

LA VISTA CITY COUNCIL MEETING AGENDA

December 3, 2019

6:00 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**

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 November 19, 2019 City Council Meeting
3. Approval of the Minutes of the November 21, 2019 Planning Commission Meeting
4. Approval of the Minutes of the November 14, 2019 Library Advisory Board Meeting
5. Request for Payment – Commercial Seeding Contractors – Construction Services – 84th St. Redevelopment – \$4,471.00
6. Request for Payment – DLR Group – Professional Services – City Centre Parking Facility CA – \$686.82
7. Request for Payment – DLR Group – Professional Services – City Centre Parking Facility CA – \$4,603.36
8. Request for Payment – Nebraska Department of Transportation – Professional Services – Applewood Creek Trail – \$69,063.67
9. Request for Payment – Olsson – Professional Services – City Centre Parking Garage Number 2 – \$3,576.00
10. Request for Payment – RDG Planning & Design – Professional Services – Civic Center Park Phase 1 – \$339.71
11. Request for Payment – Sarpy County Economic Development Corporation – Professional Services – 2019 Annual Investment Visionary Level – \$8,500
12. Resolution – Change Order No. 3 (Final) – 84th Street Access Improvements
13. Request for Payment – Swain Construction – Construction Services – 84th Street Access Improvements – \$148,321.63
14. Request for Payment – Thompson, Dreessen & Dorner, Inc. – Professional Services – Phase 2 Golf Course Transformation – Proposed Lake Improvements – \$1,078.70
15. Approval of Claims

- **Reports from City Administrator and Department Heads**
- **Sarpy County Economic Development Corporation – 3rd Quarter Report**

B. Nebraska Multi-Sport Complex – Conditional Use Permit – Private Recreational Facility

1. Public Hearing
2. Resolution

C. Resolution – Authorize Execution of Consent Letter – Executive Order 13888

D. Resolution – Authorize Request for Proposals – Compensation Study

E. Resolution – Update Capital Outlay List

- **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 three minutes. We ask for your cooperation in order to provide for an organized meeting.

MINUTE RECORD

No. 729 — REEDFIELD & COMPANY, INC. OMAHA E1310558LD

LA VISTA CITY COUNCIL
MEETING
NOVEMBER 19, 2019

A meeting of the City Council of the City of La Vista, Nebraska was convened in open and public session at 6:00 p.m. on November 19, 2019. Present were Councilmembers: Frederick, Ronan, Sheehan, Thomas, Crawford, and Sell. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Clerk Buethe, Police Chief Lausten, Director of Administrative Services Pokorny, Recreation Director Stopak, Finance Director Miserez, Director of Public Works Soucie, City Engineer Dowse, and Community Development Director Fountain.

A notice of the meeting was given in advance thereof by publication in the Times on November 6, 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.

SERVICE AWARD: COLIN "LUCKY" RUPPERT – 10 YEARS

Mayor Kindig presented Colin "Lucky" Ruppert with an award for 10 years of service to the City.

CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE NOVEMBER 5, 2019 CITY COUNCIL MEETING
3. MONTHLY FINANCIAL REPORT – SEPTEMBER 2019
4. REQUEST FOR PAYMENT – BLADE MASTERS GROUNDS MAINT., INC. – CONSTRUCTION SERVICES – CIVIC CENTER PARK PHASE 2 – \$189,534.09
5. REQUEST FOR PAYMENT – CITY OF OMAHA – SEWER CONNECTION FEES – \$66,712.80
6. REQUEST FOR PAYMENT – HAWKINS CONSTRUCTION COMPANY – CONSTRUCTION SERVICES – OFF-STREET PARKING DISTRICT NO. 2, STRUCTURE NO. 1 – \$453,438.29
7. REQUEST FOR PAYMENT – HDR ENGINEERING INC. – PROFESSIONAL SERVICES – PROJECT MANAGEMENT FOR PUBLIC IMPROVEMENTS AND OTHER WORKS – \$6,072.45
8. REQUEST FOR PAYMENT – MIDWEST RIGHT OF WAY SERVICES, INC. – PROFESSIONAL SERVICES – 120TH & GILES TOTAL ACQUISITION – \$196.96
9. REQUEST FOR PAYMENT – RDG PLANNING & DESIGN – PROFESSIONAL SERVICES – PLACEMAKING & LA SERVICES – \$16,689.59
10. RESOLUTION NO. 19-152 – CHANGE ORDER NO. 3 (FINAL) – 84TH STREET PAVEMENT REHABILITATION

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING CHANGE ORDER NO. 3 TO THE 84TH STREET PAVEMENT REHABILITATION CONTRACT WITH SWAIN CONSTRUCTION, INC., OMAHA, NEBRASKA, TO PROVIDE FOR A REDUCTION IN THE FINAL PROJECT AMOUNT OF \$188,435.69 DUE TO THE FINAL PROJECT QUANTITY CALCULATIONS.

WHEREAS, the City has determined it is necessary to reduce the final project contract amount due to final project quantity calculations; and

WHEREAS, the FY19/20 biennial budget provides funding for this project; and

WHEREAS, the change order will decrease the contract price by \$188,435.69 to a total of \$1,632,139.04; and

MINUTE RECORD

November 19, 2019

No. 729 — REDFIELD & COMPANY, INC., OMAHA, E1310556LD

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 No. 3 to the 84th Street Pavement Rehabilitation contract with Swain Construction, Inc., Omaha Nebraska, to provide for a reduction in the final project amount of \$188,435.69 due to the final project quantity calculations.

11. REQUEST FOR PAYMENT – SWAIN CONSTRUCTION – CONSTRUCTION SERVICES – 84TH STREET PAVEMENT REHABILITATION – \$108,800.35

12. RESOLUTION NO. 19-153 – ELECTION OF DIRECTORS TO THE LA VISTA METROPOLITAN COMMUNITY COLLEGE BOARD OF DIRECTORS

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA TO ELECT DIRECTORS OF THE LA VISTA/METROPOLITAN COMMUNITY COLLEGE CONDOMINIUM OWNERS ASSOCIATION, INC.

WHEREAS, the City of La Vista Facilities Corporation ("City Facility Corporation") and the Metropolitan Community College Facilities Corporation made and entered a Declaration and Master Deed of La Vista Metropolitan Community College Condominium Property Regime dated December 29, 1997 ("Declaration") for the purposes of administering the condominium property regime and maintaining common areas of the Library/Sarpy Center; and

WHEREAS, the La Vista/Metropolitan Community College Condominium Owners Association, Inc., ("Association") was incorporated for purposes of administering the condominium property regime and maintaining the common areas under the Declaration, and the Association is governed by a Board of Directors; and

WHEREAS, pursuant to Article 1.24 of the Declaration, as amended, the City Facilities Corporation delegated to and authorized the City of La Vista ("City") to exercise voting rights with respect to the Association and its Board of Directors, and the City desires to exercise said voting rights to elect Directors of the Association; and

WHEREAS, the following positions (and the individuals holding the titles) have been designated by the Mayor and City Council to be the City's three directors on the Association's Board of Director's ("City's Director's"):

City Administrator
Library Director
Director of Public Works

WHEREAS, the Association will held its 2019 Annual Meeting on November 11, 2019, at which time and at such meeting the City's Directors voted on behalf of the City and in accordance with the desire of the City Council and the Mayor to nominate and re-elect the City's Director's to the Association's Board of Directors; and

WHEREAS, the Mayor and City Council desire to designate, and ratify, affirm and approve the election of the City's Directors;

NOW, THEREFORE, BE IT RESOLVED, that the following are hereby designated and elected to serve as the City's appointees to the Board of Director's of the Association:

City Administrator
Library Director
Director of Public Works

and further that their attendance, participation, voting and exercise of other rights on behalf of the City (in exercise of the delegated rights of the City Facilities Corporation) to nominate and elect said individuals as directors at the annual meeting of the Association held November 11, 2019 (and all other related actions) are hereby ratified, affirmed and approved.

MINUTE RECORD

November 19, 2019

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

13. RESOLUTION NO. 19-154 - AUTHORIZE - YEAR-END CERTIFICATION - CITY STREET SUPERINTENDENT

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE MAYOR TO EXECUTE THE YEAR-END CERTIFICATION OF CITY STREET SUPERINTENDENT FORM 2019.

WHEREAS, State of Nebraska Statutes, Sections 39-2302, and 39-2511 through 39-2515 details the requirements that must be met in order for a municipality to qualify for an annual Incentive Payment; and

WHEREAS, The State of Nebraska Department of Transportation (NDOT) requires that each incorporated municipality must annually certify (by December 31st of each year) the appointment of the City Street Superintendent to the NDOT using the Year-End Certification of City Street Superintendent form; and

WHEREAS, The NDOT requires that such certification shall also include a copy of the meeting minutes showing the appointment of the City Street Superintendent by their name as it appears on their License, their License Number and Class of License (if applicable) and type of appointment, i.e., employed, contract (consultant, or interlocal agreement with another incorporated municipality and/or county), and the beginning date of the appointment; and

WHEREAS, The NDOT also requires that such Year-End Certification of City Street Superintendent form shall be signed by the Mayor or Village Board Chairperson and shall include a copy of a resolution of the governing body authorizing the signing of the Year-End Certification of City Street Superintendent form by the Mayor or Village Board Chairperson.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor of the City of La Vista, Nebraska is hereby authorized to sign the Year-End Certification of City Street Superintendent form.

14. APPROVAL OF CLAIMS

| | |
|--|-----------|
| A & D TECHNICAL SUPPLY CO, supplies | 138.00 |
| ACCENT DRYWALL SUPPLY CO, bld&grnds | 648.96 |
| ACTION BATTERIES UNLTD, maint. | 8.85 |
| ALFRED BENESCH & CO, services | 5,046.22 |
| AMERICAN LEGAL PUBLISHING CO, services | 399.00 |
| AMERICAN LUNG ASSOCIATION, services | 580.00 |
| A-RELIEF, services | 736.00 |
| ASPHALT & CONCRETE MATERIALS, maint. | 750.16 |
| BAUER BUILT INC, maint | 382.80 |
| BAXTER CHRYSLER JEEP, INC, services | 391.12 |
| BIBLIOTHECA LLC, services | 4,872.25 |
| BJSA-BELLEVUE JR SPORTS ASSN, services | 800.00 |
| BKD LLP, services | 6,000.00 |
| BS&A SOFTWARE, services | 21,789.00 |
| BUETHE, P., travel | 58.58 |
| CAPSTONE, books | 931.96 |
| CAVENDISH SQUARE PUBLISHING, books | 236.90 |
| CENTURY LINK, phones | 598.20 |
| CHARLESWORTH CONSULTING, LLC, services | 7,500.00 |
| CINTAS CORP, services | 417.78 |
| CNA SURETY, services | 100.00 |
| COMP CHOICE INC, services | 25.00 |
| CONSOLIDATED MANAGEMENT CO, services | 58.71 |
| CORNHUSKER INTL TRUCKS INC, maint. | 231.04 |
| COX COMMUNICATIONS, INC, services | 277.40 |
| CULLIGAN OF OMAHA, services | 8.00 |
| CUMMINS CENTRAL POWER LLC, services | 660.41 |
| DATASHIELD CORP, services | 60.00 |

MINUTE RECORD

November 19, 2019

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

| | |
|---|------------|
| DULTMEIER SALES LLC, maint. | 12.00 |
| EDGEWEAR SCREEN PRINTING, apparel | 397.25 |
| FAC PRINT & PROMO CO, supplies | 695.81 |
| FASTENAL CO, supplies | 20.10 |
| FBG SERVICE CORP, bld&grnds | 5,965.00 |
| FIRST WIRELESS INC, maint. | 120.80 |
| FLEETPRIDE, maint. | 56.58 |
| GALE, books | 266.14 |
| GILMORE & BELL PC, services | 2,500.00 |
| GRAINGER, bld&grnds | 38.60 |
| HDR ENGINEERING INC, services | 6,501.57 |
| HGM ASSOCIATES, INC, services | 27,668.00 |
| HOBBY LOBBY STORES, supplies | 56.98 |
| HONEYMAN RENT-ALL, services | 585.33 |
| HY-VEE INC, services | 82.00 |
| INGRAM LIBRARY SERVICES, books | 81.61 |
| ISLAND SPRINKLER SUPPLY CO, bld&grnds | 218.41 |
| KRIHA FLUID POWER CO, maint. | 149.93 |
| LABRIE, DONALD P, services | 225.00 |
| LEO A DALY CO, services | 6,240.00 |
| MALLOY ELECTRIC, bld&grnds | 524.45 |
| MARTIN MARIETTA AGGREGATES, services | 134.20 |
| MATHESON TRI-GAS INC, services | 70.00 |
| MENARDS-RALSTON, supplies | 490.75 |
| METRO AREA TRANSIT, services | 615.00 |
| METRO LANDSCAPE MATERIALS, bld&grnds | 84.00 |
| MIDLANDS BUSINESS JOURNAL, services | 75.00 |
| MIDWEST OFFICE AUTOMATION, supplies | 150.25 |
| MIDWEST RIGHT OF WAY SVCS INC, services | 916.96 |
| MIDWEST TAPE, media | 250.29 |
| NE ARBORISTS ASSOCIATION, services | 145.00 |
| NE CITY MANAGERS ASSOC, services | 731.99 |
| NE LAW ENFORCEMENT, services | 380.00 |
| NMC EXCHANGE LLC, maint. | 695.19 |
| OFFICE DEPOT INC, supplies | 504.61 |
| OLSSON, INC, services | 4,470.00 |
| OPPD, utilities | 46,045.78 |
| OMNI ENGINEERING, maint. | 93.72 |
| ONE CALL CONCEPTS INC, services | 357.86 |
| O'REILLY AUTO ENTERPRISES, maint. | 705.04 |
| PAPILLION SANITATION, services | 252.03 |
| PAPILLION TIRE INC, maint. | 25.50 |
| PRIMA DISTRIBUTION, INC, supplies | 57.12 |
| RAINBOW GLASS & SUPPLY INC, bld&grnds | 69.00 |
| RDG PLANNING & DESIGN, services | 8,456.79 |
| READY MIXED CONCRETE CO, maint. | 595.92 |
| RED WING BUSINESS, apparel | 150.00 |
| REGAL AWARDS INC, services | 269.00 |
| ROBERTA STEVENS, refund | 42.00 |
| RR DONNELLEY & SONS, supplies | 62.33 |
| SECURITY EQUIPMENT INC, services | 1,344.00 |
| SOUTHERN UNIFORM, apparel | 46.99 |
| STRATEGIC INSIGHTS INC, services | 725.00 |
| SUN COUNTRY DISTRIBUTING LTD, maint. | 17.75 |
| THE HARRY A KOCH CO, services | 213,562.75 |
| TRANS UNION RISK, services | 50.00 |
| TRUCK CENTER COMPANIES, maint. | 586.49 |
| U.S. CELLULAR, phones | 1,439.96 |
| UNITED PARCEL, services | 13.23 |
| UNITED RENT-ALL, services | 270.62 |

MINUTE RECORD

November 19, 2019

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

| | |
|--|----------|
| USBORNE, books | 1,004.37 |
| WELLINGTON EXPERIENCE, INC, services | 5,000.00 |
| WESTLAKE HARDWARE INC, bld&grnds | 508.10 |
| WHITE CAP CONSTR SUPPLY, apparel | 56.07 |
| WICK'S STERLING TRUCKS INC, maint. | 389.94 |
| WOODHOUSE LINCLN-MAZDA-PORSCHE, maint. | 172.88 |

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

REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Director of Administrative Services Pokorny reported that the new bond rating information is available.

Finance Director Miserez introduced the new Accountant, Chris Buurman.

Community Relations Coordinator Beaumont gave an overview of the upcoming schedule of holiday events.

Director of Public Works Soucie reported that Deputy Director of Public Works Calentine passed his Street Superintendent certification.

B. AMEND MUNICIPAL CODE SECTIONS 111.18 AND 111.19 – FIREWORKS

1. ORDINANCE – AMEND MUNICIPAL CODE SECTIONS 111.18 AND 111.19

City Clerk Buethe read Ordinance No. 1374 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTIONS 111.18 AND 111.19; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Sheehan moved that the statutory rule requiring reading on three different days be suspended. Councilmember Frederick seconded the motion to suspend the rules and roll call vote on the motion. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, and Sell. Nays: None. Abstain: None. Absent: Quick and Hale. Motion carried. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title, and thereafter Councilmember Sheehan moved for final passage of the ordinance which motion was seconded by Councilmember Thomas. Mayor Kindig stated for the record that Councilmembers Quick and Hale said they did not agree with the ordinance. The Mayor then stated the question, "Shall Ordinance No. 1374 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Frederick, Sheehan, Thomas, Crawford, and Sell. Nays: Ronan. Abstain: None. Absent: Quick and Hale. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the City Clerk attested the passage/approval of the same and affixed her signature thereto.

2. ORDINANCE – AMEND MASTER FEE ORDINANCE

City Clerk Buethe read Ordinance No. 1375 entitled: AN ORDINANCE TO AMEND ORDINANCE NO.1372, AN ORDINANCE TO ESTABLISH THE AMOUNT OF CERTAIN FEES AND TAXES CHARGED BY THE CITY OF LA VISTA FOR VARIOUS SERVICES INCLUDING BUT NOT LIMITED TO BUILDING AND USE, ZONING, OCCUPATION, PUBLIC RECORDS, ALARMS, EMERGENCY SERVICES, RECREATION, LIBRARY, AND PET LICENSING; SEWER AND DRAINAGE SYSTEMS AND FACILITIES OF THE CITY FOR RESIDENTIAL USERS AND COMMERCIAL USERS (INCLUDING INDUSTRIAL USERS) OF THE CITY OF LA VISTA AND TO GRANDFATHER EXISTING STRUCTURES AND TO PROVIDE FOR TRACT PRECONNECTION PAYMENTS AND CREDITS; REGULATING THE

MINUTE RECORD

November 19, 2019

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

MUNICIPAL SEWER DEPARTMENT AND RATES OF SEWER SERVICE CHARGES; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE THE EFFECTIVE DATE HEREOF.

Councilmember Thomas moved that the statutory rule requiring reading on three different days be suspended. Councilmember Sell seconded the motion to suspend the rules and roll call vote on the motion. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, and Sell. Nays: None. Abstain: None. Absent: Quick and Hale. Motion carried. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title, and thereafter Councilmember Frederick moved for final passage of the ordinance which motion was seconded by Councilmember Thomas. The Mayor then stated the question, "Shall Ordinance No. 1375 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Frederick, Ronan, Sheehan, Thomas, Crawford, and Sell. Nays: None. Abstain: None. Absent: Quick and Hale. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the City Clerk attested the passage/approval of the same and affixed her signature thereto.

C. ORDINANCE – AMENDING THE COMPENSATION ORDINANCE

Councilmember Sell introduced Ordinance No. 1376 entitled: AN ORDINANCE TO FIX THE COMPENSATION OF OFFICERS AND EMPLOYEES OF THE CITY OF LA VISTA; TO PROVIDE FOR THE REPEAL OF ALL PRIOR ORDINANCES IN CONFLICT HEREWITH; ORDERING THE PUBLICATION OF THE ORDINANCE IN PAMPHLET FORM; AND TO PROVIDE THE EFFECTIVE DATE HEREOF.

Councilmember Sheehan moved that the statutory rule requiring reading on three different days be suspended. Councilmember Frederick seconded the motion to suspend the rules and roll call vote on the motion. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, and Sell. Nays: None. Abstain: None. Absent: Quick and Hale. Motion carried. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title, and thereafter Councilmember Sell moved for final passage of the ordinance which motion was seconded by Councilmember Frederick. The Mayor then stated the question, "Shall Ordinance No. 1376 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Frederick, Ronan, Sheehan, Thomas, Crawford, and Sell. Nays: None. Abstain: None. Absent: Quick and Hale. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the City Clerk attested the passage/approval of the same and affixed her signature thereto.

D. ORDINANCE – AUTHORIZATION OF GENERAL OBLIGATION REFUNDING BONDS TO REFUND OUTSTANDING GENERAL OBLIGATION BONDS

Councilmember Thomas introduced Ordinance No. 1377 entitled: AN ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS OF THE CITY OF LA VISTA, NEBRASKA, IN ONE OR MORE SERIES, IN THE AGGREGATE STATED PRINCIPAL AMOUNT OF NOT TO EXCEED SIX MILLION FIVE HUNDRED THOUSAND DOLLARS (\$6,500,000) FOR THE PURPOSE OF REFUNDING ALL OR A PORTION OF CERTAIN OUTSTANDING GENERAL OBLIGATION BONDS OF THE CITY; AND AUTHORIZING THE REDEMPTION OF SUCH OUTSTANDING BONDS TO BE REFUNDED; PRESCRIBING THE FORM OF SUCH BONDS TO BE ISSUED AND AUTHORIZING OFFICERS OF THE CITY TO APPROVE CERTAIN FINAL TERMS OF THE BONDS; PROVIDING FOR THE LEVY AND COLLECTION OF TAXES TO PAY THE SAME, IF NECESSARY; PROVIDING FOR THE SALE OF THE BONDS; AUTHORIZING THE DELIVERY OF THE BONDS TO THE PURCHASER; AND PROVIDING FOR THE DISPOSITION OF BOND PROCEEDS; AND ORDERING THE ORDINANCE PUBLISHED IN PAMPHLET FORM.

Councilmember Sell moved that the statutory rule requiring reading on three different days be suspended. Councilmember Frederick seconded the motion to suspend the

MINUTE RECORD

November 19, 2019

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

rules and roll call vote on the motion. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, and Sell. Nays: None. Abstain: None. Absent: Quick and Hale. Motion carried. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title, and thereafter Councilmember Sell moved for final passage of the ordinance which motion was seconded by Councilmember Thomas. The Mayor then stated the question, "Shall Ordinance No. 1377 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Frederick, Ronan, Sheehan, Thomas, Crawford, and Sell. Nays: None. Abstain: None. Absent: Quick and Hale. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the City Clerk attested the passage/approval of the same and affixed her signature thereto.

E. RESOLUTION – PURCHASE OF UN-MARKED POLICE VEHICLE

Councilmember Sell introduced and moved for the adoption of Resolution No.19-155 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AWARDING A CONTRACT TO ANDERSON FORD, LINCOLN, NEBRASKA FOR THE PURCHASE OF ONE (1) 2020 FORD POLICE INTECEPTOR SEDAN IN AN AMOUNT NOT TO EXCEED \$25,000.

WHEREAS, the City Council of the City of La Vista has determined that the purchase a new un-marked vehicle is necessary; and

WHEREAS, the FY20 General Fund budget does include funds for the purchase of one (1) said vehicle; and

WHEREAS, the State of Nebraska did receive bids for 2020 police vehicles; and

WHEREAS, Anderson Ford, Lincoln, Nebraska, was awarded the state bid for Nebraska for the 2020 Ford Police Interceptor sedan and will extend that price to the City of La Vista; 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 Anderson Ford, Lincoln, Nebraska and authorize the purchase of one (1) 2020 Ford Police Interceptor sedan in an amount not to exceed \$25,000.

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

F. RESOLUTION – PURCHASE OF MARKED POLICE VEHICLES

Councilmember Thomas introduced and moved for the adoption of Resolution No.19-156 entitled: 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 TWO (2) 2020 CHEVROLET TAHOE POLICE UTILITY VEHICLES ALONG WITH UP-FITTING FROM 911 CUSTOM, OVERLAND PARK, KANSAS, IN AN AMOUNT NOT TO EXCEED \$98,000.

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 2020 General Fund budget does include funds for the purchase of two (2) said vehicle, and

WHEREAS, the State of Nebraska did receive bids for 2020 police vehicles, and

MINUTE RECORD

November 19, 2019

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

WHEREAS, Sid Dillon Chevrolet, Wahoo, Nebraska, was awarded the state bid for Nebraska for the 2020 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 two (2) 2020 Chevrolet Tahoe Police Utility vehicles and up-fitting from 911 Customs, Overland Park, Kansas, in an amount not to exceed \$98,000.

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

COMMENTS FROM THE FLOOR

There were no comments from the floor.

COMMENTS FROM MAYOR AND COUNCIL

Councilmember Sell commented that he attended the one-year anniversary of Bella & Co.

Councilmember Frederick commented on the Coat Drive and distribution.

Mayor Kindig commented that he contacted UNO for a white paper on sales tax transparency. UNO will be hosting a tabletop discussion on this subject with guest speakers from other states.

At 6:31 p.m. Councilmember Crawford made a motion to adjourn the meeting. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, and Sell. Nays: None. Abstain: None. Absent: Quick and Hale. Motion carried.

PASSED AND APPROVED THIS 3RD DAY OF DECEMBER 2019.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk



CITY OF LA VISTA
8116 PARK VIEW BOULEVARD
LA VISTA, NE 68128
P: (402) 331-4343

PLANNING COMMISSION MINUTES
NOVEMBER 21, 2019 6:30 P.M.

The City of La Vista Planning Commission held a meeting on Thursday, November 21st in the Harold "Andy" Anderson Council Chamber at La Vista City Hall, 8116 Park View Boulevard. Chairman Kevin Wetuski called the meeting to order at 6:30 p.m. with the following members present: Gayle Malmquist, John Gahan, Mike Circo, Harold Sargus, Kathleen Alexander Jason Dale, Mike Krzywicki, Josh Frey, and Kevin Wetuski. Members absent were: Patrick Coughlan. Also, in attendance were Chris Solberg, Senior Planner; Cale Brodersen, Assistant Planner; Bruce Fountain, Community Development Director; and Pat Dowse, City Engineer.

Legal notice of the public meeting and hearing were posted, distributed and published according to Nebraska law. Notice was simultaneously given to all members of the Planning Commission. All proceedings shown were taken while the convened meeting was open to the attendance of the public.

1. Call to Order

The meeting was called to order by Chairman Wetuski at 6:30 p.m. Copies of the agenda and staff reports were made available to the public.

2. Approval of Meeting Minutes – October 17, 2019

Krzywicki moved, seconded by *Circo*, to approve the October 17th minutes. **Ayes: Sargus, Gahan, Wetuski, Circo, Alexander, Krzywicki, Frey, Dale, and Malmquist. Nays: None. Abstain: None. Absent: Frey. Motion Carried, (9-0)**

3. Old Business

None.

4. New Business

A. Conditional Use Permit – Nebraska Multi-Sport Complex

- i. **Staff Report – Chris Solberg:** Solberg stated that the applicant, Nebraska Multi-Sport Complex, is requesting for a Conditional Use Permit to allow for a temporary indoor recreation facility on Tax Lot 2A & Pt of Tax Lots 2N1 & 3 Lying N & W of Railroad ROW 17-14-12. Staff recommends approval of the Conditional Use Permit for a period of three years as the CUP request is consistent with the Comprehensive Plan and the Zoning Ordinance.

ii. **Applicant Presentation:** Kyle Graham and David Levy came up and spoke on behalf of the applicant and project. Graham and Levy described the project and provided basic details about the dome and the operation of the facility.

iii. **Public Hearing: Wetuski opened the public hearing.**

Sargus mentioned that they were provided with information on what type of structure it is but was curious as to how old this structure is and what the life span is.

Levy answered that he believed the structure had been up for over 15 years and is about half way through its lifespan. He said that they don't expect to use that for near that time.

Circo asked if this one has ever had any problems with the snow.

Levy said that he didn't believe so.

Levy brought up that once the structure is removed, there won't be much there, just a concrete pad and a gravel parking lot.

Circo asked if there will be a paved area to get to the gravel parking lot.

Levy said yes, the driveway down to the parking area and some ADA stalls and a concrete sidewalk to the dome itself.

Krzywicki asked if the ADA spaces were going to be paved.

Levy said they will be. He also mentioned that right across the ADA stalls there will be a temporary restroom trailer that will be cleaned periodically.

Krzywicki verified that the trailer will also be ADA accessible.

Levy confirmed and said that there will be a ramp.

Brodersen mentioned to the commission that there were updated Staff Reports and CUPs on their desks due to a last minute change needing to be made. That change involved the added condition that a Performance Bond for \$250,000 be provided to the City prior to issuance of a building permit. This is to assure that the facility is properly removed at the end of the 3 year period.

Wetuski closed the public hearing as no members of the public came forward.

iv. **Recommendation:** -Malmquist moved, seconded by Sargus to recommend approval of the Conditional Use Permit to the City Council for a period of three years, as the Conditional Use Permit request is consistent with the Comprehensive Plan and Zoning

Ordinance. **Ayes: Sargus, Gahan, Wetuski, Circo, Alexander, Krzywicki, Frey, Dale, and Malmquist. Nays: None. Abstain: None. Absent: Frey. Motion Carried, (9-0)**

5. Adoption of the 2020 City of La Vista Review Schedule:

Krzywicki asked if the meeting in December could be moved from the 21st to an earlier date in the month.

Solberg said that we can look into that and see about changing it.

Circo asked if they will be emailed to let them know that a meeting has been cancelled due to not enough items on the agenda.

Solberg said yes.

Alexander said that she noticed that the Planning Commission meeting in November has the wrong year.

Krzywicki moved, seconded by Alexander to approve the 2020 Review Schedule with the changes that were mentioned. **Ayes: Sargus, Gahan, Wetuski, Circo, Alexander, Krzywicki, Frey, Dale, and Malmquist. Nays: None. Abstain: None. Absent: Frey. Motion Carried, (9-0)**

6. Comments from the Floor:

None.

7. Comments from the Planning Commission:

Frey introduced himself to the commission as a new member.

Krzywicki asked if there were any members who were up for renewal that would need to reapply.

Solberg said that he didn't believe that any members that were needing renewal would need to fill out an application, but that he could check into that and let him know.

8. Comments from Staff

Solberg mentioned that we now have a new Community Development Director and introduced Bruce Fountain to the Planning Commission.

Fountain introduced himself to the commission.

9. Adjournment

Wetuski adjourned the meeting at 6:48.

Reviewed by Planning Commission:

Planning Commission Secretary

Planning Commission Chair

Date

**MEETING OF THE LIBRARY ADVISORY BOARD
CITY OF LA VISTA**

**MINUTES OF MEETING
November 14, 2019**

| | | | |
|------------------|--------------------------------|---------------------------------------|----------------------------------|
| Members Present: | Rose Barcal Valerie Russell | Huyen-Yen Hoang Kim Schmit-Pokorny | Connie Novacek Carol Westlund |
| Guests: | Justina Workman | | |

Agenda Item #1: Call to Order

The meeting was called to order at 5:30 p.m.

Agenda Item #2: Announcement of Location of Posted Open Meetings Act

An announcement was made of the location of the posted copy of the Open Meetings Act for public reference.

Agenda Item #3: Introductions

Justina Workman, UNO practicum student, was introduced.

Agenda Item #4: Approval of Minutes of September 12, 2019 Meeting

It was moved by Westlund and seconded by Russell that the September 12, 2019 minutes be accepted as presented. Board members voting aye: Hoang, Novacek, Russell, Schmit-Pokorny, and Westlund. Nays: none. Abstain: none. Absent: none. Motion carried.

Agenda Item #5: Library Director's Report

- a. Programs: highlights of programming were given including the back to school scavenger hunt, the Liberty Middle School lunch bunch, and the membership replacement event during September.
- b. Employee updates included Jean Hurst as recipient of the Women of Distinction Award given by Suburban Newspapers.
- c. Library Meetings were reviewed including the city's trail dedication and the 20th celebration of the Library and MCC's Sarpy Center on December 10th at 10 a.m.
- d. General Library Information included the library's participation in MCC's resource fair.

Agenda Item #6: Circulation Report

Barcal distributed the circulation report.

Agenda Item #7: Old Business

- a. Grants
 - i. American Library Association/Dollar General Literacy Foundation: American Dream Literacy Initiative. One final webinar concerning the final report will be viewed by Barcal. The final report is due at the end of the month.
 - ii. Nebraska Library Commission: Library Innovation Studios. La Vista Public Library was named as a recipient of the Library Innovation Studios. The library will host 15 different stations March through August of 2020. Stations include a CNC router, laser cutter, vinyl cutter, heat press, and embroidery/sewing machine. Kits include a

camera/video green screen, audio and music, Arduino & Sparkfun starter kit, Lego Mindstorms, button maker, soldering kit, laminator, and a Makey Makey kit. There will also be an iron & steamer, glue gun, label maker, metal punch, and a CorelDraw laptop. Barcal attended a two-day training session in Lincoln at the Nebraska Library Commission. Another training will take place in February for multiple staff members as well as available volunteers.

- iii. WGF Inc.: Coding and Robotics. Sessions continue.
- b. Library Accreditation. The library has met all requirements for accreditation. This accreditation expires September 30, 2022.
- c. Nebraska Library Association's Session as Board Continuing Education. Barcal inquired with the Nebraska Library Commission (NLC) concerning the Nebraska Library Association's conference sessions as continuing education (CE) for the library board. The sessions do count towards board CE. Barcal will inquire with the NLC to verify Hoang's sessions are applied to the board's accreditation. Russell asked if the training for the Library Innovation Studios will apply towards board accreditation. Barcal will verify.

Agenda Item #8: New Business

- a. UNO Practicum Student. The practicum student will complete her session by the end of November, providing 80 hours, 20 hours above the required 60.
- b. MCC Workstudy Student. A Metropolitan Community College (MCC) workstudy student has been working at the library. Projects include assisting with paperwork and filing as well as a photo project for the 20th year celebration. If eligible, this student will return during the next session.
- c. Self-Checkout Machine. The machine's arrival coincided with September's "library membership" month. To celebrate both events, the library offered replacement cards during the month of September as the new machine will not read the old membership cards. Seventy-nine patrons took advantage of this event. Demonstrations of the machine were also given.
- d. Active Duty Military Membership: discussion. Barcal received an email inquiring about library memberships for active duty military as Omaha and Bellevue do. After an online discussion with this person, this issue is being presented to the board for discussion. Barcal distributed a report of area public libraries: Bellevue offers active duty military and dependents, Gretna offers military veterans (active, veterans, and retirees), La Vista does not currently offer military memberships, Omaha and Ralston offer active duty military, Papillion does not offer military memberships, and Springfield does if the children are in their school district. Additional information was requested from the board including the number of non-resident cards currently issued, how Bellevue handles their memberships (details about the program), and a discussion with Papillion. Barcal will report at the next meeting. The fact that a military membership would follow the city's initiative to support the military community as shown in events during Salute to Summer.
- e. Policy Review: Circulation. The board had additional edits for the policy. Barcal will include the edits and bring the policy back for final approval at the next board meeting.
- f. Grants:
 - i. La Vista Community Foundation: iPads for Here and on the Go! Staff member, Jessy Colabello, submitted a grant to obtain iPads for programming both inhouse and for outreach programming including the Think-Make-Create trailer. The request was for \$2,500. Colabello was informed this week the whole amount was awarded.
 - ii. Three Rivers Library System: Continuing Education Scholarship. Staff member, Ashley Wemhoff, submitted a grant to obtain funding to attend the Young Adult Librarian Services Association's Conference. \$640 was requested. \$500 was awarded to pay for registration and assist with travel expenses.

g. Library Board Meeting Dates for 2020:

- i. January 9
- ii. March 12
- iii. May 14
- iv. July 9
- v. September 10
- vi. November 12

It was moved by Hoang and seconded by Novacek to accept the library board meeting dates for 2020 as presented. Board members voting aye: Hoang, Novacek, Russell, Schmit-Pokorny, and Westlund. Nays: none. Abstain: none. Absent: none. Motion carried.

Agenda Item #9: Comments from the Floor

Workman thanked the library board and the library for working with her during the practicum.

Agenda Item #10: Comments from the Board

There were no comments from the Board.

There was a motion by Westlund and second by Russell to adjourn the meeting at 6:37 p.m.

The next meeting is scheduled for January 9th, 2020 at 5:30 p.m. at the La Vista Public Library, Conference Room #142.

Commercial Seeding Contractors
26365 Reichmuth Circle
Valley, NE 68064

Invoice

| Date | Invoice # |
|------------|-----------|
| 11/25/2019 | 22397 |

Bill To

City of LaVista
Attn: Pat Dowse
8116 Park View Boulevard
LaVista, NE 68128



Consent Agenda 12/3/19
(bc)

Total \$4,471.00
OK TO PAY
PMD 11/26/19
16.71.0917.000 - PAY17005

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

October 9, 2019

Project No: 10-17105-01
 Invoice No: 0167920

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

Billing Period: September 1, 2019 to September 30, 2019

Fee

| Billing Phase | Fee | Percent Complete | Earned | Previous Fee Billing | Current Fee Billing |
|-----------------------|-----------|------------------|-----------|----------------------|---------------------|
| Construction Services | 34,000.00 | 100.00 | 34,000.00 | 34,000.00 | 0.00 |
| Additional Services | 13,458.00 | 85.00 | 11,439.30 | 10,766.40 | 672.90 |
| Total Fee | 47,458.00 | | 45,439.30 | 44,766.40 | 672.90 |
| Total Fee | | | | | 672.90 |

Reimbursable Expenses

| | |
|----------------------------|-----------------|
| Travel Expenses-Mileage | 13.92 |
| Total Reimbursables | 13.92 |
| Total this Invoice | \$686.82 |

Outstanding Invoices

| Number | Date | Balance |
|--------------|-----------|-----------------|
| 0166622 | 9/10/2019 | 2,070.47 |
| Total | | 2,070.47 |

Ok To Pay

PMD 11/20/19

Billings to Date

| | Current | Prior | Total |
|---------------|---------------|------------------|------------------|
| Fee | 672.90 | 44,766.40 | 45,439.30 |
| Consultant | 0.00 | 31,532.50 | 31,532.50 |
| Expense | 13.92 | 1,710.45 | 1,724.37 |
| Totals | 686.82 | 78,009.35 | 78,696.17 |

15.71.0911.003

PO# 20-008344

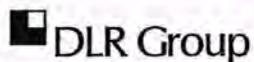
We appreciate your confidence in us and thank you in advance for your payment.
 Being environmentally friendly, we encourage payments via Wire Transfer.
 Routing number: 121000248 Account Number: 4945435436

Matthew Gulsvig, AIA, LEED AP

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

Consent Agenda 12/3/19 (re)

Invoice



listen.DESIGN.deliver

6457 Frances Street, Suite 200

Omaha, NE 68106

402-393-4100 Fax 402-393-8747

Pat Dowse
 Director Public Works
 City of La Vista
 Email Inv: pdowse@cityoflavista.org
 9900 Portal Road
 La Vista, NE 68128

November 11, 2019

Project No: 10-17105-01
 Invoice No: 0168625

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

Billing Period: October 1, 2019 to October 31, 2019

Fee

| Billing Phase | Fee | Percent Complete | Earned | Previous Fee Billing | Current Fee Billing |
|-----------------------|-----------|------------------|-----------|----------------------|---------------------|
| Construction Services | 34,000.00 | 100.00 | 34,000.00 | 34,000.00 | 0.00 |
| Additional Services | 13,458.00 | 90.00 | 12,112.20 | 11,439.30 | 672.90 |
| Total Fee | 47,458.00 | | 46,112.20 | 45,439.30 | 672.90 |
| Total Fee | | | | | 672.90 |

Consultants

| | |
|--------------------------|-----------------|
| AGA Consulting, Inc. | 2,467.50 |
| Total Consultants | 2,467.50 |

Reimbursable Expenses

| | |
|------------------------------|-------------------|
| Travel Expense-Lodging | 300.56 |
| Travel Expenses-Mileage | 20.88 |
| Ground Transportation | 64.00 |
| Travel Expenses-Meals | 128.00 |
| Travel Expense - Auto Rental | 130.24 |
| Travel Exp.-Co Pd Air Travel | 819.28 |
| Total Reimbursables | 1,462.96 |
| | |
| Total this Invoice | \$4,603.36 |

Outstanding Invoices

| Number | Date | Balance |
|--------------|-----------|---------------|
| 0167920 | 10/9/2019 | 686.82 |
| Total | | 686.82 |

Billings to Date

| | Current | Prior | Total |
|---------------|-----------------|------------------|------------------|
| Fee | 672.90 | 45,439.30 | 46,112.20 |
| Consultant | 2,467.50 | 31,532.50 | 34,000.00 |
| Expense | 1,462.96 | 1,724.37 | 3,187.33 |
| Totals | 4,603.36 | 78,696.17 | 83,299.53 |

OK TO PAY
 DMD 11/15/19
 15.71.0911.003

PO#20-008344

Consent Agenda 12/3/19 (20)

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

| | | | | |
|---------|-------------|-------------------------------------|---------|---------|
| Project | 10-17105-01 | La Vista City Centre Parking Fac CA | Invoice | 0168625 |
|---------|-------------|-------------------------------------|---------|---------|

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

INVOICE

A-8

TO: CITY OF LAVISTA
8116 PARK VIEW BLVD

LAVISTA NE 68128 2198

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

| COST DESCRIPTION | DATE | ACCOUNT NUMBER | INVOICE NUMBER |
|--|------------|----------------|----------------|
| | 11-14-2019 | L2075 | 0642261 |
| | | | COST |
| PROJECT NO. TAP-77(61) CONTROL NO. 22757 AGREEMENT NO. BM1802 APPLEWOOD CREEK TRAIL | | | |
| SEE ATTACHED FOR DETAILS | | | |
| AMOUNT DUE NDOT \$ 69,063.67 | | | 69,063.67 |
| CONTACT V OPP AT 402-479-4661 WITH ANY QUESTIONS. | | | |

| PREPARED BY: | DESCRIPTION: | PAY THIS AMOUNT |
|--------------|--------------|-----------------|
| S WURSTER | TAP-77(61) | 69,063.67 |

DETACH THIS PORTION AND RETURN WITH A PAYMENT

Make checks payable to & Mail to:

Nebraska Dept. of Transportation
clo Controller Division
PO Box 94759
Lincoln NE 68509-4759

LAVISTA/CITY OF

11-14-2019

DATE OF INVOICE

TERMS

This amount is due
upon receipt of this
invoice

INVOICE SUPPORT DETAIL

Responsible Party: City of LaVista
Project No. TAP-77(61)
Control No. 22757
Agreement No. BM1802
Expenses Thru: November 13, 2019
Description: Applewood Creek Trail
Invoice No: 0642261

| Work Phase | Total Agreement | City Funding Percent | City Costs Share |
|--|--------------------|----------------------------|------------------------|
| Preliminary Engineering | | | |
| Consultant Agreement: BK1915 Schemmmer Associates, Inc | 286,031.48 | 20% | 57,206.30 |
| Consultant Agreement: BK1916 Benesch and Company/Alfred | 59286.84 | 20% | 11,857.37 |
| | | | |

As per Agreement BM1802

Page 18 18.8 LPA Project Budget and Invoicing by State

"At times determined by State, and after execution of this Agreement, State will invoice LPA for some or LPA'S entire share of State incurred preliminary engineering project costs. After execution of a professional consultant services agreement for this project, State will invoice LPA their share of the total agreement amount."

| | |
|------------------------|-----------|
| Total City Cost | 69,063.67 |
| Less Previous Invoices | - |
| Total Due This Invoice | 69,063.67 |

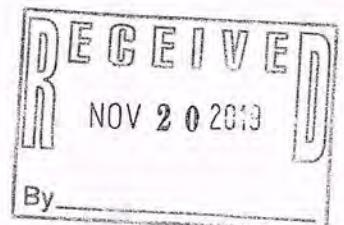
OK. TO PAY
DMD 11/22/19
05.71.0917.000 - PARK19001

01/22/2019 12:04:00

C:\Users\8210\OneDrive\My Files\Invoice Form\la Vista\District 2\LN 22757\LaVista 11-13-2019.xlsx\City

Consent Agenda 12/3/19

(Re)



Invoice

olsson

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

November 14, 2019
 Invoice No: 343558

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

Invoice Total **\$3,576.00**

Olsson Project # 019-3168 La Vista City Centre Parking Garage Number 2
 Professional services rendered October 6, 2019 through November 2, 2019 for work completed in accordance with agreement.

Phase 110 Boundary and Topographic Survey
 Fee

| Billing Phase | Fee | Percent Complete | Billed To Date | Previous Fee Billing | Current Fee Billing |
|---------------------------------|----------|------------------|----------------|-------------------------|---------------------|
| Boundary and Topographic Survey | 2,000.00 | 90.00 | 1,800.00 | 1,000.00 | 800.00 |
| Total Fee | 2,000.00 | | 1,800.00 | 1,000.00 | 800.00 |
| | | Subtotal | | | 800.00 |
| | | | | Total this Phase | \$800.00 |

Phase 135 Geotechnical Exploration
 Fee

| Billing Phase | Fee | Percent Complete | Billed To Date | Previous Fee Billing | Current Fee Billing |
|--------------------------|----------|------------------|----------------|-------------------------|---------------------|
| Geotechnical Exploration | 6,940.00 | 90.00 | 6,246.00 | 3,470.00 | 2,776.00 |
| Total Fee | 6,940.00 | | 6,246.00 | 3,470.00 | 2,776.00 |
| | | Subtotal | | | 2,776.00 |
| | | | | Total this Phase | \$2,776.00 |

AMOUNT DUE THIS INVOICE

\$3,576.00

Email Invoices to: pdowse@cityoflavista.org

Authorized By: Eric Williams

OK TO PAY
 PMS 11/15/19
 PO# 20-008312

Consent Agenda 12/3/19 

INVOICE PAYMENT IS REQUESTED WITHIN 30 DAYS



PLANNING • DESIGN

October 31, 2019

Project No: R3001.477.01

Invoice No: 46387

John Kottmann
 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 October 31, 2019**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 | 100.00 | 20,900.00 | 20,900.00 | 0.00 |
| Post-Occupancy | 600.00 | 95.0017 | 570.01 | 300.00 | 270.01 |
| Total Fee | 84,400.00 | | 84,370.01 | 84,100.00 | 270.01 |
| | | | Total Fee | | 270.01 |

Reimbursable Expenses

| | |
|----------------------------|-----------------|
| Printing | .10 |
| Mileage In Town | 69.60 |
| Total Reimbursables | 69.70 |
| | |
| Total this Invoice | \$339.71 |

OK TO PAY
 PMD 11/20/19
 PO#
 20-008355

Consent Agenda 12/3/19 (ew)




Sarpy County Economic Development Corporation

808 Conagra Drive
Suite 400
Omaha, NE 68102

Phone: 402-978-7948

| Date | Invoice # |
|-----------|-----------|
| 12/1/2019 | 1893 |

| Bill To |
|---|
| City of La Vista Mayor Doug Kindig 8116 Park View Blvd. La Vista, NE 68128 |

| P.O. No. | Due Date | Terms |
|----------|------------|--------|
| | 12/31/2019 | Net 30 |

| Quantity | Description | Amount |
|----------|---|----------|
| 1 | 2019 Annual Investment - Visionary Level We appreciate your involvement and impact in the growth of Sarpy County. Please continue to support this growth through your annual investment in Sarpy County Economic Development Corporation. If you have any questions, please call 402-978-7948. | 8,500.00 |

01.14.0505.000

Thank you for your continued support!

Total \$8,500.00

Consent Agenda 12/3/19 (2)

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
DECEMBER 3, 2019 AGENDA

| Subject: | Type: | Submitted By: |
|--|---|----------------------------|
| CHANGE ORDER #3 (FINAL) 84 TH STREET ACCESS IMPROVEMENTS | ◆ RESOLUTION ORDINANCE RECEIVE/FILE | PAT DOWSE CITY ENGINEER |

SYNOPSIS

A resolution has been prepared to execute the Final Change Order with Swain Construction for a deduct amount of \$1,273.57 resulting in a final contract price not to exceed \$546,564.54 for the 84th Street Access Improvements project.

FISCAL IMPACT

The FY19/20 Biennial Budget includes funding for this project.

RECOMMENDATION

Approval

BACKGROUND

The Final Change Order is to capture the remaining line item of work quantity overruns and underruns for the project. Generally, the cost increases associated with the quantity overruns were offset by the cost savings associated with the quantity underruns, resulting in a slightly lower final contract price.

As the Final Pay Application is contingent upon the approval of the Final Change Order, the Final Change Order needs to be approved prior the Final Pay Application being processed.

RESOLUTION NO.

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING CHANGE ORDER NUMBER 3 TO THE 84TH STREET ACCESS IMPROVEMENTS CONTRACT WITH SWAIN CONSTRUCTION, INC., OMAHA, NEBRASKA, TO PROVIDE FOR A REDUCTION IN THE FINAL PROJECT AMOUNT OF \$1,273.57 DUE TO THE FINAL PROJECT CALCULATIONS.

WHEREAS, the City has determined it is necessary to reduce the final project contract amount due to final project quantity calculations; and

WHEREAS, the FY19/20 Biennial Budget provides funding for this project; and

WHEREAS, the change order will decrease the contract price by \$1,273.57 to a total of \$546,564.54;

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 3 to the 84th Street Access Improvements contract with Swain Construction Inc., Omaha, Nebraska, to provide for a reduction in the final project amount of \$1,273.57 due to the final project quantity calculations.

PASSED AND APPROVED THIS 3RD DAY OF DECEMBER 2019.

CITY OF LA VISTA

ATTEST:

Douglas Kindig, Mayor

Pamela A. Buethe, CMC
City Clerk

Date of Issuance: November 21, 2019

Effective Date: November 21, 2019

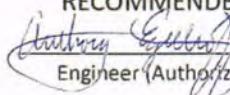
| | | |
|---|-------------------------|----------------------------------|
| Project: La Vista City Centre 84 th Street Access Improvements | Owner: City of La Vista | Owner's Contract No.: CD-17-008 |
| Contract: 84 th Street Access Improvements | | Date of Contract: 06/05/18 |
| Contractor: Swain Construction | | Engineer's Project No.: B16-0546 |

The Contract Documents are modified as follows upon execution of this Change Order:

Description: Deduct from contract for project final quantities.

Attachments: (List documents supporting change): See attachment #1 for final project quantities.

| CHANGE IN CONTRACT PRICE | CHANGE IN CONTRACT TIMES |
|--|--|
| Original Contract Price: <u>\$ 529,953.11</u> | Original Contract Times: Substantial Completion (Phase 1, 2 & 3): <u>October 15, 2018</u> Ready for Final Payment (Phase 1, 2 & 3): <u>October 30, 2018</u> |
| No Change from previously approved Change Orders No. 1 to No.2: <u>\$ 17,885.00</u> | Changes from previously approved Change Orders No. 1 Substantial Completion Phase 1: <u>November 2, 2018</u> Ready for Final Payment Phase 1: <u>November 15, 2018</u> Substantial Completion Phase 2 & 3: <u>June 9, 2019</u> Ready for Final Payment Phase 2 & 3: <u>June 24, 2019</u> |
| Contract Price prior to this Change Order: <u>\$ 547,838.11</u> | Contract Times prior to this Change Order: Substantial Completion Phase 1: <u>November 2, 2018</u> Ready for Final Payment Phase 1: <u>November 15, 2018</u> Substantial Completion Phase 2 & 3: <u>June 9, 2019</u> Ready for Final Payment Phase 2 & 3: <u>June 24, 2019</u> |
| Decrease Change of this Change Order: <u>\$ 1,273.57</u> | No Changes with this Change Order: Substantial Completion Phase 1: <u>No Change</u> Ready for Final Payment Phase 1: <u>No Change</u> Substantial Completion Phase 2 & 3: <u>No Change</u> Ready for Final Payment Phase 2 & 3: <u>No Change</u> |
| Contract Price incorporating this Change Order: <u>\$ 546,564.54</u> | Contract Times with all approved Change Orders: Substantial Completion Phase 1: <u>November 2, 2018</u> Ready for Final Payment Phase 1: <u>November 15, 2018</u> Substantial Completion Phase 2 & 3: <u>June 9, 2019</u> Ready for Final Payment Phase 2 & 3: <u>June 24, 2019</u> |

| RECOMMENDED: | ACCEPTED: | ACCEPTED: |
|--|--|---|
| By:  Engineer (Authorized Signature) | By:  Contractor (Authorized Signature) | By: _____ Owner (Authorized Signature) |
| Title: <u>P.E.</u> | Title: <u>ENGINEER</u> | Title: _____ |
| Date: <u>11/21/19</u> | Date: <u>11/21/19</u> | Date: _____ |



**84th Street Access Improvements
Final Quantity Change Order Attachment #1**

卷之三

Project # B16-0546 Prepared By: Stacy Zablocki

Prepared By: Stacy Zablocki

11/21/2019

| Owner: City of LaVista | | Project # B16-0546 | | Prepared By: Stacy Zablocki | | 11/21/2019 | | | | | | | | | | |
|------------------------|---|--------------------|--|---|---------------------------------------|-------------------|--------------------------------|------|--|---|--|---|--|---|--|--|
| B | | C | | D | | E | | F | | G | | H | | I | | |
| Item No. | Description | Pay Unit | Contract Qty(S) Prior to this Change Order | Qty(s) Adjustment Per This Change Order | Contract Qty(S) Per this Change Order | CONSTR UNIT PRICE | Final Change Order Costs (G/H) | | | | | | | | | |
| BID SECTION: | | | | | | | | | | | | | | | | |
| 1 | MOBILIZATION | LS | 1.00 | | 1.00 | \$38,212.00 | \$ - | | | | | | | | | |
| 2 | GENERAL CLEARING & GRUBBING | LS | 1.00 | | 1.00 | \$2,994.00 | \$ - | | | | | | | | | |
| 3 | REMOVE PAVEMENT | SY | 1,266.00 | (254.00) | 1,012.00 | \$10.30 | \$ (2,816.20) | | | | | | | | | |
| 4 | REMOVE SIDEWALK | SF | 4,282.00 | 38.00 | 4,320.00 | \$0.98 | \$ 36.48 | | | | | | | | | |
| 5 | REMOVE MEDIAN SURFACING | SF | 626.00 | | 626.00 | \$1.01 | \$ - | | | | | | | | | |
| 6 | SAW CUT - FULL DEPTH | LF | 1,854.00 | (41.00) | 1,913.00 | \$4.18 | \$ (171.38) | | | | | | | | | |
| 7 | EXCAVATION - ON SITE | CY | 924.00 | | 924.00 | \$12.45 | \$ - | | | | | | | | | |
| 8 | REMOVE 15" TO 18" SEWER PIPE | LF | 445.00 | 35.00 | 480.00 | \$14.40 | \$ 504.00 | | | | | | | | | |
| 9 | REMOVE MANHOLE | EA | 4.00 | | 4.00 | \$500.00 | \$ - | | | | | | | | | |
| 10 | REMOVE CURB INLET | EA | 6.00 | 1.00 | 7.00 | \$45.00 | \$ 457.00 | | | | | | | | | |
| 11 | REMOVE SIGN | EA | 2.00 | | 2.00 | \$97.15 | \$ - | | | | | | | | | |
| 12 | CONSTRUCT 9 INCH CONCRETE PAVEMENT (TYPE 47B-3500) | SY | 2,225.00 | | 2,225.00 | \$57.00 | \$ - | | | | | | | | | |
| 13 | CONSTRUCT 6 INCH PCC SIDEWALK (TYPE 47B-3500) | SF | 5,240.00 | (307.00) | 4,933.00 | \$5.10 | \$ (1,565.70) | | | | | | | | | |
| 14 | CONSTRUCT 6 INCH COLORED IMPRINTED P.C.C. SURFACING | SF | 307.00 | | 307.00 | \$9.88 | \$ - | | | | | | | | | |
| 15 | CONSTRUCT 6 INCH CONCRETE MEDIAN SURFACING | SF | 1,420.00 | | 1,420.00 | \$6.97 | \$ - | | | | | | | | | |
| 16 | ASPHALTIC CONCRETE FOR PATCHING, TYPE SPR | TON | 30.00 | (29.50) | 0.50 | \$310.00 | \$ (9,145.00) | | | | | | | | | |
| 17 | CONSTRUCT COMBINATION CURB & GUTTER | LF | 936.00 | (60.00) | 576.00 | \$24.00 | \$ (1,440.00) | | | | | | | | | |
| 18 | CONSTRUCT CURB RAMPS | SF | 361.00 | 5.00 | 366.00 | \$14.75 | \$ 73.75 | | | | | | | | | |
| 19 | CONSTRUCT DETECTABLE WARNING PANEL | SF | 86.00 | 2.00 | 88.00 | \$14.85 | \$ 297.70 | | | | | | | | | |
| 20 | DRILL & GROUT TIE BARS | EA | 450.00 | 189.00 | 669.00 | \$5.00 | \$ 945.00 | | | | | | | | | |
| 21 | CONSTRUCT AGGREGATE BEDDING FOR 18" STORM SEWER PIPE | LF | 192.00 | | 8.00 | 200.00 | | | | | | | | | | |
| 22 | CONSTRUCT AGGREGATE BEDDING FOR 24" STORM SEWER PIPE | LF | 11.00 | | - | 11.00 | \$7.58 | \$ - | | | | | | | | |
| 23 | CONSTRUCT 18" RCP, CLASS III | LF | 192.00 | 8.00 | 200.00 | \$52.95 | \$ 423.80 | | | | | | | | | |
| 24 | CONSTRUCT 24" RCP, CLASS III | LF | 11.00 | | 11.00 | \$73.85 | \$ - | | | | | | | | | |
| 25 | CONSTRUCT 54" LD STORM MANHOLE | VF | 23.40 | | 23.40 | \$567.00 | \$ - | | | | | | | | | |
| 26 | CONSTRUCT CURB INLET, TYPE I | EA | 5.00 | | 5.00 | \$3,388.00 | \$ - | | | | | | | | | |
| 27 | CONSTRUCT 24" CONCRETE COLLAR | EA | 1.00 | 1.00 | 2.00 | \$260.00 | \$ 260.00 | | | | | | | | | |
| 28 | ADJUST MANHOLE TO GRADE | EA | 4.00 | (1.00) | 3.00 | \$239.00 | \$ (239.00) | | | | | | | | | |
| 29 | INSTALL EXTERNAL FRAME SEAL | EA | 1.00 | | 1.00 | \$443.00 | \$ - | | | | | | | | | |
| 30 | PROVIDE TEMPORARY TRAFFIC CONTROL | LS | 1.00 | | 1.00 | \$12,028.00 | \$ - | | | | | | | | | |
| 31 | INSTALL SEEDING TURF (EROSION CONTROL TYPE II) | AC | 0.41 | 0.67 | 1.08 | \$6,729.00 | \$ 4,508.43 | | | | | | | | | |
| 32 | INSTALL INLET PROTECTION | EA | 5.00 | (2.00) | 3.00 | \$167.00 | \$ (334.00) | | | | | | | | | |
| 33 | REMOVE EXISTING TRAFFIC SIGNAL | EA | 1.00 | | 1.00 | \$3,357.00 | \$ - | | | | | | | | | |
| 34 | INSTALL PEDESTRIAL POLE, TYPE PP-10 | EA | 2.00 | | 2.00 | \$1,053.00 | \$ - | | | | | | | | | |
| 35 | TYPE CMP-45-12-40 | EA | 1.00 | | 1.00 | \$20,905.00 | \$ - | | | | | | | | | |
| 36 | TYPE CMP-55-12-40 | EA | 1.00 | | 1.00 | \$21,389.00 | \$ - | | | | | | | | | |
| 37 | TYPE CMP-60-12-40 | EA | 1.00 | | 1.00 | \$21,675.00 | \$ - | | | | | | | | | |
| 38 | 5 MTG | EA | 5.00 | | 5.00 | \$558.00 | \$ - | | | | | | | | | |
| 39 | MTG | EA | 3.00 | | 3.00 | \$800.00 | \$ - | | | | | | | | | |
| 40 | INSTALL TRAFFIC SIGNAL, TYPE TS-1LF W/T32F FACE, BKPLT & MA-5 MTG | EA | 2.00 | | 2.00 | \$883.00 | \$ - | | | | | | | | | |
| 41 | INSTALL TRAFFIC SIGNAL, TYPE TS-1LFF W/T43F FACE, BKPLT & MA-5 MTG | EA | 1.00 | | 1.00 | \$1,054.00 | \$ - | | | | | | | | | |
| 42 | INSTALL PEDESTRIAN SIGNAL, TYPE PS-1 W/T-24 FACE & B-4 ALT MTG | EA | 2.00 | | 2.00 | \$638.00 | \$ 1,276.00 | | | | | | | | | |
| 43 | INSTALL PEDESTRIAN PUSH BUTTON, TYPE PPB | EA | 2.00 | | 2.00 | \$211.00 | \$ 422.00 | | | | | | | | | |
| 44 | INSTALL TRAFFIC SIGNAL CONTROLLER CABINET, TYPE TC-2070 | EA | 1.00 | | 1.00 | \$28,214.00 | \$ (5,833.75) | | | | | | | | | |
| 45 | INSTALL FULL BOX, TYPE PB-8 | EA | 3.00 | 1.00 | 4.00 | \$792.00 | \$ 792.00 | | | | | | | | | |
| 46 | INSTALL FULL BOX, TYPE PB-8 | EA | 1.00 | (1.00) | - | \$1,240.00 | \$ (1,240.00) | | | | | | | | | |
| 47 | INSTALL 2" PVC OR HDPE CONDUIT - TRENCHED | LF | 84.00 | 230.00 | 314.00 | \$9.33 | \$ 2,145.90 | | | | | | | | | |
| 48 | INSTALL 3" HDPE CONDUIT - TRENCHED | LF | 262.00 | 141.00 | 403.00 | \$9.79 | \$ 1,380.39 | | | | | | | | | |
| 49 | INSTALL 3" HDPE CONDUIT - BORED | LF | 430.00 | 215.00 | 645.00 | \$27.80 | \$ 5,977.00 | | | | | | | | | |
| 50 | INSTALL SERVICE CABLE (SC) | LF | 300.00 | 140.00 | 440.00 | \$2.32 | \$ 324.80 | | | | | | | | | |
| 51 | INSTALL SERVICE ENTRANCE CABLE (SEC) | LF | 200.00 | (200.00) | - | \$1.23 | \$ (246.00) | | | | | | | | | |
| 52 | INSTALL SERVICE DISCONNECT PEDESTAL | EA | 1.00 | | 1.00 | \$3,879.00 | \$ - | | | | | | | | | |
| 53 | INSTALL 1/2" #14 AWG TRAF. SIGNAL CABLE | LF | 610.00 | | 610.00 | \$5.17 | \$ - | | | | | | | | | |
| 54 | INSTALL 1/2" #14 AWG TRAF. SIGNAL CABLE | LF | 377.00 | | 377.00 | \$2.09 | \$ - | | | | | | | | | |
| 55 | INSTALL 3/4" #6 STREET LIGHTING CABLE | LF | 365.00 | 220.00 | 585.00 | \$4.05 | \$ 891.00 | | | | | | | | | |
| 56 | CABLE | LF | 377.00 | | 377.00 | \$1.19 | \$ - | | | | | | | | | |
| 57 | INSTALL 1/2" BARE COPPER GROUNDING CONDUCTOR | LF | 388.00 | 220.00 | 608.00 | \$1.51 | \$ 332.20 | | | | | | | | | |
| 58 | INSTALL 200W STREET LIGHT LUMINAIRE | EA | 3.00 | | 3.00 | \$572.00 | \$ - | | | | | | | | | |
| 59 | INSTALL OVERHEAD SIGN | LS | 1.00 | | 1.00 | \$4,720.00 | \$ - | | | | | | | | | |
| 60 | APPROACH | EA | 1.00 | | 1.00 | \$23,955.00 | \$ - | | | | | | | | | |
| 61 | REMOVE MARKING LINES | LF | 140.00 | (140.00) | - | \$3.78 | \$ (529.20) | | | | | | | | | |
| 62 | INSTALL PERMANENT PAINT MARKING - 5" WHITE | LF | 740.00 | (590.00) | 150.00 | \$1.00 | \$ (590.00) | | | | | | | | | |
| 63 | INSTALL PERMANENT PREFORMED TAPE MARKING - TYPE 3, 24" WHITE, GROOVED | LF | 50.00 | | 110.00 | \$28.90 | \$ 3,179.00 | | | | | | | | | |
| 64 | INSTALL PERMANENT PREFORMED TAPE MARKING SYMBOL - TYPE DIRECTIONAL ARROW, WHITE | EA | 3.00 | | 4.00 | \$478.00 | \$ 1,912.00 | | | | | | | | | |
| 65 | INSTALL PERMANENT PAINTED PAVEMENT MARKING SYMBOL - TYPE DIRECTIONAL ARROW, WHITE | EA | 4.00 | (4.00) | - | \$103.00 | \$ (412.00) | | | | | | | | | |
| 66 | INSTALL TRAFFIC POSTS AND SIGNS | LS | 1.00 | | 1.00 | \$2,313.00 | \$ - | | | | | | | | | |
| 67 | RENTAL OF LOADER, FULLY OPERATED | HOU R | 5.00 | (5.00) | - | \$99.95 | \$ - | | | | | | | | | |

CHANGE ORDER NO.1

| | | | | | |
|---|----|------|---------|-------------|---|
| 2-A Additional Swain related labor for concrete increases | EA | 1.00 | 1.00 \$ | 5,700.00 \$ | - |
| 2-B Additional Commonwealth related labor increases | EA | 1.00 | 1.00 \$ | 2,141.00 \$ | - |
| 2-C Additional Toddler related labor increases | EA | 1.00 | 1.00 \$ | 1,270.00 \$ | - |
| 2-D Additional traffic signal foundation designs | EA | 1.00 | 1.00 \$ | 1,272.00 \$ | - |

2-8 ~~ANSWER~~ ~~ANSWER~~

| | | | | | |
|--------------------------|----|------|------|----------|-------------|
| CHANGE ORDER NO.2 | | | | | |
| Battery Backup | EA | 1.00 | 1.00 | \$ | 7,502.00 \$ |
| | | | | TOTAL \$ | (1,273.57) |

Original Contract Cost \$ 529,953.11

Change Order No. 1 \$ 10,383.00

Change Order No. 1 \$ 10,383.00
Change Order No. 2 \$ 7,592.00

Change Order No. 2 \$ 7,502.00
Final Change Order \$ (1,273.57)

Total Contract Costs: \$ 545,551.51

2 Austin Street Access Affidavit #1 (EO NO. 11-1815)

olsson

2111 S 36th St, Ste 200
Omaha, NE 68106

Contractor's Application for Payment No.

FINAL

| | | | |
|-----------------------------------|---------------------------------|---|---------------------------------|
| To (Owner): City of LaVista | | From (Contractor): Swam Construction | Via (Engineer): Olsson, Inc. |
| Project: 84th Street Improvements | | Contract: 84th Street Access Improvements | |
| Owner's Contract No.: N/A | Contractor's Project No.: C1818 | Engineer's Project No.: B16-0546 | |

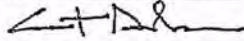
Application For Payment

Change Order Summary

| Approved Change Orders | | | 1. ORIGINAL CONTRACT PRICE..... | \$ 5529,953.11 |
|--------------------------------|-------------|-------------|---|----------------|
| Number | Additions | Deductions | 2. Net change by Change Orders..... | \$ 16,611.43 |
| 1 | \$10,383.00 | | 3. Current Contract Price (Line 1 ± 2)..... | \$ 546,564.54 |
| 2 | \$7,502.00 | | 4. TOTAL COMPLETED AND STORED TO DATE (Column M on Progress Estimate)..... | \$ 546,564.54 |
| 3 | | \$1,273.57 | 5. RETAINAGE: | |
| | | | a. X 100% Work Completed..... | \$ |
| | | | b. X Stored Material..... | \$ |
| | | | c. Total Retainage (Line 5a + Line 5b)..... | \$ |
| | | | 6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5c)..... | \$ 546,564.54 |
| | | | 7. LESS PREVIOUS PAYMENTS (Line 6 from prior Application)..... | \$ 398,242.92 |
| TOTALS | \$17,885.00 | \$1,273.57 | 8. AMOUNT DUE THIS APPLICATION..... | \$ 148,321.63 |
| NET CHANGE BY CHANGE ORDERS | | \$16,611.43 | 9. BALANCE TO FINISH, PLUS RETAINAGE | \$ |

Contractor's Certification

The undersigned Contractor certifies that to the best of its knowledge: (1) all previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with Work covered by prior Applications for Payment; (2) title of all Work, materials and equipment incorporated in and Work or otherwise listed in or covered by this Application for Payment will pass to Owner at time of payment free and clear of all Liens, security interests and encumbrances (except such as are covered by a Bond acceptable to Owner indemnifying Owner against any such Liens, security interest or encumbrances); and (3) all Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

By: 

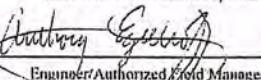
Date: 11/21/19

Payment of:

\$

\$148,321.63

(Line 8 or other - attach explanation of the other amount)



11/21/19

(Date)

OK TO PAY CONTINGENT
UPON APPROVAL OF
FINAL CHANGE ORDER
PMD 11/21/19
PO# 20-008347

Consent Agenda 12/3/19 (R)

| ITEM NO. | DESCRIPTION OF WORK | Pay Unit | Total Est. Qty | Unit Price | SCHEDULED VALUE (D * E) | WORK COMPLETED | | | | | TOTAL QUANTITY TO DATE (G+I) | TOTAL COMPLETED AND STORED TO DATE (H+K) | % (M/F) | BALANCE TO FINISH (F-M) | RETAINAGE |
|----------|--|----------|----------------|--------------|-------------------------|-----------------------------|-------------------------------|-----------------|------------------------|--|------------------------------|--|---------|-------------------------|-----------|
| | | | | | | Qty from previous pay appl. | Total From previous pay appl. | Qty this Period | Total from this Period | MATERIALS PRESENTLY STORED (NOT IN H OR J) | | | | | |
| 1 | MOBILIZATION | LS | 1.00 | \$3,212.00 | \$ 38,212.00 | 1.00 | \$ 38,212.00 | - | \$ - | 1.00 | \$ 38,212.00 | 100% | \$ - | \$ - | \$ - |
| 2 | GENERAL CLEARING & GRUBBING | LS | 1.00 | \$2,994.00 | \$ 2,994.00 | 1.00 | \$ 2,994.00 | - | \$ - | 1.00 | \$ 2,994.00 | 100% | \$ - | \$ - | \$ - |
| 3 | REMOVE PAVEMENT | SY | 1,266.00 | \$10.30 | \$ 13,039.80 | 1,012.00 | \$ 10,423.80 | - | \$ - | 1,012.00 | \$ 10,423.80 | 80% | \$ - | \$ - | \$ - |
| 4 | REMOVE SIDEWALK | SF | 4,262.00 | \$0.98 | \$ 4,110.72 | 4,320.00 | \$ 4,147.20 | - | \$ - | 4,320.00 | \$ 4,147.20 | 101% | \$ - | \$ - | \$ - |
| 5 | REMOVE MEDIAN SURFACING | SF | 626.00 | \$1.01 | \$ 632.26 | 626.00 | \$ 632.26 | - | \$ - | 626.00 | \$ 632.26 | 100% | \$ - | \$ - | \$ - |
| 6 | SAW CUT - FULL DEPTH | LF | 1,854.00 | \$4.18 | \$ 8,167.72 | 1,913.00 | \$ 7,996.34 | - | \$ - | 1,913.00 | \$ 7,996.34 | 98% | \$ - | \$ - | \$ - |
| 7 | EXCAVATION - ON SITE | CY | 924.00 | \$12.45 | \$ 11,503.80 | 924.00 | \$ 11,503.80 | - | \$ - | 924.00 | \$ 11,503.80 | 100% | \$ - | \$ - | \$ - |
| 8 | REMOVE 15" TO 18" SEWER PIPE | LF | 445.00 | \$14.40 | \$ 6,406.00 | 480.00 | \$ 6,912.00 | - | \$ - | 480.00 | \$ 6,912.00 | 106% | \$ - | \$ - | \$ - |
| 9 | REMOVE MANHOLE | EA | 4.00 | \$500.00 | \$ 2,000.00 | 4.00 | \$ 2,000.00 | - | \$ - | 4.00 | \$ 2,000.00 | 100% | \$ - | \$ - | \$ - |
| 10 | REMOVE CURB INLET | EA | 6.00 | \$45.00 | \$ 274.00 | 7.00 | \$ 3,199.00 | - | \$ - | 7.00 | \$ 3,199.00 | 117% | \$ - | \$ - | \$ - |
| 11 | REMOVE SIGN | EA | 2.00 | \$87.15 | \$ 174.30 | 2.00 | \$ 174.30 | - | \$ - | 2.00 | \$ 174.30 | 100% | \$ - | \$ - | \$ - |
| 12 | CONSTRUCT 9 INCH CONCRETE PAVEMENT (TYPE 47B-3500) | SY | 2,225.00 | \$57.00 | \$ 126,825.00 | 2,225.00 | \$ 126,825.00 | - | \$ - | 2,225.00 | \$ 126,825.00 | 100% | \$ - | \$ - | \$ - |
| 13 | CONSTRUCT 6 INCH PCC SIDEWALK (TYPE 47B-3500) | SF | 5,240.00 | \$5.10 | \$ 26,724.00 | 4,783.00 | \$ 24,393.30 | 150.00 | \$ 765.00 | 4,933.00 | \$ 25,158.30 | 94% | \$ - | \$ - | \$ - |
| 14 | CONSTRUCT 6 INCH COLORED IMPRINTED P.C.C. SURFACING | SF | 307.00 | \$9.88 | \$ 3,033.16 | 307.00 | \$ 3,033.16 | - | \$ - | 307.00 | \$ 3,033.16 | 100% | \$ - | \$ - | \$ - |
| 15 | CONSTRUCT 6 INCH CONCRETE MEDIAN SURFACING | SF | 1,420.00 | \$6.97 | \$ 9,897.40 | 1,420.00 | \$ 9,897.40 | - | \$ - | 1,420.00 | \$ 9,897.40 | 100% | \$ - | \$ - | \$ - |
| 16 | ASPHALTIC CONCRETE FOR PATCHING, TYPE SPR | TON | 30.00 | \$310.00 | \$ 9,300.00 | 0.50 | \$ 155.00 | - | \$ - | 0.50 | \$ 155.00 | 2% | \$ - | \$ - | \$ - |
| 17 | CONSTRUCT COMBINATION CURB & GUTTER | LF | 636.00 | \$24.00 | \$ 15,264.00 | 551.00 | \$ 13,224.00 | 25.00 | \$ 600.00 | 576.00 | \$ 13,824.00 | 91% | \$ - | \$ - | \$ - |
| 18 | CONSTRUCT CURB RAMP | SF | 361.00 | \$14.75 | \$ 5,324.75 | 312.00 | \$ 4,602.00 | 54.00 | \$ 796.50 | 386.00 | \$ 5,388.50 | 101% | \$ - | \$ - | \$ - |
| 19 | CONSTRUCT DETECTABLE WARNING PANEL | SF | 86.00 | \$14.85 | \$ 1,277.10 | 65.00 | \$ 1,009.80 | 20.00 | \$ 297.00 | 88.00 | \$ 1,306.80 | 102% | \$ - | \$ - | \$ - |
| 20 | DRILL & GROUT TIE BARS | EA | 480.00 | \$5.00 | \$ 2,400.00 | 669.00 | \$ 3,345.00 | - | \$ - | 669.00 | \$ 3,345.00 | 139% | \$ - | \$ - | \$ - |
| 21 | CONSTRUCT AGGREGATE BEDDING FOR 18" STORM SEWER PIPE | LF | 192.00 | \$5.97 | \$ 1,146.24 | 200.00 | \$ 1,194.00 | - | \$ - | 200.00 | \$ 1,194.00 | 104% | \$ - | \$ - | \$ - |
| 22 | CONSTRUCT AGGREGATE BEDDING FOR 24" STORM SEWER PIPE | LF | 11.00 | \$7.58 | \$ 83.38 | 11.00 | \$ 83.38 | - | \$ - | 11.00 | \$ 83.38 | 100% | \$ - | \$ - | \$ - |
| 23 | CONSTRUCT 18" RCP, CLASS III | LF | 192.00 | \$52.95 | \$ 10,166.40 | 200.00 | \$ 10,590.00 | - | \$ - | 200.00 | \$ 10,590.00 | 104% | \$ - | \$ - | \$ - |
| 24 | CONSTRUCT 24" RCP, CLASS III | LF | 11.00 | \$73.85 | \$ 812.35 | 11.00 | \$ 812.35 | - | \$ - | 11.00 | \$ 812.35 | 100% | \$ - | \$ - | \$ - |
| 25 | CONSTRUCT 54" I.D. STORM MANHOLE | VF | 23.40 | \$567.00 | \$ 13,267.80 | 23.40 | \$ 13,267.80 | - | \$ - | 23.40 | \$ 13,267.80 | 100% | \$ - | \$ - | \$ - |
| 26 | CONSTRUCT CURB INLET, TYPE I | EA | 5.00 | \$3,388.00 | \$ 16,940.00 | 5.00 | \$ 16,940.00 | - | \$ - | 5.00 | \$ 16,940.00 | 100% | \$ - | \$ - | \$ - |
| 27 | CONSTRUCT 24" CONCRETE COLLAR | EA | 1.00 | \$260.00 | \$ 260.00 | 2.00 | \$ 520.00 | - | \$ - | 2.00 | \$ 520.00 | 200% | \$ - | \$ - | \$ - |
| 28 | ADJUST MANHOLE TO GRADE | EA | 4.00 | \$238.00 | \$ 956.00 | 3.00 | \$ 717.00 | - | \$ - | 3.00 | \$ 717.00 | 75% | \$ - | \$ - | \$ - |
| 29 | INSTALL EXTERNAL FRAME SEAL | EA | 1.00 | \$443.00 | \$ 443.00 | 1.00 | \$ 443.00 | - | \$ - | 1.00 | \$ 443.00 | 100% | \$ - | \$ - | \$ - |
| 30 | PROVIDE TEMPORARY TRAFFIC CONTROL | LS | 1.00 | \$102,008.00 | \$ 12,028.00 | 1.00 | \$ 12,028.00 | - | \$ - | 1.00 | \$ 12,028.00 | 100% | \$ - | \$ - | \$ - |
| 31 | INSTALL SEEDING TURF (EROSION CONTROL TYPE II) | AC | 0.41 | \$6,729.00 | \$ 2,758.89 | 0.17 | \$ 1,143.93 | 0.91 | \$ 8,123.39 | 1.08 | \$ 7,267.32 | 263% | \$ - | \$ - | \$ - |
| 32 | INSTALL INLET PROTECTION | EA | 5.00 | \$167.00 | \$ 835.00 | 3.00 | \$ 501.00 | - | \$ - | 3.00 | \$ 501.00 | 60% | \$ - | \$ - | \$ - |
| 33 | REMOVE EXISTING TRAFFIC SIGNAL | EA | 1.00 | \$3,357.00 | \$ 3,357.00 | - | \$ - | 1.00 | \$ 3,357.00 | 1.00 | \$ 3,357.00 | 100% | \$ - | \$ - | \$ - |
| 34 | INSTALL PEDESTAL POLE, TYPE PP-10 | EA | 2.00 | \$1,053.00 | \$ 2,106.00 | - | \$ - | 2.00 | \$ 1,168.00 | 938.00 | 2.00 | \$ 2,106.00 | 100% | \$ - | \$ - |
| 35 | INSTALL COMBINATION MAST ARM SIGNAL AND LIGHTING POLE, TYPE CMP-45-12-40 | EA | 1.00 | \$20,905.00 | \$ 20,905.00 | - | \$ - | 1.00 | \$ 8,608.00 | \$ 12,297.00 | 1.00 | \$ 20,905.00 | 100% | \$ - | \$ - |
| 36 | INSTALL COMBINATION MAST ARM SIGNAL AND LIGHTING POLE, TYPE CMP-55-12-40 | EA | 1.00 | \$21,389.00 | \$ 21,389.00 | - | \$ - | 1.00 | \$ 8,724.00 | \$ 12,665.00 | 1.00 | \$ 21,389.00 | 100% | \$ - | \$ - |
| 37 | INSTALL COMBINATION MAST ARM SIGNAL AND LIGHTING POLE, TYPE CMP-60-12-40 | EA | 1.00 | \$21,675.00 | \$ 21,675.00 | - | \$ - | 1.00 | \$ 8,826.00 | \$ 12,849.00 | 1.00 | \$ 21,675.00 | 100% | \$ - | \$ - |
| 38 | INSTALL TRAFFIC SIGNAL, TYPE TS-1, W/T31 FACE, BKPLT & MA-5 MTG | EA | 5.00 | \$858.00 | \$ 4,290.00 | - | \$ - | 5.00 | \$ 938.00 | \$ 3,352.00 | 5.00 | \$ 4,290.00 | 100% | \$ - | \$ - |
| 39 | INSTALL TRAFFIC SIGNAL, TYPE TS-1A, W/T31 FACE & B-4 ALT. MTG | EA | 3.00 | \$800.00 | \$ 2,400.00 | - | \$ - | 3.00 | \$ 2,400.00 | 2,400.00 | 3.00 | \$ 2,400.00 | 100% | \$ - | \$ - |
| 40 | INSTALL TRAFFIC SIGNAL, TYPE TS-1LF W/T32F FACE, BKPLT & MA-5 MTG | EA | 2.00 | \$883.00 | \$ 1,768.00 | - | \$ - | 2.00 | \$ 229.00 | \$ 1,537.00 | 2.00 | \$ 1,768.00 | 100% | \$ - | \$ - |
| 41 | INSTALL TRAFFIC SIGNAL, TYPE TS-1LF W/T43F FACE, BKPLT & MA-5 MTG | EA | 1.00 | \$1,054.00 | \$ 1,054.00 | - | \$ - | 1.00 | \$ 1,054.00 | 1.054.00 | 1.00 | \$ 1,054.00 | 100% | \$ - | \$ - |
| 42 | INSTALL PEDESTRIAN SIGNAL, TYPE PS-1 W/T-24 FACE & B-4 ALT MTG | EA | 2.00 | \$638.00 | \$ 1,276.00 | - | \$ - | 4.00 | \$ 1,954.00 | \$ 598.00 | 4.00 | \$ 2,552.00 | 200% | \$ - | \$ - |
| 43 | INSTALL PEDESTRIAN PUSH BUTTON, TYPE PPB | EA | 2.00 | \$211.00 | \$ 422.00 | - | \$ - | 4.00 | \$ 646.00 | \$ 198.00 | 4.00 | \$ 844.00 | 200% | \$ - | \$ - |
| 44 | INSTALL TRAFFIC SIGNAL CONTROLLER CABINET, TYPE TC-2070 | EA | 1.00 | \$28,214.00 | \$ 28,214.00 | - | \$ - | 1.00 | \$ 3,880.25 | \$ 18,760.00 | 1.00 | \$ 22,580.25 | 80% | \$ - | \$ - |
| 45 | INSTALL PULL BOX, TYPE PB-6 | EA | 3.00 | \$792.00 | \$ 2,376.00 | - | \$ - | 4.00 | \$ 3,168.00 | 3,168.00 | 4.00 | \$ 3,168.00 | 133% | \$ - | \$ - |
| 46 | INSTALL PULL BOX, TYPE PB-8 | EA | 1.00 | \$1,240.00 | \$ 1,240.00 | - | \$ - | - | \$ - | - | \$ - | 0% | \$ - | \$ - | \$ - |
| 47 | INSTALL 2" PVC OR HDPE CONDUIT - TRENCHED | LF | 84.00 | \$9.33 | \$ 783.72 | - | \$ - | 314.00 | \$ 2,928.62 | 314.00 | \$ 2,928.62 | 374% | \$ - | \$ - | \$ - |
| 48 | INSTALL 3" HDPE CONDUIT - TRENCHED | LF | 262.00 | \$9.79 | \$ 2,564.98 | - | \$ - | 403.00 | \$ 3,945.37 | 403.00 | \$ 3,945.37 | 154% | \$ - | \$ - | \$ - |
| 49 | INSTALL 3" HDPE CONDUIT - BGRED | LF | 430.00 | \$27.80 | \$ 11,954.00 | - | \$ - | 645.00 | \$ 17,931.00 | 645.00 | \$ 17,931.00 | 150% | \$ - | \$ - | \$ - |
| 50 | INSTALL SERVICE CABLE (SC) | LF | 300.00 | \$2.32 | \$ 696.00 | - | \$ - | 440.00 | \$ 1,020.80 | 440.00 | \$ 1,020.80 | 147% | \$ - | \$ - | \$ - |
| 51 | INSTALL SERVICE ENTRANCE CABLE (SEC) | LF | 200.00 | \$1.23 | \$ 246.00 | - | \$ - | - | \$ - | - | \$ - | 0% | \$ - | \$ - | \$ - |
| 52 | INSTALL SERVICE DISCONNECT PEDESTAL | EA | 1.00 | \$3,876.00 | \$ 3,876.00 | - | \$ - | 1.00 | \$ 1,601.00 | \$ 2,275.00 | 1.00 | \$ 3,876.00 | 100% | \$ - | \$ - |
| 53 | INSTALL 16/C #14 AWG TRAF. SIGNAL CABLE | LF | 610.00 | \$5.17 | \$ 3,153.70 | - | \$ - | 610.00 | \$ 3,153.70 | 610.00 | \$ 3,153.70 | 100% | \$ - | \$ - | \$ - |
| 54 | INSTALL 5/C #14 AWG TRAF. SIGNAL CABLE | LF | 377.00 | \$2.09 | \$ 787.93 | - | \$ - | 377.00 | \$ 787.93 | 377.00 | \$ 787.93 | 100% | \$ - | \$ - | \$ - |
| 55 | INSTALL 3/C #6 STREET LIGHTING CABLE | LF | 365.00 | \$4.05 | \$ 1,478.25 | - | \$ - | 585.00 | \$ 2,369.25 | 585.00 | \$ 2,369.25 | 160% | \$ - | \$ - | \$ - |
| 56 | INSTALL 2/C #16 AWG PEDESTRAIN PUSH BUTTON LEAD-IN CABLE | LF | 377.00 | \$1.19 | \$ 448.63 | - | \$ - | 377.00 | \$ 448.63 | 377.00 | \$ 448.63 | 100% | \$ - | \$ - | \$ - |
| 57 | INSTALL 1/C #8 BARE COPPER GROUNDING CONDUCTOR | LF | 388.00 | \$1.51 | \$ 585.88 | - | \$ - | 608.00 | \$ 918.08 | 608.00 | \$ 918.08 | 157% | \$ - | \$ - | \$ - |
| 58 | INSTALL 200W STREET LIGHT LUMINAIRE | EA | 3.00 | \$572.00 | \$ 1,716.00 | - | \$ - | 3.00 | \$ 1,716.00 | 3.00 | \$ 1,716.00 | 100% | \$ - | \$ - | \$ - |
| 59 | INSTALL OVERHEAD SIGN | LS | 1.00 | \$4,720.00 | \$ 4,720.00 | - | \$ - | 1.00 | \$ 3,733.00 | \$ 987.00 | 1.00 | \$ 4,720.00 | 100% | \$ - | \$ - |
| 60 | ASCT DETECTION SYSTEM INSTALLATION, STOP BAR - 3 APPROACH | EA | 1.00 | \$23,955.00 | \$ 23,955.00 | - | \$ - | 1.00 | \$ 7,135.00 | \$ 16,820.00 | 1.00 | \$ 23,955.00 | 100% | \$ - | \$ - |
| 61 | REMOVE MARKING LINES | LF | 140.00 | \$3.78 | \$ 528.20 | - | \$ - | - | \$ - | - | - | 0% | \$ - | \$ - | \$ - |

| A | B | C | D | E | F | G | H | I | J | K | L | M | N | O | P | |
|-----------------------|---|----------|----------------|-------------|-------------------------|-----------------------------|-------------------------------|-----------------|------------------------|--|------------------------------|--|---------|-------------------------|-----------|--|
| | | | | | | | | | | | | | | | | |
| ITEM NO. | DESCRIPTION OF WORK | Pay Unit | Total Est. Qty | Unit Price | SCHEDULED VALUE (D * E) | Qty from previous pay appl. | Total From previous pay appl. | Qty this Period | Total from this Period | MATERIALS PRESENTLY STORED (NOT IN H OR J) | TOTAL QUANTITY TO DATE (G+I) | TOTAL COMPLETED AND STORED TO DATE (H+J+K) | % (M/F) | BALANCE TO FINISH (F-M) | RETAINAGE | |
| 62 | INSTALL PERMANENT PAINT MARKING - 5" WHITE | LF | 740.00 | \$1.00 | \$ 740.00 | 150.00 | \$ 150.00 | | \$ - | | 150.00 | \$ 150.00 | 20% | \$ - | \$ - | |
| 63 | INSTALL PERMANENT PREFORMED TAPE MARKING - TYPE 3, 24" WHITE, GROOVED | LF | 50.00 | \$28.90 | \$ 1,445.00 | - | \$ - | 180.00 | \$ 4,624.00 | | 160.00 | \$ 4,624.00 | 320% | \$ - | \$ - | |
| 64 | INSTALL PERMANENT PREFORMED TAPE MARKING SYMBOL - TYPE DIRECTIONAL ARROW, WHITE | EA | 3.00 | \$478.00 | \$ 1,434.00 | - | \$ - | 7.00 | \$ 3,346.00 | | 7.00 | \$ 3,346.00 | 233% | \$ - | \$ - | |
| 65 | INSTALL PERMANENT PAINTED PAVEMENT MARKING SYMBOL - TYPE DIRECTIONAL ARROW, WHITE | EA | 4.00 | \$103.00 | \$ 412.00 | - | \$ - | - | \$ - | | - | \$ - | 0% | \$ - | \$ - | |
| 66 | INSTALL TRAFFIC POSTS AND SIGNS | LS | 1.00 | \$2,313.00 | \$ 2,313.00 | 0.44 | \$ 1,017.72 | 0.56 | \$ 1,295.28 | | 1.00 | \$ 2,313.00 | 100% | \$ - | \$ - | |
| 67 | RENTAL OF LOADER, FULLY OPERATED | HOUR | 5.00 | \$99.95 | \$ 499.75 | - | \$ - | - | \$ - | | - | \$ - | 0% | \$ - | \$ - | |
| 68 | RENTAL OF BACKHOE, FULLY OPERATED | HOUR | 5.00 | \$117.00 | \$ 585.00 | - | \$ - | - | \$ - | | - | \$ - | 0% | \$ - | \$ - | |
| 69 | RENTAL OF DUMP TRUCK, FULLY OPERATED | HOUR | 5.00 | \$84.15 | \$ 420.75 | - | \$ - | - | \$ - | | - | \$ - | 0% | \$ - | \$ - | |
| 70 | RENTAL OF SKID LOADER, FULLY OPERATED | HOUR | 5.00 | \$59.25 | \$ 296.25 | - | \$ - | - | \$ - | | - | \$ - | 0% | \$ - | \$ - | |
| 71 | RENTAL OF CRAWLER MOUNTED HYDRAULIC EXCAVATOR, FULLY OPERATED | HOUR | 5.00 | \$117.00 | \$ 585.00 | - | \$ - | - | \$ - | | - | \$ - | 0% | \$ - | \$ - | |
| 72 | RENTAL OF VACUUM TRUCK, FULLY OPERATED | HOUR | 5.00 | \$306.00 | \$ 1,530.00 | - | \$ - | 2.90 | \$ 887.40 | | 2.90 | \$ 887.40 | 58% | \$ - | \$ - | |
| CONTRACT TOTALS | | | | | \$ 529,953.11 | | \$ 334,087.34 | | \$ 111,376.20 | \$ 83,216.00 | | \$ 528,679.54 | 100% | \$ - | \$ - | |
| Change Order #1 | | | | | | | | | | | | | | | | |
| 2-A | Additional Swain related labor for concrete increases | EA | 1.00 | \$ 5,700.00 | \$ 5,700.00 | 1.00 | \$ 5,700.00 | - | \$ - | | 1.00 | \$ 5,700.00 | 100% | \$ - | \$ - | |
| 2-B | Additional Commonwealth related labor increases | EA | 1.00 | \$ 2,141.00 | \$ 2,141.00 | | | 1.00 | \$ 2,141.00 | | 1.00 | \$ 2,141.00 | 100% | \$ - | \$ - | |
| 2-C | Additional Todco related labor increases | EA | 1.00 | \$ 1,270.00 | \$ 1,270.00 | 0.50 | \$ 635.00 | 0.50 | \$ 635.00 | | 1.00 | \$ 1,270.00 | 100% | \$ - | \$ - | |
| 2-D | Additional traffic signal foundation designs | EA | 1.00 | \$ 1,272.00 | \$ 1,272.00 | 0.50 | \$ 1,272.00 | - | \$ - | | 0.50 | \$ 1,272.00 | 100% | \$ - | \$ - | |
| Change Order #2 | | | | | | | | | | | | | | | | |
| Battery Back-Up | | EA | 1.00 | \$ 7,502.00 | \$ 7,502.00 | | \$ - | | \$ - | \$ 7,502.00 | - | \$ 7,502.00 | 100% | \$ - | \$ - | |
| CO TOTALS | | | | | \$ 17,885.00 | | \$ 7,607.00 | | \$ 2,776.00 | \$ 7,502.00 | | \$ 17,885.00 | 100% | \$ - | \$ - | |
| BID ITEMS + CO TOTALS | | | | | \$ 546,564.54 | | \$ 341,694.34 | | \$ 114,152.20 | \$ 90,718.00 | | \$ 546,564.54 | 100% | \$ - | \$ - | |

Original Contract
CO1
CO2
Final Quantities
Total Contract to Date
Total Work Completed to Date
Total Materials Stored to Date
Total Value completed & Stored to Date
Retainage
Net Total Due Less Retainage
Total Previous
Net Amount Due This Estimate

| | | |
|--|--|---------------|
| | | \$ 529,953.11 |
| | | \$ 10,383.00 |
| | | \$ 7,502.00 |
| | | \$ (1,273.57) |
| | | \$ 546,564.54 |
| | | \$ 546,564.54 |
| | | \$ 90,718.00 |
| | | \$ 546,564.54 |
| | | \$ 546,564.54 |
| | | \$ 546,564.54 |
| | | \$ 398,242.92 |
| | | \$ 146,321.62 |

Pay App No.1 \$ 92,969.74
Pay App No.2 \$ 2,080.48
Pay App No.3 \$ 45,405.00
Pay App No.4 \$ 7,502.01
Pay App No.5 \$ 4,737.00
Pay App No.6 \$ 33,074.00
Pay App No.7 \$ 212,474.69

Footnotes:

SWAIN CONSTRUCTION, INC.
6002 NORTH 89TH CIRCLE
OMAHA, NE 68134

DATE: 10/31/19
ESTIMATE #: 8-FINAL
JOB #: C1818

OWNER / ENGINEER

City of La Vista, Nebraska
8116 Park View Boulevard
La Vista, Nebraska 68128

PROJECT DESCRIPTION

84th Street Redevelopment Area
84th Street Access Improvements
84th & City Centre Drive

| ITEM # | DESCRIPTION | CONTRACT QUANTITY | UNIT | UNIT PRICE | QUANTITY TO DATE | TOTAL PRICE |
|--------|--|-------------------|------|------------|------------------|-------------|
| 1 | MOBILIZATION | 1.00 | LS | 38,212.00 | 1.00 | 38,212.00 |
| 2 | GENERAL CLEARING & GRUBBING | 1.00 | LS | 2,994.00 | 1.00 | 2,994.00 |
| 3 | REMOVE PAVEMENT | 1,266.00 | SY | 10.30 | 1,012.00 | 10,423.60 |
| 4 | REMOVE SIDEWALK | 4,282.00 | SF | 0.96 | 4,320.00 | 4,147.20 |
| 5 | REMOVE MEDIAN SURFACING | 626.00 | SF | 1.01 | 626.00 | 632.26 |
| 6 | SAW CUT - FULL DEPTH | 1,954.00 | LF | 4.18 | 1,913.00 | 7,996.34 |
| 7 | EXCAVATION - ON SITE | 924.00 | CY | 12.45 | 924.00 | 11,503.80 |
| 8 | REMOVE 15" TO 18" SEWER PIPE | 445.00 | LF | 14.40 | 480.00 | 6,912.00 |
| 9 | REMOVE MANHOLE | 4.00 | EA | 500.00 | 4.00 | 2,000.00 |
| 10 | REMOVE CURB INLET | 6.00 | EA | 457.00 | 7.00 | 3,199.00 |
| 11 | REMOVE SIGN | 2.00 | EA | 87.15 | 2.00 | 174.30 |
| 12 | CONSTRUCT 9 INCH CONCRETE PAVEMENT (TYPE 47B-3500) | 2,225.00 | SY | 57.00 | 2,225.00 | 126,825.00 |
| 13 | CONSTRUCT 6 INCH PCC SIDEWALK (TYPE 47B-3500) | 5,240.00 | SF | 5.10 | 4,933.00 | 25,158.30 |
| 14 | CONSTRUCT 6 INCH COLORED IMPRINTED PCC SURFACING | 307.00 | SF | 9.88 | 307.00 | 3,033.16 |
| 15 | CONSTRUCT 6 INCH CONCRETE MEDIAN SURFACING | 1,420.00 | SF | 6.97 | 1,420.00 | 9,897.40 |
| 16 | ASPHALTIC CONCRETE FOR PATCHING, TYPE SPR | 30.00 | TS | 310.00 | 0.50 | 155.00 |
| 17 | CONSTRUCT COMBINATION CURB & GUTTER | 636.00 | LF | 24.00 | 576.00 | 13,824.00 |
| 18 | CONSTRUCT CURB RAMP | 361.00 | SF | 14.75 | 366.00 | 5,398.50 |
| 19 | CONSTRUCT DETECTABLE WARNING PANEL | 86.00 | SF | 14.85 | 88.00 | 1,306.80 |
| 20 | DRILL & GROUT TIE BARS | 480.00 | EA | 5.00 | 669.00 | 3,345.00 |
| 21 | CONSTRUCT AGGREGATE BEDDING FOR 18" STORM SEWER PIPE | 192.00 | LF | 5.97 | 200.00 | 1,194.00 |
| 22 | CONSTRUCT AGGREGATE BEDDING FOR 24" STORM SEWER PIPE | 11.00 | LF | 7.58 | 11.00 | 83.38 |
| 23 | CONSTRUCT 18" RCP, CLASS III | 192.00 | LF | 52.95 | 200.00 | 10,590.00 |
| 24 | CONSTRUCT 24" RCP, CLASS III | 11.00 | LF | 73.85 | 11.00 | 812.35 |
| 25 | CONSTRUCT 54" I.D. STORM MANHOLE | 23.40 | VF | 567.00 | 23.40 | 13,267.80 |
| 26 | CONSTRUCT CURB INLET, TYPE I | 5.00 | EA | 3,388.00 | 5.00 | 16,940.00 |
| 27 | CONSTRUCT 24" CONCRETE COLLAR | 1.00 | EA | 260.00 | 2.00 | 520.00 |
| 28 | ADJUST MANHOLE TO GRADE | 4.00 | EA | 239.00 | 3.00 | 717.00 |
| 29 | INSTALL EXTERNAL FRAME SEAL | 1.00 | EA | 443.00 | 1.00 | 443.00 |
| 30 | PROVIDE TEMPORARY TRAFFIC CONTROL | 1.00 | LS | 12,028.00 | 1.00 | 12,028.00 |
| 31 | INSTALL SEEDING TURF (EROSION CONTROL TYPE II) | 0.41 | AC | 6,729.00 | 1.08 | 7,267.32 |
| 32 | INSTALL INLET PROTECTION | 5.00 | EA | 167.00 | 3.00 | 501.00 |
| 33 | REMOVE EXISTING TRAFFIC SIGNAL | 1.00 | EA | 3,357.00 | 1.00 | 3,357.00 |
| 34 | INSTALL PEDESTAL POLE, TYPE PP-10 | 2.00 | EA | 1,053.00 | 2.00 | 2,106.00 |
| 35 | COMB. MAST ARM SIGNAL & LIGHT POLE, TYPE CMP-45-12-40 | 1.00 | EA | 20,905.00 | 1.00 | 20,905.00 |
| 36 | COMB. MAST ARM SIGNAL & LIGHT POLE, TYPE CMP-55-12-40 | 1.00 | EA | 21,389.00 | 1.00 | 21,389.00 |
| 37 | COMB. MAST ARM SIGNAL & LIGHT POLE TYPE CMP-60-12-40 | 1.00 | EA | 21,675.00 | 1.00 | 21,675.00 |
| 38 | TRAFFIC SIG., TYPE TS-1, W/T36 FACE, BKPLT & MA-5 MTG | 5.00 | EA | 858.00 | 5.00 | 4,290.00 |
| 39 | TRAFFIC SIG., TYPE TS-1A, W/T31 FACE & B-4 ALT. MTG | 3.00 | EA | 800.00 | 3.00 | 2,400.00 |
| 40 | TRAFFIC SIG., TYPE TS-1L W/T37 FACE, BKPLT & MA-5 MTG | 2.00 | EA | 883.00 | 2.00 | 1,766.00 |
| 41 | TRAFFIC SIG., TYPE TS-1LFF W/T43F FACE, BKPLT & MA-5 MTG | 1.00 | EA | 1,054.00 | 1.00 | 1,054.00 |
| 42 | PEDESTRIAN SIGNAL, TYPE PS-1 W/T-24 FACE & B-4 ALT MTG | 2.00 | EA | 638.00 | 4.00 | 2,552.00 |
| 43 | PEDESTRIAN PUSH BUTTON, TYPE PPB | 2.00 | EA | 211.00 | 4.00 | 844.00 |
| 44 | TRAFFIC SIGNAL CONTROLLER CABINET, TYPE TC-2070LX | 1.00 | EA | 28,214.00 | | 0.00 |

| | | | | | | |
|----|---|--------|----|-----------|--------|-----------|
| 45 | PULL BOX, TYPE PB-6 | 4.00 | EA | 792.00 | 4.00 | 3,168.00 |
| 46 | PULL BOX, TYPE PB-8 (OMITTED) | | | | | |
| 46 | 2" PVC OR HDPE CONDUIT - TRENCHED | 314.00 | LF | 9.33 | 314.00 | 2,929.62 |
| 47 | 3" HDPE CONDUIT - TRENCHED | 403.00 | LF | 9.79 | 403.00 | 3,945.37 |
| 48 | 3" HDPE CONDUIT - BORED | 645.00 | LF | 27.80 | 645.00 | 17,931.00 |
| 49 | SERVICE CABLE (SC) | 440.00 | LF | 2.32 | 440.00 | 1,020.80 |
| 51 | SERVICE ENTRANCE CABLE (SEC) (OMITTED) | | | | | |
| 50 | SERVICE DISCONNECT PEDESTAL | 1.00 | EA | 3,876.00 | 1.00 | 3,876.00 |
| 51 | 16/C NO. 14 AWG TRAF. SIGNAL CABLE | 610.00 | LF | 5.17 | 610.00 | 3,153.70 |
| 52 | 5/C NO. 14 AWG TRAF. SIGNAL CABLE | 377.00 | LF | 2.09 | 377.00 | 787.93 |
| 53 | 3/C #6 STREET LIGHTING CABLE | 585.00 | LF | 4.05 | 585.00 | 2,369.25 |
| 54 | 2/C #16 AWG PEDESTRAIN PUSH BUTTON LEAD-IN CABLE | 377.00 | LF | 1.19 | 377.00 | 448.63 |
| 55 | 1/C #8 BARE COPPER GROUNDING CONDUCTOR | 608.00 | LF | 1.51 | 608.00 | 918.08 |
| 56 | INSTALL 200W STREET LIGHT LUMINAIRE | 3.00 | EA | 572.00 | 3.00 | 1,716.00 |
| 57 | INSTALL OVERHEAD SIGN | 1.00 | LS | 4,720.00 | 1.00 | 4,720.00 |
| 58 | ASCT DETECTION SYSTEM INSTALL., STOP BAR - 3 APPROACH | 1.00 | EA | 23,955.00 | 1.00 | 23,955.00 |
| 59 | UNINTERRUPTABLE POWER SUPPY | 1.00 | EA | 9,280.00 | | 0.00 |
| 60 | REMOVE MARKING LINES | 140.00 | LF | 3.78 | | 0.00 |
| 61 | PERMANENT PAINT MARKING - 5" WHITE | 740.00 | LF | 1.00 | 150.00 | 150.00 |
| 62 | PERM. PREF. TAPE MARKING - TYPE 3, 24" WHITE, GROOVED | 50.00 | LF | 28.90 | 160.00 | 4,624.00 |
| 63 | PERM. PREF. TAPE MARKING SYMBOL - ARROW, WHITE | 3.00 | EA | 478.00 | 7.00 | 3,346.00 |
| 64 | PERM. PAINTED PAVEMENT MARKING SYMBOL - ARROW, WHITE | 4.00 | EA | 103.00 | | 0.00 |
| 65 | INSTALL TRAFFIC POSTS AND SIGNS | 1.00 | LS | 2,313.00 | 1.00 | 2,313.00 |
| 66 | RENTAL OF LOADER, FULLY OPERATED | 5.00 | HR | 99.95 | | 0.00 |
| 67 | RENTAL OF BACKHOE, FULLY OPERATED | 5.00 | HR | 117.00 | | 0.00 |
| 68 | RENTAL OF DUMP TRUCK, FULLY OPERATED | 5.00 | HR | 84.15 | | 0.00 |
| 69 | RENTAL OF SKID LOADER, FULLY OPERATED | 5.00 | HR | 59.25 | | 0.00 |
| 70 | RENTAL OF CRAWLER MOUNTED HYDRAULIC EXCAVATOR, FULLY OPERATED | 5.00 | HR | 117.00 | | 0.00 |
| 71 | RENTAL OF VACUUM TRUCK, FULLY OPERATED | 5.00 | HR | 306.00 | 2.90 | 887.40 |

CHANGE ORDER #1

| | | | | | | |
|----|-----------------------------------|------|----|----------|------|----------|
| 72 | SWAIN 2019 INCREASE COSTS | 1.00 | LS | 5,700.00 | 1.00 | 5,700.00 |
| 73 | COMMONWEALTH 2019 INCREASE COSTS | 1.00 | LS | 2,141.00 | 1.00 | 2,141.00 |
| 74 | TODCO 2019 INCREASE COSTS | 1.00 | LS | 1,270.00 | 1.00 | 1,270.00 |
| 75 | TRAFFIC SIGNAL FOUNDATION DESIGNS | 1.00 | LS | 1,272.00 | 1.00 | 1,272.00 |

CHANGE ORDER #2

| | | | | | |
|---|------|----|----------|------|----------|
| BATTERY BACK-UP (DELIVERED TO LA VISTA) | 1.00 | EA | 7,502.00 | 1.00 | 7,502.00 |
|---|------|----|----------|------|----------|

CHANGE ORDER #3

| | | | | | |
|--|------|----|-----------|------|-----------|
| CONTROL CABINET, TC-2070LX (DELIVERED TO LA VISTA) | 1.00 | EA | 22,580.25 | 1.00 | 22,580.25 |
|--|------|----|-----------|------|-----------|

STORED MATERIALS

| | | | | | | |
|------|--|------|----|-----------|------|-----------|
| SM-1 | STORED MATERIALS - MID AMERICAN SIGNAL | 1.00 | LS | 45,405.00 | 1.00 | 45,405.00 |
| SM-2 | BATTERY BACK-UP | 1.00 | EA | 7,502.00 | 1.00 | 7,502.00 |
| SM-3 | VALMONT MITIGATOR FOR BID ITEM #35 | 1.00 | EA | 1,579.00 | 1.00 | 1,579.00 |
| SM-4 | VALMONT MITIGATOR FOR BID ITEM #36 | 1.00 | EA | 1,579.00 | 1.00 | 1,579.00 |
| SM-5 | VALMONT MITIGATOR FOR BID ITEM #37 | 1.00 | EA | 1,579.00 | 1.00 | 1,579.00 |
| SM-6 | CMP-45-12-40 FOR BID ITEM #35 | 1.00 | EA | 10,718.00 | 1.00 | 10,718.00 |
| SM-7 | CMP-55-12-40 FOR BID ITEM #36 | 1.00 | EA | 11,086.00 | 1.00 | 11,086.00 |
| SM-8 | CMP-60-12-40 FOR BID ITEM #37 | 1.00 | EA | 11,270.00 | 1.00 | 11,270.00 |

TOTAL WORK COMPLETED TO DATE 546,564.54

LESS RETAINAGE 0.000% 0.00

WORK COMPLETED LESS RETAINAGE 546,564.54

TOTAL PAID PREVIOUS ESTIMATES 398,242.91

AMOUNT OWED BEFORE STORED MATERIALS 148,321.63

TOTAL STORED MATERIALS 90,718.00

STORED MATERIALS PAID TO DATE 90,718.00

AMOUNT OWED THIS PAY ESTIMATE 148,321.63

A-14

INVOICE



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

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
PAT DOWSE
9900 PORTAL ROAD
LA VISTA, NE 68128

Invoice number 134587
Date 11/18/2019
Project 0171-417 LA VISTA PHASE 1 GOLF
COURSE TRANSFORMATION -
PROPOSED LAKE IMPROVEMENTS

Professional Services from October 1, 2019 through November 10, 2019

PO #18-0080

| Description | Contract Amount | Prior Billed | Remaining | Current Billed |
|--|-----------------|--------------|-----------|----------------|
| Interface Area Topographic Survey | 6,700.00 | 6,700.00 | 0.00 | 0.00 |
| Construction Staking - Sanitary Sewer Relocation Phase 2 | 3,000.00 | 3,000.00 | 0.00 | 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 | 3,602.50 | 3,897.50 | 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 | 7,457.65 | 42.35 | 0.00 |
| Meetings | 8,000.00 | 6,198.00 | 1,802.00 | 0.00 |
| Construction Testing - Sanitary Sewer Relocation Phase 2 | 25,000.00 | 23,524.69 | 1,475.31 | 0.00 |
| Construction Testing - Trail Phase 2 | 15,000.00 | 14,912.57 | 9.93 | 77.50 |
| Erosion Control Monitoring and Reporting Services | 9,000.00 | 5,408.20 | 2,590.60 | 1,001.20 |
| 3D Video Update Phase 2 | 5,500.00 | 5,229.39 | 270.61 | 0.00 |
| Total | 99,700.00 | 80,915.55 | 17,705.75 | 1,078.70 |

Invoice total 1,078.70

Aging Summary

| Invoice Number | Invoice Date | Outstanding | Current | Over 30 | Over 60 | Over 90 | Over 120 |
|----------------|--------------|-------------|----------|---------|---------|---------|----------|
| 134587 | 11/18/2019 | 1,078.70 | 1,078.70 | | | | |
| | Total | 1,078.70 | 1,078.70 | 0.00 | 0.00 | 0.00 | 0.00 |

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 12/3/19 *(initials)*

*OKTC PA
PMD 11/26/19
PDT# 20-008355*

| Check # | Check Date | Vendor Name | Amount | Voided |
|---------|------------|----------------------------------|--------------|--------|
| 131108 | 11/22/2019 | AIM INSTITUTE | 3,539.00 | N |
| 131109 | 11/22/2019 | BLADE MASTERS GROUNDS MNTNC IN | 189,534.09 | N |
| 131110 | 11/22/2019 | CITY OF OMAHA | 66,712.80 | N |
| 131111 | 11/22/2019 | HAWKINS CONSTRUCTION COMPANY | 453,438.29 | N |
| 131112 | 11/22/2019 | HDR ENGINEERING INC | 6,072.45 | N |
| 131113 | 11/22/2019 | MIDWEST RIGHT OF WAY SVCS INC | 196.96 | N |
| 131114 | 11/22/2019 | RDG PLANNING & DESIGN | 16,689.59 | N |
| 131115 | 11/22/2019 | SWAIN CONSTRUCTION INC | 108,800.35 | N |
| 131116 | 12/03/2019 | A & D TECHNICAL SUPPLY CO | 46.00 | N |
| 131117 | 12/03/2019 | A-RELIEF SERVICES INC | 108.99 | N |
| 131118 | 12/03/2019 | ASCAP | 365.64 | N |
| 131119 | 12/03/2019 | ASPEN EQUIPMENT COMPANY | 187.86 | N |
| 131120 | 12/03/2019 | AT&T MOBILITY LLC | 93.82 | N |
| 131121 | 12/03/2019 | BADGER BODY & TRUCK EQUIP CO INC | 104.00 | N |
| 131122 | 12/03/2019 | BAUER BUILT INC | 637.36 | N |
| 131123 | 12/03/2019 | BLACK HILLS ENERGY | 2,790.89 | N |
| 131128 | 12/03/2019 | BOOT BARN | 300.00 | N |
| 131129 | 12/03/2019 | BS&A SOFTWARE | 2,500.00 | N |
| 131130 | 12/03/2019 | BUETHE, PAM | 82.00 | N |
| 131131 | 12/03/2019 | CATHERINE DEMES MAYDEW | 1,495.00 | N |
| 131132 | 12/03/2019 | CECILIA RAMIREZ | 65.00 | N |
| 131133 | 12/03/2019 | CENTURY LINK | 401.54 | N |
| 131134 | 12/03/2019 | CENTURY LINK BUSN SVCS | 328.40 | N |
| 131135 | 12/03/2019 | CINTAS CORPORATION | 353.55 | N |
| 131136 | 12/03/2019 | CITY OF PAPILLION | 188,687.00 | N |
| 131137 | 12/03/2019 | CIVICPLUS | 530.64 | N |
| 131138 | 12/03/2019 | CONTROL MASTERS INCORPORATED | 145.00 | N |
| 131139 | 12/03/2019 | COX COMMUNICATIONS, INC. | 147.03 | N |
| 131140 | 12/03/2019 | CPS HUMAN RESOURCE SERVICES | 385.00 | N |
| 131141 | 12/03/2019 | D & K PRODUCTS | 850.00 | N |
| 131142 | 12/03/2019 | DATASHIELD CORPORATION | 80.00 | N |
| 131143 | 12/03/2019 | DAVID SPARKS | 55.00 | N |
| 131144 | 12/03/2019 | FASTENAL COMPANY | 28.87 | N |
| 131145 | 12/03/2019 | FIRST NATIONAL BANK FREMONT | 2,028,997.50 | N |
| 131146 | 12/03/2019 | FITZGERALD SCHORR BARMETTLER | 29,141.50 | N |
| 131147 | 12/03/2019 | FOCUS PRINTING | 13,074.98 | N |
| 131148 | 12/03/2019 | GCR TIRES & SERVICE | 360.00 | N |
| 131149 | 12/03/2019 | GENERAL FIRE & SAFETY EQUIP CO | 876.00 | N |
| 131150 | 12/03/2019 | GREATAMERICA FINANCIAL SERVICES | 1,127.00 | N |
| 131151 | 12/03/2019 | GROSS BELGIANS INC | 1,400.00 | N |
| 131152 | 12/03/2019 | GT DISTRIBUTORS, INC. | 3,549.40 | N |
| 131153 | 12/03/2019 | GUSTAFSON, MARCIA | 80.17 | N |
| 131154 | 12/03/2019 | HAMPTON INN-KEARNEY | 2,279.13 | N |
| 131155 | 12/03/2019 | HEARTLAND TIRES AND TREADS | 1,046.66 | N |
| 131156 | 12/03/2019 | HERITAGE CRYSTAL CLEAN LLC | 391.68 | N |
| 131157 | 12/03/2019 | J & J SMALL ENGINE SERVICE | 481.78 | N |
| 131158 | 12/03/2019 | KIESLER POLICE SUPPLY | 115.00 | N |
| 131159 | 12/03/2019 | KRIHA FLUID POWER CO INC | 535.98 | N |
| 131160 | 12/03/2019 | LARSEN SUPPLY COMPANY | 691.08 | N |
| 131161 | 12/03/2019 | LAUSTEN JR ROBERT S | 960.00 | N |
| 131162 | 12/03/2019 | LEADS ONLINE LLC | 2,848.00 | N |
| 131163 | 12/03/2019 | MARCO INCORPORATED | 243.54 | N |
| 131164 | 12/03/2019 | MENARDS-RALSTON | 358.10 | N |
| 131165 | 12/03/2019 | METROPOLITAN UTILITIES DIST. | 2,950.77 | N |
| 131168 | 12/03/2019 | MOBILITY CENTERS OF NEBRASKA LLC | 210.00 | N |
| 131169 | 12/03/2019 | NEBRASKA IOWA INDL FASTENERS INC | 2.18 | N |
| 131170 | 12/03/2019 | NMC EXCHANGE LLC | 363.07 | N |
| 131171 | 12/03/2019 | OFFICE DEPOT INC | 737.70 | N |
| 131172 | 12/03/2019 | OMAHA UNITED SOCCER | 120.00 | N |
| 131173 | 12/03/2019 | OVERHEAD DOOR COMPANY OF OMA | 457.50 | N |

User: mgustafson

DB: La Vista

Check #

| Check # | Check Date | Vendor Name | Amount | Voided |
|---------|------------|------------------------------|----------|--------------|
| 131174 | 12/03/2019 | PAPILLION SANITATION | 1,170.41 | N |
| 131175 | 12/03/2019 | PAPILLION TIRE INCORPORATED | 51.00 | N |
| 131176 | 12/03/2019 | PATRICIA ROBEY | 132.33 | N |
| 131177 | 12/03/2019 | PAY-LESS OFFICE PRODUCTS INC | 100.05 | N |
| 131178 | 12/03/2019 | PER MAR SECURITY SERVICES | 126.00 | N |
| 131179 | 12/03/2019 | PITNEY BOWES GLOBAL FIN SVCS | 526.71 | N |
| 131180 | 12/03/2019 | PLAINS EQUIPMENT GROUP | 497.35 | N |
| 131181 | 12/03/2019 | RDG PLANNING & DESIGN | 647.50 | N |
| 131182 | 12/03/2019 | REGAL AWARDS INC. | 44.00 | N |
| 131183 | 12/03/2019 | RUFFNER, JAMES | 100.50 | N |
| 131184 | 12/03/2019 | SCHEMMER ASSOCIATES INC | 3,985.88 | N |
| 131185 | 12/03/2019 | SECURITY EQUIPMENT INC. | 389.50 | N |
| 131186 | 12/03/2019 | SEFFRON, RANDY | 100.50 | N |
| 131187 | 12/03/2019 | SUBSURFACE SOLUTIONS | 372.00 | N |
| 131188 | 12/03/2019 | SUBURBAN NEWSPAPERS INC | 1,429.46 | N |
| 131189 | 12/03/2019 | TRACTOR SUPPLY CREDIT PLAN | 205.01 | N |
| 131190 | 12/03/2019 | TRADE WELL PALLET INC | 135.00 | N |
| 131191 | 12/03/2019 | TRUCK CENTER COMPANIES | 158.80 | N |
| 131192 | 12/03/2019 | UNITE PRIVATE NETWORKS LLC | 4,896.77 | N |
| 131193 | 12/03/2019 | VAN-WALL EQUIPMENT INC | 1,046.32 | N |
| 131194 | 12/03/2019 | VERIZON CONNECT NWF, INC. | 731.25 | N |
| 131195 | 12/03/2019 | VIERREGGER ELECTRIC COMPANY | 709.50 | N |
| 131196 | 12/03/2019 | WAL-MART COMMUNITY BRC | 651.10 | N |
| TOTAL: | | | | 3,157,357.78 |

APPROVED BY COUNCIL MEMBERS ON: 12/03/2019

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
DECEMBER 3, 2019 AGENDA

| Subject: | Type: | Submitted By: |
|--|---|-------------------------------------|
| NEBRASKA MULTI-SPORT COMPLEX – CUP PRIVATE RECREATIONAL FACILITY | ◆ RESOLUTION ORDINANCE RECEIVE/FILE | CALE BRODERSEN ASSISTANT PLANNER |

SYNOPSIS

A public hearing has been scheduled and a resolution prepared for Council to consider an application for a Conditional Use Permit to allow for a temporary Private Recreational Facility on the Nebraska Multi-Sport Complex property located on All of Tax Lot 2A & Pt of Tax Lots 2B1 & 3 Lying N & W of Railroad ROW 17-14-12, generally located east of the intersection of Southport Parkway and Eastport Parkway. The CUP request would allow for the operation of a tennis dome for a period of three years, with the intention of initiating further investment in, and development of the overall Nebraska Multi-Sport Complex development.

FISCAL IMPACT

N/A.

RECOMMENDATION

Approval.

BACKGROUND

A public hearing has been scheduled to consider an application for a Conditional Use Permit submitted by Nebraska Multi-Sport Complex to allow for a temporary Private Recreational Facility for a dome to be used for indoor tennis courts during the months of September through April on their property located east of the intersection of Southport Parkway and Eastport Parkway. The property is zoned TA - Transitional Agriculture, which requires a Conditional Use Permit to operate a Private Recreational Facility. The intention of the proposed temporary tennis dome is to spark future investment in, and development of the overall Nebraska Multi-Sport Complex development. The Conditional Use Permit would expire after a period of three years, at which point the dome and any site improvements will be required to be removed from the property (unless the site improvements other than the dome are to be utilized as part of approved future phases of the development). A performance bond in the amount of \$250,000 will be required prior to issuance of building permits to ensure that the dome structure and site improvements are removed upon expiration of the permit.

A staff report, detailing additional conditions within the CUP, is attached.

The Planning Commission held a public hearing on November 21, 2019 and voted unanimously to recommend approval of the Conditional Use Permit, as the CUP request is consistent with the Comprehensive Plan and the Zoning Ordinance.

K:\APPS\City Hall\CNCLRPT (Blue Letters)\19file\19 CD CUP - NMSC 12.03.2019.Docx

RESOLUTION NO.

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF A CONDITIONAL USE PERMIT FOR NEBRASKA MULTI-SPORT COMPLEX TO OPERATE A PRIVATE RECREATIONAL FACILITY ON ALL OF TAX LOT 2A & PT OF TAX LOTS 2B1 & 3 LYING N & W OF RAILROAD ROW 17-14-12.

WHEREAS, Nebraska Multi-Sport Complex has applied for approval of a Conditional Use Permit for a Private Recreational Facility located east of the intersection of Southport Parkway and Eastport Parkway; and

WHEREAS, the Planning Commission held a public hearing on November 21, 2019, and has recommended approval; and

WHEREAS, the Mayor and City Council of the City of La Vista are agreeable to the Conditional Use Permit for such purposes.

NOW THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista hereby authorize the execution of a Conditional Use Permit in form and content submitted at this meeting, with such modifications that the City Administrator or City Attorney may determine necessary or advisable, for Nebraska Multi-Sport Complex to allow for a Private Recreational Facility on the property located on All of Tax Lot 2A & Pt of Tax Lots 2B1 & 3 Lying N & W of Railroad Row 17-14-12.

PASSED AND APPROVED THIS 3RD DAY OF DECEMBER, 2019.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk



CITY OF LA VISTA
PLANNING DIVISION

RECOMMENDATION REPORT

CASE NUMBER: PCUP 19-0005

FOR HEARING OF: December 3, 2019
Report Prepared on: November 22, 2019

I. GENERAL INFORMATION

A. APPLICANT:

Nebraska Multi-Sport Complex
13808 F Street
Omaha, NE 68137

B. PROPERTY OWNERS:

Omaha Multi-Sport Complex DBA Nebraska Multi-Sport Complex
13808 F Street
Omaha, NE 68137

C. LOCATION: East of the intersection of Southport Parkway and Eastport Parkway.

D. LEGAL DESCRIPTION: All of Tax Lot 2A & Pt Of Tax Lots 2N1 & 3 Lying N & W Of Railroad ROW 17-14-12.

E. REQUESTED ACTION(S): Conditional Use Permit to allow for a temporary indoor recreational facility.

F. EXISTING ZONING AND LAND USE:

TA – Transitional Agriculture; The lot is currently vacant.

G. PURPOSE OF REQUEST:

1. To allow for indoor tennis courts, in a tennis dome, on the Nebraska Multi-Sport Complex property.

H. SIZE OF SITE: 60.96 Acres

II. BACKGROUND INFORMATION

A. EXISTING CONDITION OF SITE: The lot has a gradual downward slope to the southeast. The 60.96 acre property is currently vacant and is surrounded by a 33.65 acre property to the north and a 61.73 acre property to the south, both also currently vacant and owned by Omaha Multi-Sport Complex.

B. GENERAL NEIGHBORHOOD/AREA ZONING AND LAND USES:

1. **North:** Omaha Multi-Sport Complex, TA Transitional Agriculture District.
2. **East:** Harrison Hills; I-1 Light Industrial District.
3. **South:** Omaha Multi-Sport Complex; TA Transitional Agriculture District.

4. **West:** Southport East; C-3 Highway Commercial/Office Park District.

C. RELEVANT CASE HISTORY:

Nebraska Multi-Sport Complex is a 501(c)(3) nonprofit organization founded in 2012 that plans to build an enclosed center with a natatorium, tennis center, fieldhouse, and outdoor regulation playing fields on a 184-acre site in La Vista that they acquired in 2015. Nebraska Multi-Sport Complex intends to focus primarily on swimming, soccer, and tennis.

D. APPLICABLE REGULATIONS:

1. Zoning Ordinance Section 5.05 TA – Transitional Agriculture District.
2. Zoning Ordinance Article 6 – Conditional Use Permits.
3. Zoning Ordinance Article 5.17 - Gateway Corridor District (Overlay District)

III. ANALYSIS

A. COMPREHENSIVE PLAN: The Future Land Use Map of the Comprehensive Plan currently designates this property for Parks and Recreation uses.

B. OTHER PLANS: This tennis dome is being proposed as a short-term solution for programming and to "activate" the site and future phases of development, as noted in the attached Statement of Operation. The site is anticipated to have additional permanent construction starting in 2020 (soccer fields and related infrastructure), and the the current plan is to replace the dome in with a permanent indoor tennis building once fundraising is complete.

C. TRAFFIC AND ACCESS:

1. Access will be from egress/ingress point along Eastport Parkway.
2. Based on the traffic-impacting details provided in the Operating Statement, the City Engineer finds that a traffic impact study will not be required.

D. UTILITIES:

1. All utilities are available to the site.

E. PARKING REQUIREMENTS:

1. The applicant has indicated that the maximum number of building occupants during peak time shall be 30 people, which would require a minimum of 8 parking spaces per the La Vista Zoning Ordinance (1 space per 4 persons the facility is intended to accommodate, for Recreational Facilities). The applicant has proposed a crushed rock parking area with 38 spaces, and 2 paved ADA spaces, to serve the indoor recreational facility. This amount of

provided parking is sufficient to meet the anticipated demand.

IV. REVIEW COMMENTS:

1. This private recreational facility CUP application is proposed as a temporary use intended to commence activities at the proposed Nebraska Multi-Sport Complex location and draw additional interest in future phases of the overall development.
2. The applicant's long-term intention is to replace the temporary dome structure with a permanent structure to house tennis activities during a future phase of the overall development.
3. An expiration date of 3 years has been added to the Conditional Use Permit to ensure that the tennis dome facility is a temporary use and is not utilized past its useful life.
4. A performance bond in the amount of \$250,000 shall be required to ensure that the structure and site improvements will be removed upon expiration of the Conditional Use Permit, unless the site improvements (outside of the dome itself) are to be utilized for approved future phases of the Nebraska Multi-Sport Complex development. Provision of this performance bond will be required prior to issuance of building permit.
5. Approval and related permits must be obtained from the Papillion Fire Marshal and Chief Building Official prior to building occupation.
6. As a recreational facility, this structure is not required to follow the Design Guidelines under La Vista's current Gateway Corridor District regulations.
7. A Nebraska Multi-Sport Complex staff member will need to be present on-site during all operating hours for purposes of safety and site security.
8. The on-site portable restroom trailer must be open during all operating hours and kept in clean, operating condition.
9. During the summer months the dome structure will be removed to allow for outdoor tennis courts.

V. STAFF RECOMMENDATION – Conditional Use Permit:

Staff recommends approval of the Conditional Use Permit for a period of three years as the CUP request is consistent with the Comprehensive Plan and the Zoning Ordinance.

VI. PLANNING COMMISSION RECOMMENDATION:

The Planning Commission held a public hearing on November 21, 2019 and unanimously voted to recommend approval of the proposed Conditional Use Permit as the CUP request is consistent with the Comprehensive Plan and the Zoning Ordinance.

VII. ATTACHMENTS TO REPORT:

1. Vicinity Map
2. Draft CUP
3. Statement of Operation
4. Site Plan

VIII. COPIES OF REPORT SENT TO:

1. Mike Cassling, Nebraska Multi-Sport Complex
2. Jay Palu, Alley Poyner Macchietto Architecture
3. Public Upon Request.

Cale Brodure

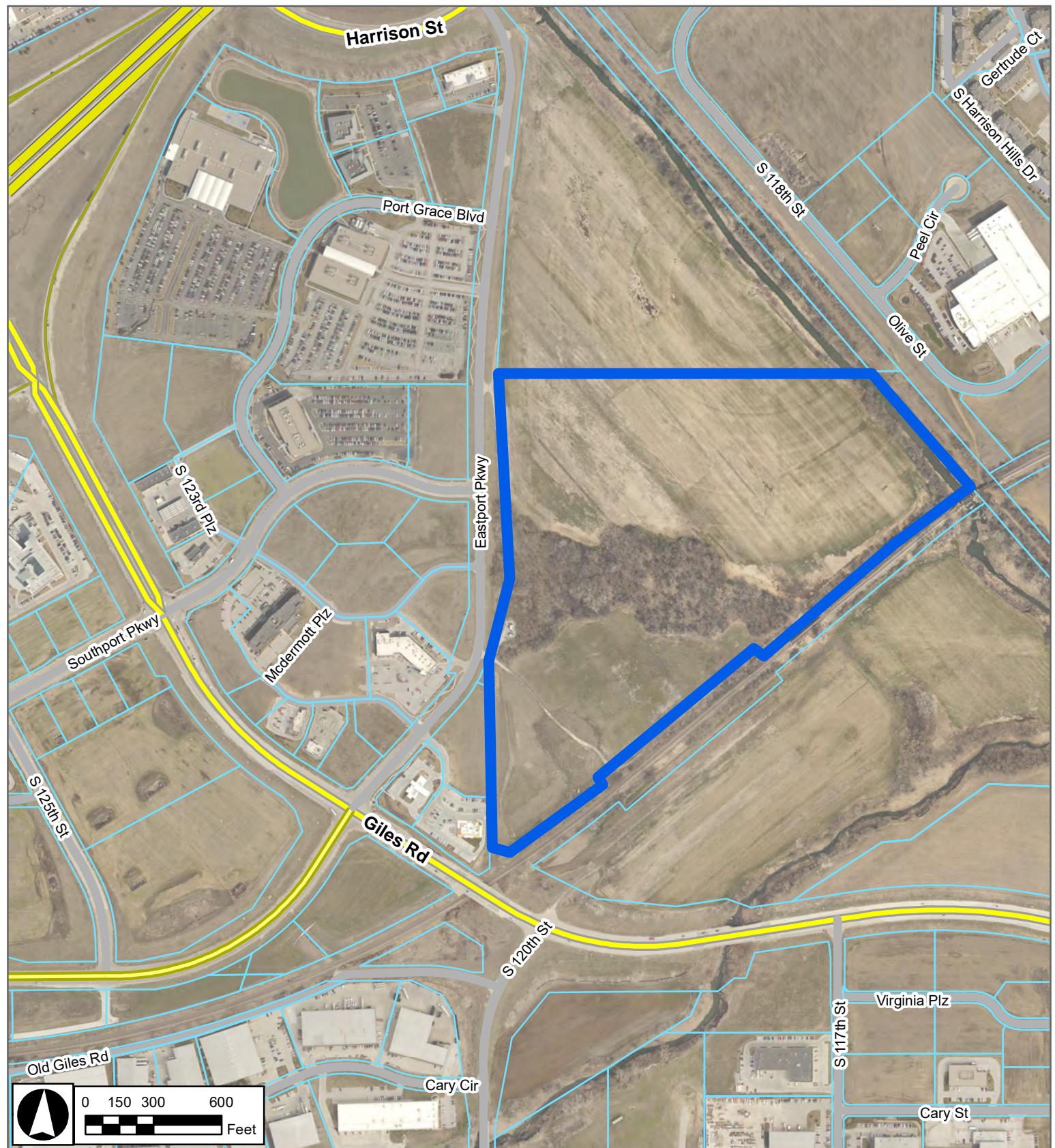
Prepared by: Assistant Planner

Bree J. Johnson

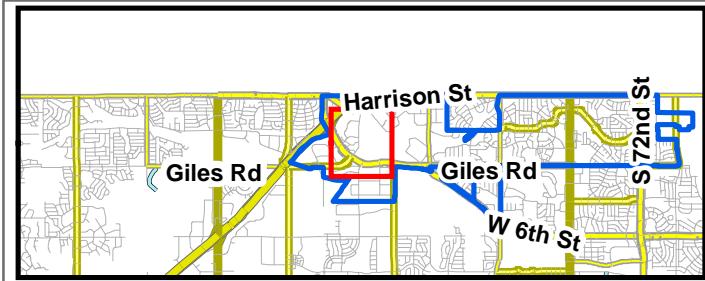
Community Development Director

11/20/19

Date



Project Vicinity Map



Conditional Use Permit - Tennis Dome Nebraska Multi-Sport Complex

11/13/2019

CB



**City of La Vista
Conditional Use Permit**

Conditional Use Permit for Private Recreational Facility

This Conditional Use Permit issued this 17th day of December 2019, by the City of La Vista, a municipal corporation in the County of Sarpy County, Nebraska (“City”) to Nebraska Multi-Sport Complex, (“Owner”), pursuant to the La Vista Zoning Ordinance.

WHEREAS, Owner wishes to locate and operate a temporary private recreational facility upon the following described tract of land within the City of La Vista zoning jurisdiction:

All of Tax Lot 2A & Part of Tax Lots 2B1 & 3, Lying N & W of Railroad Row
17-14-12

WHEREAS, Owner has applied for a conditional use permit for the purpose of locating and operating a temporary private recreational facility; and

WHEREAS, the Mayor and City Council of the City of La Vista are agreeable to the issuance of a conditional use permit to the Owner for such purposes, subject to certain conditions and agreements as hereinafter provided.

NOW, THEREFORE, BE IT KNOWN THAT subject to the conditions hereof, this conditional use permit is issued to the Owner to use the area designated on Exhibit “B” hereto for a private recreational facility, said use hereinafter being referred to as “Permitted Use” or “Use”.

Conditions of Permit

The conditions to which the granting of this permit is subject are:

1. Breach of any terms hereof shall cause permit to automatically expire and terminate without any further action required of the City.
2. In respect to the Permitted Use:
 - a. The use shall be limited to the type of operation as described in the Owner’s Operational Statement (Exhibit “A”) and in the City staff report presented with the Council agenda item to consider this permit. Any proposed change in the Permitted Use or operational characteristics including, but not limited to, the hours of operation or additional or different activities or intensity of activities on the property, shall require such reviews, amendments to the Conditional Use Permit, and approvals as the Planning Department in its sole discretion determines necessary or appropriate.
 - b. A site plan showing the property boundaries of the tract of land and easements, proposed structures, parking, access points, and drives shall be provided to the City, subject to approval of the Planning Department or City Engineer, and attached to the permit as “Exhibit B”.
 - c. Hours of operation for said temporary private recreational facility will be Monday through Friday from 4:00 p.m. – 10:00 p.m.; and Saturday and Sunday from 8:00 a.m. – 10:00 p.m.
 - d. The maximum number of occupants allowed in the space at any given time will be 30.
 - e. Off-street parking shall be provided for the Permitted Use and the number of parking spaces shall be adequate to accommodate the patrons and guests of the Permitted Use without negatively impacting or limiting the number of parking spaces for surrounding businesses, or negatively impacting traffic or traffic flows on, in or around the Property or streets. The provided off-street parking shall be

consistent with the site plan attached as "Exhibit B," which parking Owner has represented to City is in accordance with City requirements and sufficient for the Permitted Use. Additional off-street parking on the property will be required if deemed necessary by the Planning Department, and the Owner at its cost shall be solely responsible for obtaining use of or constructing any such additional off-street parking. The requirements, location and other specifications of any additional off-street parking shall be subject to Planning Department or City Engineer approval. On street parking on Eastport Parkway or Southport Parkway, or otherwise in connection with the Permitted Use shall be prohibited.

- f. There shall be no storage, placement or display of goods, supplies or any other material, substance, container or receptacle outside of the temporary private, indoor recreational facility, except appropriately screened trash receptacles, approved temporary restroom facilities, and those approved in writing by the City.
- g. There shall not be any games, tournaments, or other events that draw a larger spectator crowd than typical training or camp activities or that would result in the maximum number of occupants in subsection 2d above being exceeded.
- h. Owner shall ensure that restroom facilities are provided and available during all operating hours, and that such restroom facilities are kept in good, cleanly, and operating condition.
- i. A Nebraska Multi-Sport Complex staff member must be present on-site during all hours of operation.
- j. Owner shall obtain all required permits from the City of La Vista and shall comply with any additional requirements as determined by the Chief Building Official, including, but not limited to, building, fire, and ADA.
- k. Owner shall comply (and shall ensure that all employees, invitees, suppliers, structures, appurtenances and improvements, and all activities occurring or conducted, on the premises at any time comply) with any applicable federal, state and/or local laws, rules, or regulations, as amended or in effect from time to time, including, but not limited to, applicable environmental or safety laws, rules or regulations.
- l. Owner hereby indemnifies the City and all officials, officers, employees, and agents of the City ("Indemnified Parties") against, and holds the Indemnified Parties harmless from, any liability, loss, claim or expense whatsoever (including, but not limited to, reasonable attorney fees and court cost) arising out of or resulting from the acts, omissions or negligence of the Owner, or Owner's agents, employees, assigns, suppliers or invitees, including, but not limited to, any liability, loss, claim or expense arising out of or resulting from any violation on the premises of any environmental or safety law, rule or regulation.

3. The Owner's right to maintain the use as approved pursuant to these provisions shall be based on the following:
 - a. An annual inspection to determine compliance with the conditions of approval; or more frequent inspection upon any complaint to the City. The conditional use permit may be revoked upon a finding by the City that there is a violation of the terms of approval or this permit.
 - b. The use authorized by the conditional use permit must be initiated within one (1) year of approval.
 - c. All obsolete or unused structures, accessory facilities or materials with an environmental or safety hazard shall be abated and/or removed at Owner's expense within twelve (12) months of cessation of the conditional use.
 - d. This conditional use permit, and all rights granted hereby, shall expire and terminate as to a permitted use three (3) years after the date of issuance.
4. Notwithstanding any other provision herein to the contrary, this permit, and all rights granted hereby, shall expire and terminate as to a permitted use hereunder upon the first of the following to occur:
 - a. Three (3) years pass from the date of issuance of this Conditional Use Permit.
 - b. Owner's abandonment of the permitted use. Non-use thereof for a period of twelve (12) months shall constitute a presumption of abandonment.
 - c. Cancellation, revocation, denial or failure to maintain any federal, state or local permit required for the Use.
 - d. Owner's breach of any other terms hereof.

5. Upon expiration or termination of this permit, the Owner shall promptly remove all permitted materials and site improvements from the site including, but not limited to, the tennis dome, portable restrooms, parking lot lighting, slab, and access driveway, unless the site improvements other than the dome structure itself are tied to future phases of development that have been approved by the City by the expiration date of this Conditional Use Permit.
6. Prior to the issuance of a building permit, a performance bond shall be provided to the City in the amount of \$250,000 to ensure that all structures and site improvements will be removed upon expiration of this Conditional Use Permit, if the site improvements are not tied into approved future phases of the development.
7. In the event of the Owner's failure to promptly remove any safety or environmental hazard from the premises, or the expiration or termination of this permit and the Owner's failure to promptly remove any permitted materials or any remaining environmental or safety hazard, the City may, at its option (but without any obligation to the Owner or any third party to exercise said option) cause the same to be removed at Owner's cost (including, but not limited to, the cost of any excavation and earthwork that is necessary or advisable) and the Owner shall reimburse the City the costs incurred to remove the same. Owner hereby irrevocably grants the City, its agents and employees the right to enter the premises and to take whatever action as is necessary or appropriate to remove the structures or any environmental or safety hazards in accordance with the terms of this permit, and the right of the City to enter the premises as necessary or appropriate to carry out any other provision of this permit.
8. If any provision, or any portion thereof, contained in this agreement is held to be unconstitutional, invalid, or unenforceable, the remaining provisions hereof, or portions thereof, shall be deemed severable, shall not be affected, and shall remain in full force and effect.

Miscellaneous

The conditions and terms of this permit shall be binding upon Owner, his successors and assigns.

1. Delay of City to terminate this permit on account of breach of Owner of any of the terms hereof shall not constitute a waiver of City's right to terminate, unless it shall have expressly waived said breach and a waiver of the right to terminate upon any breach shall not constitute a waiver of the right to terminate upon a subsequent breach of the terms hereof, whether said breach be of the same or different nature.
2. Nothing herein shall be construed to be a waiver or suspension of, or an agreement on the part of the City to waive or suspend, any zoning law or regulation applicable to the premises except to the extent and for the duration specifically authorized by this permit.
3. Any notice to be given by City hereunder shall be in writing and shall be sufficiently given if sent by regular mail, postage prepaid, addressed to the Owner as follows:

Contact Name and Address: Nebraska Multi-Sport Complex
Attn: Mike Cassling
13808 F Street
Omaha, NE 68137
(402) 991-2561

4. The City staff report presented with the Council agenda item to consider this permit, and all recitals and Exhibits of this permit, shall be incorporated into this permit by reference.

Effective Date:

This permit shall take effect upon the filing hereof with the City Clerk a signed original hereof.

THE CITY OF LA VISTA

By _____
Douglas Kindig, Mayor

Attest:

Pamela A. Buethe
City Clerk

CONSENT AND AGREEMENT

The undersigned does hereby consent and agree to the conditions of this permit and that the terms hereof constitute an agreement on the part of the undersigned to fully and timely perform each and every condition and term hereof, and the undersigned does hereby warrant, covenant and agree to fully and timely perform and discharge all obligations and liabilities herein required by owner to be performed or discharged.

Owner:

By: _____

Title: _____

Date: _____

ACKNOWLEDGMENT OF NOTARY

STATE OF NEBRASKA)
) ss.
COUNTY OF _____)

On this _____ day of _____, 2019, before me, a Notary Public duly commissioned and qualified in and for said County and State, appeared Douglas Kindig and Pamela A. Buethe, personally known by me to be the Mayor and City Clerk of the City of La Vista, and the identical persons whose names are affixed to the foregoing Agreement, and acknowledged the execution thereof to be their voluntary act and deed and the voluntary act and deed of said City.

Notary Public

ACKNOWLEDGMENT OF NOTARY

STATE OF NEBRASKA)
) ss.
COUNTY OF _____)

On this _____ day of _____, 2019, before me, a Notary Public duly commissioned and qualified in and for said County and State, appeared Mike Cassling, personally known by me to be the Chairman of the Nebraska Multi-Sport Complex Board of Directors, and the identical person whose name is affixed to the foregoing Agreement, and acknowledged the execution thereof to be his voluntary act and deed and the voluntary act and deed of said company.

Notary Public

Exhibit A



STATEMENT OF OPERATION

October 7, 2019

RE: Conditional Use Permit
Nebraska Multi-Sport Complex
13808 F Street
Omaha, NE 68137

It is the intent of the Nebraska Multi-Sport Complex to obtain a Conditional Use Permit to allow the construction of a tennis facility near the southeast corner of Southport Parkway and Eastport Parkway, as part of the larger Nebraska Multi-Sport Complex (NMSC).

The proposed tennis facility will consist of a concrete slab-on-grade, with a removable dome fixed to the concrete, along with a rock parking area, concrete paved driveway, and portable restroom facilities.

The facility will operate approximately between the hours of 4:00 PM and 10:00 PM on Mondays through Fridays, and 8:00 AM through early evening on Saturdays and Sundays. These hours are subject to seasonal variations and demand for use of the facility. During these times of operation, the maximum anticipated number of people at the facility is 30 at any given time. The facility will always have either an on-site facility manager or tennis director present during all regular hours of operation. The facility will not be used without the presence of a staff member.

This proposed tennis facility will host tennis lessons (group and individual), tennis matches, clinics and camps, as well as youth introductory programs. It is anticipated that this "dome" will be a short-term solution for programming and to "activate" the site in order to stir up further investment interest. Fundraising for the larger multi-sport complex is on-going and once the funds are raised for the upright construction, the dome will be removed and a permanent indoor tennis building will be constructed. The site is anticipated to have additional permanent construction starting in 2020 (soccer fields and related infrastructure.)

Dome Summary

The structure proposed to cover the new tennis courts is manufactured by Yeadon, located in Minneapolis Minnesota. Information on the company and this structure can be found on the web at www.yeadondomes.com.

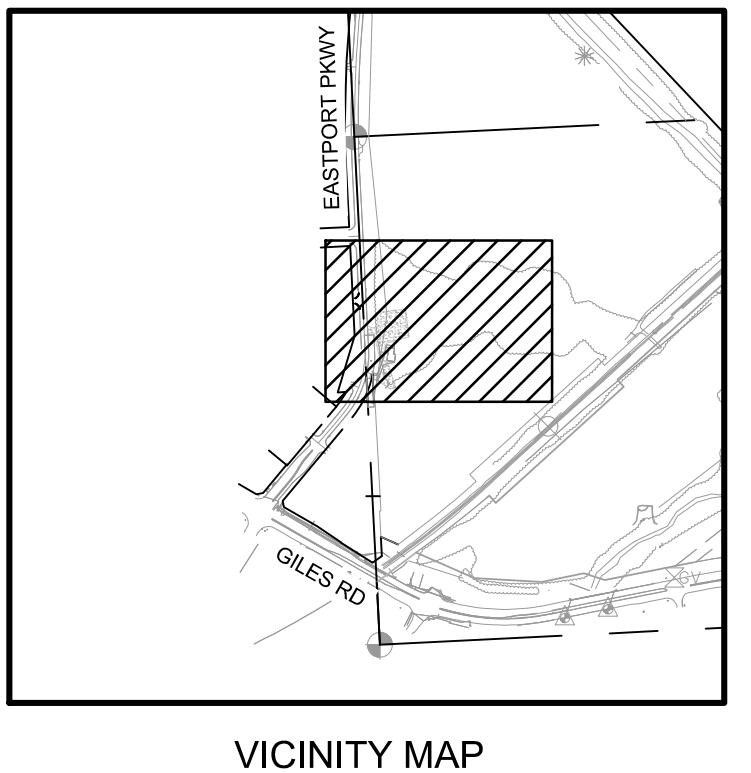
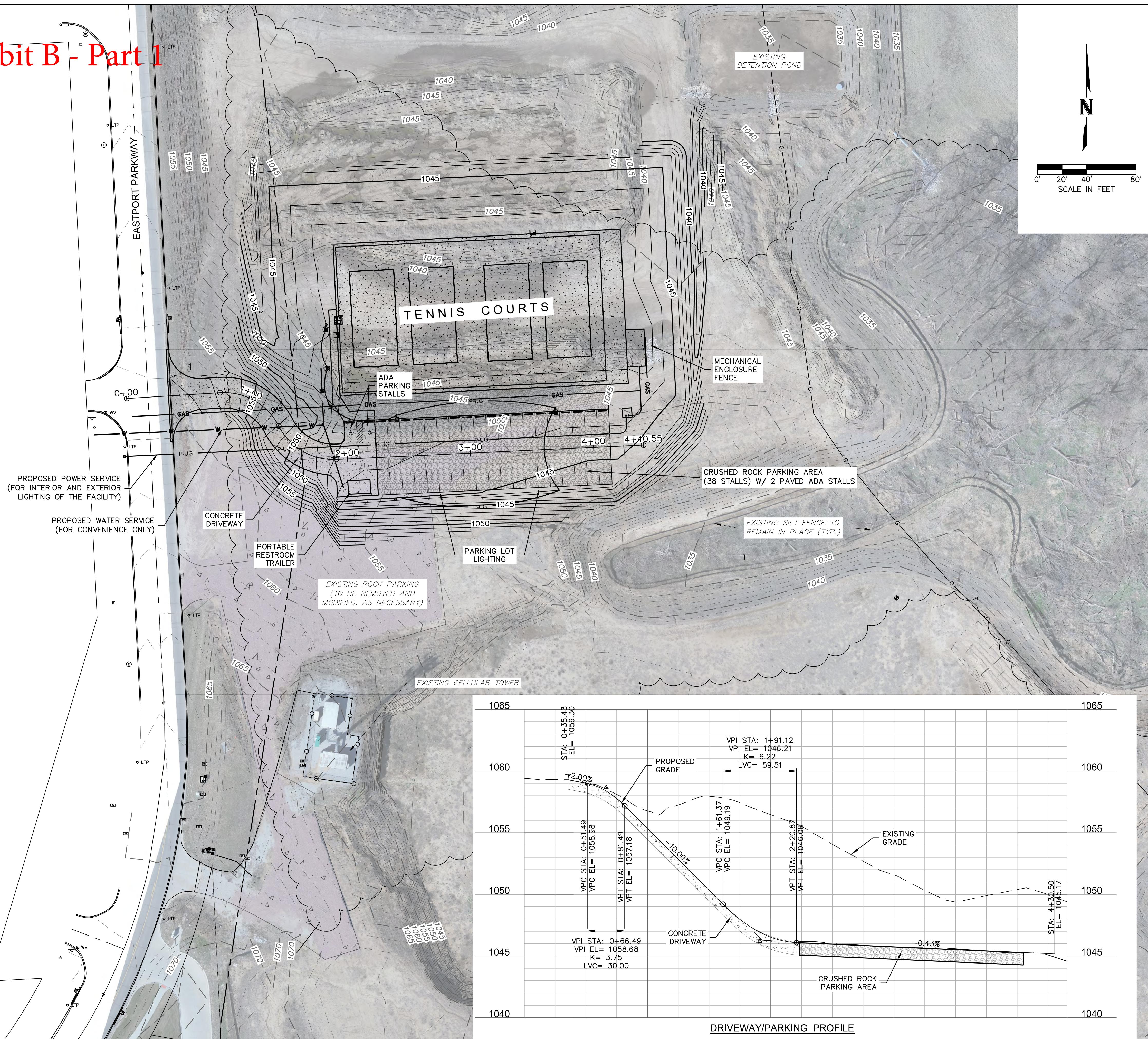
The specific structure proposed at the NMSC is an air-supported structure purchased from a local entity that had it in use for the winter weather season for multiple years. It is commonly referred to as a "dome". It has a coated fabric exterior designed to shed water, repel dirt and resist fading. In the event of snow, the internal temperature can be raised along with the pressure to resist snow loading. When the structure is not installed over the tennis courts, the only portion of the structure besides required utilities and the mechanical unit is an in-ground perimeter concrete curb which is designed to anchor the structure. If the dome needs to be dismantled for any reason, it can be removed in a day, if necessary. The structure is approximately 232' x 118' and will cover four tennis courts in this application. The occupancy for

each tennis court is estimated to be six occupants, for a total occupancy in the structure of twenty-four. The structure is not sized to accommodate spectator seating outside the tennis court markings.

The building permit application will include foundation details designed by a licensed Nebraska Engineer in accordance with the load requirements provided by the structure's original manufacturer.

The membrane structure can be installed or taken down in a single day with minimal equipment – all connections to electrical and mechanical systems are design to be safely and quickly connected with lighting built integral to the structure by Yeadon. For more specific questions about this type of structure feel free to direct the City to contact Michael Moore at Yeadon (612) 219-8415.

Exhibit B - Part 1



unison

NEBRASKA MULTI-SPORT COMPLEX TENNIS FACILITY

LA
KGG
-
-
-
-
8-0683
-
0/29/19

DWG: F:\2018\0501-1000\018-0683-A\40-Design\Exhibits\19-10-29_CUP_Exhibit_A180683.dwg USER: kgraham
DATE: Nov 12, 2019 2:32pm XREFS: C_XBASE_51232 C_XBNDY_51232 C_PBASE_A180683 E_SIT01_0180683_copy

October 22, 2019



Jay Palu
Alley Poyner Macchietto Architecture
1516 Cuming Street
Omaha, NE 68102

RE: Conditional Use Permit – Initial Review
Southport Pkwy & Eastport Pkwy
Nebraska Multi-Sport Complex Tennis Dome CUP

Jay:

Thank you for your submittal of the above referenced Conditional Use Permit (CUP) application. Staff has reviewed the initial submittal and has provided the following initial comments:

Section 6.05.01:

1. As the intent is to operate the facility without onsite dedicated staff, the Applicant will need to address access to the facility as well as site security, such as perimeter controls, dome access lighting, parking lot lighting, and other related considerations.
2. Hours of operation will be a condition listed within the conditional use permit. As such, specific hours need to be defined for the end of the facility's operation during the weekend.
3. The inflatable dome and foundation will need reviewed in terms of engineering drawings, specifications, operating manuals and/or any other pertinent documentation that speaks to the dome life cycle, any items of major maintenance and/or during previous use of the dome, lighting and/or other electrical requirements, emergency egress and/or other safety features, temperature control, and/or other features and/or known requirements for safe operation of the dome. Please submit supporting documentation so such a review can take place.
4. The CUP will have a limited time period in which the inflatable dome is allowed to be operational, as to ensure the dome does not exceed its useful life.
5. ADA parking considerations will need to be addressed.

Section 6.05.04:

6. Location, quantity and type of portable/temporary restrooms will need to be provided, along with details of regular maintenance.
7. Any other utility needs will need to be identified and addressed.

City Hall
8116 Park View Blvd.
La Vista, NE 68128-2198
p: 402-331-4343
f: 402-331-4375

Community Development
8116 Park View Blvd.
p: 402-331-4343
f: 402-331-4375

Fire
8110 Park View Blvd.
p: 402-331-4748
f: 402-331-0410

Golf Course
8305 Park View Blvd.
p: 402-339-9147

Library
9110 Giles Rd.
p: 402-537-3900
f: 402-537-3902

Police
7701 South 96th St.
p: 402-331-1582
f: 402-331-7210

Public Buildings & Grounds
8112 Park View Blvd.
p: 402-331-4343
f: 402-331-4375

Public Works
9900 Portal Rd.
p: 402-331-8927
f: 402-331-1051

Recreation
8116 Park View Blvd.
p: 402-331-3455
f: 402-331-0299

8. Grading work will most likely cause a need to modify the existing grading permit, including the grading drawings and any potential BMPs needed to effectively address stormwater runoff as part of the modified grading plan. Existing site controls and/or BMPs will need be evaluated and addressed with any grading work that is undertaken as part of the project.
9. The access road and parking lot will most likely need periodic maintenance in terms of snow removal and the temporary parking lot may need additional surfacing material periodically. Applicant will need to ensure the temporary parking lot is maintained to level that is safe and effective for users.

Section 6.05.09:

10. Please provide color and recent photos of the inflatable dome as to ensure there is no concern over the material being reflective or potentially cause other visibility issues to the surrounding properties and/or streets.

Conditional Use Permit Exhibit:

11. Confirm the accuracy of the leader stating that the Magellan Pipeline is to be removed by others.

A draft Conditional Use Permit (CUP) will be developed after your information resubmittal based on the comments in this letter. Please submit 4 full size copies (along with electronic copies) of the revised documents. A timeline for review by Planning Commission and City Council will be determined after review of the revised documents.

Should you have any questions please contact me at 402-593-6402 or csolberg@cityoflavista.org.

Sincerely,



Christopher Solberg, AICP
Senior Planner

Cc: Pat Dowse, City Engineer
Mike Cassling, Nebraska Multi-Sport Complex
Kyle Graham, Olsson
File



October 30, 2019

Christopher Solberg
Community Development
La Vista City Hall
8116 Park View Boulevard
La Vista, NE 68128

RE: Conditional Use Permit (CUP) – Initial Review Comments
Southport Pkwy & Eastport Pkwy
Nebraska Multi-Sport Complex (NMSC) Tennis Dome CUP

Dear Christopher,

Please see the owner and design teams' responses to the initial CUP Comments as provided by your staff:

1. As the intent is to operate the facility without onsite dedicated staff, the Applicant will need to address access to the facility as well as site security, such as perimeter controls, dome access lighting, parking lot lighting, and other related considerations.
 - a. *Access to the facility will be managed by NMSC staff (tennis director and on-site facility manager). Site lighting will be installed for the parking lot and lighted bollards along access pathway to the dome entrance.*
 - b. *Once construction begins on adjacent land for phase 2, Contractor shall be responsible for providing perimeter construction fencing and safety measures to secure and isolate the active construction site.*
2. Hours of operation will be a condition listed within the conditional use permit. As such, specific hours need to be defined for the end of the facility's operation during the week.
 - a. *Hours of Operation are as follows:*
 - i. *Weekdays: 4:00 PM to 10:00 PM*
 - ii. *Weekends: 8:00 AM to 10:00 PM*
 - iii. *Intended Usage is from Labor Day weekend through the end of April. NMSC plans to use metro area exterior courts and playing fields during the summer months. Neither exterior perimeter court fencing nor sports lighting will be installed.*
3. The inflatable dome and foundation will need reviewed in terms of engineering drawings, specifications, operating manuals and/or any other pertinent documentation that speaks to the dome life cycle, any items of major maintenance and/or during previous use of the dome, lighting and/or other electrical requirements, emergency egress and/or other safety features, temperature control, and/or other features and/or known requirements for safe operation of the dome. Please submit supporting documentation so such a review can take place.
 - a. *A revised exhibit has been included in the revised CUP documents that includes:*
 - i. *status and history of components as provided in sale by previous owner*
 - ii. *contract between dome manufacturer and previous owner for purchase of new membrane in 2008*
 - iii. *technical guide for the existing furnace/blower unit as provided by previous owner from original dome purchase*
 - iv. *maintenance service history as provided by previous owner*
 - v. *original shop drawings for the existing dome as provided by dome manufacturer*

- vi. *Code plan drawing for new courts and dome as provided by APMA. Sheet CP1.1 Code Plan – First Level dated October 29, 2019.*
 - vii. *Structural drawings for new courts and dome footings as provided by TD2. Sheets include S0.0 Structural Notes and S1.1 Foundation Plan dated October 29, 2019.*
- 4. The CUP will have a limited time period in which the inflatable dome is allowed to be operational, as to ensure the dome does not exceed its useful life.
 - a. *The owner has stated that they plan to keep the temporary tennis court facility in place for 2-3 years. The temporary dome allows them to mobilize on-site and raise funds for future phases. The outdoor soccer fields construction is phase 2, with the permanent indoor tennis facility planned after that.*
- 5. ADA parking considerations will need to be addressed.
 - a. *ADA parking has been shown on revised CUP Exhibit.*
- 6. Location, quantity and type of portable/temporary restrooms will need to be provided, along with details of regular maintenance.
 - a. *Location of portable/temporary restrooms is indicated on the revised exhibit and will be shown on upcoming building permit submittal plans. Proposed ADA Restroom Trailer to be provided: ADA restroom plus one individual unisex restroom Malibu Series trailer as manufactured by Portable Restroom Trailers or equal. Sixteen-foot-long trailer includes ramp to ADA restroom. Trailer features the Smarter Restrooms App., an interactive tool which allows portable restroom rental owners to monitor the operational systems for portable restroom trailer from smartphone, tablet or computer. Specifically, it will monitor waste and freshwater tank levels, power, and interior climate control. Trailer will have electrical and water connections, with internal sanitary holding tank.*
 - b. *Neither office nor locker facilities are planned as part of temporary facility.*
- 7. Any other utility needs will need to be identified and addressed.
 - a. *Water, power, and gas connections will be addressed on the construction documents.*
- 8. Grading work will most likely cause a need to modify the existing grading permit, including the grading drawings and any potential BMPs needed to effectively address stormwater runoff as part of the modified grading plan. Existing site controls and/or BMPs will need to be evaluated and addressed with any grading work that is undertaken as part of the project.
 - a. *A grading permit modification will be submitted following building permit submittal, once the site layout is fixed.*
- 9. The access road and parking lot will most likely need periodic maintenance in terms of snow removal and the temporary parking lot may need additional surfacing material periodically. Applicant will need to ensure the temporary parking lot is maintained to level that is safe and effective for users.
 - a. *Noted. NMSC will keep facility maintained, operational and safe for staff and users.*
- 10. Please provide color and recent photos of the inflatable dome as to ensure there is no concern over the material being reflective or potentially cause other visibility issues to the surrounding properties and/or streets.

a. *Color of inflatable dome is white. Below are recent photos from its previous installation as the tennis courts dome on the Omaha Happy Hollow Club's site.*



11. Confirm the accuracy of the leader stating that the Magellan Pipeline is to be removed by others.

a. *Magellan pipeline will not be affected by this construction project.*

Please review the responses above, as well as the attached exhibits, and let me know if you have any further questions or comments.

Thanks!



Kyle Graham, PE

CC: Pat Dowse, City Engineer
Mike Cassling, Nebraska Multi-Sport Complex
Jay Palu, Alley Poyner Macchietto Architecture
File

November 7, 2019



Jay Palu
Alley Poyner Macchietto Architecture
1516 Cuming Street
Omaha, NE 68102

RE: Conditional Use Permit – 2nd Review
Southport Pkwy & Eastport Pkwy
Nebraska Multi-Sport Complex Tennis Dome CUP

Jay:

Thank you for your submittal of the above referenced Conditional Use Permit (CUP) application. Staff has reviewed the second submittal and has provided the following comments:

Section 6.05.01:

1. The initial submittal stated that the facility will not have onsite dedicated staff. However, the resubmittal stated that it will have a tennis director and on-site facility manager. Applicant needs to clarify its intentions. If the facility will have periods of time where staff is not in attendance during regular hours of operation, sufficient signage with emergency contact information needs to be provided and highly visible.
2. Site lighting will be considered temporary and will be required through the conditions of the CUP to be removed after the termination of the CUP.

Conditional Use Permit Exhibit:

3. If the Magellan Pipeline will not be affected by this project, then remove the leader.

Review of revised documents by Public Works and Building Departments have not been completed at this time. Additional comments may be forthcoming.

A draft Conditional Use Permit will be developed and provided for review separately from this letter. Please submit 14 full size copies (along with electronic copies) of the revised documents by noon on November 13, 2019 for preparation of Planning Commission packets.

City Hall
8116 Park View Blvd.
La Vista, NE 68128-2198
p: 402-331-4343
f: 402-331-4375

Community Development
8116 Park View Blvd.
p: 402-331-4343
f: 402-331-4375

Fire
8110 Park View Blvd.
p: 402-331-4748
f: 402-331-0410

Golf Course
8305 Park View Blvd.
p: 402-339-9147

Library
9110 Giles Rd.
p: 402-537-3900
f: 402-537-3902

Police
7701 South 96th St.
p: 402-331-1582
f: 402-331-7210

Public Buildings & Grounds
8112 Park View Blvd.
p: 402-331-4343
f: 402-331-4375

Public Works
9900 Portal Rd.
p: 402-331-8927
f: 402-331-1051

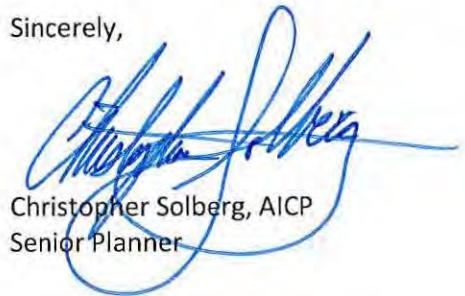
Recreation
8116 Park View Blvd.
p: 402-331-3455
f: 402-331-0299

www.cityoflavista.org
info@cityoflavista.org

The application for Conditional Use Permit will be placed on the November 21, 2019 Planning Commission agenda for review. This meeting will be held in the City Council Chambers at La Vista City Hall at 6:30pm. Please have someone in attendance to provide a short presentation on the project to the Planning Commission and answer any questions the Commission may have.

Should you have any questions please contact me at 402-593-6402 or csolberg@cityoflavista.org.

Sincerely,

A handwritten signature in blue ink, appearing to read "Christopher Solberg".

Christopher Solberg, AICP
Senior Planner

Cc: Pat Dowse, City Engineer
Mike Cassling, Nebraska Multi-Sport Complex
Kyle Graham, Olsson
File



November 12, 2019

Christopher Solberg
Community Development
La Vista City Hall
8116 Park View Boulevard
La Vista, NE 68128

RE: Conditional Use Permit (C.U.P.) – 2nd Review Comments
Southport Pkwy & Eastport Pkwy
Nebraska Multi-Sport Complex (NMSC) Tennis Dome CUP

Dear Christopher,

Please see the owner and design teams' responses to the 2nd set of C.U.P. Comments as provided by your staff:

1. The initial submittal stated that the facility will not have on-site dedicated staff. However, the resubmittal stated that it will have a tennis director and on-site facility manager. Applicant needs to clarify its intentions. If the facility will have periods of time where staff is not in attendance during regular hours of operation, sufficient signage with emergency contact information needs to be provided and highly visible.
 - a. *The facility will always have either an on-site facility manager or tennis director present during all regular hours of operation. The facility will not be used without the presence of a staff member.*
2. Site lighting will be considered temporary and will be required through the conditions of the C.U.P. to be removed after the termination of the C.U.P.
 - a. *Noted. Permanent site lighting will be incorporated into the larger complex design in the future.*
3. If the Magellan Pipeline will not be affected by this project, then remove the leader.
 - a. *The note referencing the Magellan pipeline has been removed from the C.U.P. exhibit.*

Please review the responses above. As requested in your latest comment letter, 14 copies of the C.U.P. submittal package have been printed and attached to this response letter. Please let me know if you have any further questions or comments.

Thanks!

Kyle Graham, PE

CC: Pat Dowse, City Engineer
Mike Cassling, Nebraska Multi-Sport Complex
Jay Palu, Alley Poyner Macchietto Architecture
File

October 30, 2019

Christopher Solberg
Community Development
City Hall
8116 Park View Boulevard
La Vista NE 68128

RE: Conditional Use Permit (CUP) - Initial Review Comments
Southport Pkwy & Eastport Pkwy
Nebraska Multi-Sport Complex (NMSC) Tennis Dome CUP

Existing Dome Documentation as Received from Seller (Happy Hollow Club, referred to as HHC)

| | |
|---|-------------|
| Table of Contents | Page 1 |
| HHC Current Tennis Dome - Status/History of Components for purposes of resale as of August 2019 | Pages 2-4 |
| Contract between Yeadon and HHC - purchase of new membrane 2008 | Pages 5-8 |
| Indirect Fired Duct Furnaces Technical Guide, Temprite Industries, Model No. GTDM 250 | Pages 9-23 |
| Maintenance/Service History | Pages 24-36 |

Color of inflatable dome is white. Below are recent photos from its previous installation as the tennis courts dome on the Omaha Happy Hollow Club's site.



Happy Hollow Club's Current Tennis Dome

Status / History of components for purposes of resale

As of August 2019

Prepared by

David Podany – Building Engineer – Happy Hollow Club – 402-660-1434

Dave Schneider – General Manager – Happy Hollow Club – 515-419-5653

HHC desires to sell turnkey dome and Inflation package

Reason for selling – Purchasing new larger dome to accommodate 5 courts and 2 pickleball courts

Dome Purchase History

Club installed first complete dome package in 1997. (Second dome cover / membrane purchased in September of 2008).

Vender is Yeadon out of Minneapolis for both purchases – (Mike Moore – 612-219-8415)

Service Contractor – MMC – Midwest Mechanical Contractors (Ben Jwarski – 402-679-3044)

Mechanical Sales Inc – Local Representative for Temprite Industries - Parts for Inflation and Heating Element – (Brad McKewon – 402-658-0371)

Dome / Membrane material

Components – two vinyl pieces that cover four standard tennis courts plus an additional ½ court)

History – Purchased new in 2008-09 from Yeadon – (\$143K – see enclosed contract)

Have been counseled that it is in good shape and could last in a NE climate for another 10 years

No rips, tears, patches, or mold (some minor stains with snow and weather over last 8 and half years)

Inflation / Heating / Backup Generator elements

Components – inflation unit / Heating Unit / Backup generator

Inflation unit is powered by electricity

Heating Unit powered by natural gas

Backup generator powered by natural gas (this back up generator is for inflation only and does not supply heat when the power goes out)

History on all three components – Current housing system for all three components above is original from the first dome in 1997.

Work History from MMC on all three components

March of 2019 – New Burner Motor and Fan wheel installed – (By David Podany \$500 total)

October of 2015 – New Furnace Blower Motor and Fan Cage – (MMC Contractors – work order tag enclosed)

MMC providing a complete work history for backup (David Podany to provide)

** HHC currently has a spare Honeywell Burner Control unit (about a \$1000 value) that will go with the sale

Lights in dome

40 high intensity mercury vapor lighting (includes bulb “protection”)

Protection – designed for “tennis ball” type strikes but not for baseball type strikes, etc

All lights accounted for and in working condition

Transformers / Ballasts

Applicable wiring

Cables and Nets

Includes 4 “cables” that run parallel and in between the courts at 10 feet from court floor.

Draping down from those 10-foot cables are mesh nets to the ground keeping tennis balls from going from one court to the next.

Egress and Ingress doors (includes)

one Revolving Door

one exit door (in or out)

standard emergency door (exit only)

Usage History

The dome averages being inflated 8 months out of the year and stored on site to avoid damage or decay 4 months out of the year

Inflation and Deflation

Performed by HHC Building Engineer and staff (need about 40 laborers for the process).

Takes about 4 hours from start to finish

Owner to provide short time lapse videos of take down and set each spring and all

Cement “Track” (for bubble tarp to go into – wedged with a 2X4)

Track area is exactly - 224'.6"X119'

Other Details

HHC representatives would potentially be available to assist or consult with initial inflation

*does not address hookups of electricity or natural gas at new site

*does not account for cement foundation (track) for dome

*does not come with cement pad for inflation unit

*Does not include transportation of unit

*does not include any warranties on any portion of the entire package. However, at the end of the season 2019 we experienced a “minor” control problem with the thermostatic control clicking on and off. We have been told that it is a “minor” issue as all other main and important controls and components are in good working order. HHC will in good faith will pay up to \$500 reimbursement for this repair once inflation at the new location is complete. More details can be provided upon request.

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
DECEMBER 3, 2019 AGENDA

| Subject: | Type: | Submitted By: |
|---|---|--------------------------|
| AUTHORIZE EXECUTION OF CONSENT LETTER - EXECUTIVE ORDER 13888 | ◆ RESOLUTION ORDINANCE RECEIVE/FILE | PAM BUETHE CITY CLERK |

SYNOPSIS

A resolution has been prepared authorizing the Mayor to execute a consent letter as required by Executive Order 13888 to continue local refugee resettlement.

FISCAL IMPACT

N/A

RECOMMENDATION

N/A

BACKGROUND

On September 26, 2019 President Trump issued Executive Order 13888 requiring written consent from governors and mayors for future resettlement under the Department of State's Reception and Placement Program. The affirmative consent will ensure that La Vista is included in the national resettlement plan next year.

There is at least one refugee with family ties in La Vista that has been vetted and cleared for resettlement in the future. The three resettlement agencies in Nebraska (Lutheran Family Services of Nebraska, Catholic Social Services of Southern Nebraska and Refugee Empowerment Center) are requesting the consent of the elected chief official of La Vista.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE MAYOR TO EXECUTE A CONSENT LETTER AS REQUIRED BY EXECUTIVE ORDER 13888 TO CONTINUE LOCAL REFUGEE RESETTLEMENT.

WHEREAS, on September 26, 2019 President Trump issued Executive Order 13888 requiring written consent from governor and mayors for future resettlement; and

WHEREAS, the City has determined that it is desirable to consent to the resettlement of refugees in La Vista under the Department of State's Reception and Placement Program; and

WHEREAS, there is at least one refugee with family ties in La Vista that has been vetted and cleared for resettlement in the future; and

WHEREAS, three resettlement agencies in Nebraska (Lutheran Family Services of Nebraska, Catholic Social Services of Southern Nebraska and Refugee Empowerment Center) are requesting the consent of the elected chief official of La Vista;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of La Vista, Nebraska, does hereby authorize the Mayor to execute a consent letter as required by executive order 13888 to continue local refugee resettlement.

PASSED AND APPROVED THIS 3RD DAY OF DECEMBER 2019

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

November 22, 2019

Dear Mayor Kindig,

Thank you for your service and dedication to the people of Nebraska. Likewise, thank you for your participation in the conference call with the League regarding the impending request for consent to continue local refugee resettlement.

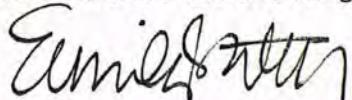
As discussed on the call, on Sept. 26th President Trump issued [Executive Order 13888](#) requiring written consent from governors and mayors for future resettlement. There is at least one refugee with family ties in your community that has been vetted and cleared for resettlement in the future. On behalf of the three resettlement agencies in Nebraska (Lutheran Family Services of Nebraska, Catholic Social Services of Southern Nebraska, and Refugee Empowerment Center), this letter constitutes as official request of your consent as the elected chief executive of your city. Attached is the template language that is required for written consent. Please edit only the highlighted areas and print on your office letterhead.

To ensure that your community is included in the national resettlement plan next year, we are asking that your affirmative consent be mailed to Secretary Pompeo with a *copy to Lutheran Family Services of Nebraska*—either scanned returned to this email or mailed to the address at the bottom of this page—no later than December 25th. Governor Ricketts has been briefed on this issue and his official response is expected soon.

Attached are some additional resources for your review including a handout on the security and vetting process for refugees, an economic impact report for Nebraska, and a factsheet on the state refugee resettlement program.

Thank you in advance for your careful consideration of this important issue. We stand ready to answer any questions you may have and are happy to make ourselves available for a conference call or in-person meeting.

On behalf of the Nebraska refugee resettlement providers,



Emily Sutton

Assistant Vice President
Lutheran Family Services of
Nebraska, Inc.
402.536.3501
esutton@lfsneb.org

Katie Hile

Regional Director
Catholic Social Services
of Southern Nebraska
402.327.6223
khile@cssisus.org

Amanda Kohler

Executive Director
Refugee Empowerment
Center
402.554.0759
akohler@refugeeempowerment.org

**Please email or mail a copy of your letter to:*

*Lutheran Family Services of Nebraska
C/O Emily Sutton
1941 S 42nd Street, Ste 402
Omaha, NE 68105*

Although we are communicating with you about the implementation of Executive Order 13888 (EO), communication about, or participation in, the implementation of the EO is not in any way an endorsement of the legality of the EO.

Refugee Council USA

The United States Handpicks and Stringently Screens and Vets Refugees Before They Enter the Country

STAGE ONE:

The U.N. High Commissioner for Refugees first registers the vast majority of refugees, interviews them, takes biometric data and background information as part of a “Refugee Status Determination” or RSD, a process for determining whether a person is a refugee. Cases are referred to one of 37 resettlement countries, including the United States, for consideration. Refugees do not choose to be resettled or decide which country accepts them. The United States also directly identifies many refugees classified as being of “special humanitarian concern” to the United States.

STAGE TWO:

The U.S. government then conducts its own extremely rigorous screening process involving the following steps, each of which is explained in more detail below:

- Department of Homeland Security Interviews
- Enhanced Review for Syrian Refugees
- Consular Lookout and Watch List Checks
- Security Advisory Opinions from Law Enforcement & Intelligence Agencies
- National Counterterrorism Center Checks with Intelligence Agency Support
- DHS and FBI Biometric Checks
- Department of Defense Biometric Screening
- Additional Vetting via Interpol and Other Countries
- Additional Screening on Entry

- Department of Homeland Security Interviews:** Department of Homeland Security (DHS) officers interview refugees in person to determine whether they can be approved for resettlement in the United States. These interviews occur while refugees are still abroad. These officers receive specialized training and intelligence briefings that include comprehensive instruction on fraud detection, interviewing techniques, credibility analysis, and country conditions.
- Enhanced Review for Syrian Cases:** DHS has instituted additional layers of review for Syrian refugee applications. Before being scheduled for an interview with a DHS officer, Syrian cases are reviewed at DHS headquarters. All cases that meet certain criteria are referred to the DHS Fraud Detection and National Security Directorate (FDNS) for additional review and research. FDNS conducts open-source and classified research on referred cases and synthesizes an assessment for use by the interviewing officer to inform lines of inquiry. FDNS also engages with law enforcement and the intelligence community for assistance with identity verification and acquisition of additional information.
- Consular Lookout and Watch List Check:** Biographic checks are conducted against the State Department’s Consular Lookout and Support System (CLASS), including watch list information.
- Security Advisory Opinions from Intelligence and Other Agencies:** DHS seeks Security Advisory Opinions (SAOs) from a number of law enforcement and intelligence agencies for refugees from reportedly 11 nationalities and other cases that meet certain criteria.

Refugee Council USA

- National Counterterrorism Center Checks with Intelligence Agency Support:** Interagency Checks, known as “IAC’s,” are conducted with the National Counterterrorism Center (NCTC) for all refugee applicants within a designated age range, regardless of nationality. In addition, expanded intelligence community support was added to the IAC process in July 2010, and recurrent vetting was added in 2015 so that any derogatory information identified after the initial check has been provided to DHS for appropriate review and action.
- DHS and FBI Biometric Checks:** Fingerprints are screened against the vast biometric holdings of the FBI’s Next Generation Identification system and are screened and enrolled in DHS’s Automated Biometric Identification System (IDENT). Through IDENT, the applicant’s fingerprints are screened not only against watch list information, but also for previous immigration encounters in the United States and overseas, including cases in which the applicant previously applied for a visa at a U.S. embassy.
- Department of Defense Biometric Screening:** Biometric screening is also conducted through the Department of Defense (DOD) Automated Biometric Identification System (ABIS). ABIS contains a variety of records, including fingerprint records. ABIS screening now covers all refugee applicants who fall within prescribed age ranges.
- Interpol:** The vetting process—including the CLASS and IDENT systems—checks against international intelligence community holdings from Interpol. Interpol’s Foreign Terrorist Fighter database includes detailed identity particulars of individuals provided by 52 countries. Further, Interpol’s Stolen and Lost Travel Documents (SLTD) database includes details of nearly 54 million stolen, lost, blank and other documents.
- In addition to Interpol,** the U.S. government maintains separate security and intelligence sharing relationships with many countries, facilitating checks on information gathered on refugees after they initially flee their country.

STAGE THREE:

- Medical Screenings:** All refugees approved for resettlement in the U.S. are required to undergo medical screenings conducted by the International Organization for Migration or a physician designated by the U.S. Embassy. This screening ensures that the applicant does not have any communicable diseases that could pose a public health threat, and, as such, prohibit his or her admission to the U.S.
- Cultural Orientation:** Refugees approved for resettlement are provided cultural orientation while they await final processing, preparing them for their journey to and initial resettlement in the U.S.
- Matching Refugees with a Sponsor Agency:** As part of the USRAP’s public-private partnership, every refugee is assigned to a local resettlement office in the U.S. that meets them at the airport, sets up an apartment, and assists them with integration upon arrival to the U.S.

STAGE FOUR:

- Additional Screening Checks on Entry:** Before they travel to the United States, refugees are subject to screening conducted by DHS-U.S. Customs and Border Protection’s (CBP) National Targeting Center and the Transportation Security Administration’s Secure Flight program. In addition, CBP manages the Treasury Enforcement Communications System database, which is an information sharing platform allowing CBP officers to check against a range of connected databases upon an individual’s arrival, including information from Interpol and the Terrorist Screening Center’s Terrorist Screening Database.

For a graphic representation of the above steps, see White House infographic: [The Screening Process for Refugee Entry into the United States](#)

Refugee Council USA

Refugee Resettlement Advances the United States' National Security Interests and Supports Key U.S. Allies

"[R]esettlement initiatives help advance U.S. national security interests by supporting the stability of our allies and partners that are struggling to host large numbers of refugees."

— Letter to Congress from a bipartisan group of the nation's top national security experts

"The process that is currently in place is thorough and robust and, so long as it is fully implemented and not diluted, it will allow us to safely admit the most vulnerable refugees while protecting the American people. Fortunately, these goals are not mutually exclusive."

— Janet Napolitano and Michael Chertoff, former DHS secretaries

"A U.S. initiative to resettle Syrian refugees in the United States affirmatively advances U.S. national security interests. Increased resettlement and aid helps protect the stability of a region that is home to U.S. allies."

— Ryan Crocker, former ambassador to Syria, Lebanon, Iraq, Afghanistan, Pakistan, and Kuwaiti

Refugees in Nebraska

A Snapshot of the Demographic and Economic Contributions of Refugees



Refugees have an enduring legacy on the American communities they have come to call home, and cities and towns across the United States have seen firsthand the significant positive economic impact that has come with resettling this population. Refugees have entrepreneurship and homeownership rates that far exceed that of other immigrants. Many aging and once declining communities—from Utica, New York to St. Louis, Missouri—have credited young, entrepreneurial refugees with reinvigorating their local economy and commercial main streets.

POPULATION

12,924

Number of likely refugees in Nebraska in 2015

Between 2016 - 2018 a total of

2,843

refugees were resettled in Nebraska

Top Five Countries of Origin of Refugees Resettled Between 2016 - 2018

| | |
|------------------|-------|
| 1. Burma | 25.8% |
| 2. Iraq | 23.3% |
| 3. Bhutan | 13.5% |
| 4. Somalia | 9.2% |
| 5. Syria | 7.0% |

| Year | Number of refugees resettled |
|------|------------------------------|
| 2016 | 1782 |
| 2017 | 799 |
| 2018 | 262 |

TAXES AND SPENDING POWER IN 2015

\$290.1M

Refugee Household Income

\$221.0M

Total Spending Power

State & Local Taxes Paid

\$26.6M

Federal Taxes Paid

\$42.5M

Total Taxes Paid

\$69.1M



UNITED STATES IN 2015 ...

POPULATION

3.4M

Number of likely refugees

Share of refugees who have been in the U.S. for 16 to 25 years and became citizens



Share of refugees who have been in the U.S. for more than 25 years and became citizens



WORKFORCE

Immigrants and refugees are more likely to be of working age than their counterparts.



TAXES & SPENDING POWER

\$77.2B

Refugee Household Income

\$56.3B

Total Spending Power

State & Local Taxes Paid

\$6.4B

Federal Taxes Paid

\$14.5B

Total Taxes Paid

\$20.9B

Breakdown of Refugees in the Workforce by Industry

| | |
|------------------|-------|
| Manufacturing | 20.3% |
| Health Care | 14.2% |
| General Services | 10.0% |
| Retail Trade | 9.9% |
| Tourism | 8.8% |

ENTREPRENEURSHIP

Rates of Entrepreneurship, 2015

U.S.-Born 9.0%

Non-Refugee Immigrants 11.5%

Refugees 13.0%

181,463

Refugee entrepreneurs

\$4.6B

Business Income of Refugee Entrepreneurs

Facts about Refugee Resettlement

Resettlement is a refugee's last option for safety

- Resettlement is a last resort for refugees when they cannot safely return to their home country and they cannot stay in the country that they initially fled to.
- To be considered for resettlement, a refugee must first receive a refugee status determination by the United Nations refugee agency (UNHCR) by demonstrating they are fleeing persecution based on their ethnicity, nationality, religion, political opinion, or social group.
- There are 27 different countries currently resettling refugees, including the United States. Refugees selected by the United States undergo the most extensive vetting processes of any traveler before coming to the U.S.

Refugees give back to their new communities

- Refugees start working as soon as possible, pay taxes, start businesses, purchase homes, and become U.S. citizens. The average workforce participation rate of refugees is 82%, (above the national average of 62%).
- 40% of all Fortune 500 companies were founded by refugees, immigrants or their children and 13% of refugees were entrepreneurs in 2015, compared to 9% percent of the U.S.-born.
- Many industries, like hospitality and meatpacking, rely on refugee workers. Across the U.S., the low number of refugee arrivals is putting a strain on businesses
- Over a 20-year-period, refugees contribute, on average, \$21,000 more in taxes than the initial investment to resettle them. In 2015, refugees contributed \$21 billion in U.S. taxes. In the same year, refugees contributed \$26.6 million in state and local taxes paid in Nebraska alone and have a total spending power of \$221.0 million, according to the New American Economy.

The Admissions Program is secure

- Refugees are the most thoroughly vetted individuals in the U.S., going through all screenings before they arrive. Vetting includes biometric and biographic checks; interagency intelligence sharing; screenings against multiple domestic and international terrorist and criminal databases; background investigations by the FBI, Department of Defense, State Department, and National Counterterrorism Center; and in-person interviews by Homeland Security officers. Please see the attachment for additional information on the robust security and vetting procedures.

Consent Considerations:

- *Failing to provide consent could result in a reduction of state and local collaboration on refugee resettlement.* A lack of consent does not mean that refugees will cease to live in a community or cease to arrive to a community. However, without refugee resettlement

infrastructure in a state or city, the existing required, ongoing consultations with state and local stakeholders will cease.

- *Failing to provide consent could lead to unfunded mandates for states and localities.* If an area ceases to officially resettle refugees, federal resources to support refugee integration and community infrastructure for current and future arrivals, such as school services, will dry up.
- *Failing to provide consent will lead to family separations.* Resettlement agencies will be restricted about where they can place arriving refugees and may not be able to place a refugee with their family where they will be most successful. Furthermore, individuals, regardless of their immigration status, do not have to get the permission of state or local officials before they move into a jurisdiction.
- *Failing to provide consent could generate substantial local confusion and friction.* There may be scenarios where local government will provide the necessary consent and the state government may refuse. It is also possible that neighboring localities take differing positions on consent as well. All of this creates local tension and confusion amongst local officials and neighbors. Additionally, programs and resources often cross multiple local jurisdictions as individuals frequently live and work in different locations, meaning the decision of one jurisdiction could negatively impact the federal resources that their neighboring city receives. The current, unified system avoids this unnecessary situation.

Nebraska Frequently Asked Questions

How many refugees are coming to Nebraska?

Nebraska has resettled refugees in our state for over 20 years. We never know exactly how many refugees will resettle in Nebraska; however, based on history, we project approximately 300 - 400 refugees will resettle in Nebraska in 2020 as long as consent is received.

- In 2016, the refugee nation refugee ceiling was set at 85,000 and we welcomed 1,441 refugees into Nebraska.
- For 2019, the ceiling was 30,000 and we welcomed 445 refugees into Nebraska.
- For 2020, the ceiling is set at 18,000. We project resettling 300 - 400 refugees into Nebraska as long as consent is acquired.

What is the country of origin for refugees coming to Nebraska?

The top five countries of origin for refugees coming to Nebraska between 2016-2018 are: Burma (25.8%), Iraq (23.8%), Bhutan (13.5%), Somalia (9.2%), and Syria (7%).

Housing and language barriers are challenges we see in my community. Do agencies assist with meeting these challenges?

Agencies assist with language acquisition for refugees and help them find housing.

Is something with refugee resettlement changing? Why do we need consent now?

Refugee resettlement is something we've done in our state for a long time, and the program has remained virtually the same for many years. Although there are no direct changes to the program, the new Executive Order is providing more control to communities to decide whether they would like to handle the **initial** resettlement of refugees.

Once a refugee is initially resettled, they are free to move around the country (like any other legal resident). This means refugees can still come to Nebraska eventually; however, Nebraska won't be doing the initial resettlement and Resettlement Agencies will not have federal funding to provide refugees with certain supporting services. This makes a big impact on the ability of the three Resettlement Agencies in Nebraska (Catholic Social Services, Refugee Empowerment Center, and Lutheran Family Services), to provide support to refugees and help them integrate into their new community.

What happens if a Mayor or the Governor does not consent?

The Governor's consent is extremely important. Without his letter of consent, no refugees can be initially resettled in Nebraska. Assuming the governor provides consent, the Mayor or Municipality will **also** need to provide consent. Given the December deadline, consent for local and state will need to be pursued simultaneously. We encourage cities to provide consent as soon as is practical and not wait for Governor consent. Governor Ricketts has been briefed on this issue and his staff understands that local and state consent will need to be pursued simultaneously in order for Nebraska to meet the December deadline. If a specific city decided they do not want to resettle refugees; refugees could still be resettled in nearby cities within Nebraska.

[CHIEF EXECUTIVE OFFICER LETTERHEAD]

Secretary Michael R. Pompeo
U.S. Department of State
2201 C Street NW
Washington DC, 20520

<DATE>

Dear Secretary Pompeo:

This letter is in reference to [Executive Order 13888](#), “On Enhancing State and Local Involvement in Resettlement.”

As [Mayor/Other Official] of <LOCALITY / STATE> I consent to initial refugee resettlement in [state/city] as per the terms of the Executive Order. I understand that my consent will be publicly released. This consent is valid unless or until withdrawn.

Sincerely,

<NAME>
<POSITION>

CC:
Principal Deputy Assistant Secretary Carol T. O'Connell
Bureau of Population, Refugees, and Migration
U.S. Department of State

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
DECEMBER 3, 2019 AGENDA

| Subject: | Type: | Submitted By: |
|---|--|---|
| AUTHORIZE REQUEST FOR PROPOSALS COMPENSATION STUDY | ◆RESOLUTION ORDINANCE RECEIVE/FILE | RANDY TRAIL HUMAN RESOURCES DIRECTOR |

SYNOPSIS

A resolution has been prepared authorizing the issuance of a Request for Proposals for a Compensation Study.

FISCAL IMPACT

The FY19/FY20 Biennial Budget contains funding for the proposed project.

RECOMMENDATION

Approval.

BACKGROUND

The purpose of the Compensation Study is to establish and maintain an equitable, comparable and non-discriminatory wage and salary plan structure for the city. The last Compensation Study was performed in 2016. All of the City's current positions will be included in the study.

The study will enable the City to provide a total compensation package (wages and fringe benefits) to its employees that is adequate, fair and comparable to like public and private employers. The study will involve the following key tasks:

1. Choosing a consultant;
2. Working with the consultant to familiarize its staff with our jobs/job descriptions;
3. Collect wage and benefit data from comparable organizations (consultant);
4. Compare wage and benefit data between the City and the comparable organizations (consultant);
5. Make recommendations to help keep the City's wage and fringe benefit package competitive (consultant).
6. Evaluate recommendations and propose necessary changes to the compensation and benefit plan to the City Council.

A copy of the RFP is on file in the City Clerk's office.

RESOLUTION NO.

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE REQUEST FOR PROPOSALS FOR A CLASSIFICATION, COMPENSATION AND BENEFIT STUDY.

WHEREAS, the Mayor and Council have determined that a classification, compensation and benefit study is necessary; and

WHEREAS, the FY 19/20 Biennial Budget provides funding for the proposed study; and

WHEREAS, proposals will be due January 3, 2020 with the approval of selected firm by the City Council on February 18, 2020, subject to the discretion of the City;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council hereby authorize the request for proposals for a classification, compensation and benefit study.

PASSED AND APPROVED THIS 3RD DAY OF DECEMBER, 2019.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

City of La Vista, Nebraska



Request for Proposals

Classification, Compensation and Benefit Study

ISSUE DATE:

December 4, 2019

SUBMISSIONS DUE:

January 3, 2020 – 10:00 a.m. CST*

*Late Proposals Will Be Rejected

REPLY TO:

Pamela A. Buethe
City Clerk

8116 Park View Blvd.
La Vista, NE 68128

pbuethe@cityoflavista.org

402.331.4343

Request for Proposals
Classification, Compensation and Benefit Study
City of La Vista, Nebraska

| <u>Action</u> | <u>Date</u> |
|--------------------------------------|-------------------|
| Release of RFP | December 4, 2019 |
| Deadline for Questions | December 27, 2019 |
| Deadline for Submission of Proposals | January 3, 2020 |
| Finalists Selected | January 10, 2020 |
| Interviews Conducted the week of: | January 20, 2020 |
| Firm Selected | February 4, 2020 |
| Contract Awarded | February 18, 2020 |

Sealed proposals will be received until 10:00 a.m. local time on January 3, 2020, at the La Vista City Hall, 8116 Park View Boulevard, La Vista, Nebraska, 68128. Proposals received after this time will not be accepted. All correspondence, questions and additional information regarding this RFP must be presented in writing and addressed to City of La Vista, Attn: City Clerk Pam Buethe, 8116 Park View Boulevard, La Vista, Nebraska, 68128, or electronically to pbuethe@cityoflavista.org. Proposal submittals should be addressed as follows:

City of La Vista - Sealed Proposal for Classification, Compensation and Benefit Study

Attn: Pamela A. Buethe, City Clerk
8116 Park View Boulevard
La Vista, NE 68128-2198

The City of La Vista reserves the right to disqualify incomplete proposals, waive minor defects in proposals, waive formalities or irregularities, request additional information from any respondent, change or modify the scope of the project, negotiate terms with one or more of the respondents, reject any or all proposals, and/or take any steps it deems necessary to act in the City's best interest, without penalty.

City of La Vista Classification, Compensation and Benefit Study

Notice

To maintain an equitable and competitive compensation plan, the City of La Vista (the City) invites professional organizations with demonstrated experience (Provider(s)) to submit proposals for the completion of a comprehensive Classification, Compensation and Benefit Study for all classifications within the City.

General Information

La Vista is one of the fastest growing cities in the State of Nebraska with a population of approximately 18,000. It is a relatively young progressive city situated southwest of the Omaha Metropolitan Area. The City has a Mayor-Council form of government and employs a professional City Administrator to serve as the chief administrative officer of the City. La Vista has seven departments including Administration, Administrative Services, Community Development, Library, Police, Public Works, and Recreation.

Background

La Vista has approximately 114 full-time employees working in 56 job classifications. The City also has approximately 65 part-time employees in an additional 15 job classifications. The pay system has been periodically updated with new classifications being added and/or others being reclassified as necessary. The City last conducted a classification and compensation study in 2016.

The City has adopted a pay for performance system for merit-based employee pay increases. The City Council approves the Pay Matrix annually, and performance reviews are completed in April with increases going into effect the following October 1st.

Scope of Work

The City's goal is to provide employees with a compensation package (wages and benefits) that is fair and equitable internally and comparable externally to other entities, both public and private (where applicable). Entities included in the comparability array shall be from the State of Nebraska, the Omaha Metropolitan Statistical Area (MSA), and similar regional MSAs. A combination of arrays may be used for various categories of positions. The provider selected to complete this study must provide:

1. An internal analysis of job descriptions and work performed by associates to gain an understanding of job classifications and ensure proper classification. All positions are to be included in the study.
2. An internal analysis of the classifications within each paygrade to ensure that equal work between differing jobs within the City is being compensated equally.

3. A comparison between paygrades and classifications within the City and those of other comparable entities.
4. Data-driven recommendations for needed changes to job classifications, paygrades and/or the placement of classifications within those paygrades.
5. A comparison of the benefits offered by the City and those of other comparable entities.

Any classification/compensation system recommended must meet all legal requirements, be valid and reliable, be totally non-discriminatory and provide for compliance with all pertinent federal, state and local requirements including but not limited to Nebraska State Statute, FLSA, EEO/AA and ADA.

Required Contents of Proposals

The purpose of the proposal process is to allow Providers the opportunity to demonstrate and clearly articulate the qualifications, service level, costs for services, competency and capacity of the firm seeking to perform this compensation study. Proposals must include information of sufficient volume and clarity to ensure that the Provider's methodology and final results will be regarded as expert, impartial, legally defensible and fair.

At a minimum, each proposal must include the following:

1. Transmittal Letter – Provide a transmittal letter signed by an authorized representative of the firm.
2. Background & Qualifications – Provide a brief history of the firm, services offered, type of organization and the names of principals.
3. Prior Experience - Provide details about the firm's experience conducting similar classification and compensation studies for public entities.
4. Contact Information – Provide the organization web address, the physical address and the telephone number of the office out of which the services will be rendered. Include also the contact information for the project manager.
5. Staffing – Provide resumes summarizing the qualifications and expertise of the individuals who will conduct the survey along with a clear definition of their responsibilities within the process.
6. Subcontractors – Provide information about any subcontractors that will work on the project along with a description of services they will provide.

7. Statement of Methodology – Provide a statement describing the firm’s understanding of the scope of work and the processes it intends to use to complete the study.
8. Structure and Content of the Work Product – Provide information about the structure of the final report and recommendations for the study. Include samples of final reports similar to previously completed studies.
9. Work Schedule – Provide a timeline for completing the project including the tasks required in addition to the starting and completion dates of those tasks. The City expects the study to be completed by May 1, 2020. It is expected that the study will commence as soon as possible after a firm has been selected.
10. Fees – Provide a project cost estimate based upon the proposal submitted. List hourly billing rates for positions working on the project. Estimate a “lump-sum” breakdown for each major element of the consultant’s work for the project. Also, estimate a total to be billed for reimbursable expenses including copies, long distance and authorized travel. An agreement on all fees will need to be reached as part of the contract negotiations, which will commence following the approval of the recommended firm by the Mayor and City Council. If an agreement as to fees is not reached with the selected firm, another highly ranked firm will be recommended to the Mayor and City Council for approval.
11. References – Provide the names, addresses, telephone numbers and contact names for at least five other comparable municipalities for which similar services have been performed in the past five years. One negative reference should be included from an organization for which the outcome of a study did not fully meet that organization’s expectations.
12. Miscellaneous – Disclose any conflicts or perceived conflicts of interest including relationships with employees or elected officials of the City and identify how those conflicts will be resolved. List any previous engagements with the City, any exceptions that may limit the scope of work and any other information you believe will be helpful in reaching a decision within the bidding process.

Instructions and other Considerations

1. Interested firms shall submit one (1) unbound original single-sided copy on standard weight paper (no heavy weight paper or tabbed dividers), six (6) printed bound copies, and one (1) flash drive containing a pdf file of the proposal.
2. Faxes or electronic submissions, or any other media other than listed in #1 are not acceptable.

3. Any Proposer may withdraw his/her Proposal, either personally or by written request, at any time prior to the closing time for receipt of Proposals.
4. All amendments to Proposals must be signed and returned to the City Clerk with the Proposal on the specified due date and time.
5. Proposals received after the scheduled closing time for receipt of Proposals will be returned, unopened, to the Proposer(s).
6. All Proposals may be rejected if the City determines that rejection is in the public interest.
7. Questions regarding the Scope of Work received less than five business days before the Proposal opening shall not be answered. Any interpretation or correction of the proposed documents will be made only by addendum, duly issued, and a copy of such addendum will be mailed or delivered to all who are known to have received a set of Proposal documents. The City of La Vista is not responsible for any other explanations or interpretations of the proposed documents.
8. Any addenda will be posted on the City's website www.cityoflavista.org. Each Proposer may ascertain prior to submitting his/her Proposal that he/she is in receipt of all addenda issued by telephoning the City Clerk's office at (402) 331-4343, or emailing the same at pbuethe@cityoflavista.org. Proposer shall acknowledge all addenda in accordance with the instructions on the Proposal.
9. All Proposal prices shall be guaranteed by the Proposer to remain unchanged for a period of six months (180) days from and including the date of the Proposal opening.
10. The selected firm is expected to maintain the highest level of confidentiality involving information considered such.
11. All deliverables must be created presented in Microsoft Word or Excel.
12. The City of La Vista retains all rights, titles to and ownership of data, material and documentation resulting from this study, and/or prepared for the City.
13. The City will not be liable for any costs incurred by the Consultant in preparation of a proposal submitted in response to this RFP, in conducting a presentation or any other related activities.

Evaluation of Proposals

Proposals will be evaluated in accordance with the criteria listed below:

1. Proposal responsiveness, a clear understanding of project scope, approach and detailed work plan, including timeline.
2. Personnel assigned to this project, quality, experience in Classification, Compensation and Benefit Studies, the education of individual(s) selected to perform the project and completeness of resume(s).
3. Cost
4. Firm's experience and qualification in providing consulting services of similar nature and firm's experience with cities, counties or other units of government.

Approximately three firms will be selected as finalists for interviews with a panel of city officials. These interviews will be scheduled for the week of January 20, 2020. Firms will be selected for interviews based on the criteria above. A final selection will be based on these criteria and the ability to of the finalist to successfully negotiate a contract with the City of La Vista.

The panel will rate the firms interviewed and staff will make a recommendation to the Mayor and City Council on or about February 4, 2020. Contract negotiations will commence following approval of recommended firm by the Mayor and Council. If a contract agreement is not reached with the selected firm, another finalist may be recommended to the Mayor and City Council for approval followed by contract negotiations and final approval by the Mayor and City Council.

Tentative Schedule

The following dates are being provided for your information and planning purposes. Although every effort will be made to follow this schedule, we reserve the right to modify the dates as necessary.

| <u>Action</u> | <u>Date</u> |
|--------------------------------------|-------------------|
| Release of RFP | December 4, 2019 |
| Deadline for Questions | December 27, 2019 |
| Deadline for Submission of Proposals | January 3, 2020 |
| Finalists Selected | January 10, 2020 |
| Interviews Conducted the week of: | January 20, 2020 |
| Firm Selected | February 4, 2020 |
| Contract Awarded | February 18, 2020 |

Proposal Submission

All proposals shall be submitted to:

City of La Vista - Sealed Proposal for Classification, Compensation and Benefit Study

Attn: Pamela A. Buethe, City Clerk
8116 Park View Boulevard
La Vista, NE 68128-2198
Phone: 402.331.4343
Fax: 402.331.4375
Email: pbuethe@ci.la-vista.ne.us

The copies must be received by 10:00 a.m. on January 3, 2020.

It should be noted that all information submitted to the City is subject to the open records laws of the State of Nebraska. Proprietary information must be appropriately marked.

The City of La Vista reserves the right to disqualify incomplete proposals, waive minor defects in the proposals, waive informalities of irregularities, request additional information from any respondent, change or modify the scope of the project, negotiate terms with one or more of the respondents, reject any or all proposals, and/or take any steps it deems necessary to act in the City's best interest, without penalty.

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
DECEMBER 3, 2019 AGENDA

| Subject: | Type: | Submitted By: |
|----------------------------|---|---|
| UPDATE CAPITAL OUTLAY LIST | ◆ RESOLUTION ORDINANCE RECEIVE/FILE | JEFF CALENTINE DEPUTY DIRECTOR OF PUBLIC WORKS |

SYNOPSIS

A resolution has been prepared to update the Public Works capital outlay equipment purchases for FY20.

FISCAL IMPACT

The proposed changes for capital outlay purchases are projected to save the City \$59,600 (see attached).

RECOMMENDATION

Approval

BACKGROUND

The Capital Equipment Purchasing Team has determined that there is an opportunity to better utilize the funding approved in the FY20 budget for capital equipment and result in an anticipated savings of nearly \$60,000. The recommended changes will allow Public Works to continue their goal of replacing larger dump trucks with higher use medium duty vehicles while addressing snow removal needs in the recently opened City Centre development. The attached exhibit identifies the recommended savings.

As we continue to pursue the alignment of capital equipment purchasing with the biennial budget process, in the future, these types of adjustments will be made during the mid-budget cycle amendment process.

RESOLUTION NO.

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING UPDATES TO THE PUBLIC WORKS CAPITAL OUTLAY EQUIPMENT PURCHASES FOR FY20.

WHEREAS, the City Council of the City of La Vista has determined that updating the Public Works capital outlay equipment list for FY20 would benefit the City; and

WHEREAS, the FY19/FY20 Biennial Budget provides funding for the capital equipment purchases; and

WHEREAS, the updates to the Public Works capital outlay equipment list will result in a savings of approximately \$59,600;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska approve updates to the Public Works capital outlay equipment purchases for FY20.

PASSED AND APPROVED THIS 3RD DAY OF DECEMBER, 2019.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

Public Works
FY20 Capital Outlay Revise Plan

| Item | FY20 Budget | Revised Capital Outlay Request For FY20 | Cost | Saving Variance | Notes |
|---------------------|-------------------|---|-------------------|------------------|-----------------------------|
| Backhoe/Excavator | \$ 225,000 | Buyout Excavator | \$ 64,000 | \$ 161,000 | |
| Patchbox | \$ 10,000 | Do not purchase | \$ - | \$ 10,000 | Purchased additional hotbox |
| Tractor | \$ 30,000 | Do not purchase | \$ - | \$ 30,000 | Ventrac will fill this need |
| Mower | \$ 30,000 | Purchase | \$ 30,000 | \$ - | |
| Stand on Spreader | \$ 10,000 | Purchase | \$ 10,000 | \$ - | |
| Purchase 2 P/U | \$ 115,000 | Upgrade to F550 P/U | \$ 160,000 | \$ (45,000) | |
| Not Budgeted | \$ - | Bobcat Skid Steer | \$ 35,000 | \$ (35,000) | |
| Not Budgeted | \$ - | 2 Utility Carts | \$ 11,400 | \$ (11,400) | Purchased 11/5 |
| Not Budgeted | \$ - | Attenuator w/ Arrow Board | \$ 25,000 | \$ (25,000) | |
| Not Budgeted | \$ - | Paint Machine for Pavement Markings | \$ 7,000 | \$ (7,000) | |
| Not Budgeted | \$ - | Dump Trailer | \$ 10,000 | \$ (10,000) | |
| Not Budgeted | \$ - | Broom for Skid Steer | \$ 8,000 | \$ (8,000) | |
| Total | \$ 420,000 | | \$ 360,400 | \$ 59,600 | |

Total Savings over FY20 Budget