ \$45/Test			270.00	
Core Thickness				
20 Tests @ \$20/Test			400.00	
	Total Units		670.00	670.00
			Total this Phase	\$4,286.00 ✓
Phase	401	Construction Services 1B (Incl Amendment 3)		
			Total this Phase	0.00
Phase	402	SWPPP Inspections (Including Amendment 5)		
Fee				
Number of Mo Insp Fees		1.00		
Fee Each		800.00		
Subtotal		800.00		
		Subtotal		800.00
			Total this Phase	\$800.00 ✓
Phase	900	Expenses (Including Amendment 5)		
Reimbursable Expenses				
Personal Vehicle Mileage			14.18	
Total Reimbursables			14.18	14.18
			Total this Phase	\$14.18 ✓
Phase	910	Amendment 1 Pavement Rehabilitation Topo Survey		
			Total this Phase	0.00
Phase	911	Amendment 1 Pavement Rehabilitation Pavement Roadway Design		

INVOICE PAYMENT IS REQUESTED WITHIN 30 DAYS

Project	B16-0546	La Vista NE City Centre Phase 1 Public	Invoice	320210
---------	----------	--	---------	--------

Labor

	Hours	Rate	Amount
Assistant Engineer			
Luchtel, Michael	1.25	80.00	100.00 ✓
Williams, Nathan	26.50	80.00	2,120.00 ✓
Associate Surveyor			
Hanna, Daniel	2.75	110.00	302.50 ✓
Peterson, Drew	3.50	110.00	385.00 ✓
2-Man Survey Crew			
Rokusek, Zachary	5.00	150.00	750.00 ✓
Team/Technical Leader			
Egelhoff, Anthony	3.25	176.00	572.00 ✓
Team Leader			
Rothanzl, Terrence	.50	112.00	56.00 ✓
Totals	42.75		4,285.50
Total Labor			4,285.50
		Total this Phase	\$4,285.50 ✓

Phase	912	Amendment 1 Pavement Rehabilitation Bidding Documents & Process
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Total this Phase **0.00**

Phase	913	Amendment 1 Pavement Rehabilitation Project Management
-------	-----	--

Labor

	Hours	Rate	Amount
Principal			
Egelhoff, Anthony	1.00	176.00	176.00
Totals	1.00		176.00
Total Labor			176.00
		Total this Phase	\$176.00 ✓

Phase	915	Amendment 1 Pavement Rehabilitation Expenses
-------	-----	--

Unit Billing

Field Vehicle	20.0 Miles @ 0.75	15.00
Total Units		15.00 15.00

INVOICE PAYMENT IS REQUESTED WITHIN 30 DAYS

Project	B16-0546	La Vista NE City Centre Phase 1 Public	Invoice	320210
			Total this Phase	\$15.00
Phase	920	Amendment 1 Access Improvements Topographic Survey		
			Total this Phase	0.00
Phase	921	Amendment 1 Access Improvements Design		
			Total this Phase	0.00
Phase	922	Amendment 1 Access Improvements Bidding Documents & Processing		
			Total this Phase	0.00
Phase	923	Amendment 1 Access Improvements Project Management		
			Total this Phase	0.00
Phase	925	Amendment #1 Access Improvements Expenses		
			Total this Phase	0.00
Phase	930	Amendment #4 84th Street Pavement & Sewers		
Labor				
			Hours	Rate
Assistant Engineer				Amount
Turek, Zachary		1.00	80.00	80.00 ✓
Team/Technical Leader				
Egelhoff, Anthony		1.50	176.00	264.00 ✓
Construction Services Senior Technician				
Markham, Matthew		4.50	80.00	360.00 ✓
Totals		7.00		704.00
Total Labor				704.00

INVOICE PAYMENT IS REQUESTED WITHIN 30 DAYS

Project	B16-0546	La Vista NE City Centre Phase 1 Public	Invoice	320210
			Total this Phase	\$704.00 ✓
Billing Limits		Current	Prior	To-Date
Total Billings	10,958.93	803,098.08	814,057.01	
Limit			990,226.50	
Balance Remaining			176,169.49	
		AMOUNT DUE THIS INVOICE	\$10,958.93 ✓	

Email Invoices to: jkottmann@cityoflavista.org

Authorized By: Anthony Egelhoff

INVOICE PAYMENT IS REQUESTED WITHIN 30 DAYS

A-12

Invoice

601 P St Suite 200
 PO Box 84608
 Lincoln, NE 68501-4608
 Tel 402.474.6311, Fax 402.474.5063

O.K. to pay
 FMK 1-15-2019
 15.71.0911.003

olsson

January 08, 2019
 Invoice No: 319681

Invoice Total **\$592.50**

City of La Vista NE
 8116 Park View Blvd
 La Vista, NE 68128-2198

Olsson Project # 018-1994 La Vista City Centre Lot 17 Parking Garage NE
 Professional services rendered through December 29, 2018 for work completed in accordance with Agreement dated April 30, 2018.

Phase 300 Concrete
Labor

	Hours	Rate	Amount
Technician	1.25	60.00	75.00
Totals	1.25		75.00
Total Labor			75.00
			Total this Phase \$75.00

Phase 700 Reporting/Project Management

Labor

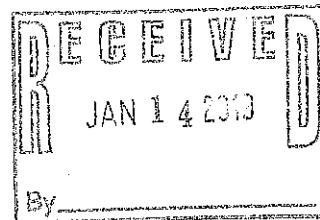
	Hours	Rate	Amount
Project Manager	4.50	115.00	517.50
Totals	4.50		517.50
Total Labor			517.50
			Total this Phase \$517.50

Billing Limits	Current	Prior	To-Date
Total Billings	592.50	22,628.45	23,220.95
Limit			45,411.00
Balance Remaining			22,190.05

AMOUNT DUE THIS INVOICE **\$592.50**

Outstanding Invoices

Number	Date	Balance
319291	12/21/2018	6,880.19
Total		6,880.19



INVOICE PAYMENT IS REQUESTED WITHIN 30 DAYS

Consent Agenda 2/5/19 (12)

A-13



PLANNING & DESIGN

December 31, 2018

Project No: R3001.477.01
 Invoice No: 45037

Ann Birch
 Community Development Director
 City of La Vista
 8116 Parkview Blvd
 La Vista, NE 68128

Project R3001.477.01 LaVista, City of - Civic Center Park PH1

Professional Services through December 31, 2018

Fee

Billing Phase	Fee	Billed %	Earned	Prior Fee	Current Fee
Schematic Design	14,400.00	100.00	14,400.00	14,400.00	0.00
Design Development	20,900.00	100.00	20,900.00	20,900.00	0.00
Construction Documents	22,600.00	100.00	22,600.00	22,600.00	0.00
Bidding/Negotiation	5,000.00	100.00	5,000.00	5,000.00	0.00
Contract Administration	20,900.00	73.00	15,257.00	14,630.00	627.00
Post-Occupancy	600.00	0.00	0.00	0.00	0.00
Total Fee	84,400.00		78,157.00	77,530.00	627.00
			Total Fee		627.00

Reimbursable Expenses

Printing

7.00

Total Reimbursables

7.00

7.00

Total this Invoice

\$634.00

Outstanding Invoices

Number	Date	Balance
44887	11/30/2018	2,099.30
Total		2,099.30

O.K. to pay

FMK 1-14-2019

16.71.0342.003



Consent Agenda 2/5/19 (e)

84th Street

Date: 12/1/2019

SWAIN

A.	B.	C.	D.	E.	F.	G.	H.	I.	J.	K.	L.	M.	N.	O.		
DESCRIPTION OF WORK																
ITEM NO.	SCHEDULED VALUE (D+E)															
1. DISINIBILIZATION	LS	1.00	\$32,122.00	\$	38,212.00	0.50	\$	19,105.00	-	0.50	\$	19,105.00	50%	\$	19,105.00	
2. GENERAL CLEARING & GRUBBING	LS	1.00	\$2,984.00	\$	2,984.00	0.50	\$	1,497.00	-	0.50	\$	1,497.00	50%	\$	1,497.00	
3. REMOVE PAVEMENT	SY	1,266.00	\$10,301	\$	13,059.80	87.00	\$	896.10	-	87.00	\$	896.10	74%	\$	12,463.70	
4. REMOVE SIDEWALK	SF	4,292.00	\$9,961	\$	4,110.72	1,538.00	\$	1,572.48	-	1,538.00	\$	1,572.48	38%	\$	2,568.24	
5. REMOVE MEDIAN SURFACING	SF	626.00	\$1,011	\$	622.26	-	\$	-	-	-	\$	-	-	-	\$	626.00
6. SAW CUT - FULL DEPTH	LF	1,924.00	\$24,181	\$	18,157.74	389.00	\$	1,642.74	-	389.00	\$	1,642.74	20%	\$	6,524.98	
7. EXCAVATION - ON SITE	CY	924.00	\$12,451	\$	211.00	6,226.25	\$	211.00	-	6,226.25	\$	211.00	23%	\$	8,776.85	
8. REMOVE 15" TO 18" SEWER PIPE	LF	445.00	\$14,401	\$	6,408.00	63.00	\$	907.20	-	63.00	\$	907.20	14%	\$	5,500.80	
9. REMOVE MANHOLE	EA	4.00	\$501.00	\$	2,000.00	1.00	\$	600.00	-	1.00	\$	600.00	25%	\$	1,500.00	
10. REMOVE CURB INLET	EA	6.00	\$457.00	\$	2,742.00	2.00	\$	914.00	-	2.00	\$	914.00	33%	\$	1,828.00	
11. REMOVE SIGN	EA	2.00	\$67.15	\$	174.30	-	\$	-	-	-	\$	-	0%	\$	174.30	
12. CONSTRUCT 9 INCH CONCRETE AVENEMENT TYPE (7B-3500)	SY	2,295.00	\$57.00	\$	126,825.00	640.00	\$	36,480.00	-	640.00	\$	36,480.00	29%	\$	90,345.00	
13. CONSTRUCT 6 INCH PCC SIDEWALK TYPE (7B-3500)	SF	5,240.00	\$55.10	\$	26,724.00	1,957.00	\$	9,588.70	-	1,957.00	\$	9,588.70	37%	\$	16,743.30	
14. CONSTRUCT 6 INCH COLORED IMPRINTED P.C.C. SURFACING	SF	307.00	\$9,881	\$	3,033.16	307.00	\$	3,033.16	-	307.00	\$	303.16	100%	\$	-	
15. CONSTRUCT 6 INCH CONCRETE MEDIAN SURFACING	SF	1,420.00	\$6.97	\$	9,887.40	-	\$	-	-	-	\$	-	0%	\$	9,887.40	
16. ASPHALTIC CONCRETE FOR PATCHING THE SFR	TON	30.00	\$310.00	\$	9,300.00	0.50	\$	155.00	-	0.50	\$	155.00	2%	\$	9,145.00	
17. CONSTRUCT CURB, COMINATION CURB & GUTTER	LF	636.00	\$15.00	\$	15,264.00	-	\$	-	-	-	\$	-	0%	\$	15,264.00	
18. CONSTRUCT CURB, COMBINATION CURB & GUTTER	SF	361.00	\$14.75	\$	5,324.75	172.00	\$	2,537.00	-	172.00	\$	2,537.00	48%	\$	2,787.75	
19. CONSTRUCT DETECTABLE WARNING PANEL	SF	86.00	\$14.86	\$	177.10	40.00	\$	584.00	-	40.00	\$	584.00	47%	\$	683.10	
20. DRILL & GROUT CURB INLET, TYPE B	EA	480.00	\$86.00	\$	2,400.00	141.00	\$	708.00	-	141.00	\$	708.00	29%	\$	1,695.00	
21. CONSTRUCT AGGREGATE BEDDING FOR 18" STORM SEWER PIPE	LF	162.00	\$5.97	\$	1,146.24	42.00	\$	250.74	-	42.00	\$	250.74	22%	\$	895.50	
22. CONSTRUCT AGGREGATE BEDDING FOR 24" STORM SEWER PIPE	LF	11.00	\$7.58	\$	83.38	-	\$	-	-	-	\$	-	0%	\$	83.38	
23. CONSTRUCT 18" RCP, CLASS III	LF	192.00	\$52.95	\$	10,165.40	42.00	\$	2,223.90	-	42.00	\$	2,223.90	20%	\$	7,942.50	
24. CONSTRUCT 24" RCP, CLASS III	LF	11.00	\$73.85	\$	812.36	-	\$	-	-	-	\$	-	0%	\$	812.36	
25. CONSTRUCT 54" LD STORMMANHOLE	VF	23.40	\$587.00	\$	13,267.80	10.50	\$	5,953.50	-	10.50	\$	5,953.50	45%	\$	7,300.50	
26. CONSTRUCT CURB INLET, TYPE B	EA	5.00	\$338.00	\$	16,940.00	2.00	\$	6,776.00	-	2.00	\$	6,776.00	40%	\$	10,164.00	
27. CONSTRUCT 22" CONCRETE COLLAR	EA	1.00	\$263.00	\$	260.00	-	\$	-	-	-	\$	-	0%	\$	260.00	
28. ADJUST MANHOLE TO GRADE	EA	4.00	\$239.00	\$	985.00	2.00	\$	478.00	-	2.00	\$	478.00	50%	\$	478.00	
29. INSTALL EXTERNAL FRAME SEAL	EA	1.00	\$443.00	\$	443.00	-	\$	-	-	-	\$	-	0%	\$	443.00	
30. PROVIDE TEMPORARY TRAFFIC CONTROL	LS	1.00	\$12,028.00	\$	12,028.00	0.33	\$	3,988.24	-	0.33	\$	3,988.24	32%	\$	8,050.76	
31. INSTALL STEEDING CURB EROSION CONTROL TYPE B	AC	0.41	\$6,729.00	\$	2,758.89	0.17	\$	1,143.93	-	0.17	\$	1,143.93	41%	\$	1,614.98	
32. INSTALL INLET PROTECTION	EA	5.00	\$1,671.00	\$	865.00	3.00	\$	501.00	-	3.00	\$	501.00	60%	\$	334.00	
33. REMOVE EXISTING TRAFFIC SIGNAL	EA	1.00	\$3,357.00	\$	3,357.00	-	\$	-	-	-	\$	-	0%	\$	3,357.00	
34. INSTALL PEDESTRIAN POLE, TYPE PP-10	EA	2.00	\$1,063.00	\$	2,106.00	-	\$	-	-	-	\$	-	0%	\$	938.00	
35. INSTALL COMBINATION MAST ARM SIGNAL AND LIGHTING POLE, TYPE CMPP-45-12-40	EA	1.00	\$20,905.00	\$	20,905.00	-	\$	-	-	-	\$	-	0%	\$	1,168.00	
36. INSTALL COMBINATION MAST ARM SIGNAL AND LIGHTING POLE, TYPE CMPP-65-12-40	EA	1.00	\$21,389.00	\$	21,389.00	-	\$	-	-	-	\$	-	0%	\$	19,236.00	
37. INSTALL COMBINATION MAST ARM SIGNAL AND LIGHTING POLE, TYPE TS-1LF/WT32F FACE, BKPLT & MA-5 MTG CMPP-60-12-40	EA	1.00	\$21,675.00	\$	21,675.00	-	\$	-	-	-	\$	-	0%	\$	19,810.00	
38. INSTALL TRAFFIC SIGNAL, TYPE TS-1, W/T31 FACE, BKPLT & MA-5 MTG	EA	5.00	\$868.00	\$	1,276.00	-	\$	-	-	-	\$	-	0%	\$	1,504.00	
39. INSTALL PEDESTRIAN PUSH BUTTON, TYPE PP-1, W/T31 FACE & B-4 ALT MTG	EA	3.00	\$860.00	\$	2,400.00	-	\$	-	-	-	\$	-	0%	\$	2,040.00	
40. INSTALL TRAFFIC SIGNAL, TYPE TS-1LF/WT32F FACE, BKPLT & MA-5 MTG	EA	2.00	\$883.00	\$	1,766.00	-	\$	-	-	-	\$	-	0%	\$	1,829.00	
41. INSTALL TRAFFIC SIGNAL, TYPE TS-1LF/WT43F FACE, BKPLT & MA-5 MTG	EA	1.00	\$1,064.00	\$	1,064.00	-	\$	-	-	-	\$	-	0%	\$	1,064.00	
42. INSTALL PEDESTRIAN SIGNAL, TYPE PS-1 WI-24 FACE & B-4 ALT MTG	EA	2.00	\$658.00	\$	1,276.00	-	\$	-	-	-	\$	-	0%	\$	1,513.00	
43. INSTALL PEDESTRIAN PUSH BUTTON, TYPE PP-1	EA	2.00	\$211.00	\$	422.00	-	\$	-	-	-	\$	-	0%	\$	224.00	
44. INSTALL TRAFFIC SIGNAL CONTROLLER CABINET, TYPE TC-2070	EA	1.00	\$28,214.00	\$	28,214.00	-	\$	-	-	-	\$	-	0%	\$	9,514.00	
45. INSTALL PULL BOX, TYPE PB-6	EA	3.00	\$732.00	\$	2,376.00	-	\$	-	-	-	\$	-	0%	\$	2,376.00	
46. INSTALL PULL BOX, TYPE PB-8	EA	1.00	\$1,240.00	\$	1,240.00	-	\$	-	-	-	\$	-	0%	\$	1,240.00	
47. INSTALL 2" HDPE CONDUIT - TRENCHED	LF	84.00	\$1,372.00	\$	1,372.00	-	\$	-	-	-	\$	-	0%	\$	1,372.00	
48. INSTALL 3" HDPE CONDUIT - TRENCHED	LF	262.00	\$9,731	\$	9,731	-	\$	-	-	-	\$	-	0%	\$	2,584.88	
49. INSTALL 3" HDPE CONDUIT - BORED	LF	430.00	\$27.80	\$	1,184.00	-	\$	-	-	-	\$	-	0%	\$	11,954.00	
50. INSTALL SERVICE ENTANCE CABLE (SC)	LF	300.00	\$2,32	\$	656.00	-	\$	-	-	-	\$	-	0%	\$	696.00	
51. INSTALL SERVICE ENTANCE CABLE (SEC)	LF	200.00	\$1,23	\$	246.00	-	\$	-	-	-	\$	-	0%	\$	246.00	
52. INSTALL SERVICE DISCONNECT FESTIVAL	EA	1.00	\$3,276.00	\$	3,276.00	-	\$	-	-	-	\$	-	0%	\$	2,276.00	
53. INSTALL 18C #14 AWG TRAF. SIGNAL CABLE	LF	61.00	\$5.17	\$	3,153.00	-	\$	-	-	-	\$	-	0%	\$	3,153.00	
54. INSTALL 3C #16 AWG TRAF. SIGNAL CABLE	LF	377.00	\$2,09	\$	787.89	-	\$	-	-	-	\$	-	0%	\$	787.89	
55. INSTALL 3C #16 AWG STREET LIGHTING CABLE	LF	365.00	\$4.05	\$	1,478.25	-	\$	-	-	-	\$	-	0%	\$	1,478.25	
56. INSTALL 2C #16 AWG PEDESTRIAN PUSH BUTTON LEAD-IN CABLE	LF	377.00	\$1.19	\$	2,654.98	-	\$	-	-	-	\$	-	0%	\$	448.63	
57. INSTALL 1C #16 AWG COPPER GROUNDING CONDUCTOR	LF	388.00	\$1.51	\$	395.98	-	\$	-	-	-	\$	-	0%	\$	595.98	
58. INSTALL 200W STREET LIGHT LUMINAIRE	EA	3.00	\$572.00	\$	1,716.00	-	\$	-	-	-	\$	-	0%	\$	1,716.00	
59. INSTALL 200W STREET LIGHT LUMINAIRE	LS	1.00	\$34,720.00	\$	34,720.00	-	\$	-	-	-	\$	-	0%	\$	987.00	
60. INST. DETECTION SYSTEM INSTALLATION STOP BAR - 3 APPROACH	EA	1.00	\$1,985.00	\$	16,320.00	-	\$	-	-	-	\$	-	0%	\$	7,375.00	

Original Contract		\$ 569,983.11	
11		\$ 10,393.00	
12		\$ 7,502.00	
Total Contract to Date		\$ 567,888.11	
Total Work Completed to Date		\$ 163,255.36	
Total Materials Shipped to Date		\$ 57,645.00	
Total Value completed & Shipped to Date		\$ 163,255.36	
10%		\$ 16,325.53	
Change		\$ 10,561.14	
Total Due Less Retainage		\$ 152,684.22	
Total Previews		\$ 147,557.23	
Amount Due This Estimate		\$ 4,737.00	

A-15



Thompson, Dreessen & Dorner, Inc.
Consulting Engineers & Land Surveyors

INVOICE

Please remit to:
TD2 Nebraska Office
10836 Old Mill Road; Omaha, NE 68154
Office: 402/330-8860 Fax: 402/330-5866

TD2 South Dakota Office
5000 S. Minnesota Ave., Ste. 300; Sioux Falls, SD 57108
Office: 605/951-0886

CITY OF LA VISTA
JOHN KOTTMANN
9900 PORTAL ROAD
LA VISTA, NE 68128

Invoice number 129897
Date 01/23/2019
Project 0171-417 LA VISTA PHASE ² GOLF
COURSE TRANSFORMATION -
PROPOSED LAKE IMPROVEMENTS

Professional Services from December 10, 2018 through January 20, 2019

PO #18-0080

Description	Contract Amount	Prior Billed	Remaining	Current Billed
Interface Area Topographic Survey	6,700.00	0.00	1,635.50	5,064.50
Construction Staking - Sanitary Sewer Relocation Phase 2	3,000.00	2,258.00	742.00	0.00
Construction Staking - Trail Phase 2	5,000.00	4,882.55	117.45	0.00
Pre-Construction "As-Built" Survey Phase 2	7,500.00	3,527.50	3,972.50	0.00
Post Construction "As-Built Survey Phase 2	7,500.00	0.00	7,500.00	0.00
Construction Administration - Sanitary Sewer Relocation Ph 2	7,500.00	4,737.70	2,646.05	116.25
Meetings	8,000.00	2,687.10	4,987.70	325.20
Construction Testing - Sanitary Sewer Relocation Phase 2	25,000.00	7,306.14	16,556.36	1,137.50
Construction Testing - Trail Phase 2	15,000.00	8,846.84	6,153.16	0.00
Erosion Control Monitoring and Reporting Services	9,000.00	0.00	8,133.70	866.30
3D Video Update Phase 2	5,500.00	5,229.39	270.61	0.00
Total	99,700.00	39,475.22	52,715.03	7,509.75

Invoice total 7,509.75

Aging Summary

Invoice Number	Invoice Date	Outstanding	Current	Over 30	Over 60	Over 90	Over 120
129897	01/23/2019	7,509.75	7,509.75				
	Total	7,509.75	7,509.75	0.00	0.00	0.00	0.00

O.K. to pay

PMK 1-30-2019
16,71,0542.003

Terms Net 30 Days. A Finance Charge of 1 1/2% Per Month (18% per Annum) Will Be Charged on Past Due Accounts. Also Liable for all Legal and Collection Fees. Invoices not paid within 90 days of the invoice date will be subject to possible lien filings.

Consent Agenda 2/5/19 (2)

User: mgustafson

DB: La Vista

Check #

Check #	Check Date	Vendor Name	Amount	Voided
128763	01/17/2019	BLADE MASTERS GROUNDS MNTNC IN	292,634.07	N
128764	01/17/2019	DESIGN WORKSHOP INC	31,723.87	N
128765	01/17/2019	OFFICE DEPOT INC	200.23	N
128766	01/17/2019	OLSSON, INC.	6,880.19	N
128767	01/17/2019	PAPIO-MO RIVER NRD	250,000.00	N
128768	01/17/2019	SWAIN CONSTRUCTION INC	7,502.00	N
128769	01/17/2019	THE NOVAK CONSULTING GROUP, INC.	14,130.00	N
128770	02/05/2019	4 SEASONS AWARDS	34.00	N
128771	02/05/2019	A UNITED AUTOMATIC DOORS &	359.25	N
128772	02/05/2019	AA WHEEL & TRUCK SUPPLY INC	584.15	N
128773	02/05/2019	ACTION BATTERIES UNLTD INC	90.28	N
128774	02/05/2019	ADVANCED ELECTRICAL SERVICES	65.05	N
128775	02/05/2019	APWA-AMER PUBLIC WORKS ASSN	752.00	N
128776	02/05/2019	ASP ENTERPRISES INC	344.00	N
128777	02/05/2019	ASPHALT & CONCRETE MATERIALS	722.90	N
128778	02/05/2019	ASSET INSIGHT TCHNOLOGIES INC	2,695.00	N
128779	02/05/2019	BEAUMONT, MITCH	202.00	N
128780	02/05/2019	BISHOP BUSINESS EQUIPMENT COMPA	261.90	N
128781	02/05/2019	BKD LLP	4,035.00	N
128782	02/05/2019	BLACK HILLS ENERGY	8,767.57	N
128783	02/05/2019	BOLD OFFICE SOLUTIONS	2,505.60	N
128784	02/05/2019	BRODART COMPANY	114.62	N
128785	02/05/2019	BRYAN STRAW	217.01	N
128786	02/05/2019	CELEBRITY STAFFING-OMAHA	445.00	N
128787	02/05/2019	CELEBRITY STAFF-OMAHA	460.00	N
128788	02/05/2019	CENTER POINT, INC.	453.00	N
128789	02/05/2019	CENTURION TECHNOLOGIES	162.50	N
128790	02/05/2019	CENTURY LINK	939.67	N
128791	02/05/2019	CITY OF BELLEVUE POLICE DEPT	600.00	N
128792	02/05/2019	CITY OF OMAHA	2,745.60	N
128793	02/05/2019	CITY OF PAPILLION	9,257.25	N
128794	02/05/2019	CITY OF PAPILLION PARKS/RECREATIO	300.00	N
128795	02/05/2019	CONRECO INCORPORATED	1,096.60	N
128796	02/05/2019	CONSOLIDATED MANAGEMENT CO	34.10	N
128797	02/05/2019	CORNHUSKER INTL TRUCKS INC	213.10	N
128798	02/05/2019	CAPSTONE PRESS INC	1,172.36	N
128799	02/05/2019	COX COMMUNICATIONS	147.03	N
128800	02/05/2019	CREATIVE PRODUCT SOURCE INC	361.70	N
128801	02/05/2019	CULLIGAN OF OMAHA	39.00	N
128802	02/05/2019	CUMMINS CENTRAL POWER LLC	645.06	N
128803	02/05/2019	D & K HEATING & AIR	15.00	N
128804	02/05/2019	DAN WONDRA	180.00	N
128805	02/05/2019	DELL MARKETING L.P.	30,586.39	N
128806	02/05/2019	DH WIRELESS SOLUTIONS	3,846.63	N
128807	02/05/2019	DOUGLAS COUNTY SHERIFF'S OFC	325.00	N
128808	02/05/2019	DULTMEIER SALES & SERVICE	558.10	N
128809	02/05/2019	EBSCO INFORMATION SERVICES	3,928.05	N
128810	02/05/2019	EDGEWEAR SCREEN PRINTING	359.80	N
128811	02/05/2019	EN POINTE TECHNOLOGIES SALES	1,713.60	N
128812	02/05/2019	FBG SERVICE CORPORATION	5,965.00	N
128813	02/05/2019	FEDEX KINKO'S	36.00	N
128814	02/05/2019	FIRST NATIONAL BANK FREMONT	34,631.25	N
128815	02/05/2019	FOCUS PRINTING	11,259.90	N
128816	02/05/2019	GALE	164.18	N
128817	02/05/2019	GALE	48.73	N
128818	02/05/2019	GCR TIRES & SERVICE	858.90	N
128819	02/05/2019	GENUINE PARTS COMPANY-OMAHA	860.58	N
128820	02/05/2019	GRAYBAR ELECTRIC COMPANY INC	4,982.23	N
128821	02/05/2019	GREATAMERICA FINANCIAL SERVICES	805.00	N
128822	02/05/2019	HANEY SHOE STORE	291.99	N

User: mgustafson

DB: La Vista

Check #	Check Date	Vendor Name	Amount	Voided
128823	02/05/2019	HARM'S CONCRETE INC	109.74	N
128824	02/05/2019	HARTS AUTO SUPPLY	189.00	N
128825	02/05/2019	HAWKEYE TRUCK EQUIPMENT	303.30	N
128826	02/05/2019	INGRAM LIBRARY SERVICES	3,320.36	N
128828	02/05/2019	JOHNSON CONTROLS FIRE PROTECTIO	267.06	N
128829	02/05/2019	KINDIG, DOUGLAS	167.71	N
128830	02/05/2019	KRIHA FLUID POWER CO INC	250.59	N
128831	02/05/2019	LABRIE, DONALD P	150.00	N
128832	02/05/2019	LERNER PUBLISHING GROUP	1,210.42	N
128833	02/05/2019	LIBRARY IDEAS LLC	845.65	N
128834	02/05/2019	LIGHT AND SIREN	841.02	N
128835	02/05/2019	LOU'S SPORTING GOODS	110.00	N
128836	02/05/2019	LOYD, MIKE	59.96	N
128837	02/05/2019	MARCO INCORPORATED	116.25	N
128838	02/05/2019	MATHESON TRI-GAS INC	376.00	N
128839	02/05/2019	CATHERINE DEMES MAYDEW	5,232.50	N
128840	02/05/2019	MENARDS-RALSTON	345.12	N
128841	02/05/2019	MERRymakers ASSOCIATION	1,200.00	N
128842	02/05/2019	METROPOLITAN UTILITIES DIST.	2,335.15	N
128845	02/05/2019	MICHAEL TODD AND COMPANY INC	157.92	N
128846	02/05/2019	MIDLANDS LIGHTING & ELECTRIC	83.10	N
128847	02/05/2019	MIDWEST TAPE	643.84	N
128848	02/05/2019	MNJ TECHNOLOGIES DIRECT INC	2,226.00	N
128849	02/05/2019	MOTOROLA SOLUTIONS INC	25,558.18	N
128850	02/05/2019	MSC INDUSTRIAL SUPPLY CO	649.27	N
128851	02/05/2019	NATIONAL EVERYTHING WHOLESALE	601.65	N
128852	02/05/2019	NEBRASKA LAW ENFORCEMENT	196.00	N
128853	02/05/2019	NETWORKFLEET, INC	731.25	N
128854	02/05/2019	NEWMAN TRAFFIC SIGNS INC	1,235.20	N
128855	02/05/2019	NMC EXCHANGE LLC	205.72	N
128856	02/05/2019	NUTS AND BOLTS INCORPORATED	499.57	N
128857	02/05/2019	OCLC INC	155.39	N
128858	02/05/2019	OFFICE DEPOT INC	846.18	N
128859	02/05/2019	OLD NEWS	17.00	N
128860	02/05/2019	OMAHA PUBLIC POWER DISTRICT	39,228.68	N
128861	02/05/2019	OMAHA TACTICAL LLC	2,140.00	N
128862	02/05/2019	ORIENTAL TRADING COMPANY	620.86	N
128863	02/05/2019	PAPILLION SANITATION	817.91	N
128864	02/05/2019	PAPILLION TIRE INCORPORATED	76.50	N
128865	02/05/2019	PER MAR SECURITY SERVICES	111.00	N
128866	02/05/2019	PLAINS EQUIPMENT GROUP	1,583.13	N
128867	02/05/2019	RR DONNELLEY	61.81	N
128868	02/05/2019	SAPP BROS INCORPORATED	326.48	N
128869	02/05/2019	SAPP BROS PETROLEUM INC	68.75	N
128870	02/05/2019	SARPY COUNTY SHERIFF'S OFFICE	600.00	N
128871	02/05/2019	SARPY COUNTY TREASURER	1,311.91	N
128872	02/05/2019	SCHEMMER ASSOCIATES INC	1,240.00	N
128873	02/05/2019	SIGN IT	165.00	N
128874	02/05/2019	SOUTHERN UNIFORM & EQUIPMENT	469.94	N
128875	02/05/2019	SUBURBAN NEWSPAPERS INC	156.00	N
128876	02/05/2019	SWAN ENGINEERING LLC	15.48	N
128877	02/05/2019	TESCO CONTROLS, INC.	795.00	N
128878	02/05/2019	TY'S OUTDOOR POWER & SVC INC	2,625.00	N
128879	02/05/2019	UNITED PARCEL SERVICE	8.42	N
128880	02/05/2019	V & V MANUFACTURING INC	114.95	N
128881	02/05/2019	VERIZON WIRELESS	209.53	N
128882	02/05/2019	VIERREGGER ELECTRIC COMPANY	190.00	N
128883	02/05/2019	VOIANCE LANGUAGE SERVICES, LLC	16.50	N
128884	02/05/2019	WAL-MART COMMUNITY BRC	1,720.15	N
128885	02/05/2019	WATCHGUARD, INC.	31,364.50	N

02/01/2019 08:50 AM

ACCOUNTS PAYABLE CHECK REGISTER

Page: 3/3

User: mgustafson

DB: La Vista

Check #

Check Date

Vendor Name

Amount

Voided

128886	02/05/2019	WOODHOUSE LINCLN-MAZDA-PORSC	66.57	N
128887	02/05/2019	ZOO BOOKS MAGAZINE	29.95	N

TOTAL: 882,679.11

APPROVED BY COUNCIL MEMBERS ON: 02/05/2019

COUNCIL MEMBER

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
FEBRUARY 5, 2019 AGENDA

Subject:	Type:	Submitted By:
ZONING TEXT AMENDMENTS — TUTORING AND EXAM PREPARATION SERVICES	◆ RESOLUTION ◆ ORDINANCE ◆ RECEIVE/FILE	ANN BIRCH COMMUNITY DEVELOPMENT DIRECTOR

SYNOPSIS

A public hearing has been scheduled and an ordinance prepared to amend Sections 2.21 (Definitions -T), 5.10 (C-1 Shopping Center Commercial District), 5.11 (C-2 General Commercial District), 5.12 (C-3 Highway Commercial/Office Park District), and 5.19 (MU-CC Mixed Use City Centre District) of the Zoning Ordinance to define and allow for *Tutoring and Exam Preparation Services* in commercial and mixed-use districts.

FISCAL IMPACT

N/A.

RECOMMENDATION

Approval.

BACKGROUND

A public hearing has been scheduled and an ordinance prepared to amend Sections 2.21 (Definitions-T), 5.10 (C-1 Shopping Center Commercial District), 5.11 (C-2 General Commercial District), 5.12 (C-3 Highway Commercial/Office Park District), and 5.19 (MU-CC Mixed Use City Centre District) of the Zoning Ordinance to define and allow for Tutoring and Exam Preparation Services in commercial and mixed-use districts.

Staff was recently made aware that a business called Kumon Math & Reading Center had leased a space at 9823 Giles Rd. and planned to open in the coming weeks. Kumon is a commercial learning center that provides tutoring services to children ages 3 to 18. The services they provide are strictly academic and supplemental to traditional schooling and the business does not function as a child care facility.

This use is not addressed in the La Vista Zoning Ordinance although it does fit the character and intent of the C-1, C-2, C-3, and MU-CC Districts. The proposed changes to the Zoning Ordinance provide for a definition of “Tutoring and Exam Preparation Services” and allows it as a Permitted Use in the C-1, C-2, C-3, and MU-CC Districts.

Redline copies of the proposed amendments are attached.

The Planning Commission held a public hearing on January 17, 2019, and unanimously recommended approval of the text amendments to the City Council.

ORDINANCE NO. ____

AN ORDINANCE TO AMEND SECTIONS 2.21, 5.10, 5.11, 5.12, AND 5.19 OF ORDINANCE NO. 848 (ZONING ORDINANCE); TO REPEAL SECTIONS 2.21, 5.10, 5.11, 5.12, AND 5.19 OF ORDINANCE NO. 848 AS PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA:

SECTION 1. Amendment of Section 2.21. Section 2.21 of the Ordinance No. 848 is hereby amended to read as follows:

Section 2.21 - Definitions: T

TANNING SPA or SALON shall mean any business that uses artificial lighting *or other* systems to produce a tan on an individual's body. These facilities may be either a stand-alone business or as an accessory use in spas, gymnasiums, athletic clubs, health clubs, and styling salons. This use is not included with any type of adult establishment. (*Ordinance No. 1083, 2-17-09*)

TAVERN AND COCKTAIL LOUNGE shall mean any establishment whose principal business is serving alcoholic beverages at retail for consumption on the premises. (*Ordinance No. 1083, 2-17-09*)

TELECOMMUNICATIONS FACILITY shall mean any facility that transmits and/or receives signals by electromagnetic or optical means, including antennas, microwave dishes, horns, or similar types of equipment, towers or similar structures supporting such equipment, and equipment buildings. (*Ordinance No. 1083, 2-17-09*)

TELEPHONE EXCHANGE shall mean a building used exclusively for the transmission and exchange of telephone messages, but the term shall not include wireless communication towers. (*Ordinance No. 1083, 2-17-09*)

TEMPORARY USE shall mean a use intended for limited duration, *not to exceed six (6) months*, to be located in a zoning district not permitting such use. (*Ordinance No. 1083, 2-17-09*)

THEATER shall mean a building or structure used for dramatic, operatic, motion pictures, or other performance, for admission to which entrance money is received and no audience participation or meal service.

TOWER shall mean a structure situated on a site that is intended for transmitting or receiving television, radio, or telephone communications. (Also, see Antenna)

TOWNHOUSE shall mean a one-family dwelling unit, with a private entrance, which *is* part of a structure whose dwelling units are attached horizontally in a linear arrangement, and having a totally exposed front and rear wall to be used for access, light, and ventilation.

TRANSPORTATION SERVICES shall mean establishments providing services incidental to transportation, such as forwarding, packing, crating, or other means of preparing goods for shipping. (See also Standard Industrial Classification (SIC) Industry Group 473 and description 4783, published by the U.S. Department of Labor.) (*Ordinance No. 1053, 1-15-08*)

TUTORING AND EXAM PREPARATION SERVICES shall mean services and programs providing private instruction for students (children or adults) seeking supplemental, special, or remedial instruction with coursework, exam preparation, or enhancement of their regular educational program. The primary service provided is educational, and not child care.

SECTION 2. Amendment of Section 5.10. Section 5.10 of the Ordinance No. 848 is hereby amended to read as follows:

Section 5.10 C-1 Shopping Center Commercial.

5.10.01 Intent: The purpose and intent of the City of La Vista in establishing the C-1 Shopping Center Commercial District is to provide convenient local retail shopping and service areas within the city for all residents and to provide for the development of new local commercial districts where so designated. This includes uses such as retail stores, banks, theaters, business offices, restaurants, and taverns. (*Ordinance No. 1253, 6-15-15*)

This district prohibits all exterior storage by a primary use unless a separate Conditional Use Permit is requested for the use and granted by the City.

5.10.02 Permitted uses:

5.10.02.01 *Medical/dental offices and business services including: attorneys, banks, insurance, real estate offices, postal stations, credit services, security brokers, dealers and exchange, title abstracting, finance services and investment services; but not including uses defined in Adult Establishment. (Ordinance No. 950, 3-1-05)*

5.10.02.02 Child care center.

5.10.02.03 Dance studio, not including uses defined in Adult Establishment.

5.10.02.04 Meeting hall, not including uses defined in Adult Establishment.

5.10.02.05 Museum, art gallery.

5.10.02.06 Retail business or service establishment supplying commodities or performing services, such as, or in compatibility with and including the following:

1. Apparel shop.
2. Appliance store.
3. Antique store.
4. Automobile parts and supply store.
5. Bakery shop (retail).
6. Barber and Beauty shop.
7. Bicycle shop.
8. Book store, not including uses defined in Adult Establishment.
9. Brew-on premises store.
10. Camera store.
11. Communication services.
12. Computer store.
13. Confectionery.
14. Dairy products sales.
15. Drug store.
16. Dry cleaning and laundry pickup.
17. Exercise, fitness and tanning spa, not including uses defined in Adult Establishment.
18. Food Sales (Limited).
19. Food Sales (General).
20. Floral shop.
21. Mortuary.
22. Furniture store or showroom.
23. Gift and curio shop.
24. Gunsmith.
25. Hardware store.
26. Hobby, craft, toy store.
27. Jewelry store.
28. Liquor store.
29. Locksmith.
30. Meat market, retail.
31. Music retail store.
32. Newsstands, not including uses defined in Adult Establishment.
33. Paint store.
34. Photographer.
35. Picture framing shop.
36. Reservation center.
37. Restaurants, cafes and fast food establishments.
38. Second hand stores.
39. Shoe store.
40. Sporting goods.
41. Stamp and coin stores.
42. Tailors and dressmakers.
43. Tanning salon.
44. Travel agencies.
45. Video store, not including uses defined in Adult Establishment.
46. Social club and fraternal organizations, not including uses defined in Adult Establishment.
47. Telephone exchange.
48. Telephone answering service.
49. Public overhead and underground local distribution utilities.
50. *Publicly owned and operated facilities. (Ordinance No. 950, 3-1-05)*
51. *Adult Day Care Services (Ordinance No. 1328, 9-18-18)*
52. *Tutoring and Exam Preparation Services*

5.10.03 Permitted Conditional Uses:

5.10.03.01 Recreational establishments.

5.10.03.02 Department Store.

5.10.03.03 Variety store, not including uses defined in Adult Establishment.

5.10.03.04 Amusement arcades.

5.10.03.05 Brew Pubs.

5.10.03.06 Coffee Kiosks.

5.10.03.07 Micro breweries when in conjunction with a restaurant.

5.10.03.08 Automated Teller Machines when not within the interior of a primary use.

5.10.03.09 Theater, indoor, not including uses defined in Adult Establishment.

5.10.03.10 Bowling center.

5.10.03.11 Business or trade school.

5.10.03.12 Commercial greenhouse.

5.10.03.13 Mail order services.

5.10.03.14 Pinball or video games business.

5.10.03.15 Tavern and cocktail lounge, not including uses defined in Adult Establishment.

5.10.03.16 Totally enclosed, automated and conveyor-style car washes.

5.10.03.17 Convenience store with limited fuel sales.

5.10.03.18 Garden supply and retail garden center.

5.10.03.19 Outdoor storage in conjunction with another primary use.

5.10.03.20 Pet Health Services, provided the following:

1. Said use is totally enclosed within a building.
2. Said services shall be provided for dogs, cats, birds, fish, and similar small animals customarily used as household pets.
3. Typical uses include animal veterinary clinics with overnight boarding, only if medically necessary, not exceeding 48 hours.
4. Grooming shall only be associated with medical appointment.
5. This excludes uses for livestock and other large animals and uses for general grooming, dog bathing and clipping salons.

5.10.03.21 *Self-storage units, provided:*

1. *Storage unit is an extension of an existing self-storage unit or facility.*
2. *The topography and access of the property will limit the development of identified commercial uses.*
3. *No outdoor storage.*
4. *Unit or facility provides perimeter fencing in accordance with this ordinance and a vegetative screen of at least six (6) feet in height and twenty (20) feet in width to any adjacent residential zoned property.*
5. *Lighting on site shall not be directed at or allowed to shine on any residential zoned property.*
6. *Applications for self-storage units under the terms of this Section shall be accompanied by evidence concerning the feasibility of the proposed request and its affect on surrounding property and shall include a site plan defining the areas to be developed with buildings and/or structures, the areas to be developed for parking, driveways and points of ingress and egress, the location and height of walls and fences, the location and type of landscaping, and the location, size and number of signs.*
7. *Such use shall not be located adjacent to the intersection of two or more arterial streets.*
8. *The property shall have at least one boundary line that is adjacent to other property that is zoned I-1 Light Industrial or I-2 Heavy Industrial.*
9. *Such use shall not include storage of explosives or hazardous materials and shall be in accordance with the intent, purpose and spirit of this ordinance and the Comprehensive Development Plan of La Vista, Nebraska.*

(Ordinance No. 954, 7-5-05)

5.10.03.22 *Event center, provided:*

1. *A conditional use permit would need to include specifics to the design and operation of the proposed center and individual activities, including, but not limited to, a detailed site plan and floor plan, a complete list of appointed or designated managers for each event at the center, and a complete description and duration of each event submitted to the city prior to each event.*
2. *Lighting on site shall not be directed at or allowed to shine on any residential zoned property.*
3. *Buildings utilized as event centers shall be accompanied by evidence concerning the feasibility of the proposed request and its affect on surrounding property and shall include a site plan defining the areas to be developed with buildings and/or structures, the areas to be developed for parking, driveways and points of ingress and egress, the location and height of walls and fences, the location and type of landscaping, and the location, size and number of signs.*
4. *All signage shall comply with the City's established regulations.*

(Ordinance No. 955, 7-19-05)

5.10.03.23 *Animal Specialty Services with or without overnight boarding of animals and outdoor exercise areas. (Ordinance No. 1253, 6-16-15)*

5.10.03.24 *Pet Shop. (Ordinance No. 1253, 6-16-15)*

5.10.04 Permitted Accessory Uses:

- 5.10.04.01 Buildings and uses customarily incidental to the permitted uses.
- 5.10.04.02 Parking as allowed in Section 7.05 through 7.09.
- 5.10.04.03 Signs allowed in Section 7.01 through 7.04.
- 5.10.04.04 Landscaping as required by Section 7.17.

5.10.05 Permitted Temporary Uses

Temporary Uses require a permit from the City of La Vista and shall be valid only for a specific amount of time as indicated on said permit. *All platted lots or tracts of land may have a maximum number of four (4) temporary uses per calendar year. Such uses shall not last more than two (2) weeks per use, except as provided for hereafter. (Ordinance No. 998, 7-18-06)*

- 5.10.05.01 Temporary greenhouses.
- 5.10.05.02 Temporary structures as needed for sidewalk and other outdoor sales events.
- 5.10.05.03 Fireworks stands, provided the criteria are met as established by the City through separate Ordinances.
- 5.10.05.04 Buildings and uses incidental to construction work *are permitted to remain until completion or abandonment of the construction work, at which time they shall be removed. (Ordinance No. 998, 7-18-06)*
- 5.10.05.05 Temporary structure for festivals or commercial events.

5.10.06 Height and Lot Requirements:

- 5.10.06.01 The height and minimum lot requirements shall be as follows:

Uses	Lot Area (SF)	Lot Width	Front Yard	Side Yard	Rear Yard	Max. Height	Max. Lot Coverage
Permitted Uses	-	150'	25' ¹	10'	25'	45'	60%
Permitted Conditional Uses	-	150'	25' ¹	10'	25'	45'	60%

¹. 25' front yard setback required only when no parking is present in the front yard. If parking is located in the front yard then front yard setback is a minimum of fifty (50) feet.

5.10.07 Use Limitations:

- 5.10.07.01 When adjacent to residentially zoned land, no parking, drives or signs shall be allowed in any required yard within fifteen (15) feet of such district.
- 5.10.07.02 Furthermore, permanent screening shall be provided in this area in order to minimize impacts on residentially zoned property, as per Section 7.17.04.
- 5.10.07.03 Exterior lighting fixtures shall be shaded so that no direct light is cast upon any residential property and so that no glare is visible to any traffic on any public street.

SECTION 3. Amendment of Section 5.11. Section 5.11 of the Ordinance No. 848 is hereby amended to read as follows:

Section 5.11 C-2 General Commercial District

5.11.01 Intent: The General Commercial District is intended to establish standards that will foster and maintain an area within the district boundaries that will benefit the retail trade, business, cultural, and social activities of the entire community. In addition, this district prohibits all exterior storage by a primary use unless a separate Conditional Use Permit is requested for the use and granted by the City.

5.11.02 Permitted Uses:

- 5.11.02.01 *Medical/dental offices and business services including: attorneys, banks, insurance, real estate offices, postal stations, printing, credit services, security brokers, dealers and exchange, title abstracting, finance services and investment services; but not including uses defined in Adult Establishment. (Ordinance No. 950, 3-1-05)*
- 5.11.02.02 Child care center.
- 5.11.02.03 Dance studio, not including uses defined in Adult Establishment.
- 5.11.02.04 Meeting hall, not including uses defined in Adult Establishment.
- 5.11.02.05 Museum, art gallery.
- 5.11.02.06 Retail business or service establishment supplying commodities or performing services, such as, or in compatibility with and including the following:
 1. Apparel shop.
 2. Appliance store.
 3. Antique store.
 4. Automobile parts and supply store.
 5. Bakery shop (retail).
 6. Barber and Beauty shop.
 7. Bicycle shop.
 8. Book store, not including uses defined in Adult Establishment.
 9. Brew-on premises store.
 10. Camera store.
 11. Communication services.
 12. Computer store.

- 13. Confectionery.
- 14. Dairy products sales.
- 15. Drug store.
- 16. Dry cleaning and laundry pickup.
- 17. Exercise, fitness and tanning spa, not including uses defined in Adult Establishment.
- 18. Floral shop.
- 19. Mortuary.
- 20. Food Sales (Limited).
- 21. Food Sales (General).
- 22. Furniture store or showroom.
- 23. Gift and curio shop.
- 24. Gunsmith.
- 25. Hardware store.
- 26. Hobby, craft, toy store.
- 27. Jewelry store.
- 28. Liquor store.
- 29. Locksmith.
- 30. Meat market, retail.
- 31. Music retail store.
- 32. Music studio.
- 33. Newsstands, not including uses defined in Adult Establishment.
- 34. Paint store.
- 35. Photographer.
- 36. Picture framing shop.
- 37. Reservation center.
- 38. Restaurants, cafes and fast food establishment.
- 39. Second hand stores.
- 40. Shoe store.
- 41. Sporting goods.
- 42. Stamp and coin stores.
- 43. Tailors and dressmakers.
- 44. Tanning salon.
- 45. Travel agencies.
- 46. Video store, not including uses defined in Adult Establishment.
- 47. Social club and fraternal organizations, not including uses defined in Adult Establishment.
- 48. Telephone exchange.
- 49. Telephone answering service.
- 50. Theater, indoor, not including uses defined in Adult Establishment.
- 51. Public overhead and underground local distribution utilities.
- 52. *Publicly owned and operated facilities. (Ordinance No. 950, 3-1-05)*
- 53. *Tutoring and Exam Preparation Services*

5.11.03 Permitted Conditional Uses:

- 5.11.03.01 Recreational establishments.
- 5.11.03.02 Variety store, not including uses defined in Adult Establishment
- 5.11.03.03 Amusement arcades.
- 5.11.03.04 Bowling center.
- 5.11.03.05 Brew Pubs.
- 5.11.03.06 Micro breweries when in conjunction with a restaurant.
- 5.11.03.07 Coffee Kiosks.
- 5.11.03.08 Automated Teller Machines when not within the interior of a primary use.
- 5.11.03.09 Business or trade school.
- 5.11.03.10 Garden supply and retail garden center.
- 5.11.03.11 Commercial greenhouse.
- 5.11.03.12 Mail order services.
- 5.11.03.13 Pinball or video games business.
- 5.11.03.14 Tavern and cocktail lounge, not including uses defined in Adult Establishment.
- 5.11.03.15 Totally enclosed, automated and conveyor-style car washes.
- 5.11.03.16 Convenience store with limited fuel sales.
- 5.11.03.17 Residences in conjunction with the principal use when located above the ground floor.
- 5.11.03.18 Churches, temples, seminaries, and convents including residences for teachers and pastors.
- 5.11.03.19 Car wash.
- 5.11.03.20 Retail building material sales; provided that the following minimum standards are present:
 - 1. All lumber shall be enclosed with the primary structure.
 - 2. All year round landscaping materials shall be enclosed within the primary structure.
 - 3. All outdoor storage shall be temporary and shall comply with the provisions for Temporary Uses, as per this Ordinance.

5.11.03.21 Service station with minor automobile repair services.
 5.11.03.22 Tire store and minor automobile repair service.
 5.11.03.23 *Animal Specialty Services with or without overnight boarding of animals and outdoor exercise areas. (Ordinance No. 1254, 6-16-15)*
 5.11.03.24 *Pet Shop. (Ordinance No. 1254, 6-16-15)*

5.11.04 Permitted Temporary Uses

Temporary Uses require a permit from the City of La Vista and shall be valid only for a specific amount of time as indicated on said permit. *All platted lots or tracts of land may have a maximum number of four (4) temporary uses per calendar year. Such uses shall not last more than two (2) weeks per use, except as provided for hereafter. (Ordinance No. 998, 7-18-06)*

5.11.04.01 Temporary greenhouses.
 5.11.04.02 Temporary structures as needed for sidewalk and other outdoor sales events.
 5.11.04.03 Fireworks stands, provided the criteria are met as established by the City through separate Ordinances.
 5.11.04.04 Buildings and uses incidental to construction work *are permitted to remain until completion or abandonment of the construction work, at which time they shall be removed. (Ordinance No. 998, 7-18-06)*
 5.11.04.05 Temporary structure for festivals or commercial events.

5.11.05 Permitted Accessory Uses

5.11.05.01 Buildings and uses customarily incidental to the permitted uses.
 5.11.05.02 Parking as permitted in Section 7.05 through 7.09.
 5.11.05.03 Signs allowed in Section 7.01 through 7.04.
 5.11.05.04 Landscaping as required by Section 7.17.

5.11.06 Height and Lot Requirements:

5.11.06.01 The height and minimum lot requirements shall be as follows:

Uses	Lot Area (SF)	Lot Width	Front Yard	Side Yard	Rear Yard	Max. Height	Max. Lot Coverage
Permitted Uses	10,000	-	25' ¹	15'	15'	45'	60%
Permitted Conditional Uses	10,000	-	25' ¹	15'	15'	45'	60%

¹. 25' front yard setback required only when no parking is present in the front yard. If parking is located in the front yard then front yard setback is a minimum of fifty (50) feet.

5.11.07 Use Limitations:

5.11.07.01 When adjacent to residentially zoned land, no parking, drives or signs shall be allowed in any required yard within fifteen (15) feet of such district. Furthermore, permanent screening shall be provided in this area in order to minimize impacts on residentially zoned property, as per Section 7.14.04.
 5.11.07.02 Exterior lighting fixtures shall be shaded so that no direct light is cast upon any residential property and so that no glare is visible to any traffic on any public street.

SECTION 4. Amendment of Section 5.12. Section 5.12 of the Ordinance No. 848 is hereby amended to read as follows:

Section 5.12 C-3 Highway Commercial / Office Park District

5.12.01 Intent: The Highway Commercial / Office Park District is intended for large scale commercial and office park development. In addition, this district prohibits all exterior storage by a primary use unless a separate Conditional Use Permit is requested for the use and granted by the City.

5.12.02 Permitted Uses:

5.12.02.01 *Medical/dental offices and business services including: attorneys, banks, insurance, real estate offices, postal stations, credit services, security brokers, dealers and exchange, title abstracting, finance services and investment services; but not including uses defined in Adult Establishment. (Ordinance No. 950, 3-1-05)*
 5.12.02.02 Museum, art gallery.
 5.12.02.03 Entertainment Venue, indoor, not including uses defined in Adult Establishment. *(Ordinance No. 1219, 7-15-14)*
 5.12.02.04 Retail business or service establishment supplying commodities or performing services, such as, or in compatibility with and including the following:
 1. Book store, not including uses defined in Adult Establishment.
 2. Brew-on premises store.
 3. Dry cleaning and laundry pickup.
 4. Floral shop.
 5. Gift and curio shop.
 6. Jewelry store.
 7. Reservation center.
 8. Restaurants, cafes and fast food establishment.
 9. Travel agencies.
 10. Office Park developments.

11. Video store, not including uses defined in Adult Establishment.
12. Meeting Halls not including Adult Establishments.
13. Theater, indoor, not including uses defined in Adult Establishment.
(Ordinance No. 1219, 7-15-14)
14. Coffee kiosks. *(Ordinance No. 1219, 7-15-14)*
15. Department stores. *(Ordinance No. 1219, 7-15-14)*
16. Retail trade centers. *(Ordinance No. 1219, 7-15-14)*
17. Shopping centers. *(Ordinance No. 1219, 7-15-14)*
18. Commercial strip shopping center. *(Ordinance No. 1219, 7-15-14)*
19. *Tutoring and Exam Preparation Services*

5.12.02.05 *Publicly owned and operated facilities. (Ordinance No. 950, 3-1-05)*

5.12.03 Permitted Conditional Uses:

- 5.12.03.01 Automobile display, sales, service, and repair.
- 5.12.03.02 Brew Pubs.
- 5.12.03.03 Micro breweries when in conjunction with a restaurant.
- 5.12.03.04 Entertainment Venue, indoor, but which may include outdoor events, not including uses defined in Adult Establishment. *(Ordinance No. 1219, 7-15-14)*
- 5.12.03.05 Automated Teller Machines when not within the interior of a primary use.
- 5.12.03.06 Tavern and cocktail lounge, not including uses defined in Adult Establishment.
- 5.12.03.07 Convenience store with limited fuel sales.
- 5.12.03.08 Churches and temples.
- 5.12.03.09 Hotels, including restaurants, convention and meeting facilities and other related uses, not including uses defined in Adult Establishment.
- 5.12.03.10 Outlet Shopping Center.
- 5.12.03.11 Health Clubs and tanning salon, not including uses defined in Adult Establishment.
- 5.12.03.12 Health Recreation Facilities, not including uses defined in Adult Establishment.
- 5.12.03.13 *Child Care Center. (Ordinance No. 1041, 7-17-07)*
- 5.12.03.14 *Colleges and Universities. (Ordinance No. 1169, 3-6-12)*

5.12.04 Permitted Temporary Uses

Temporary Uses require a permit from the City of La Vista and shall be valid only for a specific amount of time as indicated on said permit. *All platted lots or tracts of land may have a maximum number of four (4) temporary uses per calendar year. Such uses shall not last more than two (2) weeks per use, except as provided for hereafter. (Ordinance No. 998, 7-18-06)*

- 5.12.04.01 Temporary greenhouses.
- 5.12.04.02 Temporary structures as needed for sidewalk and other outdoor sales events.
- 5.12.04.03 Fireworks stands, provided the criteria are met as established by the City through separate Ordinances.
- 5.12.04.04 Buildings and uses incidental to construction work *are permitted to remain until completion or abandonment of the construction work, at which time they shall be removed. (Ordinance No. 998, 7-18-06)*
- 5.12.04.05 Temporary structure for festivals or commercial events.

5.12.05 Permitted Accessory Uses

- 5.12.05.01 Buildings and uses customarily incidental to the permitted uses.
- 5.12.05.02 Parking as permitted in Section 7.05 through 7.09.
- 5.12.05.03 Signs allowed in Section 7.01 through 7.04.
- 5.12.05.04 Landscaping as required by Section 7.17.

5.12.06 Height and Lot Requirements:

- 5.12.06.01 The height and minimum lot requirements shall be as follows:

Uses	Lot Area (SF)	Lot Width	Front Yard	Side Yard	Rear Yard	Max. Height	Max. Lot Coverage
Permitted Uses	10,000	-	25' ¹	15'	15'	90' ²	60%
Permitted Conditional Uses	10,000	-	25' ¹	15'	15'	90' ²	60%

- ¹. 25' front yard setback required only when no parking is present in the front yard. If parking is located in the front yard then front yard setback is a minimum of fifty (50) feet.
- ² Any building within 100 feet of a residentially zoned district shall not exceed 45 feet in height. *(Ordinance No. 1082, 11-18-08)*

5.12.07 Use Limitations:

- 5.12.07.01 When adjacent to residentially zoned land, no parking, drives or signs shall be allowed in any required yard within fifteen (15) feet of such district. Furthermore, permanent screening shall be provided in this area in order to minimize impacts on residentially zoned property, as per Section 7.14.04.
- 5.12.07.02 Exterior lighting fixtures shall be shaded so that no direct light is cast upon any residential property and so that no glare is visible to any traffic on any public street.

SECTION 5. Amendment of Section 5.19. Section 5.19 of the Ordinance No. 848 is hereby amended to read as follows:

Section 5.19 MU-CC Mixed Use City Centre District

5.19.01 Intent: The intent of the Mixed Use Town Centre District (MU-CC) is to:

1. Accommodate mixed use buildings with neighborhood-serving retail, service, and other uses on the ground floor and residential units and office uses above the ground floor;
2. Buildings can be solely residential provided they are designed in a building-forward environment, with buildings at the street edge or having only shallow front setbacks.
3. Encourage development that exhibits the physical design characteristics of pedestrian-oriented, storefront-style shopping streets; and
4. Promote the health and well-being of residents by encouraging physical activity, alternative transportation, and greater social interaction.

5.19.02 Permitted Uses:

Uses are allowed in “MU-CC” zoning districts in accordance with the use table of this section.

Uses Allowed in the MU-CC Zoning District

Use Category (Specific Use Type)	MU-CC District
Residential:	
Artist Live/Work Space located above the ground floor	P
Artist Live/Work Space, ground floor	P
Bed & breakfasts	P
Townhouses/condominiums	P
Multi-Family, above ground floor	P
Multi-Family, ground floor	C
Senior living: nursing care, rehab facility & assisted living facility	C
Public and Civic:	
Meeting hall	C
Museum	P
Publicly owned and operated facilities	P
Public services	P
Recreation areas/parks (public)	P
Social club/fraternal organizations	C
Parking Structures or Lots	P
Commercial:	
Antique store	P
Apparel shop	P
Art gallery	P
Attorneys	P
Automated Teller Machines	C
Bakery shop (retail)	P
Banks	P
Barber and beauty shop	P
Bicycle shop	P
Book store, not including uses defined in Adult Establishment.	P
Brew pubs	P
Brew-on premises store	P
Business or trade school	C
Business services	P
Camera store	P
Charitable organizations	C
Child care (center)	P
Coffee kiosks	P
Communication services	C

Computer store	P
Confectionery	P
Credit services	P
Dairy product sales	P
Dance studio	P
Dental office	P
Department store	P
Drug store	P
Dry cleaning & laundry pickup	P
Event center	C
Exercise, fitness & tanning spa	P
Finance/investment services	P
Fireworks stands	T
Floral shop	P
Food sales (general)	P
Food sales (limited)	P
Furniture store or showroom	P
Gift shop	P
Gunsmith	C
Hardware store	P
Health club or recreation facility, not including uses defined in Adult Establishment.	C
Hobby, craft store	P
Home occupations	C
Hotels, including restaurants, convention and meeting facilities and other related uses, not including uses defined in Adult Establishment.	P
Insurance	P
Jewelry store	P
Liquor store	P
Locksmith	P
Mail order services	C
Meat market, retail	C
Medical office	P
Micro-breweries, connected to restaurant	P
Music retail store	P
Music studio	P
Newsstands	P
Office	P
Open-air farmers markets	P
Outdoor display of merchandise	P
Paint store	P
Pet health services	P
Pet shop	C
Photographer	P
Picture framing shop	P
Pinball or video games business	C
Produce stands	P
Real estate offices	P
Recreational establishments	C
Restaurants, café, and fast food	P
Second hand stores	C
Security brokers	P
Shoe store	P
Sporting goods	P
Stamp and coin stores	P

Tailors and dressmakers	P
Tanning salon	P
Tavern and cocktail lounge, not including uses defined in Adult Establishment.	P
Theater, indoor, not including uses defined in Adult Establishment.	P
Title abstracting	P
Toy store	P
Travel agencies	P
<i>Tutoring and Exam Preparation Services</i>	P
Video store, not including uses defined in Adult Establishment.	P

Industrial:

Manufacturing: Artisan (Limited)	C
(hand tools only: e.g., jewelry or ceramics)	

Other:

Temporary structures (events)	T
Temporary structures (construction)	T

P = permitted by right; C = conditional use; T = temporary

5.19.03 Permitted Accessory Uses

- 5.19.03.01 Buildings and uses customarily incidental to the permitted uses.
- 5.19.03.02 Urban residential storage as an accessory to a primary residential use.
- 5.19.03.03 Parking as permitted in Section 7.05 through 7.09.
- 5.19.03.04 Signs allowed in Section 7.01 through 7.04.
- 5.19.03.05 Landscaping as required by Section 7.17.

5.19.04 Setbacks

1. The entire building façade must abut front and street side property lines or be located within 10 feet of such property lines.
2. No rear setback shall be required, except where the rear lot line is contiguous to a residential zone, in which case the following standards shall apply:
 - a. There shall be a minimum rear setback of twenty (25) feet the full width of the lot;
3. No interior side setbacks are required in the MU-CC district, except when MU-CC zoned property abuts R-zoned property, in which case the minimum side setback required in the MU-CC district shall be the same as required for a residential use on the abutting residentially-zoned lot.

5.19.05 Building Height

The maximum building height shall be 90 feet.

5.19.06 Off-Street Parking

1. No off-street parking is required in the MU-CC district.
2. If off-street parking is utilized, it shall comply with Sections 7.08-7.09 of this ordinance.
3. All parking spaces shall be paved with asphalt, concrete or other approved hard surface.
4. The use of shared parking is encouraged.
5. Off-street parking spaces should be located to the rear of the main façade of the principal building or otherwise screened to satisfy the screening requirements of the district design standards.

5.19.10 Circulation and Connectivity

Uses shall be integrated with the surrounding community, easily accessible, and have a good internal circulation system for a variety of travel options.

1. Internal walk connections are required between buildings, and from buildings to all on site facilities, such as parking areas, bicycle facilities, and open space.
2. External walk connections are required to provide direct access from all buildings on the site to existing or planned sidewalks, adjacent multi-use trails, parks, and greenways.

SECTION 6. Repeal of Sections 2.21, 5.10, 5.11, 5.12, and 5.19 as Previously Enacted. Sections 2.21, 5.10, 5.11, 5.12, and 5.19 of Ordinance No. 848 as previously enacted is hereby repealed.

SECTION 7. Severability Clause. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional or invalid, such unconstitutionality or invalidity shall not affect the validity of the remaining portions of this ordinance. The Mayor and City Council of the City of La Vista hereby declare that it would have passed this ordinance and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or invalid.

SECTION 8. Effective Date. This ordinance shall be in full force and effect from and after passage, approval and publication as provided by law.

SECTION 9. This ordinance shall be published in pamphlet form and take effect as provided by law.

PASSED AND APPROVED THIS 5TH DAY OF FEBRUARY 2019.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

Section 2.21 - Definitions: T

TANNING SPA or SALON shall mean any business that uses artificial lighting *or other* systems to produce a tan on an individual's body. These facilities may be either a stand-alone business or as an accessory use in spas, gyms, athletic clubs, health clubs, and styling salons. This use is not included with any type of adult establishment. (*Ordinance No. 1083, 2-17-09*)

TAVERN AND COCKTAIL LOUNGE shall mean any establishment whose principal business is serving alcoholic beverages at retail for consumption on the premises. (*Ordinance No. 1083, 2-17-09*)

TELECOMMUNICATIONS FACILITY shall mean any facility that transmits and/or receives signals by electromagnetic or optical means, including antennas, microwave dishes, horns, or similar types of equipment, towers or similar structures supporting such equipment, and equipment buildings. (*Ordinance No. 1083, 2-17-09*)

TELEPHONE EXCHANGE shall mean a building used exclusively for the transmission and exchange of telephone messages, but the term shall not include wireless communication towers. (*Ordinance No. 1083, 2-17-09*)

TEMPORARY USE shall mean a use intended for limited duration, *not to exceed six (6) months*, to be located in a zoning district not permitting such use. (*Ordinance No. 1083, 2-17-09*)

THEATER shall mean a building or structure used for dramatic, operatic, motion pictures, or other performance, for admission to which entrance money is received and no audience participation or meal service.

TOWER shall mean a structure situated on a site that is intended for transmitting or receiving television, radio, or telephone communications. (Also, see Antenna)

TOWNHOUSE shall mean a one-family dwelling unit, with a private entrance, which *is* part of a structure whose dwelling units are attached horizontally in a linear arrangement, and having a totally exposed front and rear wall to be used for access, light, and ventilation.

TRANSPORTATION SERVICES shall mean establishments providing services incidental to transportation, such as forwarding, packing, crating, or other means of preparing goods for shipping. (See also Standard Industrial Classification (SIC) Industry Group 473 and description 4783, published by the U.S. Department of Labor.) (*Ordinance No. 1053, 1-15-08*)

TUTORING AND EXAM PREPARATION SERVICES shall mean services and programs providing private instruction for students (children or adults) seeking supplemental, special, or remedial instruction with coursework, exam preparation, or enhancement of their regular educational program. The primary service provided is educational, and not child care.

Section 5.10 C-1 Shopping Center Commercial.

5.10.01 Intent: *The purpose and intent of the City of La Vista in establishing the C-1 Shopping Center Commercial District is to provide convenient local retail shopping and service areas within the city for all residents and to provide for the development of new local commercial districts where so designated. This includes uses such as retail stores, banks, theaters, business offices, restaurants, and taverns. (Ordinance No. 1253, 6-15-15)*

This district prohibits all exterior storage by a primary use unless a separate Conditional Use Permit is requested for the use and granted by the City.

5.10.02 Permitted uses:

5.10.02.01 *Medical/dental offices and business services including: attorneys, banks, insurance, real estate offices, postal stations, credit services, security brokers, dealers and exchange, title abstracting, finance services and investment services; but not including uses defined in Adult Establishment. (Ordinance No. 950, 3-1-05)*

5.10.02.02 Child care center.

5.10.02.03 Dance studio, not including uses defined in Adult Establishment.

5.10.02.04 Meeting hall, not including uses defined in Adult Establishment.

5.10.02.05 Museum, art gallery.

5.10.02.06 Retail business or service establishment supplying commodities or performing services, such as, or in compatibility with and including the following:

1. Apparel shop.
2. Appliance store.
3. Antique store.
4. Automobile parts and supply store.
5. Bakery shop (retail).
6. Barber and Beauty shop.
7. Bicycle shop.
8. Book store, not including uses defined in Adult Establishment.
9. Brew-on premises store.
10. Camera store.
11. Communication services.
12. Computer store.
13. Confectionery.
14. Dairy products sales.
15. Drug store.
16. Dry cleaning and laundry pickup.
17. Exercise, fitness and tanning spa, not including uses defined in Adult Establishment.
18. Food Sales (Limited).
19. Food Sales (General).
20. Floral shop.
21. Mortuary.
22. Furniture store or showroom.
23. Gift and curio shop.
24. Gunsmith.
25. Hardware store.
26. Hobby, craft, toy store.
27. Jewelry store.
28. Liquor store.
29. Locksmith.
30. Meat market, retail.
31. Music retail store.
32. Newsstands, not including uses defined in Adult Establishment.
33. Paint store.
34. Photographer.

- 35. Picture framing shop.
- 36. Reservation center.
- 37. Restaurants, cafes and fast food establishments.
- 38. Second hand stores.
- 39. Shoe store.
- 40. Sporting goods.
- 41. Stamp and coin stores.
- 42. Tailors and dressmakers.
- 43. Tanning salon.
- 44. Travel agencies.
- 45. Video store, not including uses defined in Adult Establishment.
- 46. Social club and fraternal organizations, not including uses defined in Adult Establishment.
- 47. Telephone exchange.
- 48. Telephone answering service.
- 49. Public overhead and underground local distribution utilities.
- 50. *Publicly owned and operated facilities. (Ordinance No. 950, 3-1-05)*
- 51. *Adult Day Care Services (Ordinance No. 1328, 9-18-18)***
- 51.52. *Tutoring and Exam Preparation Services***

5.10.03 Permitted Conditional Uses:

- 5.10.03.01 Recreational establishments.
- 5.10.03.02 Department Store.
- 5.10.03.03 Variety store, not including uses defined in Adult Establishment.
- 5.10.03.04 Amusement arcades.
- 5.10.03.05 Brew Pubs.
- 5.10.03.06 Coffee Kiosks.
- 5.10.03.07 Micro breweries when in conjunction with a restaurant.
- 5.10.03.08 Automated Teller Machines when not within the interior of a primary use.
- 5.10.03.09 Theater, indoor, not including uses defined in Adult Establishment.
- 5.10.03.10 Bowling center.
- 5.10.03.11 Business or trade school.
- 5.10.03.12 Commercial greenhouse.
- 5.10.03.13 Mail order services.
- 5.10.03.14 Pinball or video games business.
- 5.10.03.15 Tavern and cocktail lounge, not including uses defined in Adult Establishment.
- 5.10.03.16 Totally enclosed, automated and conveyor-style car washes.
- 5.10.03.17 Convenience store with limited fuel sales.
- 5.10.03.18 Garden supply and retail garden center.
- 5.10.03.19 Outdoor storage in conjunction with another primary use.
- 5.10.03.20 Pet Health Services, provided the following:
 - 1. Said use is totally enclosed within a building.
 - 2. Said services shall be provided for dogs, cats, birds, fish, and similar small animals customarily used as household pets.
 - 3. Typical uses include animal veterinary clinics with overnight boarding, only if medically necessary, not exceeding 48 hours.
 - 4. Grooming shall only be associated with medical appointment.
 - 5. This excludes uses for livestock and other large animals and uses for general grooming, dog bathing and clipping salons.
- 5.10.03.21 *Self-storage units, provided:*
 - 1. *Storage unit is an extension of an existing self-storage unit or facility.*
 - 2. *The topography and access of the property will limit the development of identified commercial uses.*
 - 3. *No outdoor storage.*

4. Unit or facility provides perimeter fencing in accordance with this ordinance and a vegetative screen of at least six (6) feet in height and twenty (20) feet in width to any adjacent residential zoned property.
5. Lighting on site shall not be directed at or allowed to shine on any residential zoned property.
6. Applications for self-storage units under the terms of this Section shall be accompanied by evidence concerning the feasibility of the proposed request and its affect on surrounding property and shall include a site plan defining the areas to be developed with buildings and/or structures, the areas to be developed for parking, driveways and points of ingress and egress, the location and height of walls and fences, the location and type of landscaping, and the location, size and number of signs.
7. Such use shall not be located adjacent to the intersection of two or more arterial streets.
8. The property shall have at least one boundary line that is adjacent to other property that is zoned I-1 Light Industrial or I-2 Heavy Industrial.
9. Such use shall not include storage of explosives or hazardous materials and shall be in accordance with the intent, purpose and spirit of this ordinance and the Comprehensive Development Plan of La Vista, Nebraska.

(Ordinance No. 954, 7-5-05)

5.10.03.22

Event center, provided:

1. A conditional use permit would need to include specifics to the design and operation of the proposed center and individual activities, including, but not limited to, a detailed site plan and floor plan, a complete list of appointed or designated managers for each event at the center, and a complete description and duration of each event submitted to the city prior to each event.
2. Lighting on site shall not be directed at or allowed to shine on any residential zoned property.
3. Buildings utilized as event centers shall be accompanied by evidence concerning the feasibility of the proposed request and its affect on surrounding property and shall include a site plan defining the areas to be developed with buildings and/or structures, the areas to be developed for parking, driveways and points of ingress and egress, the location and height of walls and fences, the location and type of landscaping, and the location, size and number of signs.
4. All signage shall comply with the City's established regulations.

(Ordinance No. 955, 7-19-05)

5.10.03.23

Animal Specialty Services with or without overnight boarding of animals and outdoor exercise areas. **(Ordinance No. 1253, 6-16-15)**

5.10.03.24

Pet Shop. **(Ordinance No. 1253, 6-16-15)**

5.10.04 Permitted Accessory Uses:

- 5.10.04.01 Buildings and uses customarily incidental to the permitted uses.
- 5.10.04.02 Parking as allowed in Section 7.05 through 7.09.
- 5.10.04.03 Signs allowed in Section 7.01 through 7.04.
- 5.10.04.04 Landscaping as required by Section 7.17.

5.10.05 Permitted Temporary Uses

Temporary Uses require a permit from the City of La Vista and shall be valid only for a specific amount of time as indicated on said permit. *All platted lots or tracts of land may have a maximum number of four (4) temporary uses per calendar year. Such uses shall not last more than two (2) weeks per use, except as provided for hereafter.* **(Ordinance No. 998, 7-18-06)**

- 5.10.05.01 Temporary greenhouses.
- 5.10.05.02 Temporary structures as needed for sidewalk and other outdoor sales events.
- 5.10.05.03 Fireworks stands, provided the criteria are met as established by the City through separate Ordinances.

5.10.05.04 Buildings and uses incidental to construction work *are permitted to remain until completion or abandonment of the construction work, at which time they shall be removed. (Ordinance No. 998, 7-18-06)*

5.10.05.05 Temporary structure for festivals or commercial events.

5.10.06 Height and Lot Requirements:

5.10.06.01 The height and minimum lot requirements shall be as follows:

Uses	Lot Area (SF)	Lot Width	Front Yard	Side Yard	Rear Yard	Max. Height	Max. Lot Coverage
Permitted Uses	-	150'	25' ¹	10'	25'	45'	60%
Permitted Conditional Uses	-	150'	25' ¹	10'	25'	45'	60%
¹ . 25' front yard setback required only when no parking is present in the front yard. If parking is located in the front yard then front yard setback is a minimum of fifty (50) feet.							

5.10.07 Use Limitations:

5.10.07.01 When adjacent to residentially zoned land, no parking, drives or signs shall be allowed in any required yard within fifteen (15) feet of such district.

5.10.07.02 Furthermore, permanent screening shall be provided in this area in order to minimize impacts on residentially zoned property, as per Section 7.17.04.

5.10.07.03 Exterior lighting fixtures shall be shaded so that no direct light is cast upon any residential property and so that no glare is visible to any traffic on any public street.

Section 5.11 C-2 General Commercial District

5.11.01 Intent: The General Commercial District is intended to establish standards that will foster and maintain an area within the district boundaries that will benefit the retail trade, business, cultural, and social activities of the entire community. In addition, this district prohibits all exterior storage by a primary use unless a separate Conditional Use Permit is requested for the use and granted by the City.

5.11.02 Permitted Uses:

5.11.02.01 *Medical/dental offices and business services including: attorneys, banks, insurance, real estate offices, postal stations, printing, credit services, security brokers, dealers and exchange, title abstracting, finance services and investment services; but not including uses defined in Adult Establishment. (Ordinance No. 950, 3-1-05)*

5.11.02.02 Child care center.

5.11.02.03 Dance studio, not including uses defined in Adult Establishment.

5.11.02.04 Meeting hall, not including uses defined in Adult Establishment.

5.11.02.05 Museum, art gallery.

5.11.02.06 Retail business or service establishment supplying commodities or performing services, such as, or in compatibility with and including the following:

1. Apparel shop.
2. Appliance store.
3. Antique store.
4. Automobile parts and supply store.
5. Bakery shop (retail).
6. Barber and Beauty shop.
7. Bicycle shop.
8. Book store, not including uses defined in Adult Establishment.
9. Brew-on premises store.
10. Camera store.
11. Communication services.
12. Computer store.
13. Confectionery.
14. Dairy products sales.
15. Drug store.
16. Dry cleaning and laundry pickup.
17. Exercise, fitness and tanning spa, not including uses defined in Adult Establishment.
18. Floral shop.
19. Mortuary.
20. Food Sales (Limited).
21. Food Sales (General).
22. Furniture store or showroom.
23. Gift and curio shop.
24. Gunsmith.
25. Hardware store.
26. Hobby, craft, toy store.
27. Jewelry store.
28. Liquor store.
29. Locksmith.
30. Meat market, retail.
31. Music retail store.
32. Music studio.
33. Newsstands, not including uses defined in Adult Establishment.
34. Paint store.
35. Photographer.
36. Picture framing shop.
37. Reservation center.
38. Restaurants, cafes and fast food establishment.

- 39. Second hand stores.
- 40. Shoe store.
- 41. Sporting goods.
- 42. Stamp and coin stores.
- 43. Tailors and dressmakers.
- 44. Tanning salon.
- 45. Travel agencies.
- 46. Video store, not including uses defined in Adult Establishment.
- 47. Social club and fraternal organizations, not including uses defined in Adult Establishment.
- 48. Telephone exchange.
- 49. Telephone answering service.
- 50. Theater, indoor, not including uses defined in Adult Establishment.
- 51. Public overhead and underground local distribution utilities.
- 52. *Publicly owned and operated facilities. (Ordinance No. 950, 3-1-05)***
- 52.53. *Tutoring and Exam Preparation Services***

5.11.03 Permitted Conditional Uses:

- 5.11.03.01 Recreational establishments.
- 5.11.03.02 Variety store, not including uses defined in Adult Establishment
- 5.11.03.03 Amusement arcades.
- 5.11.03.04 Bowling center.
- 5.11.03.05 Brew Pubs.
- 5.11.03.06 Micro breweries when in conjunction with a restaurant.
- 5.11.03.07 Coffee Kiosks.
- 5.11.03.08 Automated Teller Machines when not within the interior of a primary use.
- 5.11.03.09 Business or trade school.
- 5.11.03.10 Garden supply and retail garden center.
- 5.11.03.11 Commercial greenhouse.
- 5.11.03.12 Mail order services.
- 5.11.03.13 Pinball or video games business.
- 5.11.03.14 Tavern and cocktail lounge, not including uses defined in Adult Establishment.
- 5.11.03.15 Totally enclosed, automated and conveyor-style car washes.
- 5.11.03.16 Convenience store with limited fuel sales.
- 5.11.03.17 Residences in conjunction with the principal use when located above the ground floor.
- 5.11.03.18 Churches, temples, seminaries, and convents including residences for teachers and pastors.
- 5.11.03.19 Car wash.
- 5.11.03.20 Retail building material sales; provided that the following minimum standards are present:
 - 1. All lumber shall be enclosed with the primary structure.
 - 2. All year round landscaping materials shall be enclosed within the primary structure.
 - 3. All outdoor storage shall be temporary and shall comply with the provisions for Temporary Uses, as per this Ordinance.
- 5.11.03.21 Service station with minor automobile repair services.
- 5.11.03.22 Tire store and minor automobile repair service.
- 5.11.03.23 *Animal Specialty Services with or without overnight boarding of animals and outdoor exercise areas. (Ordinance No. 1254, 6-16-15)*
- 5.11.03.24 *Pet Shop. (Ordinance No. 1254, 6-16-15)*

5.11.04 Permitted Temporary Uses

Temporary Uses require a permit from the City of La Vista and shall be valid only for a specific amount of time as indicated on said permit. *All platted lots or tracts of land may have a maximum number of four (4) temporary uses per calendar year. Such uses shall not last more than two (2) weeks per use, except as provided for hereafter. (Ordinance No. 998, 7-18-06)*

- 5.11.04.01 Temporary greenhouses.
- 5.11.04.02 Temporary structures as needed for sidewalk and other outdoor sales events.
- 5.11.04.03 Fireworks stands, provided the criteria are met as established by the City through separate Ordinances.
- 5.11.04.04 Buildings and uses incidental to construction work *are permitted to remain until completion or abandonment of the construction work, at which time they shall be removed. (Ordinance No. 998, 7-18-06)*
- 5.11.04.05 Temporary structure for festivals or commercial events.

5.11.05 Permitted Accessory Uses

- 5.11.05.01 Buildings and uses customarily incidental to the permitted uses.
- 5.11.05.02 Parking as permitted in Section 7.05 through 7.09.
- 5.11.05.03 Signs allowed in Section 7.01 through 7.04.
- 5.11.05.04 Landscaping as required by Section 7.17.

5.11.06 Height and Lot Requirements:

- 5.11.06.01 The height and minimum lot requirements shall be as follows:

Uses	Lot Area (SF)	Lot Width	Front Yard	Side Yard	Rear Yard	Max. Height	Max. Lot Coverage
Permitted Uses	10,000	-	25' ¹	15'	15'	45'	60%
Permitted Conditional Uses	10,000	-	25' ¹	15'	15'	45'	60%

^{1.} 25' front yard setback required only when no parking is present in the front yard. If parking is located in the front yard then front yard setback is a minimum of fifty (50) feet.

5.11.07 Use Limitations:

- 5.11.07.01 When adjacent to residentially zoned land, no parking, drives or signs shall be allowed in any required yard within fifteen (15) feet of such district. Furthermore, permanent screening shall be provided in this area in order to minimize impacts on residentially zoned property, as per Section 7.14.04.
- 5.11.07.02 Exterior lighting fixtures shall be shaded so that no direct light is cast upon any residential property and so that no glare is visible to any traffic on any public street.

Section 5.12 C-3 Highway Commercial / Office Park District

5.12.01 Intent: The Highway Commercial / Office Park District is intended for large scale commercial and office park development. In addition, this district prohibits all exterior storage by a primary use unless a separate Conditional Use Permit is requested for the use and granted by the City.

5.12.02 Permitted Uses:

5.12.02.01 *Medical/dental offices and business services including: attorneys, banks, insurance, real estate offices, postal stations, credit services, security brokers, dealers and exchange, title abstracting, finance services and investment services; but not including uses defined in Adult Establishment. (Ordinance No. 950, 3-1-05)*

5.12.02.02 Museum, art gallery.

5.12.02.03 Entertainment Venue, indoor, not including uses defined in Adult Establishment. (Ordinance No. 1219, 7-15-14)

5.12.02.04 Retail business or service establishment supplying commodities or performing services, such as, or in compatibility with and including the following:

1. Book store, not including uses defined in Adult Establishment.
2. Brew-on premises store.
3. Dry cleaning and laundry pickup.
4. Floral shop.
5. Gift and curio shop.
6. Jewelry store.
7. Reservation center.
8. Restaurants, cafes and fast food establishment.
9. Travel agencies.
10. Office Park developments.
11. Video store, not including uses defined in Adult Establishment.
12. Meeting Halls not including Adult Establishments.
13. Theater, indoor, not including uses defined in Adult Establishment. (Ordinance No. 1219, 7-15-14)
14. Coffee kiosks. (Ordinance No. 1219, 7-15-14)
15. Department stores. (Ordinance No. 1219, 7-15-14)
16. Retail trade centers. (Ordinance No. 1219, 7-15-14)
17. Shopping centers. (Ordinance No. 1219, 7-15-14)
18. Commercial strip shopping center. (Ordinance No. 1219, 7-15-14)
- 18.19. Tutoring and Exam Preparation Services

5.12.02.05 *Publicly owned and operated facilities. (Ordinance No. 950, 3-1-05)*

5.12.03 Permitted Conditional Uses:

5.12.03.01 Automobile display, sales, service, and repair.

5.12.03.02 Brew Pubs.

5.12.03.03 Micro breweries when in conjunction with a restaurant.

5.12.03.04 Entertainment Venue, indoor, but which may include outdoor events, not including uses defined in Adult Establishment. (Ordinance No. 1219, 7-15-14)

5.12.03.05 Automated Teller Machines when not within the interior of a primary use.

5.12.03.06 Tavern and cocktail lounge, not including uses defined in Adult Establishment.

5.12.03.07 Convenience store with limited fuel sales.

5.12.03.08 Churches and temples.

5.12.03.09 Hotels, including restaurants, convention and meeting facilities and other related uses, not including uses defined in Adult Establishment.

5.12.03.10 Outlet Shopping Center.

5.12.03.11 Health Clubs and tanning salon, not including uses defined in Adult Establishment.

5.12.03.12 Health Recreation Facilities, not including uses defined in Adult Establishment.

5.12.03.13 *Child Care Center. (Ordinance No. 1041, 7-17-07)*

5.12.03.14 *Colleges and Universities. (Ordinance No. 1169, 3-6-12)*

5.12.04 Permitted Temporary Uses

Temporary Uses require a permit from the City of La Vista and shall be valid only for a specific amount of time as indicated on said permit. *All platted lots or tracts of land may have a maximum number of four (4) temporary uses per calendar year. Such uses shall not last more than two (2) weeks per use, except as provided for hereafter. (Ordinance No. 998, 7-18-06)*

- 5.12.04.01 Temporary greenhouses.
- 5.12.04.02 Temporary structures as needed for sidewalk and other outdoor sales events.
- 5.12.04.03 Fireworks stands, provided the criteria are met as established by the City through separate Ordinances.
- 5.12.04.04 Buildings and uses incidental to construction work *are permitted to remain until completion or abandonment of the construction work, at which time they shall be removed. (Ordinance No. 998, 7-18-06)*
- 5.12.04.05 Temporary structure for festivals or commercial events.

5.12.05 Permitted Accessory Uses

- 5.12.05.01 Buildings and uses customarily incidental to the permitted uses.
- 5.12.05.02 Parking as permitted in Section 7.05 through 7.09.
- 5.12.05.03 Signs allowed in Section 7.01 through 7.04.
- 5.12.05.04 Landscaping as required by Section 7.17.

5.12.06 Height and Lot Requirements:

- 5.12.06.01 The height and minimum lot requirements shall be as follows:

Uses	Lot Area (SF)	Lot Width	Front Yard	Side Yard	Rear Yard	Max. Height	Max. Lot Coverage
Permitted Uses	10,000	-	25 ¹	15'	15'	90 ²	60%
Permitted Conditional Uses	10,000	-	25 ¹	15'	15'	90 ²	60%

¹. 25' front yard setback required only when no parking is present in the front yard. If parking is located in the front yard then front yard setback is a minimum of fifty (50) feet.

² Any building within 100 feet of a residentially zoned district shall not exceed 45 feet in height. (Ordinance No. 1082, 11-18-08)

5.12.07 Use Limitations:

- 5.12.07.01 When adjacent to residentially zoned land, no parking, drives or signs shall be allowed in any required yard within fifteen (15) feet of such district. Furthermore, permanent screening shall be provided in this area in order to minimize impacts on residentially zoned property, as per Section 7.14.04.
- 5.12.07.02 Exterior lighting fixtures shall be shaded so that no direct light is cast upon any residential property and so that no glare is visible to any traffic on any public street.

Section 5.19 MU-CC Mixed Use City Centre District

5.19.01 Intent: The intent of the Mixed Use Town Centre District (MU-CC) is to:

1. Accommodate mixed use buildings with neighborhood-serving retail, service, and other uses on the ground floor and residential units and office uses above the ground floor;
2. Buildings can be solely residential provided they are designed in a building-forward environment, with buildings at the street edge or having only shallow front setbacks.
3. Encourage development that exhibits the physical design characteristics of pedestrian-oriented, storefront-style shopping streets; and
4. Promote the health and well-being of residents by encouraging physical activity, alternative transportation, and greater social interaction.

5.19.02 Permitted Uses:

Uses are allowed in “MU-CC” zoning districts in accordance with the use table of this section.

Uses Allowed in the MU-CC Zoning District

Use Category (Specific Use Type)	MU-CC District
Residential:	
Artist Live/Work Space located above the ground floor	P
Artist Live/Work Space, ground floor	P
Bed & breakfasts	P
Townhouses/condominiums	P
Multi-Family, above ground floor	P
Multi-Family, ground floor	C
Senior living: nursing care, rehab facility & assisted living facility	C
Public and Civic:	
Meeting hall	C
Museum	P
Publicly owned and operated facilities	P
Public services	P
Recreation areas/parks (public)	P
Social club/fraternal organizations	C
Parking Structures or Lots	P
Commercial:	
Antique store	P
Apparel shop	P
Art gallery	P
Attorneys	P
Automated Teller Machines	C
Bakery shop (retail)	P
Banks	P
Barber and beauty shop	P

Bicycle shop	P
Book store, not including uses defined in Adult Establishment.	P
Brew pubs	P
Brew-on premises store	P
Business or trade school	C
Business services	P
Camera store	P
Charitable organizations	C
Child care (center)	P
Coffee kiosks	P
Communication services	C
Computer store	P
Confectionery	P
Credit services	P
Dairy product sales	P
Dance studio	P
Dental office	P
Department store	P
Drug store	P
Dry cleaning & laundry pickup	P
Event center	C
Exercise, fitness & tanning spa	P
Finance/investment services	P
Fireworks stands	T
Floral shop	P
Food sales (general)	P
Food sales (limited)	P
Furniture store or showroom	P
Gift shop	P
Gunsmith	C
Hardware store	P
Health club or recreation facility, not including uses defined in Adult Establishment.	C
Hobby, craft store	P
Home occupations	C
Hotels, including restaurants, convention and meeting facilities and other related uses, not including uses defined in Adult Establishment.	P
Insurance	P
Jewelry store	P
Liquor store	P
Locksmith	P

Mail order services	C
Meat market, retail	C
Medical office	P
Micro-breweries, connected to restaurant	P
Music retail store	P
Music studio	P
Newsstands	P
Office	P
Open-air farmers markets	P
Outdoor display of merchandise	P
Paint store	P
Pet health services	P
Pet shop	C
Photographer	P
Picture framing shop	P
Pinball or video games business	C
Produce stands	P
Real estate offices	P
Recreational establishments	C
Restaurants, café, and fast food	P
Second hand stores	C
Security brokers	P
Shoe store	P
Sporting goods	P
Stamp and coin stores	P
Tailors and dressmakers	P
Tanning salon	P
Tavern and cocktail lounge, not including uses defined in Adult Establishment.	P
Theater, indoor, not including uses defined in Adult Establishment.	P
Title abstracting	P
Toy store	P
Travel agencies	P
<i>Tutoring and Exam Preparation Services</i>	<i>P</i>
Video store, not including uses defined in Adult Establishment.	P

Industrial:

Manufacturing: Artisan (Limited) C
(hand tools only: e.g., jewelry or ceramics)

Other:

Temporary structures (events)	T
Temporary structures (construction)	T

P = permitted by right; C = conditional use; T = temporary

5.19.03 Permitted Accessory Uses

- 5.19.03.01 Buildings and uses customarily incidental to the permitted uses.
- 5.19.03.02 Urban residential storage as an accessory to a primary residential use.
- 5.19.03.03 Parking as permitted in Section 7.05 through 7.09.
- 5.19.03.04 Signs allowed in Section 7.01 through 7.04.
- 5.19.03.05 Landscaping as required by Section 7.17.

5.19.04 Setbacks

- 1. The entire building façade must abut front and street side property lines or be located within 10 feet of such property lines.
- 2. No rear setback shall be required, except where the rear lot line is contiguous to a residential zone, in which case the following standards shall apply:
 - a. There shall be a minimum rear setback of twenty (25) feet the full width of the lot;
- 3. No interior side setbacks are required in the MU-CC district, except when MU-CC zoned property abuts R-zoned property, in which case the minimum side setback required in the MU-CC district shall be the same as required for a residential use on the abutting residentially-zoned lot.

5.19.05 Building Height

The maximum building height shall be 90 feet.

5.19.06 Off-Street Parking

- 1. No off-street parking is required in the MU-CC district.
- 2. If off-street parking is utilized, it shall comply with Sections 7.08-7.09 of this ordinance.
- 3. All parking spaces shall be paved with asphalt, concrete or other approved hard surface.
- 4. The use of shared parking is encouraged.
- 5. Off-street parking spaces should be located to the rear of the main façade of the principal building or otherwise screened to satisfy the screening requirements of the district design standards.

5.19.10 Circulation and Connectivity

Uses shall be integrated with the surrounding community, easily accessible, and have a good internal circulation system for a variety of travel options.

- 1. Internal walk connections are required between buildings, and from buildings to all on site facilities, such as parking areas, bicycle facilities, and open space.
- 2. External walk connections are required to provide direct access from all buildings on the site to existing or planned sidewalks, adjacent multi-use trails, parks, and greenways.

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
FEBRUARY 5, 2019 AGENDA

Subject:	Type:	Submitted By:
NPDES MS4 DISCHARGE PERMIT STORM WATER PUBLIC EDUCATION & OUTREACH-CONSULTANT SERVICES AGREEMENT	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOHN KOTTMANN CITY ENGINEER

SYNOPSIS

A resolution has been prepared authorizing the Mayor to sign an Agreement with Civic Nebraska for preparation of informational materials, arranging and conducting or attending various public outreach events as well as documentation and reporting. In order to maximize the outreach efforts with a limited amount of funding, the City is partnering with the City of Papillion in this agreement. The agreement provides for each City to be responsible for 50 percent of the consultant services. The public education and outreach efforts are part of the obligations that an MS4 community has in complying with the conditions of its NPDES permit for public storm sewer discharges.

FISCAL IMPACT

Funding is provided in the FY19/20 Biennial Budget.

RECOMMENDATION

Approval subject to the City of Papillion also approving of this Agreement.

BACKGROUND

Public education and outreach efforts are required in relation to the NPDES permit requirements for MS4 public storm water discharges. The agreement has a not-to-exceed cost of \$6,000 with \$3,000 coming from La Vista and \$3,000 coming from Papillion. Civic Nebraska, housed at UNO, is a Nebraska non-profit organization with a primary purpose of providing public outreach. Their access to UNO students will allow this effort to continue in an affordable manner since the funding for these efforts have been greatly reduced. Public participation in various public events and presentations to school groups has been positive. These services are helpful in continuing to comply with NPDES permit requirements.

RESOLUTION NO. ____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PARTNERSHIP WITH THE CITY OF PAPILLION, NEBRASKA IN THE EXECUTION OF A CONSULTING SERVICES AGREEMENT WITH CIVIC NEBRASKA FOR PUBLIC EDUCATION AND OUTREACH REGARDING THE NPDES MS4 PERMIT FOR PUBLIC STORM SEWER DISCHARGES IN AN AMOUNT NOT TO EXCEED \$3,000.00

WHEREAS, the Mayor and City Council have determined that public education and outreach regarding the NPDES permit for public storm sewer discharges is necessary; and

WHEREAS, it is desirable to partner with the City of Papillion to maximize outreach efforts; and

WHEREAS, the consulting services agreement has a not-to-exceed cost of \$6,000 with each City responsible for 50 percent of the consulting services; and

WHEREAS, the FY19/20 Biennial Budget includes funding for the proposed project and related costs;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, that a consulting services agreement, in a form satisfactory to the City Administrator and City Attorney, be authorized with Civic Nebraska for public education and outreach in an amount not to exceed \$3,000.00.

PASSED AND APPROVED THIS 5TH DAY OF FEBRUARY, 2019.

CITY OF LA VISTA

ATTEST:

Douglas Kindig, Mayor

Pamela A. Buethe, CMC
City Clerk

AGREEMENT FOR CONSULTANT SERVICES
PAPILLION-LA VISTA STORM WATER MANAGEMENT
2019 PAPILLION-LA VISTA STORMWATER OUTREACH & PUBLIC EDUCATION

This Agreement for consultant services is entered into as of February 5, 2019, by and between Civic Nebraska (hereinafter called CN), and the City of La Vista, Nebraska (hereinafter called LA VISTA) and the City of Papillion, Nebraska (hereinafter called PAPILLION). It is understood by the parties to this agreement that the consultant services described herein will be performed by CN, under the auspices of "Papillion-La Vista Stormwater Outreach" (PLVSO).

Section I: CONSULTANT DUTIES – Consultant shall provide the following services:

In order to address the public education and outreach obligations of LA VISTA and PAPILLION under their respective MS4 storm water discharge permits, LA VISTA and PAPILLION are partnering to engage the services of CN to include the following:

Outreach Event Participations and Hosting

1. Host informational tables at 4 events related to storm water management including Nebraska Science Fest, World-O-Water, La Vista Public Works Day, and a School STEM Environmental Outing (to be determined).
2. Host a table at 13 weekly Farmers Markets in Papillion or La Vista that includes storm water management information.
3. Coordinate and implement school participation in STEM Environmental projects.

Engagement Initiatives and Programs

1. Participate in Rain Barrel and Crowd Hydrology projects.
2. Pursue additional funding with emphasis on school-age projects relating to storm water management.

Procedures

1. Train CN staff to host information tables.
2. Provide at least two table hosts at each event to engage the community.
3. Distribute handouts, brochures, and literature provided by PAPILLION and LA VISTA.
4. Display PLVSO banners at events for project identification purposes.
5. Obtain items for incentives/give-aways at events to promote citizen engagement to the extent that funding and opportunities are available.
6. Provide table(s), chairs and canopy as required for table hosts at events.

Documentation and Reporting

1. Create reports including data on community participation at all events such as number of citizens engaged, number of brochures distributed, number of give-aways (as applicable) and hours and dates of events.
2. Prepare a final report of all efforts completed under this agreement. This report shall be due by February 28, 2020. PAPILLION and LA VISTA will use information from this report to assist them in preparing their annual storm water management reports to the Nebraska Department of Environmental Quality as required under their respective MS4 permits.

Section II: PAPILLION & LA VISTA Duties – PAPILLION and LA VISTA shall provide the following:

- A. Provide publicity via PAPILLION and LA VISTA web sites and other media outlets.
- B. Provide access to creeks and streams for tours and engagement activities.
- C. Print and provide storm water management brochures and other literature as needed.
- D. Provide project banners for display at events.
- E. Provide sample rain barrels and other storm water management devices for display at events.

Section III: Property Rights and Information Disclosure

Confidential Information-CN shall freely disclose to PAPILLION and LA VISTA all information, data and results obtained from work performed under this Agreement. PAPILLION and LA VISTA are free to use such information for their own internal purposes or to disclose such information to third parties. Provided, however; if the work performed pursuant to this Agreement requires disclosure of information which any party hereto considers as proprietary and confidential, the parties agree that separate confidentiality agreements may be executed with the individual participants in the project.

Rights in Data-Progress reports may be prepared at various times detailing the results of the project to date. These reports will become the property of PAPILLION and/or LA VISTA and will not be distributed by CN without written approval.

Section IV: Independent Contractor Statement

CN and anyone that CN hires for assistance are not and shall not be considered employees of PAPILLION or LA VISTA. CN shall be and remain an independent contractor and nothing contained in the Agreement shall be construed inconsistent with that status. Notwithstanding such status, any employee shall be removed from any job site by CN at any time on request of PAPILLION or LA VISTA for incompetence, neglect of duty, or misconduct. PAPILLION and LA VISTA shall have no other control over the employment, compensation or discharge of CN's employees or agents.

Section V: Insurance

CN shall purchase and maintain insurance as will protect CN from claims set forth below which may arise out of, or result from, CN's execution of the services in this Agreement, whether such execution be by CN or by anyone directly or indirectly employed by CN.

1. Claims under workman's compensation, disability benefit and other similar employee benefit acts.
2. Claims for damages because of bodily injury, occupational sickness or disease, or death of CN's employees.
3. Claims for damages because of bodily injury, sickness or disease, or death of any person other than CN's employees.
4. Claims for damages insured by usual personal injury liability coverage which are sustained by any person as a result of an offense directly or indirectly related to the employment of such person by CN.
5. Claims for damages because of injury to, or destruction of, tangible property including loss of use resulting therefrom.
6. Claims for damages because of bodily injury or death of any person or property damage arising out of the ownership, maintenance or use of any motor vehicle.

Personal property insurance shall be the responsibility of the owner of the property regardless of the location of the loss.

Section VI: Indemnification

CN agrees to indemnify, defend, and hold harmless PAPILLION and LA VISTA or their officers, agents, and employees from any and all claims, demands, actions, damages, liability, and expense in connection with loss of life, personal injury, and/or damage to property which may be asserted, claimed, or recovered against or from PAPILLION and/or LA VISTA or their officers, agents, and employees by reason of any act, omission, or representation of CN or its subcontractors, agents, or employees. In turn, PAPILLION and LA VISTA agree to indemnify, defend, and hold harmless CN or its officers, agents, and employees from any and all claims, demands, actions, damages, liability, and expense in connection with loss of life, personal injury, and/or damage to property which may be asserted, claimed, or recovered against or from PAPILLION and LA VISTA or their officers, agents, or employees by reason of any act, omission, or representation of PAPILLION and LA VISTA or their officers, agents, and employees. This clause shall survive the expiration or termination of this Agreement.

Section VII: Term of Agreement and Termination

This Agreement commences March 1, 2019 and ends March 1, 2020, unless extended by mutual agreement of all parties. PAPILLION and LA VISTA reserve the right to terminate this agreement early without penalty, damages, or cause. Services up to the point of termination will be compensated accordingly to the terms outlined below but under no circumstances shall any outstanding services not rendered be paid.

Section VIII: Payment for Services

In consideration of the foregoing, PAPILLION and LA VISTA will reimburse CN for all direct costs incurred in the performance of this Agreement, which shall not exceed a total cost of \$6,000. PAPILLION will be responsible for \$3,000 of the total cost and LA VISTA will be responsible for \$3,000 of the total cost.

CN will provide monthly invoices to PAPILLION and LA VISTA for actual costs incurred within the limits of the above-stated total cost. Payment shall be made to CN within thirty (30) days of receipt of invoices. CN shall bill PAPILLION and LA VISTA at the same time and in equal amounts for the services set forth in this Agreement. Invoices shall include a narrative and itemization of the costs of the services, materials, and wages covered by the invoices. Invoices shall be sent to:

City of La Vista, Nebraska
Attn: John Kottmann, City Engineer
8116 Park View Blvd.
La Vista, NE 68128
(may be emailed to: jkottmann@cityoflavista.org)

City of Papillion, Nebraska
Attn: Jeff Thompson, Public Works Director
122 East Third Street
Papillion, NE 68046
(may be emailed to: jefft@papillion.org)

Checks shall be made payable to Civic Nebraska and mailed to:

Mr. Kent Day
Director of Civic Engagement Programs
Civic Nebraska
6001 Dodge St, CEC at UNO #122
Omaha, NE 68182

Section IX: Notices

All notices to be given to any party under this Agreement shall be sent to the parties listed in Section VIII above.

Section X: Assignment

This agreement is non-assignable and non-transferrable. Any attempt by any party to assign its obligations hereunder shall be void.

Section XI: Amendment

This Agreement constitutes the entire understanding between CN and PAPILLION and LA VISTA with respect to the subject matter hereof and may not be amended except by a written agreement signed by all three parties.

Section XII: Governing Law and Forum

This Agreement shall be governed by the laws of the State of Nebraska. Any legal actions brought by any of the Parties hereunder shall be in the District Court of Sarpy County, Nebraska.

We, the undersigned, hereby warrant that we are properly authorized officers of the organization to be bound by this Agreement, and that we do hereby accept the terms and conditions provided herein.

CIVIC NEBRASKA

Printed Name

Signature

Title

Date

CITY OF PAPILLION

By: _____
MAYOR

Attest:

CITY CLERK

DATE

CITY OF LA VISTA

By: _____
MAYOR

Attest:

CITY CLERK

DATE

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
FEBRUARY 5, 2019 AGENDA

Subject:	Type:	Submitted By:
AUTHORIZE AMENDMENT NO. 6 FOR ARCHITECTURAL SERVICES PUBLIC OFFSTREET PARKING FACILITIES 84 TH STREET PUBLIC IMPROVEMENT REDEVELOPMENT PROJECT	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOHN KOTTMANN CITY ENGINEER

SYNOPSIS

A resolution has been prepared authorizing the execution of Amendment No. 6 to a Professional Services Agreement with DLR Group Inc. (DLR) for additional architectural consulting services. Amendment No. 6 establishes a not-to-exceed fee of \$21,458.00 for construction phase services added under this amendment.

FISCAL IMPACT

The FY 19/20 biennial budget provides funding for this project.

RECOMMENDATION

Approval

BACKGROUND

On December 20, 2016 the City Council authorized executing an agreement with DLR for schematic design phase architectural services for off-street public parking facilities and related public infrastructure in the redevelopment area. Amendments No. 1 through No. 5 have resulted in a current not-to-exceed fee of \$467,006. Amendment No. 6 will increase the fee by \$21,458.00 to a total not-to-exceed fee of \$488,464.00.

Additional construction phase services have become necessary due to unexpected coordination and phasing issues between the parking structure and the adjacent building on Lot 15.

RESOLUTION NO. ____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING AMENDMENT NUMBER SIX TO THE PROFESSIONAL SERVICES AGREEMENT WITH DLR GROUP, LLC TO PROVIDE ADDITIONAL ARCHITECTURAL CONSULTING SERVICES RELATED TO THE OFF STREET PARKING FACILITY IN AN ADDITIONAL AMOUNT NOT TO EXCEED \$21,458.00.

WHEREAS, the Mayor and City Council of the City of La Vista Nebraska have determined additional architectural consulting services related to the off street parking facility are necessary; and

WHEREAS, the City Council on behalf of the City of La Vista desires to approve amendment number six to the professional services agreement with DLR Group, LLC to provide additional architectural consulting services; and

WHEREAS, The FY19/FY20 Biennial Budget provides funding for this project; and

WHEREAS, Subsection (C) (9) of Section 31.23 of the La Vista Municipal Code requires that the City Administrator secure Council approval prior to authorizing any expenditure over \$5,000.00;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, do hereby approve amendment number six to the professional services agreement with DLR Group, LLC to provide additional architectural consulting services related to the off street parking facility in an additional amount not to exceed \$21,458.00.

PASSED AND APPROVED THIS 5TH DAY OF FEBRUARY, 2019.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk



Amendment to the Professional Services Agreement

PROJECT: (name and address)
10-17105-01
La Vista City Centre Parking Facilities

AGREEMENT INFORMATION:
Date: November 16, 2016

AMENDMENT INFORMATION:
Amendment Number: 006
Date: January 17, 2019

OWNER: (name and address)
City of La Vista
8116 Park View Blvd
La Vista, NE 68128

ARCHITECT: (name and address)
DLR Group inc.
(a Nebraska corporation)
6457 Frances Street, Suite 200
Omaha, NE 68106

The Owner and Architect amend the Agreement as follows:

1. DLR Group - CA Phase Additional Services as outlined on Attachments:
 - A. DLR Group Request for Additional Services letter dated January 4, 2019
 - B. DLR Group Additional Service Fee Task Summary:
2. AGA Consulting - CA Phase Additional Services as outlined on Attachments:
 - A. AGA Consulting Request for Additional Services letter dated October 19, 2018
 - B. AGA Consulting Standard Billing Rates

The Architect's compensation and schedule shall be adjusted as follows:

Compensation Adjustment:
See Attachments

Schedule Adjustment:
Additional Services performed under the terms of the Original Agreement.

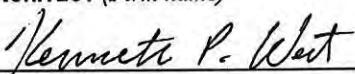
SIGNATURES:

DLR Group inc.

City of La Vista

(a Nebraska corporation)

ARCHITECT (Firm name)


SIGNATURE

Kenneth P. West, Principal

PRINTED NAME AND TITLE

January 17, 2019

DATE

OWNER (Firm name)


SIGNATURE

Douglas Kindig, Mayor

PRINTED NAME AND TITLE

DATE



Architecture Engineering Planning Interiors

6457 Frances Street, Suite 200
Omaha, NE 68106

January 4, 2019

John M. Kottmann, P.E.
City Engineer
City of La Vista
9900 Portal Road
La Vista, NE 68128

Re: Project Name: La Vista City Centre Parking Structure No. 1
DLR Group Project No.: 10-17105-01

Dear Mr. Kottmann:

The purpose of this letter is to request an increase in our fee for the CA phase of this project. DLR Group and AGA Consulting have reached our hourly limits as a result of performing the requested additional services.

1. DLR Group's current hourly CA fee has been used beyond the basic services CA agreement due to providing the following additional services totaling \$13,458:
 - a. Coordination and review of shop drawings for more than two reviews (072100; 071000; 055113; 033800; 032000)
 - b. Coordination of thickening slab on grade as requested by Lot 15
 - c. Coordination related to the Lot 15 building being built 1 inch north of the designed location
 - d. Coordination, Drawing and Proposal Request PR-4 & PR-4R related to Lot 15's requested shared wall changes
 - e. Coordination and resolution related to RFI 13 for contractor not installing pipe bedding
 - f. Coordination and resolution related to RFI 14 related to missing dowels
 - g. Coordination and discussions with Lot 15 Owner, Architect and Contractor as a result of Work related to their project that impacts the Lot 17 project
 - h. Coordination of Slab temperature.
2. AGA Consulting's current hourly CA fee has been used beyond the basic services CA agreement for the additional services outlined in the attachment totaling \$8,000.

The increase in our hourly limits by \$13,458 and \$8,000 will be used to complete our services for the remainder of the project.

With your approval of this request, we will prepare an AIA G802 Amendment 006 for your signature. Please let us know if you have any questions.

Sincerely,
DLR Group

City of La Vista
Signature: _____
Name: _____
Date: _____

Matthew Gulsvig, AIA
Project Manager, Senior Associate

INIT: MWG
Encl: AGA Consulting Request for Additional Services Dated October 19, 2018;
DLR Group's Additional Service Fee Task Summary
cc: Ken West, AIA

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
FEBRUARY 5, 2019 AGENDA

Subject:	Type:	Submitted By:
AUTHORIZATION TO PURCHASE COMPUTER SOFTWARE – EN POINTE TECHNOLOGIES	◆ RESOLUTION ORDINANCE RECEIVE/FILE	KEVIN POKORNY DIRECTOR OF ADMINISTRATIVE SERVICES

SYNOPSIS

A resolution has been prepared approving the purchase of a MS Exchange Online Subscription for Citywide services in the amount not to exceed \$7,500.00

FISCAL IMPACT

The FY19 computer budget provides funding for the proposed Information Technology purchases.

RECOMMENDATION

Approval.

BACKGROUND

The current email server is running Exchange 2010, which is End of Life and close to end of support. The IT recommends migrating from an on premise Exchange server to the cloud based Exchange Online (EOL) service. There are some major benefits of moving this direction. The Exchange environment will always be up to date. EOL servers are designed with full redundancy, disaster recovery protection and a 99.9% uptime guarantee. The costs are for 200 mailboxes with some extra put in for any mailboxes that may need more advanced features added. The service provides:

- 50 GB mailbox per user
- Outlook and Web based access
- Collaboration features including shared calendars, groups, the global address list, external contacts, tasks, conference rooms, and delegation capabilities
- Premier anti-malware and anti-spam protection

RESOLUTION NO. ____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE PURCHASE OF A MS EXCHANGE ONLINE SUBSCRIPTION FOR CITYWIDE SERVICES FROM EN POINTE TECHNOLOGIES IN AN AMOUNT NOT TO EXCEED \$7,500.00.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of a MS Exchange Online Subscription for Citywide services is necessary; and

WHEREAS, the FY19/20 Biennial Budget provides funding for the proposed Information Technology purchases; and

WHEREAS, Subsection (C) (9) of Section 31.23 of the La Vista Municipal Code requires that the city administrator secure Council approval prior to authorizing any purchase over \$5,000.00;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize the purchase of a MS Exchanged Online Subscription for Citywide services from En Pointe Technologies in an amount not to exceed \$7,500.00.

PASSED AND APPROVED THIS 5TH DAY OF FEBRUARY, 2019.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk



En Pointe Technologies
300 South Riverside Plaza, Ste #850
Chicago, IL 60606
Phone: (312) 546-8600

Quote Number: 2637829
Description: Exchange Online P1 GCC / MPSA #4100068820
Contact Name: Robert Canning
Contact Email: rcanning@sarpy.com
PO Number:
Phone Number: (402) 593-4170
Fax Number:
Ship Via: Best Way - Ground

Created By: Ernesto Miranda
Created Date: 01/08/2019 10:08:21 AM
Modified By: Ernesto Miranda
Modified Date: 01/23/2019 02:46:33 PM
Order Notes:

BILL TO	SHIP TO
NASPO-NE City of La Vista (1027786) 8116 Park View Blvd La Vista NE 68128	NASPO-NE City of La Vista (1027786) 8116 Park View Blvd La Vista NE 68128

QUOTE ITEMS

	Description	Qty	Price	Ext Price
System 1	Exchange Online P1 MPSA-Monthly Subscription Services Level D - Coterminous Option (Prepaid) Non-Specific Language (Non-Specific OS) 1 User Government Mfr: Microsoft Mfr #: AAA-11624 Contract Number: ADSPO16-130653 / 14601 OC Monthly cost is \$3.40 11 months to cover 1/7/2019 – 12/31/2019. MPSA #4100068820.	200	37.40	7,480.00

Quote is valid until 02/07/2019

System Subtotal:	7,480.00 USD
Subtotal:	7,480.00 USD
Best Way - Ground Shipping:	0.00 USD
Total Tax:	0.00 USD
Total:	7,480.00 USD

Approved By: _____
Purchase Order Number: _____

Print Name: _____
Additional Info: _____

Thank you for giving En Pointe Technologies the opportunity to quote you these items.

We look forward to doing business with you in the future.

Product Prices and Sales Tax are subject to change without notice and a Freight charge may be added to the invoice.

If you have any questions regarding your order, contact your Account Representative Ernie.

Ernesto.Miranda@pcmg.com

(505) 318-3038

Times listed are Pacific Standard Time (PST).

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
FEBRUARY 5, 2019 AGENDA

Subject:	Type:	Submitted By:
PURCHASE OF MARKED POLICE VEHICLE	◆ RESOLUTION ORDINANCE RECEIVE/FILE	BOB LAUSTEN POLICE CHIEF

SYNOPSIS

A resolution has been prepared to approve the purchase one (1) 2019 Chevrolet Tahoe Police Utility vehicle from Sid Dillon Chevrolet, Wahoo, Nebraska and up-fitting from 911 Custom, Overland Park, KS, in an amount not to exceed \$48,000.

FISCAL IMPACT

The FY19-20 Biennial budget provides funding for the proposed purchase.

RECOMMENDATION

Approval

BACKGROUND

This purchase was budgeted as part of the FY19 budget. The purchase is being made off of the Nebraska State Contract. Expected delivery and payment for the vehicles will be in approximately June 2019.

RESOLUTION NO.

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AWARDING A CONTRACT TO SID DILLON CHEVROLET, WAHOO, NEBRASKA FOR THE PURCHASE OF ONE (1) 2019 CHEVROLET TAHOE POLICE UTILITY VEHICLE ALONG WITH UP-FITTING FROM 911 CUSTOM, OVERLAND PARK, KANSAS, IN AN AMOUNT NOT TO EXCEED \$48,000.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of new marked police vehicles is necessary; and

WHEREAS, the FY 2019 General Fund budget does include funds for the purchase of one (1) said vehicle; and

WHEREAS, the State of Nebraska did receive bids for 2019 police vehicles; and

WHEREAS, Sid Dillon Chevrolet, Wahoo, Nebraska, was awarded the state bid for Nebraska for the 2019 Chevrolet Tahoe Police Utility Vehicle and will extend that price to the City of La Vista; and

WHEREAS, 911 Custom is a highly qualified and specialty emergency vehicle up-fitter; and

WHEREAS, Subsection (c) of Section 31.23 of the La Vista Municipal Code requires that the City Administrator secure Council approval prior to authorizing any purchase over \$5,000.00;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby accept the Nebraska state bid of Sid Dillon Chevrolet, Wahoo, Nebraska and authorize the purchase of one (1) 2019 Chevrolet Tahoe Police Utility vehicle and up-fitting from 911 Customs, Overland Park, Kansas, in an amount not to exceed \$48,000.

PASSED AND APPROVED THIS 5TH DAY OF FEBRUARY, 2019.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk