

MINUTE RECORD

No. 729 — REEDFIELD & COMPANY, INC. OMAHA E1107788LD

LA VISTA CITY COUNCIL MEETING October 1, 2013

A meeting of the City Council of the City of La Vista, Nebraska was convened in open and public session at 7:00 p.m. on October 1, 2013. Present were Councilmembers: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Also in attendance were City Administrator Gunn, City Attorney McKeon, Assistant City Administrator Ramirez, City Clerk Buethe, Community Development Director Birch, Finance Director Lindberg, Fire Chief Uhl, Police Chief Lausten, Public Works Director Soucie, Public Building and Grounds Director Archibald, Recreation Director Stopak, Library Director Barcal, and City Engineer Kottmann.

A notice of the meeting was given in advance thereof by publication in the Times on August 4, 2013. 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 and led the audience in the pledge of allegiance.

Mayor Kindig announced that a copy of the Open Meetings Act was posted on the west wall of the Council Chambers and copies were also available in the lobby of City Hall.

Mayor Kindig made an announcement regarding the agenda policy statement providing for an expanded opportunity for public comment on the agenda items.

PRESENTATION - LIFE SAVING PIN - OFFICER SHAWN DOOLING

Police Chief Lausten and Mayor Kindig presented Officer Shawn Dooling with a Life Saving Pin for his efforts during a rescue call.

APPOINTMENT - CIVIL SERVICE COMMISSION - WILLIAM ULRICH - 5 YEAR TERM

Mayor Kindig stated, with the approval of the City Council, he would like appoint William Ulrich to the Civil Service Commission to fill the vacancy of a 5 year term. Councilmember Quick motioned the approval, seconded by Councilmember Hale. Mr. Ulrich was in attendance and gave Council his background. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE SEPTEMBER 17, 2013 CITY COUNCIL MEETING
3. APPROVAL OF THE MINUTES OF THE SEPTEMBER 12, 2013 LIBRARY ADVISORY BOARD
4. RESOLUTION - 13-101 - APPROVE REPLACEMENT OF AIR CONDITIONER - DISTRICT 1 FIRE STATION

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING THE PURCHASE AND INSTALLATION OF A NEW CONDENSING UNIT AND FAN COIL SERVING THE AIR HANDLING UNIT AT THE DISTRICT 1 FIRE STATION FROM STANDARD HEATING AND AIR CONDITIONING, OMAHA, NEBRASKA IN AN AMOUNT NOT TO EXCEED \$9,325.00.

WHEREAS, the City Council of the City of La Vista has determined that the purchase and installation of a new condensing unit and fan coil serving the air handling unit at the District 1 Fire Station is necessary, and

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WHEREAS, the FY 2013/14 General Fund Budget contains funding for the proposed purchase; and

WHEREAS, Standard Heating and Air Conditioning, Omaha, Nebraska provided the lowest quote for the purchase and installation of such parts, 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 approve the purchase and installation of a new condensing unit and fan coil serving the air handling unit in the District 1 Fire Station from Standard Heating and Air Conditioning, Omaha, Nebraska, in an amount not to exceed \$9,325.00.

5. RESOLUTION - 13-102 - DEPARTMENT OF ROADS MAINTENANCE AGREEMENT - 84TH STREET

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF AGREEMENT #121 WITH THE NEBRASKA DEPARTMENT OF ROADS FOR THE SURFACE MAINTENANCE OF HIGHWAY N-85 (84TH STREET).

WHEREAS, the Nebraska Department of Roads is proposing to renew an agreement whereby the City of La Vista would assume maintenance responsibilities for that portion of Highway N-85 (84th Street) which lies within the City of La Vista's corporate boundaries; and

WHEREAS, it is the determination of the City Council of the City of La Vista that it is in the best interest of our citizenry and the traveling public to assume official maintenance responsibilities.

NOW, THEREFORE BE IT RESOLVED, that the Mayor of the City of La Vista be, and hereby is, authorized to renew an agreement with the Nebraska Department of Roads for maintenance of that portion of Highway N-85 (84th Street) which lies within the corporate limits of the City of La Vista for the period of January 1, 2014 to December 31, 2014.

6. APPROVAL OF CLAIMS

QUALITY BRANDS, concessions	239.60
CNA SURETY, ins.	935.50
THOMPSON DREESSEN & DORNER, serv.	1,256.25
FELSBURG HOLT & ULLEVIG, eng.	22,830.53
THOMPSON DREESSEN & DORNER, serv.	1,639.95
SWAIN CONSTRUCTION, serv.	62,354.05
THOMPSON DREESSEN & DORNER, serv.	49,053.58
LNM, dues	33,867.00
NE DEPT OF REVENUE	25.00
LAUGHLIN, KATHLEEN A, TRUSTEE	437.00
VAN RU CREDIT CORPORATION	39.13
A & C TREE SERVICE, serv.	800.00
ABRAHAMS KASLOW & CASSMAN, maint.	70.00
ACTION BATTERIES, maint.	174.15
ALAMAR, uniforms	2,015.96
ASPHALT & CONCRETE MATERIALS, maint.	141.25
AUSTIN PETERS, training	2,200.00
BADGER BODY, maint.	78.00
BAKER & TAYLOR, books	2,175.40
BARCAL, R., travel	48.78
BARONE SECURITY SYSTEMS, serv.	120.00
BCDM, serv.	489.50
BLACK HILLS ENERGY, utilities	24.07
BOMA, training	36.00

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BUILDERS SUPPLY, maint.	188.46
BULLET HOLE, supplies	247.50
CENTER POINT, books	215.70
CENTURY LINK, phone	1,043.30
CITY OF COUNCIL BLUFFS, training	120.00
CITY OF OMAHA, maint.	1,800.00
COMP CHOICE, serv.	233.00
CONTROL MASTERS, bld&grnds	1,146.97
CORNHUSKER INTL TRUCKS, maint.	381.92
COX COMM., phone	204.21
CROKER, HUCK, KASHER, DEWITT, serv.	4,380.26
D & D COMM., radios	393.00
DARE CATALOG, supplies	408.52
DELL, IT	2,849.40
EDGEWEAR SCREEN PRINTING, apparel	283.00
EMBASSY SUITES HOTEL, training	1,223.31
FEDEX, postage	187.28
FEDEX KINKO'S, postage	18.89
FILTER CARE, maint.	8.50
FOCUS PRINTING, printing	4,632.17
FUTUREWARE DISTRIBUTING, equip.	225.00
G I CLEANER & TAILORS, serv.	464.25
GALE, books	71.22
GCR TIRE CENTERS, supplies	1,177.38
GRAINGER, maint.	160.50
GRAYBAR ELECTRIC, supplies	26.00
GREAT PLAINS GFOA, training	150.00
GREENKEEPER, supplies	1,863.00
H & H CHEV., maint.	101.39
HANEY SHOE STORE, apparel	94.95
HARM'S CONCRETE, maint.	111.50
HEARTLAND PAPER, supplies	312.00
HEARTLAND TIRES AND TREADS, maint.	23.30
HEIMES CORP., maint.	291.69
HELGET GAS PRODUCTS, supplies	145.00
HOBBY LOBBY, supplies	30.48
HUSCH BLACKWELL, serv.	566.00
HY-VEE, supplies	206.15
HYDRAULIC EQUIPMENT, maint.	650.65
INTELLIGENT PRODUCTS, bld&grnds	202.54
INTERNATIONAL CODE COUNCIL, dues	125.00
J Q OFFICE EQUIP., supplies	120.93
KOSISKI AUTO PARTS, maint.	240.00
KRIHA FLUID POWER, maint.	57.82
LARRY'S BOILER, bld&grnds	1,800.00
LINDBERG, S., travel	57.50
LITTLE, T., training	137.53
LOGAN CONTRACTORS SUPPLY, equip.	242.64
LOGO LOGIX, apparel	254.00
LOU'S SPORTING GOODS, supplies	240.00
LYMAN-RICHEY, bl&grnds	317.54
MARTIN MARIETTA, maint.	117.94
MATHESON TRI-GAS., maint.	351.11
MCC, utilities	24,421.97
MUD, utilities	17,042.83
MICHAEL TODD, maint.	2,833.84
MID CON SYSTEMS INC., maint.	614.72
MID-STATES UTILITY TRAILER, maint.	455.42
MIDLANDS LIGHTING, bld&grnds	2,017.39
MIDWEST FIREHOUSE, training	360.00
MIDWEST TURF & IRRIGATION, maint.	1,122.32
MLB LOGISTICS, conc.	150.72

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MONTPELIER GLOVE & SAFETY, apparel	91.10
MOTOROLA, equip.	19,604.70
MUNICIPAL PIPE TOOL, supplies	1,086.90
NEW, supplies	456.52
NE ENVIRONMENTAL PRODS, supplies	5,510.00
NE LAW ENFORCEMENT, training	100.00
NE SALT & GRAIN COMPANY, maint.	30,103.40
NEWMAN TRAFFIC SIGNS, signs	255.84
NIGHT FLYER GOLF, supplies	604.60
NMC EXCHANGE, equip.	730.00
NUTS AND BOLTS INC., maint.	23.40
OCLC, books	125.04
OFFICE DEPOT, supplies	832.61
OMAHA COMPOUND, bld&grnds	37.10
OMAHA TACTICAL, apparel	441.00
OMNIGRAPHICS, books	81.85
OVERHEAD DOOR, bl&grnds	564.00
PAPILLION TIRE, maint.	124.39
PARAMOUNT LINEN & UNIFORM, apparel	284.71
PAYFLEX, serv.	250.00
PEARSON, B., serv.	40.00
PERFORMANCE CHRYSLER JEEP, maint.	218.26
PERFORMANCE FORD, maint.	217.70
PETTY CASH	249.77
PLAINS EQUIPMENT GROUP, maint.	637.65
PUBLIC AGENCY TRAINING COUNCIL, training	850.00
RDG PLANNING & DESIGN, serv.	13,925.84
RETRIEVEX, IT	101.38
SARPY COUNTY ELECTION COMMISSNR	50.70
SCHOLASTIC LIBRARY, books	552.50
SHALLOW CREEK KENNELS, K-9	6,800.00
SIDWELL, R., refund	5.00
SIEBERT & ASS., maint.	264.00
SMOOTHER CUT, serv.	1,320.00
SPRINT, phone	62.02
SPRINT, phone	119.97
STANDARD HEATING AND AIR COND, bld&gnds	265.00
STOLTENBERG NURSERIES, supplies	8,434.00
TED'S MOWER SALES & SERVICE, maint.	1,888.39
THERMO KING CHRISTENSEN, maint.	178.22
TORNADO WASH, serv.	295.00
UPS, postage	9.71
UNO, serv.	1,800.00
VAN ETSEN, B., refund	5.00
VERIZON WIRELESS, phone	91.37
VERIZON WIRELESS, phone	175.46
VERIZON WIRELESS, phone	177.69
VIDACARE CORP., supplies	182.19
VIERREGGER ELECTRIC, maint.	4,240.51
WAL-MART, supplies	440.86
WHITE CAP CONSTR SUPPLY, bld&grnds	36.00

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

PRESENTATION - 2ND AND 3RD QUARTER REPORTS - SARPY ECONOMIC DEVELOPMENT CORPORATION

There was no presentation given at this meeting.

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REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Fire Chief Uhl informed Council that the hiring process had begun for part time employees to help cover calls until the time when La Vista and Papillion fire departments merge.

Library Director Barcal stated that the Great Books for Great Kids program at Runza will take place again and the proceeds will go to support a La Vista Elementary School. Barcal reported that she received a grant from the Nebraska Library Commission to attend the national annual Association of Rural and Small Libraries Conference held in Omaha. The grant paid for the registration. The Metropolitan Community College work study begins on October 2.

B. CITIZEN ADVISORY REVIEW COMMITTEE – EDP REPORT

1. PUBLIC HEARING

At 7:10 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the EDP Report. Linda Schafer was present from the Committee to answer any questions.

At 7:12 p.m. Councilmember Crawford made a motion to close the public hearing. Seconded by Councilmember Hale. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

C. AMENDMENT - FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN

1. PUBLIC HEARING - CONTINUED FROM THE SEPTEMBER 17, 2013 MEETING

At 7:12 p.m. Mayor Kindig stated that the public hearing was open and continued from the last meeting for discussion on the amendment to the future land use map of the Comprehensive Plan. Community Development Director Birch requested that the Council close the public hearing and this item will be brought back at a future date and republished.

At 7:13 p.m. Councilmember Sheehan made a motion to close the public hearing. Seconded by Councilmember Gowan. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

D. AMENDMENT - OFFICIAL ZONING MAP

1. PUBLIC HEARING - CONTINUED FROM THE SEPTEMBER 17, 2013 MEETING

At 7:13 p.m. Mayor Kindig stated that the public hearing was open and continued from the last meeting for discussion on the amendment to the future land use map of the Comprehensive Plan. Community Development Director Birch requested that the Council close the public hearing and this item will be brought back at a future date and republished.

At 7:14 p.m. Councilmember Thomas made a motion to close the public hearing. Seconded by Councilmember Sheehan. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

E. RESOLUTION - AUTHORIZE CONSTRUCTION ENGINEERING CONTRACT - GILES ROAD SIGNAL COORDINATION MAPA-5129(1)

Councilmember Quick introduced and moved for the adoption of Resolution No. 13-103; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING AN AGREEMENT WITH NEBRASKA DEPARTMENT OF ROADS TO PROVIDE CONSTRUCTION ENGINEERING SERVICES FOR NDOR PROJECT NUMBER MAPA-5129 (1) GILES ROAD SIGNAL COORDINATION.

WHEREAS, the City of La Vista is developing a transportation project for which it intends to obtain Federal funds; and

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WHEREAS, the City of La Vista as a sub-recipient of Federal-Aid funding is charged with the responsibility of expending said funds in accordance with Federal, State and Local laws, rules, regulations, policies and guidelines applicable to the funding of the Federal-aid project; and

WHEREAS, the City of La Vista and NDOR wish to enter into an Engineering Service Agreement to provide Construction Engineering Services for the Federal-aid project.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of La Vista, Nebraska: Douglas Kindig, Mayor of the City of La Vista, is hereby authorized to sign the attached construction engineering services agreement - BK1373 between the City of La Vista and NDOR.

NDOR Project Number: MAPA-5129 (1)

NDOR Control Number: 22485

NDOR Project Description: Giles Road, I-80 - 108th Street, La Vista

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

F. RESOLUTION - APPROVAL - DIRECT INWARD DIALING PHONE SYSTEM CONVERSION

Councilmember Quick introduced and moved for the adoption of Resolution No. 13-104: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING THE CONVERSION OF THE CITY OF LA VISTA PHONE SYSTEM TO ALLOW FOR DIRECT INLAND DIALING (DID).

WHEREAS, the City Council of the City of La Vista has determined that the faster and easier access to persons or divisions is necessary; and

WHEREAS, the City Council of the City of La Vista has determined that the Conversion of the City's current phone system to allow direct inland dialing is necessary; and

WHEREAS, the FY 2013/14 City-Wide IT Budget provides funding for this conversion; and

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

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska approving the conversion of the City of La Vista phone system to allow for Direct Inland Dialing (DID).

Seconded by Councilmember Thomas. Councilmember Sheehan asked if these lines would automatically go to voicemail if someone doesn't answer. City Planner Solberg stated that the individual lines will go to voicemail if not answered but the department numbers will ring to the operator if not answered. During any time during a call the caller can select zero and the call will go to the operator. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

G. RESOLUTION - PURCHASE OF REAL PROPERTY - 9810 HUPP DRIVE

1. PUBLIC HEARING

At 7:17 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the purchase of real property at 9810 Hupp Drive.

At 7:17 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Sell. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

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2. RESOLUTION

Councilmember Quick introduced and moved for the adoption of Resolution No. 13-105
A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA,
NEBRASKA TO AUTHORIZE AND APPROVE THE PURCHASE OF REAL
PROPERTY, PURCHASE AGREEMENT AND FURTHER ACTIONS.

WHEREAS, the owner of 9810 Hupp Drive ("Property") desire to sell the Property to
the City, and the City desire to purchase the Property from the owner.

NOW THEREFORE, BE IT RESOLVED, that the Mayor and City Council find and
determine that:

- (i) A purchase agreement for the Property has been presented in form and content attached hereto as Exhibit A and incorporated herein by this reference ("Purchase Agreement"); and
- (ii) The Purchase Agreement provides for a purchase price of \$660,000 for an approximately 7,200 square foot building located on approximately two acres of land, in addition to other terms and conditions; and
- (iii) Nebraska Statutes, among other provisions, requires that the City Council, before purchasing an interest in real property, authorize the acquisition by action at a public meeting after notice and public hearing; and
- (iv) The City published notice of public hearing on the proposed purchase of the Property, to be held during the regular City Council meeting on October 1, 2013; which notice is hereby approved, and public hearing was held and completed before consideration of this Resolution; and
- (v) All applicable statutory requirements related to the proposed purchase have been satisfied.

BE IT FURTHER RESOLVED, that, in consideration of the foregoing, the Mayor and City Council hereby adopt and approve the Purchase Agreement, subject to any modifications the City Administrator from time to time determines necessary or appropriate, and authorize and approve the purchase of the Property for the amount and on such other terms and conditions as set forth in said Purchase Agreement. Without limiting the foregoing, authorization to purchase the Property shall be subject to timely satisfaction of the conditions set forth in Section 9 or elsewhere in the Purchase Agreement, to the satisfaction of the City Administrator or her designee.

BE IT FURTHER RESOLVED, that the Mayor or City Administrator, or his or her designee, is hereby authorized to take all actions he or she determines necessary or appropriate to perform the Purchase Agreement or carry out the Resolutions approved herein.

Seconded by Councilmember Thomas. Councilmember Sheehan asked if there would be photos of the building and property to be sure there are no issues or damage prior to when we take over this property. Public Works Director Soucie stated that there would be an inspection and photos taken. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Quick, Hale and Sell. Nays: Crawford. Abstain: None. Absent: None. Motion carried.

H. APPROVAL OF A CLASS I LIQUOR LICENSE - VAL LIMITED DBA VALENTINO'S

1. PUBLIC HEARING

At 7:19 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the liquor license for Val Limited dba Valentino's. Co-owner Mike Alesio was present to answer any questions.

At 7:20 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Sell. Councilmembers voting aye: Gowan, Ronan,

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Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

2. RESOLUTION

Councilmember Sheehan introduced and moved for the adoption of Resolution No. 13-106; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA RECOMMENDING TO THE NEBRASKA LIQUOR CONTROL COMMISSION, APPROVAL OF THE CLASS I LIQUOR LICENSE APPLICATION FOR VAL LIMITED DBA VALENTINO'S, LA VISTA, NEBRASKA.

WHEREAS, Val Limited dba Valentino's, 7202 Giles Road, Bay 9, La Vista, Sarpy County, Nebraska, has applied to the Nebraska Liquor Control Commission for a Class I Liquor License, and

WHEREAS, the Nebraska Liquor Control Commission has notified the City of said application, and

WHEREAS, the City has adopted local licensing standards to be considered in making recommendations to the Nebraska Liquor Control Commission, and

WHEREAS, said licensing standards have been considered by the City Council in making its decision.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, hereby recommend to the Nebraska Liquor Control Commission approval of the Class I Liquor License application submitted by Val Limited dba Valentino's, 7202 Giles Road, Bay 9, La Vista, Sarpy County, Nebraska.

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

Councilmember Crawford made a motion to move Comments from the Floor up on the agenda ahead of Item 1 Executive Session. Seconded by Councilmember Sell. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

COMMENTS FROM THE FLOOR

Public Works Director Soucie stated that the intersection at 84th and Harrison Streets would be closed on Wednesday from 7 p.m. until Thursday at 6 p.m. He also stated that the Quiet Zone should be completed by the end of the next week. Soucie also reported that 21 trees were planted along the Southwind trail system.

I. EXECUTIVE SESSION —CONTRACT NEGOTIATIONS

At 7:23 p.m. Councilmember Crawford made a motion to go into executive session for the protection of an individual to discuss personnel. Seconded by Councilmember Gowan. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried. Mayor Kindig stated the executive session would be limited to the subject matter contained in the motion.

At 7:29 p.m. the Council came out of executive session. Councilmember Crawford made a motion to reconvene in open and public session. Seconded by Councilmember Gowan. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried. Motion carried.

COMMENTS FROM MAYOR AND COUNCIL

Mayor Kindig reminded Council to let the executive assistant know before October 3 if they would like to attend the Sarpy County Chamber Dinner on October 10. Councilmember Sell asked that staff check and report back on the number of garage sales allowed per year at any one residence. Mayor asked about special assessments

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and if staff has found out more on what can be done. Staff is still researching this. Mayor Kindig on the activities of the United Cities lobbyist.

At 7:38 p.m. Councilmember Quick made a motion to adjourn the meeting. Seconded by Councilmember Thomas. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

PASSED AND APPROVED THIS 15TH DAY OF OCTOBER, 2013

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

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CITY OF LAVISTA, NEBRASKA
COMBINED STATEMENT OF REVENUES, EXPENDITURES
AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES

For the twelve months ended September 30, 2013

100% of the Fiscal Year

	General Fund					Debt Service Fund					Capital Fund				
	Budget (12 month)	MTD Actual	YTD Actual	Over/(under) Budget	% of budget Used	Budget	MTD Actual	YTD Actual	Over/(under) Budget	Budget	MTD Actual	YTD Actual	Over/(under) Budget		
REVENUES															
Property Taxes	\$ 5,595,836	\$ 293,548	\$ 5,574,256	\$ (21,579)	100%	\$ 637,325	\$ 31,658	\$ 639,474	\$ 2,149	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Sales and use taxes	2,033,982	297,979	3,999,579	1,965,597	197%	1,016,991	148,989	1,999,788	982,797	-	-	-	-	-	-
Payments in Lieu of taxes	185,000	-	210,273	25,273	114%	-	-	-	25,748	25,748	-	-	-	-	-
State revenue	1,073,300	106,873	1,331,202	257,902	124%	-	-	-	-	-	-	-	-	-	-
Occupation and franchise taxes	750,000	11,351	847,351	97,351	113%	-	-	-	-	-	-	-	-	-	-
Hotel Occupation Tax	684,682	73,579	803,259	118,577	117%	-	-	-	-	-	-	-	-	-	-
Licenses and permits	418,750	21,279	458,595	39,845	110%	-	-	-	-	-	-	-	-	-	-
Interest income	16,000	2,344	14,644	4,644	146%	20,000	1,007	9,048	(10,952)	-	-	-	-	-	-
Recreation fees	124,000	5,146	165,587	41,587	134%	-	-	-	-	-	-	-	-	-	-
Special Services	24,590	1,941	22,884	(1,706)	93%	-	-	-	-	-	-	-	-	-	-
Grant Income	179,665	7,011	187,398	7,733	104%	-	-	-	-	547,860	-	547,521	(339)	-	-
Other	801,348	19,816	1,542,515	741,167	197%	993,450	542,256	827,594	(165,856)	170,807	201,355	201,355	30,548	-	-
Total Revenues	11,881,153	840,867	15,157,543	3,276,391	128%	2,667,766	723,910	3,501,652	833,887	718,667	201,355	748,876	30,209		
EXPENDITURES															
Current:	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Mayor and Council	176,706	43,353	122,492	(54,214)	69%	-	-	-	-	-	-	-	-	-	-
Boards & Commissions	12,350	557	6,617	(5,733)	54%	-	-	-	-	-	-	-	-	-	-
Public Buildings & Grounds	562,487	\$6,692	461,848	(100,639)	82%	-	-	-	-	-	-	-	-	-	-
Administration	836,777	70,709	838,872	2,095	100%	90,000	2,133	15,870	(74,130)	-	-	-	-	-	-
Police and Animal Control	3,989,138	269,676	3,810,082	(179,056)	96%	-	-	-	-	-	-	-	-	-	-
Fire	567,219	38,451	444,495	(122,724)	78%	-	-	-	-	-	-	-	-	-	-
Community Development	673,722	48,671	528,028	(145,694)	78%	-	-	-	-	-	-	-	-	-	-
Public Works	3,204,843	309,801	2,959,052	(245,791)	92%	-	-	-	-	-	-	-	-	-	-
Recreation	659,488	44,681	591,965	(67,523)	90%	-	-	-	-	-	-	-	-	-	-
Library	679,093	36,078	627,360	(51,733)	92%	-	-	-	-	-	-	-	-	-	-
Human Resources	454,611	17,278	434,980	(19,631)	96%	-	-	-	-	-	-	-	-	-	-
Special Services & Tri-City Bus	93,684	6,841	68,823	(24,861)	73%	-	-	-	-	-	-	-	-	-	-
Capital outlay	215,500	-	169,489	(46,011)	79%	-	-	-	-	-	1,981,084	256,864	1,039,654	(941,430)	-
Debt service: (Warrants)	-	-	-	-	-	2,565,000	-	-	-	-	-	-	-	-	-
Principal	-	-	-	-	-	803,307	38,799	834,807	31,500	-	-	-	-	-	-
Interest	-	-	-	-	-	3,458,307	40,932	3,660,851	202,544	1,981,084	256,864	1,039,654	(941,430)	-	
Total Expenditures	12,125,618	962,787	11,064,102	(1,061,516)	91%	3,458,307	40,932	3,660,851	202,544	1,981,084	256,864	1,039,654	(941,430)		
EXCESS OF REVENUES OVER (UNDER) EXPENDITURES															
	(244,465)	(121,920)	4,093,441	(4,337,906)	-1674%	(790,541)	682,978	(159,199)	(631,343)	(1,262,417)	(55,509)	(290,778)	(971,639)		
OTHER FINANCING SOURCES (USES)															
Operating transfers in (out)	(1,237,630)	(1,172,630)	(1,172,630)	65,000	-	(109,369)	536,343	536,343	645,712	1,262,417	304,991	304,991	(957,426)	-	-
Bond/registered warrant proceeds	-	-	-	-	-	(109,369)	536,343	536,343	645,712	1,262,417	304,991	304,991	(957,426)	-	-
Total other Financing Sources (Uses)	(1,237,630)	(1,172,630)	(1,172,630)	65,000	-	(109,369)	536,343	536,343	645,712	1,262,417	304,991	304,991	(957,426)		
EXCESS OF REVENUES AND OTHER FINANCING SOURCES OVER (UNDER) EXPENDITURES AND OTHER FINANCING USES															
	\$ (1,482,095)	\$ (1,294,550)	\$ 2,920,811	\$ (4,402,906)	-	\$ (899,910)	\$ 1,219,321	\$ 377,144	\$ (1,277,054)	\$ -	\$ 249,482	\$ 14,213	\$ (14,213)		
FUND BALANCE, beginning of the year															
				5,392,485					5,162,786					660,518	
FUND BALANCES, END OF PERIOD *															
				8,313,296					5,539,930					674,731	

*Preliminary due to accruals and audit adjustments

CITY OF LAVISTA
COMBINED STATEMENT OF REVENUES, EXPENDITURES
AND CHANGES IN FUND BALANCE-PROPRIETARY FUNDS

BUDGET AND ACTUAL
For the twelve months ended September 30, 2013
100% of the Fiscal Year

	Sewer Fund					Golf Course Fund				
	Budget	MTD Actual	YTD Actual	Over (Under) Budget	% of Budget Used	Budget	MTD Actual	YTD Actual	Over (Under) Budget	% of Budget Used
REVENUES										
User fees	\$ 2,395,988	\$ 219,399	\$ 2,359,973	\$ (36,015)	98%	\$ 183,000	\$ 19,818	\$ 194,968	\$ 11,968	107%
Service charge and hook-up fees	125,000	-	141,349	16,349	113%	-	-	-	-	-
Merchandise sales	-	-	-	-	-	34,400	4,471	39,982	5,582	116%
Grant	-	-	24,082	24,082	n/a	-	-	-	-	-
Miscellaneous	200	23	865	665	433%	-	-	-	-	-
Total Revenues	2,521,188	219,423	2,526,270	5,082	100%	217,700	60	235,271	17,550	108%
EXPENDITURES										
General Administrative	489,982	33,613	470,026	(19,956)	96%	-	-	-	-	-
Cost of merchandise sold	-	-	-	-	-	29,704	4,545	34,136	4,432	115%
Maintenance	2,088,906	345,237	1,583,811	(505,095)	76%	163,461	14,450	147,443	(16,018)	90%
Production and distribution	-	-	-	-	-	148,840	11,490	134,281	(14,559)	90%
Capital Outlay	40,000	-	36,000	(4,000)	90%	14,000	-	13,716	(284)	0%
Debt Service:	-	-	-	-	-	-	-	-	-	-
Principal	-	-	-	-	-	120,000	-	120,000	-	100%
Interest	-	-	-	-	-	10,083	-	10,083	(1)	100%
Total Expenditures	2,618,888	378,850	2,089,837	(529,051)	80%	486,088	30,485	459,659	(26,429)	95%
OPERATING INCOME (LOSS)	(97,700)	(159,427)	436,433	(534,133)	-	(268,388)	(6,137)	(224,388)	43,979	-
NON-OPERATING REVENUE (EXPENSE)										
Interest income	5,000	126	2,415	(2,585)	48%	25	5	99	74	398%
	5,000	126	2,415	(2,585)	48%	25	5	99	74	398%
INCOME (LOSS) BEFORE OPERATING TRANSFERS	(92,700)	(159,301)	438,848	(531,548)	-	(268,363)	(6,131)	(224,289)	44,074	-
OTHER FINANCING SOURCES (USES)										
Operating transfers in (out)	-	-	-	-	-	265,000	250,000	250,000	(15,000)	94%
NET INCOME (LOSS)	\$ (92,700)	\$ (159,301)	\$ 438,848	\$ (531,548)	-	\$ (3,363)	\$ 243,869	\$ 25,711	\$ (29,074)	-
NET ASSETS, Beginning of the year			5,719,344						357,613	
NET ASSETS, End of the year *			\$ 6,158,192						\$ 383,324	

*Preliminary due to accruals and audit adjustments

Invoice

**FELSBURG
HOLT &
ULLEVIG**
connecting and enhancing communities

Mail Payments to:
PO Box 911704
Denver, CO 80291-1704
303.721.1440 • 303.721.0832 fax

September 16, 2013
Project No: 113112-01
Invoice No: 10179

Mr. John Kottmann, PE
City Engineer
City of La Vista
8116 Park View Blvd
La Vista, NE 68128

Project 113112-01 Hell Creek Channel Improvements Phase II
CIP Project No. PWST-13-010

Professional Services for the Period: August 01, 2013 to August 31, 2013

Phase 002 Wetlands and Permitting
Professional Personnel

	Hours	Rate	Amount
Env Scientist/Planner IV Baumert, Anthony	1.00	120.00	120.00
GIS Specialist II Ornelas, Megan	9.50	90.00	855.00
Labor	10.50		975.00
Total Labor			975.00
		Phase Sub-Total	\$975.00

Phase 003 Preliminary Design
Professional Personnel

	Hours	Rate	Amount
Engineer V Lampe, David	6.50	135.00	877.50
Engineer I Joy, Stacey	2.25	80.00	180.00
Administrative Strub, Mary	.25	80.00	20.00
Labor	9.00		1,077.50
Total Labor			1,077.50
		Phase Sub-Total	\$1,077.50

Phase ODC Other Direct Costs
In-House Units

B&W Printing	1.0 B&W Print @ 0.08	.08
Plotting Materials	25.97 SF @ 0.24	6.23
Total In-House		6.31
		Phase Sub-Total
		\$6.31

Phase SUBS Subconsultants
Subconsultants

Big Muddy Workshop, Inc	1,515.50
Olsson Associates	848.00
Total Subconsultants	2,363.50
	2,363.50

Project	113112-01	Hell Creek Channel Improvements Phase II	Invoice	10179
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Phase Sub-Total

\$2,363.50

TOTAL AMOUNT DUE

\$4,422.31

Billed-To-Date Summary

	Current	Prior	Total
Labor	2,052.50	23,622.50	25,675.00
Subconsultant	2,363.50	24,207.79	26,571.29
Expense	0.00	255.69	255.69
In-House	6.31	48.25	54.56
Totals	4,422.31	48,134.23	52,556.54

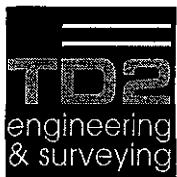
Project Manager David Lampe

O.K. to
pay

8MK
9/27/2013

05.71.0865.02

Consent Agenda 10/15/2013



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

INVOICE

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

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

CITY OF LA VISTA
JOHN KOTTMANN
8116 PARKVIEW BOULEVARD
LA VISTA, NE 68128

Invoice number 101276
Date 10/03/2013
Project 0171-408 THOMPSON CREEK PHASE 1

Professional Services from August 26, 2013 through September 22, 2013

P.O. #14-0098

Description	Current Billed
Task A-Project Start-up	9,550.25
Task B-Design Development	47,125.57
Task C-Construction Documentation	0.00
Task D-Phase 2 Grant Acquisition	2,737.50
Task E-Pre-Construction Monitoring	785.44
	Total 60,198.76

Invoice total 60,198.76

Aging Summary

Invoice Number	Invoice Date	Outstanding	Current	Over 30	Over 60	Over 90	Over 120
101276	10/03/2013	60,198.76	60,198.76				
	Total	60,198.76	60,198.76	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.

O.K. to pay

9,550.25 + 47,125.57 = \$ 56,675.82 + 05.71.0871.02

2,737.50 + 785.44 = \$ 3,522.94 + 05.71.0855.02 FY13

of MK
10/08/2013

Consent Agenda

INVOICE

UNIVERSITY OF NEBRASKA AT OMAHA
Controller
6001 Dodge Street
Eppley Administration Building Room 208
Omaha, NE 68182-0002
(402) 554-2668

BILLING TO:

City of LaVista, Nebraska
Attn. John Kottmann, City Engineer
Public Works Department
9000 Portal Road
LaVista, NE 68128

Reference: Thompson Creek Monitoring Project- Phase 2

DATE	DESCRIPTION	AMOUNT
10/03/13	Initial Billing for Phase 2 of the Thompson Creek Monitoring Project	\$ 5,721.00
Please make your check payable to the University of Nebraska at Omaha.		
		
	Michael J. Obbink Controller	
	AMOUNT DUE	\$ 5,721.00

PAYMENT PROCESSING INFORMATION

REMIT TO:
UNIVERSITY OF NEBRASKA AT OMAHA
Controller
6001 Dodge Street
Omaha, NE 68182-0002

DEPOSIT TO:
G/L Account
G/L Account
Cost Center
ACCOUNT

PLEASE KEEP A COPY OF THIS INVOICE FOR YOUR RECORDS.

O.K. to pay
of MK 10/08/2013
02.43.0505

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Tue Oct 15, 2013 10:03 AM

City of LaVista
ACCOUNTS PAYABLE CHECK REGISTER

OPER: HF

PAGE 1

BANK NO BANK NAME

CHECK NO DATE VENDOR NO VENDOR NAME CHECK AMOUNT CLEARED VOIDED MANUAL

1 Bank of Nebraska (600-873)

46253 Payroll Checks
Thru 4625546256 Gap in Checks
Thru 112452112453 10/02/2013 401 PAPILLION LA VISTA SCHL DISTR 6,690.00 **MANUAL**
112454 10/02/2013 4934 MARGRITZ, WILLIAM 110.00 **MANUAL**
112455 10/02/2013 929 BEACON BUILDING SERVICES 6,712.00 **MANUAL**112456 Gap in Checks
Thru 112457112458 10/15/2013 3883 3CMA MEMBERSHIP 390.00
112459 10/15/2013 3983 ABE'S PORTABLES INC 170.00
112460 10/15/2013 762 ACTION BATTERIES UNLTD INC 53.70
112461 10/15/2013 4931 ACUPRESSURE TREATMENT CENTER 75.00
112462 10/15/2013 188 ASPHALT & CONCRETE MATERIALS 153.79
112463 10/15/2013 3754 AUSTIN PETERS GROUP INC 2,520.00
112464 10/15/2013 2805 ANWA 885.00
112465 10/15/2013 3318 BIG RIG TRUCK ACCESSORIES INC 204.13
112466 10/15/2013 4781 BISHOP BUSINESS EQUIPMENT 907.78
112467 10/15/2013 196 BLACK HILLS ENERGY 1,786.33
112468 10/15/2013 1724 BNA 485.00
112469 10/15/2013 4382 BO-BO'S BOUNCY TOWN 350.00
112470 10/15/2013 76 BUILDERS SUPPLY CO INC 9.67
112471 10/15/2013 4058 CALENTINE, JEFFREY 1,778.52
112472 10/15/2013 2625 CARDMEMBER SERVICE-ELAN .00 **CLEARED** **VOIDED**
112473 10/15/2013 2625 CARDMEMBER SERVICE-ELAN .00 **CLEARED** **VOIDED**
112474 10/15/2013 2625 CARDMEMBER SERVICE-ELAN .00 **CLEARED** **VOIDED**
112475 10/15/2013 2625 CARDMEMBER SERVICE-ELAN .00 **CLEARED** **VOIDED**
112476 10/15/2013 2625 CARDMEMBER SERVICE-ELAN .00 **CLEARED** **VOIDED**
112477 10/15/2013 2625 CARDMEMBER SERVICE-ELAN 7,947.07
112478 10/15/2013 2078 CAVLOVIC, PAT 58.00
112479 10/15/2013 3336 CELEBRITY STAFFING-OMAHA 1,638.33
112480 10/15/2013 4923 CENTRAL STATES PETROLEUM 6,515.25
112481 10/15/2013 219 CENTURY LINK 165.14
112482 10/15/2013 83 CJ'S HOME CENTER .00 **CLEARED** **VOIDED**
112483 10/15/2013 83 CJ'S HOME CENTER .00 **CLEARED** **VOIDED**
112484 10/15/2013 83 CJ'S HOME CENTER 1,128.06
112485 10/15/2013 468 CONTROL MASTERS INCORPORATED 140.00
112486 10/15/2013 836 CORNHUSKER INTL TRUCKS INC 13.59
112487 10/15/2013 2158 COX COMMUNICATIONS 67.15
112488 10/15/2013 4073 DARE CATALOG 44.00
112489 10/15/2013 159 DXP ENTERPRISES INC 67.79
112490 10/15/2013 1042 FELD FIRE 174.00
112491 10/15/2013 142 FITZGERALD SCHORR BARMETTLER .00 **CLEARED** **VOIDED**
112492 10/15/2013 142 FITZGERALD SCHORR BARMETTLER 19,751.27
112493 10/15/2013 3132 FORT DEARBORN LIFE INS COMPANY 1,447.00

APCHCKRP Tue Oct 15, 2013 10:03 AM
02.05.13

**** City of LaVista ****
ACCOUNTS PAYABLE CHECK REGISTER

OPER: HF

PAGE 2

BANK NO	BANK NAME						
CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
112494	10/15/2013	3673	FOSTER, TERRY	58.00			
112495	10/15/2013	53	GCR TIRE CENTERS	685.54			
112496	10/15/2013	966	GENUINE PARTS COMPANY-OMAHA	.00	**CLEARED**	**VOIDED**	
112497	10/15/2013	966	GENUINE PARTS COMPANY-OMAHA	.00	**CLEARED**	**VOIDED**	
112498	10/15/2013	966	GENUINE PARTS COMPANY-OMAHA	1,094.55			
112499	10/15/2013	35	GOLDMAN, JOHN G	51.00			
112500	10/15/2013	4767	GOLEY, CHRIS	100.00			
112501	10/15/2013	2877	GRAPHIC SCREEN PRINTING	32.00			
112502	10/15/2013	71	GREENKEEPER COMPANY INC	158.00			
112503	10/15/2013	1044	H & H CHEVROLET LLC	148.32			
112504	10/15/2013	426	HANEY SHOE STORE	120.00			
112505	10/15/2013	387	HARM'S CONCRETE INC	2,352.00			
112506	10/15/2013	1744	HEARTLAND AWARDS	8.00			
112507	10/15/2013	4178	HERITAGE CRYSTAL CLEAN LLC	524.48			
112508	10/15/2013	2888	HOME DEPOT CREDIT SERVICES	314.83			
112509	10/15/2013	526	HOST COFFEE SERVICE INC	47.80			
112510	10/15/2013	835	IVERSON, DENNIS	120.00			
112511	10/15/2013	1896	J Q OFFICE EQUIPMENT INC	49.71			
112512	10/15/2013	1054	KLINKER, MARK A	200.00			
112513	10/15/2013	2394	KRIHA FLUID POWER CO INC	622.22			
112514	10/15/2013	2057	LA VISTA COMMUNITY FOUNDATION	50.00			
112515	10/15/2013	4425	LANDPORT SYSTEMS INC	125.00			
112516	10/15/2013	1241	LEAGUE ASSN OF RISK MGMT	1,508.95			
112517	10/15/2013	3198	LEAGUE OF NEBR MUNICIPALITIES	320.00			
112518	10/15/2013	1288	LIFE ASSIST	62.55			
112519	10/15/2013	4254	LINCOLN NATIONAL LIFE INS CO	.00	**CLEARED**	**VOIDED**	
112520	10/15/2013	4254	LINCOLN NATIONAL LIFE INS CO	9,841.59			
112521	10/15/2013	1573	LOGAN CONTRACTORS SUPPLY	486.71			
112522	10/15/2013	4560	LOWE'S CREDIT SERVICES	168.94			
112523	10/15/2013	2124	LUKASIEWICZ, BRIAN	212.00			
112524	10/15/2013	877	MATHESON TRI-GAS INC	90.50			
112525	10/15/2013	588	MENARDS-BELLEVUE	247.62			
112526	10/15/2013	153	METRO AREA TRANSIT	566.00			
112527	10/15/2013	553	METROPOLITAN UTILITIES DIST.	228.12			
112528	10/15/2013	2497	MID AMERICA PAY PHONES	50.00			
112529	10/15/2013	3475	MIDLANDS BUSINESS JOURNAL	70.00			
112530	10/15/2013	3475	MIDLANDS BUSINESS JOURNAL	70.00			
112531	10/15/2013	1526	MIDLANDS LIGHTING & ELECTRIC	137.27			
112532	10/15/2013	2818	MULHALL'S	.00	**CLEARED**	**VOIDED**	
112533	10/15/2013	2818	MULHALL'S	8,997.00			
112534	10/15/2013	342	MUNICIPAL PIPE TOOL CO LLC	252.38			
112535	10/15/2013	370	NEBRASKA LAW ENFORCEMENT	80.00			
112536	10/15/2013	593	NEFF TOWING INC	235.00			
112537	10/15/2013	1024	NORM'S DOOR SERVICE	89.00			
112538	10/15/2013	179	NUTS AND BOLTS INCORPORATED	5.59			
112539	10/15/2013	1831	O'REILLY AUTOMOTIVE STORES INC	276.22			
112540	10/15/2013	1014	OFFICE DEPOT INC	484.58			
112541	10/15/2013	195	OMAHA PUBLIC POWER DISTRICT	849.09			
112542	10/15/2013	195	OMAHA PUBLIC POWER DISTRICT	913.33			
112543	10/15/2013	195	OMAHA PUBLIC POWER DISTRICT	243.12			
112544	10/15/2013	195	OMAHA PUBLIC POWER DISTRICT	.00	**CLEARED**	**VOIDED**	
112545	10/15/2013	195	OMAHA PUBLIC POWER DISTRICT	.00	**CLEARED**	**VOIDED**	
112546	10/15/2013	195	OMAHA PUBLIC POWER DISTRICT	57,179.61			

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02.05.13

Tue Oct 15, 2013 10:03 AM

City of LaVista
ACCOUNTS PAYABLE CHECK REGISTER

OPER: RF

PAGE 3

BANK NO BANK NAME

CHECK NO

DATE

VENDOR NO

VENDOR NAME

CHECK AMOUNT

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MANUAL

112547	10/15/2013	319 OMAHA WINNELSON	82.10
112548	10/15/2013	4815 ONE CALL CONCEPTS INC	322.95
112549	10/15/2013	3039 PAPILLION SANITATION	946.31
112550	10/15/2013	2686 PARAMOUNT LINEN & UNIFORM	163.73
112551	10/15/2013	3058 PERFORMANCE CHRYSLER JEEP	1,288.02
112552	10/15/2013	1821 PETTY CASH-PAM BUETHE	89.62
112553	10/15/2013	4808 PFEIFER, VICKI	100.00
112554	10/15/2013	1784 PLAINS EQUIPMENT GROUP	227.27
112555	10/15/2013	2552 PLUTA, DON	70.00
112556	10/15/2013	3446 PRO-PAPILLION RECREATION ORG	360.00
112557	10/15/2013	58 RAINBOW GLASS & SUPPLY	142.68
112558	10/15/2013	191 READY MIXED CONCRETE COMPANY	5,307.27
112559	10/15/2013	4933 REDBOX AUTOMATED RETAIL LLC	75.00
112560	10/15/2013	393 REDFIELD & COMPANY	811.77
112561	10/15/2013	2930 REPUBLIC NATIONAL DISTR CO LLC	69.94
112562	10/15/2013	292 SAM'S CLUB	321.92
112563	10/15/2013	1335 SARPY COUNTY CHAMBER OF	150.00
112564	10/15/2013	2240 SARPY COUNTY COURTHOUSE	3,629.03
112565	10/15/2013	609 SARPY COUNTY TREASURER	12,815.00
112566	10/15/2013	150 SARPY COUNTY TREASURER	10,635.15
112567	10/15/2013	150 SARPY COUNTY TREASURER	29,097.00
112568	10/15/2013	3457 SCARPA, DAN	58.00
112569	10/15/2013	4030 SCHLEGEL, JEREMY	58.00
112570	10/15/2013	4040 SHERRY, PAUL	58.00
112571	10/15/2013	4641 SHRED-SAFE LLC 2011-2012	60.00
112572	10/15/2013	3707 SMITH, MELANIE	100.00
112573	10/15/2013	533 SOUCIE, JOSEPH H JR	51.00
112574	10/15/2013	505 STANDARD HEATING AND AIR COND	412.71
112575	10/15/2013	4276 SUPERIOR VISION SVCS INC	391.52
112576	10/15/2013	264 TED'S MOWER SALES & SERVICE	198.82
112577	10/15/2013	2485 THORNBURG, JEFF	212.00
112578	10/15/2013	4935 UHE, ROBERT	58.00
112579	10/15/2013	4856 UNITED DISTRIBUTORS INC	71.20
112580	10/15/2013	4480 VAL VERDE ANIMAL HOSPITAL INC	99.96
112581	10/15/2013	4932 VECTOR SECURITY	25.00
112582	10/15/2013	809 VERIZON WIRELESS	443.78
112583	10/15/2013	766 VIEREGGER ELECTRIC COMPANY	261.25
112584	10/15/2013	78 WASTE MANAGEMENT NEBRASKA	419.39
112585	10/15/2013	1475 WOODHAVEN COUNSELING ASSOCS	680.00
112586	10/15/2013	2541 ZOLL MEDICAL CORPORATION	3,200.00

504001
Payroll Checks

Thru 519801

BANK TOTAL	226,527.58
OUTSTANDING	226,527.58
CLEARED	.00
VOIDED	.00

FUND	TOTAL	OUTSTANDING	CLEARED	VOIDED
01 GENERAL FUND	187,037.10	187,037.10	.00	.00
02 SEWER FUND	28,888.37	28,888.37	.00	.00

APCHCKRP
02.05.13

Tue Oct 15, 2013 10:03 AM

City of LaVista
ACCOUNTS PAYABLE CHECK REGISTER

OPER: HF

PAGE 4

BANK NO BANK NAME

CHECK NO DATE VENDOR NO VENDOR NAME

CHECK AMOUNT CLEARED VOIDED MANUAL

05	CONSTRUCTION	5,159.27	5,159.27	.00	.00
08	LOTTERY FUND	350.00	350.00	.00	.00
09	GOLF COURSE FUND	4,131.01	4,131.01	.00	.00
15	OFF-STREET PARKING	961.83	961.83	.00	.00

REPORT TOTAL	226,527.58
OUTSTANDING	226,527.58
CLEARED	.00
VOIDED	.00

+ Gross Payroll 10/11/13 240,016.20

GRAND TOTAL **\$466,543.78**

APPROVED BY COUNCIL MEMBERS 10/15/13

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
OCTOBER 15, 2013 AGENDA

Subject:	Type:	Submitted By:
CONDITIONAL USE PERMIT - INDOOR RECREATIONAL FACILITY LOT 4, I-80 INDUSTRIAL PARK	◆RESOLUTION ORDINANCE RECEIVE/FILE	ANN BIRCH COMMUNITY DEVELOPMENT DIRECTOR

SYNOPSIS

A public hearing has been scheduled for Council to consider an application to allow a Conditional Use Permit for an Indoor Recreational Facility use, Millard Athletic Association Next Level Training Facility, Lot 4, I-80 Industrial Park, located at 8840 S 137th Circle.

FISCAL IMPACT

N/A.

RECOMMENDATION

Approval.

BACKGROUND

A public hearing has been scheduled to consider an application submitted by Millard Athletic Association, on behalf of the property owner, 8840 S. 137th Circle LLC, to approve a Conditional Use Permit to allow for commencement of the use of Indoor Recreational Facility within an existing building on Lot 4 I-80 Industrial Park, located at 8840 S 137th Circle. The property is zoned I-1 Light Industrial. The proposed use would occupy approximately 40,000sqft of a 52,000sqft building.

A detailed staff report is attached.

The Planning Commission held a public hearing on September 13, 2013 and unanimously recommended approval of the conditional use permit amendment to City Council.

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 MILLARD ATHLETIC ASSOCIATION TO ALLOW FOR AN INDOOR RECREATIONAL FACILITY IN A 40,000 SQUARE FOOT BAY OF A BUILDING ON LOT 4, I-80 INDUSTRIAL PARK.

WHEREAS, Millard Athletic Association, on behalf of property owner 8840 S 137th Circle LLC, has applied for a conditional use permit for to allow for an indoor recreation facility within a 40,000 square foot bay of a building on Lot 4, I-80 Industrial Park located at 8840 S 137th Circle; and

WHEREAS, the La Vista Planning Commission has reviewed the application and recommends approval; and

WHEREAS, the Mayor and City Council of the City of La Vista are agreeable to the issuance of a 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, for Millard Athletic Association to allow for a conditional use permit for to allow for an indoor recreation facility within a 40,000 square foot bay of a building on Lot 4, I-80 Industrial Park.

PASSED AND APPROVED THIS 15TH DAY OF OCTOBER, 2013.

CITY OF LA VISTA

ATTEST:

Douglas Kindig, Mayor

Pamela A. Buethe, CMC
City Clerk

**CITY OF LA VISTA
PLANNING DIVISION**

RECOMMENDATION REPORT

CASE NUMBER: 2013-CUP-02

FOR HEARING OF: October 15, 2013

Report Prepared on October 3, 2013

I. GENERAL INFORMATION

- A. **APPLICANT:** Millard Athletic Association, Mitch Campbell
- B. **PROPERTY OWNER:** 8840 S 137th Circle, LLC, Charlotte Madden.
- C. **LOCATION:** 8840 S 137th Circle
- D. **LEGAL DESCRIPTION:** I-80 Industrial Park, Lot 4
- E. **REQUESTED ACTION(S):** Use of building for an indoor recreational facility as conditionally permitted I-1 Light Industrial district in the City of La Vista Zoning Ordinance.
- F. **EXISTING ZONING AND LAND USE:**
I-1 Light Industrial; the property contains one existing building which houses two bays for miscellaneous industrial use.
- G. **PROPOSED USES:** The Conditional Use Permit would allow for indoor recreation, specifically baseball, football, and softball practice in an approximately 40,000 sq ft bay within a 50,605 sq ft building.
- H. **SIZE OF SITE:** 3.25 acres

II. BACKGROUND INFORMATION

- A. **EXISTING CONDITION OF SITE:** The property contains one building which have tenant bays for industrial flex space. Omaha Fastener, a nuts and bolts provider, operates in a separate portion of the same building.
- B. **GENERAL NEIGHBORHOOD/AREA LAND USES AND ZONING:**
 1. **North:** Interstate Industrial Park; I-2 Heavy Industrial
 2. **East:** I-80 Industrial Park 2; I-1 Light Industrial
 3. **South:** I-80 Industrial Park 2; I-1 Light Industrial
 4. **West:** The Meadows; R-1 Single-Family Residential
- C. **RELEVANT CASE HISTORY:** N/A

III. ANALYSIS

- A. COMPREHENSIVE PLAN:** The Future Land Use Map of the Comprehensive Plan designates this property for industrial uses.
- B. OTHER PLANS:** Interior design plans to be submitted at a later date.
- C. TRAFFIC AND ACCESS:**
 - 1. Access would be from an existing drive providing egress / ingress to S 137th Circle. Two access points currently exist on the property.
- D. UTILITIES:** All utilities are available to the site.
- E. PARKING REQUIREMENTS:**
 - 1. Parking requirements would follow the minimum needed for a recreational facility. Sixty seven exist on-site now, four of which must be dedicated to the cotenant, leaving sixty three reserved for the proposed use.
- F. LANDSCAPING:** N/A

IV. REVIEW COMMENTS:

- 1. City Engineer John Kottmann has confirmed that the peak parking demand for the facility should be calculated at 45 stalls. The application delineates 63 stalls, meeting this peak demand.
- 2. A traffic impact analysis from August 28, 2013 found the increase in traffic from the proposed use will not warrant a traffic signal. The city engineer concurs with the analysis.

V. STAFF RECOMMENDATION:

Approval of the Conditional Use Permit for Lot 4, I-80 Industrial Park.

VI. PLANNING COMMISSION RECOMMENDATION:

On September 13, 2013 the Planning Commission moved to recommend approval, through a 6-0 vote, of the Conditional Use Permit for I-80 Industrial Park, Lot 4.

VII. ATTACHMENTS TO REPORT:

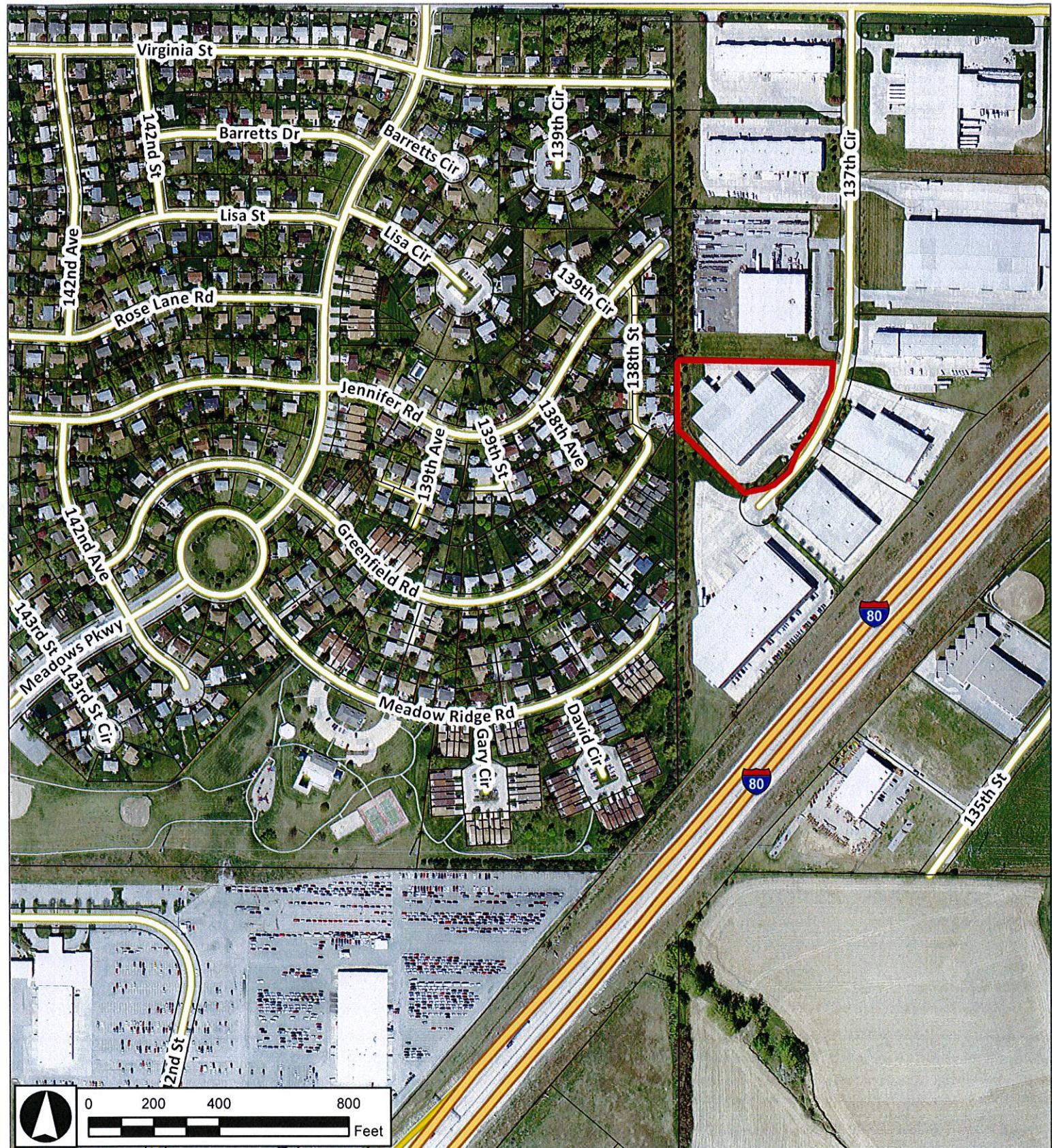
- 1. Vicinity Map
- 2. Draft CUP
- 3. Applicant's written proposal
- 4. City Engineer's Report
- 5. Traffic Impact Analysis Update

VIII. COPIES OF REPORT TO:

1. Mitch Campbell, Applicant
2. Charlotte Madden, Owner
3. Nicholas Dafney, Primary Contact
4. Lee Davies, Lee Davies Architecture
5. Public Upon Request

Prepared by:

 10-4-13
Community Development Director Date



Millard Athletic Association

Conditional Use Permit Application

September 12, 2013
CSB



City of La Vista Conditional Use Permit

Conditional Use Permit for Indoor Recreational Facility (Training Facility)

This Conditional Use Permit issued this _____ day of _____, 2013, by the City of La Vista, a municipal corporation in the County of Sarpy County, Nebraska ("City") to, Millard Athletic Association ("Owner"), pursuant to the La Vista Zoning Ordinance.

WHEREAS, Owner wishes to construct and operate an indoor recreational facility upon the following described tract of land within the City of La Vista zoning jurisdiction:

Lot 4, I-80 Industrial Park located in the NE ¼ Section 24, Township 14 North, Range 11 East of the 6th P.M. Sarpy County, Nebraska, located at 8840 South 137th Circle (40,000 sq. ft. of the building).

WHEREAS, Owner has applied for a conditional use permit for the purpose of locating and operating a indoor 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 "A" hereto for an indoor 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. The rights granted by this permit are transferable and any variation or breach of any terms hereof shall cause permit to expire and terminate without the prior written consent of the City (amendment to permit) or unless exempted herein.
2. In respect to the Permitted Use:
 - a. 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 and attached to the permit as "Exhibit A".
 - b. Hours of operation for said indoor recreational facility will generally be Monday through Friday from 6 p.m. – 10 p.m.; and Saturday and Sunday from 8 a.m. – 10 p.m.
 - c. There will be approximately 2 staff members on site for the Permitted Use. During peak use, approximately 90 athletes, coaches, and instructors will utilize the facility.
 - d. There shall be no storage, placement or display of goods, supplies or any other material, substance, container or receptacle outside of the indoor rec. facility, except trash receptacles and those approved in writing by the City.
 - e. All trash receptacles, benches and planters shall be placed on property and securely fastened to building or concrete. Trash dumpsters shall be placed with a trash enclosure of six feet in height.
 - f. There shall not be any games, tournaments, or other events that draw a larger spectator crowd than typical training activities.

- g. There shall not be any on-street parking permitted on South 137th Circle.
- h. 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 other existing or future tenants.
- i. Landscaping requirements from Section 7.17 of the City of La Vista Zoning Ordinance shall be satisfied and maintained by the property owner.
- 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 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 against, and holds the City 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, his 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 applicant'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. The conditional use permit may be revoked upon a finding by the City that there is a violation of the terms of approval.
- b. The use authorized by the conditional use permit must be initiated within one (1) year of approval and shall become void two (2) years after the date of approval unless the applicant has fully complied with the terms 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.

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. Owner's abandonment of the permitted use. Non-use thereof for a period of twelve (12) months shall constitute a presumption of abandonment.
- b. Cancellation, revocation, denial or failure to maintain any federal, state or local permit required for the Use.
- c. Owner's breach of any other terms hereof and his failure to correct such breach within ten (10) days of City's giving notice thereof.

5. 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.

6. 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:	Mitch Campbell Millard Athletic Association 13308 Millard Avenue Omaha, NE 68137 (402) 894-1331	Charlotte Madden 8840 South 137 th Circle, LLC 14803 Frontier Road Omaha, NE 68138 (402) 502-8020
----------------------------------	---	--

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: _____

MILLARD ATHLETIC ASSOCIATION
CONDITIONAL USE PERMIT

TD2
engineering
& surveying

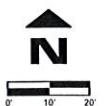
thompson, dreessen & dorner, inc.
0836 Old Mill Rd
Omaha, NE 68154
o. 402.330.8860 f. 402.330.5866
d2co.com

Survey Type

CONDITIONAL USE PERMIT SITE PLAN

Client Name
**ABRAHAMS KASLOW
& CASSMAN**

LOT 4, I-80
INDUSTRIAL PARK, A
SUBDIVISION IN
SARPY COUNTY,
NEBRASKA



Revision Dates

Job No.: 1199-106-1(AB)
Drawn By: RJR
Reviewed By: JDW
Date: AUGUST 28, 2013
Grid Book: 113
Pages: 20

Short-Term

Sheet Number

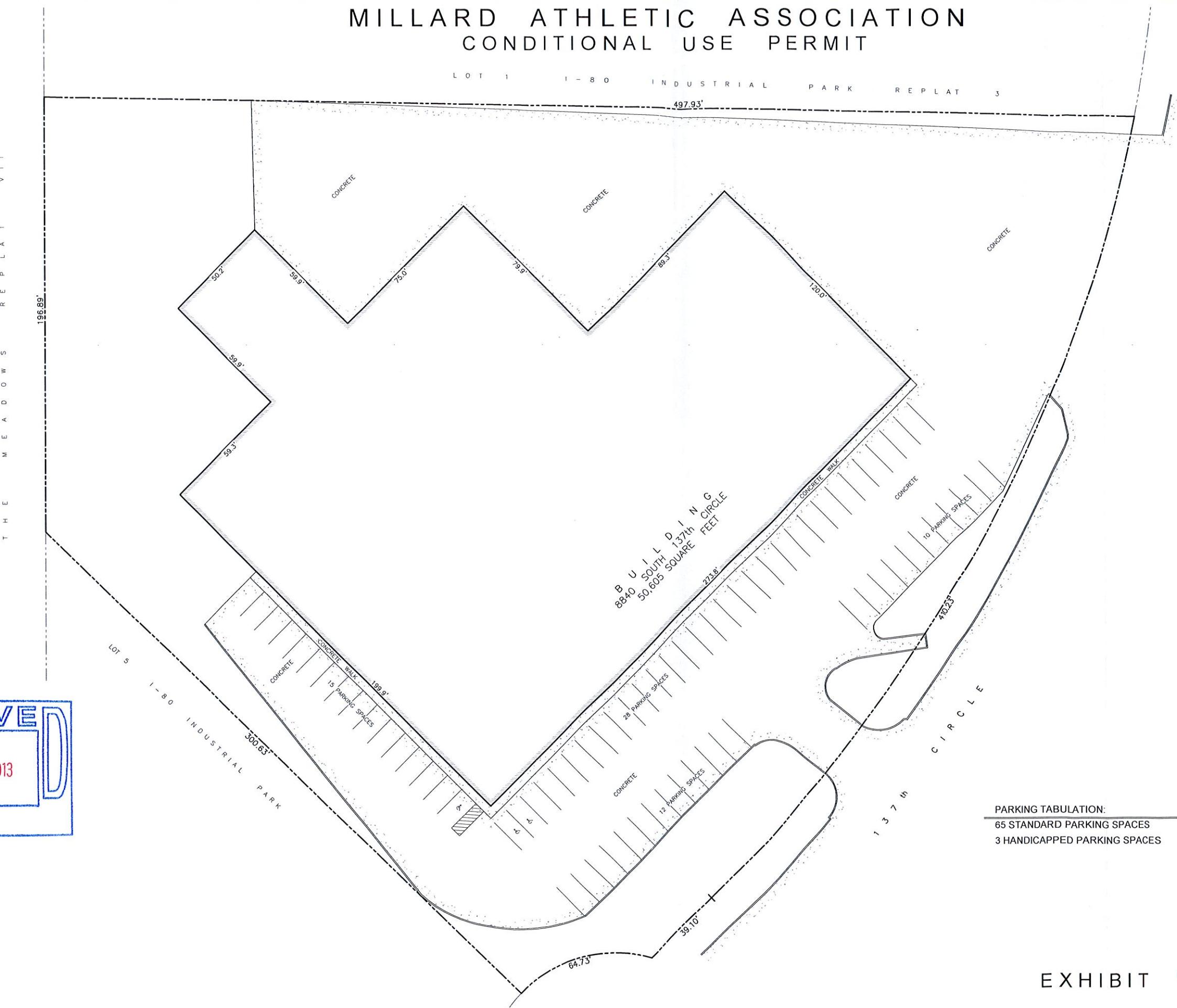
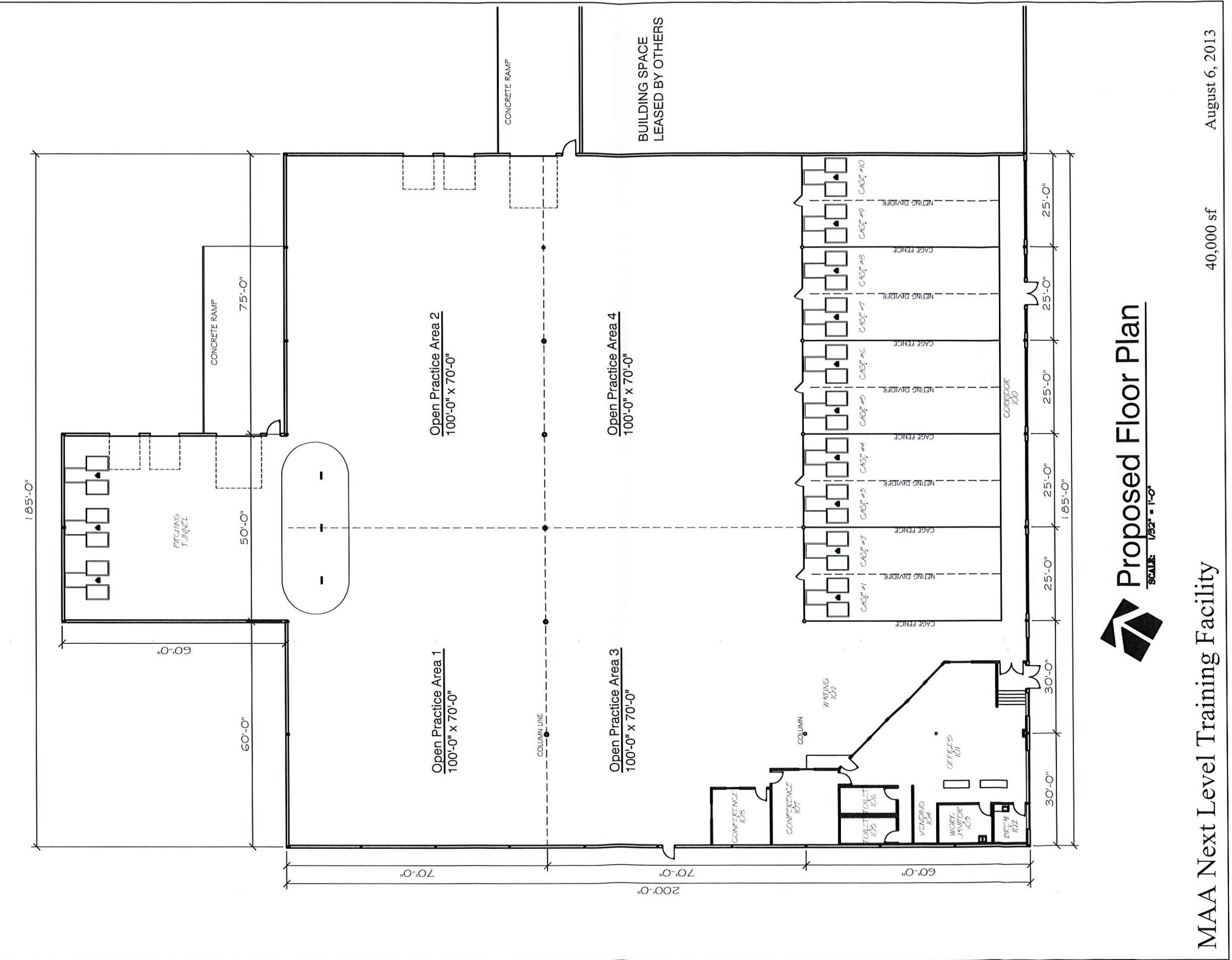


EXHIBIT "A"





Millard Athletic Association (MAA) is a Nebraska non-profit youth organization founded and incorporated on February 15, 1940.

At the time of filing the Articles of Incorporation, the General Nature of Business for MAA included:

...To lease, own, control and manage grounds for giving public exhibitions of baseball and other field games and entertainments of all kinds, manage and control a baseball club and other clubs for playing field games, and giving entertainments, and to such other business as it may engage in under the laws of the State of Nebraska.

Today, Millard Athletic Association provides baseball, softball, football and cheerleading for the area's youth between the ages 4 – 18 and offers multiple levels of play from recreational up to national level competitive teams serving over 5,000 participants annually.

Our programs are designed for young children and teens to involve themselves in recreational sport activities in order to promote sportsmanship, fair play, and to educate participants on the importance of involving themselves in positive and healthy physical activity.

The mission of Millard Athletic Association is:

... To provide the highest quality youth sports programs that serve players of all abilities in the metro area. Athletic competition helps young people grow in confidence, loyalty, teamwork, sportsmanship and skill. MAA is a not for profit, volunteer organization committed to promoting an appreciation for the programs offered, through quality coaching, ethical conduct and parental involvement.

For over 70 years thanks to our volunteers, members and staff, MAA continues to be "The Place To Play".



On July 7, 2013, MAA announced to its membership the MAA Next Level training program that was designed to provide training, instruction and knowledge enabling MAA members to take their game to the Next Level by developing both the mental and physical side of the game.

On August 2, 2013, MAA entered into a lease agreement for partial use (approximately 80%) of the building located at 8840 South 137th Circle, which would be used as the Next Level Training Facility. Upon receipt of MAA's Conditional Use Permit from the City of La Vista, the facility would become the new primary home for MAA's Next Level training and indoor practices for its baseball, football and softball teams.

The planned Next Level Training Facility will be approximately 40,000 square feet which will include 4 open area practice fields, 10 batting lanes and 3 pitching tunnels.

MAA will provide scheduled block times for teams to utilize practice areas and will also provide class based instruction for players, coaches and parents to further develop their skills and understanding of all related aspects of their sport.

The anticipated primary hours of operation will be 6:00pm – 10:00pm, Monday – Friday and 8:00am – 10:00pm Saturday and Sunday. MAA does anticipate some extended day hours during certain times of the year or on a limited or short term basis for special classes or offerings.

MAA anticipates limited staff on-site for the management of the facility. During operational hours, MAA will have 1-2 staff members on-site.

During peak use, MAA anticipates its participation numbers at the facility to be 75–90 athletes, coaches and instructors.

With MAA's history of running athletic leagues for over 70 years, MAA is versed at scheduling and will continue to use staggered start/end times to ensure proper flow in and out of the facility for the benefit of MAA's members and neighbors.

MAA's cenant in the building, Omaha Fastener operates from 7:30am – 4:30pm, Monday – Friday, so MAA anticipates having minimal, if any, cross traffic. Omaha Fastener, a nuts and bolts provider, employees 6 individuals and has periodic walk in customers with some incoming and outgoing deliveries during their business hours.

The most recent traffic study, done at 132nd and Giles, showed a total traffic count of 8,600, which was traced as: North 4,400, South 6,400, East 0 and West 6,400.



September 6, 2013

Mr. Christopher Solberg
City Planner
City of La Vista
8116 Park View Blvd.
La Vista, NE 68128

RE: Conditional Use Permit Application-Second Review
Millard Athletic Training-Lot 4, I-80 Industrial Park
8840 South 137th Circle
Proposed Indoor Recreation in I-1 Zoning

Chris:

I have reviewed the additional materials provided in the August 29, 2013 letter from Abrahams, Kaslow & Cassman, LLP which were provided to address comments regarding their initial submittal. My comments on the additional materials are:

1. I concur with their parking demand calculations and the site plan provided illustrates sufficient parking.
2. The full size site plan provided is satisfactory.
3. The Technical Memorandum dated August 28, 2013 and prepared by E&A Consulting Group, Inc. is satisfactory. This analysis shows that the additional traffic estimated to be generated by the proposed indoor recreation use may change the Level of Service on the northbound approach (137th Circle) from "C" to "D" during the PM peak hour. Level of Service "D" is not unusual for the peak hours in urban areas. The analysis is pretty conservative in assuming a large percentage of the traffic will overlap the normal PM peak hour. In regards to the examination of traffic signal warrants at the 137th Circle and Giles Road intersection, the Peak Hour Warrant is not met with the proposed additional traffic from this use. However, since the traffic volumes with this proposed use are getting close to meeting the Peak Hour Warrant, this request should be the last conversion of an industrial building on this cul de sac to a higher traffic generating use under a Conditional Use Permit as long as all the approved indoor recreation facilities remain in operation.

I recommend approval of the Conditional Use Permit subject to an inclusion of a stipulation in the permit that there shall be no parking on 137th Circle or any adjoining

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

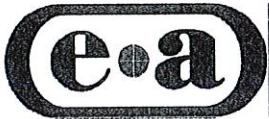
Public Works
9900 Cornhusker Rd.
p: 402-331-8927
f: 402-331-1051

Recreation
8116 Park View Blvd.

properties for the activities allowed in this permit. Please feel free to contact me if you have questions about my comments.

John M. Kottmann
John M. Kottmann
City Engineer

Cc file



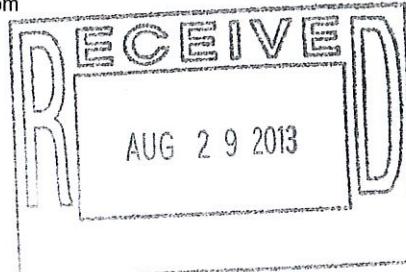
E&A CONSULTING GROUP, INC.
ENGINEERING • PLANNING • FIELD SERVICES

Technical Memorandum

330 NORTH 117TH STREET
OMAHA, NE 68154-2509

www.eacg.com

PHONE: 402.895.4700
FAX: 402.895.3599



Date: August 28, 2013

To: City of La Vista

From: Jeff Elliott, P.E.

RE: Millard Athletic Association Sports Facility – Traffic Impact Analysis

E&A Consulting Group has completed the Traffic Impact Analysis (TIA) for the Millard Athletic Association Sports Facility expansion. The TIA evaluates the impacts of the facility expansion on the roadway network, particularly at the facility access intersection at W. Giles Road and 137th Circle. The facility is located at 8840 South 137th Circle in La Vista, Nebraska. The purpose of this memorandum is to summarize the findings of the capacity and level of service analysis and the traffic signal warrants analysis performed for the existing access intersection.

Background

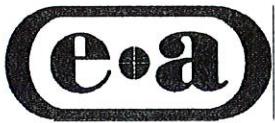
E&A Consulting Group prepared a Traffic Impact Study for the Nebraska Impact Volleyball Club in December, 2009. The analysis was prepared for a facility with four volleyball courts, which would function as a practice facility for volleyball teams during the weekday evening hours and would hold tournaments during the weekends, mostly on Sundays.

The results of the analysis showed the weekday PM peak Level of Service (LOS) at the intersection of W. Giles Road and 137th Circle was adequate and only minor impacts on operation delay would be experienced. The critical northbound approach would operate at LOS C. Signal warrant analysis was also performed for the same intersection. The analysis indicated that the intersection did not warrant signalization with the traffic generated by the volleyball facility.

Existing Conditions

The W. Giles Road and 137th Circle intersection provides the only access to the facility. This intersection is currently unsignalized with stop control on the 137th Circle (northbound) approach. Within the study area, W. Giles Road is a two-lane minor arterial that runs east-west. The speed limit along W. Giles Road is 45 mph. The northbound approach provides a shared left /right-turn lane; the westbound approach provides a shared through /left-lane; and the eastbound approach provides a shared through /right lane.

In order to estimate current traffic volumes, the 2009 existing traffic counts utilized on the original traffic impact study, prepared in December 2009, were grown using a growth factor of 1.5% per year. This growth factor comes from the latest Traffic Growth in the Omaha Metro Area report from



Technical Memorandum

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330 NORTH 117TH STREET
OMAHA, NE 68154-2509

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PHONE: 402.895.4700
FAX: 402.895.3599

the Metropolitan Area Planning Agency (MAPA). The calculated 2013 traffic volumes are presented in the attached figure.

Proposed Conditions

The proposed facility will be approximately 40,000 square feet. It will include four open area practice fields, ten batting lanes and three pitching tunnels. Usually the ITE Trip Generation Handbook is the industry standard for estimating traffic generation characteristics for various development types. However, there is no specific data in the latest handbook for a facility like the one proposed at the Millard Athletic Association Sports Facility expansion. With the purpose of estimate the amount of traffic to be generated by the proposed facility, detailed club information was used, including schedules, hours of operations, staff, and participant numbers.

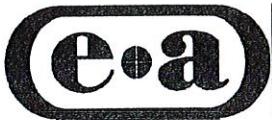
It was determined that during the peak use of the facility there would be approximately 90 individuals that would be using the courts. This number includes players, coaches, and staff. To be conservative in the analysis, it was assumed that each one of these individuals would generate a trip entering the complex during the peak hour (90 trips entering). Assuming that 20% of the total individuals would remain in the facility (coaches, staff, and some parents who will wait at the facility) and 80% would leave after dropping the athletes off, it was anticipated that approximately 72 trips would be exiting the facility during the peak hour.

For the analysis of the P.M. peak hour, a total of 162 trips are estimated to be generated by the proposed athletic facility.

The trips generated by the proposed athletic club were distributed based upon projected traffic patterns and engineering judgment. The attached figure displays the overall trip distribution for the study area and the assignment of the trips generated by the proposed facility expansion during the P.M. peak period. Finally, the projected 2013 traffic volumes are combined with the traffic generated by the athletic facility to produce the expected total traffic volumes. Total traffic for the P.M. peak hour is also presented in the attached figure.

Capacity and Level of Service Analysis

Capacity analysis methodology is based on the concepts and procedures of the 2010 Highway Capacity Manual (HCM). The primary result of capacity analysis is the assignment of Level of Service (LOS) to traffic facilities. The concept of LOS is defined as a qualitative measure describing the operational conditions within the traffic stream and their perception by motorists and/or passengers. Six levels of service are defined for unsignalized intersections. They are given letter designations from A to F, with LOS A representing the best operating conditions and LOS F the worst.



Technical Memorandum

E&A CONSULTING GROUP, INC.
ENGINEERING • PLANNING • FIELD SERVICES

330 NORTH 117TH STREET
OMAHA, NE 68154-2509

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FAX: 402.895.3599

Levels of service for all movements at the intersection were determined using Synchro 8, a traffic analysis package that implements the methods of the 2010 HCM.

Based on the analysis, under current conditions, without the facility, the intersection would operate at LOS C on the critical northbound approach with a delay of 19.7 seconds during the PM peak period. The westbound approach would operate at LOS A with a delay of 8 seconds. The eastbound approach would operate at LOS A with 0 seconds of delay.

This intersection with the proposed expansion would operate at acceptable LOS D on the critical northbound approach with a delay of 34.9 seconds. The westbound approach would operate at LOS A with a delay of 8.3 seconds. The eastbound approach would operate at LOS A with 0 seconds of delay during the PM peak period.

Synchro 8 summary LOS output reports of the analysis are attached to this memorandum.

Signal Warrant Analysis

Signal warrants were examined at the unsignalized intersection of W. Giles Road and 137th Circle based on the latest Manual on Uniform Traffic Control Devices (MUTCD). Typically, traffic signalization is warranted based on a complete review of traffic volume information including pedestrians, crash experience, and traffic progression. The preliminary need for signalization was evaluated based on the peak hour volume warrant (Warrant 3). The peak hour signal warrant is intended for use at a location where traffic conditions are such that for a minimum of one (1) hour of an average day, the minor-street traffic suffers undue delay when entering or crossing the major street.

The intersection of W. Giles Road and 137th Circle does not meet the MUTCD peak hour warrant. PM Peak volume: 849 vph on the major street v/s 242 vph on the minor approach. The signal warrant analysis figure is also attached.

Queue Length Analysis

A queue review was conducted for the total traffic scenario. Synchro software was used to determine the expected vehicle queue lengths. The purpose for this analysis is to determine if new generated trips create situations where left turning vehicle queue up and block through traffic.

Based on the analysis, the anticipated queue length on 137th Circle would be 125 feet during the PM peak hour. It is equivalent to approximately five vehicles. On the westbound approach the expected queue would be 8 feet (less than one vehicle). There would not be significant queues at this intersection with the proposed facility expansion.



Technical Memorandum

E&A CONSULTING GROUP, INC.
ENGINEERING • PLANNING • FIELD SERVICES

330 NORTH 117TH STREET
OMAHA, NE 68154-2509

www.eacg.com

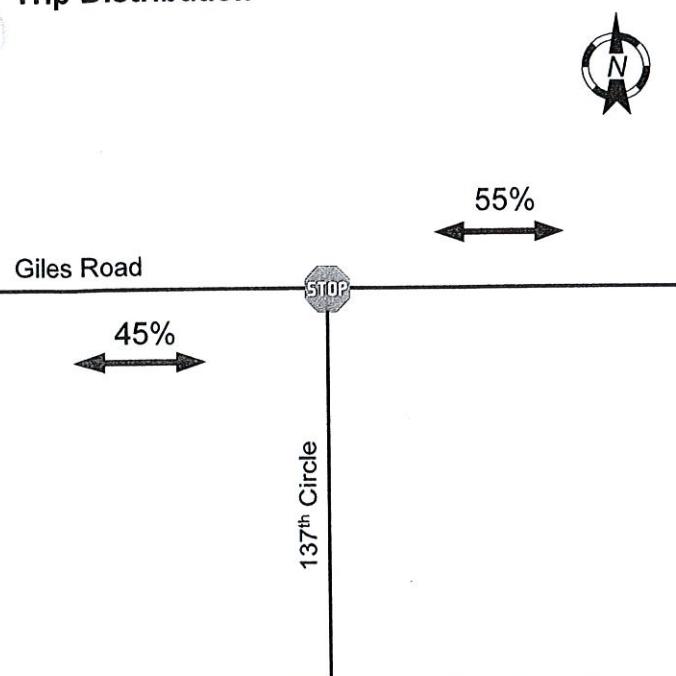
PHONE: 402.895.4700
FAX: 402.895.3599

Conclusions

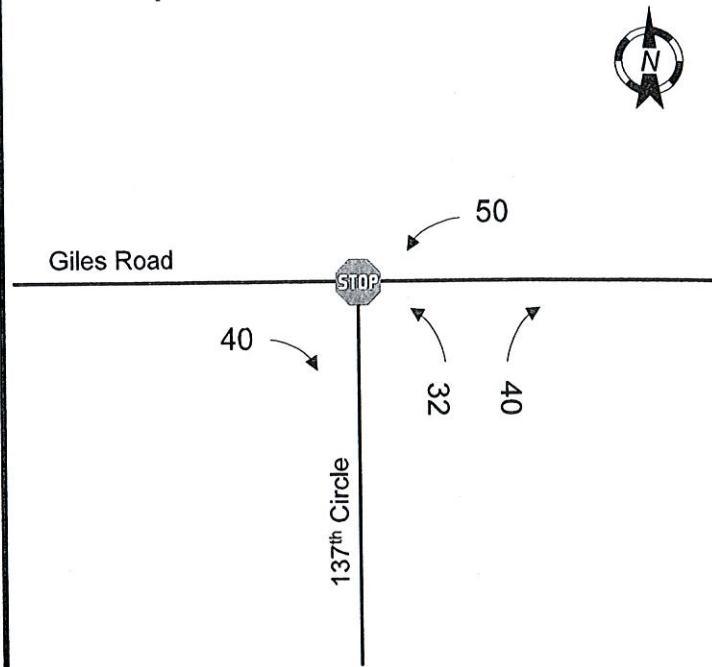
Based on the results of the traffic impact analysis, E&A Consulting Group offers the following conclusions:

- The Millard Athletic Association Sports Facility is located at 8840 South 137th Circle in La Vista, Nebraska.
- The proposed facility will consist of 40,000 square feet. It will include four open area practice fields, ten batting lanes and three pitching tunnels.
- The access to the facility is via W. Giles Road and 137th Circle intersection.
- The proposed facility will generate approximately 162 new trips during the weekday PM peak hour.
- With the new trips, the intersection of W. Giles Road and 137th Circle would operate acceptably at LOS D. It will satisfy the LOS Criteria of D or better during the PM peak period.
- The existing infrastructure, lane configurations, and traffic control at the intersection of W. Giles Road and 137th Circle will provide for adequate traffic operations during the PM peak period at this intersection upon the expansion of the Millard Athletic Association Sports Facility.
- It is E&A Consulting Group opinion that the proposed athletic facility will not adversely affect the safety and welfare of the community from a traffic engineering perspective.

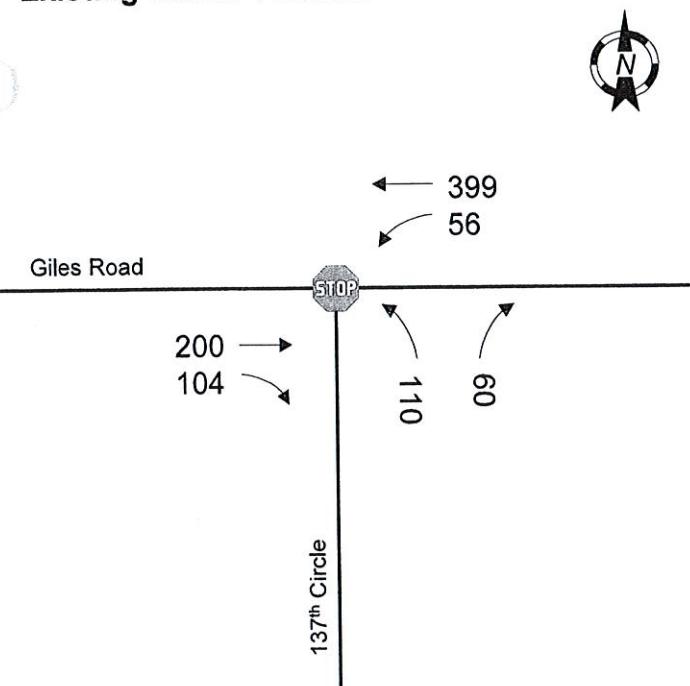
Trip Distribution



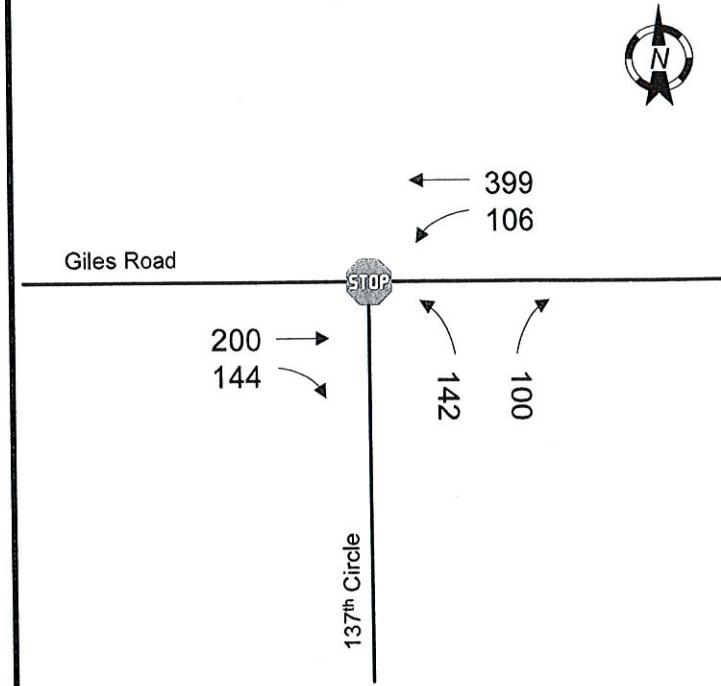
Site Trips



Existing Traffic Volumes



Total Traffic Volumes



Legend:

	Unsignalized Intersection
X	PM Peak Trips

Intersection

Intersection Delay, s/veh 4.1

Movement	EBT	EBR	WBL	WBT	NBL	NBR
Vol, veh/h	200	104	56	399	110	60
Conflicting Peds, #/hr	0	0	0	0	0	0
Sign Control	Free	Free	Free	Free	Stop	Stop
RT Channelized	-	None	-	None	-	None
Storage Length	-	-	-	-	0	-
Veh in Median Storage, #	0	-	-	0	0	-
Grade, %	0	-	-	0	0	-
Peak Hour Factor	96	96	96	96	96	96
Heavy Vehicles, %	2	2	2	2	2	2
Mvmt Flow	208	108	58	416	115	62

Major/Minor	Major1	Major2	Minor1	
Conflicting Flow All	0	0	317	0
Stage 1	-	-	-	263
Stage 2	-	-	-	532
Follow-up Headway	-	-	2.218	-
Pot Capacity-1 Maneuver	-	-	1243	-
Stage 1	-	-	-	781
Stage 2	-	-	-	589
Time blocked-Platoon, %	-	-	-	-
Mov Capacity-1 Maneuver	-	-	1243	-
Mov Capacity-2 Maneuver	-	-	-	335
Stage 1	-	-	-	781
Stage 2	-	-	-	553

Approach	EB	WB	NB
HCM Control Delay, s	0	1	19.7
HCM LOS			C

Minor Lane / Major Mvmt	NBLn1	EBT	EBR	WBL	WBT
Capacity (veh/h)	419	-	-	1243	-
HCM Lane V/C Ratio	0.423	-	-	0.047	-
HCM Control Delay (s)	19.7	-	-	8.039	0
HCM Lane LOS	C			A	A
HCM 95th %tile Q(veh)	2.056	-	-	0.148	-

Notes

~ : Volume Exceeds Capacity; \$: Delay Exceeds 300 Seconds; Error : Computation Not Defined

Intersection

Intersection Delay, s/veh 8.5

Movement	EBT	EBR	WBL	WBT	NBL	NBR
Vol, veh/h	200	144	106	399	142	100
Conflicting Peds, #/hr	0	0	0	0	0	0
Sign Control	Free	Free	Free	Free	Stop	Stop
RT Channelized	-	None	-	None	-	None
Storage Length	-	-	-	-	0	-
Veh in Median Storage, #	0	-	-	0	0	-
Grade, %	0	-	-	0	0	-
Peak Hour Factor	96	96	96	96	96	96
Heavy Vehicles, %	2	2	2	2	2	2
Mvmt Flow	208	150	110	416	148	104

Major/Minor	Major1	Major2	Minor1	
Conflicting Flow All	0	0	358	919
Stage 1	-	-	-	283
Stage 2	-	-	-	636
Follow-up Headway	-	-	2.218	3.518
Pot Capacity-1 Maneuver	-	-	1201	301
Stage 1	-	-	-	765
Stage 2	-	-	-	527
Time blocked-Platoon, %	-	-	-	-
Mov Capacity-1 Maneuver	-	-	1201	265
Mov Capacity-2 Maneuver	-	-	-	265
Stage 1	-	-	-	765
Stage 2	-	-	-	464

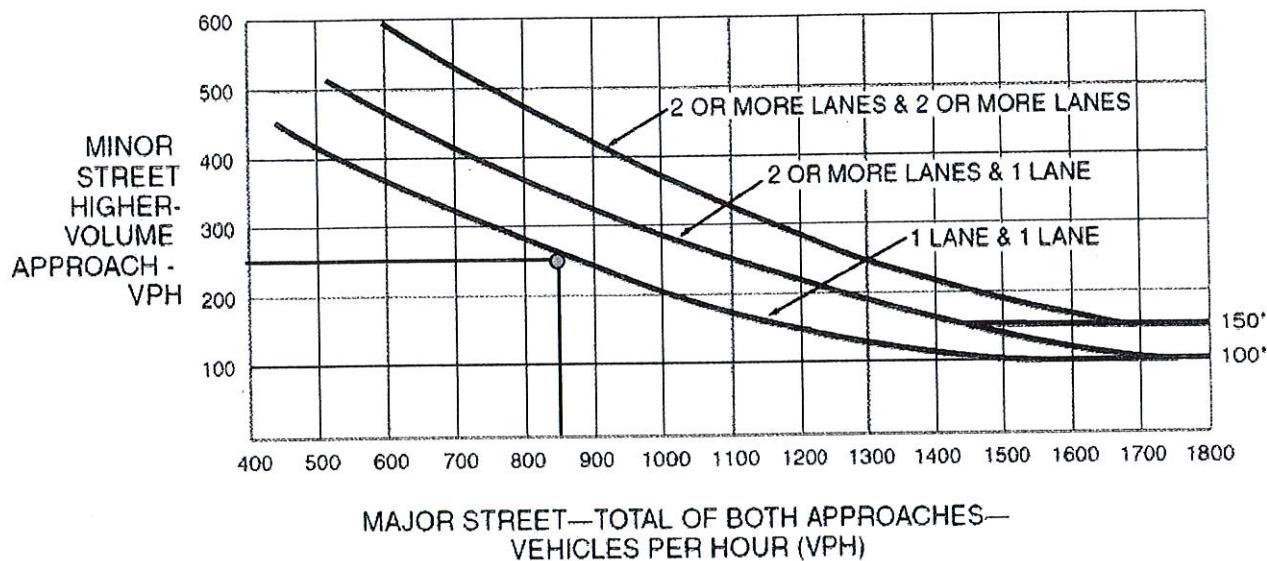
Approach	EB	WB	NB
HCM Control Delay, s	0	1.7	34.9
HCM LOS			D

Minor Lane / Major Mvmt	NBLn1	EBT	EBR	WBL	WBT
Capacity (veh/h)	362	-	-	1201	-
HCM Lane V/C Ratio	0.696	-	-	0.092	-
HCM Control Delay (s)	34.9	-	-	8.301	0
HCM Lane LOS	D			A	A
HCM 95th %tile Q(veh)	5.035	-	-	0.303	-

Notes

~ : Volume Exceeds Capacity; \$: Delay Exceeds 300 Seconds; Error : Computation Not Defined

Figure 4C-3. Warrant 3, Peak Hour



Major Road = 849 vph

Minor Approach = 242 vph

The intersection does not meet the peak hour warrant.

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
OCTOBER 15, 2013 AGENDA

Subject:	Type:	Submitted By:
LAKEVIEW SOUTH II, REPLAT 5	◆RESOLUTION ORDINANCE RECEIVE/FILE	ANN BIRCH COMMUNITY DEVELOPMENT DIRECTOR

SYNOPSIS

A public hearing has been scheduled for Council to consider an application to allow for a replat to consolidate Lot 4 Lakeview South II and Lot 2 Lakeview South Replat 3, generally located north of 145th and North Meadows Blvd.

FISCAL IMPACT

N/A.

RECOMMENDATION

Approval.

BACKGROUND

A public hearing has been scheduled to consider an application submitted by Retreat Financial LLC dba Bobcat of Omaha, to allow for a replat to consolidate Lot 4 Lakeview South II and Lot 2 Lakeview South Replat 3, generally located north of 145th and North Meadows Blvd. The properties are zoned I-1 Light Industrial.

A detailed staff report is attached.

The Planning Commission held a public hearing on September 13, 2013 and unanimously recommended approval of the replat to City Council.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, DETERMINING CONDITIONS FOR APPROVAL OF THE REPLAT FOR LOT 4 LAKEVIEW SOUTH II AND LOT 2 LAKEVIEW SOUTH REPLAT 3, SARPY COUNTY, TO BE REPLATTED AS LOT 1 LAKEVIEW SOUTH II, REPLAT 5, A SUBDIVISION LOCATED IN THE NORTHEAST $\frac{1}{4}$ OF SECTION 23, TOWNSHIP 14 NORTH, RANGE 11 EAST OF THE 6TH P.M., SARPY COUNTY, NEBRASKA.

WHEREAS, the owners of the above described piece of property have made application for approval of a replat for Lot 4, Lakeview South II and Lot 2, Lakeview South Replat 3, Sarpy County, to be replatted as Lot 1, Lakeview South II, Replat 5; and

WHEREAS, the City Administrator and the City Engineer have reviewed the replat; and

WHEREAS, the La Vista Planning Commission has reviewed the application and recommends approval; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, that the plat for Lot 4, Lakeview South II and Lot 2, Lakeview South Replat 3, Sarpy County, to be replatted as Lot 1 Lakeview South II, a subdivision located in the Northeast $\frac{1}{4}$ of Section 23, Township 14 North, Range 11 East of the 6th P.M., Sarpy County, Nebraska, generally located north of 145th Street and Meadows Boulevard, be, and hereby is, approved.

PASSED AND APPROVED THIS 15TH DAY OF OCTOBER 2013.

CITY OF LA VISTA

ATTEST:

Douglas Kindig, Mayor

Pamela A. Buethe, CMC
City Clerk

**CITY OF LA VISTA
PLANNING DIVISION**

RECOMMENDATION REPORT

CASE NUMBER: 2013-SUB-01

FOR HEARING OF: October 15, 2013
Report Prepared on October 3, 2013

I. GENERAL INFORMATION

- A. APPLICANT:** Retreat Financial, LLC
- B. PROPERTY OWNER:** Retreat Financial, LLC
- C. LOCATION:** 145th Street, North of Meadows Blvd.
- D. LEGAL DESCRIPTION:** Lot 4, Lakeview South II and Lot 2 Lakeview South Replat 3, Sarpy County, Nebraska
- E. REQUESTED ACTION(S):** Replat of Lot 4, Lakeview South II and Lot 2, Lakeview South Replat 3.
- F. EXISTING ZONING AND LAND USE:**
I-1 Light Industrial District; Farm Implement Sales and Service use.
- G. PURPOSE OF REQUEST:** Replat of Lot 4, Lakeview South II and Lot 2, Lakeview South Replat 3 to combine the properties into one lot.
- H. SIZE OF SITE:** 4.546 acres

II. BACKGROUND INFORMATION

- A. EXISTING CONDITION OF SITE:** Of the two lots that will be combined through Lakeview South Replat Five, the north lot is currently developed for the existing use of Farm Implement Sales and Service, whereas the southern lot is currently vacant. The lots have a gradual downward slope to the north.
- B. GENERAL NEIGHBORHOOD/AREA LAND USES AND ZONING:**
 1. **North:** Tax Lot 4 23-14-11; C-1, Shopping Center Commercial, Gateway Corridor District (Overlay District)
 2. **East:** The Meadows; R-1 Single-Family Residential
 3. **South:** Lakeview South II; I-1 Light Industrial, Gateway Corridor District (Overlay District)
 4. **West:** Lakeview South II; I-1 Light Industrial, Gateway Corridor District (Overlay District)

C. RELEVANT CASE HISTORY: N/A.

III. ANALYSIS

- A. COMPREHENSIVE PLAN:** The Future Land Use Map of the Comprehensive Plan designates this property for industrial uses.
- B. OTHER PLANS:** The property lies within the Gateway Corridor District (Overlay District). The expansion lot has been reviewed as per the design guidelines for the district. A copy of the approval letter from the City's third party architect, BCDM, is enclosed.
- C. TRAFFIC AND ACCESS:**
 - 1. Vehicular access is provided to the property over an existing public street. Since the street currently dead-ends at the north end of the proposed lot, there appears to be temporary turn-around pavement on this lot. The applicant needs to provide a copy of a recorded easement for the turn-around or else provide an easement. Sidewalks do not exist along 145th Street and have not been provided along the lots already developed. Sidewalks have not been required in industrial subdivisions in the past and would not be required until determined to be necessary in accordance with City policies.
 - 2. The proposed use of the property is consistent with the existing zoning, subject to a conditional use permit, so no traffic impact study is needed for this replatting. There needs to be a notation added to the plat stating that there will be no direct vehicular access to State Hwy. 50/144th Street from Lot 1. The plat also needs to be sent to the NDOR for comment via Tim Weander, District 2 Engineer.

D. UTILITIES:

- 1. All utilities are available to the site.
- 2. Chapter 154 of the City Municipal Code requires a Post Construction Storm Water Management Plan and a permit will be required through the Permix web site that is utilized by all Papillion Creek Watershed Partnership communities. A conceptual Post Construction Storm Water Management Plan and drainage plan has been set forth in the proposed Site Plan for the Conditional Use Permit. It is recognized that detailed plans for the proposed silt trap and rain garden are not available at this time. The conceptual design on the Site Plan needs to include notation of a small berm (approx. 18 inches in height) along the north and west sides of the equipment demonstration area to divert silt-laden runoff to the proposed sediment trap. There also needs to be a notation as to the nearest source of water to use for dust control on the demonstration area which could be a yard hydrant or a hose connection on an irrigation system. A final PCSMP plan and associated Post

Construction Storm Water Management Maintenance Agreement and Easement based on the a prototype document will be required as part of obtaining a building permit for the proposed parking lot.

3. The Papillion Creek Watershed Partnership storm water management fee set forth in the City of La Vista Master Fee Schedule is not applicable to this property. As noted in the Master Fee Schedule the fee is collected when set forth in a subdivision agreement for new development or significant redevelopment. In accordance with Article 3.03.15 of the Subdivision Regulations, a draft subdivision agreement is required when the proposed subdivision will include public and/or private, shared (common area) infrastructure improvements which is not proposed in this application.

IV. REVIEW COMMENTS:

1. The preliminary plat was reviewed for compliance with Section 3.03 of the Subdivision Regulations. Items requiring further information are listed in the foregoing comments. Certain items are not applicable due to the nature of the proposed replat.
2. The final plat was reviewed for compliance with Section 3.03 of the Subdivision Regulations. Various items are not applicable due to the nature of the replatting, however; the applicant will need to request release of the side lot line easements along the common line between Lot 4, Lakeview South II and Lot 2, Lakeview South II Replat 3 that is being dissolved by this replatting. Releases from the affected utility companies need to be provided prior to the final plat mylars being signed by the City and released for recording.

V. STAFF RECOMMENDATION:

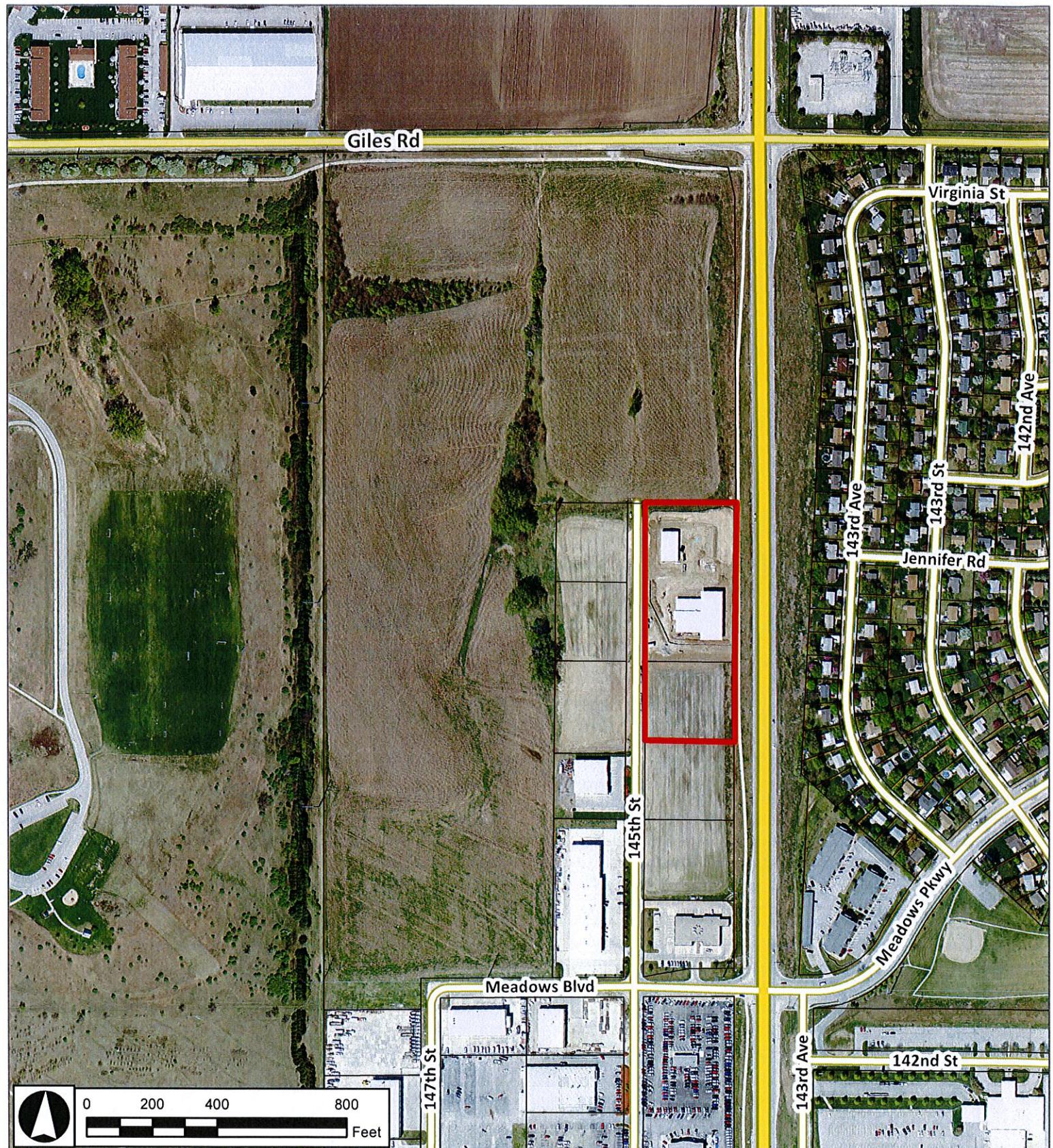
Approval of Lakeview South Replat 5.

VI. PLANNING COMMISSION RECOMMENDATION:

On September 13, 2013 the Planning Commission moved to recommend approval, through a 6-0 vote, of Lakeview South II Replat 5.

VII. ATTACHMENTS TO REPORT:

1. Vicinity Map
2. Preliminary Plat Map
3. Final Plat Map
4. City Engineer's Report



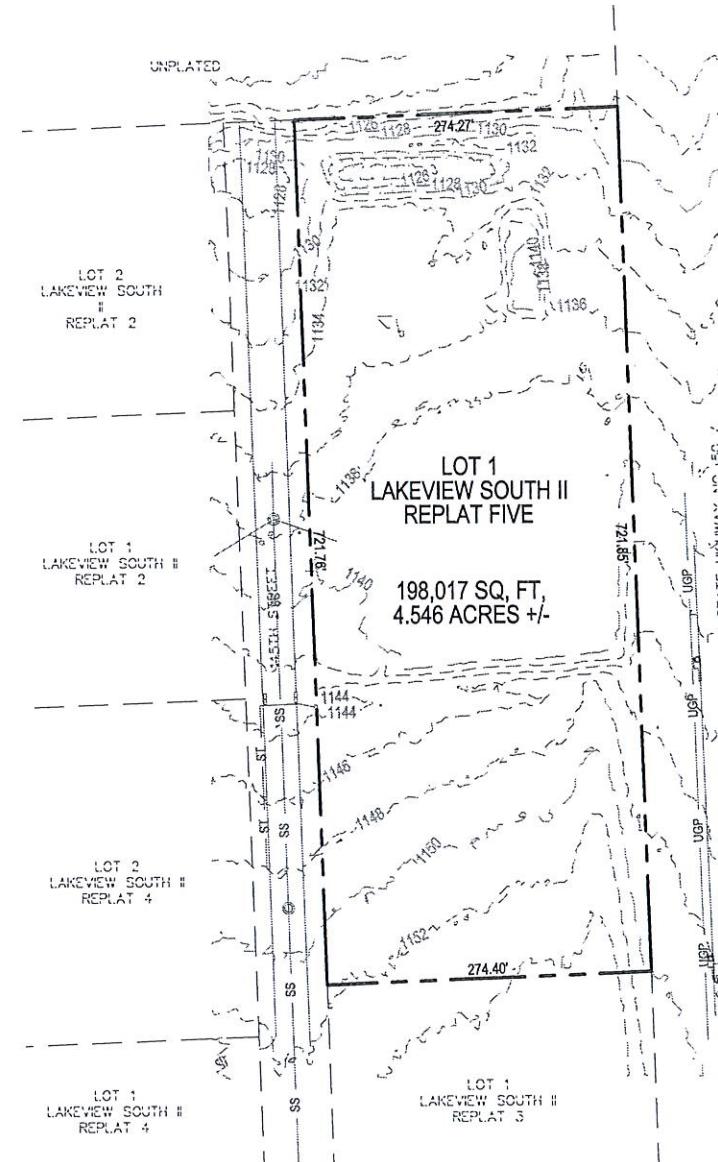
Bobcat of Omaha

Replat Application

September 12, 2013

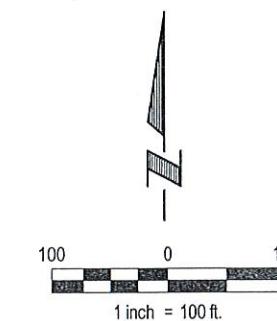
CAS





LEGEN

- - - - - BOUNDARY LINE
 - - - - - LOT LINE
 - - - - - ADJACENT LOT LINE
 - - 1120 - - EXIST. MAJOR CONTOURS
 - - 1122 - - EXIST. MINOR CONTOURS
 - - ST - - EXIST. STORM SEWER
 - - SS - - EXIST. SANITARY SEWER
 - - UGP - - EXIST. UNDERGROUND POW



LEGAL DESCRIPTION

BEING A REPLAT OF LOT 4, LAKEVIEW SOUTH II, A SUBDIVISION LOCATED IN THE EAST 1/2 OF THE NE1/4 OF SECTION 23; TOGETHER WITH LOT 2, LAKEVIEW SOUTH II REPLAT 3, A SUBDIVISION LOCATED IN SAID EAST 1/2 OF THE NE1/4 OF SECTION 23, ALL LOCATED IN TOWNSHIP 14 NORTH, RANGE 11 EAST OF THE 6TH P.M., SARPY COUNTY, NEBRASKA.

CONTAINING AN AREA OF 4.546 ACRES, MORE OR LESS.

DEVFI OPER

RETREAT FINANCIAL
BYRON J. STIGGE, MANAGING MEMBER
OMAHA TRACTOR, INC.
9317 SOUTH 144TH STREET
OMAHA NE 68138

ZONING

EXISTING I-1
PROPOSED I-1

NOTES:

1. ALL ANGLES ARE 90° UNLESS OTHERWISE NOTED.
2. EASEMENT TO BE VACATED WITH SEPARATE DOCUMENT AFTER PLAT IS RECORDED

Proj No: P2013.301.001
Date: 08/26/2013
Designed By: MAW
Drawn By: FCE/RPF
Scale: 1"=100'
Sheet: 1 of 1

Revisions		
No	Date	Description
	Date	Description

PREFIMINARY PL A

LAKEVIEW SOUTH II REPLAT FIVE

LA VISTA, NEBRASKA



F & A CONSULTING GROUP, INC.

Engineering • Planning • Environmental & Field Services

330 North 117th Street Omaha, NE 68154
Phone: 402.895.4700 Fax: 402.895.3599
WWW.Q32Q.COM



September 13, 2013

Mr. Christopher Solberg
City Planner
City of La Vista
8116 Park View Blvd.
La Vista, NE 68128

RE: Application for Replat-Initial-Review
Lakeview South II Replat Five

Chris:

I have reviewed the replat application drawings package that you sent to me on August 27, 2013. The proposal would replat Lot 4, Lakeview South II and Lot 2, Lakeview South II Replat 3 into one lot to be known as Lot 1, Lakeview South II Replat Five as proposed by the applicant. I offer the following comments:

TRAFFIC & ACCESS:

1. Vehicular access is provided to the property over an existing public street. Since the street currently dead-ends at the north end of the proposed lot, there appears to be temporary turn-around pavement on this lot. The applicant needs to provide a copy of a recorded easement for the turn-around or else provide an easement. Sidewalks do not exist along 145th Street and have not been provided along the lots already developed. Sidewalks have not been required in industrial subdivisions in the past and would not be required until determined to be necessary in accordance with City policies. The proposed use of the property is consistent with the existing zoning, subject to a conditional use permit, so no traffic impact study is needed for this replatting. There needs to be a notation added to the plat stating that there will be no direct vehicular access to State Hwy. 50/144th Street from Lot 1. The plat also needs to be sent to the NDDR for comment via Tim Weander, District 2 Engineer.

UTILITIES & DRAINAGE:

2. Sanitary sewer exists in 145th Street abutting the lot. The sanitary sewer ends at a lift station at the current end of 145th Street and then pumps south into the (whose system?????)

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

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

3. A meeting has been held with Sarpy County Planning Department concerning how the tract sewer connection fee will be applied for this lot. They are reviewing their files as to what has been collected to date. When they have provided information and any recommendations concerning application of the tract sewer connection fee for the expanded lot, then the requirements can be identified to the applicant.
4. Chapter 154 of the City Municipal Code requires a Post Construction Storm Water Management Plan and a permit will be required through the Permix web site that is utilized by all Papillion Creek Watershed Partnership communities. A conceptual Post Construction Storm Water Management Plan and drainage plan has been set forth in the proposed Site Plan for the Conditional Use Permit. It is recognized that detailed plans for the proposed silt trap and rain garden are not available at this time. The conceptual design on the Site Plan needs to include notation of a small berm (approx. 18 inches in height) along the north and west sides of the equipment demonstration area to divert silt-laden runoff to the proposed sediment trap. There also needs to be a notation as to the nearest source of water to use for dust control on the demonstration area which could be a yard hydrant or a hose connection on an irrigation system. A final PCSMP plan and associated Post Construction Storm Water Management Maintenance Agreement and Easement based on the a prototype document that can be found at <http://www.papiliopartnership.org/resources/documents/PCSMPMaintenanceAgreement-LaVista.pdf> will be required as part of obtaining a building permit for the proposed parking lot.
5. The Papillion Creek Watershed Partnership storm water management fee set forth in the City of La Vista Master Fee Schedule is not applicable to this property. As noted in the Master Fee Schedule the fee is collected when set forth in a subdivision agreement for new development or significant redevelopment. In accordance with Article 3.03.15 of the Subdivision Regulations, a draft subdivision agreement is required when the proposed subdivision will include public and/or private, shared (common area) infrastructure improvements which is not proposed in this application.

PRELIMINARY PLAT REVIEW:

6. The preliminary plat was reviewed for compliance with Section 3.03 of the Subdivision Regulations. Items requiring further information are listed in the foregoing comments. Certain items are not applicable due to the nature of the proposed replat.

FINAL PLAT REVIEW:

7. The final plat was reviewed for compliance with Section 3.03 of the Subdivision Regulations. Various items are not applicable due to the nature of the replatting, however, the applicant will need to request release of the side lot line easements along the common line between Lot 4, Lakeview South II and Lot 2, Lakeview South II Replat 3 that is being dissolved by this replatting. Releases from the affected utility companies need to be provided prior to the final plat mylars being signed by the City and released for recording.

PLAT APPLICATION & MISC:

8. I did not see an Application form. I assume the applicant provided the names of owners within 300 feet of the property, the necessary number of copies, and the plat application fee for a Replat application.
9. Provide a copy to the City of any existing or proposed private protective covenants affecting this property.
10. The Site Plan for the CUP should be expanded to include the entire area of proposed Lot 1 since it will all be one lot of record upon completion of the replatting.

I recommend that the applicant revise and resubmit documents to address the items listed above.

Please feel free to contact me if you have questions about my recommendations.



John M. Kottmann
City Engineer

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
OCTOBER 15, 2013 AGENDA

Subject:	Type:	Submitted By:
CONDITIONAL USE PERMIT - FARM IMPLEMENT SALES AND SERVICE, LOT 1 LAKEVIEW SOUTH II, REPLAT 5	◆ RESOLUTION ORDINANCE RECEIVE/FILE	ANN BIRCH COMMUNITY DEVELOPMENT DIRECTOR

SYNOPSIS

A public hearing has been scheduled for Council to consider an application to allow a Conditional Use Permit for the expansion of a farm implement sales and service use, Bobcat of Omaha, Lot 1 Lakeview South II, Replat 5, generally located north of 145th and North Meadows Blvd.

FISCAL IMPACT

N/A.

RECOMMENDATION

Approval.

BACKGROUND

A public hearing has been scheduled to consider an application submitted by Retreat Financial LLC dba Bobcat of Omaha, to approve a Conditional Use Permit to allow for the expansion of a farm implement sales and service use. Bobcat of Omaha is currently in operation on Lot 4 Lakeview South II and wishes to expand operations to Lot 2 Lakeview South Replat 3, generally located north of 145th and North Meadows Blvd. These two lots are proposed to be combined as per City Council Agenda Item C and would be legally described as Lot 1 Lakeview South II, Replat 5. The properties are zoned I-1 Light Industrial. The proposed use would occupy most of the 4.546 acre lot.

A detailed staff report is attached.

The Planning Commission held a public hearing on September 13, 2013 and unanimously recommended approval of the Conditional Use Permit to City Council.

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 RETREAT FINANCIAL, LLC TO ALLOW FOR EXPANSION OF FARM IMPLEMENT SALES AND SERVICE ON LOT 1, LAKEVIEW SOUTH REPLAT 5.

WHEREAS, Retreat Financial, LLC has applied for a conditional use permit for to allow for the expansion of an existing farm implement sales and service, specifically a Bobcat of Omaha dealership on Lot 1, Lakeview South II Replat 5 located on 145th Street, North of Meadows Blvd.; and

WHEREAS, the La Vista Planning Commission has reviewed the application and recommends approval; and

WHEREAS, the Mayor and City Council of the City of La Vista are agreeable to the issuance of a 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, for Retreat Financial, LLC to allow for the expansion of an existing farm implement sales and service, specifically a Bobcat of Omaha dealership on Lot 1, Lakeview South II Replat 5.

PASSED AND APPROVED THIS 15TH DAY OF OCTOBER, 2013.

CITY OF LA VISTA

ATTEST:

Douglas Kindig, Mayor

Pamela A. Buethe, CMC
City Clerk

**CITY OF LA VISTA
PLANNING DIVISION**

RECOMMENDATION REPORT

CASE NUMBER: 2013-CUP-01

FOR HEARING OF: October 15, 2013
Report Prepared on October 3, 2013

I. GENERAL INFORMATION

- A. **APPLICANT:** Retreat Financial, LLC
- B. **PROPERTY OWNER:** Retreat Financial, LLC
- C. **LOCATION:** 145th Street, North of Meadows Blvd.
- D. **LEGAL DESCRIPTION:** Lot 4, Lakeview South II and Lot 2 Lakeview South Replat 3, Sarpy County, Nebraska. A separate platting has been proposed as per Agenda Item 4A to consolidate the two lots into Lot 1 Lakeview South II Replat 5.
- E. **REQUESTED ACTION(S):** Conditional Use Permit of the expansion of Farm Implement Sales and Service to include the lot to the immediate south.
- F. **EXISTING ZONING AND LAND USE:**
I-1 Light Industrial District; Farm Implement Sales and Service use.
- G. **PROPOSED USES:** The Conditional Use Permit would allow for the expansion of an existing Farm Implement Sales and Service operation.
- H. **SIZE OF SITE:** 4.546 acres

II. BACKGROUND INFORMATION

- A. **EXISTING CONDITION OF SITE:** Of the two lots that will be combined through Lakeview South Replat Five, the north lot is currently developed for the existing use of Farm Implement Sales and Service, whereas the southern lot is currently vacant. The lots have a gradual downward slope to the north.
- B. **GENERAL NEIGHBORHOOD/AREA LAND USES AND ZONING:**
 - 1. **North:** Tax Lot 4 23-14-11; C-1, Shopping Center Commercial, Gateway Corridor District (Overlay District)
 - 2. **East:** The Meadows; R-1 Single-Family Residential
 - 3. **South:** Lakeview South II; I-1 Light Industrial, Gateway Corridor District (Overlay District)

4. **West:** Lakeview South II; I-1 Light Industrial, Gateway Corridor District (Overlay District)

C. RELEVANT CASE HISTORY: N/A.

III. ANALYSIS

- A. **COMPREHENSIVE PLAN:** The Future Land Use Map of the Comprehensive Plan designates this property for industrial uses.
- B. **OTHER PLANS:** The property lies within the Gateway Corridor District (Overlay District). The expansion lot has been reviewed as per the design guidelines for the district. A copy of the approval letter from the City's third party architect, BCDM, is enclosed.
- C. **TRAFFIC AND ACCESS:**
 1. Access would be from egress / ingress drives on 145th Street. The peak hour traffic associated with this facility will be rather light and does not warrant a traffic impact study.
- D. **UTILITIES:** All utilities are available to the site.
- E. **PARKING REQUIREMENTS:**
 1. Parking requirements would follow the minimum needed for a Farm Implement Sales and Service facility.
- F. **LANDSCAPING:** The existing property is located within the Gateway Corridor District, yet was developed while within Sarpy County jurisdiction. The expansion lot has been reviewed under the design guidelines for the Gateway Corridor District. The final review letter has been included.

IV. REVIEW COMMENTS:

1. A separate platting has been proposed as per Agenda Item 4A to consolidate the two lots involved in the CUP into Lot 1 Lakeview South II Replat 5.
2. The equipment demonstration area shall utilize permanent BMPs to control sediment and dust from the disturbed ground areas. The permanent BMPs shall be illustrated and attached to the permit.

V. STAFF RECOMMENDATION:

Approval of the Conditional Use Permit for Lot 1 Lakeview South II Replat 5.

VI. PLANNING COMMISSION RECOMMENDATION:

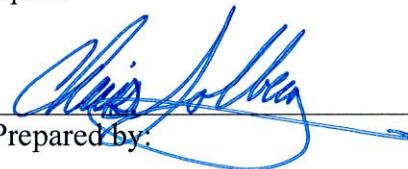
On September 13, 2013 the Planning Commission moved to recommend approval, through a 6-0 vote, of the Conditional Use Permit for Lot 1 Lakeview South II Replat 5.

VII. ATTACHMENTS TO REPORT:

1. Vicinity Map
2. Draft CUP
3. City Engineer's Report
4. City's Third-Party Architect review letter

VIII. COPIES OF REPORT TO:

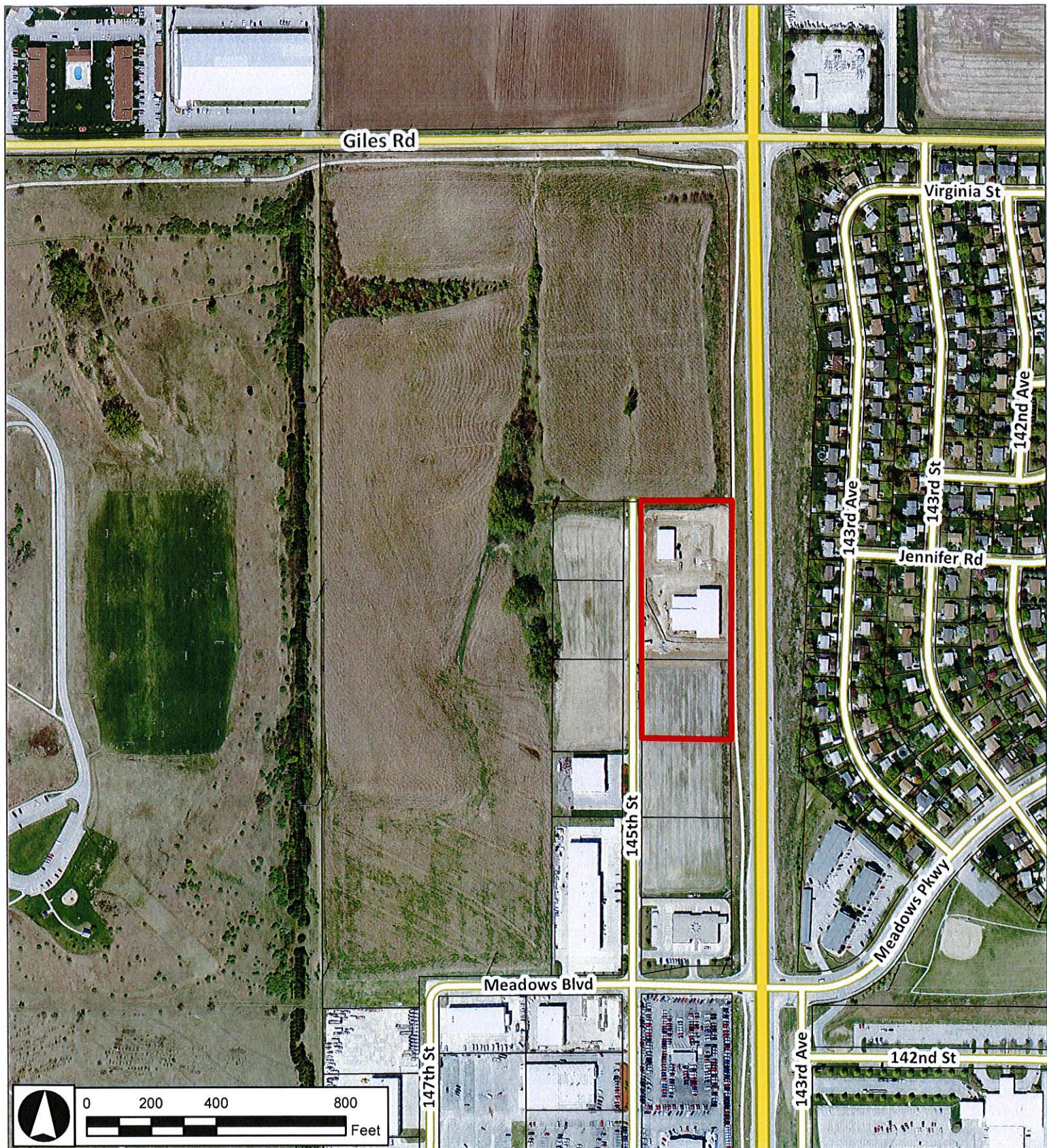
1. Byron Stigge, Retreat Financial, Applicant
2. Mark Westergard, E&A Consulting Group
3. Public Upon Request



Prepared by:

Community Development Director

Date



Bobcat of Omaha

Conditional Use Permit Application

September 12, 2013

CAS



City of La Vista Conditional Use Permit

Conditional Use Permit for Farm-Implement Sales and Service

This Conditional Use Permit issued this ____th day of ____ , 2013, by the City of La Vista, a municipal corporation in the County of Sarpy County, Nebraska ("City") to, Retreat Financial, LLC ("Owner"), pursuant to the La Vista Zoning Ordinance.

WHEREAS, Owner wishes to expand the operations of a Farm-Implement Sales and Service operation upon the following described tract of land within the City of La Vista zoning jurisdiction:

Lot 1, Lakeview South Replat 5, in Sarpy County, Nebraska.

WHEREAS, Owner has applied for a conditional use permit for the purpose of expanding the operations of a Farm-Implement Sales and Service use; 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 "A" hereto for Farm-Implement Sales and Service, 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. The rights granted by this permit are transferable and any variation or breach of any terms hereof shall cause permit to expire and terminate without the prior written consent of the City (amendment to permit) or unless exempted herein.
2. In respect to the proposed Use:
 - a. A site plan showing the property boundaries of the tract of land and easements, proposed structures and orientation, parking, access points, and drives is approved by the City and attached to the permit as "Exhibit A". Access will be from South 145th Street.
 - b. Hours of operation for said Farm-Implement Sales and Service will be from 7:30 a.m. to 5:30 p.m. Monday through Friday and 8:00 a.m to 12:00 p.m. on Saturday.
 - c. There will be up to 25 employees on site per shift.
 - d. The site will be comprised of an 18,000 square foot building main building, a 4,600 square foot accessory structure, required parking and landscaping.
 - e. The premises shall be developed and maintained in accordance with the site plan (Exhibit A) and landscape plan (Exhibit B) as approved by the City and incorporated herein by this reference. Any modifications must be submitted to the Chief Building Official for approval.
 - f. There shall not be any outside storage of materials. All trash receptacles, benches and planters shall be placed on property and securely fastened to building or concrete.
 - g. All permanent and temporary signs shall comply with the City's sign regulations.
 - h. Owner shall abide by all aspects of City of La Vista Zoning Ordinance Section 7.16 – *Performance Standards for Industrial Uses*.

- i. 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.
- j. The owner shall make annual inspections of the premises and structures, and the operation thereof for any hazard or risk, including, but not limited to, those of an environmental or safety nature. The owner shall take immediate action to protect persons, property and the environment from any damage, injury or loss, or risk thereof, arising out of or resulting from any hazard or risk on the premises and to abate any hazard or risk and remove it from the premises in accordance with any applicable laws, rules or regulations, as amended or in effect from time to time.
- 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 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 against, and holds the City 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, his 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.
- m. The equipment demonstration area shall utilize permanent BMPs to control sediment and dust from the disturbed ground areas. The permanent BMPs are illustrated and attached to the permit as "Exhibit ".

3. The applicant'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. The conditional use permit may be revoked upon a finding by the City that there is a violation of the terms of approval.
- b. The use authorized by the conditional use permit must be initiated within one (1) year of approval and shall become void two (2) years after the date of approval unless the applicant has fully complied with the terms 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.

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. Owner's abandonment of the permitted use. Non-use thereof for a period of twelve (12) months shall constitute a presumption of abandonment.
- b. Cancellation, revocation, denial or failure to maintain any federal, state or local permit required for the Use.
- c. Owner's construction or placement of a storage tank, structure or other improvement on the premises not specified in this permit.
- d. Owner's breach of any other terms hereof and his failure to correct such breach within ten (10) days of City's giving notice thereof.

5. 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.

6. 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: Byron T. Stigge
Retreat Financial, LLC
9317 South 144th Street
Omaha, NE 68138

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:

Pam 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.

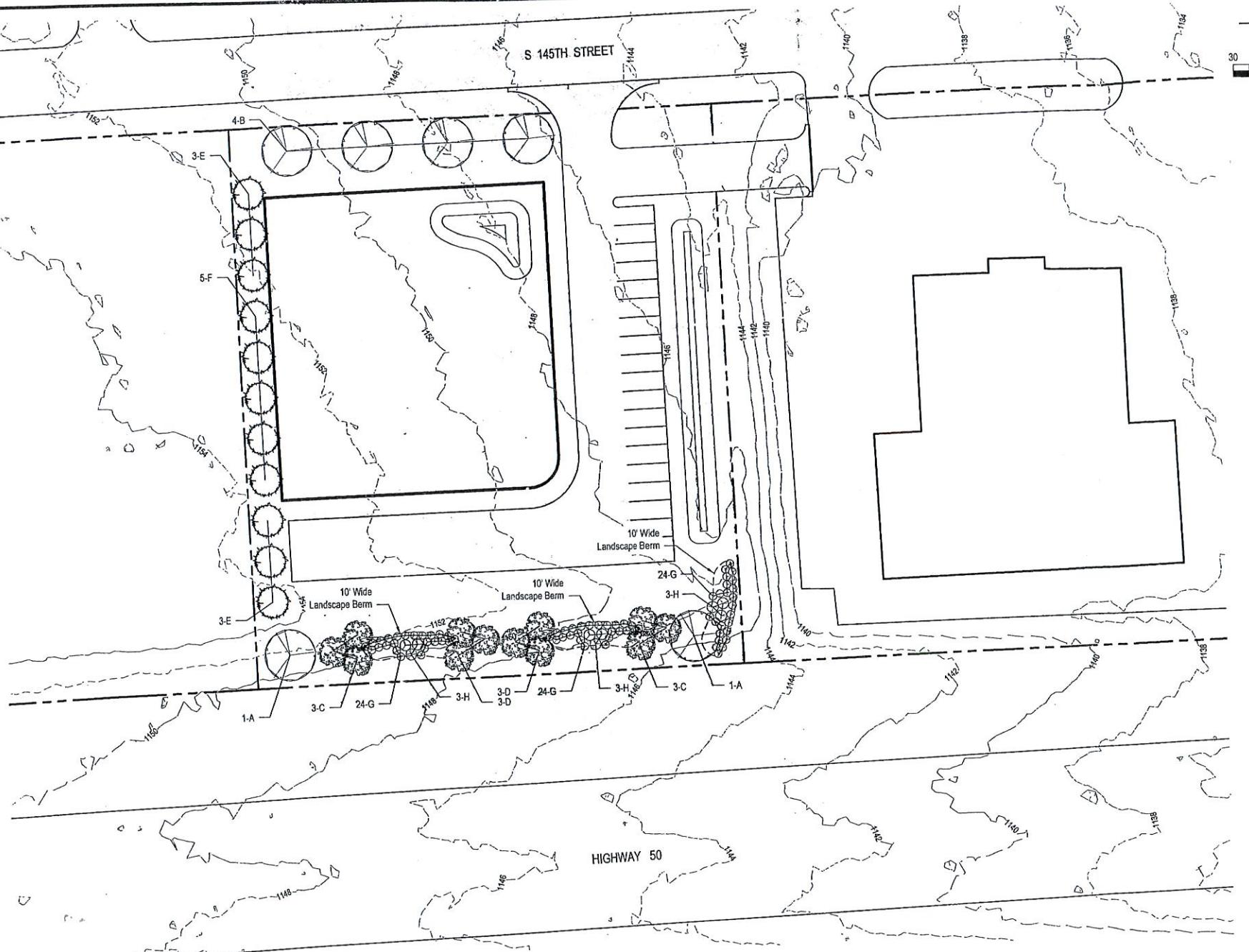
Owner:

By: _____

Title: _____

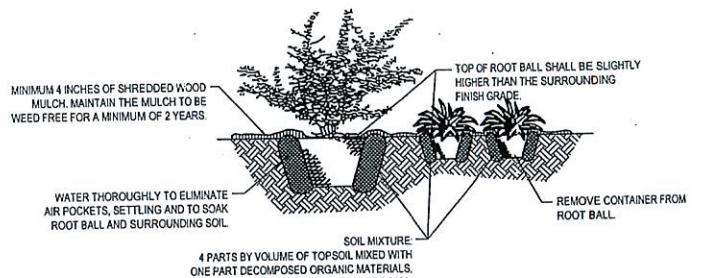
Date: _____



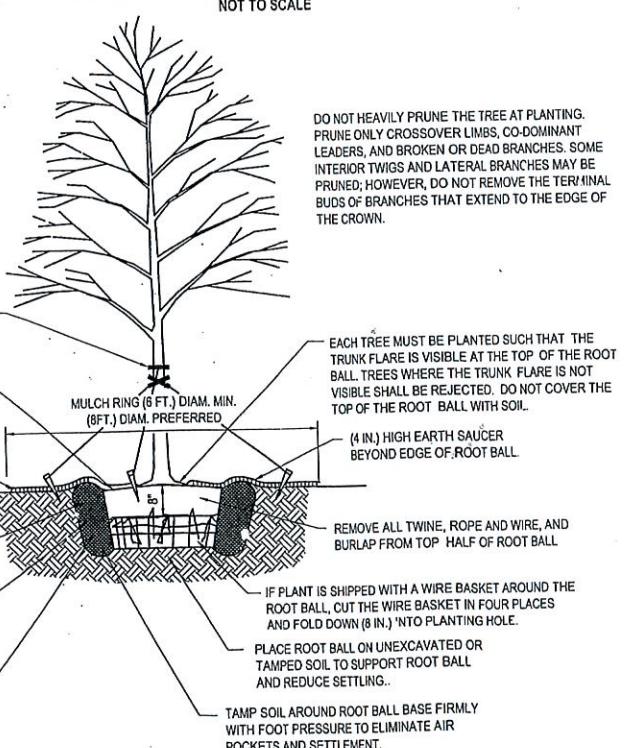


PLANT SCHEDULE

SYM	QTY	BOTANICAL NAME	COMMON NAME	SIZE	TYPE
A	2	Gleditsia triacanthos 'Shademaster'	Shademaster Honeylocust	3"	B&B
B	4	Acer rubrum 'Franksred'	Red Sunset Maple	3"	B&B
C	6	Malus 'Indian Magic'	Indian Magic Crabapple	2 1/2"	B&B
D	6	Amelanchier arborea	Downy Serviceberry	2 1/2"	B&B
E	6	Picea abies	Norway Spruce	8'-9'	B&B
F	5	Picea pungens	Colorado Blue Spruce	8'-9'	B&B
G	72	Juniperus horizontalis 'Plumosa' 'Compacta'	Compact Andorra Juniper	5 GAL	CONT.
H	9	Rhus aromatica 'Gro-Low'	Gro-Low Fragrant Sumac	5 GAL	CONT.



SHRUB & PERENNIAL PLANTING DETAIL



TREE PLANTING DETAIL - B & B TREE
NOT TO SCALE

LANDSCAPE NOTES

1. Locate and verify the location of all underground utilities prior to the start of any construction. Care should be taken not to disturb any existing utilities during any damage to utilities or other improvements caused by the Contractor will be repaired at no cost to the Owner.
2. All plant material shall be of good quality and sizes shall meet required size specifications. Owner reserves the right to substitute plant material type, size or quality.
3. All plants are to be watered in immediately after planting and then watered once a week for a period of two months from time of planting.
4. All plant material shall be guaranteed to be in a live and healthy growing condition for two full growing seasons (two years) after final project acceptance or free of charge with the same grade and species including labor.
5. Verify all dimensions and conditions prior to starting construction. The location of plant material is critical and shall be installed as indicated on plans. Field be necessary based on field conditions (i.e., root ball and drop inlet conflict). All adjustments must be approved by the landscape architect.
6. The Landscape Contractor shall remove all construction debris and materials injurious to plant growth from planting pits and beds prior to backfilling with soil. Planting areas shall be free of weeds and debris prior to any work.
7. Provide locally available shredded hardwood mulch on all trees and in all planting beds to a 3-4 inch minimum depth on top of Landscape fabric unless otherwise specified. Mulch ring to extend 1'-0" minimum beyond planting pit. Minor site grading to be included if needed.
8. All trees are to be staked for a period of not less than one year from time of planting.
9. Contractor to coordinate work with other amenities contractors.

IRRIGATION NOTES:

1. All landscaped and seeded areas to be irrigated.
2. Irrigation bid to include meter pit and MUD fees.
3. Irrigation controller to be mounted in a steel utility box with hasp for pad lock.
4. Irrigation system to be guaranteed for 1 year. Written guarantee to be supplied prior to final payment.
5. Irrigation contractor responsible to winterize system one time.
6. Irrigation contractor to furnish as built drawing of the system and catalogue cuts of the installed equipment prior to final payment.
7. Irrigation contractor to provide owner and engineer an irrigation plan shop drawing and equipment catalog cuts for approval prior to installation.
8. Contractor to coordinate work with other amenities contractors.





September 13, 2013

Mr. Christopher Solberg
City Planner
City of La Vista
8116 Park View Blvd.
La Vista, NE 68128

RE: Application for Replat-Initial Review
Lakeview South II Replat Five

Chris:

I have reviewed the replat application drawings package that you sent to me on August 27, 2013. The proposal would replat Lot 4, Lakeview South II and Lot 2, Lakeview South II Replat 3 into one lot to be known as Lot 1, Lakeview South II Replat Five as proposed by the applicant. I offer the following comments:

TRAFFIC & ACCESS:

1. Vehicular access is provided to the property over an existing public street. Since the street currently dead-ends at the north end of the proposed lot, there appears to be temporary turn-around pavement on this lot. The applicant needs to provide a copy of a recorded easement for the turn-around or else provide an easement. Sidewalks do not exist along 145th Street and have not been provided along the lots already developed. Sidewalks have not been required in industrial subdivisions in the past and would not be required until determined to be necessary in accordance with City policies. The proposed use of the property is consistent with the existing zoning, subject to a conditional use permit, so no traffic impact study is needed for this replatting. There needs to be a notation added to the plat stating that there will be no direct vehicular access to State Hwy. 50/144th Street from Lot 1. The plat also needs to be sent to the NDOR for comment via Tim Weander, District 2 Engineer.

UTILITIES & DRAINAGE:

2. Sanitary sewer exists in 145th Street abutting the lot. The sanitary sewer ends at a lift station at the current end of 145th Street and then pumps south into the (whose system????)

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

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

3. A meeting has been held with Sarpy County Planning Department concerning how the tract sewer connection fee will be applied for this lot. They are reviewing their files as to what has been collected to date. When they have provided information and any recommendations concerning application of the tract sewer connection fee for the expanded lot, then the requirements can be identified to the applicant.
4. Chapter 154 of the City Municipal Code requires a Post Construction Storm Water Management Plan and a permit will be required through the Permix web site that is utilized by all Papillion Creek Watershed Partnership communities. A conceptual Post Construction Storm Water Management Plan and drainage plan has been set forth in the proposed Site Plan for the Conditional Use Permit. It is recognized that detailed plans for the proposed silt trap and rain garden are not available at this time. The conceptual design on the Site Plan needs to include notation of a small berm (approx. 18 inches in height) along the north and west sides of the equipment demonstration area to divert silt-laden runoff to the proposed sediment trap. There also needs to be a notation as to the nearest source of water to use for dust control on the demonstration area which could be a yard hydrant or a hose connection on an irrigation system. A final PCSMP plan and associated Post Construction Storm Water Management Maintenance Agreement and Easement based on the a prototype document that can be found at <http://www.papillonpartnership.org/resources/documents/PCSMPMaintenanceAgreement-LaVista.pdf> will be required as part of obtaining a building permit for the proposed parking lot.
5. The Papillion Creek Watershed Partnership storm water management fee set forth in the City of La Vista Master Fee Schedule is not applicable to this property. As noted in the Master Fee Schedule the fee is collected when set forth in a subdivision agreement for new development or significant redevelopment. In accordance with Article 3.03.15 of the Subdivision Regulations, a draft subdivision agreement is required when the proposed subdivision will include public and/or private, shared (common area) infrastructure improvements which is not proposed in this application.

PRELIMINARY PLAT REVIEW:

6. The preliminary plat was reviewed for compliance with Section 3.03 of the Subdivision Regulations. Items requiring further information are listed in the foregoing comments. Certain items are not applicable due to the nature of the proposed replat.

FINAL PLAT REVIEW:

7. The final plat was reviewed for compliance with Section 3.03 of the Subdivision Regulations. Various items are not applicable due to the nature of the replatting, however, the applicant will need to request release of the side lot line easements along the common line between Lot 4, Lakeview South II and Lot 2, Lakeview South II Replat 3 that is being dissolved by this replatting. Releases from the affected utility companies need to be provided prior to the final plat mylars being signed by the City and released for recording.

PLAT APPLICATION & MISC:

8. I did not see an Application form. I assume the applicant provided the names of owners within 300 feet of the property, the necessary number of copies, and the plat application fee for a Replat application.
9. Provide a copy to the City of any existing or proposed private protective covenants affecting this property.
10. The Site Plan for the CUP should be expanded to include the entire area of proposed Lot 1 since it will all be one lot of record upon completion of the replatting.

I recommend that the applicant revise and resubmit documents to address the items listed above.

Please feel free to contact me if you have questions about my recommendations.


John M. Kottmann
City Engineer

20 August 2013, Revised per plans dated 8-26-13, Revised per plan dated 8-26-13 delivered 9-11-13

Mr. Christopher Solberg
City of La Vista
8116 Parkview Boulevard
La Vista, Nebraska 68128-2198

RE: Design Review
Bobcat of Omaha Expansion
BCDM Project No. 3700-02

Dear Chris:

Per your request, we have completed a design review for the above referenced project using the Architectural and Site Design Guidelines for the Gateway Corridor District (dated 15 September 1999) as required per the PUD acceptance. These comments are based on a Landscape Plan with a cover sheet date of submission noted as 7-23-13. This is a parking lot expansion project so only the landscape requirements apply.

■ Plant selections:

Deciduous Trees:

1. One of two required tree varieties conform with the approved Plant Materials list in Appendix A. If the Shadblow Serviceberry is replaced with a Downey Serviceberry (smaller fruit) this item could conform. Currently Non-Compliant. Revised plan addressed item, Compliant.

Coniferous Trees:

1. No coniferous trees conforming with Appendix A are provided. Currently Non-Compliant. Revised plan addressed item, Compliant.

Deciduous Shrubs:

2. No deciduous shrubs conforming with Appendix A are provided. Currently Non-Compliant. Revised plan addressed item however, the size is recommended at 5 Gal, Non-Compliant pending size update. Revised plan addressed item, Compliant.

Coniferous Shrubs:

1. No coniferous shrubs conforming with Appendix A are provided. Currently Non-Compliant. Revised plan addressed item however, the size is recommended at 5 Gal, Non-Compliant pending size update. Revised plan addressed item, Compliant.

Mr. Christopher Solberg
City of La Vista
26 August 2013
Page 2

■ Planting Plan comments:

1. Recommend additional evergreen tree plantings along the south for a denser screening solution. Currently Non-Compliant. Revised plan addressed item, Compliant.
2. Planting layout on the east has the correct elements. However, no low or medium screening exists directly east of the proposed parking stalls. We recommend extending the low and medium height elements north to the south lot line of existing development. Also, note plant selection concerns noted previously. Currently Non-Compliant. Revised plan addressed item, Compliant.
3. Please describe the intended open area use in the expanded lot. Additional low and medium height planting would be required if it may be used for parking or storage. Compliance pending. Per current understanding this item is Compliant.
4. Is the landscape and turf area irrigated? Compliance pending. Revised plan addressed item, Compliant.

If you have any questions on any of the comments listed above, please do not hesitate to contact me.

Sincerely,



Kevin Schluckebier, AIA, LEED AP
BCDM Architects

KES/mmm

c: File 3700-02 , 1.0

E

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA RECOMMENDING TO THE NEBRASKA LIQUOR CONTROL COMMISSION, APPROVAL OF THE CLASS I LIQUOR LICENSE APPLICATION FOR HARWOOD PIZZA LA VISTA DBA MAMA'S PIZZA LA VISTA IN LA VISTA, NEBRASKA.

WHEREAS, Harwood Pizza La Vista dba Mama's Pizza La Vista, 8146 South 96th Street, La Vista, Sarpy County, Nebraska, has applied to the Nebraska Liquor Control Commission for a Class I Liquor License, and

WHEREAS, the Nebraska Liquor Control Commission has notified the City of said application, and

WHEREAS, the City has adopted local licensing standards to be considered in making recommendations to the Nebraska Liquor Control Commission, and

WHEREAS, said licensing standards have been considered by the City Council in making its decision.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, hereby recommend to the Nebraska Liquor Control Commission approval of the Class I Liquor License application submitted by Harwood Pizza La Vista dba Mama's Pizza La Vista, 8146 South 96th Street, La Vista, Sarpy County, Nebraska.

PASSED AND APPROVED THIS 15TH DAY OF OCTOBER, 2013.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk



**LA VISTA POLICE DEPARTMENT
INTER-DEPARTMENT MEMO**

TO: Pam Buethe, City Clerk

FROM: Chief Robert S. Lausten

DATE: September 30, 2013

RE: LOCAL BACKGROUND- CORPORATE LIQUOR LICENSE-
CORPORATE MANAGER-MAMA'S PIZZA 8146 SOUTH 96 STREET

CC:

The police department conducted a check of computerized records on the Corporate Liquor License and Manager applicant, Jeff Harwood, regarding the Liquor License application for Mama's Pizza. There is no local history.

► RECEIPT

9/25/2013

From: Michelle Porter - MICHELLE.PORTER@NEBRASKA.GOV

Phone: 402/471-2821

Fax: 402/471-2814

Company Name: Nebraska Liquor Control Commission

To: La Vista City Clerk

Subject: Mama's Pizza La Vista - #105538

Liquor License Application

PLEASE COMPLETE THE BOTTOM SECTION IMMEDIATELY UPON RECEIPT OF THIS APPLICATION AND FAX OR EMAIL THIS FORM BACK ACKNOWLEDGING THE RECEIPT OF THIS APPLICATION. PLEASE DATE STAMP IF THAT OPTION IS AVAILABLE. THANK YOU.

9.30.13

DATE OF RECEIPT

Mandy Barad Deputy City Clerk - La Vista

SIGNATURE

Urgent For Review Please Comment Please Reply Please Recycle



Dave Heineman
Governor

STATE OF NEBRASKA

NEBRASKA LIQUOR CONTROL COMMISSION

Robert B. Rupe

Executive Director

301 Centennial Mall South, 5th Floor

P.O. Box 95046

Lincoln, Nebraska 68509-5046

Phone (402) 471-2571

Fax (402) 471-2814 or (402) 471-2374

TRS USER 800 833-1352 (TTY)

web address: <http://www.llc.ne.gov/>

September 25, 2013

La Vista City Clerk
8116 Park View Blvd
La Vista NE 68128-2198

RE: Mama's Pizza La Vista

Dear Local Governing Body:

Attached is the form to be used on all retail liquor license applications. Local clerks must collect proper license fees and occupation tax per ordinance, if any, before delivering the license at time of issuance.

TWO KEY TIME FRAMES TO KEEP IN MIND ARE:

- 1) Publicize one time not less than 7 days not more than 14 days prior to date of hearing.
- 2) You have 45 days to conduct a hearing after the date of receipt of the notice from this Commission (§53-134). You may choose NOT to make a recommendation of approval or denial to our Commission.

PER §53-133, THE LIQUOR CONTROL COMMISSION SHALL SET FOR HEARING ANY APPLICATION WHEREIN:

- 1) There is a recommendation of denial from the local governing body,
- 2) A citizens protest; or
- 3) Statutory problems that the Commission discovers.

PLEASE NOTE A LICENSEE MUST BE "PROPERLY" LICENSED IN ORDER TO PURCHASE FROM WHOLESALERS, AND A LICENSE IS EFFECTIVE:

- 1) Upon payment of the license fees;
- 2) Physical possession of the license;
- 3) Effective date on the license.

Sincerely,

A handwritten signature in black ink that reads "Michelle Porter".

NEBRASKA LIQUOR CONTROL COMMISSION
Michelle Porter
Licensing Division

Enclosures Janice M. Wiebusch
Commissioner

Robert Batt
Chairman

William F. Austin
Commissioner

RECOMMENDATION OF THE NEBRASKA LIQUOR CONTROL COMMISSION

October 25, 2013 MP

Date Mailed from Commission Office: September 25, 2013

I, _____ Clerk of _____
(City, Village or County)

Nebraska, hereby report to the Nebraska Liquor Control Commission in accordance with Revised Statutes of Nebraska, Chapter 53, Section 134 (7) the recommendation of said city, village or county, as the case may be relative to the application for a license under the provisions of the Nebraska Liquor Control Act as applied for by:

Harwood Pizza La Vista Inc by Mama's Pizza La Vista

8146 S 96th Street, La Vista NE 68128 (Sarpy County)

NEW APPLICATION for Class I 105076

45 days November 12, 2013

1. Notice of local hearing was published in a legal newspaper in or of general circulation in city, village or county, one time not less than 7 nor more than 14 days before time of hearing.

Check one: Yes _____ No _____

The Statutes require that such hearing shall be held not more than 45 days after the date of receipt of this notice from the Commission.

2. Local hearing was held not more than 45 days after receipt of notice from the Nebraska Liquor Control Commission.

Check one: Yes _____ No _____

3. Date of hearing of Governing Body: _____

4. Type or write the Motion as voted upon by the Governing Body. If additional Motions are made by the Governing Body, then use an additional page and follow same format.

5. Motion was made by: _____ Seconded by: _____

6. Roll Call Vote: _____

7. **Check one:** The motion passed: _____ The motion failed: _____

8. If the motion is for recommendation of denial of the applicant, then list the reasons of the governing body upon which the motion was made.

(Attached additional page(s) if necessary)

SIGN HERE _____ **DATE** _____
(Clerks Signature)

**APPLICATION FOR LIQUOR LICENSE
CHECKLIST - RETAIL**

NEBRASKA LIQUOR CONTROL COMMISSION
301 CENTENNIAL MALL SOUTH
PO BOX 95046
LINCOLN, NE 68509-5046
PHONE: (402) 471-2571
FAX: (402) 471-2814
Website: www.lcc.ne.gov

DA
New

Applicant Name Harwood Pizza La Vista Inc

Trade Name Mamas Pizza La Vista Previous Trade Name MP

E-Mail Address: mamaslaest@yahoo.com

I

105538

Provide all the items requested. Failure to provide any item will cause this application to be returned or placed on hold. All documents must be legible. Any false statement or omission may result in the denial, suspension, cancellation or revocation of your license. If your operation depends on receiving a liquor license, the Nebraska Liquor Control Commission cautions you that if you purchase, remodel, start construction, spend or commit money that you do so at your own risk. Prior to submitting your application review the application carefully to ensure that all sections are complete, and that any omissions or errors have not been made. You may want to check with the city/village or county clerk, where you are making application, to see if any additional requirements must be met before submitting application to the state.

✓ Jeff Harwood
✓ Paula Harwood

REQUIRED ATTACHMENTS

Each item must be checked and included with application or marked N/A (not applicable)

OK 1. Fingerprint cards for each person (two cards per person) must be enclosed with a check payable to the Nebraska State Patrol for processing in the amount of \$38.00 per person. All areas must be completed on cards as per brochure. To prevent the delay in issuing your license, we strongly suggest you go to any Nebraska State Patrol office. See fingerprint brochure <http://www.lcc.ne.gov/brochures/fingerprint.pdf>.

OK 2. Enclose application fee of \$400, check made payable to the Nebraska Liquor Control Commission.

OK 3) Enclose the appropriate application forms;
Individual License (requires insert form 1)
Partnership License (requires insert form 2)
Corporate License (requires insert form 3a & 3c)
Limited Liability Company (LLC) (requires form 3b & 3c)

BTC for Jeff
Paula

CH VOTERS
SOTFF

OK 4. If building is being leased send a copy of signed lease. Be sure the lease reads in the name of the individual(s), corporation or Limited Liability Company making application. Lease term must run through the license year being applied for.

✓ 5. If building is owned or being purchased send a copy of the deed or purchase agreement in the name of the applicant.

✓ 6. If buying the business of a current liquor license holder:
a) Provide a copy of the purchase agreement from the seller (

\$400.00

mp

OK # 01583



1300022157

00
13
31

Rec # 167741

- b) Provide a copy of alcohol inventory being purchased (must include brand names and container size)
- c) Enclose a list of the assets being purchased (furniture, fixtures and equipment)

✓ 7. If planning to operate on current liquor license; enclose Temporary Operating Permit (T.O.P.)(form 125).

✓ 8. Enclose a list of any inventory or property owned by other parties that are on the premise.

OK 9. For citizenship, residency and voter registration requirements see enclosed brochure.

OK 10. Corporation or Limited Liability Company must enclose a copy of articles of incorporation; as filed with the Secretary of State's Office. This document must show barcode.

OK 11. Submit a copy of your business plan.

I acknowledge that this application is not a guarantee that a liquor license will be issued to me, and that the average processing period is 60 days. Furthermore, I understand that all the information is truthful and I accept all responsibility for any false documents.

Signature 

Date 9/23/13

APPLICATION FOR LIQUOR LICENSE RETAIL

NEBRASKA LIQUOR CONTROL COMMISSION
301 CENTENNIAL MALL SOUTH
PO BOX 95046
LINCOLN, NE 68509-5046
PHONE: (402) 471-2571
FAX: (402) 471-2814
Website: www.lcc.ne.gov/

--	--

CLASS OF LICENSE FOR WHICH APPLICATION IS MADE AND FEES (CHECK ONLY ONE CLASS)

RETAIL LICENSE(S)

Application Fee \$400 (non refundable)

- A BEER, ON SALE ONLY
- B BEER, OFF SALE ONLY
- C BEER, WINE, DISTILLED SPIRITS, ON AND OFF SALE
- D BEER, WINE, DISTILLED SPIRITS, OFF SALE ONLY
- I BEER, WINE, DISTILLED SPIRITS, ON SALE ONLY
- AB BEER, ON AND OFF SALE
- AD BEER ON SALE ONLY, BEER, WINE, DISTILLED SPIRITS OFF SALE
- IB BEER, WINE, DISTILLED SPIRITS ON SALE, BEER OFF SALE ONLY
- ID BEER, WINE, DISTILLED SPIRITS ON AND OFF SALE

- Class K Catering license (requires catering application form 106) \$100.00

Additional fees will be assessed at city/village or county level when license is issued

Class C license term runs from November 1 – October 31

All other licenses run from May 1 – April 30

Catering license (K) expires same as underlying retail license

CHECK TYPE OF LICENSE FOR WHICH YOU ARE APPLYING

- Individual License (requires insert form 1)
- Partnership License (requires insert form 2)
- Corporate License (requires insert form 3a & 3c)
- Limited Liability Company (LLC) (requires form 3b & 3c)

NAME OF PERSON OR FIRM ASSISTING WITH APPLICATION (if applicable)

Individually fill in answers to any questions we may have on this application

Name *[Signature]* Phone number: *402-433-5690*

Firm Name _____

PREMIER EDITIONS

Trade Name (doing business as) M Amas Pizza Lm Vista

Street Address #1 814½ S. 96th St.

Street Address #2

City Lia Vista

County Sheriff

Zip Code 68125

Premise Telephone number 402 639 5361

E-mail

m

NO

Mailing address (where you want to receive mail from the Commission)

Name Jeff Harwood

Street Address #1 7801 S 93rd ST

Street Address #2

City Long Beach Age 45

State

WF

Zip Code

681218

THE CHARTER AND DIAGRAM OF THE STRUCTURE TO BE LICENSED

In the space provided or on an attachment draw the area to be licensed. This should include storage areas, basement, outdoor area, sales areas and areas where consumption or sales of alcohol will take place. If only a portion of the building is to be covered by the license, you must still include dimensions (length x width) of the licensed area as well as the dimensions of the entire building. No blue prints please. Be sure to indicate the direction north and number of floors of the building.

**For on-premise consumption liquor licenses minimum standards must be met by providing at least two restrooms

Length 180 feet
Width 62 feet

Is there a basement? Yes No

PROVIDE DIAGRAM OF AREA TO BE LICENSED BELOW OR ATTACH SEPARATE SHEET

160 Bulbous length

A hand-drawn sketch of a single-story building footprint. The building is 60' wide by 100' deep. The sketch shows a central entrance with a double door. The left side of the building has a 'Panted Stair' and a '60' depth indicator. The right side is labeled 'm. pavers 1/2"'. A vertical line on the right indicates 'No basement' and '1st floor'. The sketch is labeled 'Single Story' and '60' x 100'.

APPLICANT INFORMATION**1. READ CAREFULLY. ANSWER COMPLETELY AND ACCURATELY.**

Has anyone who is a party to this application, or their spouse, EVER been convicted of or plead guilty to any charge. Charge means any charge alleging a felony, misdemeanor, violation of a federal or state law; a violation of a local law, ordinance or resolution. List the nature of the charge, where the charge occurred and the year and month of the conviction or plea. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name.

YES NO

If yes, please explain below or attach a separate page.

Name of Applicant	Date of Conviction (mm/yyyy)	Where Convicted (city & state)	Description of Charge	Disposition
Jeff Hardwood	06/1985	Central Lake, Iowa	Public Intox	probation
Jeff Hardwood	12/1988	Omaha, NE	DUI	probation

2. Are you buying the business of a current retail liquor license?

YES NO

If yes, give name of business and liquor license number _____

- a) Submit a copy of the sales agreement
- b) Include a list of alcohol being purchased, list the name brand, container size and how many
- c) Submit a list of the furniture, fixtures and equipment

3. Was this premise licensed as liquor licensed business within the last two (2) years?

YES NO

If yes, give name and license number _____

4. Are you filing a temporary operating permit to operate during the application process?

YES NO

If yes:

- a) Attach temporary operating permit (T.O.P.) (form 125)
- b) T.O.P. will only be accepted at a location that currently holds a valid liquor license.

5. Are you borrowing any money from any source, include family or friends, to establish and/or operate the business?

YES NO

If yes, list the lender(s) Security National Bank

6. Will any person or entity, other than applicant, be entitled to a share of the profits of this business?

YES NO

If yes, explain. (All involved persons must be disclosed on application)

Mamas Pizza Inc. 115 N. Swede Creek Rd 68132 Mamas PIZZA

No silent partners

7. Will any of the furniture, fixtures and equipment to be used in this business be owned by others?

YES NO

If yes, list such item(s) and the owner.

8. Is premise to be licensed within 150 feet of a church, school, hospital, home for the aged or indigent persons or for veterans, their wives, and children, or within 300 feet of a college or university campus?

YES NO

If yes, provide name and address of such institution and where it is located in relation to the premises (Neb. Rev. Stat. 53-177)(1)

9. Is anyone listed on this application a law enforcement officer?

YES NO

If yes, list the person, the law enforcement agency involved and the person's exact duties

10. List the primary bank and/or financial institution (branch if applicable) to be utilized by the business

a) List the individual(s) who will be authorized to write checks and/or withdrawals on accounts at this institution.

Security National Bank - Jeff Harwood

11. List all past and present liquor licenses held in Nebraska or any other state by any person named in this application. Include license holder name, location of license and license number. Also list reason for termination of any license(s) previously held.

Harwood Pizza Inc 15615 Pacific St Omaha, NE 68118 072866

12. List the alcohol related training and/or experience (when and where) of the person(s) making application. Those persons required are listed as followed:

- a) Individual, applicant only (no spouse)
- b) Partnership, all partners (no spouses)
- c) Corporation, manager only (no spouse) as listed on form 3c
- d) Limited Liability Company, manager only (no spouse) as listed on form 3c

With full
Training

Applicant Name	Date Trained (mm/yyyy)	Name of program where trained (name, city)
Jeff Hardwood	9/2007	

13. If the property for which this license is sought is owned, submit a copy of the deed, or proof of ownership. If leased, submit a copy of the lease covering the entire license year. **Documents must show title or lease held in name of applicant as owner or lessee in the individual(s) or corporate name for which the application is being filed.**

Lease: expiration date _____

Deed

Purchase Agreement

14. When do you intend to open for business? 6 late October Early November 2013

15. What will be the main nature of business? Pizzeria Restaurant

16. What are the anticipated hours of operation? 11-11

17. List the principal residence(s) for the past 10 years for all persons required to sign, including spouses.

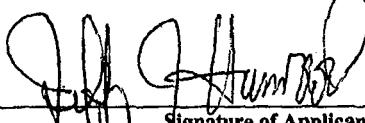
RESIDENCE FOR THE PAST 10 YEARS. APPLICANT AND SPOUSE MUST COMPLETE					
APPLICANT: CITY & STATE	YEAR FROM TO		SPOUSE: CITY & STATE	YEAR FROM TO	
Jeff Hardwood Las Vegas, NV	2008	2013			
Jeff Hardwood Omaha, NE	2007	2008	Same		

If necessary attach a separate sheet.

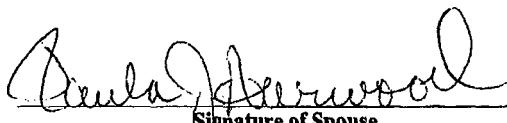
The undersigned applicant(s) hereby consent(s) to an investigation of his/her background and release present and future records of every kind and description including police records, tax records (State and Federal), and bank or lending institution records, and said applicant(s) and spouse(s) waive(s) any right or causes of action that said applicant(s) or spouse(s) may have against the Nebraska Liquor Control Commission, the Nebraska State Patrol, and any other individual disclosing or releasing said information. Any documents or records for the proposed business or for any partner or stockholder that are needed in furtherance of the application investigation of any other investigation shall be supplied immediately upon demand to the Nebraska Liquor Control Commission or the Nebraska State Patrol. The undersigned understand and acknowledge that any license issued, based on the information submitted in this application, is subject to cancellation if the information contained herein is incomplete, inaccurate or fraudulent.

Individual applicants agree to supervise in person the management and operation of the business and that they will operate the business authorized by the license for themselves and not as an agent for any other person or entity. Corporate applicants agree the approved manager will superintend in person the management and operation of the business. Partnership applicants agree one partner shall superintend the management and operation of the business. All applicants agree to operate the licensed business within all applicable laws, rules, regulations, and ordinances and to cooperate fully with any authorized agent of the Nebraska Liquor Control Commission.

Must be signed in the presence of a notary public by applicant(s) and spouse(s). See guideline for required signatures.
<http://www.lcc.ne.gov/pdfs/New%20Application%20Guideline.pdf>



Signature of Applicant



Signature of Spouse



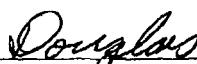
Signature of Applicant

Signature of Spouse

ACKNOWLEDGEMENT

State of Nebraska

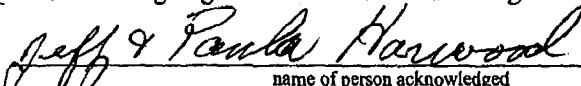
County of



The foregoing instrument was acknowledged before me this

September 24, 2013

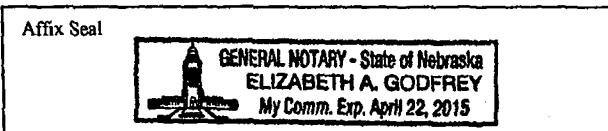
date

by 

name of person acknowledged



Notary Public signature



In compliance with the ADA, this application is available in other formats for persons with disabilities.
A ten day advance period is required in writing to produce the alternate format.

**MANAGER APPLICATION
INSERT - FORM 3c**

NEBRASKA LIQUOR CONTROL COMMISSION
301 CENTENNIAL MALL SOUTH
PO BOX 95046
LINCOLN, NE 68509-5046
PHONE: (402) 471-2571
FAX: (402) 471-2814
Website: www.lcc.ne.gov

Office Use

MUST BE:

- Citizen of the United States. Include copy of US birth certificate, naturalization paper or current US passport
- Nebraska resident. Include copy of voter registration in the State of Nebraska
- Fingerprinted. Two cards per person, fees of \$38 per person, made payable to Nebraska State Patrol. If printed at NSP mail check only.
- 21 years of age or older

Name of Corporation/LLC: Hawthorn Pizza La Vista

Premise Information

Liquor License Number: _____ Class Type I
(if new application leave blank)

Premise Trade Name/DBA: MAMAS Pizza La Vista

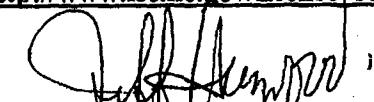
Premise Street Address: 8146 S 96th St

City: La Vista County: Adair County Zip Code: 68128

Premise Phone Number: (402) 637 5366

Email address: Mamaswest@yahoo.com

The individual whose name is listed as a corporate officer or managing member as reported on insert form 3a or 3b or listed with the Commission. Click on this link to see authorized individuals.
http://www.lcc.ne.gov/license_search/licsearch.cgi



SIGNATURE REQUIRED BY CORPORATE OFFICER / MANAGING MEMBER
(Faxed signatures are acceptable)

CK *Jeff*
Manager's information must be completed below. PLEASE PRINT CLEARLY

Last Name: Hawkins First Name: Jeff MI: J

Home Address (include PO Box if applicable): 7801 S 93^{12th} ST

City: La Vista County: Sioux Zip Code: 68125

Home Phone Number: 402 639 5366 Business Phone Number: 402 433 5090

Social Security Number: _____ Drivers License Number & State: 111

Date Of Birth: 6/8/62 Place Of Birth: Omaha, NE

Email address: Mamm's West@yahoo.com

Do you intend to keep complete income information (Even if a spousal affidavit has been completed)

YES NO

Spouse Information
Spouses Last Name: Hawkins First Name: Patricia MI: J

Social Security Number: _____ Drivers License Number & State: NE 6012 19 40

Date Of Birth: _____ Place Of Birth: Omaha, NE

AMERICAN SHOULD LIST HIS RESIDENCE(S) FOR THE PAST TEN (10) YEARS
IF APPLICABLE
SPOUSE

CITY & STATE	YEAR FROM	YEAR TO	CITY & STATE	YEAR FROM	YEAR TO
<u>La Vista, NE</u>	<u>2009</u>	<u>2013</u>	<u>Sioux</u>	<u>2007</u>	<u>2013</u>
<u>Omaha, NE</u>	<u>2000</u>	<u>2007</u>		<u>2002</u>	<u>2007</u>

MANAGER'S LAST TWO EMPLOYERS

YEAR FROM	TO	NAME OF EMPLOYER	NAME OF SUPERVISOR	TELEPHONE NUMBER
2007	2013	Harwood Pizza Inn	Brian Van Osrel	402- 820 758-9166
2000	2007	Mannas Pizza Inc	Brian Van Osrel	402-758-9166

1. READ CAREFULLY. ANSWER COMPLETELY AND ACCURATELY.

Must be completed by both applicant and spouse, unless spouse has filed an affidavit of non-participation.

Has anyone who is a party to this application, or their spouse, EVER been convicted of or plead guilty to any charge. Charge means any charge alleging a felony, misdemeanor, violation of a federal or state law; a violation of a local law, ordinance or resolution. List the nature of the charge, where the charge occurred and the year and month of the conviction or plea. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name.

YES NO

If yes, please explain below or attach a separate page.

Name of Applicant	Date of Conviction (mm/yyyy)	Where Convicted (City & State)	Description of Charge	Disposition
Jeff Harwood	06/1985	Crete Lake Inn Public Intoxic	probation	
Jeff Harwood	12/1988	Omaha	D.U.I.	probation

2. Have you or your spouse ever been approved or made application for a liquor license in Nebraska or any other state?

YES NO

IF YES, list the name of the premise(s):

Harwood Pizza Inc

3. Do you, as a manager, qualify under Nebraska Liquor Control Act (§53-131.01) and do you intend to supervise, in person, the management of the business?

YES NO

4. List the ~~education~~ training and/or experience (when and where) of the person making application.

*NLCC Training Certificate Issued: _____ Name on Certificate: _____

Applicant Name	Date (mm/yyyy)	Name of program (attach copy of course completion certificate)
Jeff		

*For list of NLCC Certified Training Programs see www.lcc.ne.gov/traininginfo.html

Experience:

Applicant Name / Job Title	Date of Employment:	Name & Location of Business:
Jeff Hernandez / G.M.	9/1/07 - Current	Milanes Pizza West 15615 Pacific St. Omaha NE 68118
Jeff Hernandez / PT ASST	1/1/00 - 8/1/07	Milanes Pizza 715 N Sandie Creek Rd Omaha NE 68132

5. Have you enclosed the required fingerprint cards and **PROPER FEES** with this application?
(Check or money order made payable to the Nebraska State Patrol for \$38.00 per person)

YES

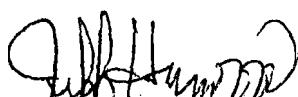
NO

PERSONS OF CREDIT AND CONSENT TO INVESTIGATION

The above individual(s), being first duly sworn upon oath, deposes and states that the undersigned is the applicant and/or spouse of applicant who makes the above and foregoing application that said application has been read and that the contents thereof and all statements contained therein are true. If any false statement is made in any part of this application, the applicant(s) shall be deemed guilty of perjury and subject to penalties provided by law. (Sec §53-131.01) Nebraska Liquor Control Act.

The undersigned applicant hereby consents to an investigation of his/her background including all records of every kind and description including police records, tax records (State and Federal), and bank or lending institution records, and said applicant and spouse waive any rights or causes of action that said applicant or spouse may have against the Nebraska Liquor Control Commission and any other individual disclosing or releasing said information to the Nebraska Liquor Control Commission. If spouse has NO interest directly or indirectly, a spousal affidavit of non participation may be attached.

The undersigned understand and acknowledge that any license issued, based on the information submitted in this application, is subject to cancellation if the information contained herein is incomplete, inaccurate, or fraudulent.



Signature of Manager Applicant

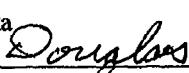


Signature of Spouse

ACKNOWLEDGEMENT

State of Nebraska

County of



The foregoing instrument was acknowledged before me this

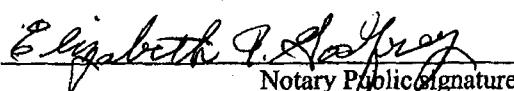
September 24, 2013

date

by

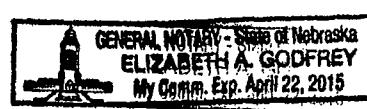


name of person acknowledged

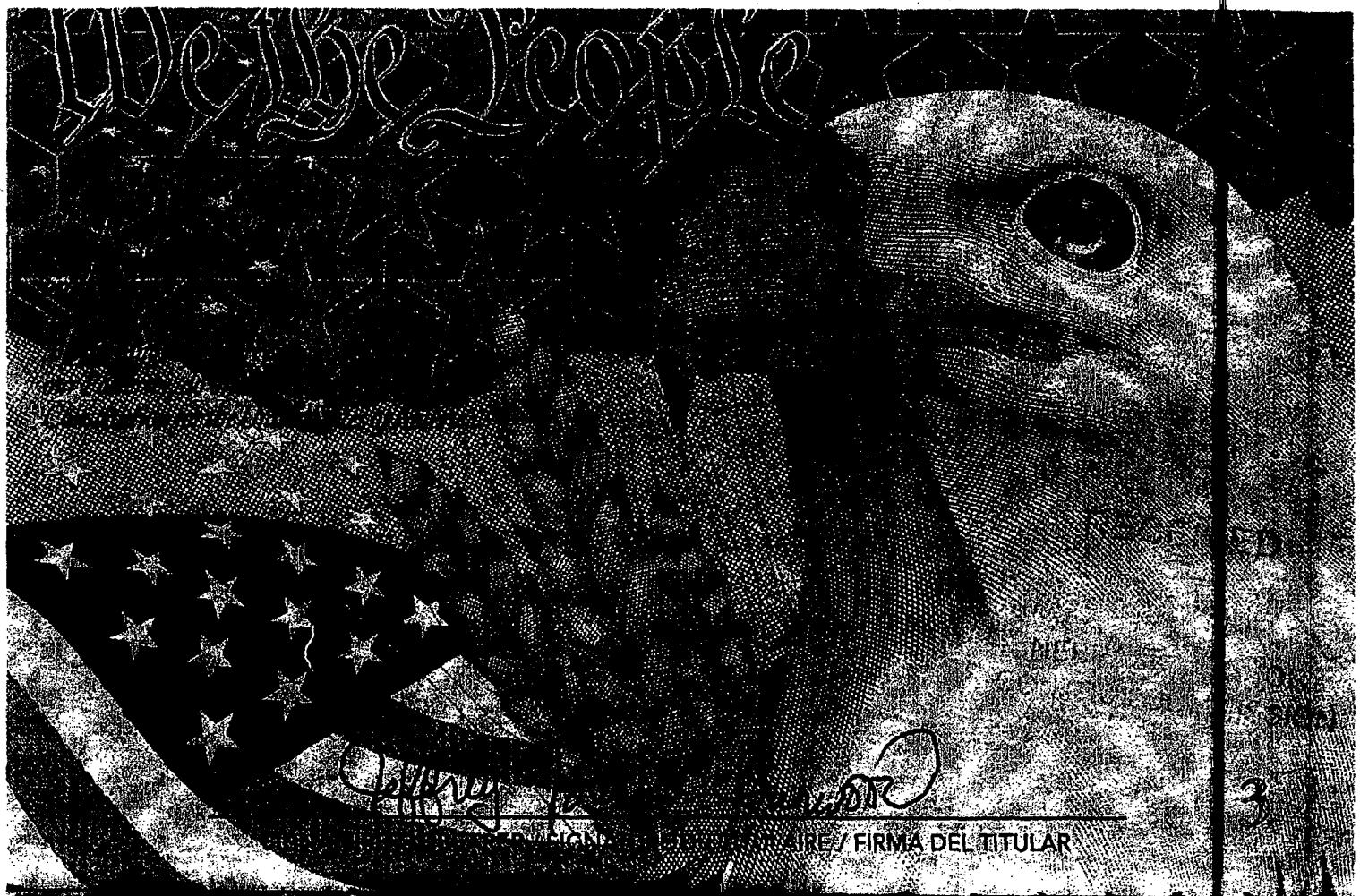


Notary Public Signature

Affix Seal



In compliance with the ADA, this application is available in other formats for persons with disabilities. A ten day advance period is required in writing to produce the alternate format.



FECHA DE EXPEDICIÓN / FIRMA DEL TITULAR





Select Language

Registrant Search Information

Registrant Detail

Name	Jeff Harwood
Party	Democrat
Polling Place	Metropolitan Community College Sarpy Center 33 9110 Giles Rd. La Vista, NE 68128

Districts

DISTRICT NAME	DISTRICT TYPE
Papillion-La Vista Public Schs	School District
Metro Com College Dist 5	Community College District
U.S. Congressional District 2	U.S. Congressional District
Appeals Court Judge Dist 4	Judge of Appeals Court Dist.
County Judge Dist 2	Judge of County Court Dist.
District Judge, Dist 2	Judge of District Court Dist.
Juv Crt Judge, Sarpy Co.	Judge of Juvenile Court
Supreme Court Judge Dist 4	Judge of Supreme Court Dist.
Legislative District 14	Legislative District
Papio NRD SubD 8	Natural Resources District
Omaha PPD SubD Suburban	Public Power District
PSC District 3	Public Service Comm District
Board of Regents District 2	Board of Regents
ESU 3 District 4	ESU District
La Vista City Council Ward 4	City Council (Ward)
County Commissioner District 2	County Board (Commiss./Superv)
Mayor of La Vista	Mayor
Metropolitan Utilities Distric	Utilities District
State Board of Education Dist2	State Board of Education
Learning Community 1 - Dist 6	Learning Community Coordinating Council

[Registration Information](#) [Polling Place](#) [Provisional Ballot](#) [Absentee Ballot](#)© Copyright 2013 Election Systems and Software. All rights reserved.
VoterView 2.4.1021.1



[Select Language](#)

Registrant Search Information

Registrant Detail

Name	Paula Harwood
Party	Democrat
Polling Place	Metropolitan Community College Sarpy Center 33 9110 Giles Rd. La Vista, NE 68128

Districts

DISTRICT NAME	DISTRICT TYPE
Papillion-La Vista Public Schs	School District
Metro Com College Dist 5	Community College District
U.S. Congressional District 2	U.S. Congressional District
Appeals Court Judge Dist 4	Judge of Appeals Court Dist.
County Judge Dist 2	Judge of County Court Dist.
District Judge, Dist 2	Judge of District Court Dist.
Juv Crt Judge, Sarpy Co.	Judge of Juvenile Court
Supreme Court Judge Dist 4	Judge of Supreme Court Dist.
Legislative District 14	Legislative District
Papio NRD SubD 8	Natural Resources District
Omaha PPD SubD Suburban	Public Power District
PSC District 3	Public Service Comm District
Board of Regents District 2	Board of Regents
ESU 3 District 4	ESU District
La Vista City Council Ward 4	City Council (Ward)
County Commissioner District 2	County Board (Commiss./Superv.)
Mayor of La Vista	Mayor
Metropolitan Utilities Distric	Utilities District
State Board of Education Dist2	State Board of Education
Learning Community 1 - Dist 6	Learning Community Coordinating Council

[Registration Information](#) [Polling Place](#) [Provisional Ballot](#) [Absentee Ballot](#)© Copyright 2013 Election Systems and Software. All rights reserved.
VoterView 2.4.1021.1

**APPLICATION FOR LIQUOR LICENSE
CORPORATION
INSERT - FORM 3a**

NEBRASKA LIQUOR CONTROL COMMISSION
301 CENTENNIAL MALL SOUTH
PO BOX 95046
LINCOLN, NE 68509-5046
PHONE: (402) 471-2571
FAX: (402) 471-2814
Website: www.lcc.ne.gov

Office Use

Officers, directors and stockholders holding over 25% shares of stock, including spouses, are required to adhere to the following requirements:

- 1) All officers, directors and stockholders must be listed
- 2) President/CEO and stockholders holding over 25% and their spouse(s) (if applicable) must submit fingerprints (2 cards per person)
- 3) Officers, directors and stockholders holding over 25 % shares of stock and their spouse (if applicable) must sign the signature page of the Application for License form 100 (even if a spousal affidavit has been submitted)

Attach copy of Articles of Incorporation (Articles must show barcode receipt by Secretary of States Office)

Name of Registered Agent: Dennis Guerin

Name of Corporation that will hold license as listed on the Articles

Hanwood Plaza Ln Vista Fnc # 10162388

Corporation Address: 9341 Davenport St.

City: Lin Vista Omaha State: NE Zip Code: 68114

Corporation Phone Number: 402 Fax Number:

Total Number of Corporation Shares Issued: 1000

Name and Notarized signature of President/CEO (Information of president must be listed on following page)

Last Name: Hanwood First Name: Jeff MI: J

Home Address: 7801 S 93rd St City: Lin Vista

State: NE Zip Code: 68128 Home Phone Number: 402 639 5366

Jeff Hanwood

Signature of President/CEO

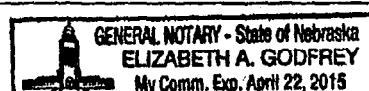
ACKNOWLEDGEMENT

State of Nebraska Douglas County of Douglas The foregoing instrument was acknowledged before me this

Date September 24 2013 by Jeff Hanwood Name of person acknowledge

Elizabeth A. Godfrey

Affix Seal



List names of all officers, directors and stockholders including spouses (even if a spousal affidavit has been submitted)

Last Name: HARWOOD First Name: Jeff MI: J Prints

Social Security Number: 507 92 4138 Date of Birth: 6/8/62

Title: President Number of Shares 500

Spouse Full Name (indicate N/A if single): Paula J HARWOOD Prints

Spouse Social Security Number: _____ Date of Birth: _____

Last Name: HARWOOD First Name: Paula MI: J

Social Security Number: _____ Date of Birth: 12/21/57

Title: Vice President Number of Shares 500

Spouse Full Name (indicate N/A if single): Jeff HARWOOD

Spouse Social Security Number: _____ Date of Birth: _____

Last Name: _____ First Name: _____ MI: _____

Social Security Number: _____ Date of Birth: _____

Title: _____ Number of Shares _____

Spouse Full Name (indicate N/A if single): _____

Spouse Social Security Number: _____ Date of Birth: _____

Last Name: _____ First Name: _____ MI: _____

Social Security Number: _____ Date of Birth: _____

Title: _____ Number of Shares _____

Spouse Full Name (indicate N/A if single): _____

Spouse Social Security Number: _____ Date of Birth: _____

List names of all officers, directors and stockholders including spouses (Even if a spousal affidavit has been submitted)

Last Name: _____ First Name: _____ MI: _____

Social Security Number: _____ Date of Birth: _____

Title: _____ Number of Shares _____

Spouse Full Name (indicate N/A if single): _____

Spouse Social Security Number: _____ Date of Birth: _____

Last Name: _____ First Name: _____ MI: _____

Social Security Number: _____ Date of Birth: _____

Title: _____ Number of Shares _____

Spouse Full Name (indicate N/A if single): _____

Spouse Social Security Number: _____ Date of Birth: _____

Last Name: _____ First Name: _____ MI: _____

Social Security Number: _____ Date of Birth: _____

Title: _____ Number of Shares _____

Spouse Full Name (indicate N/A if single): _____

Spouse Social Security Number: _____ Date of Birth: _____

Last Name: _____ First Name: _____ MI: _____

Social Security Number: _____ Date of Birth: _____

Title: _____ Number of Shares _____

Spouse Full Name (indicate N/A if single): _____

Spouse Social Security Number: _____ Date of Birth: _____

Is the applying corporation controlled by another corporation/company?

YES

NO

If yes, provide the following:

- 1) Name of corporation _____
- 2) Supply an organizational chart of the controlling corporation named above
- 3) Controlling corporation **MUST** be registered with the Nebraska Secretary of State, copy of articles must be submitted with application §53-126

Indicate the Corporation's tax year with the IRS (Example January through December)

Starting Date: January

Ending Date: December

Is this a Non-Profit Corporation?

YES

NO

If yes, provide the Federal ID # _____

In compliance with the ADA, this corporation insert form 3a is available in other formats for persons with disabilities.
A ten day advance period is requested in writing to produce the alternate format.

Nebraska Secretary of State

- John A. Gale

Business Services

[Home](#) » [Corporation and Business Entity Searches](#)

Tue Sep 24 16:13:25 2013

For Letters of Good Standing (\$6.50), Certificates of Good Standing (\$10.00), and/or Images (\$0.45 per page) of documents filed with the Secretary of State please click the corresponding service below:

[Back to Search Results](#)

Pay Services:

[Online Images of Filed Documents](#) | [Good Standing Documents](#)

Entity Name

HARWOOD PIZZA LA VISTA INC.

SOS Account Number

10162388

Principal Office Address

No address on file

Registered Agent and Office Address

DENNIS GUINN
9341 DAVENPORT STREET
OMAHA, NE 68114

Nature of Business

Not Available

Entity Type

Domestic Corp

Date Filed

May 24 2012

Account Status

Active

Pay Services:

Click on the pay service items you wish to view. Your Nebraska Online account will be charged the indicated amount for each item you view.

- Images of Filed Documents

If an item is a link, the document may be retrieved online, otherwise you must contact the Secretary of State's office to obtain a copy of the document.

Code	Trans	Date	Price
AP	Articles Perpetual	May 24 2012	\$1.35 = 3 page(s) @ \$0.45 per page
PP	Proof of Publication	Aug 10 2012	\$0.45 = 1 page(s) @ \$0.45 per page

- Letter of Good Standing

I require a Letter of Good Standing for this Corporation. - This is an online/electronic Letter of Good Standing which is immediately available for viewing or printing and will be charged to your Nebraska.gov account. \$6.50

ARTICLES OF INCORPORATION

NE Sec of State John R Gale - C007 AP
1001145323 Page 3
HARWOOD PIZZA LA VISTA INC.
Filed: 05/24/2012 11:14 AM

OF

HARWOOD PIZZA LA VISTA INC.

I, the undersigned natural person of the age of twenty-one years or more, acting as incorporator of a corporation under the Nebraska Business Corporation Act, adopt the following Articles of Incorporation for such corporation:

ARTICLE I

NAME

The name of the corporation is Harwood Pizza La Vista Inc.

ARTICLE II

DURATION

The period of the corporation's duration is perpetual.

ARTICLE III

PURPOSES

(a) The transaction of any and all lawful business for which corporations may be incorporated under the Nebraska Business Corporation Act; and

(b) To do everything necessary, proper, advisable and convenient for the accomplishment of the purposes hereinabove set forth, and to do all other things incidental thereto or connected therewith which are not forbidden by the laws of the State of Nebraska or by these Articles of Incorporation.

ARTICLE IV

POWERS

The corporation shall have and exercise all powers and rights conferred upon corporations by the Nebraska Business Corporation Act and any enlargement of such powers conferred by subsequent legislative acts; and, in addition thereto, the corporation shall have and exercise all powers and rights, not otherwise denied corporations by the laws of the State

of Nebraska, as are necessary, suitable, proper, convenient or expedient to the attainment of the purposes set forth in ARTICLE III above.

ARTICLE V
AUTHORIZED SHARES

The aggregate number of shares which the corporation shall have the authority to issue is 10,000 shares of common stock and the par value of each of said shares shall be \$1.00.

No holder of any capital stock of this corporation of any class or series now or hereafter authorized shall, as such holder, have any preemptive or other right to purchase or subscribe for any shares of the capital stock of any class or series which this corporation may issue or sell.

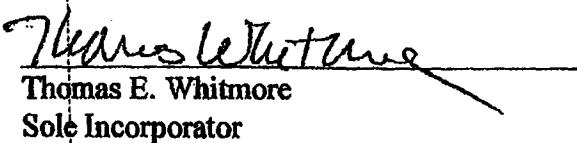
ARTICLE VI
INITIAL REGISTERED OFFICE AND
INITIAL REGISTERED AGENT

The street address of the initial registered office of the corporation is: 9341 Davenport Street, Omaha, NE 68114. The name of the registered agent at such address is: Dennis Guinn.

ARTICLE VII
NAME AND ADDRESS OF INCORPORATOR

The name and address of the incorporator is: Thomas E. Whitmore, 7602 Pacific Street, Suite 200, Omaha, Nebraska 68114.

DATED: May 10, 2012


Thomas E. Whitmore
Sole Incorporator

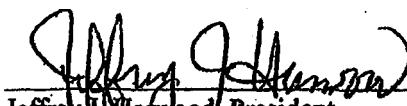
CONSENT TO USE NAME

HARWOOD PIZZA, INC., a Nebraska corporation, hereby consents to the organization of a Nebraska corporation by the name of Harwood Pizza La Vista Inc. and Harwood Pizza Building, LLC.

DATED and signed this 17 day of May, 2012.

HARWOOD PIZZA INC.

By:



Jeffrey U. Harwood, President

AFFIDAVIT OF PUBLICATION

STATE OF NEBRASKA }

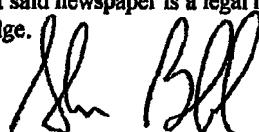
} SS.

County of Sarpy }

Being duly sworn, upon oath, Shon Barenklau deposes and says that he is the Publisher or Kirk Hoffman deposes and says that he is the Business Manager of the Bellevue Leader, Papillion Times, Gretna Breeze and Springfield Monitor, legal newspapers of general circulation in Sarpy County, Nebraska, and published therein; that said newspaper has been established for more than one year last past; that it has a bona-fide paid subscription list of more than three hundred; that to this personal knowledge, the advertisement, a copy of which is hereto attached, was printed in the said newspaper once each week, the first insertion having been on:

Wednesday, July 25, 2012 Papillion Times
Thereafter, Wednesday, August 1, 2012 Papillion Times
Thereafter, Wednesday, August 8, 2012 Papillion Times

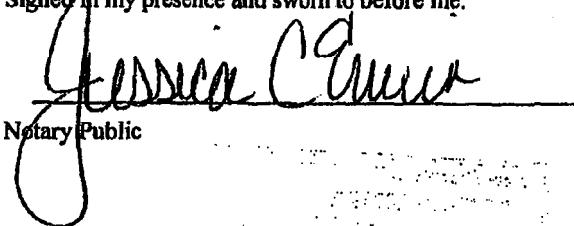
And that said newspaper is a legal newspaper under the statutes of the State of Nebraska. The above facts are within my personal knowledge.



Shon Barenklau OR Kirk Hoffman
Publisher Business Manager

T. J.'s Date 08-07-2012

Signed in my presence and sworn to before me:


Notary Public

WHITMORE LAW OFFICE LLC
7802 Pacific Street, Suite 200
Omaha, Nebraska 68114

NOTICE OF INCORPORATION

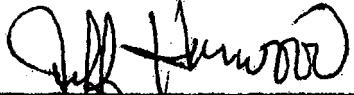
Harwood Pizza La Vista Inc., whose registered agent is Dennis Gunn and registered office is 9341 Davenport Street, Omaha, NE 68114, was formed on May 24, 2012 to engage in any lawful business. The corporation has authorized 10,000 shares of capital stock.

Thomas E. Whitmore, incorporator
1540800: 7/25, 8/1, 8/8

Printer's Fee \$ 18.04
Customer Number: 170702
Order Number: 0001540800

9/24/13

EFFECTIVE 10/01/13, THE UNDERSIGNED BUSINESS (HARWOOD PIZZA BUILDING, LLC) WILL LEASE 6000 SQ FEET OF RETAIL SPACE, LOCATED AT 8146 S 96TH ST., LA VISTA, NE TO HARWOOD PIZZA LA VISTA LLC FOR THE FLAT RATE OF \$5000 PER MONTH. THIS AGREEMENT IS EFFECTIVE FOR 5 YEARS AND EXPIRES ON 9/30/18. AT THAT TIME, ANOTHER 5 YEAR LEASE WILL GO INTO EFFECT IF BOTH PARTIES AGREE TO THE SAME TERMS.

 9/24/13

JEFF HARWOOD PRESIDENT HARWOOD PIZZA BUILDING INC

 9/24/13

JEFF HARWOOD PRESIDENT HARWOOD PIZZA LA VISTA INC

COUNTER LM
VERIFY LM
FEES \$ 6.00
CHG SFILE
SUBMITTED NEBRASKA TITLE COMPANY - O

NEBRASKA DOCUMENTARY
STAMP TAX
Aug 07, 2012
\$1660.50 By LM

FILED SARPY CO. NE.
INSTRUMENT NUMBER

2012-23489

2012 Aug 07 11:48:44 AM

Lloyd J. Dornier
REGISTER OF DEEDS

After recording, return to:
Nebraska Title Company
14680 W. Dodge Road, Suite 1
Omaha NE 68154

TRUSTEE'S DEED

ROBERT M. GONDERINGER, Successor Trustee of the RKS Family Trust pursuant the Amended and Restated RKS Family Trust Agreement (Irrevocable) dated June 30, 2006 ("Grantor"), for valuable consideration, hereby grants and conveys to **HARWOOD PIZZA BUILDING, LLC**, a Nebraska limited liability company, ("Grantee"), that real estate (as defined in Nebraska Revised Statutes Section 76-201) located in Sarpy County, Nebraska, legally described as Lot 8A, Mayfair 2nd Addition Replat Two together with Lot 7B, Mayfair 2nd Addition Replat One, all in Sarpy County, Nebraska (the "Property").

Grantor covenants with Grantee as follows:

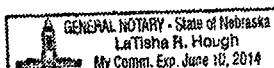
1. Grantor is lawfully seized of the Property;
2. Other than as reflected in the survey of Thompson, Dreessen & Dornet, Inc. dated May 31, 2012 and easements, reservations, licenses (including but not limited to that certain License Agreement dated August 6, 2012 executed by Grantor, as licensor, in favor of Thomas E. Lewis and Tonya D. Lewis, as licensees), restrictions and covenants of record, the Property is free from encumbrances;
3. Grantor has legal power and lawful authority to convey the Property; and
4. Grantor warrants and will defend title to the Property against any acts of the Grantor.

Executed this 6th day of August, 2012.

Robert M. Gonderinger
Robert M. Gonderinger, Successor Trustee of the
Amended and Restated RKS Family Trust
(Irrevocable) dated June 30, 2006

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 6th day of August, 2012,
by Robert M. Gonderinger, Successor Trustee of the Amended and Restated RKS Family Trust
Agreement (Irrevocable) dated June 30, 2006.



00485030.IXXC

LaTisha R. Hough
Notary Public

MAMA'S PIZZA LA VISTA BUSINESS PLAN

I. EXECUTIVE SUMMARY

Mama's Pizza La Vista, (hereinafter "Business") is intended to be formed as a Nebraska Restaurant located at 8146 S 96th St, La Vista, Nebraska 68128, poised for rapid growth in the food industry. The Business seeks funding to take advantage of a window of opportunity for introducing a new Pizza product, which has the potential to dominate the market.

Business Description. The Business is to be organized as a Restaurant formed and authorized under the laws of the state of Nebraska, and will be led by Jeff Harwood, who will serve as the Business' owner.

This will be Jeff Harwood's 3rd Mama's Pizza that he will run. He spent 6 years as general manager at the original Mama's Pizza on Saddle Creek and 7 years running the 2nd location at 156th and Pacific St..

New Product. The Business has developed a Pizza product which has the following specifications:

We offer homemade pizza, and other homestyle meals in a family friendly sports themed environment.

The Business has a window of opportunity to introduce its products and gain a significant piece of the market share.

Funding Request. The total funding request is for a 2.3 million. loan for a 10 years period. The funding proceeds will be used as follows:

\$25,000.00 for Marketing

This amount is earmarked for effectively marketing the products as described below in the Marketing Summary section of the Business Plan.

\$70,000.00 for Staffing

This portion of funding is intended for hiring employees to produce the products and assist marketing and sales efforts.

\$1.7 million for land and building

The Business is looking for long-term debt funding. Financial projections forecast a break-even point in less than 5 years after product introduction. Conservative estimates show at least a 10% return on the investment by the end of the financing period.

II. BUSINESS SUMMARY

The business is a start-up business, providing clients with Pizza. We offer homemade pizza, and other homestyle meals in a family friendly sports themed environment.

Industry Overview. The food industry in the United States currently generates \$32,000,000,000.00 in annual sales. Annual revenue for the regional market where the business is located is estimated at \$25,000,000.00.

Seasonal Factors. The Business would only be influenced by the seasonal factors that affect our customers. Since the demand for our services crosses many different businesses and industries, seasonal fluctuations are expected to be limited to the typical down turn in the dull period months are not affected by the annual holiday schedules.

Position in the Industry. The new Mama's is located in a newly developed area where demographics are very strong. There are many young families. That is the primary demographic. The area is undergoing a new development phase. There is a Wal Mart Neighborhood Market going in across the street. Also, a high end day care that will attract 200 kids is right behind us.

Legal Issues. The promoters have secured the required patents and trademarks for the products and processes of the business in accordance with the statutory requirements.

Location. Mama's Pizza will need to pay back 18,000 per month on its loan to Security National Bank. Utilities run about \$3500 per month. Currently Mama's Pizza in West Omaha pays about \$9,000 in rent and \$3500 in utilities. With a net profit of about \$25,000 per month. We should be able to handle the extra \$9,000 per month payment. Additionally, we will be renting 3 bays that we own on the North end of the building that will generate about \$6K per month.

III. MARKETING SUMMARY

Target Markets. The main target markets for the business include:

- Schools
- Churches
- Youth Sports teams
- Families
- Sports fans

It is estimated that there are 35,000 potential customers within the Business defined trading area that are estimated to spend \$13,000,000.00. To seek the most profitable market segments in the target markets overall, the Business will focus on the following areas within the target market:

- We start with building a strong relationships with area schools. We offer evening where we give back portions of the profits directly to the schools. We want to have strong

relationships with Papillion La Vista High School, St Columbakille, and Portal Elementary. Also, we will reach out to the area churches. St Columbakill is one of the 3 largest parishes in the metro area. Beautiful SAvor is the largest Lutheran church in the metro. We will reach out to families, by sponsoring youth sports. Also, we attract many sports fans as we will invest \$40, 000 on high Def big screen Television with all major sporting events offered.

Competition. Customer choice of services in this industry is based on Our homemade dough is where it starts. It is fresh and never frozen. We make it daily. Then our homemade ground beef sets us apart. We cook it daily and we are very generous on our portions. The cheese we use comes from a small family farm in Wisconsin. It is a unique mozzarella cheese that no one else in Omaha is using. The sauce is a unique blend of tomatoes and spices and is very popular in the Chicago area. Our baking system is very consistent, so our customers get the same product every time. Competition for home made pizza in the Papillion/Lavista area is very sparse. There is a Caseys pizza across the street. They are a low dollar pizza outfit that focuses on "low end, not fresh pizza. There is a Dominos Pizza to the South. We believe they also are more concerned with selling low end pizzas that do not focus on high quality. There is a Valentinos 2 miles to the west, but they d not have a dining room. A Pizza Ranch is going in about 2.5 miles to the east and South. They are a buffet style. Our customers prefer the freshness of our pizza. Finally, 3 miles to the West is a Pizza West. We do not believe they have the reputation and tradition of Mama's Pizza.

Services. The Business intends to provide exceptional, personalized service, which will be the crucial factor in building and protecting the Business's brand within the community. The Business intends to handle customer concerns and issues with a customer oriented focus with the intent of providing timely resolution and preventing the loss of customers.

IV. STRATEGY AND IMPLEMENTATION SUMMARY

Company Goals and Objectives. The goal for Mama's Pizza La Vista is to pay for the land and building within a 10 year time frame. We would like to maintain about 7-10% growth per year. Our goal is to hit 1.6 million in revenue our first year. We do not have any immediate plans for new locations as all of our energy will be in starting Mama's La Vista while continuing to grow our other 2 locations.

The Business plans the following tactics as part of sales promotion:

- Develop a list of businesses in the neighborhood and send brochures by direct mail to the list.
- Advertising through press releases to industry publications and local newspapers.
- Internet marketing
- Posting signage and flyers about the new business on bulletin boards in stores and public places.

In addition, the Business will also engage in the following marketing campaigns:

- We will supply our pizzas to local businesses to get them to try our product.
- We will market to the younger generation by using Social Media (facebook, twitter, etc)
- We will buy advertising from local high school sports teams
- We will place ads in local church bulletins.

V. FINANCIAL PLAN

The Funding Request in this Business Plan outline the major start-up costs associated with this business. Other costs include repair and maintenance, sales and production expenses. Regular monthly expenses are estimated at \$120,000.00 for paying the employee salaries and other regular business expenses. The Business is expected to generate \$150,000.00 in the first year and gross profit is expected to be \$30,000.00.

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
OCTOBER 15, 2013 AGENDA**

Subject:	Type:	Submitted By:
INTERLOCAL AGREEMENT -- PAPILLION - LA VISTA SCHOOL DISTRICT	◆ RESOLUTION ORDINANCE RECEIVE/FILE	BOB LAUSTEN POLICE CHIEF

SYNOPSIS

A resolution has been prepared to approve an Interlocal Cooperation Agreement between the Papillion-La Vista School District and the City of La Vista regarding law enforcement assistance.

FISCAL IMPACT

N/A

RECOMMENDATION

Approval.

BACKGROUND

An official agreement between the Papillion-La Vista Public Schools (PLVSD) and the La Vista Police Department is required to allow the police department to access certain records protected by the Family Education Rights to Privacy Act (FERPA). The LVPD and the PLVSD have had previous agreements relating to the details outlined in the proposed Interlocal Cooperation Agreement, however, with the change in leadership at the PLVSD, a formal Interlocal Cooperation Agreement will perpetualize the ability for the LVPD to provide on-going services to the PLVSD. The agreement does not obligate any financial requirement to either party.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING AN INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF LA VISTA AND THE PAPILLION – LA VISTA PUBLIC SCHOOL DISTRICT.

WHEREAS, the provisions of Nebraska State Statutes Sections 13-801, et. seq., provide authority for the City of La Vista to join with other governmental agencies on a basis of mutual advantage and in a manner that will accord best with geographic, economic, population and other factors by signing an Interlocal Cooperation Agreement; and,

WHEREAS, the School District desires to have law enforcement officers available to aid in the education and safety of the children of School District and City; and,

WHEREAS, the City of La Vista believes that the presence and support of a police officer from the La Vista Police Department will be of assistance to the City, the Department, and the School District; and,

WHEREAS, the participants agree that this Interlocal Cooperation Agreement in no manner expands or restricts the authority otherwise granted to them by law; and

WHEREAS, such an agreement is in the best interests of the citizens of the City of La Vista.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of La Vista, Nebraska, hereby authorize the Chief of Police to execute an Interlocal Cooperation Agreement with the Papillion – La Vista Public School District.

PASSED AND APPROVED THIS 15TH DAY OF OCTOBER, 2013.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

**INTERLOCAL SERVICES AND COOPERATION AGREEMENT
CITY OF LA VISTA AND PAPILLION-LA VISTA SCHOOL DISTRICT**

This AGREEMENT is entered into this _____ day of _____ 2013, by and between the City of La Vista, Nebraska, a political subdivision of the State of Nebraska ("City"), and Papillion-La Vista School District #27, also known as Papillion-La Vista Public School District ("School District").

WHEREAS, City and School District are authorized by the Interlocal Cooperation Act, Neb. Rev. Stat. §13-801 (Reissue 1997), et seq., which provides that two (2) or more public entities may enter into an agreement for the joint and cooperative exercise of powers, privileges, or authorities capable of being exercised by either agency; and,

WHEREAS, pursuant to Interlocal Cooperation Act, Neb. Rev. Stat. §13-801, et. seq. (Reissue 1997), the parties wish to permit their local governmental units to make the most efficient use of their powers by enabling them to cooperate with each other on the basis of mutual advantage and thereto to provide services and facilities in a manner and pursuant to forms of governmental organization that will accord best with geographic, economic, population and other factors influencing the needs of the two communities; and,

WHEREAS, City believes that the presence and support of a local law enforcement officer who is a commissioned police officer from the La Vista Police Department ("Department") will be of assistance to the City, the Department, and the School District; and,

WHEREAS, the School District desires to have law enforcement officers by the Department available to serve the La Vista schools of School District #27, and aid in the education and safety of the children of School District and City.

NOW, THEREFORE, it is agreed by and between the parties, pursuant to Neb. Rev. Stat. 13-807 (Reissue 1997), as follows:

1. DESIGNATED LAW ENFORCEMENT UNIT: City agrees to serve as one of the Designated Law Enforcement Units for the District, as outlined in School District Policy 5501 (Student Records) to allow transfer of education records by District staff on a "Need to Know" basis, without requiring parental permission in advance, as allowed under the Family Education Rights to Privacy Act (FERPA).
2. ANNUAL SCHOOL SAFETY AUDIT: City will provide officers to conduct annual School Safety Audits of School District buildings in La Vista when authorized staffing levels permit. Such officers shall have the primary assignment and duty of reviewing all school safety procedures and conduct the Audit using a School Safety Audit form and format as agreed upon by both the City and the School District. Copies of this completed written audit shall be provided to the building principal and the Director of Student Services at the School District Central Office.
3. DRUG PREVENTION AND SAFETY EDUCATION: Department will provide law enforcement officers upon request to School District staff in La Vista school buildings, when authorized staffing levels permit for the purposes of conducting classroom presentations and educational programs related to drug prevention and child safety topics. Such instruction may include such established programs as

D.A.R.E. and G.R.E.A.T. and shall be arranged through the principal of each La Vista school and the appropriate Department supervisor.

4. WELL CHECKS: Department will respond to requests from School District personnel when authorized staffing levels permit for the purposes of conducting Well Checks at LaVista residences of students for whom the School District has been unable to determine the whereabouts or safety of the student. Law enforcement officers from the Department will report the results of their Well Check to the building administrator, or their designee, to confirm that the child has been located and is safe.
5. TERM OF AGREEMENT: The term of this Agreement shall be for a period determined by City and School District or until terminated by either party.
6. COST OF PROGRAM: All associated salary and benefit costs for providing law enforcement officers to conduct activities in the School District shall be assumed by the City.
7. TERMINATION: Agreement may be terminated by either the City or School District upon ninety (90) days written notice.
8. ENTIRE AGREEMENT: This Agreement with its attachments contains the entire agreement between the parties hereto, and there are no other written or oral promises, contracts, or warrants which may affect it, except as contained herein. This Agreement cannot be amended except by all of the parties hereto.
9. Pursuant to Neb. Rev. Stat. §13-804(5) (Reissue 1997), the parties hereby acknowledge, stipulate and agree that this agreement shall not relieve any public agency of any obligation or responsibility imposed upon it by law.
10. Pursuant to Neb. Rev. Stat. §23-3113 (Reissue 1997), the parties hereto declare and affirm that no officer, member or employee, or no member of their governing bodies, and no other public official of parties who exercise any functions or responsibilities in the review or approval of the undertaking described in this agreement, or the performing of either parties' obligations pursuant to this agreement, shall participate in any decision relating to this agreement which affects his or her personal interests, or any partnership, or association in which he or she is directly or indirectly interested; nor shall any employee, nor any member of their governing bodies, have any interest, direct or indirect, in this agreement or the proceeds thereof.
11. It is understood and agreed by the parties hereto that if any part, term, condition or provision of this agreement is held to be illegal, void, or in conflict with any law of this State or the United States, the validity of the remaining parts, terms, conditions or provisions shall not be affected, and the rights and obligations of the parties shall be construed and enforced as if this agreement did not contain the particular part, term, condition or provisions held to be illegal and/or invalid.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement to be effective on the day and year first written above.

CITY OF LA VISTA, NEBRASKA

Chief of Police

Date

Attest: City Clerk

Date

PAPILLION-LAVISTA SCHOOL DISTRICT

President, Papillion-La Vista School District

Date

Attest

Date

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
OCTOBER 15, 2013 AGENDA

Subject:	Type:	Submitted By:
PORTAL ROAD & 107 TH STREET NO PARKING ZONE DESIGNATIONS	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOHN KOTTMANN CITY ENGINEER/ASSISTANT PUBLIC WORKS DIRECTOR

SYNOPSIS

A resolution has been prepared establishing "No Parking Zones" on both sides of Portal Road and 107th Street as described herein and as recommended by the city engineer and authorizing the Public Works Department to install appropriate signs.

FISCAL IMPACT

The FY 13/14 General Fund Budget provides funding for the signage..

RECOMMENDATION

Approval

BACKGROUND

Due to ongoing and future development along Portal Road that may result in the potential for motorists to attempt to park along Portal Road, and to preserve the safe passage of vehicles on Portal Road, the designation of No Parking Zones is recommended in the following locations:

1. A No Parking Zone on both sides of Portal Road from the west right-of-way line of 96th Street to the west right-of-way line of 107th Street.
2. A No Parking Zone on both sides of 107th Street from the north right-of-way line of Portal Road to the south right-of-way line of Giles Road.

Attached is a map illustrating the proposed No Parking Zones.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA ESTABLISHING NO PARKING ZONES ON BOTH SIDES OF PORTAL ROAD AND 107TH STREET IN DESIGNATED AREAS.

WHEREAS, the Mayor and City Council have determined that "No Parking Zones" are necessary, due to ongoing and future development along Portal Road, to preserve the safe passage of vehicles on Portal Road; and

WHEREAS, the designation of No Parking Zones are in the following locations;

1. On both sides of Portal Road from the west right-of-way line of 96th Street to the west right-of-way line of 107th Street.
2. On both sides of 107th Street from the north right-of-way line of Portal Road to the south right-of-way line of Giles Road.; and

WHEREAS, City Engineer and staff have reviewed the plan and recommend approval,

NOW, THEREFORE, BE IT RESOLVED, that the "No Parking Zones" on both sides of the Portal Road and 107th Street on designated areas,

BE IF FURTHER RESOLVED, that the Public Works Department be, and hereby is, authorized to install the appropriate signage designating these "No Parking Zones".

PASSED AND APPROVED THIS 15TH DAY OF OCTOBER, 2013.

CITY OF LA VISTA

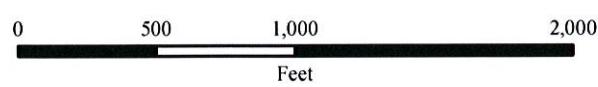
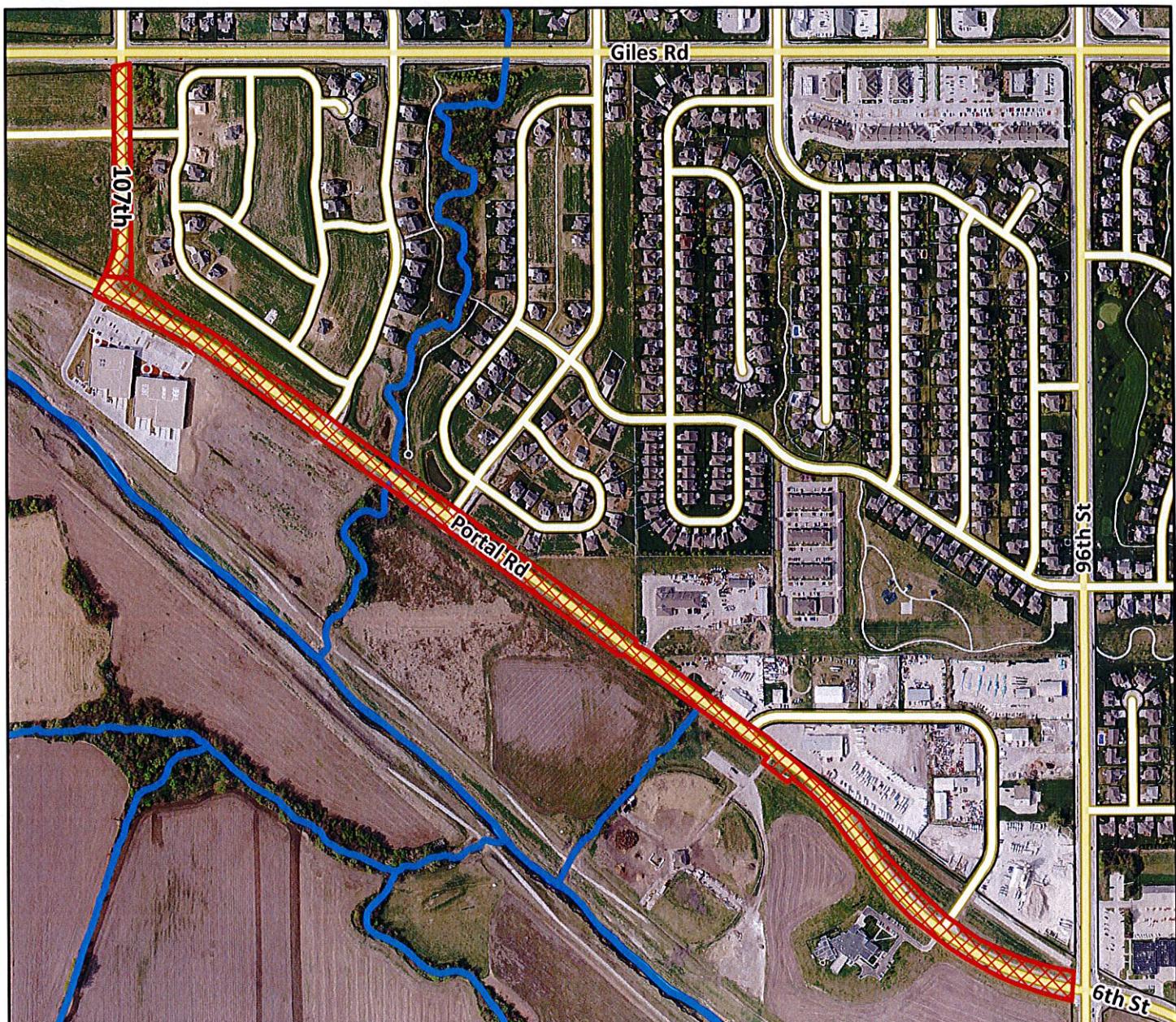
Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

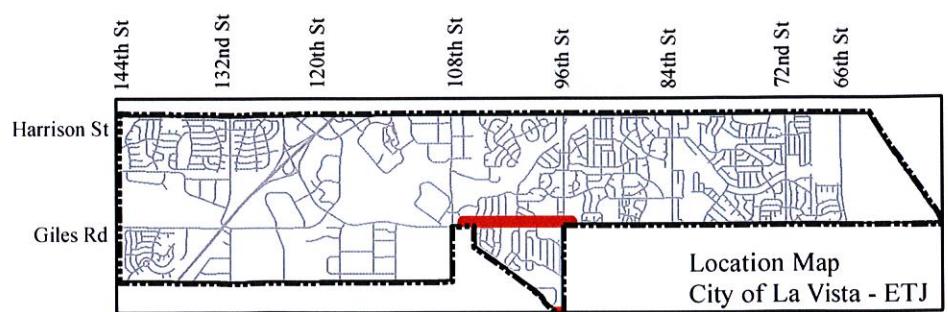


Portal Road & 107th Street No Parking Zone Designations



Legend

- No Parking Zones
- Streams
- Right of Way
- Reservoir



CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
OCTOBER 15, 2013 AGENDA

Subject:	Type:	Submitted By:
THOMPSON CREEK, PHASE VI, PART 2 WATERSHED RESTORATION NDEQ GRANT CONTRACT	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOHN KOTTMANN CITY ENGINEER/ASSISTANT PUBLIC WORKS DIRECTOR

SYNOPSIS

A resolution has been prepared authorizing the execution of an Intergovernmental Agreement with the Nebraska Department of Environmental Quality (NDEQ) for funding from EPA Section 319 Funds for activities associated with Thompson Creek Watershed Management in the amount of \$150,000.

FISCAL IMPACT

The FY 13/14 Capital Improvement Program (CIP) has funding budgeted for this project.

RECOMMENDATION

Approval subject to review by the City Attorney.

BACKGROUND

The City submitted grant applications to the Nebraska Department of Environmental Quality (NDEQ) and the Nebraska Environmental Trust (NET) in the fall of 2012 for funding of the Thompson Creek Watershed Management Project. Those applications were required in order to seek funding from the PMRNRD at the 60% level in their Urban Drainageway Program. A grant application was made to the PMRNRD in early March 2013 and has been approved pending preparation of an agreement with the PMRNRD. This is identified in the CIP as Phase VI, Part 2 of the Thompson Creek project.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT WITH THE NEBRASKA DEPARTMENT OF ENVIRONMENTAL QUALITY (NDEQ) FOR FUNDING FROM EPA SECTION 319 FUNDS FOR ACTIVITIES ASSOCIATED WITH THOMPSON CREEK WATERSHED MANAGEMENT IN AN AMOUNT NOT TO EXCEED \$150,000.

WHEREAS, the City Council of the City of La Vista has determined that said Thompson Creek improvements are necessary; and

WHEREAS, the FY 2013/14 Capital Improvement Program (CIP) has funding budgeted for this project; and

WHEREAS, the grant applications are required in order to seek funding from the Papio-Missouri NRD at the 60% level in their Urban Drainageway Program; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, authorizing the execution of an Intergovernmental Agreement with the Nebraska Department of Environmental Quality (NDEQ) for funding from EPA Section 319 funds for activities associated with Thompson Creek Watershed Management in an amount not to exceed \$150,000.

PASSED AND APPROVED THIS 15TH DAY OF OCTOBER, 2013

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
OCTOBER 15, 2013 AGENDA

Subject:	Type:	Submitted By:
AUTHORIZATION TO PURCHASE HOLIDAY DECORATIONS	◆ RESOLUTION ORDINANCE RECEIVE/FILE	BRENDA S. GUNN CITY ADMINISTRATOR

SYNOPSIS

A resolution has been prepared authorizing the purchase of eighteen (18) holiday lights from Blachere-Illumination USA Inc, Christopher, Illinois in an amount not to exceed \$13,130.

FISCAL IMPACT

The FY 13/14 Lottery Fund Budget contains funding for the proposed purchase.

RECOMMENDATION

Approval

BACKGROUND

When the new holiday lights were ordered last year, there was a sense that a light on each pole along 84th Street might be too much and as a result decorations were only purchased for every other pole. As it turns out, because the distance between every other pole was more significant than anticipated the desired impact was not ultimately achieved. (*The lights seemed sparse*). We also experienced difficulties with some of the lights, but were able to identify a relatively easy fix and have been able to get the supplier to agree to manufacture new fixtures according to our specifications.

In FY 13, \$50,000 was budgeted for lighted decorations and holiday banners. The following is what was actually purchased:

• 25 Custom Swirl Light Mounts	\$17,400
• 56 Banners	\$ 9,529

While the FY 14 Lottery budget also includes \$50,000 for holiday decorations, it was prepared prior to our knowledge that the State of Nebraska would be withholding \$2.46M in sales and use taxes in FY 14. As was discussed during the budget process, all items contained within the approved budget would be scrutinized prior to recommendation for purchase. Because the desired effect was not achieved through the initial purchase and the fact that company representatives are being responsive and have agreed to manufacture in accordance with our specifications it is recommended that 18 additional lights be acquired so as to improve the overall appearance.

RESOLUTION NO._____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING THE PURCHASE OF EIGHTEEN (18) HOLIDAY DECORATIONS FROM BLACHERE-ILLUMINATION USA INC, CHRISTOPHER ILLINOIS, IN AN AMOUNT NOT TO EXCEED \$13,130.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of the remainder of the holiday decorations for street light poles is necessary, and

WHEREAS, the FY 13/14 Lottery Fund budget provides funding for the proposed purchase, 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 approve the purchase of eighteen (18) holiday decorations from Blachere-Illumination USA Inc, Christopher, Illinois, in an amount not to exceed \$13,130.

PASSED AND APPROVED THIS 15TH DAY OF OCTOBER, 2013.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
OCTOBER 15, 2013 AGENDA

Subject:	Type:	Submitted By:
COUNCIL POLICY STATEMENT – REMOVAL OR BAN AND BAR FROM CITY FACILITIES/PROPERTY	◆ RESOLUTION ORDINANCE RECEIVE/FILE	RITA RAMIREZ ASSISTANT CITY ADMINISTRATOR

SYNOPSIS

A resolution has been prepared for the approval of a Council Policy Statement pertaining to the removal or ban and bar of individuals from City facilities and/or property.

FISCAL IMPACT

N/A

RECOMMENDATION

Approval.

BACKGROUND

There have been occasions in the past when City personnel had to order someone to leave City property for various reasons. Examples would include someone at a public facility such as City Hall, the Recreation Center, Sports Complex or Swimming Pool refusing to follow the facility policies and procedures, behaving in a threatening manner or generally being disruptive. There have also been some instances of employees being directed not to come to certain City facilities while an internal investigation was underway. Each of these cases has been handled individually and, as such, not always consistently. The Department Heads have been discussing their experience with various incidents and have created a Council Policy Statement that would guide how these situations are handled to ensure consistency and enforceability, as well as providing for an appeal process.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING A NEW COUNCIL POLICY STATEMENT.

WHEREAS, the City Council has determined that it is necessary and desirable to establish Council Policy Statements as a means of establishing guidelines and direction to the members of the City Council and to the city administration in regard to various issues which regularly occur; and

WHEREAS, a new Council Policy Statement has been prepared regarding the removal and banning and barring of individuals from City property and/or City facilities.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby approve the Council Policy Statement regarding the removal and banning and barring of individuals from City property and/or City facilities.

PASSED AND APPROVED THIS 15TH DAY OF OCTOBER, 2013.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

CITY OF LA VISTA
COUNCIL POLICY STATEMENT

REMOVAL OR BAN AND BAR FROM CITY FACILITIES/PROPERTY

Issued: October ____, 2013
Resolution No. 13-XXX

Purpose

In an effort to maintain a safe environment for public employees and visitors, and pursuant to the powers and authority of the City Council, the following policy addresses (1) excluding and prohibiting individuals from remaining on or entering city-owned property; and (2) prohibiting individuals from telephoning the city.

Nothing in this policy shall be construed to authorize the exclusion of any person lawfully exercising their free speech rights or other rights protected by the state or federal constitution. However, a person engaged in such protected activity, who also commits acts that are not protected, and that violate applicable provision of law, shall be subject to exclusion as provided in this policy.

Scope

The policy applies to all city buildings, properties, and employees.

Definitions

“Ban or Banning” refers to prohibiting individuals from remaining or entering on foresaid property and prohibiting them from returning to the foresaid property for the time period noted.

“Bar or Barring” refers to excluding an individual from foresaid property for the time period noted.

“Removal or Removed” refers to asking or having an individual immediately leave from the foresaid property for the time period noted.

Provisions

I. Exclusions from City-Owned Property

- A. A person is subject to immediate ban & bar from a city-owned building or property, including city parks, if that person is observed to violate any city ordinance, city policy, or state law, or engage in conduct that places other persons or property in imminent threat of danger or harm. The ban and bar need not be based upon a criminal charge or conviction. The ban and bar may be based upon the observations of a police officer or upon the observations of a city employee in connection with their duties.

- B. A person is subject to removal from a city-owned building or property including city parks, if that said person is disrupting or disturbing a city function, recreational activity or private citizen. Removal may be based upon observations of any city employee in connection with their duties.
- C. The removal issued under this policy shall not be for less than one (1) business day and not more than five (5) business days.
- D. The ban and bar issued under this policy shall be for thirty (30) days. If the person to be banned has been banned at any time within the last two (2) years before the date of the present ban and bar, the ban and bar shall be for ninety (90) days. If the person to be banned has been banned on two or more occasions within two years to the date of the present, the ban and bar shall be for one-hundred eighty (180) days.
- E. At any time within the ban and bar period, a person subject to ban and bar order may apply, in writing, to the City Administrator, for a temporary waiver from the effects of the ban and bar order for good cause shown. In exercising discretion under this provision, the City Administrator shall consider the seriousness of the violation for which the person has been banned, the particular need of the person to obtain a waiver, and any other criteria the City Administrator determines to be relevant to the determination of whether or not to grant a waiver. The decision of the City Administrator to grant or deny a waiver, in whole or in part, is committed to the discretion of the City Administrator, shall be in writing, and is final.
- F. All ban and bar orders shall be in writing, state the basis for the order, and include information on the appeal process. The order shall be served personally, or mailed to the person by certified mail if a mailing address is available.
- G. The ban and bar will be recorded and kept on file by the issuing department during the term of the ban. A copy of the ban and bar notice will be sent to the Police Department.
- H. The ban will remain in effect for the specified period unless it is modified (see Section I.(C)) or rescinded due to an appeal (see Section III).
- I. If a person who received a ban and bar remains or returns to excluded properties without compliance with Section I.(D), that person is a trespasser and may be subject to arrest on criminal trespass charges per NE Revised State Statute 28-521.
- J. For the purpose of this policy, the person in charge of city-owned property and buildings is the City Administrator or his/her designee.

II. Telephone Contact

For purposes of NE Revised State Statute 28-1310 Intimidation by Telephone Call, the City Administrator, Chief of Police, and Designees have the authority to issue a ban and bar forbidding persons from calling specific city telephone numbers. All orders

forbidding a person from calling city telephone numbers must be in writing, state the basis for the order, include information on the appeal process and be either served personally or mailed to the person by certified mail if a mailing address is available.

III. Appeal

- A. Any ban and bar from city property, and any prohibition against calling city telephone numbers, may be appealed by filing a notice of appeal within five (5) business days. The notice of appeal shall be mailed to the City Clerk's Office, and will be considered timely only if postmarked within the five (5) day period.
- B. The City Clerk's Office will arrange a hearing on the issue in front of an appointed Ban and Bar Review panel within ten (10) business days of receiving the request.
- C. The panel shall consider any evidence and argument that the panel considers relevant to whether the exclusion or prohibition is consistent with the policy, NE State Statute 28-1310, or any other applicable law. This may include, but is not limited to, affidavits, witnesses, or declarations from involved persons. The city shall have the burden to justify the ban and bar by a preponderance of the evidence.
- D. The written decision of the panel shall be issued within ten (10) business days of the hearing and shall affirm, modify, or cancel the ban and bar. The decision is final.

IV. Ban and Bar Review Panel

The Ban and Bar Review Panel will consist of three (3) city officials: The City Administrator or his/her designee; the City Council President; and the Chief of Police or his/her designee.

CITY OF LA VISTA
NOTICE OF REMOVAL OR BAN & BAR

VIOLATOR	DL/ID NUMBER		STATE			
	NAME: LAST		FIRST	MIDDLE INITIAL		
	ADDRESS					
	CITY		STATE	ZIP CODE		
	SEX	RACE	DATE OF BIRTH	HEIGHT	WEIGHT	HAIR
REASON FOR BAN & BAR						
<input type="checkbox"/> Violation of City Ordinance			<input type="checkbox"/> Violation of State Law	<input type="checkbox"/> Other		
<input type="checkbox"/> Violation of City Policy			<input type="checkbox"/> Disrupting or disturbing a city function, recreational activity or citizen			
VIOLATER BANNED FROM						
<input type="checkbox"/> All City Facilities			<input type="checkbox"/> City Hall	<input type="checkbox"/> Library		
<input type="checkbox"/> All City Parks			<input type="checkbox"/> Recreation Center	<input type="checkbox"/> _____		
<input type="checkbox"/> NOTICE OF REMOVAL						
You are hereby formally removed from the premises checked above for a period of: _____ (no less than 1 business day, but no more than 5 business days).						
<input type="checkbox"/> NOTICE OF BAN AND BAR						
You are in violation of City Ordinance, adopted City Policy, or state law, or engaged in conduct that places persons or property in imminent danger of harm. This document shall serve as Notice of Ban & Bar. You are hereby formally banned from the premises checked above for a period of: <input type="checkbox"/> 30 Days <input type="checkbox"/> 90 Days <input type="checkbox"/> 180 Days						
You may enter the premise checked above only to conduct necessary official business. Necessary official business is defined as:						
1) Appearing on your own matter. 2) Appearing on a matter for someone else because you have a legal authority to do so. 3) Having a prearranged verifiable meeting with staff in the building. If during the banned period you need to conduct necessary business in any facility from which you are banned, upon entering the building you must register your presence with the front office. Failure to comply with this Notice of Ban & Bar may result in your arrest and a request for prosecution under the Nebraska Criminal Trespass Statute 28-521.						
Subject Signature _____ Date: _____						
<input type="checkbox"/> Receipt of this notice hereby acknowledged <input type="checkbox"/> Refused to Sign						
Any ban from City property may be appealed in writing within five (5) business days of receipt of this Notice of Ban & Bar. The appeal shall be mailed to the City Administrator's Office at 8116 Park View Boulevard, La Vista, Nebraska 68128. It will be considered timely only if postmarked or received within the five (5) day period.						
DATE ISSUED			ISSUING CITY EMPLOYEE'S SIGNATURE			
PRINT NAME OF EMPLOYEE			IR# (if applicable):			

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
OCTOBER 15, 2013**

Subject:	Type:	Submitted By:
AMEND CITY PERSONNEL POLICY AND PROCEDURES MANUAL	◆ RESOLUTION ORDINANCE RECEIVE/FILE	RITA M. RAMIREZ ASSISTANT CITY ADMINISTRATOR

SYNOPSIS

A resolution has been prepared to amend Section 13 of the City Personnel Policy and Procedures Manual.

FISCAL IMPACT

N/A

RECOMMENDATION

Approval.

BACKGROUND

Originally, two changes were being considered to Section 13.4 (Educational Assistance Programs) of the Personnel Rules and Regulations. As we reviewed the proposed changes to Section 13.4, it became apparent that other subsections of the Employee & Personnel Development section were in need of updating as well. The result is number of proposed changes as outlined below.

With the switch in how the City delivers fire and emergency medical services, all references to "Members of the Volunteer Fire Department (MVFD)" were removed. Subsection 13.5, which addressed paramedic and EMT training courses, was also deleted.

Some responsibilities with regard to employee orientation were previously assigned to department heads. The Human Resources office has been performing these duties and the policy language was changed to reflect the current practice.

Due to a tax regulation issue, in the past the City has not offered educational assistance for classes associated with an advanced degree. The regulation issue is no longer a factor, and we are proposing that Section 13.4 be updated to allow for reimbursement for advanced degree education. In conjunction with this change we tightened up the language regarding the type of classes that would qualify. Maximum reimbursement amounts per employee were not changed and language was included to make it clear that the amount of funds available for educational assistance will be established each year during the budget process, and to ensure that employees can only be reimbursed in one fiscal year for an expense, even if the total expense exceeds the maximum allowed in one year.

The other proposed change to Section 13.4 adds language that would prohibit employees from applying for reimbursement from the City if they are also receiving Veteran's benefits, scholarships, etc. for the same

class(es). Our current language does not include this exclusion; however we have done some research on these policies in other cities and several of them have language similar to the proposal included.

Finally, with the implementation of Pay for Performance (PFP) a few years ago, a Council Policy Statement was created that outlines the employee performance appraisal process. In light of that fact, Section 13.6 was virtually deleted and the PFP policy statement is referenced.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AMENDING SECTION 13 OF THE CITY PERSONNEL POLICY AND PROCEDURES MANUAL REGARDING THE EDUCATIONAL ASSISTANCE PROGRAM.

WHEREAS, the Mayor and City Council of the City of La Vista, Nebraska, has determined that a need exists to make changes to the existing La Vista City Personnel Policy and Procedures Manual as adopted on December 20, 2005; and

WHEREAS, it is being proposed that Subsection 13.4 in the manual regarding the educational assistance program be amended to incorporate reimbursement for eligible graduate program classes and prohibit the potential for duplicate reimbursement for the same costs; and

WHEREAS, it is the desire of the City Council to amend Section 13 of the Personnel Policy and Procedures Manual to incorporate the changes to the above listed subsection.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of La Vista, Nebraska, that the existing La Vista City Personnel Policy and Procedures Manual adopted on December 20, 2005, is hereby amended to reflect the proposed changes to Subsection 13.4 as submitted at the City Council meeting.

PASSED AND APPROVED THIS 15TH DAY OF OCTOBER, 2013.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

PERSONNEL RULES AND REGULATIONS

SECTION XIII: EMPLOYEE & PERSONNEL DEVELOPMENT

ADOPTED: **RESOLUTION NO. 96-012**
DATE: **FEBRUARY 6, 1996**
AMENDED: **RESOLUTION NO. 00-152**
DATE: **DECEMBER 19, 2000**
AMENDED: **RESOLUTION NO. 02-099**
DATE: **OCTOBER 1, 2002**
READOPTED: **RESOLUTION NO. 05-159**
DATE: **DECEMBER 20, 2005**
AMENDED: **RESOLUTION NO. 13-XXX**
DATE: **OCTOBER 15, 2013**

13.1 **Orientation:** The Human Resources Office shall be responsible for providing new employees with a clear statement of fringe benefits available and reviewing said statement with the employee; reviewing the classification and pay plans currently in force with the employee, and ensuring that the employee completes all required documentation. Each department head shall be responsible for facilitating the adjustment of a new employee ~~or MVFD~~ to the work situation by:

- (1) Providing the employee ~~or MVFD~~ a clear statement of duties and official relationships;
- (2) Properly introducing the employee ~~or MVFD~~ to work associates;
- (3) Instructing and guiding the employee ~~or MVFD~~ in learning to perform all job functions;
- (4) Discussing with the employee ~~or MVFD~~ at regular intervals the employee's ~~or MVFD's~~ progress in learning and performing the work;
- (5) ~~Providing the employee or MVFD a clear statement of fringe benefits available;~~
- (6) ~~Reviewing with the employee the classification and pay plans currently in force.~~
- (7) ~~Ensuring that the employee or MVFD completes all required documentation with the City Clerk.~~

13.2 **Training:** The City ~~Administrator and department heads~~ shall establish appropriate training programs for City employees ~~and MVFD~~, in order that service rendered by employees ~~and MVFD~~ may be more effective, safe and efficient. Such training programs may include formal courses, seminars, workshop demonstrations, assignments of reading matter, or other such methods as may be available for improving the effectiveness and broadening the knowledge of employees in the performance of their respective duties. Employees ~~and MVFD~~ are encouraged to develop and further their job skills and personal potential by participation in available training programs. Such training programs shall be conducted during regular working hours except as prohibited or rendered impractical by work schedules.

13.3 **Conferences/Conventions:** Employees ~~and MVFD~~ are encouraged to participate in conferences, conventions, and meetings which have a direct relationship to the employee's position and the City's services. Approval for attendance at such conferences, conventions and meetings shall be obtained ~~from at~~ the department ~~level head or City Administrator~~ in advance of participation in such events.

13.4 **Educational Assistance Programs:** As an incentive for employees to further their educations and development, the City will reimburse regular permanent full-time employees ~~who have completed probation prior to registration,~~ for the cost of tuition, registration and laboratory fees for advanced training/college classes where each of the following conditions are met:

PERSONNEL RULES AND REGULATIONS

(1) (1) Classes are work related and apply to either career advancement in the City or to job enhancement in current position.

(2) A Tuition Reimbursement Request is submitted in advance of registration and are approved in writing and in advance by the department head and the City Administrator, and such Request approvals are is filed in the employee's personnel file.

(3) The class is successfully completed with a grade of "C" or better.

(4) Such classes are may be taken at a university, college, junior college or technical/trade school that has been accredited by a nationally recognized accrediting agency or association.

(5) Classes are taken on the employee's free time and not during work hours.

(6) Employee has not received reimbursement from any other sources (i.e. VA benefits, scholarships, grants, etc.) for payment of tuition, registration, and laboratory fees for which they are applying to the City.

(7) (2) Maximum reimbursement per employee per calendar year shall not exceed \$1,500. Total funds available for tuition reimbursement per department per fiscal calendar year will be established annually as part of the budget process, except as otherwise provided in a collective bargaining agreement. If the amount of funds available in a fiscal year is insufficient to honor the requests of all requesting employees (up to the maximum \$1,500 maximum limitation), the City Administrator or his/her designee shall prorate the available funds and reimburse employees in such amounts as the City Administrator or his/her designee determines to be fair and equitable. Any portion of any educational expense that is not reimbursed by the City in the fiscal year during which the expense was incurred by the employee because of funding limitations or expenses exceeding the maximum allowed, shall not qualify for reimbursement by the City in any subsequent fiscal year. The fiscal year in which the expense occurred shall be deemed to be the fiscal year in which the employee receives the final academic grade for the class or course involved., shall not exceed \$4,500.

(8) (6) The City reserves the right to limit the amount of reimbursement to the amount that would be paid at an alternate public accredited institution (e.g. University of Nebraska at Omaha).

(7) (9) Reimbursement will not be made by the City respecting (a) tools or supplies that may be retained by the employee after completion of a course of instruction, or meals, lodging, transportation or other costs, that do not represent tuition, registration or laboratory fees; (b) courses or other education involving sports, games or hobbies unless said course applies to either career advancement in the City or to job enhancement in current position. (e) any graduate level course of a kind normally taken by an individual pursuing a program leading to a law, business, medical or other advanced academic or professional degree.

To obtain reimbursement, the employee must:

PERSONNEL RULES AND REGULATIONS

- (a) Complete the Tuition Reimbursement Request form for Obtain approval by of the department head and City Administrator prior to registering for beginning the class;
- (b) Submit an official grade report or transcript to confirm that a grade of "C" or better was received; and
- (c) Submit all related receipts for approved classes that indicate payment of eligible expenses to the Finance Director not later than one month after the end of the semester for which the reimbursement is being requested.

13.5 **Paramedic/EMT-I Courses:** MVFD are eligible, subject to budgetary authority and the approval of the Fire Chief and City Administrator, to attend a paramedic or EMT-I course for which the City will pay all tuition. MVFD attending such courses will be reimbursed for the cost of texts and other materials required by the course. Upon successful completion of the paramedic course and certification, a MVFD must commit to a 4 year (four year) term of membership with the Volunteer Fire Department. Upon successful completion of the EMT-I course and certification, a MVFD must commit to a 1 year (one year) term of membership with the Volunteer Fire Department. If the member does not successfully complete the paramedic or EMT-I course, the cost of all tuition, texts and other materials shall be reimbursed to the City.

13.56 **Performance Appraisal/Evaluation:** The work performance of each employee who has not yet reached the maximum salary for his/her grade and classification shall be evaluated annually every six (6) months. The Council Policy Statement regarding Employee Compensation – Pay for Performance details the City's performance appraisal process. The work performance of those employees at the maximum salary rates for their grades and classifications shall be evaluated annually. The performance evaluation shall be conducted by the immediate supervisor when possible. Supervisors may conduct unscheduled performance evaluations as they deem appropriate. MVFD will receive a performance evaluation on an annual basis. The supervisor or department head shall discuss the performance evaluation with the employee or MVFD. A copy of the performance evaluation shall be given to the employee or MVFD and the City Administrator and placed in the employee's or MVFD's permanent personnel file.

PERSONNEL RULES AND REGULATIONS

SECTION XIII: EMPLOYEE & PERSONNEL DEVELOPMENT

ADOPTED: **RESOLUTION NO. 96-012**
DATE: **FEBRUARY 6, 1996**
AMENDED: **RESOLUTION NO. 00-152**
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AMENDED: **RESOLUTION NO. 13-XXX**
DATE: **OCTOBER 15, 2013**

13.1 **Orientation:** The Human Resources Office shall be responsible for providing new employees with a clear statement of fringe benefits available and reviewing said statement with the employee; reviewing the classification and pay plans currently in force with the employee, and ensuring that the employee completes all required documentation. Each department head shall be responsible for facilitating the adjustment of a new employee to the work situation by:

- (1) Providing the employee a clear statement of duties and official relationships;
- (2) Properly introducing the employee to work associates;
- (3) Instructing and guiding the employee in learning to perform all job functions;
- (4) Discussing with the employee at regular intervals the employee's progress in learning and performing the work.

13.2 **Training:** The City shall establish appropriate training programs for City employees, in order that service rendered by employees may be more effective, safe and efficient. Such training programs may include formal courses, seminars, workshop demonstrations, assignments of reading matter, or other such methods as may be available for improving the effectiveness and broadening the knowledge of employees in the performance of their respective duties. Employees are encouraged to develop and further their job skills and personal potential by participation in available training programs. Such training programs shall be conducted during regular working hours except as prohibited or rendered impractical by work schedules.

13.3 **Conferences/Conventions:** Employees are encouraged to participate in conferences, conventions, and meetings which have a direct relationship to the employee's position and the City's services. Approval for attendance at such conferences, conventions and meetings shall be obtained at the department level in advance of participation in such events.

13.4 **Educational Assistance Programs:** As an incentive for employees to further their educations and development, the City will reimburse regular permanent full-time employees who have completed probation prior to registration, for the cost of tuition, registration and laboratory fees for advanced training/college classes where each of the following conditions are met:

- (1) Classes apply to either career advancement in the City or to job enhancement in current position.
- (2) A Tuition Reimbursement Request is submitted in advance of registration and approved in writing by the department head and the City Administrator, and such Request is filed in the

PERSONNEL RULES AND REGULATIONS

employee's personnel file.

- (3) The class is successfully completed with a grade of "C" or better.
- (4) Such classes are taken at a university, college, junior college or technical/trade school that has been accredited by a nationally recognized accrediting agency or association.
- (5) Classes are taken on the employee's free time and not during work hours.
- (6) Employee has not received reimbursement from any other sources (i.e. VA benefits, scholarships, grants, etc.) for payment of tuition, registration, and laboratory fees for which they are applying to the City.
- (7) Maximum reimbursement per employee per calendar year shall not exceed \$1,500. Total funds available for tuition reimbursement per fiscal year will be established annually as part of the budget process, except as otherwise provided in a collective bargaining agreement. If the amount of funds available in a fiscal year is insufficient to honor the requests of all requesting employees (up to the maximum \$1,500 maximum limitation), the City Administrator or his/her designee shall prorate the available funds and reimburse employees in such amounts as the City Administrator or his/her designee determines to be fair and equitable. Any portion of any educational expense that is not reimbursed by the City in the fiscal year during which the expense was incurred by the employee because of funding limitations or expenses exceeding the maximum allowed, shall not qualify for reimbursement by the City in any subsequent fiscal year. The fiscal year in which the expense occurred shall be deemed to be the fiscal year in which the employee receives the final academic grade for the class or course involved.
- (8) The City reserves the right to limit the amount of reimbursement to the amount that would be paid at an alternate public accredited institution (e.g. University of Nebraska at Omaha).
- (9) Reimbursement will not be made by the City respecting (a) tools or supplies that may be retained by the employee after completion of a course of instruction, or meals, lodging, transportation or other costs, that do not represent tuition, registration or laboratory fees; (b) courses or other education involving sports, games or hobbies unless said course applies to either career advancement in the City or to job enhancement in current position.

To obtain reimbursement, the employee must:

- (a) Complete the Tuition Reimbursement Request form for approval by the department head and City Administrator prior to registering for the class;
- (b) Submit an official grade report or transcript to confirm a grade of "C" or better was received; and
- (c) Submit all related receipts for approved classes that indicate payment of eligible expenses to the Finance Director not later than one month after the end of the semester for which the reimbursement is being requested.

13.5 **Performance Appraisal:** The work performance of each employee shall be evaluated annually. The Council Policy Statement regarding Employee Compensation – Pay for Performance details the City's performance appraisal process.

**CITY OF LA VISTA
TUITION REIMBURSEMENT REQUEST
(Instructions on the next page)**

EMPLOYEE COMPLETES THIS SECTION:

Name _____

Employee ID#: _____

Home Address _____

Department/Division _____ Job Title _____

Course name and description:

Reason course will enhance job performance or promotability:

#Units _____ Fees: \$ _____ Start date _____ Expected date of completion _____

School name and address:

This application is submitted in accordance with Personnel Rules and Regulations for tuition reimbursement. My enrollment is voluntary. Time spent taking the courses will not be considered work time. No application has been made nor will any compensation be accepted for full or partial payment of tuition for this course from any other sources (GI Bill, scholarships, etc.)

Signature of Employee

Date

DEPARTMENT HEAD COMPLETES THIS SECTION: (Strike out wrong words.)

I have reviewed the course description and find that it will/will not enhance the employee's performance or promotability and will/will not be taken on City time. I therefore do/do not recommend tuition reimbursement.

Department Head Signature

Date

CITY ADMINISTRATOR COMPLETES THIS SECTION:

Course eligible for reimbursement

Course not eligible for reimbursement/reason: _____

City Administrator Signature

Date

Grade _____

Amount reimbursed \$ _____

Warrant date _____

Processed by _____

TO SUBMIT THIS FORM, FILL IN THE SHADED AREAS,
PRINT AND SIGN THE FORM, THE SUBMIT TO DEPARTMENT HEAD
FOR PROCESSING AS DESCRIBED BELOW.

TUITION REIMBURSEMENT PROCEDURE

The following rules apply to all requests for tuition reimbursement:

1. Employee must be a regular, full-time employee and have completed probation as of the date of course registration.
2. Requests must be approved in advance of course registration by the Department Head and by the City Administrator. Failure to get advanced approval disqualifies the request.
3. Course taken must apply to either career advancement in the City, or to job enhancement in current position. Employees must have a reasonable expectation of meeting the qualifications of a higher position upon completion of the course. If there are any questions, employee should resolve the appropriateness of the course in advance by discussing the matter with the Department Head.
4. Courses must be disapproved for not meeting basic criteria described above, for being more appropriately charged to training budget, if budgeted funds have been exhausted, or if the course is being taken on City time.
5. Department Head will review and approve or disapprove request. If approved, form is sent to City Administrator for approval. A copy of the form will be sent back to the employee noting the City Administrator's decision.
6. Upon completion of an approved course and not later than one month after the end of the semester for which the reimbursement is being requested, employee must send his/her copy of form with receipts and grade report to the Finance Director.

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
OCTOBER 15, 2013 AGENDA

Subject:	Type:	Submitted By:
POSITION DESCRIPTIONS UPDATED	RESOLUTION ORDINANCE ◆ RECEIVE/FILE	RITA M. RAMIREZ ASSISTANT CITY ADMINISTRATOR

SYNOPSIS

The position description for the Secretary II position has been updated. A new position description for the Police Records Manager/Office Manager has been created. Both are attached for your review.

FISCAL IMPACT

No change in salary range for the Permit Technician position (formerly Secretary II). The FY2014 general fund budget contains funding for the Police Records Manager/Office Manager at a salary range of 165.

RECOMMENDATION

Approval.

BACKGROUND

The Secretary II position at City Hall has been vacant for several months. This position provides clerical support for the Community Development Department as well as the front office. The administrative workload for this position has increased with the addition of the Rental Inspection Program and we have struggled with how best to meet the needs of both Community Development and Administration.

Consequently, we have made some changes to the Secretary II position description, including re-titling it to Permit Technician, which is more reflective of the associated Community Development duties. We have also included the coordination of the Rental Inspection Program, which was not on the previous description. Other changes are more for clarifications purposes.

The position of Police Records Manager/Office Manager was approved as part of the FY2014 budget process and involves giving the current Executive Assistant more managerial responsibility over the police records division, including supervision of the records staff. The existing job description was updated to add these duties, change the position title and change the position status to exempt.

With regard to hiring in general, we have had internal discussions about how to best utilize the positions we currently have to meet the changing needs of the organization. When a position opens up we are thinking more strategically about how to take advantage of the opportunity that a vacancy presents rather than just filling the position. This takes additional time and analysis, but we feel it results in better decisions overall. You will likely see us doing this with all open positions in the future.

POSITION DESCRIPTION CITY OF LA VISTA

POSITION TITLE: Permit Technician Secretary II

POSITION REPORTS To: Office Manager/Community Development Director

POSITION SUPERVISES:

DESCRIPTION:

Under the direction of the Community Development Director, provides administrativesecretarial support for the Community Development Department. Under the direction of the Office Manager, performs general front office duties and provides back-up support to City Hall receptionist.

ESSENTIAL FUNCTIONS: (with or without reasonable accommodation)

1. Provides general administrativeclerical support for Community Development Department to include scheduling inspections and related customer contact via telephone or in person.
2. Processes building, remodeling, electrical, plumbing and mechanical permits.
3. Processes billings for and issues contractor occupation, plumbing and mechanical licenses and maintains current lists of same.
4. Electronically Maintains computer and paper files for recordsand maintains information on effective dates of insurance and bond certificates for master plumbers and mechanical contractors.
5. Issues occupational, master plumber and mechanical licenses and maintains current lists of same.
5. Coordinates Rental Inspection Program to include registration process, inspection process, issuance of rental certificates and maintenance of program files.
6. Accepts applications for rezoning and replatting and prepares case files for the Planner.
7. Publishes notices for Planning Commission and assists with packet preparation.
8. Records and transcribes meeting minutes for the Planning Commission and Board of Adjustment.
- 8-9.
9. Prepares monthly building reports.
- 10.
10. Provides back-up support to City Hall receptionist by answering and handling telephone and directs calls and greeting visitors to appropriate parties or takes messages.
11. Greets visitors, determines nature and purpose of visit in order to direct them appropriately.
11. Receives and responds to citizen inquiries via telephone or in person.
- 12.
13. Responsible for service request follow up and tracking.
- 12.
14. Provides back-up support to City Hall receptionist in the absence of the City Hall receptionist performs such.
15. In the absence of City Hall Receptionist performs such duties as: receiving money, opening and closing City Hall, opening and processing mail, and processing various permits and licenses including but not limited to handicapped parking, public assembly, fire/security alarm and occupation applications and receiving money for billings, parking violations and permits.
- 16-13. Conducts or assists with special projects as required.
- 17-14. Performs other duties as directed or as the situation dictates.

Note: Physical examination and drug screening tests will follow all conditional offers of employment.

ESSENTIAL PHYSICAL AND ENVIRONMENTAL DEMANDS

The physical demands listed below are representative of those that must be met by an employee to successfully perform the essential functions of the job.

- Work is performed mostly in office settings. Hand-eye coordination is necessary to operate computers and various pieces of office equipment.
- While performing the duties of this job, the employee is occasionally asked to stand or sit; walk; use hands to finger, handle, feel or operate objects, tools or controls and reach with hands and arms. The employee is occasionally required to climb or balance; stoop,

Note: Physical examination and drug screening tests will follow all conditional offers of employment.

- Kneel, crouch, or crawl; talk and hear. Hearing abilities must be correctable to levels adequate to perform essential functions.
- The employee must occasionally lift and/or move up to 10 pounds. Specific vision abilities required by this job include close vision, distance vision, color vision, peripheral vision, depth perception and the ability to adjust focus.

EDUCATION, TRAINING, LICENSE, CERTIFICATION AND EXPERIENCE

1. Graduation from an accredited high school or GED.
2. Minimum two (2) years administrative support/secretarial/receptionist experience.
- 2.

KNOWLEDGE, SKILLS AND ABILITIES

1. Knowledge of basic building construction methods and practices preferred.
2. Knowledge of standard office policies and procedures.
- 2.3. Basic knowledge of word-processing, spreadsheets and databases, preferably MS Office, Word, Excel and Access.
- 3.4. Basic alphabetization and filing skills.
- 4.5. Basic money changing skills.
- 5.6. Ability to type 60 words per minute.
- 6.7. Basic mathematical skills.
- 7.8. Ability to effectively communicate and provide information to supervisors, peers and subordinates in person, by telephone, in writing and via email.
- 8.9. Ability to be pleasant with supervisors, peers and subordinates and display a good-natured, cooperative attitude.
- 9.10. Ability to work effectively as part of a team, making positive contributions to the group and supporting other members.
- 10.11. Good telephone and customer service skills.
- 11.12. Ability to follow instructions.
- 12.13. Ability to read and write proficiently.
- 13.14. Ability to work independently without direct supervision.
- 14.15. Ability to operate office equipment such as personal computer, postage meter, telephone, photocopier and fax machine.
- 15.16. Ability to work a varying schedule, including evenings.
- 16.17. Ability to develop constructive and cooperative working relationships with supervisors, peers and subordinates and maintain them over time.
- 17.18. Ability to establish and maintain effective working relations with elected and appointed officials and the public.
- 18.19. Ability to maintain regular and dependable attendance on the job.

I have read and understand the requirements of this position description.

(Signature)

(Date)

POSITION DESCRIPTION CITY OF LA VISTA

POSITION TITLE: Permit Technician

POSITION REPORTS To: Office Manager/Community Development Director

POSITION SUPERVISES:

DESCRIPTION:

Under the direction of the Community Development Director, provides administrative support for the Community Development Department. Under the direction of the Office Manager, performs general front office duties and provides back-up support to City Hall receptionist.

ESSENTIAL FUNCTIONS: (with or without reasonable accommodation)

1. Provides general administrative support for Community Development Department to include scheduling inspections and related customer contact via telephone or in person.
2. Processes building, remodeling, electrical, plumbing and mechanical permits.
3. Processes billings for and issues contractor occupation, plumbing and mechanical licenses and maintains current lists of same.
4. Electronically records and maintains information on effective dates of insurance and bond certificates for master plumbers and mechanical contractors.
5. Coordinates Rental Inspection Program to include registration process, inspection process, issuance of rental certificates and maintenance of program files.
6. Accepts applications for rezoning and replatting and prepares case files for the Planner.
7. Publishes notices for Planning Commission and assists with packet preparation.
8. Records and transcribes meeting minutes for the Planning Commission and Board of Adjustment.
9. Prepares monthly building reports.
10. Provides back-up support to City Hall receptionist by answering and handling telephone calls and greeting visitors.
11. Receives and responds to citizen inquiries via telephone or in person.
12. In the absence of the City Hall receptionist performs such duties as: receipting money, opening and closing City Hall, opening and processing mail, and processing various permits and licenses including but not limited to handicapped parking, public assembly, fire/security alarm and occupation Conducts or assists with special projects as required.
13. Performs other duties as directed or as the situation dictates.

ESSENTIAL PHYSICAL AND ENVIRONMENTAL DEMANDS

The physical demands listed below are representative of those that must be met by an employee to successfully perform the essential functions of the job.

- Work is performed mostly in office settings. Hand-eye coordination is necessary to operate computers and various pieces of office equipment.
- While performing the duties of this job, the employee is occasionally asked to stand or sit; walk; use hands to finger, handle, feel or operate objects, tools or controls and reach with hands and arms. The employee is occasionally required to climb or balance; stoop, kneel, crouch, or crawl; talk and hear. Hearing abilities must be correctable to levels adequate to perform essential functions.

- The employee must occasionally lift and/or move up to 10 pounds. Specific vision abilities required by this job include close vision, distance vision, color vision, peripheral vision, depth perception and the ability to adjust focus.

Note: Physical examination and drug screening tests will follow all conditional offers of employment.

EDUCATION, TRAINING, LICENSE, CERTIFICATION AND EXPERIENCE

1. Graduation from an accredited high school or GED.
2. Minimum two (2) years administrative support experience.

KNOWLEDGE, SKILLS AND ABILITIES

1. Knowledge of basic building construction methods and practices preferred.
2. Knowledge of standard office policies and procedures.
3. Basic knowledge of word-processing, spreadsheets and databases, preferably MS Office, Word, Excel and Access.
4. Basic alphabetization and filing skills.
5. Basic money changing skills.
6. Ability to type 60 words per minute.
7. Basic mathematical skills.
8. Ability to effectively communicate and provide information to supervisors, peers and subordinates in person, by telephone, in writing and via email.
9. Ability to be pleasant with supervisors, peers and subordinates and display a good-natured, cooperative attitude.
10. Ability to work effectively as part of a team, making positive contributions to the group and supporting other members.
11. Good telephone and customer service skills.
12. Ability to follow instructions.
13. Ability to read and write proficiently.
14. Ability to work independently without direct supervision.
15. Ability to operate office equipment such as personal computer, postage meter, telephone, photocopier and fax machine.
16. Ability to work a varying schedule, including evenings.
17. Ability to develop constructive and cooperative working relationships with supervisors, peers and subordinates and maintain them over time.
18. Ability to establish and maintain effective working relations with elected and appointed officials and the public.
19. Ability to maintain regular and dependable attendance on the job.

I have read and understand the requirements of this position description.

(Signature)

(Date)

POSITION DESCRIPTION CITY OF LA VISTA

POSITION TITLE: Police Records Manager/Office Manager

POSITION REPORTS To: Support Service Police Captain

POSITION SUPERVISES: Police Data Entry Personnel and All Other Front Office Staff

DESCRIPTION:

Under the direction of the Support Services Police Captain, performs a variety of administrative and clerical duties. This individual is responsible for oversight and daily management of the front office.

ESSENTIAL FUNCTIONS: (with or without reasonable accommodation)

1. Answers telephone and directs calls to appropriate parties or takes messages.
2. Receives and responds to citizen, city staff and department inquiries.
3. Processes travel requests, makes travel arrangements for department.
4. Processes purchases orders and oversees handling of department payroll.
5. Distributes departmental mail.
6. Types a wide variety of drafts and finished documents, including confidential materials from recorded dictation, brief instructions or written materials.
7. Prepares departmental correspondence.
8. Greets visitors, determines nature and purpose of visit in order to direct them appropriately.
9. Reviews finished material for completeness, accuracy, and format, compliance with policies and procedures and appropriate English usage.
10. Performs general filing duties.
11. Organizes and coordinates front office operations and develops work schedules to ensure maximum efficiency.
12. Participates in the hiring process of front office staff, supervises the training of new employees and the ongoing training of other employees.
13. Monitors the accuracy, completeness and timeliness of work activities in the front office.
14. Identifies problems, develops solutions, determines training needs for performance improvement, makes recommendations to Support Service Police Captain for misconduct or formal discipline.
15. Acts as a liaison with senior management to review office performance and communicate back to office staff.
16. Responsible for the supervision of front office staff and the performance evaluation process.
17. Follows up on projects, transmits information and keeps informed of department activities.
18. Schedules meetings and appointments and arranges for facilities and supplies.
19. Oversees and coordinates preparation, approval, compilation, reproduction and distribution of various documents and reports.
20. Monitors and orders office supplies and furnishings and distributes goods received.
21. Conducts or assists with special projects as required.
22. Performs other duties as directed or as the situation dictates.

ESSENTIAL PHYSICAL AND ENVIRONMENTAL DEMANDS

The physical demands here are representative of those that must be met by an employee to successfully perform the essential functions of the job.

- Work is performed mostly in office settings. Hand-eye coordination is necessary to operate computers and various pieces of office equipment.
- While performing the duties of this job, the employee is occasionally asked to stand or sit; walk; use hands to finger, handle, feel or operate objects, tools or controls and reach with hands and arms. The employee is occasionally required to climb or balance; stoop, kneel, crouch, or crawl; talk and hear.

- The employee must occasionally lift and/or move up to 10 pounds. Specific vision abilities required by this job include close vision, distance vision, color vision, peripheral vision, depth perception and the ability to adjust focus.
- Must be able to hear and understand voices at normal conversational levels.

Note: Physical examination and drug screening tests will follow all conditional offers of employment.

EDUCATION, TRAINING, LICENSE, CERTIFICATION AND EXPERIENCE

1. Graduation from an accredited high school or GED.
2. Associate or Bachelor's degree in any area is preferred. Job related work experience may be substituted for education.
3. Minimum of two years of increasingly responsible office and computer experience is required. Executive or Administrative Assistant experience preferred.

KNOWLEDGE, SKILLS AND ABILITIES

1. Knowledge of modern office procedures, methods and equipment, including personal computer.
2. Computer skills, including basic word-processing, spreadsheet and database skills and ability to use MS Office products.
3. Good organizational skills and the ability to prioritize and handle multiple tasks.
4. Conflict resolution skills.
5. Good public relations and customer service skills.
6. Basic business letter writing, report preparation and record keeping skills.
7. Basic English usage, spelling, grammar and punctuation skills.
8. Basic alphabetization and filing skills.
9. Basic mathematical skills.
10. Ability to maintain confidentiality.
11. Ability to type 65 words per minute.
12. Ability to apply common sense understanding in carrying out written and oral instructions.
13. Ability to communicate effectively, both orally and in writing.
14. Ability to work independently prioritizes work, meet deadlines, and make decisions on the basis of established policies and procedures.
15. Ability to operate office equipment such as personal computer, postage meter, photocopier and fax machine.
16. Good telephone and customer service skills.
17. Ability to develop constructive and cooperative working relationships with supervisors, peers and the public and maintain them over time.
18. Ability to maintain regular and dependable attendance on the job.
19. Ability to follow instructions.

I have read and understand the requirements of this position description.

Signature

Date

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
OCTOBER 15, 2013 AGENDA

Subject:	Type:	Submitted By:
AMENDING THE COMPENSATION ORDINANCE	RESOLUTION ◆ ORDINANCE RECEIVE/FILE	RITA M. RAMIREZ ASSISTANT CITY ADMINISTRATOR

SYNOPSIS

An ordinance has been prepared to amend the compensation ordinance to correctly reflect updated position description titles and add the position of Firefighter (Temporary/PT).

FISCAL IMPACT

The Fiscal Year 2014 budget includes funding for the Firefighter positions and the newly titled Police Records Manager/Office Manager.

RECOMMENDATION

Approval and waiver of readings.

BACKGROUND

Three new position titles are being added to the compensation ordinance. As part of the FY 2014 budget a change to the Administrative Assistant position at the Police Department was approved. This position was given management authority over the office staff and records division and the title was changed from Administrative Assistant to Police Records Manager/Office Manager. The position also went from non-exempt to exempt and the salary range was changed from 130 to 165.

The Secretary II position at City Hall was re-titled to Permit Technician to better reflect the duties associated with the position. No change in salary range.

The position of Firefighter (Temporary/PT) was added to the compensation ordinance as funds were included in the FY 2014 budget to begin paying part time wages for firefighters until the transfer of service delivery to Papillion can take place in the spring. Salary range 100.

ORDINANCE NO. 1200

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.

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

Section 1. City Council. The compensation of members of the City Council shall, in addition to such vehicle and other allowances as may from time to time be fixed by the Budget or other Resolution of the City Council, be, and the same hereby is, fixed at the sum of \$4,320.00 per year for each of the members of the City Council.

Section 2. Mayor. The compensation of the Mayor shall, in addition to such vehicle and other allowances as may from time to time be fixed by the Budget or other Resolution of the City Council, be, and the same hereby is, fixed at the sum of \$10,800.00 per year.

Section 3. City Administrator. The compensation of the City Administrator shall, in addition to such vehicle and other allowances as may from time to time be fixed by the Budget or other Resolution of the City Council, be established by contractual agreement.

Section 4. Management Exempt Employees. The management exempt employees hereafter named shall, in addition to such vehicle and other allowances as may from time to time be fixed by Resolution of the City Council, receive annualized salaries fixed in accordance with the schedules of Table 200, set forth in Section 22 of this Ordinance, for the following respective wage ranges, and in accordance with such rules as the City Council may by resolution establish:

Position	Range
Asst. City Administrator	215
City Clerk	205
City Engineer/Asst. Public Works Director	210
Community Development Director	210
Finance Director	210
Fire Chief	210
Library Director	205
Police Chief	215
Public Buildings and Grounds Director	200
Public Works Director	215
Recreation Director	205

Section 5. Salaried Exempt Employees. The monthly salary compensation rates of the salaried exempt employees of the City of La Vista shall be, and the same hereby are, fixed in accordance with the schedules of Table 100, set forth in Section 22 of this Ordinance, for the following respective wage ranges, and in accordance with such rules as the City Council may by resolution establish:

Position	Range
Asst. to City Administrator	180
Asst. Golf Superintendent	140
Asst. Recreation Director	175
Chief Building Official	175
Community Relations Coordinator	150
Deputy City Clerk/Office Manager	165
Golf Course Services Manager	165
Golf Course Superintendent	175
Human Resources Generalist	165
Librarian II – Inter-Library Loan/Public Services	160
Librarian III	175
Park Superintendent	180
Planner	175
Police Captain	190
Police Records Manager/Office Manager	165
Program Coordinator	160
Street Superintendent	180

Section 6. Hourly Non-Exempt Employees. The hourly compensation rates of the hourly (non-exempt) employees of the City of La Vista shall be, and the same hereby are, fixed in accordance with the schedules of Table 100 and Table 400, set forth in Section 22 of this Ordinance, for the following respective wage ranges, and in accordance with such rules as the City Council may by Resolution establish:

Position	Range
Accountant	145
Accounting Clerk	130
Administrative Assistant	130
Mechanic	140
Building Inspector I	140
Building Inspector II	160
Code Enforcement Officer	130
Executive Assistant	140
Fire Training Officer	165
Foreman – B&G	160
Librarian II – Computer/Reference Services	160
Librarian I	140
Maintenance Worker I	130
Maintenance Worker II	140
Park Foreman	165
Permit Technician	125
Police Sergeant	426
Police Officer	423
Police Data Entry Clerk	120
Public Buildings & Grounds MWI	125
Public Buildings & Grounds MWII	130
Secretary II	125
Secretary/Receptionist	120
Sewer Foreman	165
Street Foreman	165
Shop Foreman	165

Section 7. Part-Time and Temporary Employees. The hourly compensation rates of part-time, seasonal and temporary employees of the City of La Vista shall be, and the same hereby are, fixed in accordance with the schedules of Table 100, set forth in Section 22 of this Ordinance, for the following respective wage ranges, and in accordance with such rules as the City Council may by Resolution establish:

Position	
Assistant Pool Manager	100
Circulation Clerk I	100
Circulation Clerk II	115
Clerical (PW)	100
Custodian	100
Evidence Technician	130
Firefighter (Temporary/PT)	100
HR Clerical Assistant	115
Intern/Special Projects	115
Lifeguard	100
Pool Manager	110
Recreation Supervisor	100
Seasonal GC Clubhouse & Grounds	100
Seasonal PW All Divisions 1-5 Years	100
Seasonal PW All Divisions 5+ Years	110
Shop Assistant	100
Special Services Bus Driver	110
Temporary/PT Professional (PW)	160

Part-time employees shall receive no benefits other than salary or such benefits as established in accordance with such rules as have been or may be established by Resolution of the City Council:

Section 8. Pay for Performance. Employees not covered by a collective bargaining agreement or express employment contract shall be subject to the City's Pay for Performance (PFP) compensation system as outlined in Council Policy Statement. PFP salary ranges are set forth in Table 100 and 200 of Section 22 of this Ordinance. The base factor for fiscal year 2014 shall be set at two percent (2%).

Section 9. Certification Incentive Pay for Chief Building Official and Building Inspectors.

Employees of the City in the positions of Chief Building Official and Building Inspector are eligible to receive a one-time only incentive payment of \$1,000 for each certification obtained in an applicable construction field/trade. Such payment must be approved by the City Administrator.

Section 10. Legal Counsel. Compensation of the legal counsel other than special City Prosecutor for the City shall be, and the per diem rates respecting same shall be, at 90% of the standard hourly rate the firm may from time to time charge. Compensation for Special City prosecution shall be as agreed upon at the time of specific employment.

Section 11. Engineers. Compensation of Engineers for the City shall be, and the same hereby is, fixed in accordance with such schedules of hourly and per diem or percentage rates as shall from time to time be approved by Resolution of the City Council. Travel allowances respecting same shall be as may from time to time be fixed by Resolution of such City Council.

Section 12. Longevity Pay. Employees of the City in the positions set forth in Section 3 and Table 400 of this Ordinance shall receive longevity pay in an amount equal to the following percentage of the hourly rate set forth in Section 3 and Table 400 of this Ordinance, rounded to the nearest whole cent:

Length of Service	Allowance Per Hour
Over 7 Years	2.00% (or .02)
Over 10 Years	2.75% (or .0275)
Over 15 Years	4.00% (or .04)
Over 20 Years	4.50% (or .0450)

Section 13. Health, Dental Life and Long Term Disability Insurance. Subject to the terms, conditions and eligibility requirements of the applicable insurance plan documents and policies, regular full-time employees of the City of La Vista and their families shall be entitled to be enrolled in the group life, health, and dental insurance program maintained by the City. Regular full-time employees shall also be entitled to be enrolled in the long term disability insurance program maintained by the City.

Unless otherwise provided by collective bargaining agreement, or other applicable agreement, the City's employer share shall be ninety (90) percent of the amount of the actual premium and the employee shall pay the ten percent (10%) balance of the actual premium via payroll deduction for employees enrolled in single coverage. The City's employer share shall be eighty percent (80%) of the amount of the actual premium and the employee shall pay the twenty percent (20%) balance of the actual premium via payroll deduction for any employee enrolled in a level of coverage other than single. Those employees electing not to participate in these programs will receive no other form of compensation in lieu of this benefit.

Section 14. Establishment of Shifts. The City may establish duty shifts of such length, and to have such beginning and ending times, and to have such meal and break times, as it may deem appropriate or necessary, respecting employees of the City.

Section 15. Special Provisions.

- A. Employees covered by the "Agreement Between the La Vista Fraternal Order of Police Lodge No. 28 and the City of La Vista, Nebraska, covering the period from October 1, 2012 through September 30, 2014," shall receive compensation and benefits and enjoy working conditions, as described, provided and limited by such Agreement. The terms of such Agreement shall supersede any provisions of this Ordinance inconsistent therewith, and be deemed incorporated herein by this reference.
- B. Holiday Pay shall be compensated as set forth in the Agreement between the La Vista Fraternal Order of Police Lodge No. 28 and the City of La Vista for police officers and as set forth in the Personnel Manual for all other full time employees.
- C. Subject to subsection 15.D. hereof, each full time hourly non-exempt employee of the City shall be entitled to receive overtime pay at the rate of one and one half times the employee's regular rate for each hour worked in excess of forty hours during a work week. If called out at any time other than during regular assigned work hours during the pay period, such employee shall be entitled to compensation at the rate of one and one half times the regular rate for each hour so worked, provided that in no case shall an employee receive less than two hours over time pay for such call out work, and further provided there

shall be no pyramiding of hours for purposes of computing overtime. For purposes of this subsection an employee's "regular rate" shall be the sum of his or her hourly rate specified in Section 6 of this Ordinance and any longevity pay due under this Ordinance.

- D. Police Department employees covered by the "Agreement Between the La Vista Fraternal Order of Police Lodge No. 28 and the City of La Vista, Nebraska," described in subsection 15.A hereof shall, as provided in such Agreement, be paid overtime at one and one half times the employee's hourly rate (including any longevity allowance) for each hour worked in excess of 80 hours during any 14-day work period coinciding with the pay period established by Section 17 of this Ordinance.
- E. All Management Exempt Employees and all Salaried Exempt Employees are considered to be salaried employees and shall not be eligible for overtime pay, holiday pay, or other special pay as provided by this section.
- F. Public Works Employees who are required to wear protective footwear may submit to the City for reimbursement for the cost of work boots in an amount not to exceed \$120.
- G. Public Works Employees may submit to the City for reimbursement for the difference in cost between a Nebraska Driver's License and a "CDL" driver's license within 30 days of obtaining a CDL license when a CDL license is required as a part of the covered employee's job description.
- H. Public Works Employees shall be provided by the City five safety work shirts in each fiscal year at no cost to the employee.

- I. Employees not covered by the "Agreement Between the La Vista Fraternal Order of Police Lodge No. 28 and the City of La Vista" and who are otherwise eligible, shall be paid overtime at the rate of one and one-half times the employee's hourly rate for all hours worked over forty in the pay periods that encompass the annual La Vista Days celebration, except, that if an employee uses any sick leave, vacation leave, personal leave, or comp time during the corresponding pay periods, such leave time shall offset any overtime earned. Overtime earned will not be offset by any holiday that falls during the above referenced pay periods.

Section 16. Pay for Unused Sick Leave Upon Retirement or Death. Employees who voluntarily retire after twenty or more years of service with the City and have no pending disciplinary action at the time of their retirement, shall be paid for any unused sick leave. Employees who began their employment with the City after January 1, 2005, or who began their employment prior to this date but elected to waive their eligibility for emergency sick leave, shall be paid for any unused sick leave, if they voluntarily leave City employment and have no pending disciplinary action, according to the following sliding schedule: After 10 years of employment – 100% of sick leave hours accrued over 660 and up to 880; after 15 years of employment – 100% of sick leave hours accrued over 440 hours and up to 880; after 20 years of employment – 100% of sick leave hours accrued up to 880. No other employee shall be paid for any unused sick leave upon termination of employment.

A regular full-time employee's unused sick leave shall also be paid if, after October 1, 1999, the employee sustains an injury which is compensable by the City or the City's insurer under the Nebraska Workers' Compensation Act and such injury causes the death of the employee within two years after the date of injury. Any payment made pursuant to the preceding sentence shall be made to the surviving spouse of the employee; provided, such payment shall be made to the employee's estate if the employee leaves no surviving spouse or if, prior to his or her death, the employee filed with the City Clerk a written designation of his or her estate as beneficiary of such payment.

Section 17. Pay Periods. All employees of the City of La Vista shall be paid on a bi-weekly basis. The pay period will commence at 12:01 a.m. Sunday and will conclude at 11:59 p.m. on the second succeeding Saturday. On the Friday following the conclusion of the pay period, all employees shall be paid for all compensated time that they have been accredited with during the pay period just concluded.

Section 18. Public Works Lunch and Clean-up Times. Lunch period for employees of the Public Works Department shall be one half hour (30 minutes) in duration. Public Works employees shall be granted a 5 minute clean-up period prior to start of lunch period, and shall be granted an additional 5 minutes clean-up period prior to the end of the work day.

Section 19. Sick Leave and Personal Leave. Sick leave and personal leave will be awarded and administered in conjunction with the provisions set forth in the personnel manual and the

Agreement between the La Vista Fraternal Order of Police Lodge No. 28 and the City of La Vista, as applicable to the employee in question.

Section 20. Vacation Leave. Upon satisfactory completion of six months continuous service, regular full-time employees and permanent part-time employees shall be entitled to vacation leave. Such vacation shall not be used in installments of less than one hour. Increments of vacation leave of less than four hours must have 48 hours prior approval and can be taken only at the beginning or at the end of the work day.

Section 21. Vacation Entitlement.

- A. All full-time employees whose employment is governed by the Agreement described in Section 15, Paragraph A. of this Ordinance shall earn, accrue and be eligible for vacation as provided in such Agreement.
- B. All other full-time Hourly Non-Exempt Employees shall earn: six (6) days of paid vacation during the first year of continuous full-time employment; eleven (11) days of paid vacation during the second year of continuous full-time employment; and thereafter, eleven (11) days of paid vacation during each subsequent year of continuous full-time employment, plus one (1) additional day of paid vacation for each year of continuous full-time employment in excess of two years. Notwithstanding the foregoing, no employee shall earn more than twenty-three (23) days of paid vacation per employment year.
- C. All Management Exempt Employees, and Salaried Exempt Employees, shall earn ten (10) days paid vacation during the first year of continuous employment, and one (1) additional vacation day for each additional year of continuous employment not to exceed twenty-six (26) days.
- D. All Permanent Part Time Employees working a minimum of twenty (20) hours per week shall earn forty (40) hours of paid vacation time per year after six (6) months of employment. Total paid vacation time earned per year shall not exceed forty (40) hours.
- E. Full Time Exempt and Non-Exempt Employees shall be allowed to accrue unused vacation leave from previous years to a maximum of 220 hours.
- F. Permanent Part Time Employees shall be allowed to accrue unused vacation leave from previous years to a maximum of 110 hours.

Section 22. Wage Tables.

Table 100					
Salaried Exempt Employees			Hourly Non-Exempt Employees		
Range	Minimum	Maximum	Range	Minimum	Maximum
100	Hourly Monthly Annual	9.27 1,607 19,282	12.04 2,087 25,043	145 Hourly Monthly Annual	16.88 2,926 35,110
110	Hourly Monthly Annual	11.38 1,973 23,670	14.78 2,562 30,742	150 Hourly Monthly Annual	17.73 3,073 36,878
115	Hourly Monthly Annual	12.24 2,122 25,459	15.90 2,756 33,072	160 Hourly Monthly Annual	19.45 25.26 40,456
120	Hourly Monthly Annual	13.16 2,281 27,373	17.09 2,962 35,547	165 Hourly Monthly Annual	20.72 26.91 43,098
125	Hourly Monthly Annual	14.16 2,454 29,453	18.39 3,188 38,251	175 Hourly Monthly Annual	24.42 31.71 42,33
130	Hourly Monthly Annual	14.65 2,539 30,472	19.02 3,297 39,562	180 Hourly Monthly Annual	27.06 35.15 46,90
140	Hourly Monthly Annual	16.03 2,779 33,342	20.81 3,607 43,285	190 Hourly Monthly Annual	33.44 43.44 56,285

Table 200					
Management Exempt Employees					
Range	Minimum	Maximum	Range	Minimum	Maximum
200	Hourly Monthly Annual	34.21 5,930 71,157	43.65 7,566 90,792		
205	Hourly Monthly Annual	35.53 6,159 73,902	45.35 7,861 94,328		
210	Hourly Monthly Annual	37.81 6,554 78,645	48.14 8,344 100,131		
215	Hourly Monthly Annual	41.14 7,131 85,571	52.50 9,100 109,200		

Classification: FOP Collective Bargaining						
Hourly Non-Exempt						
Range	A	B	C	D	E	F
426	Hourly			33.32	34.70	36.90
				5,775	6,015	6,396
				69,306	72,176	76,752
423	Hourly	21.84	23.32	25.62	27.12	29.60
		3,786	4,042	4,441	4,701	5,131
		45,427	48,506	53,290	56,410	61,568
						64,771

Section 23. Repeal of Ordinance No. 1200190. Ordinance No. 1200190 originally passed and approved on the 3rd~~4th~~ day of September ~~March~~ 2013 is hereby repealed.

Section 24. Effective Date. This Ordinance shall take effect after its passage, approval and publication as provided by law.

Section 25. This Ordinance shall be published in pamphlet form and take effect as provided by law.

PASSED AND APPROVED THIS 15TH~~3RD~~ DAY OF OCTOBER ~~SEPTEMBER~~ 2013.

CITY OF LA VISTA

ATTEST:

Douglas Kindig, Mayor

Pamela A. Buethe, CMC
City Clerk

N

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE LA VISTA CITY CLERK TO FILE WITH THE SARPY COUNTY TREASURER SPECIAL ASSESSMENTS FOR PROPERTY IMPROVEMENTS AT THE LOCATIONS AND IN THE AMOUNTS CITED HEREIN.

WHEREAS, the property owners of
14004 Greenfield Road./Lot 126 The Meadows Replat V, \$1,15.32;
10202 Brentwood Dr/Lot 178 Val Vista, \$168.11;
10204 Brentwood Dr/Lot 177 Val Vista, \$168.11;
10208 Brentwood Dr/Lot 176 Val Vista, \$168.11;
10618 Brentwood Dr/Lot 154 Val Vista, \$168.11;
10216 Brentwood Dr/Lot 175 Val Vista, \$168.11;
10611 Hillcrest Drive/Lot 4 Val Vista, \$168.11;
10615 Hillcrest Drive/Lot 3 Val Vista; \$168.11; and
10619 Hillcrest Drive/Lot 2A Val Vista; \$168.11;

were notified to clean up their properties as they were in violation of the City Municipal Code, Section 133.01, or the City would do so and bill them accordingly, and

WHEREAS, the property owners of said addresses chose not to clean the property, thus necessitating the City to do the clean up, and

WHEREAS, the City sent the property owners a bill for said clean up which has not been paid, and

WHEREAS, the City may file a Special Assessment for Improvements against property for which a City bill for services has not been paid.

NOW THEREFORE BE IT RESOLVED, that the La Vista City Clerk is hereby authorized to file with the Sarpy County Treasurer Special Assessments for Improvements in the amount and against the properties specified above, all located within Sarpy County, La Vista, Nebraska.

PASSED AND APPROVED THIS 15TH DAY OF OCTOBER, 2013

CITY OF LA VISTA

ATTEST:

Douglas Kindig, Mayor

Pamela A. Buethe, CMC
City Clerk

LA VISTA POLICE DEPARTMENT SPECIAL ENFORCEMENT BUREAU-CODE ENFORCEMENT

03/08/2011

September 9, 2013

Jason or Kellee Sloger
14004 Greenfield Road
Omaha NE 68138

RE: Lot 126 The Meadows Replat V

Dear Mr. & Mrs. Sloger;

On July 11, 2013, the property at 14004 Greenfield Road was in violation of the City of La Vista's Municipal Code, Section 133.01. On August 20, 2013, the Public Works Department mowed and line trimmed the front and back yard as well as cut volunteer trees, sprayed with Tordon, and removed trash. The cost of \$1515.32 was incurred by the City for the work. The cost breakdown is as follows:

Administrative Fee	\$	50.00
Costs		
Four workers – 6 hours each	\$	526.02
Equipment Cost	\$	854.00
Materials	\$	85.30
 TOTAL	\$	<u>1515.32</u>

Please remit \$1515.32, payable to the City of La Vista, 8116 Park View Blvd., La Vista, Nebraska 68128, within 30 days. If payment is not received within 30 days of issuance of this statement, the City Council will, on October 15, 2013, take action to file the above referenced cost with the Sarpy County Treasurer as a special assessment for improvements against your property.

Thank you for your attention to this matter.

Sincerely,

Pamela A. Buethe, CMC
City Clerk



July 19, 2013

Dear Owner/Resident: 14002 Greenfield Rd.

The City of La Vista is committed to maintaining quality neighborhoods and an excellent community environment. Our citizens expect us to do everything we can in this regard.

An investigation is being conducted at your property. This investigation has revealed violation(s) of the La Vista Municipal Code : 133.01 weeds,grass, litter, junk: 92.15 nuisance-piles of tree branches

The attached sheet categorizes your violation(s) and copies of the codes are provided for your review as an educational package to assist you in achieving compliance and preventing future violation(s).

(5)

Violation(s) are required to be corrected within (Hours) to (Days) depending upon the violation(s). By completing a "Compliance Agreement:" additional time may be granted depending on health and safety and will be evaluated on a case by case basis.

You must contact me immediately upon receipt of this letter to demonstrate cooperation to eliminate these violation(s). The enclosed "Compliance Agreement" must be completed and returned immediately to ensure additional time for compliance. We hope you will work with us to maintain a positive community environment. Your cooperation will be greatly appreciated.

Please contact me at (402) 331-1582 ext. 251 between the hours of 7:30 a.m. and 4:00 p.m. Please leave a voicemail if I am not available. **It is important that you leave your name, address, return phone number and best date and time to contact you.** Failure to comply may result in this matter being forwarded to the City Legal Department and other necessary agencies for Civil and/or Criminal Prosecution.

Sincerely,

C. Ruppert
Code Enforcement Officer
La Vista Police Department

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 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



City of La Vista
8116 Park View Blvd.
La Vista, NE 68128

Jason or Kelley Sloger
14004 Greenfield Rd.
Omaha, NE
68138

Date 7-11-13 / 1300 / IR#13-12436

Location 14002 Greenfield

Violation 50.03, 133.01, 92.15

Time to Comply 5 days

Description Entire property needs cleaned up.

Follow-up Officer

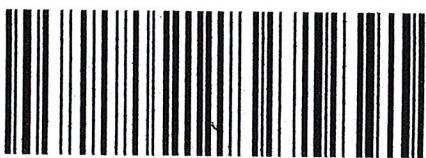
U.S. Postal Service TM
CERTIFIED MAILTM RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com®

OFFICIAL USE

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
 OF THE RETURN ADDRESS. FOLD AT DOTTED LINE

CERTIFIED MAILTM



Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

7008 6669 1469
 7008 6669 1469
 1140 0000 1469
 1140 0000 1469

Sent To
 JASON or Kelley Slinger
 Street/Apt. No.:
 or PO Box No. 14004
 City, State, Zip 44
 Omaha, NE 68138

PS Form 3800, August 2006

Postmark
Here

See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

JASON or Kelley Slinger
 14004 Greengate Rd.
 Omaha, NE 68138

COMPLETE THIS SECTION ON DELIVERY

A. Signature

Agent

Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

68138

3. Service Type

Certified Mail Express Mail

Registered Return Receipt for Merchandise

Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number
 (Transfer from service label)

7008 1140 0000 6669 1469

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

LA VISTA POLICE DEPARTMENT

MUNICIPAL CODE COMPLIANCE AGREEMENT

FULL NAME: FIRST, MIDDLE, LAST <i>Jason or Kelley Stogner</i>	DATE OF BIRTH
RESIDING ADDRESS STREET, CITY, STATE, ZIP, PHONE NUMBER	
PROPERTY WHERE VIOLATION EXISTS STREET, CITY, STATE, ZIP, PHONE NUMBER <i>14008 Greenfield Rd. Omaha, NE 68138</i>	
CONDITIONS REQUIRING CORRECTION <i>133.01 WEEDS, GRASS, TREE 92.15 HUSKAWEE</i>	
CORRECTIVE MEASURES <i>Mow down weeds, grass in all the yard, Remove piles of tree branches, clean the unusable items from the driveway</i>	

AGREEMENT:

The above named agrees that the conditions set forth in this Agreement must be eliminated, as described above on or before (Date) Aug 2, 2013.

The undersigned agrees to allow the City to inspect the property as necessary to determine compliance with this agreement. This Agreement shall be interpreted in accordance with the law of the State of Nebraska.

No amendment or modification of this Agreement shall be valid unless expressed in writing and executed by the parties hereto in the same manner as the execution of this Agreement.

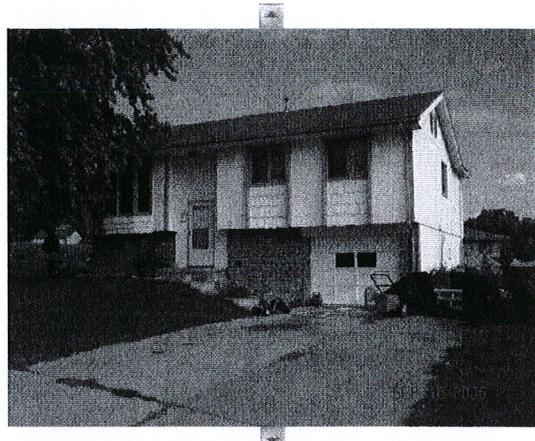
Failure to comply with the agreement deadline will result in prosecution for violations of the La Vista Municipal Codes.

This form must be filled out completely to be valid.

Signature: _____, and date _____, 20____,
accepting responsibility for compliance.

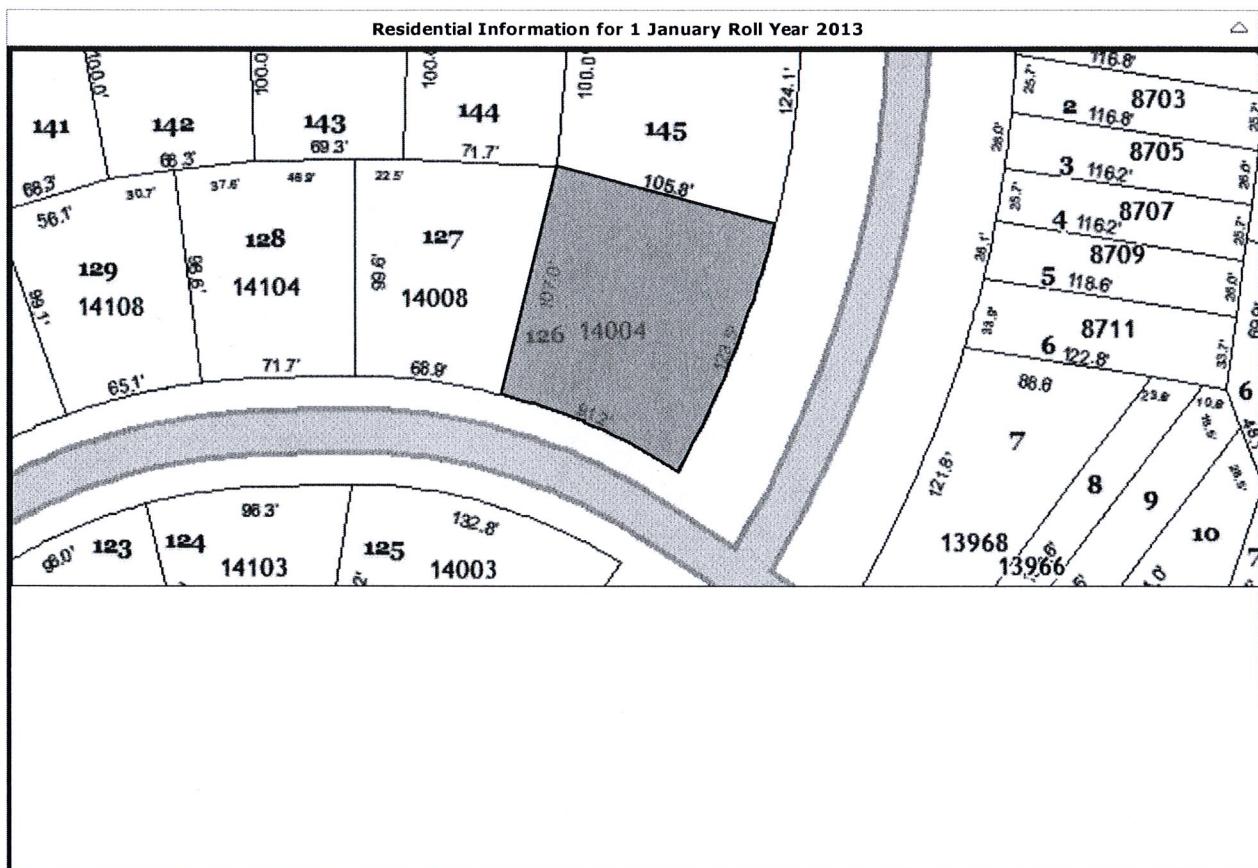
Active

Parcel Number: 010791477
 Location: 14004 \GREENFIELD RD
 Owner: SLOGER/JASON & KELLEE
 C/O
 Mail Address: 14004 GREENFIELD RD
 OMAHA NE 68138-
 Legal: LOT 126 THE MEADOWS REPLAT V
 Tax District: 17020
 Map #: 2957-24-0-60185-000-0126



Click Picture/Sketch for Larger View.
 Use arrows to view Picture/Sketch.

THIS IS NOT A PROPERTY RECORD FILE [What does this mean?](#)



Style:	Split Entry	#Bedrooms above Grade 3
Year Built:	1980	Total Sqft 1100
#Bathrooms Above Grade 1		Bsmt Total Sqft 996
Total Bsmt Finish Sqft	690	Garage Sqft 0
Garage Type		Lot Width 11352
Lot Depth	1	Exterior 2
Exterior 1	HARDBOARD	
Roofing	Comp Shingle	

Misc

Description	Sqft or Quantity
OPEN SLAB PORCH	24
BSMT GARAGE FINISH	264
WOOD DECK	264
DRIVEWAY	1
SHED,YARD	80

Sales Information (Updated 9/8/2013)

Sale Date B & P	Grantor	Grantee	Total Sale Price	Adjusted Sale Price
12/10/2002	BOOKE/PATRICIA K	SLOGER/JASON & KELLEE	\$105,000	\$105,000
2003-00326	14004 GREENFIELD RD OMAHA NE 68138-0000	14004 GREENFIELD RD OMAHA NE 68138-		

Valuation Information

Valuation
PV = Partial Valuation

Roll Year	Land Value	Impr Value	Outbuildings	Total Value	PV
2013	\$19,000	\$101,194	\$0	\$120,194	NO
2012	\$19,000	\$103,452	\$0	\$122,452	NO
2011	\$19,000	\$105,568	\$0	\$124,568	NO
2010	\$19,000	\$104,169	\$0	\$123,169	NO
2009	\$19,000	\$103,705	\$0	\$122,705	NO
2008	\$19,000	\$105,500	\$0	\$124,500	NO
2007	\$19,000	\$99,822	\$0	\$118,822	NO
2006	\$19,000	\$98,804	\$0	\$117,804	NO
2005	\$19,000	\$90,361	\$0	\$109,361	NO
2004	\$19,000	\$85,431	\$0	\$104,431	NO
2003	\$18,000	\$82,663	\$0	\$100,663	NO
2002	\$18,000	\$76,850	\$0	\$94,850	NO
2001	\$18,000	\$69,410	\$0	\$87,410	NO
2000	\$17,460	\$66,555	\$0	\$84,015	NO
1999	\$17,280	\$62,372	\$0	\$79,652	NO
1998	\$11,280	\$60,549	\$0	\$71,829	NO
1997	\$70,260			\$70,260	NO
1996	\$62,782			\$62,782	NO
1995	\$57,683			\$57,683	NO
1994	\$54,661			\$54,661	NO
1993	\$52,559			\$52,559	NO
1992	\$52,559			\$52,559	NO
1991	\$51,740			\$51,740	NO
1990	\$51,740			\$51,740	NO
1989	\$51,740			\$51,740	NO
1988	\$50,279			\$50,279	NO

Levy Information

Levy Information 2012
View Past Levy Information

Fund	Description	Levy
1	COUNTY LEVY	0.299901
117	MILLARD SCHOOL	0.11
118	MILLARD SPECIAL BLDG	0.01
119	MILLARD SCH BOND	0.14
199	LEARN COMM-GENERAL	0.95
202	ELEM LEARN COM	0.01
304	MILLARD RURAL FIRE	0.0863
501	PAPIO NATURAL RESRCE	0.030606
502	PAPIO NRD BOND	0.002147
701	MUD	0
801	METRO COMMUNITY COLL	0.085
901	AGRICULTURAL SOCIETY	0.001358
1003	ED SERVICE UNIT 3	0.016057
2065	SID 65	0.357155
2365	SID 65 BOND	0.230001
	Total Levy	2.328525

Treasurer Information						
Property Class	1000		Forclosure #			
Mortgage Company #	770795900		Foreclosure Date			
Mortgage Company	WATERFIELD MORT. CO.					
Exemption Code			Exemption Amount	\$0		
Specials	No Specials Found.					
Tax Sales	No Tax Sale Entry(s) Found or All Tax Sales Entry(s) Redeemed.					
Tax Sale #			Tax Sale Date			
Redemption #			Redemption Date			
Tax Information						
*Click Statement Number to see Treasurer information for paying your taxes with a credit card or Echeck or to print your receipt for a payment you have made by mail or online.						
Year	Statement	Tax District	Source	Taxes Due	Total Due	Balance
2012	2012-010791477	17020	REAL	\$2,763.76	\$2,763.76	\$0.00
2011	2011-0011267RP	17020	REAL	\$2,811.84	\$2,811.84	\$0.00
2010	2010-0011703RP	17020	REAL	\$2,790.96	\$2,790.96	\$0.00
2009	2009-0012799RP	17020	REAL	\$2,769.60	\$2,769.60	\$0.00
2008	2008-0013884RP	17020	REAL	\$2,749.82	\$2,749.82	\$0.00
2007	2007-0014773RP	17020	REAL	\$2,629.02	\$2,629.02	\$0.00
2006	2006-0015844RP	17020	REAL	\$2,786.72	\$2,786.72	\$0.00
2005	2005-0017020RP	17020	REAL	\$2,629.00	\$2,629.00	\$0.00
2004	2004-0018010RP	17020	REAL	\$2,547.42	\$2,547.42	\$0.00
2003	2003-0791477RP	17020	REAL	\$2,481.86	\$2,481.86	\$0.00
2002	2002-0791477RP	17020	REAL	\$2,310.96	\$2,310.96	\$0.00
2001	2001-0791477RP	17020	REAL	\$2,112.56	\$2,112.56	\$0.00
2000	2000-0791477RP	17020	REAL	\$2,011.20	\$2,011.20	\$0.00
1999	1999-0791477RP	17020	REAL	\$2,034.60	\$2,034.60	\$0.00
1998	1998-0791477	17020	REAL	\$1,950.06	\$1,950.06	\$0.00
1997	1997-0791477	17020	REAL	\$2,008.04	\$2,008.04	\$0.00
1996	1996-0791477	17020	REAL	\$1,873.08	\$1,873.08	\$0.00
1995	1995-0791477	17020	REAL	\$1,819.36	\$1,819.36	\$0.00
1994	1994-0791477	17020	REAL	\$1,802.88	\$1,802.88	\$0.00
1993	1993-0791477	17020	REAL	\$1,724.22	\$1,724.22	\$0.00
1992	1992-0791477	17020	REAL	\$1,692.28	\$1,692.28	\$0.00
1991	1991-0791477	17020	REAL	\$1,689.34	\$1,689.34	\$0.00
1990	1990-0791477	17020	REAL	\$1,672.64	\$1,672.64	\$0.00
1989	1989-0791477	17020	REAL	\$1,807.39	\$1,807.39	\$0.00
1988	1988-0791477	17003	REAL	\$1,883.31	\$1,883.31	\$0.00

Before



07/11/2013

Before



07/11/2013

Before

07/11/2013



Before

07/11/2013



Before



07/11/2013

Before

07/11/2013





07/11/2013



Before

07/11/2013



Before



07/11/2013

Before

07/11/2013



Before

07/11/2013



08/20/2013



After

08/21/2013



08/20/2013



08/20/2013



08/20/2013



08/20/2013



08/20/2013



08/21/2013



08/20/2013



08/20/2013



08/20/2013



08/20/2013



08/21/2013



08/21/2013



08/21/2013



08/21/2013



La Vista Police Department

Code Enforcement Case Management

CASE ADDRESS: 14002 Greenfield Rd. DATE/TIME INITIATED: 7-11-2013/1300
NAME OF PROPERTY OWNER/RESIDENT : Jason/Kellee Sloger

CODE VIOLATION(S) 133.01/50.03/92.15

August 22, 2013

To: Lucky Ruppert
Code Enforcement Officer
Police Dept.

Fr: Cindy Norris
Administrative Secretary
Public Works Dept.

RE: Residential Property Clean-Up
14002 Greenfield Rd. - Meadows

The following is a list of the expenses incurred by the Public Works Department on August 20, 2013, while mowing and line-trimming the front and back yard; cutting all volunteer trees; spraying with Tordon; and removing the debris at 14002 Greenfield Rd. in the Meadows, per your request.

LABOR:

	<u>Hours</u>	<u>Hourly Rate</u>	<u>Total</u>
Employee #1	6	26.62	159.72
Employee #2	6	30.29	181.74
Employee #3	6	18.76	112.56
Employee #4	6	12.00	72.00
Total Labor	24		\$ 526.02

EQUIPMENT:

	<u>Hours</u>	<u>Hourly Rate</u>	<u>Total</u>
(3) 1-ton pickups @ \$25.00/each	6	75.00	450.00
(2) 8.5' x 12' trailer @ \$4.75/each	6	9.50	57.00
(1) brush chipper	2	34.00	68.00
(1) 1445 mower	6	12.50	75.00
(2) chainsaws 14" @ \$2.00/each	6	4.00	24.00
(4) line trimmers @ \$7.50/each	6	30.00	180.00
Total Equipment			\$ 854.00

MATERIALS:

(2) trailer dumpster fee @ \$25.00/each	50.00
(1) Gal. Tordon	35.30
Total Materials	\$ 85.30

TOTAL LABOR, EQUIPMENT and MATERIALS: **\$ 1,465.32**

September 9, 2013

East Villas LLC
911 Killarney Dr
Papillion NE 68046

To Whom It May Concern;

The properties listed below were in violation of the City of La Vista's Municipal Code, Section 133.01, weeds and grass.

10202 Brentwood Drive La Vista, NE
10204 Brentwood Drive La Vista, NE
10208 Brentwood Drive La Vista, NE
10216 Brentwood Drive La Vista, NE
10618 Brentwood Drive La Vista, NE
10611 Hillcrest Drive La Vista, NE
10615 Hillcrest Drive La Vista, NE
10619 Hillcrest Drive La Vista, NE

On May 28, 2013 notification was made to correct the mowing violation by June 4, 2013 or the city would correct it at the expense of the property owner. On June 6, 2013, the Public Works Department mowed the property. The cost of \$168.11 per property was incurred by the City for the cleanup. The cost breakdown is as follows:

Administrative Fee	\$50.00 per property	\$	400.00
<u>Mowing Costs</u>			
Labor	\$47.11 per property	\$	376.88
Equipment Cost	\$71.00 per property	\$	568.00
 TOTAL	 \$168.11 per property	\$	<u>1344.88</u>

Please remit \$1344.88, payable to the City of La Vista, 8116 Park View Blvd., La Vista, Nebraska 68128, within 30 days. If payment is not received within 30 days of issuance of this statement, the City Council will, on October 15, 2013, take action to file the above referenced cost with the Sarpy County Treasurer as a special assessment for improvements against your property.

Thank you for your attention to this matter.

Sincerely,

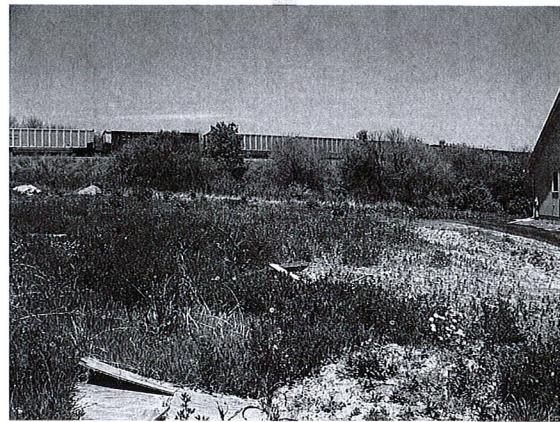
Pamela Buethe, CMC
La Vista City Clerk

LA VISTA POLICE DEPARTMENT SPECIAL ENFORCEMENT BUREAU - CODE ENFORCEMENT
SPECIAL ASSESSMENT REPORT

ADDRESS	RENTAL/OWNER OCCUPIED	PRIOR CONTACTS	ACTION TAKEN	CURRENT OFFENSE	ACTION TAKEN	EXISTING SPECIAL ASSESSMENTS
Val Vista Lots Lots-2A, 3, 4 Lots, 154,175 176,177,178	East Homes LLC Company is bankrupt	1. 5-9-11 2. 9-13-2011 3. 9-16-2011 4. 4-11-2012 5. 5-4-2012 6. 8-8-2012 7. 10-09-2012 8. 10-11-2012 9. 5-28-13 10. 6-6-13	1. work order to P.W. 2. 2 nd notice 3.Work completed 4.Work order to P.W. 5.Work completed 6.work order to P.W. 7.work order to P.W. 8.work completed 9 certified letter sent 10 work done by p.w.	1.5-28-13 2.6-3-2013 3.6-4-2013 4.6-6-13 5. 7-22-13 6.7-23-13	1.Certified letter sent 2.Recieved conformatio n of letter 3. sent work order to P.W. 4.complete d by P.W. 5.work order to p.w. 6.work done by p.w.	55 total special assessments on all eight (8) lots in the Val Vista addition AS OF 6-4-2013

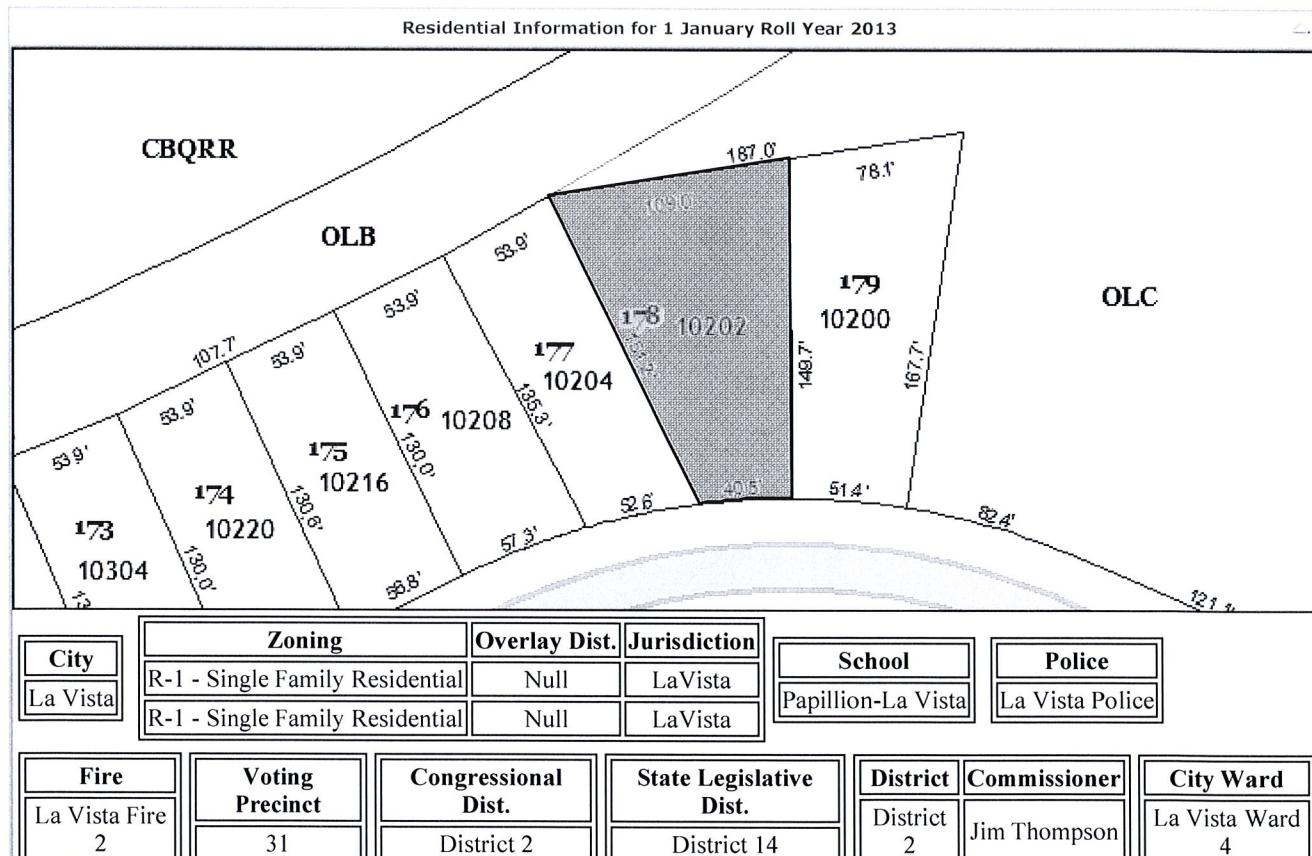
Active

Parcel Number: 011574525
 Location: 10202 \BRENTWOOD DR
 Owner: EAST VILLAS LLC
 C/O
 Mail Address: 911 KILLARNEY DR
 PAPILLION NE 68046-7057
 Legal: LOT 178 VAL VISTA
 Tax District: 27044
 Map #: 2959-16-3-30045-000-0178



Click Picture/Sketch for Larger View.
 Use arrows to view Picture/Sketch.

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Style:

Year Built:

#Bedrooms above Grade

#Bathrooms Above Grade

Total Sqft

Total Bsmt Finish Sqft 0

Bsmt Total Sqft

Garage Type

Garage Sqft

Lot Depth 1

Lot Width 10853.86

Exterior 1

Exterior 2

Roofing	N/A
Misc	
Description	Sqft or Quantity

Sales Information (Updated 7/22/2013)				
Sale Date B & P	Grantor	Grantee	Total Sale Price	Adjusted Sale Price
8/3/2004	EAST CONSTRUCTION INC	EAST VILLAS LLC	\$484,450	\$484,450
2004-33233	8208 S 109TH ST LA VISTA NE 68128-0000	8208 S 109TH ST LA VISTA NE 68128-		
3/29/2004	VAL VISTA LLC C/O BOYER YOUNG 9805 GILES RD LA VISTA NE 68128-2932	EAST CONSTRUCTION INC 8208 S 109TH ST LA VISTA NE 68128-0000	\$444,050	\$444,050

Valuation Information					
Valuation PV = Partial Valuation					
Roll Year	Land Value	Impr Value	Outbuildings	Total Value	PV
2013	\$24,000	\$0	\$0	\$24,000	NO
2012	\$24,000	\$0	\$0	\$24,000	NO
2011	\$24,000	\$0	\$0	\$24,000	NO
2010	\$24,000	\$0	\$0	\$24,000	NO
2009	\$24,000	\$0	\$0	\$24,000	NO
2008	\$24,000	\$0	\$0	\$24,000	NO
2007	\$24,000	\$0	\$0	\$24,000	NO
2006	\$24,000	\$0	\$0	\$24,000	NO
2005	\$24,000	\$0	\$0	\$24,000	NO
2004	\$14,640	\$0	\$0	\$14,640	NO
2003	\$14,640	\$0	\$0	\$14,640	NO
2002	\$8,540	\$0	\$0	\$8,540	NO
2001	\$7,748	\$0	\$0	\$7,748	NO

Levy Information 2012		
View Past Levy Information		
Fund	Description	Levy
1	COUNTY LEVY	0.299901
127	PAPILLION/LA VISTA SCHOOL	0.09667
183	SCHL DIST 27 BOND 2	0.025863
185	SCHL DIST 27 BOND 3	0.111892
186	SCHL DIST 27 BOND 4	0.057852
199	LEARN COMM-GENERAL	0.95
202	ELEM LEARN COM	0.01
425	LAVISTA CITY	0.49
426	LAVISTA CITY BOND	0.06
501	PAPIO NATURAL RESRCE	0.030606
502	PAPIO NRD BOND	0.002147
801	METRO COMMUNITY COLL	0.085
901	AGRICULTURAL SOCIETY	0.001358
1003	ED SERVICE UNIT 3	0.016057
	Total Levy	2.237346

Treasurer Information	
Property Class 1000	Forclosure #
Mortgage Company #	Foreclosure Date
Mortgage Company	
Exemption Code	Exemption Amount
Specials	THERE IS/ARE 7 OUTSTANDING SPECIAL(S) ON THE PROPERTY.
Tax Sales	DELINQUENT TAX SALE(S) ON FILE. CALL 402-593-2138 BEFORE MAKING PAYMENT.
Tax Sale # 9959	Tax Sale Date 3/5/2009
Redemption #	Redemption Date

Tax Information

*Click Statement Number to see Treasurer information for paying your taxes with a credit card or Echeck or to print your receipt for a payment you have made by mail or online.

Year	Statement	Tax District	Source	Taxes Due	Total Due	Balance
2012	2012-011574525	27044	REAL	\$519.80	\$519.80	\$519.80
2011	2011-0029718RP	27044	REAL	\$518.98	\$518.98	\$518.98
2010	2010-0030937RP	27044	REAL	\$510.56	\$510.56	\$510.56
2009	2009-0033481RP	27044	REAL	\$506.48	\$506.48	\$0.00
2008	2008-0035924RP	27044	REAL	\$496.86	\$496.86	\$0.00
2007	2007-0039341RP	27044	REAL	\$492.78	\$492.78	\$0.00
2006	2006-0043183RP	27044	REAL	\$509.44	\$509.44	\$0.00
2005	2005-0047732RP	27044	REAL	\$508.32	\$508.32	\$0.00
2004	2004-0043137RP	27044	REAL	\$321.90	\$321.90	\$0.00
2003	2003-1574525RP	27044	REAL	\$332.68	\$332.68	\$0.00
2002	2002-1574525RP	27044	REAL	\$180.58	\$180.58	\$0.00
2001	2001-1574525RP	27044	REAL	\$163.74	\$163.74	\$0.00

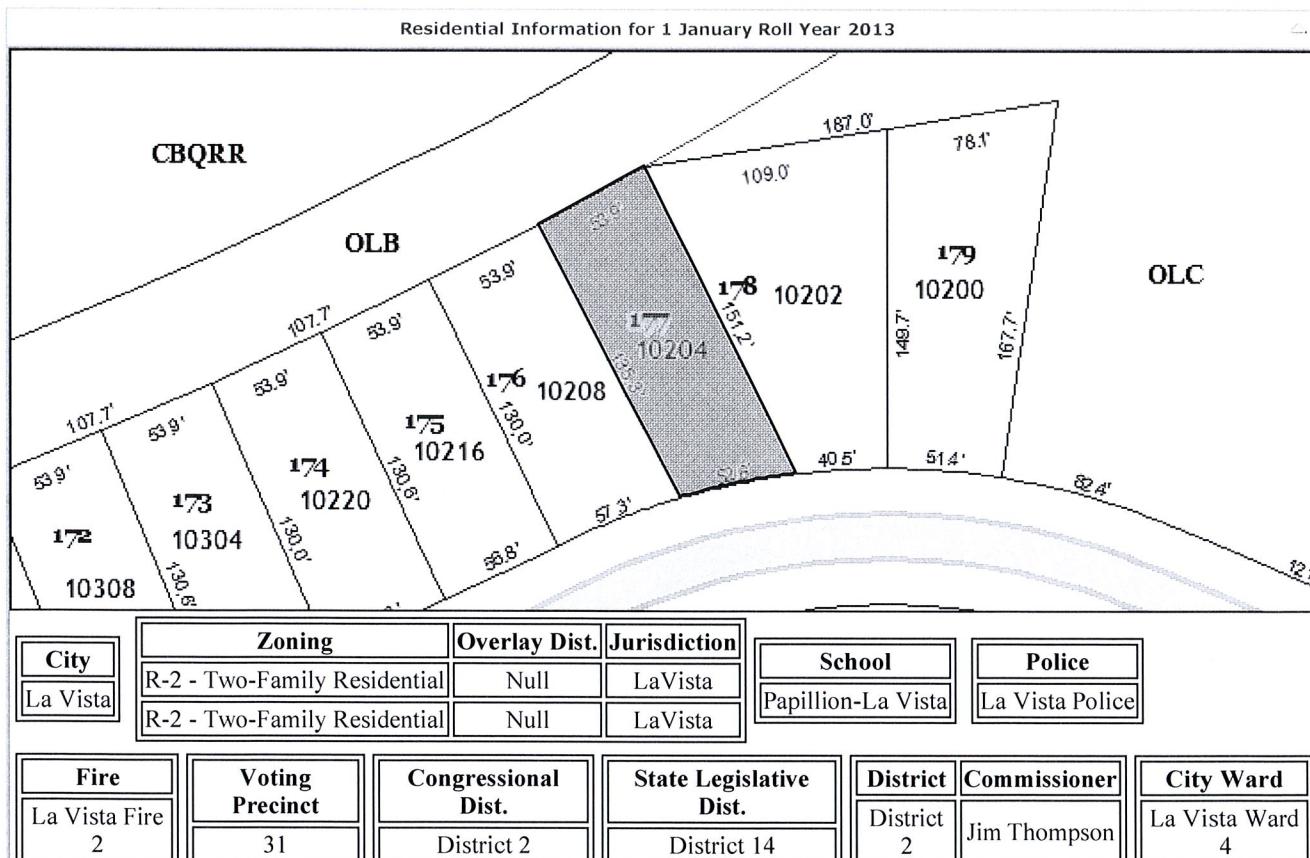
Active

Parcel Number: 011574524
 Location: 10204 \BRENTWOOD DR
 Owner: EAST VILLAS LLC
 CVO
 Mail Address: 911 KILLARNEY DR
 PAPILLION NE 68046-7057
 Legal: LOT 177 VAL VISTA
 Tax District: 27044
 Map #: 2959-16-3-30045-000-0177



Click Picture/Sketch for Larger View.
 Use arrows to view Picture/Sketch.

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Style:

Year Built:

#Bedrooms above Grade

#Bathrooms Above Grade

Total Sqft

Total Bsmt Finish Sqft 0

Bsmt Total Sqft

Garage Type

Garage Sqft

Lot Depth 1

Lot Width

7446.56

Exterior 1

Exterior 2

Roofing	N/A
Misc	
Description	Sqft or Quantity

Sales Information (Updated 7/22/2013)				
Sale Date B & P	Grantor	Grantee	Total Sale Price	Adjusted Sale Price
8/3/2004	EAST CONSTRUCTION INC	EAST VILLAS LLC	\$484,450	\$484,450
2004-33233	8208 S 109TH ST LA VISTA NE 68128-0000	8208 S 109TH ST LA VISTA NE 68128-		
3/29/2004	VAL VISTA LLC C/O BOYER YOUNG 9805 GILES RD LA VISTA NE 68128-2932	EAST CONSTRUCTION INC 8208 S 109TH ST LA VISTA NE 68128-0000	\$444,050	\$444,050

Valuation Information					
Valuation PV = Partial Valuation					
Roll Year	Land Value	Impr Value	Outbuildings	Total Value	PV
2013	\$24,000	\$0	\$0	\$24,000	NO
2012	\$24,000	\$0	\$0	\$24,000	NO
2011	\$24,000	\$0	\$0	\$24,000	NO
2010	\$24,000	\$0	\$0	\$24,000	NO
2009	\$24,000	\$0	\$0	\$24,000	NO
2008	\$24,000	\$0	\$0	\$24,000	NO
2007	\$24,000	\$0	\$0	\$24,000	NO
2006	\$24,000	\$0	\$0	\$24,000	NO
2005	\$24,000	\$0	\$0	\$24,000	NO
2004	\$14,640	\$0	\$0	\$14,640	NO
2003	\$14,640	\$0	\$0	\$14,640	NO
2002	\$8,540	\$0	\$0	\$8,540	NO
2001	\$7,748	\$0	\$0	\$7,748	NO

Levy Information		
Levy Information 2012		
View Past Levy Information		
Fund	Description	Levy
1	COUNTY LEVY	0.299901
127	PAPILLION/LA VISTA SCHOOL	0.09667
183	SCHL DIST 27 BOND 2	0.025863
185	SCHL DIST 27 BOND 3	0.111892
186	SCHL DIST 27 BOND 4	0.057852
199	LEARN COMM-GENERAL	0.95
202	ELEM LEARN COM	0.01
425	LAVISTA CITY	0.49
426	LAVISTA CITY BOND	0.06
501	PAPIO NATURAL RESRCE	0.030606
502	PAPIO NRD BOND	0.002147
801	METRO COMMUNITY COLL	0.085
901	AGRICULTURAL SOCIETY	0.001358
1003	ED SERVICE UNIT 3	0.016057
	Total Levy	2.237346

Treasurer Information	
Property Class	1000
Mortgage Company #	Foreclosure Date
Mortgage Company	
Exemption Code	Exemption Amount
Specials	THERE IS/ARE 7 OUTSTANDING SPECIAL(S) ON THE PROPERTY.
Tax Sales	No Tax Sale Entry(s) Found or All Tax Sales Entry(s) Redeemed.
Tax Sale #	6629
Redemption #	8886629
Tax Information	

*Click Statement Number to see Treasurer information for paying your taxes with a credit card or
Echeck or to print your receipt for a payment you have made by mail or online.

Year	Statement	Tax District	Source	Taxes Due	Total Due	Balance
2012	2012-011574524	27044	REAL	\$519.80	\$519.80	\$519.80
2011	2011-0029717RP	27044	REAL	\$518.98	\$518.98	\$518.98
2010	2010-0030936RP	27044	REAL	\$510.56	\$510.56	\$510.56
2009	2009-0033480RP	27044	REAL	\$506.48	\$506.48	\$506.48
2008	2008-0035923RP	27044	REAL	\$496.86	\$496.86	\$496.86
2007	2007-0039340RP	27044	REAL	\$492.78	\$492.78	\$492.78
2006	2006-0043182RP	27044	REAL	\$509.44	\$509.44	\$509.44
2005	2005-0047731RP	27044	REAL	\$508.32	\$508.32	\$508.32
2004	2004-0038988RP	27044	REAL	\$321.90	\$321.90	\$321.90
2003	2003-1574524RP	27044	REAL	\$332.68	\$332.68	\$166.34
2002	2002-1574524RP	27044	REAL	\$180.58	\$180.58	\$0.00
2001	2001-1574524RP	27044	REAL	\$163.74	\$163.74	\$0.00

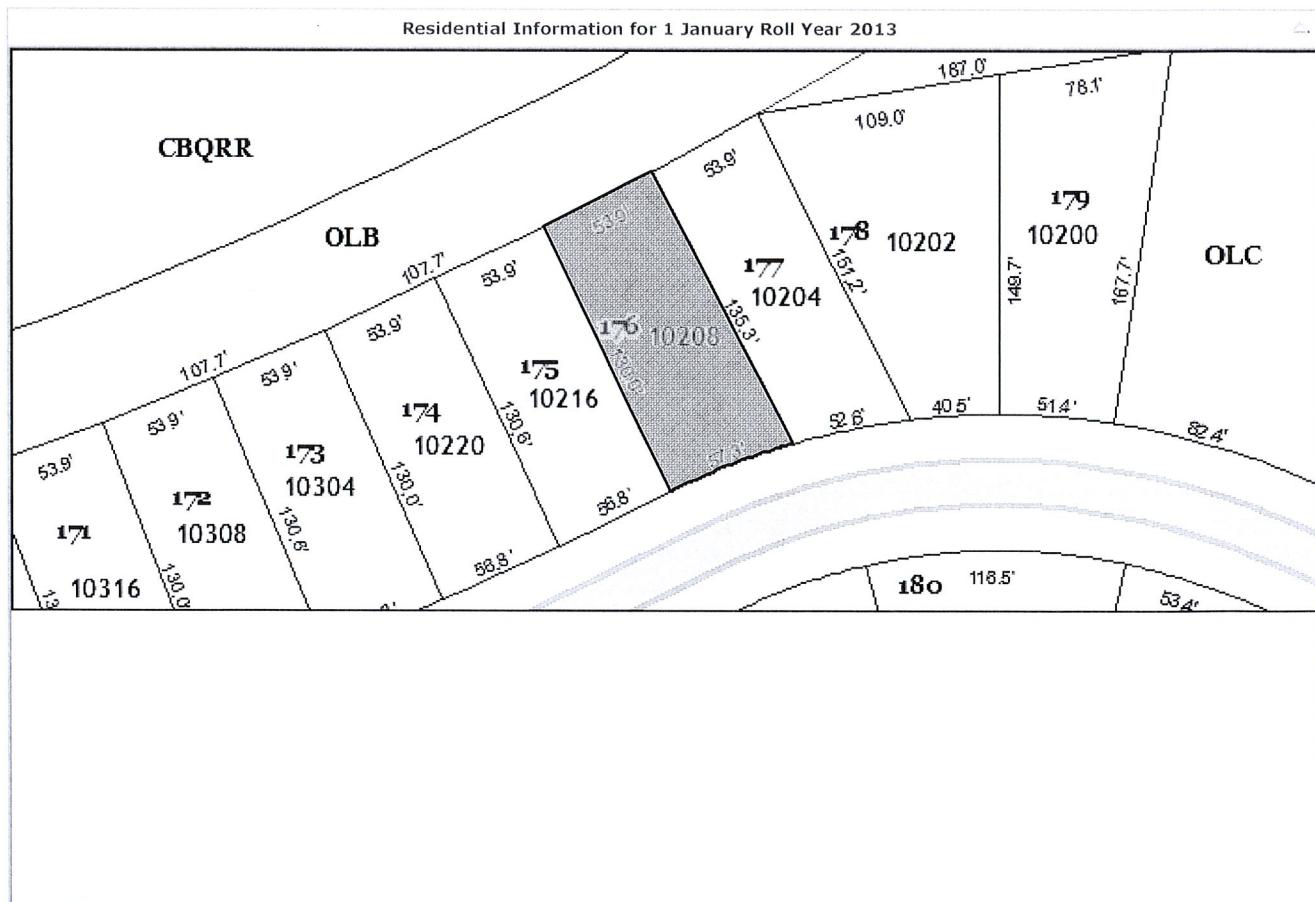
Active

Parcel Number: 011574523
Location: 10208 \BRENTWOOD DR
Owner: EAST VILLAS LLC
C/O
Mail Address: 911 KILLARNEY DR
PAPILLION NE 68046-7057
Legal: LOT 176 VAL VISTA
Tax District: 27044
Map #: 2959-16-3-30045-000-0176



Click Picture/Sketch for Larger View.
Use arrows to view Picture/Sketch.

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Style:			
Year Built:		#Bedrooms above Grade	
#Bathrooms Above Grade		Total Sqft	
Total Bsmt Finish Sqft	0	Bsmt Total Sqft	
Garage Type		Garage Sqft	
Lot Depth	1	Lot Width	7298.836
Exterior 1		Exterior 2	

Roofing	N/A
Misc	
Description	Sqft or Quantity

Sales Information (Updated 7/22/2013)				
Sale Date B & P	Grantor	Grantee	Total Sale Price	Adjusted Sale Price
8/3/2004	EAST CONSTRUCTION INC	EAST VILLAS LLC	\$484,450	\$484,450
2004-33233	8208 S 109TH ST LA VISTA NE 68128-0000	8208 S 109TH ST LA VISTA NE 68128-		
3/29/2004	VAL VISTA LLC C/O BOYER YOUNG 9805 GILES RD LA VISTA NE 68128-2932	EAST CONSTRUCTION INC 8208 S 109TH ST LA VISTA NE 68128-0000	\$444,050	\$444,050

Valuation Information					
Valuation PV = Partial Valuation					
Roll Year	Land Value	Impr Value	Outbuildings	Total Value	PV
2013	\$24,000	\$0	\$0	\$24,000	NO
2012	\$24,000	\$0	\$0	\$24,000	NO
2011	\$24,000	\$0	\$0	\$24,000	NO
2010	\$24,000	\$0	\$0	\$24,000	NO
2009	\$24,000	\$0	\$0	\$24,000	NO
2008	\$24,000	\$0	\$0	\$24,000	NO
2007	\$24,000	\$0	\$0	\$24,000	NO
2006	\$24,000	\$0	\$0	\$24,000	NO
2005	\$24,000	\$0	\$0	\$24,000	NO
2004	\$14,640	\$0	\$0	\$14,640	NO
2003	\$14,640	\$0	\$0	\$14,640	NO
2002	\$8,540	\$0	\$0	\$8,540	NO
2001	\$7,748	\$0	\$0	\$7,748	NO

Levy Information 2012		
View Past Levy Information		
Fund	Description	Levy
1	COUNTY LEVY	0.299901
127	PAPILLION/LA VISTA SCHOOL	0.09667
183	SCHL DIST 27 BOND 2	0.025863
185	SCHL DIST 27 BOND 3	0.111892
186	SCHL DIST 27 BOND 4	0.057852
199	LEARN COMM-GENERAL	0.95
202	ELEM LEARN COM	0.01
425	LAVISTA CITY	0.49
426	LAVISTA CITY BOND	0.06
501	PAPIO NATURAL RESRCE	0.030606
502	PAPIO NRD BOND	0.002147
801	METRO COMMUNITY COLL	0.085
901	AGRICULTURAL SOCIETY	0.001358
1003	ED SERVICE UNIT 3	0.016057
	Total Levy	2.237346

Treasurer Information			
Property Class	1000	Forclosure #	
Mortgage Company #		Foreclosure Date	
Mortgage Company			
Exemption Code		Exemption Amount	
Specials	THERE IS/ARE 6 OUTSTANDING SPECIAL(S) ON THE PROPERTY.		
Tax Sales	DELINQUENT TAX SALE(S) ON FILE. CALL 402-593-2138 BEFORE MAKING PAYMENT.		
Tax Sale #	9197	Tax Sale Date	11/12/2008
Redemption #		Redemption Date	

Tax Information

*Click Statement Number to see Treasurer information for paying your taxes with a credit card or Echeck or to print your receipt for a payment you have made by mail or online.

Year	Statement	Tax District	Source	Taxes Due	Total Due	Balance
2012	2012-011574523	27044	REAL	\$519.80	\$519.80	\$519.80
2011	2011-0029716RP	27044	REAL	\$518.98	\$518.98	\$518.98
2010	2010-0030935RP	27044	REAL	\$510.56	\$510.56	\$510.56
2009	2009-0033479RP	27044	REAL	\$506.48	\$506.48	\$253.24
2008	2008-0035922RP	27044	REAL	\$496.86	\$496.86	\$0.00
2007	2007-0039339RP	27044	REAL	\$492.78	\$492.78	\$0.00
2006	2006-0043181RP	27044	REAL	\$509.44	\$509.44	\$0.00
2005	2005-0047730RP	27044	REAL	\$508.32	\$508.32	\$0.00
2004	2004-0038987RP	27044	REAL	\$321.90	\$321.90	\$0.00
2003	2003-1574523RP	27044	REAL	\$332.68	\$332.68	\$0.00
2002	2002-1574523RP	27044	REAL	\$180.58	\$180.58	\$0.00
2001	2001-1574523RP	27044	REAL	\$163.74	\$163.74	\$0.00

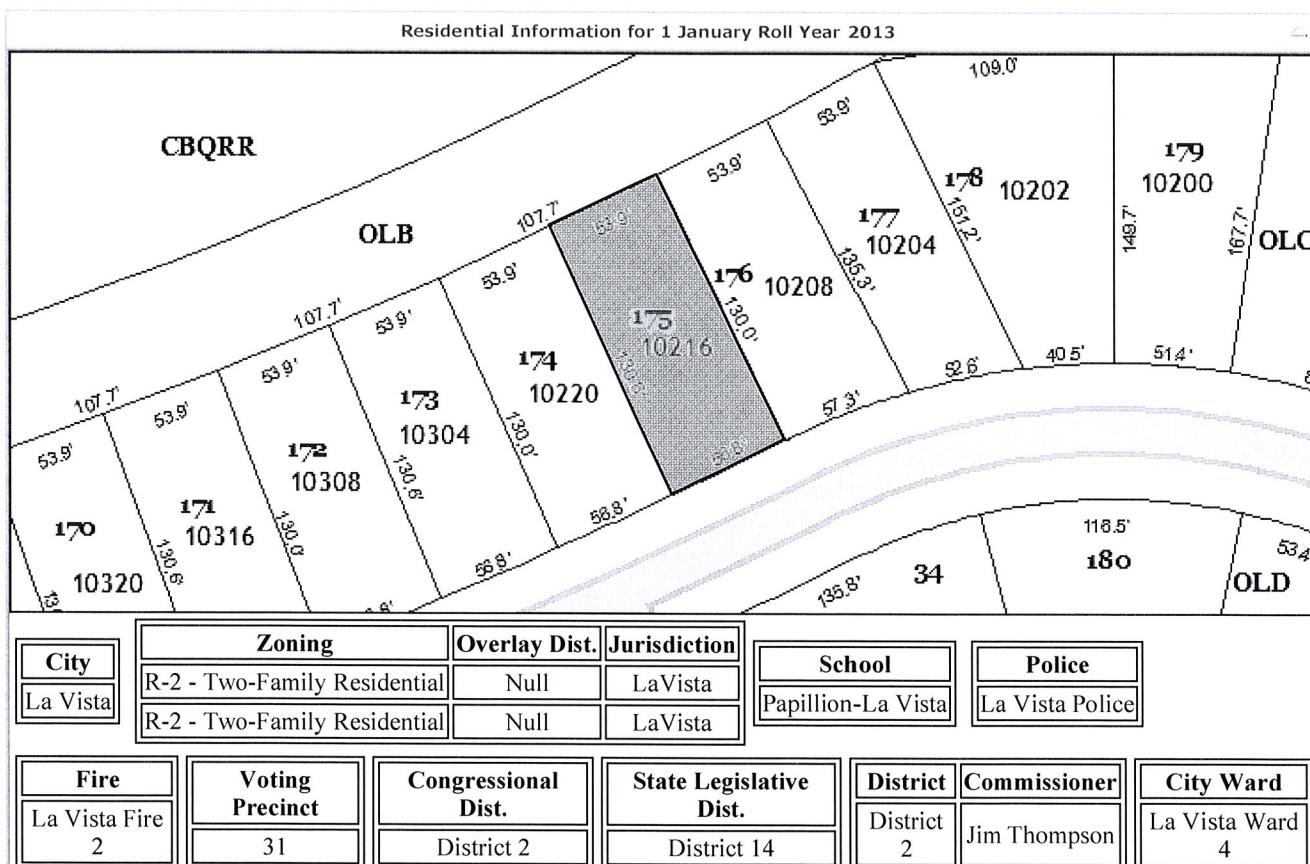
Active

Parcel Number: 011574522
 Location: 10216 \BRENTWOOD DR
 Owner: EAST VILLAS LLC
 C\O
 Mail Address: 911 KILLARNEY DR
 PAPILLION NE 68046-7057
 Legal: LOT 175 VAL VISTA
 Tax District: 27044
 Map #: 2959-16-3-30045-000-0175



Click Picture/Sketch for Larger View.
Use arrows to view Picture/Sketch.

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Style:

Year Built:

#Bedrooms above Grade

#Bathrooms Above Grade

Total Sqft

Total Bsmt Finish Sqft 0

Bsmt Total Sqft

Garage Type

Garage Sqft

Lot Depth 1

Lot Width

7216.004

Exterior 1

Exterior 2

Roofing	N/A	Misc
Description	Sqft or Quantity	

Sales Information (Updated 7/22/2013)				
Sale Date B & P	Grantor	Grantee	Total Sale Price	Adjusted Sale Price
8/3/2004 2004-33233	EAST CONSTRUCTION INC 8208 S 109TH ST LA VISTA NE 68128-0000	EAST VILLAS LLC 8208 S 109TH ST LA VISTA NE 68128-	\$484,450	\$484,450
3/29/2004 2004-14376	VAL VISTA LLC C/O BOYER YOUNG 9805 GILES RD LA VISTA NE 68128-2932	EAST CONSTRUCTION INC 8208 S 109TH ST LA VISTA NE 68128-0000	\$444,050	\$444,050

Valuation Information					
Valuation					
PV = Partial Valuation					
Roll Year	Land Value	Impr Value	Outbuildings	Total Value	PV
2013	\$24,000	\$0	\$0	\$24,000	NO
2012	\$24,000	\$0	\$0	\$24,000	NO
2011	\$24,000	\$0	\$0	\$24,000	NO
2010	\$24,000	\$0	\$0	\$24,000	NO
2009	\$24,000	\$0	\$0	\$24,000	NO
2008	\$24,000	\$0	\$0	\$24,000	NO
2007	\$24,000	\$0	\$0	\$24,000	NO
2006	\$24,000	\$0	\$0	\$24,000	NO
2005	\$24,000	\$0	\$0	\$24,000	NO
2004	\$14,640	\$0	\$0	\$14,640	NO
2003	\$14,640	\$0	\$0	\$14,640	NO
2002	\$8,540	\$0	\$0	\$8,540	NO
2001	\$7,748	\$0	\$0	\$7,748	NO

Levy Information 2012		
View Past Levy Information		
Fund	Description	Levy
1	COUNTY LEVY	0.299901
127	PAPILLION/LA VISTA SCHOOL	0.09667
183	SCHL DIST 27 BOND 2	0.025863
185	SCHL DIST 27 BOND 3	0.111892
186	SCHL DIST 27 BOND 4	0.057852
199	LEARN COMM-GENERAL	0.95
202	ELEM LEARN COM	0.01
425	LAVISTA CITY	0.49
426	LAVISTA CITY BOND	0.06
501	PAPIO NATURAL RESRCE	0.030606
502	PAPIO NRD BOND	0.002147
801	METRO COMMUNITY COLL	0.085
901	AGRICULTURAL SOCIETY	0.001358
1003	ED SERVICE UNIT 3	0.016057
Total Levy		2.237346

Treasurer Information	
Property Class 1000	Forclosure #
Mortgage Company #	Foreclosure Date
Mortgage Company	
Exemption Code	Exemption Amount
Specials	THERE IS/ARE 7 OUTSTANDING SPECIAL(S) ON THE PROPERTY.
Tax Sales	DELINQUENT TAX SALE(S) ON FILE. CALL 402-593-2138 BEFORE MAKING PAYMENT.
Tax Sale # 9196	Tax Sale Date 11/12/2008
Redemption #	Redemption Date

Tax Information

*Click Statement Number to see Treasurer information for paying your taxes with a credit card or Echeck or to print your receipt for a payment you have made by mail or online.

Year	Statement	Tax District	Source	Taxes Due	Total Due	Balance
2012	2012-011574522	27044	REAL	\$519.80	\$519.80	\$519.80
2011	2011-0029715RP	27044	REAL	\$518.98	\$518.98	\$518.98
2010	2010-0030934RP	27044	REAL	\$510.56	\$510.56	\$510.56
2009	2009-0033478RP	27044	REAL	\$506.48	\$506.48	\$253.24
2008	2008-0035921RP	27044	REAL	\$496.86	\$496.86	\$0.00
2007	2007-0039338RP	27044	REAL	\$492.78	\$492.78	\$0.00
2006	2006-0043180RP	27044	REAL	\$509.44	\$509.44	\$0.00
2005	2005-0047729RP	27044	REAL	\$508.32	\$508.32	\$0.00
2004	2004-0038986RP	27044	REAL	\$321.90	\$321.90	\$0.00
2003	2003-1574522RP	27044	REAL	\$332.68	\$332.68	\$0.00
2002	2002-1574522RP	27044	REAL	\$180.58	\$180.58	\$0.00
2001	2001-1574522RP	27044	REAL	\$163.74	\$163.74	\$0.00

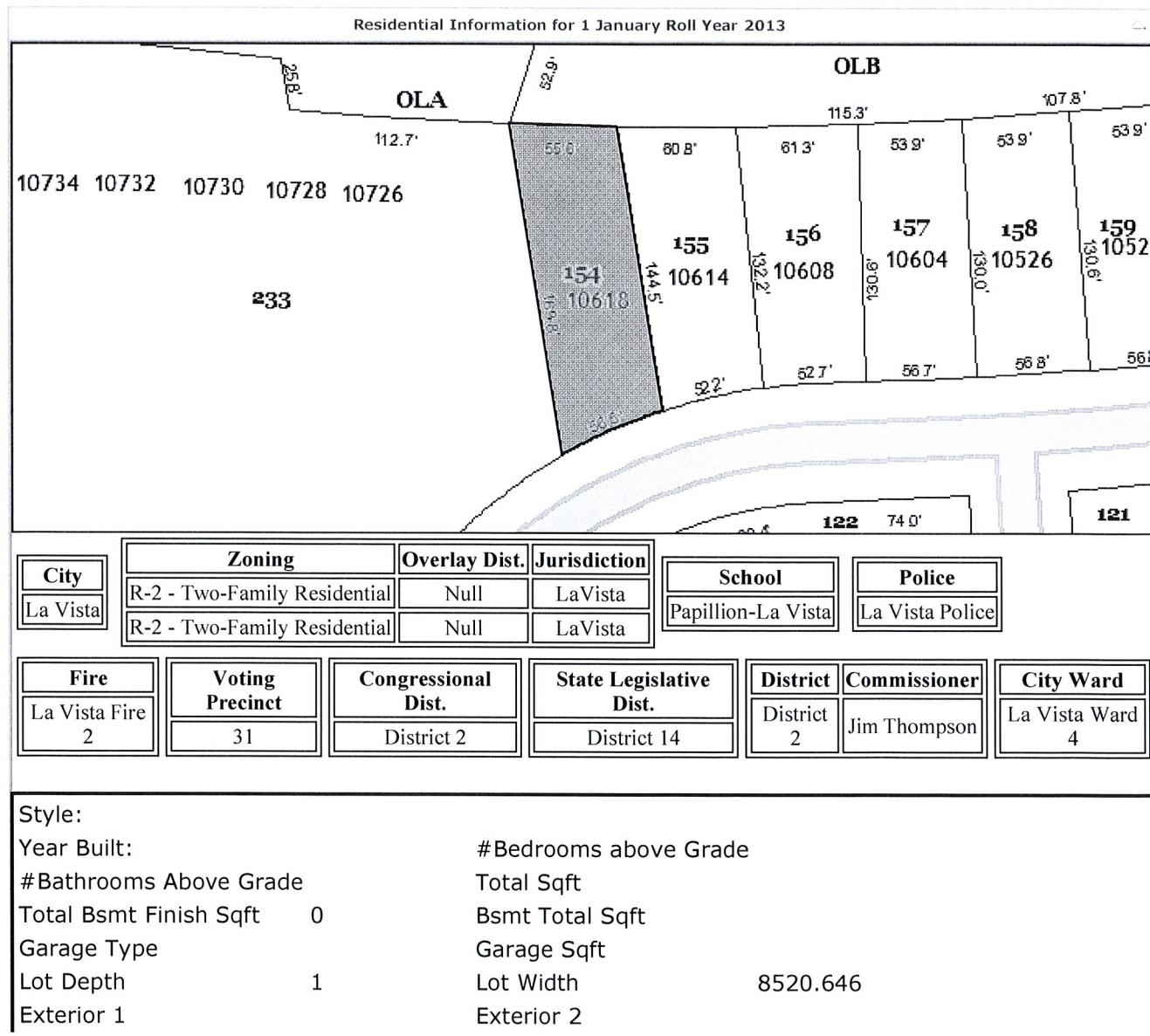
Active

Parcel Number: 011574501
 Location: 10618 \BRENTWOOD DR
 Owner: EAST VILLAS LLC
 C/O
 Mail Address: 911 KILLARNEY DR
 PAPILLION NE 68046-7057
 Legal: LOT 154 VAL VISTA
 Tax District: 27044
 Map #: 2959-16-3-30045-000-0154



Click Picture/Sketch for Larger View.
 Use arrows to view Picture/Sketch.

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Roofing	N/A
Misc	
Description	Sqft or Quantity

Sales Information (Updated 7/22/2013)				
Sale Date B & P	Grantor	Grantee	Total Sale Price	Adjusted Sale Price
8/3/2004	EAST CONSTRUCTION INC	EAST VILLAS LLC	\$484,450	\$484,450
2004-33233	8208 S 109TH ST	8208 S 109TH ST		
	LA VISTA NE 68128-0000	LA VISTA NE 68128-		
3/29/2004	VAL VISTA LLC	EAST CONSTRUCTION INC	\$444,050	\$444,050
2004-14376	C/O BOYER YOUNG	8208 S 109TH ST		
	9805 GILES RD	LA VISTA NE 68128-2932		
		LA VISTA NE 68128-0000		

Valuation Information					
Roll Year	Land Value	Impr Value	Outbuildings	Total Value	Valuation
					PV = Partial Valuation
2013	\$24,000	\$0	\$0	\$24,000	NO
2012	\$24,000	\$0	\$0	\$24,000	NO
2011	\$24,000	\$0	\$0	\$24,000	NO
2010	\$24,000	\$0	\$0	\$24,000	NO
2009	\$24,000	\$0	\$0	\$24,000	NO
2008	\$24,000	\$0	\$0	\$24,000	NO
2007	\$24,000	\$0	\$0	\$24,000	NO
2006	\$22,000	\$0	\$0	\$22,000	NO
2005	\$22,000	\$0	\$0	\$22,000	NO
2004	\$13,420	\$0	\$0	\$13,420	NO
2003	\$13,420	\$0	\$0	\$13,420	NO
2002	\$8,540	\$0	\$0	\$8,540	NO
2001	\$7,748	\$0	\$0	\$7,748	NO

Levy Information		
Levy Information 2012		
View Past Levy Information		
Fund	Description	Levy
1	COUNTY LEVY	0.299901
127	PAPILLION/LA VISTA SCHOOL	0.09667
183	SCHL DIST 27 BOND 2	0.025863
185	SCHL DIST 27 BOND 3	0.111892
186	SCHL DIST 27 BOND 4	0.057852
199	LEARN COMM-GENERAL	0.95
202	ELEM LEARN COM	0.01
425	LAVISTA CITY	0.49
426	LAVISTA CITY BOND	0.06
501	PAPIO NATURAL RESRCE	0.030606
502	PAPIO NRD BOND	0.002147
801	METRO COMMUNITY COLL	0.085
901	AGRICULTURAL SOCIETY	0.001358
1003	ED SERVICE UNIT 3	0.016057
	Total Levy	2.237346

Treasurer Information	
Property Class	1000 Forclosure #
Mortgage Company #	Foreclosure Date
Mortgage Company	
Exemption Code	Exemption Amount
Specials	THERE IS/ARE 8 OUTSTANDING SPECIAL(S) ON THE PROPERTY.
Tax Sales	DELINQUENT TAX SALE(S) ON FILE. CALL 402-593-2138 BEFORE MAKING PAYMENT.
Tax Sale #	11149 Tax Sale Date 3/10/2011
Redemption #	Redemption Date

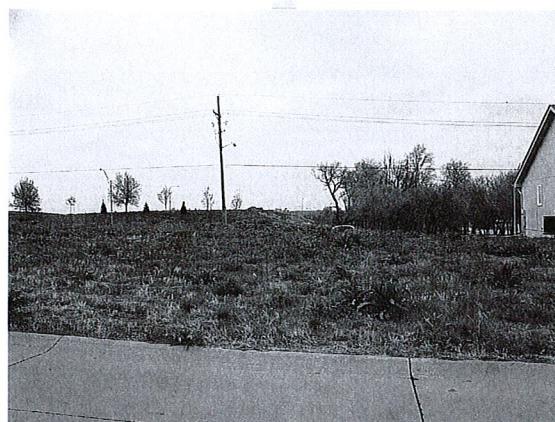
Tax Information

***Click Statement Number to see Treasurer information for paying your taxes with a credit card or Echeck or to print your receipt for a payment you have made by mail or online.**

Enclosed or to print your receipt for a payment you have made by mail or online.						
Year	Statement	Tax District	Source	Taxes Due	Total Due	Balance
2012	2012-011574501	27044	REAL	\$519.80	\$519.80	\$259.90
2011	2011-0029709RP	27044	REAL	\$518.98	\$518.98	\$0.00
2010	2010-0030928RP	27044	REAL	\$510.56	\$510.56	\$0.00
2009	2009-0033471RP	27044	REAL	\$506.48	\$506.48	\$0.00
2008	2008-0035913RP	27044	REAL	\$496.86	\$496.86	\$0.00
2007	2007-0039330RP	27044	REAL	\$492.78	\$492.78	\$0.00
2006	2006-0043171RP	27044	REAL	\$467.00	\$467.00	\$0.00
2005	2005-0047717RP	27044	REAL	\$465.96	\$465.96	\$0.00
2004	2004-0038968RP	27044	REAL	\$295.08	\$295.08	\$0.00
2003	2003-1574501RP	27044	REAL	\$304.96	\$304.96	\$0.00
2002	2002-1574501RP	27044	REAL	\$180.58	\$180.58	\$0.00
2001	2001-1574501RP	27044	REAL	\$163.74	\$163.74	\$0.00

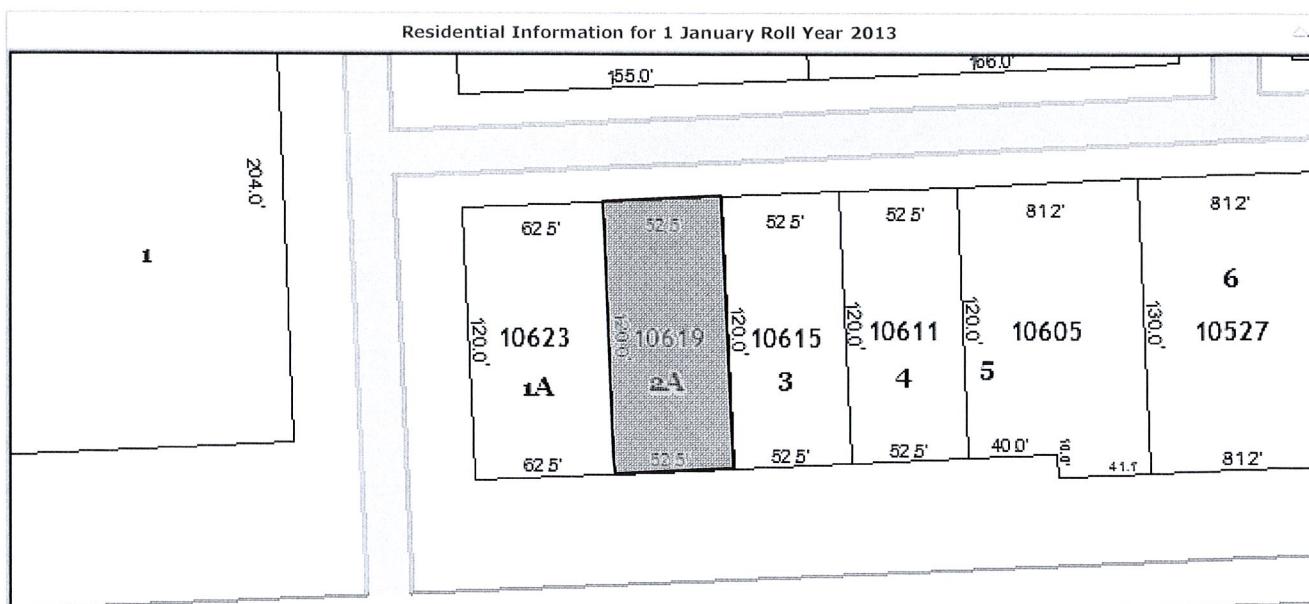
Active

Parcel Number: 011574349
 Location: 10619 \HILLCREST DR
 Owner: EAST VILLAS LLC
 C\O
 Mail Address: 911 KILLARNEY DR
 PAPILLION NE 68046-7057
 Legal: LOT 2A VAL VISTA
 Tax District: 27044
 Map #: 2959-16-3-30045-000-0002



Click Picture/Sketch for Larger View.
 Use arrows to view Picture/Sketch.

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City	Zoning	Overlay Dist.	Jurisdiction	School	Police
La Vista	R-2 - Two-Family Residential	Null	LaVista	Papillion-La Vista	La Vista Police
	R-2 - Two-Family Residential	Null	LaVista		
Fire					
La Vista Fire					
2					
Voting Precinct					
31					
Congressional Dist.					
District 2					
State Legislative Dist.					
District 14					
District					
District 2					
Commissioner					
Jim Thompson					
City Ward					
La Vista Ward 4					

Style:**Year Built:**

#Bedrooms above Grade

#Bathrooms Above Grade

Total Sqft

Total Bsmt Finish Sqft 0

Bsmt Total Sqft

Garage Type

Garage Sqft

Lot Depth 1

Lot Width

6297.638

Exterior 1

Exterior 2

Roofing	N/A	Misc
Description	Sqft or Quantity	

Sales Information (Updated 7/22/2013)				
Sale Date B & P	Grantor	Grantee	Total Sale Price	Adjusted Sale Price
10/21/2002 2002-49393	VAL VISTA LLC C/O BOYER YOUNG 9805 GILES RD LA VISTA NE 68128-2932	EAST VILLAS LLC 8208 S 109TH ST LA VISTA NE 68128-	\$492,900	\$492,900

Valuation Information					
Valuation PV = Partial Valuation					
Roll Year	Land Value	Impr Value	Outbuildings	Total Value	PV
2013	\$19,000	\$0	\$0	\$19,000	NO
2012	\$19,000	\$0	\$0	\$19,000	NO
2011	\$19,000	\$0	\$0	\$19,000	NO
2010	\$19,000	\$0	\$0	\$19,000	NO
2009	\$19,000	\$0	\$0	\$19,000	NO
2008	\$19,000	\$0	\$0	\$19,000	NO
2007	\$22,000	\$0	\$0	\$22,000	NO
2006	\$22,000	\$0	\$0	\$22,000	NO
2005	\$22,000	\$0	\$0	\$22,000	NO
2004	\$22,000	\$0	\$0	\$22,000	NO
2003	\$22,000	\$0	\$0	\$22,000	NO
2002	\$8,540	\$0	\$0	\$8,540	NO
2001	\$7,748	\$0	\$0	\$7,748	NO

Levy Information 2012		
View Past Levy Information		
Fund	Description	Levy
1	COUNTY LEVY	0.299901
127	PAPILLION/LA VISTA SCHOOL	0.096667
183	SCHL DIST 27 BOND 2	0.025863
185	SCHL DIST 27 BOND 3	0.111892
186	SCHL DIST 27 BOND 4	0.057852
199	LEARN COMM-GENERAL	0.95
202	ELEM LEARN COM	0.01
425	LAVISTA CITY	0.49
426	LAVISTA CITY BOND	0.06
501	PAPIO NATURAL RESRCE	0.030606
502	PAPIO NRD BOND	0.002147
801	METRO COMMUNITY COLL	0.085
901	AGRICULTURAL SOCIETY	0.001358
1003	ED SERVICE UNIT 3	0.016057
	Total Levy	2.237346

Treasurer Information	
Property Class	1000
Mortgage Company #	Forclosure #
Mortgage Company	Foreclosure Date
Exemption Code	Exemption Amount
Specials	THERE IS/ARE 7 OUTSTANDING SPECIAL(S) ON THE PROPERTY.
Tax Sales	DELINQUENT TAX SALE(S) ON FILE. CALL 402-593-2138 BEFORE MAKING PAYMENT.
Tax Sale #	10379
Redemption #	Tax Sale Date 3/3/2010 Redemption Date

Tax Information

*Click Statement Number to see Treasurer information for paying your taxes with a credit card or Echeck or to print your receipt for a payment you have made by mail or online.

Year	Statement	Tax District	Source	Taxes Due	Total Due	Balance
2012	2012-011574349	27044	REAL	\$411.52	\$411.52	\$411.52
2011	2011-0030748RP	27044	REAL	\$410.86	\$410.86	\$0.00
2010	2010-0032031RP	27044	REAL	\$404.20	\$404.20	\$0.00
2009	2009-0034653RP	27044	REAL	\$400.98	\$400.98	\$0.00
2008	2008-0037405RP	27044	REAL	\$393.36	\$393.36	\$0.00
2007	2007-0040981RP	27044	REAL	\$451.72	\$451.72	\$0.00
2006	2006-0045280RP	27044	REAL	\$467.00	\$467.00	\$0.00
2005	2005-0050360RP	27044	REAL	\$465.96	\$465.96	\$0.00
2004	2004-0045416RP	27044	REAL	\$483.72	\$483.72	\$0.00
2003	2003-1574349RP	27044	REAL	\$499.94	\$499.94	\$0.00
2002	2002-1574349RP	27044	REAL	\$180.58	\$180.58	\$0.00
2001	2001-1574349RP	27044	REAL	\$163.74	\$163.74	\$0.00

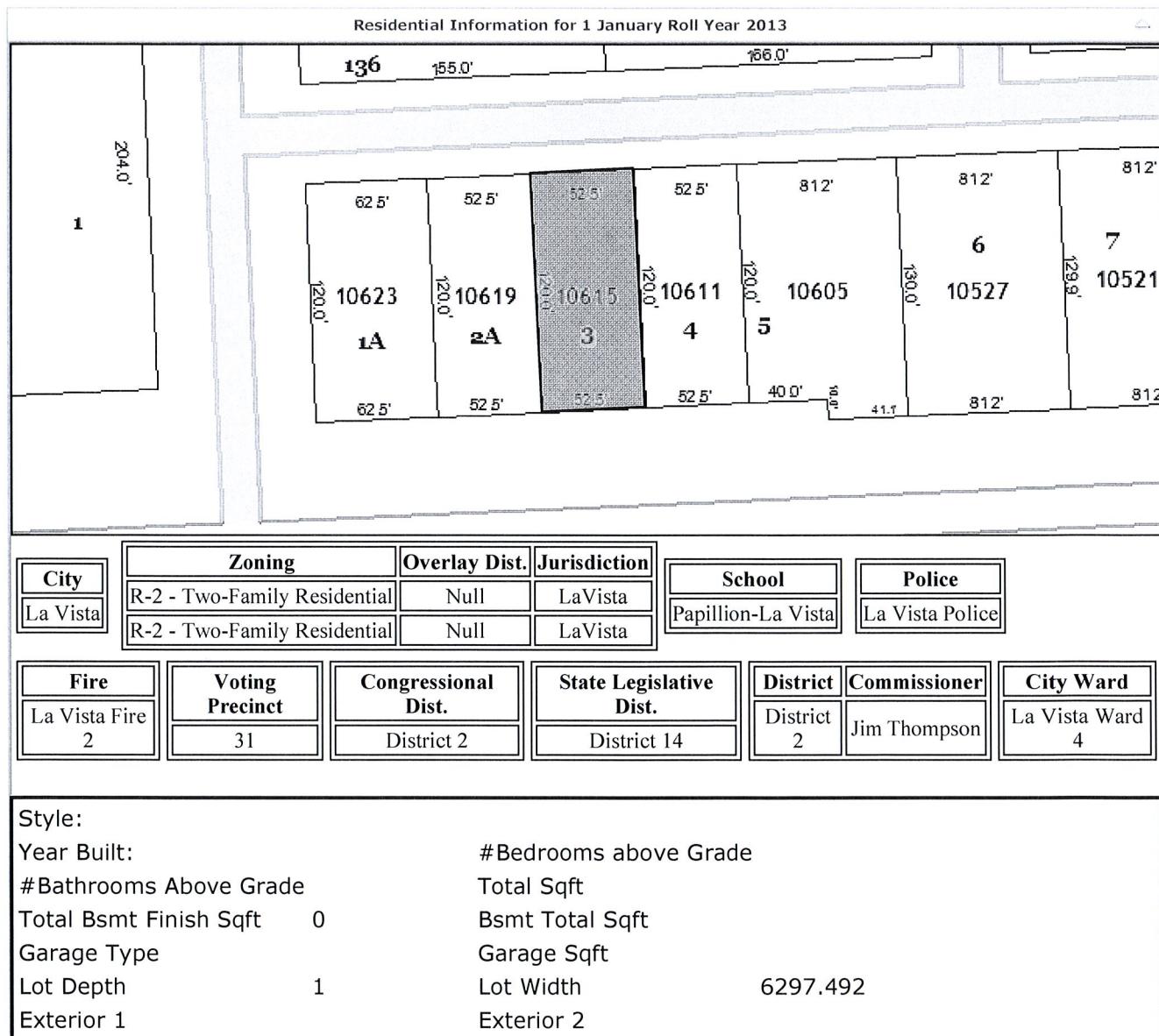
Active

Parcel Number: 011574350
 Location: 10615 \HILLCREST DR
 Owner: EAST VILLAS LLC
 CVO
 Mail Address: 911 KILLARNEY DR
 PAPILLION NE 68046-7057
 Legal: LOT 3 VAL VISTA
 Tax District: 27044
 Map #: 2959-16-3-30045-000-0003



Click Picture/Sketch for Larger View.
 Use arrows to view Picture/Sketch.

THIS IS NOT A PROPERTY RECORD FILE [What does this mean?](#)



Roofing	N/A
Misc	
Description	Sqft or Quantity

Sales Information (Updated 7/22/2013)				
Sale Date B & P	Grantor	Grantee	Total Sale Price	Adjusted Sale Price
10/21/2002 2002-49393	VAL VISTA LLC C/O BOYER YOUNG 9805 GILES RD LA VISTA NE 68128-2932	EAST VILLAS LLC 8208 S 109TH ST LA VISTA NE 68128-	\$492,900	\$492,900

Valuation Information					
Valuation PV = Partial Valuation					
Roll Year	Land Value	Impr Value	Outbuildings	Total Value	PV
2013	\$19,000	\$0	\$0	\$19,000	NO
2012	\$19,000	\$0	\$0	\$19,000	NO
2011	\$19,000	\$0	\$0	\$19,000	NO
2010	\$19,000	\$0	\$0	\$19,000	NO
2009	\$19,000	\$0	\$0	\$19,000	NO
2008	\$19,000	\$0	\$0	\$19,000	NO
2007	\$22,000	\$0	\$0	\$22,000	NO
2006	\$22,000	\$0	\$0	\$22,000	NO
2005	\$22,000	\$0	\$0	\$22,000	NO
2004	\$22,000	\$0	\$0	\$22,000	NO
2003	\$22,000	\$0	\$0	\$22,000	NO
2002	\$8,540	\$0	\$0	\$8,540	NO
2001	\$7,748	\$0	\$0	\$7,748	NO

Levy Information		
Levy Information 2012		
View Past Levy Information		
Fund	Description	Levy
1	COUNTY LEVY	0.299901
127	PAPILLION/LA VISTA SCHOOL	0.09667
183	SCHL DIST 27 BOND 2	0.025863
185	SCHL DIST 27 BOND 3	0.111892
186	SCHL DIST 27 BOND 4	0.057852
199	LEARN COMM-GENERAL	0.95
202	ELEM LEARN COM	0.01
425	LAVISTA CITY	0.49
426	LAVISTA CITY BOND	0.06
501	PAPIO NATURAL RESRCE	0.030606
502	PAPIO NRD BOND	0.002147
801	METRO COMMUNITY COLL	0.085
901	AGRICULTURAL SOCIETY	0.001358
1003	ED SERVICE UNIT 3	0.016057
	Total Levy	2.237346

Treasurer Information	
Property Class	1000
Mortgage Company #	Forclosure #
Mortgage Company	Foreclosure Date
Exemption Code	Exemption Amount
Specials	THERE IS/ARE 7 OUTSTANDING SPECIAL(S) ON THE PROPERTY.
Tax Sales	DELINQUENT TAX SALE(S) ON FILE. CALL 402-593-2138 BEFORE MAKING PAYMENT.
Tax Sale #	9651
Redemption #	Tax Sale Date 3/5/2009 Redemption Date

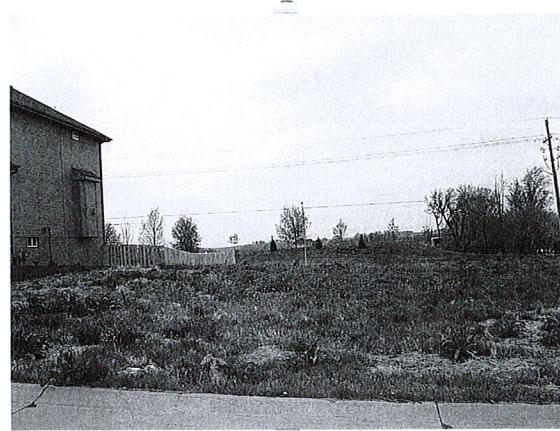
Tax Information

*Click Statement Number to see Treasurer information for paying your taxes with a credit card or Echeck or to print your receipt for a payment you have made by mail or online.

Year	Statement	Tax District	Source	Taxes Due	Total Due	Balance
2012	2012-011574350	27044	REAL	\$411.52	\$411.52	\$411.52
2011	2011-0026371RP	27044	REAL	\$410.86	\$410.86	\$410.86
2010	2010-0027411RP	27044	REAL	\$404.20	\$404.20	\$404.20
2009	2009-0029708RP	27044	REAL	\$400.98	\$400.98	\$0.00
2008	2008-0031789RP	27044	REAL	\$393.36	\$393.36	\$0.00
2007	2007-0034014RP	27044	REAL	\$451.72	\$451.72	\$0.00
2006	2006-0036719RP	27044	REAL	\$467.00	\$467.00	\$0.00
2005	2005-0040295RP	27044	REAL	\$465.96	\$465.96	\$0.00
2004	2004-0045417RP	27044	REAL	\$483.72	\$483.72	\$0.00
2003	2003-1574350RP	27044	REAL	\$499.94	\$499.94	\$0.00
2002	2002-1574350RP	27044	REAL	\$180.58	\$180.58	\$0.00
2001	2001-1574350RP	27044	REAL	\$163.74	\$163.74	\$0.00

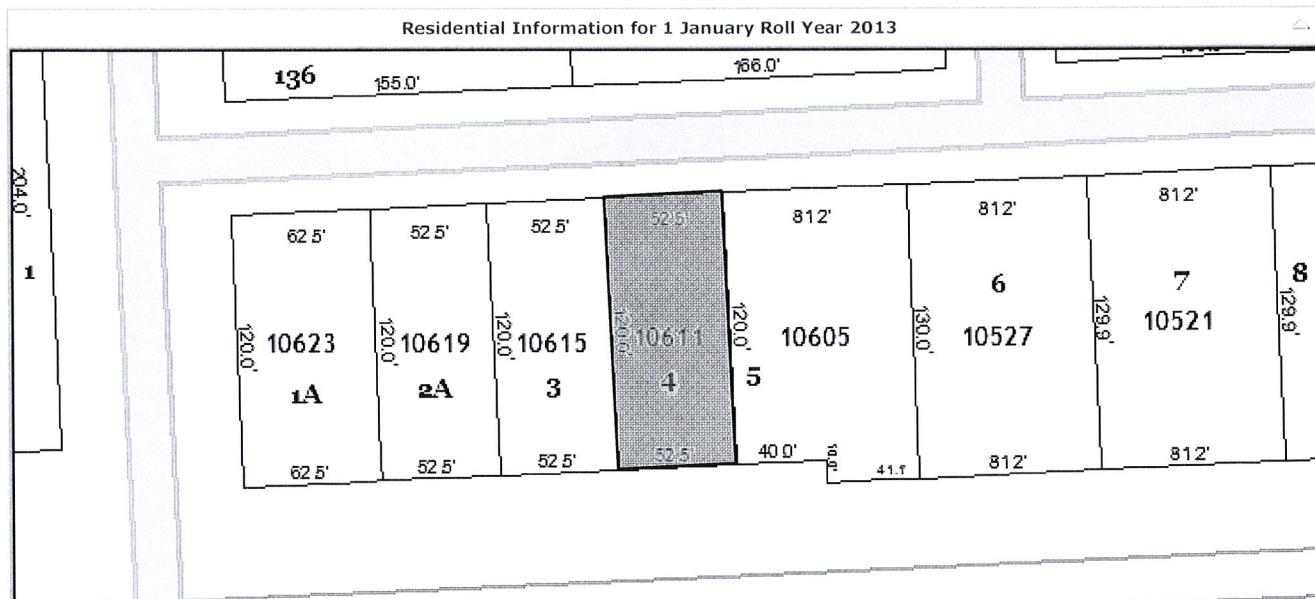
Active

Parcel Number: 011574351
 Location: 10611 HILLCREST DR
 Owner: EAST VILLAS LLC
 C\O
 Mail Address: 911 KILLARNEY DR
 PAPILLION NE 68046-7057
 Legal: LOT 4 VAL VISTA
 Tax District: 27044
 Map #: 2959-16-3-30045-000-0004



Click Picture/Sketch for Larger View.
 Use arrows to view Picture/Sketch.

THIS IS NOT A PROPERTY RECORD FILE [What does this mean?](#)



City	Zoning	Overlay Dist.	Jurisdiction	School	Police
La Vista	R-2 - Two-Family Residential	Null	LaVista	Papillion-La Vista	La Vista Police
	R-2 - Two-Family Residential	Null	LaVista		
Fire	Voting Precinct	Congressional Dist.	State Legislative Dist.	District	Commissioner
La Vista Fire 2	31	District 2	District 14	District 2	Jim Thompson
City Ward					
					La Vista Ward 4

Style:

Year Built:

#Bedrooms above Grade

#Bathrooms Above Grade

Total Sqft

Total Bsmt Finish Sqft 0

Bsmt Total Sqft

Garage Type

Garage Sqft

Lot Depth 1

Lot Width 6297.384

Exterior 1

Exterior 2

Roofing	N/A
Misc	
Description	Sqft or Quantity

Sales Information (Updated 7/22/2013)				
Sale Date B & P	Grantor	Grantee	Total Sale Price	Adjusted Sale Price
10/21/2002	VAL VISTA LLC	EAST VILLAS LLC	\$492,900	\$492,900
2002-49393	C/O BOYER YOUNG 9805 GILES RD LA VISTA NE 68128-2932	8208 S 109TH ST LA VISTA NE 68128-		

Valuation Information					
Roll Year	Land Value	Impr Value	Outbuildings	Total Value	PV
					PV = Partial Valuation
2013	\$19,000	\$0	\$0	\$19,000	NO
2012	\$19,000	\$0	\$0	\$19,000	NO
2011	\$19,000	\$0	\$0	\$19,000	NO
2010	\$19,000	\$0	\$0	\$19,000	NO
2009	\$19,000	\$0	\$0	\$19,000	NO
2008	\$19,000	\$0	\$0	\$19,000	NO
2007	\$22,000	\$0	\$0	\$22,000	NO
2006	\$22,000	\$0	\$0	\$22,000	NO
2005	\$22,000	\$0	\$0	\$22,000	NO
2004	\$22,000	\$0	\$0	\$22,000	NO
2003	\$22,000	\$0	\$0	\$22,000	NO
2002	\$8,540	\$0	\$0	\$8,540	NO
2001	\$7,748	\$0	\$0	\$7,748	NO

Levy Information		
Levy Information 2012		
View Past Levy Information		
Fund	Description	Levy
1	COUNTY LEVY	0.299901
127	PAPILLION/LA VISTA SCHOOL	0.09667
183	SCHL DIST 27 BOND 2	0.025863
185	SCHL DIST 27 BOND 3	0.111892
186	SCHL DIST 27 BOND 4	0.057852
199	LEARN COMM-GENERAL	0.95
202	ELEM LEARN COM	0.01
425	LAVISTA CITY	0.49
426	LAVISTA CITY BOND	0.06
501	PAPIO NATURAL RESRCE	0.030606
502	PAPIO NRD BOND	0.002147
801	METRO COMMUNITY COLL	0.085
901	AGRICULTURAL SOCIETY	0.001358
1003	ED SERVICE UNIT 3	0.016057
	Total Levy	2.237346

Treasurer Information	
Property Class	1000
Mortgage Company #	Forclosure #
Mortgage Company	Foreclosure Date
Exemption Code	Exemption Amount
Specials	THERE IS/ARE 6 OUTSTANDING SPECIAL(S) ON THE PROPERTY.
Tax Sales	DELINQUENT TAX SALE(S) ON FILE. CALL 402-593-2138 BEFORE MAKING PAYMENT.
Tax Sale #	10040
Redemption #	Tax Sale Date 3/6/2009 Redemption Date

Tax Information

*Click Statement Number to see Treasurer information for paying your taxes with a credit card or Echeck or to print your receipt for a payment you have made by mail or online.

Year	Statement	Tax District	Source	Taxes Due	Total Due	Balance
2012	2012-011574351	27044	REAL	\$411.52	\$411.52	\$411.52
2011	2011-0026372RP	27044	REAL	\$410.86	\$410.86	\$410.86
2010	2010-0027412RP	27044	REAL	\$404.20	\$404.20	\$404.20
2009	2009-0029709RP	27044	REAL	\$400.98	\$400.98	\$400.98
2008	2008-0031790RP	27044	REAL	\$393.36	\$393.36	\$393.36
2007	2007-0034015RP	27044	REAL	\$451.72	\$451.72	\$0.00
2006	2006-0036720RP	27044	REAL	\$467.00	\$467.00	\$0.00
2005	2005-0040296RP	27044	REAL	\$465.96	\$465.96	\$0.00
2004	2004-0045418RP	27044	REAL	\$483.72	\$483.72	\$0.00
2003	2003-1574351RP	27044	REAL	\$499.94	\$499.94	\$0.00
2002	2002-1574351RP	27044	REAL	\$180.58	\$180.58	\$0.00
2001	2001-1574351RP	27044	REAL	\$163.74	\$163.74	\$0.00

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
OCTOBER 15, 2013 AGENDA

Subject:	Type:	Submitted By:
APPROVE CHANGE ORDER 1- QUIET ZONE CROSSING IMPROVEMENTS	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOHN KOTTMANN CITY ENGINEER/ASSISTANT PUBLIC WORKS DIRECTOR

SYNOPSIS

A resolution has been prepared to approve a change order to the contract with TAB Construction Company, Omaha, Nebraska to remove and replace deteriorated pavement below the proposed raised medians, modifications to the pavement widening on 132nd Street to accommodate truck turning movements for an existing industrial driveway and to make necessary revisions to signage locations in an additional amount not to exceed \$12,757.45.

FISCAL IMPACT

The change order increases the project costs but remains within the funding available for the project. Other aspects of the project are anticipated to be less than previously estimated.

RECOMMENDATION

Approval

BACKGROUND

The topographic survey of existing conditions was performed over four years ago. Since then there was pavement deterioration in a couple of panels on West Giles Road which were not included in the original project plans.

There were some changes in conditions and locations of existing signage that required some minor changes to the signage plans.

The design of the widening for the pavement on 132nd Street at an existing industrial entrance was based on 48 feet long trailers. The owner of the facility has some 53 feet long trailers and in consideration of the upcoming closure of the intersection of 132nd Street and West Giles Road in 2015 it is necessary to accommodate turning of the larger trailers to the north.

The total closure of the intersection was not a known condition when this project was designed.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING A CHANGE ORDER TO THE CONTRACT WITH TAB CONSTRUCTON COMPANY, OMAHA, NEBRASKA, IN AN ADDITIONAL AMOUNT NOT TO EXCEED \$12,757.45

WHEREAS, the City has determined it is necessary to Nebraska to remove and replace deteriorated pavement below the proposed raised medians, modifications to the pavement widening on 132nd Street to accommodate truck turning movements for an existing industrial driveway and to make necessary revisions to signage locations

WHEREAS, these changes are necessary to complete this project; and

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 a change order with TAB Construction Company., Omaha, Nebraska, in an additional amount not to exceed \$12,757.45..

PASSED AND APPROVED THIS 15TH DAY OF OCTOBER, 2013.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

CHANGE ORDER NO. 1

QUIET ZONE CROSSING IMPROVEMENTS

LA VISTA QUIET ZONE

CITY OF LA VISTA, NEBRASKA

DATE OF CONTRACT: April 4, 2013

CHANGE ORDER PREPARED: October 8, 2013

OWNER: City of La Vista
8116 Park View Blvd.
La Vista, NE 68128
Attn: John Kottmann

CONTRACTOR: TAB Construction Company
4153 South 67th Street
Omaha, NE 68117
Attn: Chris Wilsey

DESCRIPTION OF CHANGES:

Remove and replace deteriorated pavement below proposed raised medians, and modifications to pavement widening on 132nd Street to accommodate truck turning movements for existing industrial driveway.

Additions:

Item	Description	Unit	Price	Qty.	Amount
1.	Remove & Replace Ex. Pavement on West Giles, PR Concrete Mix	\$ 118.95/SY		39 SY	\$ 4,639.05
2.	Remove Concrete Pavement, 132 nd St. Widening Modification	\$ 35.60/SY		29 SY	\$ 1,032.40
3.	Grind Ex. Curb Head, 132 nd St	\$ 27.40/LF		8 LF	\$ 219.20
4.	Construct 9" Concrete Pavement, Type L85, 132ndSt Widening	\$ 62.00/SY		40 SY	\$ 2,480.00
5.	Construct 9" Concrete Driveway, Type L85, Drive Approach Widening	\$ 113.00/SY		23 SY	\$ 2,599.00
6.	Aggregate Surface Course	\$ 38.00/SY		10 SY	\$ 380.00
7.	Earthwork, Embankment, Est. Qty.	\$ 21.50/CY		25 CY	\$ 537.50

8.	Modify Sign Post Bases	\$ 32.55/EA	6 EA	\$ 195.30
9.	Relocate Ex. Sign Plate on Ex. Post	\$ 63.00/EA	2 EA	\$ 126.00
10.	Relocate Ex. Sign Plate and Relocate Ex. Sign Post	\$ 63.00/EA	1 EA	\$ 63.00
11.	Increase Qty. of 24" Painted Marking	\$ 9.00/LF	54 LF	\$ 486.00

Total Additions: \$ 12,757.45

Original Contract Price \$ 86,173.85

Revised Contract Price \$ 98,931.30

The contract time will be increased from 20 to 30 working days. The widening of the existing industrial driveway shall start on a Friday afternoon and be opened to traffic on the following Monday morning.

REASONS FOR CHANGES:

- A. The existing pavement condition on West Giles Road deteriorated since the time of the survey for the project that was done several years ago. Two panels required removal and replacement prior to constructing the raised median on top of them.
- B. The widening at the existing industrial driveway near the crossing on 132nd Street did not accommodate the largest trailers utilized by the abutting business. Additional widening is required to accommodate turning of their tractor trailers to maneuver around the raised island constructed at the railroad crossing.

RECOMMENDED BY: _____
 John M. Kottmann, P.E.
 City Engineer

The undersigned parties to the above-referenced contract hereby agree to the changes set forth above.

CITY OF LA VISTA

By:

Title

Attest

TAB CONSTRUCTION COMPANY

By:

Title

Attest