



**CITY OF LA VISTA**

**CERTIFICATE OF APPRECIATION**

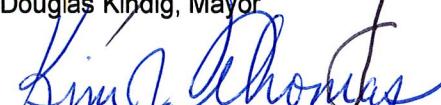
A CERTIFICATE OF APPRECIATION PRESENTED TO KRAIG GOMON OF THE LA VISTA POLICE DEPARTMENT, FOR 15 YEARS OF FAITHFUL AND EFFICIENT SERVICE TO THE CITY OF LA VISTA.

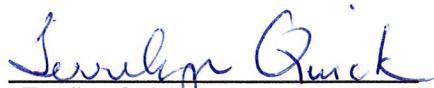
WHEREAS, Kraig Gomon, has served the City of La Vista since February 1, 1999 and WHEREAS, Kraig Gomon's input and contributions to the City of La Vista have contributed to the success of the City.

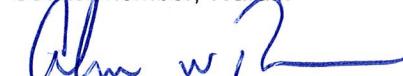
NOW, THEREFORE BE IT RESOLVED that this Certificate of Appreciation is hereby presented to **Kraig Gomon** on behalf of the City of La Vista for 15 years of service to the City.

DATED THIS 4TH DAY OF March, 2014.

  
Douglas Kindig, Mayor

  
Kim J. Thomas  
Councilmember, Ward I

  
Terrilyn Quick  
Councilmember, Ward II

  
Alan W. Ronan  
Councilmember, Ward III

  
Anthony J. Gowan  
Councilmember, Ward IV

ATTEST:

  
Pamela A. Buethe, CMC  
City Clerk



# MINUTE RECORD

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

## LA VISTA CITY COUNCIL MEETING February 18, 2014

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 February 4, 2014. Present were Councilmembers: Gowan, Sheehan, Ronan, Thomas, Crawford, Hale and Sell. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Clerk Buethe, Finance Director Lindberg, Police Chief Lausten, Fire Chief Uhl, Public Works Director Soucie, Community Development Director Birch, 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 February 5, 2014. 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.

### SERVICE AWARDS – JEREMY SCHLEGEL – 5 YEARS

Mayor Kindig presented a service award to Jeremy Schlegel for five years of service to the City of La Vista.

### PROCLAMATION – NATIONAL ENGINEER’S WEEK – FEBRUARY 16-22

Mayor Kindig proclaimed February 16 through February 22, 2014 as National Engineer’s Week. Mayor Kindig presented the Proclamation to Assistant Public Works Director/City Engineer Kottmann.

### AWARD PRESENTATION – AMERICAN SOCIETY OF LANDSCAPE ARCHITECTS MERIT AWARD – DOLORES SILKWORTH, RDG

Dolores Silkworth presented the American Society of Landscape Architects Merit Award for the Civic Center Park Master Plan to Mayor Kindig.

### SWEAR IN POLICE OFFICER – BRIAN MATHEW

Mayor Kindig administered the oath to swear in Police Officer Brian Mathew and Brian's fiance pinned on his badge.

### APPOINTMENTS – PARK AND REC ADVISORY COMMITTEE - RE-APPOINT – PAT LODES, JEFF KUPFER – 2 YEAR TERMS

Mayor Kindig stated, with the approval of the City Council, he would like re-appoint Pat Lodes and Jeff Kupfer to the Park and Rec Advisory Committee for a 2 year term. Councilmember Sheehan motioned the approval, seconded by Councilmember Gowan. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Hale, and Sell. Nays: None. Abstain: None. Absent: Quick. Motion carried.

#### A. CONSENT AGENDA

##### 1. APPROVAL OF THE AGENDA AS PRESENTED

A.2

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2. APPROVAL OF THE MINUTES OF THE FEBRUARY 4, 2014 CITY COUNCIL MEETING
3. MONTHLY FINANCIAL REPORT – JANUARY 2014
4. PAY REQUEST FROM RDG PLANNING & DESIGN – PROFESSIONAL SERVICES – THOMPSON CREEK OUTREACH - \$8,168.53
5. PAY REQUEST FROM UNITE PRIVATE NETWORKS, LLC – DARK FIBER LEASE - \$10,646.79
6. APPROVAL OF CLAIMS

4 SEASONS AWARDS, supplies	109.50
ACCOUNTTEMPS, services	2,027.87
ACI-NEBRASKA CHAPTER, dues	60.00
ACTION BATTERIES, supplies	94.39
ALUMINUM ATHLETIC EQUIP., bld&grnds	160.00
ANN TROE, services	780.00
ARAMARK UNIFORM, services	24.62
ASCAP, services	333.72
ATLAS AWNING, maint.	100.00
BABER, B., training	330.00
BADGER BODY, maint.	88.10
BAKER & TAYLOR, books	1,914.37
BARCAL, R., travel	262.03
BCDM, services	472.50
BIG RIG TRUCK, maint.	440.60
BISHOP BUSINESS EQUIP., services	689.79
BKD, services	37,200.00
BLACK HILLS ENERGY, utilities	277.46
BOB'S RADIATOR REPAIR, maint.	1,394.00
BOMA/OMAHA, training	40.00
BOUND TREE MEDICAL, supplies	377.40
BRENTWOOD AUTO WASH, maint.	98.00
CARDMEMBER SERVICE, supplies	5,672.93
CARRICO, G., travel	139.68
CENTURY LINK, phone	70.38
CHASE AUTO, maint.	800.00
CITY OF OMAHA, services	68.13
CITY OF PAPILLION, services	500.00
CJ'S HOME CENTER, bld&grnds	1,369.70
COMP CHOICE, services	150.00
CONSOLIDATED MANAGEMENT, training	171.25
CONTROL MASTERS INC., bld&grnds	306.98
CORNHUSKER INTL TRUCKS, bld&grnds	47.14
COX COMM., IT	192.85
DEMCO INC., supplies	703.36
DOGTOPIA OF OMAHA, refund	135.00
DULTMEIER SALES & SERVICE, maint.	3.90
EAGLE ENGRAVING, apparel	11.25
ELLIS, A., refund	100.00
FEDEX, maint.	17.10
FELD FIRE, supplies	293.00
FELSBURG HOLT & ULLEVIG, services	1,050.00
FELSBURG HOLT & ULLEVIG, services	1,039.36
FIREWERKS FIRE APPARATUS, maint.	3,053.22
FITZGERALD SCHORR BARMETTLER, services	23,847.60
FOCUS PRINTING, printing	456.00
FUTUREWARE DISTRIBUTING, equip.	199.00
G I CLEANER & TAILORS, services	453.75
GALE, books	169.43
GALLS, apparel	307.63
GCR TIRE CENTERS, supplies	179.00
GENERAL FIRE & SAFETY EQUIP, bld&grnds	501.50

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GENUINE PARTS COMPANY, maint.	1,687.69
GODFATHER'S PIZZA, supplies	22.99
H & H CHEV., maint.	93.32
HAMILTON COLOR LAB, services	260.00
HANEY SHOE STORE, apparel	120.00
HEARTLAND PAPER, supplies	65.00
HELGET GAS PRODUCTS, supplies	85.50
HOBBY LOBBY, supplies	243.50
HORNADY, supplies	3,864.90
HRAM, dues	90.00
IA NE SD PRIMA CHAPTER, dues	40.00
ICSC, dues	100.00
INLAND TRUCK PARTS, maint.	10.20
J Q OFFICE EQUIP., services	52.41
JEREMY JOHNSON, services	48.00
KRIHA FLUID POWER, maint.	198.33
LAUGHLIN, KATHLEEN A, TRUSTEE	437.00
LIBRARY STORE, supplies	81.65
LINCOLN NATIONAL LIFE INS CO	10,149.27
LOU'S SPORTING GOODS, equip.	140.00
LOWE'S, maint.	32.46
LUEBBERT, R., travel	179.00
MAT, services	475.00
MATHESON TRI-GAS, apparel	63.95
MENARDS, bld&grnds	89.56
MES-MIDAM, apparel	787.60
MICHAEL TODD AND COMP., maint.	6,295.63
MID AMERICA PAY PHONES	50.00
MID CON SYSTEMS INC., maint.	134.45
MIDLANDS LIGHTING & ELECTRIC, bld&grnds	541.60
MIDWEST FENCE COMPANY, maint.	5,037.50
MIDWEST TAPE, media	174.69
MILLER PRESS, printing	25.00
NE IA SUPPLY, Supplies	9,615.00
NE TURFGRASS, dues	250.00
NIKE, supplies	261.94
NOBBIES, supplies	21.26
NUTS AND BOLTS INC., maint.	33.50
OCCUVAX, LLC, services	23.00
OFFICE DEPOT, supplies	1,215.94
O'KEEFE ELEVATOR, services	1,009.22
OMAHA COMPOUND, supplies	89.60
OMAHA WINNELSON, bld&grnds	102.04
OMAHA WORLD HERALD, ads	731.16
OPPD, utilities	50,977.61
ORIENTAL TRADING, supplies	125.78
OVERHEAD DOOR, bld&grnds	14.50
PAPILLION SANITATION, services	1,067.31
PAPILLION TIRE, maint.	329.58
PARAMOUNT, services	299.36
PERFORMANCE CHRYSLER, maint.	65.02
PETTY CASH	213.49
PITNEY BOWES, supplies	282.18
PLAINS EQUIP., maint.	1,964.66
RECORDED BOOKS, media	231.40
REGAL AWARDS, services	36.59
SALEM PRESS, books	265.50
SAM'S CLUB, supplies	220.72
SARPY COUNTY CHAMBER, training	20.00
SHRED-SAFE, services	35.00

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SIEBERT & ASSOCIATES, maint.	264.00
SINNETT, H., services	120.00
SINNETT, J., training	330.00
SIRCHIE FINGER PRINT LABS, supplies	89.61
SOUTHEAST AREA CLERK'S ASSN, dues	20.00
STATE STEEL OF OMAHA, bld&grnds	329.21
SUPERIOR VISION SVCS INC	765.20
TEAM SIDELINE, services	499.00
TED'S MOWER, equip.	246.15
THE GRAFFITI CONSULTANTS, training	198.00
THOMAS, D., services	30.00
TRAFFIC & TRANSPORTATION PRODS, supplies	1,113.46
UL LLC, maint.	1,125.00
UPS, postage	19.02
VERIZON WIRELESS	539.89
WHELEN ENGINEERING, services	153.00
WINGATE BY WYNDHAM, travel	509.70
WOODHAVEN COUNSELING ASSOCS, services	340.00
ZOLL MEDICAL CORPORATION, supplies	265.26

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

## REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Recreation Director Stopak thanked the Council and staff that helped with the Senior Valentine Brunch on February 14<sup>th</sup>. There were over 120 participants.

Library Director Barcal informed Council that Jeff Barnes will be at the library on February 22 to speak about Buffalo Bill.

## B. RESOLUTION – APPROVE PLACEMENT ON MAY 2014 PRIMARY ELECTION BALLOT – LOCAL OPTION SALES TAX – ADDITIONAL ½ PERCENT (84<sup>TH</sup> STREET REDEVELOPMENT)

Mayor Kindig gave an overview of why this is being taken to the voters and the purpose of the tax. He stated that to submit the ballot question it will require an affirmative vote of at least 70% of all Council members.

Citizens addressed the Mayor and Council both in favor of the tax and in opposition. Citizens expressed their support of the 84<sup>th</sup> Street Redevelopment project.

Councilmember Crawford introduced and moved for the adoption of Resolution No. 14-012: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA PURSUANT TO THE LOCAL OPTION REVENUE ACT PROPOSING AND SUBMITTING TO VOTERS AT THE 2014 PRIMARY ELECTION AN INCREASE OF THE LOCAL SALES AND USE TAX RATE OF AN ADDITIONAL ONE-HALF OF ONE PERCENT FROM ONE AND ONE-HALF PERCENT (1 ½ %) TO TWO PERCENT (2%)

WHEREAS, the City of La Vista local sales and use tax rate currently is one and one-half percent (1 ½ %) pursuant to Nebraska Statutes Section 77-27,142, and Ordinance No. 363 and Ordinance No. 1071, respectively; and

WHEREAS, State Statute Section 77-27,142, upon an affirmative vote of at least 70% of all of the members of the governing body of the City of La Vista, permits the City to submit to voters a proposal to increase the City sales

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and use tax to a rate greater than one and one-half percent (1 1/2 %) at a primary or general election held within the City; and

WHEREAS, the City desires to propose to qualified electors of the City at the 2014 primary election to increase the City's sales and use tax rate by an additional one-half of one percent (1/2 %) from one and one-half percent (1 1/2 %) to two percent (2%); and

WHEREAS, a proposed ballot question for such purpose is submitted with this Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska that all of the following actions are hereby adopted and approved:

1. The Mayor and City Council hereby propose to increase the City of La Vista sales and use tax rate by an additional one-half of one percent (1/2 %) from one and one-half percent (1 1/2 %) to two percent (2%).
2. Said proposal to increase the City of La Vista sales and use tax rate by an additional one-half of one percent (1/2 %) from one and one-half percent (1 1/2 %) to two percent (2%) shall be submitted to a vote of qualified electors of the City of La Vista at the May 2014 primary election.
3. The question, in form and content presented with this Resolution as "OFFICIAL BALLOT – CITY OF LA VISTA - PROPOSAL TO INCREASE LOCAL SALES AND USE TAX RATE" and incorporated herein by this reference, is hereby approved and shall appear on the ballot for qualified electors of the City of La Vista at the May 2014 primary election, subject to any modifications the City Administrator or her designee determines necessary or advisable.
4. The City Clerk or her designee is authorized, directed and ordered to submit said question by attesting to and submitting a certified copy of this Resolution to the Election Commissioner or County Clerk in accordance with applicable law.
5. The City Administrator or her designee is hereby authorized and directed to take any other actions as necessary or appropriate to carry out the actions approved in this Resolution, including without limitation providing any notice required of the governing body or otherwise by applicable law.

Seconded by Councilmember Sheehan. Councilmember Gowan stated that he is a proponent of Vision 84 and encourages council to move forward. Councilmember Sheehan stated that everyone wants something done with 84<sup>th</sup> street and this gives an avenue to jumpstart the project. Councilmember Crawford stated that this needs to go to a vote of the people to decide. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Hale, and Sell. Nays: None. Abstain: None. Absent: Quick. Motion carried.

## C. RESOLUTION – AUTHORIZATION TO PURCHASE – MARKED POLICE VEHICLE

Councilmember Sell introduced and moved for the adoption of Resolution No. 14-013: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AWARDING A CONTRACT TO ANDERSON FORD, LINCOLN, NEBRASKA FOR THE PURCHASE OF ONE (1) 2014 FORD POLICE INTERCEPTOR UTILITY VEHICLE ALONG WITH UP-FITTING FROM 911 CUSTOM, OVERLAND PARK, KANSAS, IN AN AMOUNT NOT TO EXCEED \$39,500.

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

WHEREAS, the FY 13/14 General Fund budget includes funds for the purchase of said vehicle, and

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WHEREAS, the State of Nebraska did receive bids for 2014 police vehicles, and  
WHEREAS, Anderson Ford, Lincoln, Nebraska, was awarded the state bid for Nebraska for the 2014 Ford Police Interceptor Utility Vehicle and will extend that price to the City of La Vista, and  
WHEREAS, 911 Customs is a highly qualified and specialty emergency vehicle up-fitter, and  
WHEREAS, Subsection (c) of Section 31.23 of the La Vista Municipal Code requires that the City Administrator secure Council approval prior to authorizing any purchase over \$5,000.00.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby accept the Nebraska state bid of Anderson Ford, Lincoln, Nebraska and authorize the purchase of one (1) 2014 Ford Police Interceptor utility vehicle and up-fitting from 911 Custom, Overland Park, Kansas, in an amount not to exceed \$39,500.

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

## D. RESOLUTION – AUTHORIZE REQUEST FOR PURCHASE – SCISSORS LIFT TRAILER

Councilmember Hale introduced and moved for the adoption of Resolution No. 14-014: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE OF ONE (1) TRAILER FOR THE TRANSPORTATION OF A 26' SCISSORS LIFT TO VARIOUS LOCATIONS IN AN AMOUNT NOT TO EXCEED \$5,500.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of a scissors lift trailer is necessary, and  
WHEREAS, the FY 2013/14 General 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 authorize the purchase of one (1) trailer for the transportation of a 26' Scissors Lift to various locations in an amount not to exceed \$5,500.

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

## E. RESOLUTION – AUTHORIZATION TO ADVERTISE REQUEST FOR PROPOSALS – INFORMATION TECHNOLOGY SERVICES

Councilmember Hale introduced and moved for the adoption of Resolution No. 14-015: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE ADVERTIZING OF THE REQUEST FOR PROPOSALS FOR INFORMATION TECHNOLOGY SERVICES FOR THE CITY OF LA VISTA.

WHEREAS, the Mayor and Council have determined that requesting proposals for Information Technology Services is necessary, and  
WHEREAS, the FY 2013/14 Budget provides funding for this service; and  
WHEREAS, Proposals will be due April 11, 2014 with the approximate contract award date of July 1, 2014;

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NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council hereby authorize the advertising of the request for proposals for information technology services for the City of La Vista.

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

## F. RESOLUTION – AUTHORIZATION TO ADVERTISE REQUEST FOR PROPOSALS – RECREATION PROGRAM MASTER PLAN

Councilmember Hale introduced and moved for the adoption of Resolution No. 14-016: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE ADVERTISEMENT OF THE REQUEST FOR PROPOSALS FOR A RECREATION PROGRAM MASTER PLAN FOR THE CITY OF LA VISTA.

WHEREAS, the Mayor and Council have determined that a Recreation Program Master Plan is necessary, and

WHEREAS, the FY 2013/14 General Fund Budget provides funding for the proposed project; and

WHEREAS, Proposals will be due March 10, 2014 with the approximate contract award date of May 6, 2014;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council hereby authorize the advertisement of the request for proposals for a Recreation Program Master Plan for the City of La Vista.

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

## G. RESOLUTION – AMEND CITY PERSONNEL POLICY AND PROCEDURES MANUAL

Councilmember Hale introduced and moved for the adoption of Resolution No. 14-017: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AMENDING SECTION 2, SECTION 5, AND SECTION 8 OF THE CITY PERSONNEL POLICY AND PROCEDURES MANUAL REGARDING DEFINITIONS, PART-TIME AND SEASONAL EMPLOYMENT, AND FAMILY FUNERAL LEAVE.

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 Section 2 regarding definitions be amended to eliminate references to the volunteer fire department and change the definition of part-time and seasonal employees to comply with regulations associated with the Affordable Care Act; and

WHEREAS, it is being proposed that Section 5 regarding Selection and Appointment of personnel be amended to eliminate reference to the volunteer fire department and add language relative to the appointment of part-time and seasonal employees to comply with regulations associated with the Affordable Care Act; and

WHEREAS, it is being proposed that Section 8.1, Subsection (4) (b), regarding Family funeral Leave be amended to allow a provision for funeral leave for family members not included in the definition of "immediate family".

WHEREAS, it is the desire of the City Council to amend Section 2, Section 5 and Section 8 of the Personnel Policy and Procedures Manual to incorporate the changes to the above listed sections and subsections.

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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 Section 2, Section 5 and Section 8 as submitted at the City Council meeting.

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

## H. APPROVAL OF A CLASS I LIQUOR LICENSE – EL VALLARTA III LLC DBA EL VALLARTA MEXICAN RESTAURANT

### 1. PUBLIC HEARING

At 7:55 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the approval of a Class I Liquor License for El Vallarta III LLC dba El Vallarta Mexican Restaurant.

At 7:56 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Sell. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Hale, and Sell. Nays: None. Abstain: None. Absent: Quick. Motion carried.

### 2. RESOLUTION

Councilmember Sell introduced and moved for the adoption of Resolution No. 14-018: 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 EL VALLARTA III LLC DBA EL VALLARTA MEXICAN RESTAURANT IN LA VISTA, NEBRASKA.

WHEREAS, El Vallarta III LLC dba El Vallarta Mexican Restaurant, 8045 South 83<sup>rd</sup> Avenue, 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 El Vallarta III LLC dba El Vallarta Mexican Restaurant, 8045 South 83<sup>rd</sup> Avenue, La Vista, Sarpy County, Nebraska.

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

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

### COMMENTS FROM THE FLOOR

Gwen Rasmussen stated she is concerned about what will happen if the sales tax initiative fails. Mayor Kindig stated that the city will keep working at it.

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Jack Johnson stated that he is extremely impressed with the city snow removal and would like to thank all those that are out there keeping the streets clean and safe for their service. He has lived in other communities and the snow removal service in La Vista exceeds any he has seen.

## I. EXECUTIVE SESSION – PERSONNEL; CONTRACT NEGOTIATIONS

At 7:57 p.m. Councilmember Crawford made a motion to go into executive session for the protection of the reputation of an individual to discuss personnel matters and for protection of the public interest for contract negotiations. Seconded by Councilmember Gowan. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Hale, and Sell. Nays: None. Abstain: None. Absent: Quick. Motion carried. Mayor Kindig stated the executive session would be limited to the subject matter contained in the motion.

At 8:55 p.m. the Council came out of executive session. Councilmember Crawford made a motion to reconvene in open and public session. Seconded by Councilmember Thomas. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Hale, and Sell. Nays: None. Abstain: None. Absent: Quick. Motion carried.

## COMMENTS FROM MAYOR AND COUNCIL

There were no comments from the Mayor and Council.

At 8:56 p.m. Councilmember Sell made a motion to adjourn the meeting. Seconded by Councilmember Crawford. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Hale, and Sell. Nays: None. Abstain: None. Absent: Quick. Motion carried.

PASSED AND APPROVED THIS 4TH DAY OF MARCH, 2014

CITY OF LA VISTA

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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk

City of La Vista  
Park & Recreation Advisory Committee Minutes  
January 15, 2014

A meeting of the Park and Recreation Advisory Committee for the City of LaVista convened in open and public session at 7:00 p.m. on January 15, 2014. Present were Recreation Director Scott Stopak, Assistant Director David Karlson and Program Coordinators Rich Carstensen and Ryan South; Advisory Board Chairperson Pat Lodes, Members Corey Jeffus, Jeff Kupfer and Joe Juarez. Also present: Rob George, Public Works. Absent was Member Russ Wiig.

A notice of the meeting was given in advance thereof by publication in the Papillion Times on January 8, 2014. Simultaneously given to the members of the Park and Recreation Advisory Committee and a copy of their acknowledgment of receipt of the notice are attached to the minutes. Availability of the agenda was communicated in the advance notice to the members of the Park and Recreation Advisory Committee of this meeting. All proceedings hereafter were taken while the convened meeting was open to attendance of the public. Further, all the subjects included in said proceedings were contained in the agenda for inspection within ten working days after said meeting, prior to the convened meeting of said body.

**CALL TO ORDER**

Recreation Director Scott Stopak called the meeting to order.

Recreation Director Stopak led the audience in the Pledge of Allegiance.

Recreation Director Stopak made an announcement of the location of the posted copy of the Open Meetings Act for public reference and read the Emergency Procedures Statement.

**A. CONSENT AGENDA**

Recreation Director Stopak asked for a motion to approve the minutes from the December 18, 2013 meeting. Motion made by Chairperson Lodes. Seconded by Member Jeffus. Motion carried.

**REPORTS FROM RECREATION DIRECTOR AND STAFF**

Stopak reminded the Board that the Community Center, and most City offices, will be closed on Monday, January 20, 2014 for Martin Luther King holiday.

Program Coordinator South reported on current and upcoming sports. Women's Volleyball has 12 teams registered for the winter league, which is up 4 teams from last year. Youth Basketball League will begin play this Saturday, January 18. We have 11 teams with over 100 players this year.

Youth Basketball Clinic for grades 1<sup>st</sup> and 2<sup>nd</sup> will also begin on January 18<sup>th</sup>. This year there is 30 kids signed up for the 5 week clinic.

La Vista Lancers Soccer League registration is still underway. Ages Under 8 – Under 12, will play in the Sarpy County Soccer League and Under 13 – Under 15 will play in the Eastern Nebraska Soccer Association League. Our Under 12 boy's team will once again be playing in ENSA this season.

La Vista 4/5 Youth Soccer Academy registration is now open. We will once again partner with the Phoenix Futbol Club to provide academy training to youths ages 4 & 5.

La Vista 6/7 Youth Soccer League registration is now open. We will once again partner with the Phoenix Futbol Club to provide academy training and league games.

Spring Flag Football League registration is now open. The La Vista Flag Football teams will play in the Sarpy County Flag Football league again this spring.

South also reported on Activenet for the Recreation Department. Staff has been inputting information, and it is planned to launch on February 3.

Program Coordinator Rich Carstensen reported on recent and future activities for the Senior Center. On Tuesday, January 19, the seniors went to the Mahoney Grill at Mahoney State Park. After lunch, there was shopping at the new Nebraska Crossing Mall in Gretna. After lunch today, approximately 40 seniors enjoyed music from Physia, a Merry Makers entertainer. On January 23, the seniors are going to the Corrigan Senior Center for lunch and to play chair volleyball and Wheel of Fortune. The 29<sup>th</sup> of January is movie day. In February, Merry Makers entertainers "The Links" will perform. On Friday, February 14 is the annual Valentine's Day luncheon. The fee for the luncheon and entertainment is \$5. This event is a joint event with the City of Papillion.

Carstensen also reported on the Winter Holiday Hot Wheel Races on December 30. 45 racers attended, with ages running from children to adults. Everyone had a great time, and winners took home new hot wheels for their prizes. There are more Hot Wheel Races planned for March 10 and April 21.

Assistant Director David reported on the Holiday Wintertainment events. The Holiday Sugar Cone Christmas Tree Decorating event had 48 kids and 19 parents participate. This year, Santa made 68 phone calls to kids on December 9, 10 & 11<sup>th</sup> for Santa's Calling. Preschool Playtime Holiday Cookie Decorating program was held on December 12<sup>th</sup>, and had over 30 participants. La Vista hosted a Holiday Movie Night once again, this year showing "A Christmas Story". 18 people joined us that evening. We also had a first-ever Pancakes and Pajamas Story Time in Santa's Village. Over 25 kids and parents joined us on December 19<sup>th</sup> for this event. Wintertainment finished up on December 20<sup>th</sup> with a showing of the holiday movie "Polar Express". This movie was shown in the afternoon with 19 kids and 11 adults joining in to watch the movie and enjoy some treats.

#### COMMENTS FROM THE FLOOR

Chairperson Pat Lodes asked David Karlson how residents are getting the info about the activities being held for the holidays. Karlson said the information was in the Citywise newsletter, plus we were utilizing our website and social media sites such as Facebook and Twitter. Word of mouth, Preschool Playtime and Story Time at the library also helps spread the information around.

#### COMMENTS FROM COMMITTEE MEMBERS

No comments.

Member Kupfer made a motion to adjourn. Seconded by Member Juarez. Motion carried. Adjourned at 7:20 p.m.



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

**PLANNING COMMISSION MINUTES**  
**FEBRUARY 20, 2014**

The City of La Vista Planning Commission held a meeting on Thursday, February 20, 2014, in the Harold "Andy" Anderson Council Chamber at La Vista City Hall, 8116 Park View Boulevard. Chairman Mike Krzywicki called the meeting to order at 7:00 p.m. with the following members present: Lowell Miller, Mike Krzywicki, Gayle Malmquist, John Gahan and Kathleen Alexander. Members absent were: Mike Circo, Jody Andsager and Tom Miller. Also in attendance were Christopher Solberg, City Planner, Court Barber, Planning Intern, Greg Goldman, Street Superintendent and John Kottmann, City Engineer.

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

**1. Call to Order**

- a. The meeting was called to order by Chairman Krzywicki at 7:00 p.m. Copies of the agenda and staff reports were made available to the public.

**2. Approval of Meeting Minutes – December 19, 2013**

- a. Malmquist moved, seconded by Alexander to approve the December 19, 2013 minutes as submitted. **Ayes:** Lowell Miller, Krzywicki, Malmquist, Gahan and Alexander. **Nays:** None. **Abstain:** None. **Absent:** Circo, Andsager and Tom Miller. **Motion Carried.** (5-0)

**3. 2014 Election of Officers**

- a. Krzywicki requested this item be moved to the end of the meeting.

**4. Old Business**

**5. New Business**

**A. Public Hearing for an Amendment to Conditional Use Permit – Casey's General Stores Inc.**

- i. **Staff Report:** Solberg explained the request to amend the Conditional Use Permit (CUP) for Casey's General Store at 96<sup>th</sup> and Giles is to allow the store to remain open 24 hours per day. Malmquist asked about the landscaping situation and Solberg explained the staff recommendation is to approve the amendment to the CUP on condition that the store's landscaping is brought into compliance with the site plan. Solberg also noted that Casey's management had already agreed to comply with the request, therefore staff recommends approval.

- ii. **Public Hearing Opened:** Malmquist moved, seconded by Alexander to open the public hearing. **Ayes:** Lowell Miller, Krzywicki, Malmquist, Gahan and Alexander. **Nays:** None. **Abstain:** None. **Absent:** Circo, Andsager and Tom Miller. **Motion Carried.** (5-0)

Two representatives from Casey's General Stores Inc. were present to answer questions. No comments were made.

- iii. **Public Hearing Closed:** Malmquist moved, seconded by Alexander to close the public hearing. **Ayes:** Lowell Miller, Krzywicki, Malmquist, Gahan and Alexander. **Nays:** None. **Abstain:** None. **Absent:** Circo, Andsager and Tom Miller. **Motion Carried.** (5-0)
- iv. **Recommendation:** Gahan moved, seconded by Malmquist to recommend approval of the application by Casey's General Stores Inc. on condition that they comply with the landscape plan within six months. **Ayes:** Lowell Miller, Krzywicki, Malmquist, Gahan and Alexander. **Nays:** None. **Abstain:** None. **Absent:** Circo, Andsager and Tom Miller. **Motion Carried.** (5-0)

#### B. Public Hearing on the One & Six Year Road Plan

- i. **Staff Report:** Goldman delivered a presentation on the One & Six Year Road Plan. Krzywicki asked about the project at 66<sup>th</sup> and Giles. Kottmann provided a more detailed explanation of the project, noting that it uses federal funding, so may take a while. Project design is supposed to be finished in 2017 with work beginning in 2019, although Kottmann sees this as too optimistic for a federal project. Staff recommends approval.
- ii. **Public Hearing Opened:** Malmquist moved, seconded by Gahan to open the public hearing. **Ayes:** Lowell Miller, Krzywicki, Malmquist, Gahan and Alexander. **Nays:** None. **Abstain:** None. **Absent:** Circo, Andsager and Tom Miller. **Motion Carried.** (5-0)
- No comments were made.
- iii. **Public Hearing Closed:** Malmquist moved, seconded by Alexander to close the public hearing. **Ayes:** Lowell Miller, Krzywicki, Malmquist, Gahan and Alexander. **Nays:** None. **Abstain:** None. **Absent:** Circo, Andsager and Tom Miller. **Motion Carried.** (5-0)
- iv. **Recommendation:** Malmquist moved, seconded by Gahan to recommend approval of the One & Six Year Road Plan. **Ayes:** Lowell Miller, Krzywicki, Malmquist, Gahan and Alexander. **Nays:** None. **Abstain:** None. **Absent:** Circo, Andsager and Tom Miller. **Motion Carried.** (5-0)

#### C. Annual Review of the Comprehensive Plan

- i. **Staff Report:** Solberg reviewed the current status of the Comprehensive Plan as well as the status of its upcoming rewrite. He noted recent changes to the zoning and future land use maps and changes to the annexation plan.

**D. Public Hearing for an Amendment to the City of La Vista Comprehensive Plan – Chapter 9 Annexation Plan**

- i. **Staff Report:** Solberg explained the changes to the plan, specifically the removal of recently annexed areas; Cimarron Woods is now planned to be annexed within 1-5 years; and Bella La Vista is now planned to be annexed within 5-10 years. Lowell Miller asked about how these numbers are determined. Solberg discussed the related aspects such as planning justification, debt to valuation and outstanding public works issues. Krzywicki asked if yearly valuations were looked at when updating the annexation plan to which Solberg answered yes.
- ii. **Public Hearing Opened:** Malmquist moved, seconded by Lowell Miller to open the public hearing. **Ayes:** Lowell Miller, Krzywicki, Malmquist, Gahan and Alexander. **Nays:** None. **Abstain:** None. **Absent:** Circo, Andsager and Tom Miller. **Motion Carried.** (5-0) No comments were made.
- iii. **Public Hearing Closed:** Malmquist moved, seconded by Lowell Miller to close the public hearing. **Ayes:** Lowell Miller, Krzywicki, Malmquist, Gahan and Alexander. **Nays:** None. **Abstain:** None. **Absent:** Circo, Andsager and Tom Miller. **Motion Carried.** (5-0)
- iv. **Recommendation:** Gahan moved, seconded by Malmquist to recommend approval of the Amendment to the City of La Vista Comprehensive Plan – Chapter 9 Annexation Plan. **Ayes:** Lowell Miller, Krzywicki, Malmquist, Gahan and Alexander. **Nays:** None. **Abstain:** None. **Absent:** Circo, Andsager and Tom Miller. **Motion Carried.** (5-0)

Krzywicki suggested moving the election of officers for 2014 to the next meeting due to the absence of Circo, who had expressed interest in the past in running for chairman. Malmquist moved, seconded by Lowell Miller to postpone the election of officers until the next meeting. **Ayes:** Lowell Miller, Krzywicki, Malmquist, Gahan and Alexander. **Nays:** None. **Abstain:** None. **Absent:** Circo, Andsager and Tom Miller. **Motion Carried.** (5-0)

**6. Comments from the Floor**

None.

**7. Comments from the Planning Commission**

Malmquist informed the commission of a joint land use study consultant selection committee she is part of.

Gahan asked if the shrinking single-family housing lot availability is good or bad for the city. Solberg replied that there are factors that lean both ways, like more time to focus on commercial permits, maintaining current stock, as well as the Rental Inspection Program, but less potential for new single-family housing permit processing and inspection requests.

**8. Comments from Staff**

Solberg showed the commission an award won by La Vista for the Civic Center Park Master Plan.

Solberg informed the commission that the March Planning Commission meeting will be on the 27<sup>th</sup> as opposed to the 20<sup>th</sup> due to NPZA.

Solberg pointed out the NPZA sign-up sheets included in the commissioners' packets and informed them that the City has budgeted to send all Planning Commission members to the conference.

Solberg informed the commission that updates to their Unified Development Ordinance books will be provided after the meeting.

## 7. Adjournment

*Gahan* moved, seconded by *Alexander* to adjourn. **Ayes:** Lowell Miller, Krzywicki, Malmquist, Gahan and Alexander. **Nays:** None. **Abstain:** None. **Absent:** Circo, Andsager and Tom Miller. **Motion Carried.** (5-0)

Reviewed by Planning Commission:



Planning Commission Secretary

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Planning Commission Chairperson

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Approval Date

## INVOICE

A. 5

Focus Printing & Mailing  
 11830 Nicholas St  
 Omaha, Ne 68154  
 402-619-5570

www.FocusPrintingOmaha.com

No.

20486

54952

Date 2/5/14

Customer P.O. No.

City of LaVista  
 8116 Park View Blvd  
 La Vista Ne 68128  
 Rita Ramirez

QUANTITY	DESCRIPTION	AMOUNT
8,105	THompson Creek Newsletter Insert (2 pages) - Full color both sides on newsletter stock - HAND INSERT , 8.5 x 11 80# Utopia Two Dull, printed 2 up 4 colors front in Process ink, 4 colors back in Process ink	1,219.00
Sales Rep: Jim Account Type: Charge Account	Ship Via: Wanted: THompson Creek Newsletter Insert (2 pages) - Full color both sides o	<b>SUB</b> 1,219.00
		<b>TAX</b>
		<b>SHIPPING</b>
		<b>TOTAL</b> 1,219.00

O.K. to pay  
 05.71.0871.01

TC - NET

JMK

2-14-2014

Consent Agenda 3/4/14

**OAKHAVEN HOMES, INC.**

501 East Gold Coast Road, Suite 100  
Papillion, NE 68046

**Invoice**

A. 6

Date	Invoice #
2/17/2014	662

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

Description	Amount
Completion of painting and cabinet installation	6,000.00
Final completion	10,000.00
Cabinet allowance - \$4,240.00; actual - \$4,806.00	566.00
Replace laminate counter top and refurbish wood nosing in radio control room	375.00
Ceramic tile vs. laminate back splash in kitchen	265.00
Fire suppression system allowance - \$2,120.00; actual - \$2,120.00	0.00
Provide rough in boxes to conceal fire suppression wiring in walls	75.00
Trim - add additional base in refrigerator room; add box to conceal wires in radio control room; credit 6-8 vs. 7-0 door and keyed lock set in corridor	60.00
Ceiling tiles provided by contractor vs. owner	87.31
Paint three additional offices (walls and ceilings	975.00
Paint additional window frames and metal frame/door	325.00
VCT tile allowance - \$215.00; actual - \$362.09	147.09
Additional VCT tile labor (radio control room)	120.00
Carpet allowance - \$1,500.00; actual - \$1,967.41	467.41
Additional carpet labor (additional offices)	462.00
Replace missing window glass in radio control room	112.69
<i>Consent Agenda 3-4-14 G. Baum</i>	
Thank you for your business.	<b>Total</b> \$20,037.50

# Douglas County

Page 1 of 1

**Remit To :**

Douglas County Treasurer  
RM H03 Acct Division  
1819 Farnam St  
Omaha NE 68183

A.7

**Bill To :**

CITY OF LAVISTA  
8116 PARK VIEW BLVD

LAVISTA NE 68128

**Ship To :**

Customer # 28660

Sales Order #

Invoice # 27354

Invoice Date : 19-FEB-14

Terms : 30 NET

Transaction Type : ENGINEERS Total due (\$) : 2,000.00

**TEAR AT THE DOTTED LINE**

**PLEASE RETURN TOP PORTION WITH REMITTANCE**

(Not including your Douglas County invoice with payment could delay processing)

Item No	Description	Qty Ordered	Qty Invoiced	Unit Price	Extended Price
1	CITY OF LAVISTA SHARE OF PROJECT C-28(498)A - HELL CREEK MITIGATION MONITORING YEAR #2 (2013)	2000	2000	1.00	2000.00
	<b>SPECIAL INSTRUCTIONS</b>	<b>DUE DATE</b>			<b>TOTAL DUE</b>
		21-MAR-14			\$2,000.00

O.K. to pay

SNK 2-25-2014

05.71.0865.02

Consent Agenda

BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
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1 Bank of Nebraska (600-873)

46315 Payroll Check

46316 Gap in Checks

Thru 113728

113729	2/19/2014	4653 RDG PLANNING & DESIGN	8,168.53	**MANUAL**
113730	2/19/2014	4979 UNITE PRIVATE NETWORKS	10,646.79	**MANUAL**
113731	2/25/2014	3702 LAUGHLIN, KATHLEEN A, TRUSTEE	437.00	**MANUAL**
113732	2/25/2014	4867 VAN RU CREDIT CORPORATION	14.28	**MANUAL**
113733	3/04/2014	804 3E-ELECTRICAL ENGINEERING	141.30	
113734	3/04/2014	4953 ACCOUNTTEMPS	1,593.23	
113735	3/04/2014	762 ACTION BATTERIES UNLTD INC	17.90	
113736	3/04/2014	2723 AKSARBEN GARAGE DOOR SVCS INC	325.00	
113737	3/04/2014	268 AKSARBEN HEATING/ARS	311.00	
113738	3/04/2014	571 ALAMAR UNIFORMS	242.45	
113739	3/04/2014	1678 ASPEN EQUIPMENT COMPANY	580.00	
113740	3/04/2014	2634 ATLAS AWNING CO INC	125.00	
113741	3/04/2014	201 BAKER & TAYLOR BOOKS	276.41	
113742	3/04/2014	929 BEACON BUILDING SERVICES	6,712.00	
113743	3/04/2014	3318 BIG RIG TRUCK ACCESSORIES INC	24.32	
113744	3/04/2014	3119 BIRCH, ANN	80.06	
113745	3/04/2014	196 BLACK HILLS ENERGY	7,694.85	
113746	3/04/2014	56 BOB'S RADIATOR REPAIR CO INC	155.00	
113747	3/04/2014	2757 BOBCAT OF OMAHA	2,563.00	
113748	3/04/2014	830 BROWN TRAFFIC PRODUCTS INC	816.50	
113749	3/04/2014	76 BUILDERS SUPPLY CO INC	46.40	
113750	3/04/2014	2078 CAVLOVIC, PAT	169.00	
113751	3/04/2014	2285 CENTER POINT PUBLISHING	215.70	
113752	3/04/2014	4923 CENTRAL STATES PETROLEUM	7,110.40	
113753	3/04/2014	219 CENTURY LINK	1,132.51	
113754	3/04/2014	2540 CENTURY LINK BUSN SVCS	2.05	
113755	3/04/2014	3176 COMP CHOICE INC	512.00	
113756	3/04/2014	4615 CONSOLIDATED MANAGEMENT	106.75	
113757	3/04/2014	468 CONTROL MASTERS INCORPORATED	11.83	
113758	3/04/2014	836 CORNHUSKER INTL TRUCKS INC	140.56	
113759	3/04/2014	2158 COX COMMUNICATIONS	.00	**CLEARED** **VOIDED**
113760	3/04/2014	2158 COX COMMUNICATIONS	227.16	
113761	3/04/2014	3136 D & D COMMUNICATIONS	66.50	
113762	3/04/2014	2433 DANIELSON/TECH SUPPLY INC	227.77	
113763	3/04/2014	3486 DANKO EMERGENCY EQUIPMENT CO	92.68	
113764	3/04/2014	4981 DATASHIELD CORPORATION	60.75	
113765	3/04/2014	954 DHHS REG/LIC-POOL PERMIT	40.00	
113766	3/04/2014	3281 DIAMONDS GROUNDSKEEPER	179.00	
113767	3/04/2014	364 DULTMEIER SALES & SERVICE	101.38	
113768	3/04/2014	4959 EALEY, BRENDA	56.50	
113769	3/04/2014	3334 EDGEWEAR SCREEN PRINTING	58.50	
113770	3/04/2014	1235 FEDEX KINKO'S	10.13	
113771	3/04/2014	1042 FELD FIRE	600.00	
113772	3/04/2014	3415 FOCUS PRINTING	.00	**CLEARED** **VOIDED**

## BANK NO BANK NAME

CHECK NO

DATE

VENDOR NO

VENDOR NAME

CHECK AMOUNT

CLEARED

VOIDED

MANUAL

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113775	3/04/2014	1344 GALE	47.23
113776	3/04/2014	53 GCR TIRE CENTERS	72.83
113777	3/04/2014	4767 GOLEY, CHRIS	100.00
113778	3/04/2014	4086 GREAT PLAINS UNIFORMS	44.50
113779	3/04/2014	426 HANEY SHOE STORE	120.00
113780	3/04/2014	3657 HEARTLAND PAPER	104.00
113781	3/04/2014	1403 HELGET GAS PRODUCTS INC	85.50
113782	3/04/2014	4178 HERITAGE CRYSTAL CLEAN LLC	555.61
113783	3/04/2014	630 HOCKENBERGS	55.03
113784	3/04/2014	4214 IMAGE TREND INCORPORATED	622.50
113785	3/04/2014	100 JOHNSTONE SUPPLY CO	191.85
113786	3/04/2014	3687 KIMBALL MIDWEST	167.59
113787	3/04/2014	4978 KIPPEN, KRISTIN	4.99
113788	3/04/2014	1054 KLINKER, MARK A	200.00
113789	3/04/2014	2394 KRIHA FLUID POWER CO INC	77.31
113790	3/04/2014	2057 LA VISTA COMMUNITY FOUNDATION	50.00
113791	3/04/2014	4425 LANDPORT SYSTEMS INC	125.00
113792	3/04/2014	381 LANDS' END BUSINESS OUTFITTERS	39.94
113793	3/04/2014	4939 LENGEDELL & ASSOCIATES P.C.	6,300.00
113794	3/04/2014	2380 LEXIS NEXIS MATTHEW BENDER	152.43
113795	3/04/2014	942 LIBRA INDUSTRIES INC	24.00
113796	3/04/2014	4784 LIBRARY IDEAS LLC	2.00
113797	3/04/2014	2664 LOU'S SPORTING GOODS	108.00
113798	3/04/2014	544 MAPA-METRO AREA PLANNING AGNCY	1,500.00
113799	3/04/2014	553 METROPOLITAN UTILITIES DIST.	.00
113800	3/04/2014	553 METROPOLITAN UTILITIES DIST.	1,411.93
113801	3/04/2014	98 MICHAEL TODD AND COMPANY INC	283.00
113802	3/04/2014	2299 MIDWEST TAPE	43.97
113803	3/04/2014	64 MINITEX - CPP	136.00
113804	3/04/2014	4364 NACR INCORPORATED	5,201.70
113805	3/04/2014	1028 NATIONAL EVERYTHING WHOLESALE	391.47
113806	3/04/2014	372 NE LIQUOR CONTROL COMMISSION	45.00
113807	3/04/2014	370 NEBRASKA LAW ENFORCEMENT	100.00
113808	3/04/2014	3303 NEBRASKA WELDING LTD	11.25
113809	3/04/2014	3973 NIKE USA INC	347.42
113810	3/04/2014	1808 OCLC INC	134.06
113811	3/04/2014	3311 OLD NEWS	17.00
113812	3/04/2014	319 OMAHA WINNELSON	164.25
113813	3/04/2014	46 OMAHA WORLD HERALD COMPANY	231.40
113814	3/04/2014	167 OMNI	133.75
113815	3/04/2014	4815 ONE CALL CONCEPTS INC	103.55
113816	3/04/2014	976 PAPILLION TIRE INCORPORATED	93.87
113817	3/04/2014	2686 PARAMOUNT LINEN & UNIFORM	444.74
113818	3/04/2014	4654 PAYFLEX SYSTEMS USA INC	250.00
113819	3/04/2014	1769 PAYLESS OFFICE PRODUCTS INC	191.94
113820	3/04/2014	4694 PDMB INC	407.52
113821	3/04/2014	4808 PFEIFER, VICKI	500.00
113822	3/04/2014	1784 PLAINS EQUIPMENT GROUP	2,662.53
113823	3/04/2014	1713 QUALITY AUTO REPAIR & TOWING	125.00
113824	3/04/2014	2553 RALSTON AUTOMOTIVE SERVICE INC	85.50
113825	3/04/2014	4653 RDG PLANNING & DESIGN	469.44

\*\*CLEARED\*\* \*\*VOIDED\*\*

BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
113826	3/04/2014	3155	REDSHAW PAINT SUPPLY INC	517.49					
113827	3/04/2014	3090	REGAL AWARDS OF DISTINCTION	.00	**CLEARED**	**VOIDED**			
113828	3/04/2014	3090	REGAL AWARDS OF DISTINCTION	1,673.24					
113829	3/04/2014	3774	RETRIEVEX	97.58					
113830	3/04/2014	4885	SAPP BROS INCORPORATED	542.50					
113831	3/04/2014	487	SAPP BROS PETROLEUM INC	191.25					
113832	3/04/2014	2240	SARPY COUNTY COURTHOUSE	3,960.21					
113833	3/04/2014	532	SARPY COUNTY ECONOMIC DEV.CORP	35.00					
113834	3/04/2014	168	SARPY COUNTY LANDFILL	120.00					
113835	3/04/2014	4691	SARPY COUNTY SOCCER ASSN	312.22					
113836	3/04/2014	503	SCHOLASTIC LIBRARY PUBLISHING	443.30					
113837	3/04/2014	4641	SHRED-SAFE LLC 2011-2012	145.00					
113838	3/04/2014	3707	SMITH, MELANIE	100.00					
113839	3/04/2014	4272	SOLBERG, CHRISTOPHER	204.36					
113840	3/04/2014	4595	SOUTHWORTH, NIKKI	380.00					
113841	3/04/2014	3838	SPRINT	62.19					
113842	3/04/2014	3838	SPRINT	119.97					
113843	3/04/2014	913	TARGET BANK	137.99					
113844	3/04/2014	4179	TITAN MACHINERY	112.00					
113845	3/04/2014	4150	TOMSU, LINDSEY	106.85					
113846	3/04/2014	161	TRACTOR SUPPLY CREDIT PLAN	261.70					
113847	3/04/2014	4980	UL LLC	410.00					
113848	3/04/2014	2710	ULTRAMAX	173.54					
113849	3/04/2014	2426	UNITED PARCEL SERVICE	8.01					
113850	3/04/2014	2720	USI EDUCATION/GOV'T SALES	96.19					
113851	3/04/2014	809	VERIZON WIRELESS	91.49					
113852	3/04/2014	809	VERIZON WIRELESS	175.91					
113853	3/04/2014	809	VERIZON WIRELESS	141.82					
113854	3/04/2014	1174	WAL-MART COMMUNITY BRC	.00	**CLEARED**	**VOIDED**			
113855	3/04/2014	1174	WAL-MART COMMUNITY BRC	1,310.23					
113856	3/04/2014	258	WATKINS CONCRETE BLOCK CO INC	8.55					
113857	3/04/2014	968	WICK'S STERLING TRUCKS INC	157.96					
113858	3/04/2014	4832	WOODHOUSE LINCOLN	182.95					

864701 Payroll Checks

Thru 884601

BANK TOTAL	96,324.38
OUTSTANDING	96,324.38
CLEARED	.00
VOIDED	.00

FUND	TOTAL	OUTSTANDING	CLEARED	VOIDED
01 GENERAL FUND	73,808.79	73,808.79	.00	.00
02 SEWER FUND	10,781.57	10,781.57	.00	.00
05 CONSTRUCTION	8,168.53	8,168.53	.00	.00
08 LOTTERY FUND	741.59	741.59	.00	.00
09 GOLF COURSE FUND	2,682.60	2,682.60	.00	.00
15 OFF-STREET PARKING	141.30	141.30	.00	.00

APCHCKRP  
02.05.13

Wed Feb 26, 2014 3:19 PM

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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

REPORT TOTAL	96,324.38
OUTSTANDING	96,324.38
CLEARED	.00
VOIDED	.00

+Gross Payroll 2/28/14	<u>259,930.42</u>
GRAND TOTAL	<u>\$356,254.80</u>

APPROVED BY COUNCIL MEMBERS 3/4/14

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

**CITY OF LA VISTA**  
**MAYOR AND CITY COUNCIL REPORT**  
**MARCH 4, 2014 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
AUTHORIZATION TO LEASE ELECTRONIC MAGAZINES – RECORDED BOOKS.	◆ RESOLUTION ORDINANCE RECEIVE/FILE	ROSE BARCAL LIBRARY DIRECTOR

**SYNOPSIS**

A resolution has been prepared approving the lease of electronic magazines from Recorded Books in an amount not to exceed \$5,713.27 and said resolution replaces Resolution No. 14-001 which was approved January 7, 2014.

**FISCAL IMPACT**

The FY 13/14 General Fund Budget provides funds for the proposed lease.

**RECOMMENDATION**

Approval.

**BACKGROUND**

Resolution No. 14-001 was approved by Council January 7, 2014 for the lease of electronic magazines in an amount not to exceed \$5,358.57.

Library patrons and staff have requested eight additional titles which were submitted after the initial estimate was received. Since this increased the price, approval of the new cost is needed; as it is felt the importance of adding these titles is high. Usage and cost per use will continue to be monitored.

These eight additional requested titles have increased the lease cost \$354.70 to \$5,713.27.

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

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE LEASE OF ELECTRONIC MAGAZINES FOR USE IN THE LIBRARY FROM RECORDED BOOKS IN AN AMOUNT NOT TO EXCEED \$5,713.27. THIS RESOLUTION SHALL REPLACE RESOLUTION NO.14-001.

WHEREAS, the City Council has deemed that a need exists to lease electronic magazines for use in the Library; and

WHEREAS, the FY13/14 General Fund budget provides funding for said lease; and

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

NOW, THEREFORE, BE IT RESOLVED, that the City Council of La Vista, Nebraska, does hereby authorize the lease of electronic magazines for use in the Library from Recorded Books in an amount not to exceed \$5,713.27. This resolution shall replace Resolution No. 14-001.

PASSED AND APPROVED THIS 4TH DAY OF MARCH, 2014.

CITY OF LA VISTA

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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk

**CITY OF LA VISTA**  
**MAYOR AND CITY COUNCIL REPORT**  
**MARCH 4, 2014 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
FIREWORKS DISPLAY- LA VISTA DAZE TEMPORARY USE OF HWY. 85 (84 <sup>TH</sup> ST) ACCEPTANCE OF DUTIES	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOHN KOTTMANN CITY ENGINEER/ASSISTANT PUBLIC WORKS DIRECTOR

**SYNOPSIS**

A resolution has been prepared which acknowledges that the City of La Vista accepts the duties set forth in LB 589 and agrees to hold the State of Nebraska harmless from claims in order to make temporary use of State Highway 85 (84<sup>th</sup> Street). This requirement is applicable to all events being held after July 10, 2011. This resolution pertains to closing 84<sup>th</sup> Street on the evening of Friday, May 23, 2014 from 9:00pm to 10:30pm for traffic control during the fireworks display.

**FISCAL IMPACT**

No impact.

**RECOMMENDATION**

Approval.

**BACKGROUND**

Section 39-1359 R.R.S. Neb. 2008 was amended on May 24, 2011, by Legislative Bill 589 to provide that a temporary use of a state highway system, including full and partial lane restrictions, can be made for a special event where the roadway is located in the corporate limits of a city, if such city through formal action of its governing body acknowledges and accepts the duties set forth in subsection (2) of Section 39-1359 and indemnifies and holds the State of Nebraska harmless against claims made arising out of the special event and provides thirty (30) days advance notice to the State of Nebraska.

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

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA,  
NEBRASKA ACCEPTING DUTIES AND LIABILITIES FOR TEMPORARY USE OF STATE  
HIGHWAY 85**

WHEREAS, the City of La Vista desires to conduct a fireworks display on property adjacent to State Highway No. 85 in conjunction with the La Vista Daze celebration, and;

WHEREAS, the City of La Vista desires to make temporary use of State Highway No. 85 between Brentwood Drive and Harrison Street, and;

WHEREAS, the temporary use shall consist of the total closure of State Highway No. 85 to vehicular traffic, and;

WHEREAS, State Highway No. 85 between Brentwood Drive and Harrison Street is within the corporate limits of the City of La Vista, and;

WHEREAS, Section 39-1359 R.R.S. Neb. 2008 was amended on May 24, 2011, by Legislative Bill 589 to provide that a temporary use of a state highway system, including full and partial lane restrictions, can be made for a special event where the roadway is located in the corporate limits of a city, if such city through formal action of its governing body acknowledges and accepts the duties set forth in subsection (2) of Section 39-1359 and indemnifies and holds the State of Nebraska harmless against claims made arising out of the special event and provides thirty (30) days advance notice to the State of Nebraska.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, that pursuant to Section 39-1359 R.R.S. Neb. 2008, as amended by Legislative Bill 589 on May 24, 2011, the City of La Vista officially designates the La Vista Daze Fireworks Display as a special event under LB 589 and hereby notifies the State of Nebraska that it accepts the duties imposed by such law, and, if a claim is made against the state, shall indemnify, defend, and hold harmless the State of Nebraska from all claims, demands, actions, damages, and liability, including reasonable attorney's fees, that may arise as a result of the special event and the temporary use of State Highway No. 85 (aka 84<sup>th</sup> Street) from Brentwood Drive to Harrison Street between the hours of 9:00 pm and 10:30 pm on May 23, 2014 for traffic control during the fireworks display.

PASSED AND APPROVED THIS 4TH DAY OF MARCH, 2014

CITY OF LA VISTA

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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk

**CITY OF LA VISTA**  
**MAYOR AND CITY COUNCIL REPORT**  
**MARCH 4, 2014 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
PARADE- LA VISTA DAZE TEMPORARY USE OF HWY. 85 (84 <sup>TH</sup> ST) ACCEPTANCE OF DUTIES	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOHN KOTTMANN CITY ENGINEER/ASSISTANT PUBLIC WORKS DIRECTOR

**SYNOPSIS**

A resolution has been prepared which acknowledges that the City of La Vista accepts the duties set forth in LB 589 and agrees to hold the State of Nebraska harmless from claims in order to make temporary use of State Highway 85 (84<sup>th</sup> Street). This requirement is applicable to all events being held after July 10, 2011. This resolution pertains to closing 84<sup>th</sup> Street on Saturday, May 24, 2014 from 12:30pm to 4:30pm to allow for the parade to cross State Highway 85 (84<sup>th</sup> Street).

**FISCAL IMPACT**

No impact.

**RECOMMENDATION**

Approval.

**BACKGROUND**

Section 39-1359 R.R.S. Neb. 2008 was amended on May 24, 2011, by Legislative Bill 589 to provide that a temporary use of a state highway system, including full and partial lane restrictions, can be made for a special event where the roadway is located in the corporate limits of a city, if such city through formal action of its governing body acknowledges and accepts the duties set forth in subsection (2) of Section 39-1359 and indemnifies and holds the State of Nebraska harmless against claims made arising out of the special event and provides thirty (30) days advance notice to the State of Nebraska.

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
MARCH 4, 2014 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
1 AND 6 YEAR STREET IMPROVEMENT PLAN	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOE SOUCIE PUBLIC WORKS DIRECTOR

**SYNOPSIS**

A public hearing has been scheduled and a resolution prepared to approve the 1 and 6 Year Street Improvement Plan for highway, road and street improvements for the City.

**FISCAL IMPACT**

The 1 and 6 Year Plan establishes prioritization and cost estimates for street improvements. Funding for the projects in the 1 and 6 Year plan are now requested in the Capital Improvement Program (CIP). Both the 1 & 6 Year Plan and CIP are living documents that will possibly change as unforeseen problems or opportunities arise.

**RECOMMENDATION**

Approval

**BACKGROUND**

A copy of the proposed 1 and 6 Year Plan is attached. On February 20, 2014, the Planning Commission reviewed the Plan and recommended approval to the City Council.

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

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING THE ONE-AND-SIX-YEAR PLAN FOR HIGHWAY, ROAD AND STREET IMPROVEMENTS FOR THE CITY OF LA VISTA AS SUBMITTED BY THE CITY PUBLIC WORKS DIRECTOR.

WHEREAS, the Public Works Director has revised and updated the City of La Vista One-and-Six-Year Street Plan; and

WHEREAS, the La Vista Planning Commission has reviewed the One-and-Six-Year Street Plan for the City of La Vista and recommends to Council approval of the Plan; and

WHEREAS, the Mayor and City Council of the City of La Vista, Nebraska held a public hearing on the City of La Vista's One-and-Six-Year Plan for highway, road and street improvements for the City of La Vista as submitted by the City Public Works Director; and

WHEREAS, the citizens of the City of La Vista have therefore had an opportunity to comment on the One-and-Six-Year Plan for highway, road and street improvements for the City of La Vista as submitted and reviewed by the La Vista City Council; and

WHEREAS, projects in the One-and-Six-Year Street Plan have been incorporated into the City of La Vista's Capital Improvement Plan.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of La Vista, Nebraska that the One-and-Six-Year Plan for highway, road and street improvements for the City of La Vista as submitted by the City Public Works Director and reviewed by the Mayor and City Council of the City of La Vista be, and the same hereby is, accepted and approved.

PASSED AND APPROVED THIS 4TH DAY OF MARCH, 2014.

CITY OF LA VISTA

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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk

**Board of Public Roads Classifications and Standards**  
**Form 11 Report of Previous Year**  
**Highway or Street Improvement**

**Year Ending**

**2013**

Sheet

**1**

of

**2**

COUNTY:	CITY: <b>LA VISTA</b>	VILLAGE:		
PROJECT NUMBER & DESCRIPTION	LENGTH Nearest Tenth (MILES)	PROJECTED COST (THOUSANDS)	CONTRACT PROJECT	DATE COMPLETED (ACTUAL OR ESTIMATED)
<b>M376 (190)</b> <b>Intersection of 132<sup>nd</sup> Street</b> <b>and West Giles Road</b> Short Term Road Improvements	<b>0.20</b>	<b>2,900.0</b>	<b>YES</b>	<b>IN PROGRESS</b>
<b>M376 (195)</b> <b>Quiet Zone</b> (At 130th Street and West Giles Road.; 126th Street South of West Giles Road; 132nd Street South of Centech Road) Railroad Crossing Quiet Zone Improvements	<b>0.50</b>	<b>159.9</b>	<b>Yes</b>	<b>Completed November 2013</b>
<b>M376 (176)</b> <b>Intersection of Lillian Avenue</b> <b>and James Avenue</b> Reconstruct Intersection	<b>0.01</b>	<b>108.0</b>	<b>Yes</b>	<b>Completed October 2013</b>
<b>M376 (206)</b> <b>Storm Sewer Inlet Top Repair</b> (72nd Street, 96th Street, Harrison Street, Giles Road) Replace Damaged and Deteriorated Storm Inlet Tops	<b>0.02</b>	<b>55.0</b>	<b>Yes</b>	<b>Completed August 2013</b>
<b>M376 (215)</b> <b>120<sup>th</sup> Street and Giles Road</b> Install Traffic Signal And Additional Turn Bays	<b>0.01</b>	<b>280.0</b>	<b>Yes</b>	<b>In Progress</b>
<b>M376 (209)</b> <b>Giles Road</b> <b>Traffic Signal Coordination</b> (From Interstate 80 to 108 <sup>th</sup> Street) Engineering for the Interconnection of the Traffic Signals from Interstate 80 to 108 <sup>th</sup> Street	<b>1.00</b>	<b>16.3</b>	<b>Yes</b>	<b>Completed March 2013</b>
<b>M376 (209)</b> <b>Giles Road</b> <b>Traffic Signal Coordination</b> (From Interstate 80 to 108 <sup>th</sup> Street) Construction to Interconnect the Traffic Signals from Interstate 80 to 108 <sup>th</sup> Street	<b>1.00</b>	<b>81.3</b>	<b>Yes</b>	<b>Completed December 2013</b>
SIGNATURE:	TITLE: <b>STREET SUPERINTENDENT (S-1046)</b>			DATE: <b>03/04/2014</b>

**Board of Public Roads Classifications and Standards**  
**Form 11 Report of Previous Year**  
**Highway or Street Improvement**

**Year Ending**

**2013**

Sheet **2** of **2**

COUNTY:	CITY:	LA VISTA			VILLAGE:
PROJECT NUMBER & DESCRIPTION		LENGTH Nearest Tenth (MILES)	PROJECTED COST (THOUSANDS)	CONTRACT PROJECT	DATE COMPLETED (ACTUAL OR ESTIMATED)
	<b>M376 (203)</b> <b>103<sup>rd</sup> Street and Giles Road</b> Install Storm Inlets on Both Sides of Giles Road	0.01	20.0	Yes	Completed July 2013
	<b>M376 (189)</b> <b>66th Street</b> (Harrison Street to Giles Road) and <b>Giles Road</b> (66th Street to 69th Street) Short term repairs.  Engineering for the Reconstruction of Giles Road and 66 <sup>th</sup> Street.	1.30	100.0 <hr/> 75.0 <b>175.0</b>	YES	IN PROGRESS
	<b>M376 (177)</b> <b>Lillian Avenue</b> (James Avenue to Terry Drive) Replace Concrete Panels in Various Locations	0.12	123.0	Yes	Completed October 2013
	<b>M376 (184)</b> <b>Park View Boulevard</b> (87 <sup>th</sup> Street to Thornapple Lane) <b>89<sup>th</sup> Street</b> (Park View Boulevard to Granville Parkway.) <b>88<sup>th</sup> Street</b> (Park View Boulevard to Granville Parkway) Replace Concrete Panels in Various Locations	0.50	111.0		Deleted
	<b>M376 (219)</b> <b>Giles Road</b> (Harrison Street to Interstate 80) Asphalt Overlay	0.29	317.0	Yes	Delayed to 2017
SIGNATURE:	TITLE:	<b>STREET SUPERINTENDENT (S-1046)</b>			DATE: <b>03/04/2014</b>

**Board of Public Roads Classifications and Standards**  
**Summary of Six- Year Plan**  
**Six-Year Period Ending – 2019**

COUNTY:		CITY:	VILLAGE:		
<b>LA VISTA</b>					
PROJECT YEAR	PRIORITY NUMBER	PROJECT NUMBER	PROJECT DESCRIPTION	LENGTH Nearest Tenth (MILES)	ESTIMATED COST (THOUSANDS)
2014	1	M376 (190)	<b>Intersection of 132<sup>nd</sup> Street and West Giles Road</b> Short Term Road Improvements	0.20	2,900.0
2014	2	M376 (224)	<b>Intersection of Eastport Parkway and Harrison Street</b> Install Traffic Signal at Intersection	0.01	150.0
2014	3	M376 (215)	<b>120<sup>th</sup> Street and Giles Road</b> Install Traffic Signal And Add Additional Turn Bays	0.01	240.0
2014	4	M376 (225)	<b>West Papio Trail</b> (90th Street to Giles Road) Extend Trail Along West Papio Creek	1.50	885.0
2015	5	M376 (189)	<b>66<sup>th</sup> Street</b> (Harrison Street to Giles Road) and <b>Giles Road</b> (66 <sup>th</sup> Street to 69 <sup>th</sup> Street) Short Term Repairs  Engineering for the Reconstruction of Giles Road and 66 <sup>th</sup> Street	1.30	100.0 <hr/> 75.0 <hr/> 175.0
2015	6	M376 (220)	<b>84<sup>th</sup> Street</b> (From Harrison Street to Giles Road) Adaptive Traffic Signals	1.00	37.5
2015	7	M376 (222)	<b>Intersection of 96<sup>th</sup> Street and Robin Plaza</b> Install Traffic Signals at Intersection	0.01	150.0
SIGNATURE:			TITLE:	DATE:	
			STREET SUPERINTENDENT (S-1046)	03/04/2014	

**Board of Public Roads Classifications and Standards**  
**Summary of Six- Year Plan**  
**Six-Year Period Ending – 2019**

COUNTY:		CITY:		VILLAGE:	
<b>LA VISTA</b>					
PROJECT YEAR	PRIORITY NUMBER	PROJECT NUMBER	PROJECT DESCRIPTION	LENGTH Nearest Tenth (MILES)	ESTIMATED COST (THOUSANDS)
2016	8	M376 (189)	<b>66<sup>th</sup> Street</b> (Harrison Street to Giles Road) and <b>Giles Road</b> (66 <sup>th</sup> Street to 69 <sup>th</sup> Street) Engineering for the Reconstruction of Giles Road and 66 <sup>th</sup> Street Continued	1.30	250.0
2017	9	M376 (202)	<b>Harrison Street Bridge</b> (At Approximately 92 <sup>nd</sup> Street) Concrete Bridge Repair	0.02	115.0
2017	10	M376 (201)	<b>Harrison Street</b> (La Vista Drive to Interstate 80 Right of Way) Replace Concrete Panels in Various Locations	2.80	300.0
2017	11	M376 (219)	<b>Giles Road</b> (Harrison Street to Interstate 80) Asphalt Overlay	0.29	317.0
2018	12	M376 (228)	<b>East La Vista</b> (From Harrison Street to Thompson Creek; 69 <sup>th</sup> Street to 72 <sup>nd</sup> Street) Mill Off Existing Asphalt Overlays Adjust Manholes Asphalt Driveway Approaches	2.56	200.0
2019	13	M376 (211)	<b>132<sup>nd</sup> Street and West Giles Road Overpass</b> Preliminary Design and Right of Way Acquisition for Long Term Improvements Including New Bridge Over Creek and Railroad Tracks	0.20	2,500.0
SIGNATURE:		TITLE:		DATE:	
		<b>STREET SUPERINTENDENT (S-1046)</b>		<b>03/04/2014</b>	

**Board of Public Roads Classifications and Standards**  
**Summary of Six- Year Plan**  
**Six-Year Period Ending – 2019**

COUNTY:		CITY:	VILLAGE:		
<b>LA VISTA</b>					
PROJECT YEAR	PRIORITY NUMBER	PROJECT NUMBER	PROJECT DESCRIPTION	LENGTH Nearest Tenth (MILES)	ESTIMATED COST (THOUSANDS)
2019	14	M376 (191)	<b>132<sup>nd</sup> Street and West Giles Road Overpass</b> Long Term Improvements Including New Bridge Over Creek and Railroad Tracks	0.20	9,200.0
2019	15	M376 (217)	<b>84<sup>th</sup> Street</b> (Harrison Street to Giles Road) 4" Bonded Concrete Overlay	1.00	1,000.0
2019	16	M376 (226)	<b>Park View Boulevard</b> (72 <sup>nd</sup> Street to 84 <sup>th</sup> Street) <b>78<sup>th</sup> Street</b> (Harrison Street to Park View Boulevard) <b>Edgewood Boulevard</b> (Giles Road to Park View Boulevard) Asphalt Microsurfacing	2.16	345.0
2019	17	M376 (227)	<b>Park View Boulevard</b> (86 <sup>th</sup> Street to Thornapple Lane) <b>89<sup>th</sup> Street</b> (Valley View Drive to Granville Parkway) <b>88<sup>th</sup> Street</b> (Park View Boulevard to Granville Parkway) <b>87<sup>th</sup> Street</b> (Giles Road to Bayberry Road) <b>Granville Parkway</b> (Brentwood Drive to Elm Drive) <b>Plaza Boulevard</b> (Harrison Street to 85 <sup>th</sup> Street) <b>86<sup>th</sup> Street</b> (Park View Boulevard to Plaza Boulevard) <b>Valley View Drive</b> (Park View Boulevard to Elm Drive) Replace Concrete Panels in Various Locations	1.50	300.0
2019	18	M376 (229)	<b>Storm Sewer Inlet Top Repair</b> (72nd Street, 96th Street, Harrison Street, Giles Road) Replace Damaged and Deteriorated Storm Inlet Tops	0.02	75.0
SIGNATURE:		TITLE:	DATE:		
		STREET SUPERINTENDENT (S-1046)	03/04/2014		

**Board of Public Roads Classifications and Standards**  
**Summary of Six- Year Plan**  
**Six-Year Period Ending – 2019**

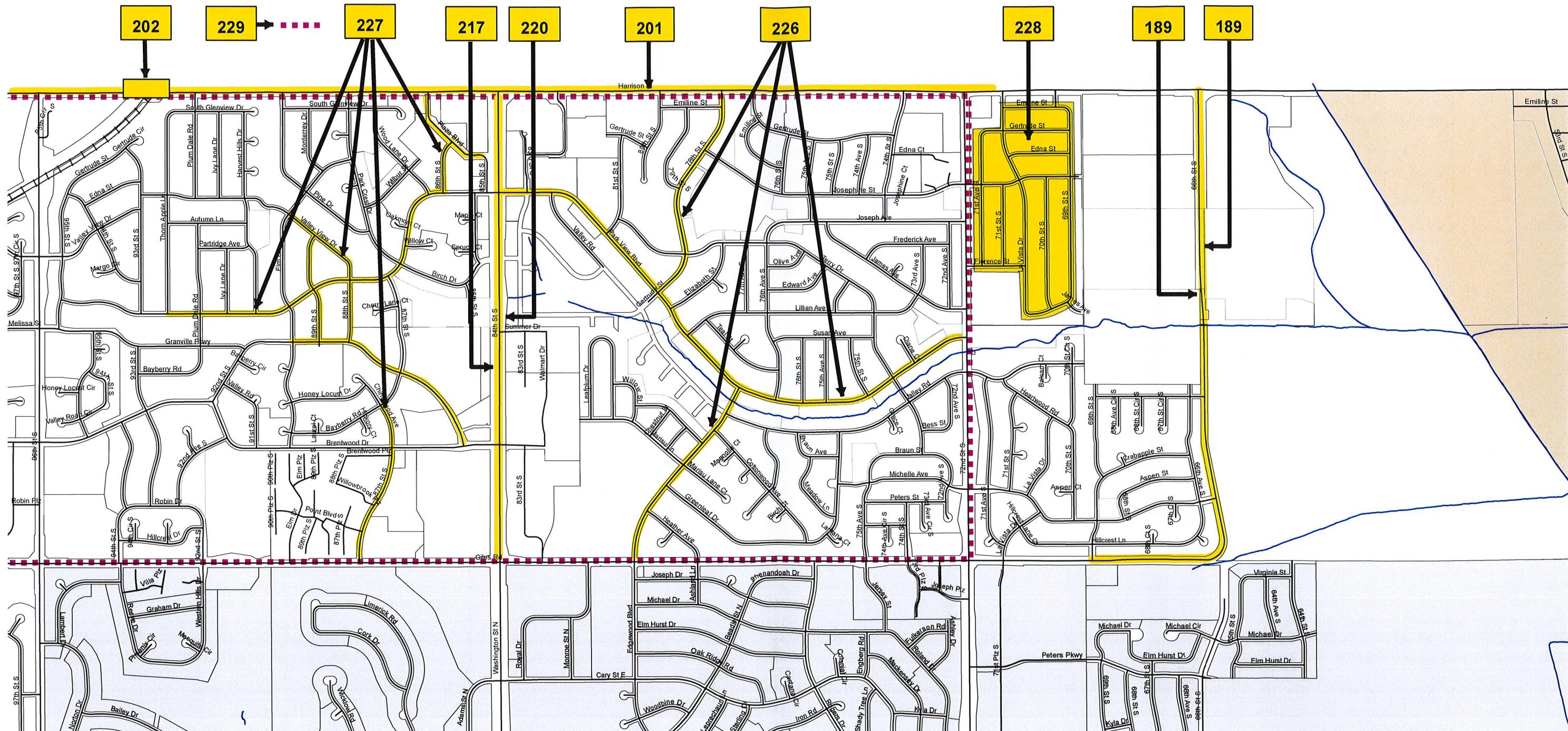
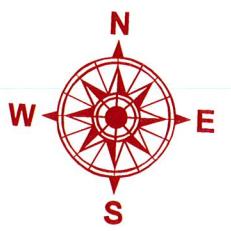
COUNTY:		CITY:		VILLAGE:	
PROJECT YEAR	PRIORITY NUMBER	PROJECT NUMBER	PROJECT DESCRIPTION	LENGTH Nearest Tenth (MILES)	ESTIMATED COST (THOUSANDS)
<b>THE PROJECTS LISTED BELOW HAVE BEEN DELETED FROM THE SIX- YEAR PLAN</b>					
<b>DELETED</b>		M376 (204)	<b>Island Removal – Phase I</b> (Aspen Court, Hillcrest Lane Court, Primrose Circle, Crabapple Court, Wildwood Court, Michelle Circle, Oakmont Court) Remove Islands and Pave with Concrete	0.02	208.0
<b>DELETED</b>		M376 (184)	<b>Park View Boulevard</b> (87 <sup>th</sup> Street to Thornapple Lane) <b>89<sup>th</sup> Street</b> (Park View Boulevard to Granville Parkway.) <b>88<sup>th</sup> Street</b> (Park View Boulevard to Granville Parkway) Replace Concrete Panels in Various Locations	0.50	111.0
<b>DELETED</b>		M376 (188)	<b>87<sup>th</sup> Street</b> (Giles Road to Bayberry Road) <b>87<sup>th</sup> Street</b> (Park View Boulevard to Granville Parkway) <b>Granville Parkway</b> (Brentwood Drive to Elm Drive) Replace Concrete Panels in Various Locations	0.51	135.0
<b>DELETED</b>		M376 (185)	<b>Plaza Boulevard</b> (Harrison Street to 85 <sup>th</sup> Street) <b>86<sup>th</sup> Street</b> (Park View Boulevard to Plaza Boulevard) <b>Valley View Drive</b> (Park View Boulevard to Elm Drive) <b>89<sup>th</sup> Street</b> (Park View Boulevard to Valley View Drive) Replace Concrete Panels in Various Locations	0.50	111.0
SIGNATURE:		TITLE:		DATE:	
		<b>STREET SUPERINTENDENT (S-1046)</b>		<b>03/04/2014</b>	

**Board of Public Roads Classifications and Standards**  
**Summary of Six- Year Plan**  
**Six-Year Period Ending – 2019**

COUNTY:		CITY:	VILLAGE:		
<b>LA VISTA</b>					
PROJECT YEAR	PRIORITY NUMBER	PROJECT NUMBER	PROJECT DESCRIPTION	LENGTH Nearest Tenth (MILES)	ESTIMATED COST (THOUSANDS)
<b>DELETED</b>		M376 (208)	<b>Crestview Heights</b> (From Harrison Street to Josephine Street, 74 <sup>th</sup> Street to Gertrude Street) Repair Concrete Panels in Various Locations	0.50	260.0
<b>DELETED</b>		M376 (210)	<b>107<sup>th</sup> Street and Giles Road</b> Install Traffic Signal	0.01	150.0
<b>DELETED</b>		M376 (207)	<b>84<sup>th</sup> Street and Summer Drive</b> Reconstruct West Leg of Intersection to Allow for Westbound Travel	0.50	520.0
<b>DELETED</b>		M376 (223)	<b>East La Vista</b> (From Harrison Street to Thompson Creek; 69 <sup>th</sup> Street to 72 <sup>nd</sup> Street) 3" Concrete Overlay; Replace Drive Approaches; Replace Sanitary Sewer System	2.58	3,841.0
<b>DELETED</b>		M376 (213)	<b>72nd Street</b> (Valley Road to Harrison Street) Feasibility Study for Road Improvements on 72nd Street Including Both Right and Left Turn Lanes	0.60	80.0
<b>DELETED</b>		M376 (205)	<b>Island Removal – Phase II</b> (Diane Court, Ava Court, Susan Court, South Glenview Drive, Redwood Court, Walnut Court, Maple Court, Spruce Court) Remove Islands and Pave with Concrete. Relocate Fire Hydrants	0.02	156.0
<b>DELETED</b>		M376 (216)	<b>72<sup>nd</sup> Street</b> (Valley Road to Giles Road) Replace Concrete Panels in Various Locations	0.40	300.0
<b>DELETED</b>		M376 (218)	<b>Various Locations</b> Bridge Approach Slab Repairs; Bridge Expansion Joint Repairs; Bridge Guardrail Repairs	0.02	200.0
SIGNATURE:		TITLE:			DATE:
		<b>STREET SUPERINTENDENT (S-1046)</b>			<b>03/04/2014</b>

# City of La Vista

Page 1 of 2

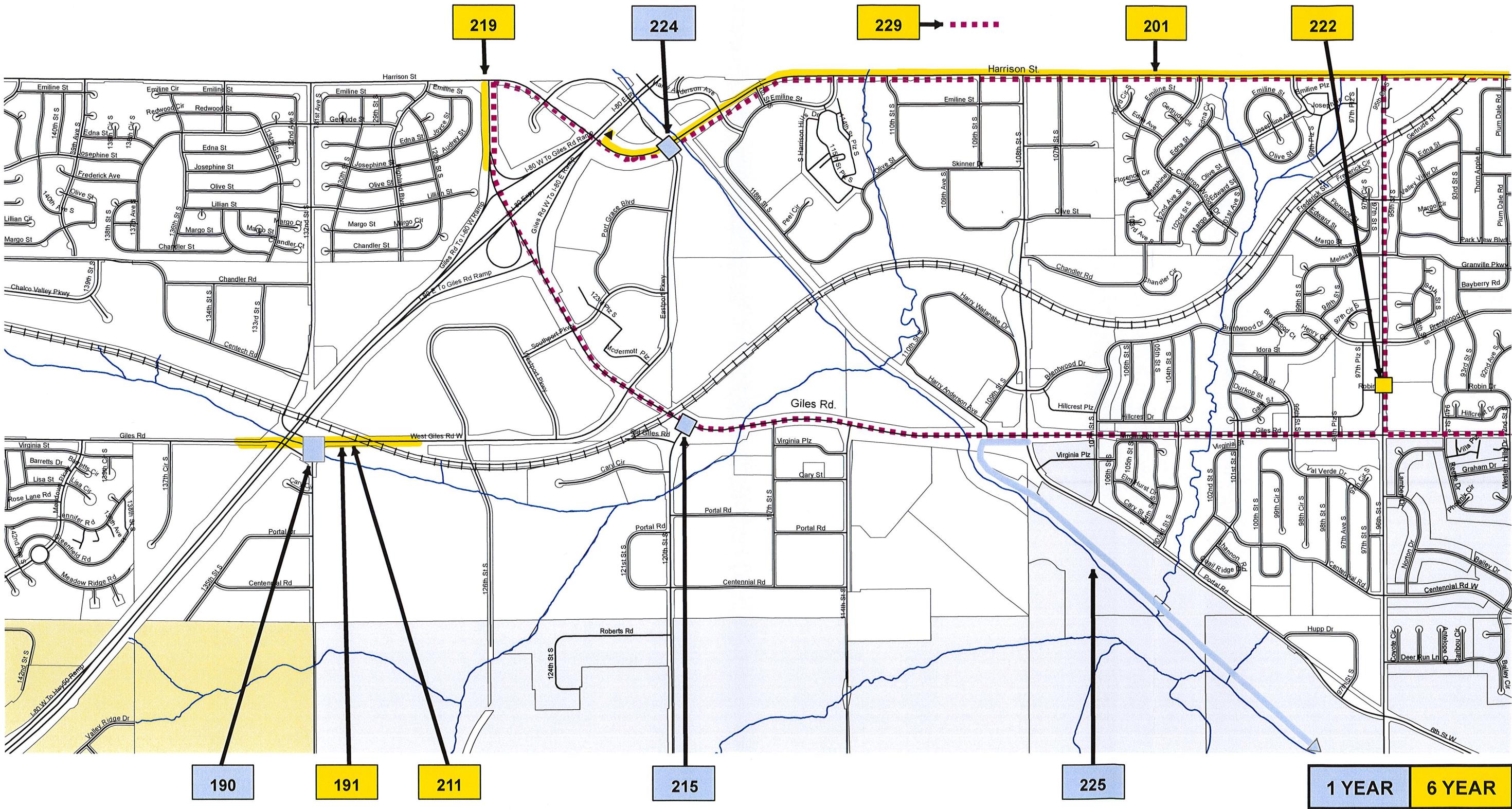


1 YEAR

6 YEAR

# City of La Vista

Page 2 of 2



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

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA,  
NEBRASKA ACCEPTING DUTIES AND LIABILITIES FOR TEMPORARY USE OF STATE  
HIGHWAY 85**

WHEREAS, the City of La Vista desires to conduct a parade that will cross State Highway No. 85 in conjunction with the La Vista Daze celebration, and;

WHEREAS, the City of La Vista desires to make temporary use of State Highway No. 85 between Brentwood Drive and Harrison Street, and;

WHEREAS, the temporary use shall consist of the total closure of State Highway No. 85 to vehicular traffic, and;

WHEREAS, State Highway No. 85 between Brentwood Drive and Harrison Street is within the corporate limits of the City of La Vista, and;

WHEREAS, Section 39-1359 R.R.S. Neb. 2008 was amended on May 24, 2011, by Legislative Bill 589 to provide that a temporary use of a state highway system, including full and partial lane restrictions, can be made for a special event where the roadway is located in the corporate limits of a city, if such city through formal action of its governing body acknowledges and accepts the duties set forth in subsection (2) of Section 39-1359 and indemnifies and holds the State of Nebraska harmless against claims made arising out of the special event and provides thirty (30) days advance notice to the State of Nebraska.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, that pursuant to Section 39-1359 R.R.S. Neb. 2008, as amended by Legislative Bill 589 on May 24, 2011, the City of La Vista officially designates the La Vista Daze Parade as a special event under LB 589 and hereby notifies the State of Nebraska that it accepts the duties imposed by such law, and, if a claim is made against the state, shall indemnify, defend, and hold harmless the State of Nebraska from all claims, demands, actions, damages, and liability, including reasonable attorney's fees, that may arise as a result of the special event and the temporary use of State Highway No. 85 (aka 84<sup>th</sup> Street) from Brentwood Drive to Harrison Street between the hours of 12:30 pm and 4:30 pm on May 24, 2014 for traffic control during the parade.

PASSED AND APPROVED THIS 4TH DAY OF MARCH, 2014

CITY OF LA VISTA

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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk

**CITY OF LA VISTA**  
**MAYOR AND CITY COUNCIL REPORT**  
**MARCH 4, 2014 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
RIGHT OF WAY VACATION AND CONVEYANCE — 107 <sup>TH</sup> STREET, GERTRUDE TO APPROXIMATELY 425' NORTH	RESOLUTION ◆ ORDINANCE RECEIVE/FILE	ANN BIRCH COMMUNITY DEVELOPMENT DIR.

#### **SYNOPSIS**

An ordinance has been prepared to approve the vacation of a portion of public right-of-way on 107<sup>th</sup> Street, from Gertrude Street north 425 feet. This, in the near term, will facilitate a planned addition to the Rotella's facility, and in the long term the property is proposed to be incorporated into the Rotella's Italian Bakery Inc. campus. The vacated right of way will continue to be open for public pedestrian and vehicular use until the City decides it is no longer needed.

#### **FISCAL IMPACT**

The City will retain proceeds of the sale, estimated to be \$7,800.

#### **RECOMMENDATION**

Approval of the vacation and conveyance subject to the filing of an Administrative Plat with the Register of Deeds and the sale of the property and execution of the easement and maintenance agreement.

#### **BACKGROUND**

The City of La Vista received a request by Rotella's Italian Bakery Inc. , in conjunction with a planned addition to its facility, to vacate a portion of the 107<sup>th</sup> Street right-of-way (approximately 0.59 acres) which is adjacent to Lot 28A, Oakdale Park. The owners have also requested the ability to purchase the parcel, and ultimately intend to incorporate it into the overall campus of the bakery. The vacated right of way will remain open for public pedestrian and vehicular use until the City determines it is no longer needed. The City will continue to provide ordinary maintenance as other public streets (i.e. snow removal and patching) during this time.

An ordinance has been prepared to vacate and convey to Rotella's that portion of the 107<sup>th</sup> Street right-of-way as shown on Exhibit A. The ordinance provides that easement rights for utilities, sewers, telecommunications, cable, etc. in the vacated portion will continue. A notice of the sale and the terms of the sale, Exhibit B, will be published in the newspaper for three consecutive weeks following passage and publication of the ordinance. A remonstrance can be filed against the sale of the property if at least 30% of the electors voting in the last City election sign the remonstrance. A remonstrance against the sale must be filed within 30 days after the passage and publication of the ordinance. If a remonstrance is not filed, the City will prepare a deed in which the City quitclaims its interest in the vacated right-of-way to Rotella's Italian Bakery, Inc., subject to reserved rights and easements described.

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE VACATING, AND RESERVING AND RETAINING TITLE IN THE CITY TO, AND DIRECTING THE SALE AND CONVEYANCE OF, A PART OF THE SOUTH 107<sup>TH</sup> STREET RIGHT-OF-WAY LOCATED IN THE NW ¼ OF SECTION 16, TOWNSHIP 14 NORTH, RANGE 12 EAST OF THE 6<sup>TH</sup> P.M., SARPY COUNTY, NEBRASKA; AND TO PROVIDE AN EFFECTIVE DATE HEREOF.

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

Section 1. It is hereby declared necessary, expedient, proper and for the public good to vacate, and for the City to reserve and retain title to (for sale and conveyance of), a part of the South 107th Street right-of-way located in the NW ¼ of Section 16, Township 14 North, Range 12 East of the 6<sup>th</sup> P.M., Sarpy County, Nebraska, more particularly described or depicted in Exhibit A, attached hereto and incorporated herein by this reference, ("Property"), and said Property is hereby vacated and City reserves and retains title thereto for sale and conveyance thereof as directed in Section 2 below.

Section 2. Upon request and payment of adequate consideration and such administrative costs and fees incurred by the City in connection with the vacation, sale and conveyance of the Property, and, the City shall provide a quitclaim deed selling and conveying the Property to Rotella's Italian Bakery Inc. ("Rotella's"), subject to the rights, conditions and limitations set forth in this Section 2 below and Rotella's recording with the Sarpy County Register of Deeds an administrative plat of the Property in form and content satisfactory to the City Engineer, and in accordance with the manner and terms of conveyance specified in Exhibit B attached hereto and incorporated herein by this reference, which rights, conditions, limitations, manner and terms are hereby deemed to be in the best interests of the City; and all of which rights, conditions, limitations, manner and terms shall continue in perpetuity and be binding on Rotella's and all successors or assigns of Rotella's or the Property.

- a. In addition to any reserved rights provided elsewhere in this Ordinance, any instrument of conveyance, other document or applicable law, the following rights, conditions and limitations shall be reserved in perpetuity to the City of La Vista with respect to the Property:
  - i. the right to maintain, operate, repair, replace, extend and renew sewers and other improvements now existing in, on, over, under or across the Property;
  - ii. the right to authorize public utilities, cable television companies and other persons, systems or services to construct, maintain, repair, replace, renew, extend and operate now or hereafter installed water mains and gas mains, poles, lines, conduits, equipment and appurtenances above, in, on, over, across or below the surface of the ground for the purpose of serving the general public or abutting property;
  - iii. the right to authorize such connections or branch lines as may be ordered, desired or permitted by the City or such other utility, person, system or service; and
  - iv. the right to enter upon the Property to accomplish the above and any related or similar purposes at any and all times.
- b. All or any vegetation now or hereafter upon the Property, including, but not limited to, trees, shrubs and crops, and all or any improvements and structures now or hereafter upon the Property, including, but not limited to, buildings, walls, fences, drives, paving and walks, may be damaged or removed by or as authorized by the City as necessary or appropriate in the exercise of the rights herein reserved without any requirement of restoration or compensation to any person.

Such conveyance shall be executed by the Mayor and City Clerk, who are hereby authorized to take such action. Prior to such conveyance, Rotella's shall execute and deliver to the City an Easement and Maintenance Agreement in form and content acceptable to the City Engineer.

Section 3. The City Clerk is hereby authorized and directed to publish notice of the sale of the Property specified in Exhibit A and the terms of such sale in accordance with the requirements of Section 16-202 of the Revised Statutes of Nebraska.

Section 4. This ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

PASSED AND APPROVED THIS 4TH DAY OF MARCH, 2014.

CITY OF LA VISTA

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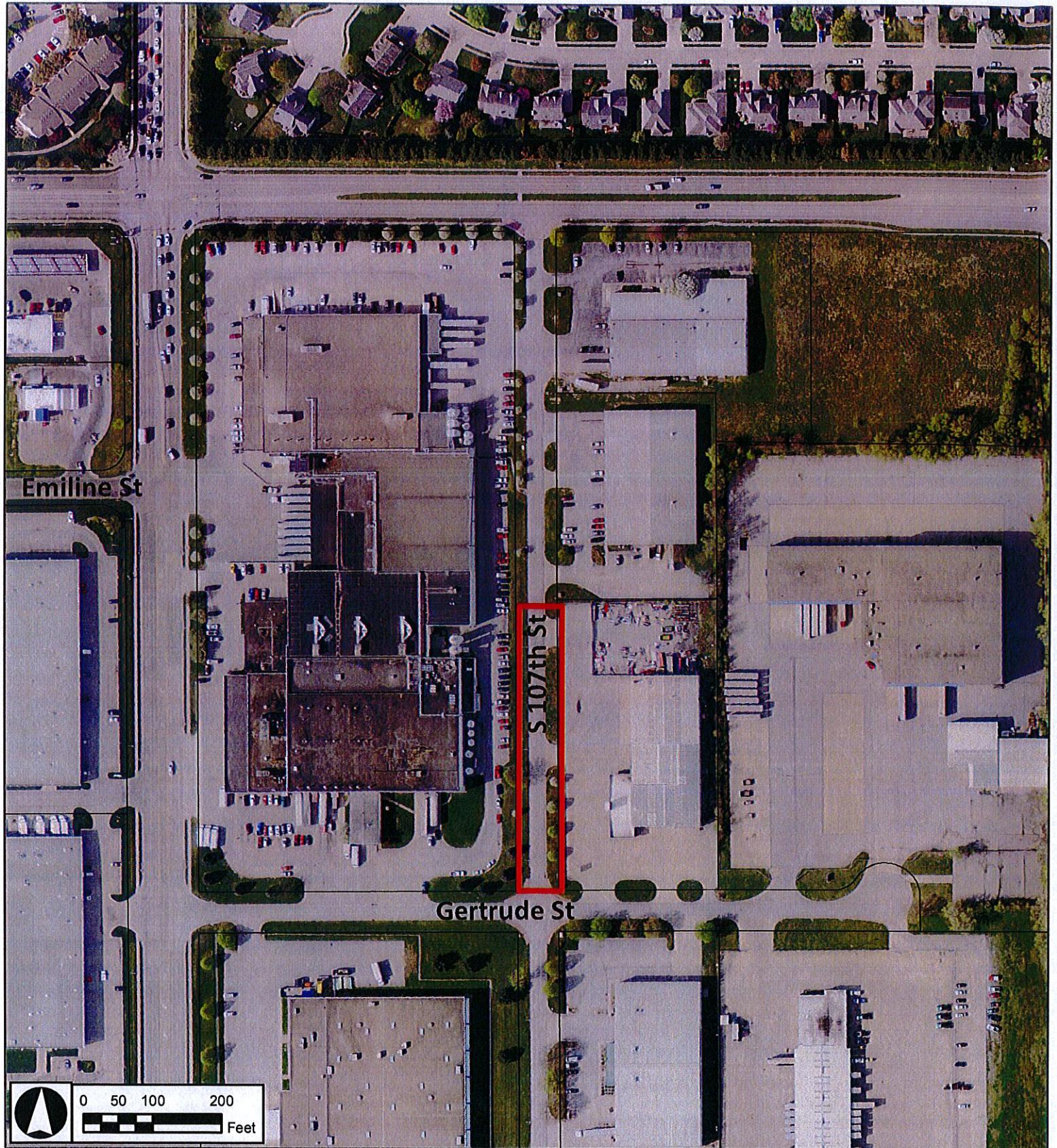
Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk

K:\APPS\City Hall\ORDINANCES\Vacate PT 107 St ROW - Rotella\as Docx



**Aerial Location map**

**Right of Way Vacation**

February 24, 2014  
CAS



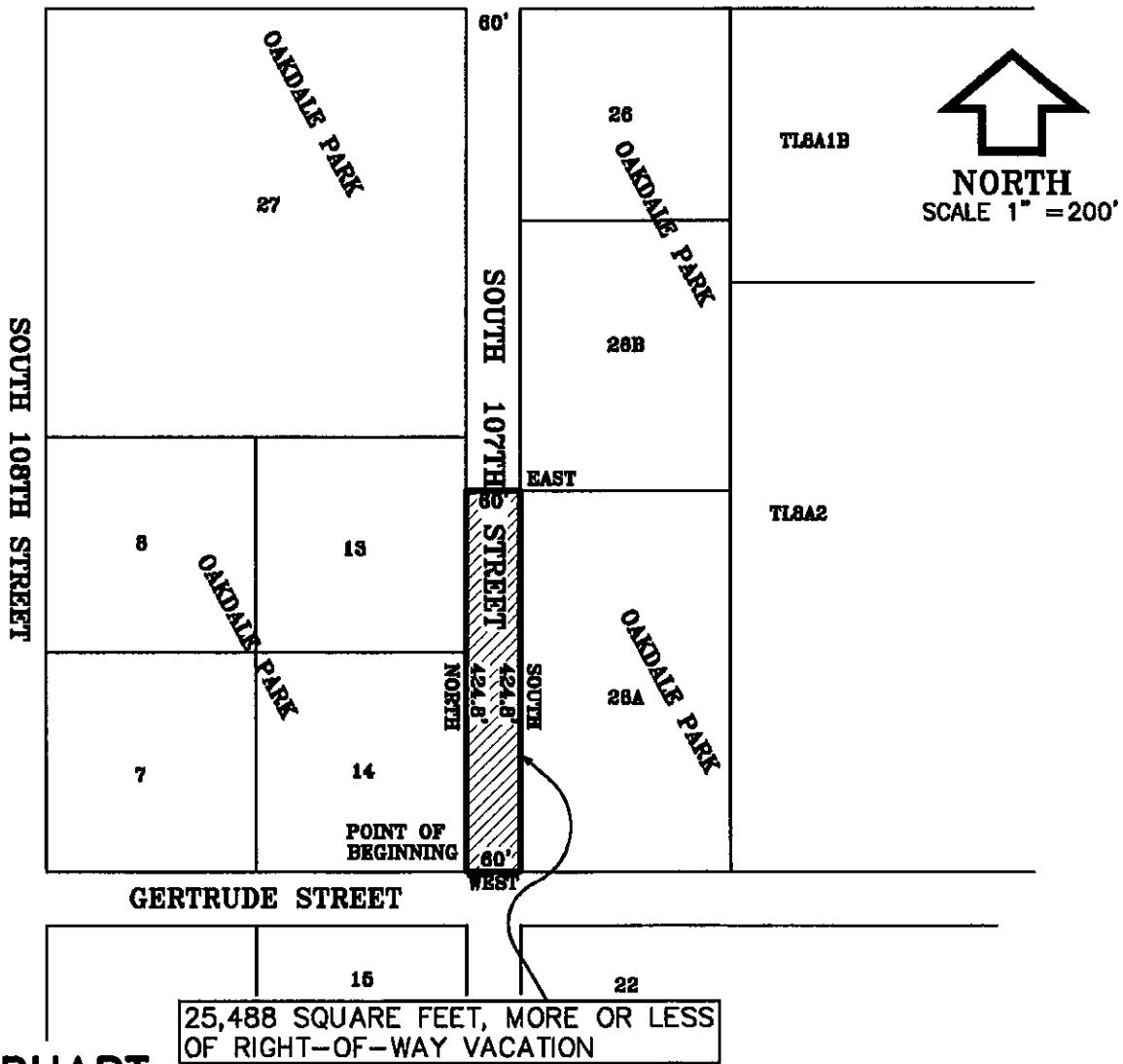
Date: 1/17/14

**DESCRIPTION & SKETCH****LEGAL DESCRIPTION:**

A PORTION OF SOUTH 107 TH STREET RIGHT-OF- WAY LYING SOUTH OF THE EASTERLY PROJECTION OF THE NORTH LINE OF LOT 28A OF OAKDALE PARK, A SUBDIVISION, AND NORTH OF THE NORTH RIGHT-OF-WAY LINE OF GERTRUDE STREET, SARPY COUNTY, NEBRASKA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHEAST CORNER OF LOT 14, OAKDALE PARK, AS SURVEYED, PLATTED AND RECORDED IN SARPY COUNTY, NEBRASKA. THENCE NORTH ALONG THE EAST LINE OF SAID LOT 14 AND THE EAST LINE OF LOT 13, A DISTANCE OF 424.8 FEET TO A POINT OF INTERSECTION WITH THE WESTERLY PROJECTION OF THE NORTH LINE OF LOT 28A, OAKDALE PARK; THENCE EAST ALONG SAID WESTERLY PROJECTED NORTH LINE, A DISTANCE OF 60 FEET TO THE NORTHWEST CORNER OF SAID LOT 28A; THENCE SOUTH ALONG THE WEST LINE OF SAID LOT 28A, A DISTANCE OF 424.8 FEET TO THE SOUTHWEST CORNER OF SAID LOT 28A; THENCE WEST, A DISTANCE OF 60 FEET TO THE POINT OF BEGINNING. CONTAINING 25,488 SQUARE FEET, MORE OR LESS.

COUNTY LINE HARRISON STREET



**EHRHART  
GRIFFIN &  
ASSOCIATES**

ENGINEERING

PLANNING

LAND SURVEYING

3552 Farnam Street • Omaha, Nebraska 68131 • 402 / 551-0631

**EXHIBIT "B"**

**MANER AND TERMS OF SALE**

**Manner of Sale:** Quitclaim Deed from City to landowner abutting vacated right-of-way, with reservation of easements and other rights.

**Terms of Sale:**

1) Legal Description:

A PORTION OF SOUTH 107TH STREET RIGHT-OF-WAY LYING SOUTH OF THE EASTERLY PROJECTION OF THE NORTH LINE OF LOT 28A OF OAKDALE PARK, A SUBDIVISION, AND NORTH OF THE NORTH RIGHT-OF-WAY LINE OF GERTRUDE STREET, SARPY COUNTY, NEBRASKA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHEAST CORNER OF LOT 14, OAKDALE PARK, AS SURVEYED, PLATTED AND RECORDED IN SARPY COUNTY, NEBRASKA. THENCE NORTH ALONG THE EAST LINE OF SAID LOT 14 AND THE EAST LINE OF LOT 13, A DISTANCE OF 424.8 FEET TO A POINT OF INTERSECTION WITH THE WESTERLY PROJECTION OF THE NORTH LINE OF LOT 28A, OAKDALE PARK; THENCE EAST ALONG SAID WESTERLY PROJECTED NORTH LINE, A DISTANCE OF 60 FEET TO THE NORTHWEST CORNER OF SAID LOT 28A; THENCE SOUTH ALONG THE WEST LINE OF SAID LOT 28A, A DISTANCE OF 424.8 FEET TO THE SOUTHWEST CORNER OF SAID LOT 28A; THENCE WEST, A DISTANCE OF 60 FEET TO THE POINT OF BEGINNING. CONTAINING 25,488 SQUARE FEET, MORE OR LESS.

- 2) Consideration to be paid to City: \$7,800 (\$9,600 appraised value less \$1,800 paid to City for cost of appraisal), plus City legal and advertising fees.
- 3) Method of Payment: Cash at closing.
- 4) Closing Date: As parties may agree.
- 5) Purchaser: Rotella's Italian Bakery, Inc.

**CITY OF LA VISTA**  
**MAYOR AND CITY COUNCIL REPORT**  
**MARCH 4, 2014 AGENDA**

Subject:	Type:	Submitted By:
INSURANCE SERVICE GROUP INTERLOCAL AGREEMENT	◆ RESOLUTION ORDINANCE RECEIVE/FILE	RITA M. RAMIREZ ASSISTANT CITY ADMINISTRATOR

**SYNOPSIS**

Resolution to approve an interlocal cooperation agreement between the cities of Hastings, Holdrege, Papillion and La Vista creating an insurance service group.

**FISCAL IMPACT**

Funding was included in the FY 2014 General Fund budget for insurance consultant fees to facilitate this process. La Vista's portion of the cost will be \$8,250.00.

**RECOMMENDATION**

Approval.

**BACKGROUND**

On September 3, 2013 the Council authorized that a notice of termination be given to the League Association of Risk Management (LARM), the insurance pool that currently provides the City's property, casualty, liability and workers compensation coverages. The City's commitment with LARM expires on September 30, 2014. Giving this notice was necessary to put the City in a position to explore other insurance coverage options.

An interlocal cooperation agreement between the cities of Hastings, Holdrege, Papillion and La Vista has been prepared and all four cities and their attorneys have had an opportunity to review and provide input. The agreement creates an Insurance Service Group and authorizes the cities to work collectively with an insurance consultant to jointly select an insurance broker who will market and manage insurance coverages for said cities. The goal is to create an opportunity to improve the product quality and cost efficiency of the insurance coverage for all parties.

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

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING THE EXECUTION OF AN INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITIES OF HASTINGS, HOLDREGE, PAPILLION AND LA VISTA THAT WOULD CREATE AN INSURANCE SERVICE GROUP AND COMMIT SAID CITIES TO WORK COLLECTIVELY WITH AN INSURANCE CONSULTANT IN JOINTLY SELECTING AN INSURANCE BROKER TO MARKET AND MANAGE INSURANCE COVERAGES.

WHEREAS, each Party to the Insurance Service Group Interlocal Cooperation Agreement is authorized pursuant to the Interlocal Cooperation Act of the State of Nebraska to enter into such Agreement, found at 13-801 et. Seq. Neb. Rev. Stat., '43, Reissue 1991; and

WHEREAS, each Party contracts for various insurance coverages including but not limited to property, casualty, liability and workers compensation; and

WHEREAS, each Party desires to improve the product quality and cost efficiency of providing various insurance coverages; and

WHEREAS, the Parties will work with an insurance consultant to select an insurance broker that will be responsible for marketing, securing and managing insurance coverages for the Parties; and

WHEREAS, the insurance consultant fees are set out in the Interlocal Cooperation Agreement and are to be divided equally among the Parties; and

WHEREAS, by collectively pursuing insurance coverages the Parties will create a situation that encourages carriers to provide cost efficient quotes that would likely not otherwise be available to the Parties.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of La Vista, Nebraska, hereby approves the Insurance Service Group Interlocal Cooperation Agreement between the cities of Hastings, Holdrege, Papillion and La Vista subject to any modifications the City Administrator determines necessary or advisable, and authorizes the Mayor to execute said agreement.

PASSED AND APPROVED THIS 4TH DAY OF MARCH, 2014.

CITY OF LA VISTA

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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk

INSURANCE SERVICE GROUP  
INTERLOCAL COOPERATION AGREEMENT

**THIS INTERLOCAL COOPERATION AGREEMENT** (the "Agreement") is entered into this \_\_\_\_\_ day of \_\_\_\_\_ 2014 ("Effective Date"), by and between the City of Papillion ("Papillion"), the City of La Vista ("La Vista"), the City of Holdrege ("Holdrege") and the City of Hastings ("Hastings") (collectively, the "Parties") pursuant to the Interlocal Cooperation Act, Neb. Rev. Stat. §13-801, et. seq. as amended from time to time.

WHEREAS, the Parties desire to establish an Insurance Service Group to enable the Parties to cooperate on a basis of mutual advantage to obtain cost savings and effective and efficient insurance coverage, which may include, but is not limited to, workers' compensation, general liability, errors & omission, law enforcement liability, automobile liability, automobile physical damage and commercial property ("insurance coverage"), by hiring an Insurance Broker to obtain a comprehensive array of insurance coverages deemed to be in the Parties' best interest; and

WHEREAS, the Insurance Service Group will work with an Insurance Consultant to obtain proposals for the selection of an Insurance Broker who would be responsible for securing insurance coverage for the Parties; and

WHEREAS, it is the desire of the Parties to have such Insurance Broker provide for and/or obtain all of the necessary insurance coverage for the Parties, collectively or on an individual basis, and to manage the insurance coverage and programs for the Parties, to the extent provided for within a negotiated Insurance Broker's Agreement.

NOW, THEREFORE, in consideration of the mutual covenants, promises and agreements herein contained, the Parties do hereby agree as follows:

**Section 1.  
Purposes**

The purposes of this Agreement are as follows:

1. To make efficient use of the Parties' powers by enabling them to cooperate with each other on a basis of mutual advantage and thereby 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 and development of the local communities; and
2. To establish an Insurance Service Group that will select an Insurance Broker who will secure insurance coverage and manage the insurance coverage and programs for the Parties; and
3. To provide the Insurance Service Group with access to quotes from multiple insurance carriers, which otherwise may not have been available to the Parties for individual

coverage, thereby increasing competition among the insurance carriers to provide the most cost efficient insurance coverage; and

4. To utilize the selected Insurance Broker to manage the insurance coverage and programs for the Parties.

**Section 2.**  
**Insurance Service Group and Insurance Broker**

1. Insurance Service Group. The Parties shall form an Insurance Service Group, comprised of a designated representative from each of the Parties. The designated representatives of the Insurance Group will meet at least once annually to review the Insurance Broker's Agreement and to consider other insurance related matters. Each representative shall have one vote. Except as otherwise provided in this Agreement, a majority of votes shall be required to make a final selection for the recommended Insurance Broker and on all other matters to be decided by the Insurance Service Group.

Other cities may be allowed to join the Insurance Service Group upon the unanimous recommendation of the Insurance Service Group and approval and execution of an Amendment to this Agreement by all of the Parties' respective governing bodies.

2. Insurance Broker Selection. The Insurance Service group may work with an Insurance Consultant to select and contract with a qualified Insurance Broker. The Insurance Consultant shall solicit proposals from multiple Insurance Brokers on behalf of the Insurance Service Group. Upon receipt of such proposals, the Insurance Service Group shall review and analyze the proposals from all of the Insurance Broker candidates and select an Insurance Broker from such pool, unless no candidate meets the Insurance Service Group's criteria. The Insurance Service Group shall evaluate each Insurance Broker's submittal based upon pre-determined criteria and the overall and individual needs of the Parties. After the Insurance Service Group has selected and negotiated a proposed Insurance Broker's Agreement, the designated representative for each City shall present the Insurance Broker's Agreement to its governing body for final approval. The Insurance Broker's Agreement shall require approval of the governing bodies of all Parties.
3. Insurance Service Group Representative Responsibilities. The designated representative from each City shall work as the Insurance Broker's contact to help manage the respective Party's insurance coverage and programs as well as work with the Insurance Broker to reevaluate the insurance coverage and programs when deemed appropriate.
4. Insurance Consultant Fees. The fees for the Insurance Consultant, which shall be in an amount negotiated by the Insurance Services Group not to exceed \$33,000.00, shall be evenly split among the Parties.
5. Insurance Broker Fees and Premiums. The fees for the Insurance Broker shall be split among the Parties proportionally to each Party's determined premium liability for

insurance coverage. Each Party shall be responsible for paying all costs, including premiums, for the insurance coverage the Party obtains, as set forth in the insurance contracts approved and executed by the Party's governing body. Each Party shall be individually billed for its insurance coverage, as set forth in the Party's insurance contract, and the Party's portion of the Insurance Broker fees by the Insurance Broker. The specific billing procedures and process shall be set forth in the Insurance Broker's Agreement, which shall be negotiated by the Insurance Service Group and approved by each Party's governing body.

### **Section 3. Parties' Responsibilities**

Each party to this Interlocal Agreement shall have the following responsibilities:

1. Each Party shall contract for such insurance coverage as provided in the insurance provider contracts approved and executed by the Party's governing body.
2. Subsequent to the execution of insurance provider contracts, each Party shall work directly with their respective insurance providers for processing all claims and related matters. Each Party shall be responsible for maintaining its own records of such claims and related matters.
3. Each of the Parties shall separately budget and be responsible for paying its share of costs as specified by this Agreement within their own jurisdictions as hereby defined, except as otherwise mutually agreed upon by all the Parties in respect to any other specific expenses.
4. This Agreement shall not relieve the Parties of any obligations or responsibility imposed upon it by law.

### **Section 4. Miscellaneous Provisions**

1. This Agreement shall remain in full force and effect until the Parties mutually agree to terminate it, which agreement to terminate shall be in writing and executed by all Parties. If this Agreement is so terminated by mutual agreement, each Party shall remain responsible for its share of any fees or costs remaining to be paid under this Agreement. In the event any Party, before the Parties agree to terminate this Agreement, desires to withdraw from this Agreement, it may do so by written notice to the Parties at least six (6) months prior to the desired termination date. In the event of such a withdrawal by a Party, said Party shall remain responsible for its share of any fees or costs which are irrevocably obligated pursuant to this Agreement as of the date that notice of termination is given by the Party.
2. There is no separate legal or administrative entity created under this Agreement.

3. This Agreement may not be assigned by any of the Parties or any other entity without the specific written permission of all of the Parties to this Agreement.
4. This Agreement shall become effective upon its formal adoption by the Parties' governing bodies and execution.
5. In the performance of this contract, each Party agrees that it shall not discriminate against any parties or persons on account of race, national origin, sex, age, disability, political or religious affiliations or otherwise in violation of federal, state or local laws. This requirement shall apply to, and be deemed included in any agreement with, any party providing any products, services or work related to this Agreement
6. This Agreement constitutes the entire agreement and understanding of the Parties. Any amendment must be in writing and executed by all of the Parties.

IN WITNESS WHEREOF, the Parties have caused this Interlocal Cooperation Agreement to be executed by the duly authorized officers on the date and year first above written.

CITY OF PAPILLION,  
A Municipal Corporation

Date: \_\_\_\_\_

David P. Black, Mayor

Attest:

Elizabeth Butler, City Clerk

CITY OF LA VISTA,  
A Municipal Corporation

Date: \_\_\_\_\_

Douglas Kindig, Mayor

Attest:

Pamela A. Buethe, CMC  
City Clerk

CITY OF HASTINGS,  
A Municipal Corporation

Date: \_\_\_\_\_

Vern Powers, Mayor

Attest:

Connie Hartman, City Clerk

CITY OF HOLDREGE,  
A Municipal Corporation

Date: \_\_\_\_\_

Rick Jeffery, Mayor

Attest:

Dane Jensen, City Clerk

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
MARCH 4, 2014 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
AMEND COUNCIL POLICY STATEMENT	♦ RESOLUTION ORDINANCE RECEIVE/FILE	JEFF SINNETT SAFETY COMMITTEE CHAIRPERSON

**SYNOPSIS**

A resolution has been prepared approving an update to the Council Policy Statement regarding the City Safety Committee Structure.

**FISCAL IMPACT**

N/A

**RECOMMENDATION**

Approval.

**BACKGROUND**

When the City of La Vista Safety Committee was formed and the policy statement was issued the ex-officio staff member was put in place to be a support function to the Committee and part of the duties involve maintaining accurate records and minutes and helping the Committee Chair. The language made the ability for some who would be qualified to serve in this capacity. The Executive Assistant is currently the ex-officio member and has served the committee well.

The Committee feels it would be good for others to serve in this capacity for the exposure to the Safety Committee and would like to open it up to all employees with the proper skills.

The second amendment requested comes in light of the merger of the fire and rescue department with Papillion. The Committee feels it is imperative to continue to have a representative of the fire and rescue department on the Committee.

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

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA,  
NEBRASKA, APPROVING CHANGES AND REVISIONS TO AN EXISTING COUNCIL POLICY  
STATEMENT.**

**WHEREAS, the City Council has determined that it is necessary and desirable to create 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 Council Policy Statement entitled City Safety Committee Structure has been reviewed and revisions recommended by the Safety Committee.**

**NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby approve the changes to Council Policy Statement entitled City Safety Committee Structure and do further hereby direct the distribution of said Council Policy Statement to the appropriate City Departments.**

**PASSED AND APPROVED THIS 4TH DAY OF MARCH, 2014.**

**CITY OF LA VISTA**

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**Douglas Kindig, Mayor**

**ATTEST:**

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**Pamela A. Buethe, CMC  
City Clerk**

**CITY OF LA VISTA  
COUNCIL POLICY STATEMENT**

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**CITY SAFETY COMMITTEE STRUCTURE**

**Issued: April 15, 2008  
Resolution No. 08-037**

**Amended:  
Resolution No.**

The purpose of this policy will be to define the organization, responsibilities, and tenure of the members of the City of La Vista Safety Committee.

**Organization**

The committee will be organized as follows:

1. Four of the eight members of the Committee shall be representative from each of the City's bargaining groups and non-bargaining personnel. In accordance with the provisions of Nebraska Revised Statute 48-443, which requires the Committee be comprised of an equal number of representatives for the Employer and the Employees. The Employer representatives can be from any management level and may include non-management employees if so desired as determined by the Directors of the various City departments who submit the names of individuals who are interested in serving on the Safety Committee. It is intended that the committee represents a diverse cross-section of all City departments and employees.
2. The names of all Committee members shall be made available to all City employees.
3. The initial terms of the members of the Safety Committee shall be staggered so that four members are appointed for a two-year term and four members are appointed for a three-year term beginning on April 15, 2008. Thereafter, all members of the Committee shall be appointed for a two-year term.
4. The Committee shall select a Chair and a Vice-Chair from its membership who shall serve for terms of two years unless otherwise provided for as determined by the members of the Committee.
5. A staff member from~~An employee of the~~ -City Hall~~-shall~~ serve as an ex-officio, non-voting member of the Committee for purposes of coordinating the meetings of the Committee; maintaining all records of Committee meetings; handling correspondence pertaining to the Committee; maintaining accurate minutes of all meeting transactions and providing copies of minutes to each Committee member; assisting the Chair in planning Committee meetings; establishing an agenda for each meeting; and providing any other administrative assistance required by the Chair or Vice-Chair. This person must

be competent in the use of Microsoft Word and Outlook. The ex-officio member shall be appointed for a two-year term.

5.6. A representative of the Fire and Rescue Department serving the City of La Vista shall serve as an ex-officio, non-voting member of the Committee for purposes of working with the Safety Committee to help insure all responsibilities of the Safety Committee are carried out.

6.7. The specific responsibilities of the Safety Committee shall consist of the following:

- A. In accordance with state law, the Committee shall adopt and maintain an effective written injury prevention program;
- B. The Committee shall actively engage in promoting safety at all work sites throughout the City;
- C. The Committee shall make recommendations regarding methods of addressing safety and health at work sites throughout the City;
- D. The Committee chair or vice-chair shall accompany a representative of the State of Nebraska Department of Labor during any safety inspections conducted by the Department of Labor in accordance with the terms of Nebraska Revised Statute 48-433 or the Department of Labor rules and regulations promulgated to those statutory provisions;
- E. The Committee shall assist in the investigation of unsafe practices or conditions which are brought to the attention of the Committee and provide recommendations with respect to preventing reoccurrences of such practices;
- F. The Committee shall facilitate the safety inspections of City facilities.
- G. Committee members upon request shall serve on any subcommittee which is created by the Safety Committee to study specific areas of concern relative to safety concerns and accident prevention;
- H. Committee members shall review accident/injury reports and records and, if appropriate, make recommendations regarding methods to prevent the occurrence of future accidents/injuries;
- I. Committee members should take all reasonable measures to attend a meeting and if unavailable, shall request an excused absence.
- J. Committee members shall perform any other duties and assignments deemed necessary by the body as a whole.

7. The Safety Committee shall meet quarterly (January, April, July, October) on the second Tuesday of the month at 9:00 am at the La Vista Police Station.

8. The Chair of the Safety Committee shall be responsible for conducting all Committee meetings in an orderly and businesslike manner; encourage suggestions to improve workplace safety; have a good working knowledge of City safety policies and procedures; and provide for meetings of the Safety Committee on a quarterly basis or as otherwise directed by the body as a whole.

In the event the Chair is unable to attend a meeting, the Vice-Chair will conduct the meeting in his or her absence.

9. The Committee Chair and Vice-Chair should be selected from the members of the Committee as soon after the Committee members' terms commence on or about April 15, 2008.
10. The Committee may adopt any formal written rules of procedure for the conduct of its business and proceedings as it deems appropriate.