



**PROCLAMATION  
NATIONAL VOLUNTEER WEEK 2008**

WHEREAS, volunteering of ones time and resources is an essential part of our country's tradition and is essential to its spirit; and

WHEREAS, it is ever more in evidence that our nation's greatest resource is its people; and

WHEREAS, volunteers have shown that they truly care and share generosity of themselves; and

WHEREAS, volunteerism is increasingly recognized as a central partner with government, education, and industry in doing the work of our nation; and

WHEREAS, volunteerism directly reflects the democratic principles upon which this nation was founded in that everyone, regardless of circumstance or station or factors of race, age, sex, or creed can volunteer; and

WHEREAS, we are seeking even more contributions of human resources in volunteerism and better application of these valuable contributions.

NOW, THEREFORE, I, Douglas Kindig, Mayor of the City of La Vista, wish to honor and to thank the dedicated citizens of the City of La Vista who give so freely of their valuable time, energy, and abilities by proclaiming the week of April 27 – May 3, 2008 as **National Volunteer Week** in La Vista. And in doing so, I call on all citizens to help renew and sustain the spirit and vitality of this great nation by committing a portion of their time in addressing the needs of their community through voluntary action.

IN WITNESS WHEREOF, I have set my hand and caused the official Seal of the City of La Vista to be affixed this 15th day of April, 2008.



Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC  
City Clerk



**ARBOR DAY  
PROCLAMATION**

WHEREAS, in 1872 J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

WHEREAS, Arbor Day is now observed throughout the nation and the world, and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife, and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and

NOW, THEREFORE, I, Douglas Kindig, Mayor of the City of La Vista, do hereby proclaim Friday, April 25, 2008 as *Arbor Day* in the City of La Vista, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and to plant trees to promote the well-being of this and future generations.

DATED THIS 15TH DAY OF APRIL, 2008.



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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk



## **NATIONAL SAFE KIDS WEEK PROCLAMATION**

WHEREAS, unintentional injury is the number one killer of children 14 and under; and

WHEREAS, each year, more than 5,000 children 14 and under die from unintentional injuries; and

WHEREAS, emergency rooms experience nearly 2.4 million visits from children 14 and under each summer; and

WHEREAS, 90 percent of these injuries and deaths are preventable; and

WHEREAS, 41 percent of these deaths occur during "trauma season," the months of May, June, July, and August; and

WHEREAS, Safe Kids Worldwide and Safe Kids Sarpy/Cass County promotes childhood injury prevention by uniting diverse groups into local and state coalitions, developing innovative educational tools and strategies, initiating public policy changes, promoting new technology and raising awareness through the media; and

WHEREAS, Safe Kids Worldwide, with the support of founding sponsor Johnson & Johnson, launches Safe Kids Week 2008, "Gear Up for Safety," which focuses on celebrating 20 years of creating a safer world for kids and promoting efforts to make further progress to protect children from accidental injuries.

NOW, THEREFORE, I, Douglas Kindig, Mayor of the City of La Vista, do hereby proclaim April 26 – May 4, 2008 as **National Safe Kids Week** in the City of La Vista, and call upon all residents of La Vista to join with me in supporting the efforts and activities of Safe Kids Sarpy/Cass County to prevent childhood injury.

DATED THIS 15TH DAY OF APRIL, 2008.



\_\_\_\_\_  
Douglas Kindig, Mayor

ATTEST:

\_\_\_\_\_  
Pamela A. Buethe, CMC  
City Clerk

# MINUTE RECORD

No. 729—REFFIELD & COMPANY, INC., OMAHA

## LA VISTA CITY COUNCIL MEETING April 1, 2008

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 April 1, 2008. Present were Mayor Kindig and Councilmembers: Ronan, Quick, Sheehan, Carlisle, Ellerbeck, McLaughlin, and Gowan. Absent: Sell. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Engineer Kottmann, City Clerk Buethe, Finance Director Lindberg, Community Development Director Birch, Library Director Iwan, Police Chief Lausten, Fire Chief Uhl, Assistant Recreation Director Karlson, Public Works Director Soucie, and Building and Grounds Director Archibald.

A notice of the meeting was given in advance thereof by publication in the Times on March 20, 2008. 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 within 10 days after said meeting and prior to the next convened meeting of said body.

Mayor Kindig called the meeting to order and led the audience in the pledge of allegiance.

Mayor Kindig made an announcement of the location of the posted copy of the Open Meetings Act for public reference.

### PROCLAMATION – NATIONAL LIBRARY WEEK, PARKINSON’S DISEASE AWARENESS MONTH, NATIONAL KITE MONTH

Mayor Kindig presented a proclamation for National Kite Month to Randy Fox of Midwest Wind Kite Flyers. The American Kite Association will hold its annual event at the Sports Complex on Sunday, April 27th from 12:00 noon to 5:00 p.m.

Mayor Kindig presented the National Library Week proclamation to Library Director Iwan.

Mayor Kindig read a proclamation declaring February 2008 as Parkinson’s Disease Awareness Month in La Vista.

#### A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF CITY COUNCIL MINUTES FROM MARCH 18, 2008
3. APPROVAL OF SAFETY COMMITTEE MEETING MINUTES FROM NOVEMBER 28, 2007
4. APPROVAL OF CITIZEN ADVISORY REVIEW COMMITTEE MEETING DECEMBER 10, 2007
5. APPROVAL OF CITIZEN ADVISORY REVIEW COMMITTEE MEETING MARCH 10, 2008
6. KEYSTONE TRAIL-LA VISTA LINK
  - a. PAY REQUEST NO. 6 FROM THOMPSON, DREESSEN & DORNER, INC. FOR ENGINEERING SERVICES - \$1,893.58
  - b. PAY REQUEST FROM HAYES ENVIRONMENTAL, L.L.C. FOR WETLAND/WATERWAY DELINEATION - \$3,200.00
7. APPROVAL OF CLAIMS

Councilmember McLaughlin made a motion to approve the consent agenda. Seconded by Councilmember Ellerbeck. Councilmember Gowan reviewed the claims for this period and reported that he found everything to be in order. Councilmembers voting aye: Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: Sell. Motion carried.

|   |        |
|---|--------|
| A ADVERTISING & SUPPLY, Equipment             | 442.00 |
| A TO Z TINTING, Vehicle Maint.                | 100.00 |
| AIR POWER, Maint.                             | 103.90 |
| AKSARBEN GARAGE DOOR SVCS, Bldg & Grnds       | 200.00 |
| ALAMAR UNIFORMS, Wearing Apparel              | 20.00  |
| AMSAN, Supplies                               | 523.79 |
| APPLIED CONTROLS EQUIPMENT, Vehicle Maint.    | 341.37 |
| AQUILA, Utilities                             | 21.29  |
| ARAMARK UNIFORM, contract Services            | 240.00 |
| ASPEN EQUIPMENT, Repair                       | 85.00  |
| ASSOCIATED FIRE PROTECTION, Contract Services | 305.00 |
| BAKER & TAYLOR BOOKS, Books                   | 726.75 |

# MINUTE RECORD

April 1, 2008

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

|   |           |
|---|-----------|
| BAKER, MARCUS, Auto Allowance                       | 100.00    |
| BEACON BUILDING SERVICES, Contract Services         | 6,737.00  |
| BENSON RECORDS, Contract Services                   | 50.78     |
| BETTER BUSINESS EQUIPMENT, Contract Services        | 37.00     |
| BIRCH, ANN, Auto Allowance                          | 50.00     |
| BRODART, Books                                      | 618.13    |
| BROWNELLS, Tools                                    | 98.78     |
| BUETHE, PAM, Auto Allowance/Travel/Supplies         | 685.60    |
| BUILDERS SUPPLY, Bldg & Grnds                       | 856.03    |
| CAPSTONE PRESS, Books                               | 1,825.50  |
| CIRCO, MICHAEL, Travel                              | 136.35    |
| COMP CHOICE, Professional Service                   | 419.50    |
| CONTROL MASTERS, Bldg & Grnds                       | 516.52    |
| CORBIT, JEFF, Auto Allowance                        | 100.00    |
| CORNHUSKER MOTOR LINES, Refund                      | 35.00     |
| CRANE, RAY, Refund                                  | 35.00     |
| D & D COMMUNICATIONS, Maintenance                   | 658.32    |
| DON'S PIONEER UNIFORMS, Wearing Apparel             | 256.55    |
| DULTMEIER SALES & SERVICE, Vehicle Maint.           | 100.53    |
| EBSCO SUBSCRIPTION SERVICES, Books                  | 63.53     |
| ED M. FELD EQUIPMENT, Supplies                      | 710.00    |
| EDGEWEAR SCREEN PRINTING, Wearing Apparel           | 521.90    |
| ENSLOW PUBLISHERS, Books                            | 49.90     |
| ERICKSON, RANDALL, Auto Allowance                   | 100.00    |
| FARQUHAR, MIKE, Auto Allowance                      | 100.00    |
| FASTENAL COMPANY, Supplies/Maintenance              | 232.67    |
| FEDEX, Postage                                      | 108.29    |
| FITZGERALD SCHORR BARMETTLER, Professional Services | 28,397.72 |
| FROEHLICH, RORY, Travel                             | 188.00    |
| GALL'S, Wearing Apparel                             | 460.73    |
| GLENDALE PARADE STORE, Equipment                    | 31.50     |
| GLS SALES, Supplies                                 | 81.50     |
| GOLDMAN, JOHN, Telephone                            | 40.00     |
| GRAINGER, Bldg & Grnds                              | 17.64     |
| GRAYBAR ELECTRIC, Bldg & Grnds                      | 558.06    |
| GREAT WESTERN BANK, Fees                            | 500.00    |
| GUNN, BRENDA, Auto Allowance                        | 300.00    |
| HALPAIN, LEAH, Contract Services                    | 48.75     |
| HANNEBAUM GRAIN, Salt                               | 5,643.85  |
| HEARTLAND AWARDS, Supplies                          | 50.35     |
| HEIMAN FIRE EQUIPMENT, Equip.                       | 1,121.31  |
| HELGET GAS, Squad Supplies                          | 73.00     |
| HOCKENBERGS, Furniture                              | 1,383.80  |
| HY-VEE, Supplies                                    | 214.33    |
| IOWA STATE UNIVERSITY, Books                        | 62.10     |
| IWAN, ROSE, Auto Allowance                          | 429.00    |
| J Q OFFICE EQUIPMENT, Contract Services             | 434.69    |
| KINDIG, DOUGLAS, Auto Allowance/Telephone           | 190.00    |
| KLINKER, MARK, Professional Services                | 200.00    |
| KRIHA FLUID POWER, Vehicle Maint.                   | 63.52     |
| LA VISTA COMMUNITY FOUNDATION, Payroll Deductions   | 247.00    |
| LANGLEY ANIMAL HOSPITAL, Contract Services          | 14.00     |
| LAUGHLIN, KATHLEEN, Payroll Withholdings            | 372.00    |
| LEAGUE OF NEBRASKA MUN, Training/Travel             | 664.00    |
| LERNER PUBLISHING GROUP, Books                      | 391.88    |
| LIFE ASSIST, Squad Supplies                         | 767.13    |
| LINWELD, Vehicle Maint./Street Maint.               | 572.07    |
| LUKASIEWICZ, BRIAN, Telephone                       | 40.00     |
| LUPOMECH, CATHY, Travel                             | 417.96    |
| MASA, Equipment                                     | 2,360.73  |
| MATAI 2008 CONFERENCE, Training                     | 500.00    |
| MC DONALD AND ASSOCIATES, Contract Services         | 50.00     |
| MCKEIGHAN, LORI, Books                              | 6.99      |
| MES-MIDAM, Equipment                                | 3,508.56  |
| METAL SUPERMARKETS, Traffic Signs                   | 158.08    |
| METRO AREA TRANSIT, Contract Services               | 594.00    |
| MICHAEL TODD AND COMPANY, Vehicle Maint.            | 1,258.32  |
| MID AMERICA PAY PHONES, Telephone                   | 100.00    |

# MINUTE RECORD

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

April 1, 2008

|   |          |
|---|----------|
| MID-AMERICA COCA-COLA BOTTLING, Concessions       | 240.20   |
| MIDWEST TAPE, Media                               | 6.99     |
| MILLER BRANDS, Concessions                        | 214.00   |
| MOBILE COMMUNICATIONS, Repair                     | 463.25   |
| MONARCH OIL, Street Maint.                        | 411.00   |
| MUD, Utilities                                    | 651.69   |
| NATIONAL ENTERTAINMENT, Supplies                  | 337.23   |
| NE DEPT OF LABOR, Contract Services               | 144.00   |
| NE HHS REGULATION/LICENSURE, Permit               | 40.00    |
| NEXTEL, Telephone                                 | 470.66   |
| NOBBIES, Supplies                                 | 21.43    |
| OFFICE DEPOT, Supplies                            | 452.97   |
| OMAHA WORLD HERALD, Subscription                  | 189.28   |
| OPPD, Utilities                                   | 68.29    |
| PARAMOUNT LINEN & UNIFORM, Uniform Cleaning       | 156.08   |
| PAYLESS, Supplies                                 | 99.82    |
| PEPSI COLA, Concessions                           | 729.41   |
| PITNEY BOWES, Supplies                            | 305.48   |
| PRECISION INDUSTRIES, Vehicle Maint.              | 614.41   |
| PREMIER-MIDWEST BEVERAGE, Concessions             | 69.40    |
| PRINCIPAL LIFE-FLEX SPENDING, Employee Benefits   | 153.00   |
| QUALITY BRANDS, Concessions                       | 344.90   |
| QUEDENSLEY, BRAD, Travel                          | 188.00   |
| QUILL CORPORATION, Supplies                       | 171.70   |
| QWEST, Telephone                                  | 2,335.41 |
| RACOM CORPORATION, Vehicle Maint.                 | 324.93   |
| RAMIREZ, RITA, Auto Allowance                     | 75.00    |
| RAY ALLEN MANUFACTURING, Supplies                 | 38.40    |
| ROSE EQUIPMENT, Vehicle Maint.                    | 488.11   |
| SAPP BROS PETROLEUM, Vehicle Supplies             | 1,103.75 |
| SARPY COUNTY COURTHOUSE, Contract Services        | 3,234.94 |
| SARPY COUNTY ECONOMIC DEV.CORP, Travel            | 180.00   |
| SCHOLASTIC LIBRARY PUBLISHING, Books              | 24.05    |
| SIMPLEX GRINNELL, Contract Services/Bldg & Grnds  | 1,235.30 |
| SMITH, MELANIE, Auto Allowance                    | 100.00   |
| SOUCIE, JOSEPH, Telephone                         | 30.00    |
| STATE STEEL, Equipment                            | 114.80   |
| SUMMER KITCHEN, Supplies                          | 94.80    |
| SUN LIFE & HEALTH INSURANCE, Payroll Withholdings | 3,352.26 |
| TARGET BANK, Supplies                             | 17.45    |
| TERRITORIAL SUPPLIES, Equipment                   | 2,671.50 |
| THOMAS KLISE/CRIMSON, Media                       | 197.84   |
| THOMPSON DREESSEN & DORNER, Trail Design          | 4,756.18 |
| U S ASPHALT, Street Maint.                        | 603.42   |
| UHL, RICHARD, Travel                              | 58.15    |
| VERIZON, Telephone                                | 35.50    |
| VIERS, STEVE, Auto Allowance                      | 100.00   |
| WAL-MART, Bldg & Grnds/Supplies                   | 655.93   |
| WHITE CAP CONSTRUCTION, Equip/Repair              | 32.40    |
| WICK'S STERLING TRUCKS, Vehicle Maint.            | 68.11    |
| WITMER ASSOCIATES, Equip.                         | 195.67   |
| WITT, ROB, Travel                                 | 188.00   |
| WOOD, BRAD, Travel                                | 128.00   |
| WOODHAVEN COUNSELING, Contract Services           | 300.00   |

## REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Police Chief Lausten addressed Council and asked for volunteers to be actors for a scenario based incident at a training class on April 20th and April 27th.

Lausten informed Council that Ofc. Ray Harrod was involved in a rear-end collision at 84th and Centennial. A truck ran into the back of the 1997 Crown Victoria cruiser.

Library Director Iwan displayed the first completed quilt made at the quilt club at the La Vista Public Library. Iwan gave a quarterly report for the Library. The Library has 3 work study participants that volunteered 118 hours, for a savings of \$880.00. Iwan thanked the Council for allowing her to attend the National Library Convention in Minneapolis, which had over 9,800 librarians in attendance.

# MINUTE RECORD

April 1, 2008

No. 729—REFFIELD & COMPANY, INC., OMAHA

## **B. RESOLUTION – AUTHORIZE ADVERTISEMENT FOR REQUEST FOR PROPOSALS – ANNUAL FINANCIAL AUDIT**

Councilmember McLaughlin introduced and moved for the adoption of Resolution No. 08-031: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE ADVERTISEMENT OF REQUEST FOR PROPOSALS FOR AUDIT SERVICES.

WHEREAS, the City has determined that it is desirable to take proposals for the City's Annual Financial Statements, the City's Annual Financial Audit and the City's Quarterly and Annual Keno Audit; and

WHEREAS, the Finance Director have prepared specifications for the request for proposals.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council hereby authorize the advertisement for request for proposals and the City Clerk is hereby authorized to advertise for the proposals in accordance with the specifications prepared by the Finance Director, and said sealed proposals are to be opened publicly at 12:00 p.m. May 16, 2008, at City Hall, 8116 Park View Boulevard, La Vista, Nebraska, 68128.

|                             |                          |
|-----------------------------|--------------------------|
| Publish Notice              | April 10, 2008           |
| Open Bids                   | May 16, 2008             |
| City Council Award Contract | on or about June 3, 2008 |

Seconded by Councilmember Quick. Councilmember Sheehan asked if the current auditor would receive a copy of the bid request. City Administrator Gunn stated that a copy will be given to them. Councilmembers voting aye: Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: Sell. Motion carried.

## **C. RESOLUTION – INTERLOCAL COOPERATION AGREEMENT – LEAGUE ASSOCIATION OF RISK MANAGEMENT (LARM)**

Councilmember Gowan introduced and moved for the adoption of Resolution No. 08-032: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA RELATING TO THE TERM OF PARTICIPATION IN THE LEAGUE ASSOCIATION OF RISK MANAGEMENT.

WHEREAS the City of La Vista is a member of the League Association of Risk Management (LARM); and

WHEREAS, section 8.10 of the Interlocal Agreement for the Establishment and Operation of the League Association of Risk Management provides that a member may voluntarily terminate its participation in LARM by written notice of termination given to LARM and the Director of Insurance at least 90 days prior to the desired termination date and that members may agree to extend the required termination notice beyond 90 days in order to realize reduced excess coverage costs, stability of contribution rates, and efficiency in operation of LARM; and

WHEREAS, the Board of Directors of LARM has adopted a plan to provide contribution credits in consideration of certain agreements by members of LARM; and

WHEREAS, the Mayor and City Council have determined that it is in the best financial interest of the City to extend the term of agreement by three years and establish notice of termination terms in order to receive participation discounts.

NOW THEREFORE, BE IT RESOLVED that the Mayor and City Council of the City of La Vista, Nebraska, in consideration of the contribution credits provided under the LARM Board's plan, agrees to provide written notice of termination at least 180 days prior to the desired termination date, which date shall be no sooner than September 30, 2011, and hereby authorize the Mayor to execute the necessary agreements to implement the action authorized herein.

Seconded by Councilmember Sheehan. Councilmembers voting aye: Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: Sell. Motion carried.

Councilmember Sheehan made a motion to move "Comments from the Floor" up on the agenda ahead of Item D, "Executive Session". Seconded by Councilmember Quick. Councilmembers voting aye: Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: Sell. Motion carried.

# MINUTE RECORD

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

April 1, 2008

## COMMENTS FROM THE FLOOR

Mayor Kindig asked if there were any comments from the floor. There were no comments from the floor.

### **D. EXECUTIVE SESSION – LITIGATION STRATEGY SESSION – SPECIAL ASSESSMENTS – LOTS 43A AND 45, BROOK VALLEY BUSINESS PARK – BOARDWALK INVESTORS V. IRISH, LTD & LIBERTY INVESTMENTS V. SCHROPP**

At 7:15 p.m. Councilmember Carlisle made a motion to go into executive session for protection of the public interest for litigation strategy session – special assessments – Lot 43A and 45, Brook Valley Business Park – Boardwalk Investors V. Irish, LTD & Liberty Investments V. Schropp. Seconded by Councilmember Gowan. Councilmembers voting aye: Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: Sell. Motion carried. Mayor Kindig stated the executive session would be limited to the subject matter contained in the motion.

At 7:45 p.m. the Council came out of executive session. Councilmember Carlisle made a motion to reconvene in open and public session, noting that the discussion in executive session was limited to the subject matter contained in the original motion. Seconded by Councilmember Gowan. Councilmembers voting aye: Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: Sell. Motion carried.

## COMMENTS FROM MAYOR AND COUNCIL

Mayor Kindig asked Council if they would prefer to walk or ride in a vehicle during the upcoming La Vista Days parade. He asked them to let staff know of their preference by the next City Council meeting.

Councilmember Sheehan commented on kids practicing football on Kelly Field in the past week and asked if the Recreation or Public Works department would check on restroom facilities if they are going to be there for an extended period of time. Assistant Recreation Director Karlson stated that they were there for one week and will be moving to the Sports Complex. He stated that practices there were one hour long.

At 7:48 p.m. Councilmember Gowan made a motion to adjourn the meeting. Seconded by Councilmember Carlisle. Councilmembers voting aye: Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: Sell. Motion carried.

PASSED AND APPROVED THIS 15TH DAY OF APRIL 2008.

CITY OF LA VISTA

ATTEST:

Douglas Kindig, Mayor

Pamela A. Buethe, CMC  
City Clerk

K:\APPS\ CITYHALL\08 COUNCIL MINUTES\April 1, 2008

# MINUTE RECORD

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

## LA VISTA CITY COUNCIL WORKSHOP April 1, 2008

A meeting of the City Council of the City of La Vista, Nebraska was convened in open and public session at 6:00 p.m. on April 1, 2008. Present were Mayor Kindig and Councilmembers: Ronan, Quick, Sheehan, Carlisle, Ellerbeck, McLaughlin, and Gowan. Absent: Sell. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Engineer Kottmann, City Clerk Buethe, Finance Director Lindberg, Community Development Director Birch, Library Director Iwan, Police Chief Lausten, Fire Chief Uhl, Assistant Recreation Director Karlson, Public Works Director Soucie, and Building and Grounds Director Archibald.

A notice of the meeting was given in advance thereof by publication in the Times on March 20, 2008. 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 within 10 days after said meeting and prior to the next convened meeting of said body.

Mayor Kindig called the meeting to order and led the audience in the pledge of allegiance.

Mayor Kindig made an announcement of the location of the posted copy of the Open Meetings Act for public reference.

### **A. CAPITAL IMPROVEMENT PROGRAM WORKSHOP**

Assistant City Administrator Ramirez informed Council that there have been some changes since the update in March. Ramirez went through the revised sections of the Capital Improvement plan and gave an overview of the projects. A discussion was held by Council on the revisions and updates

### **COMMENTS FROM THE FLOOR**

Mayor Kindig asked if there were any comments from the floor. There were no comments from the floor.

### **COMMENTS FROM MAYOR AND COUNCIL**

There were no comments from Mayor and Council.

At 6:44 p.m. Councilmember McLaughlin made a motion to adjourn the meeting. Seconded by Councilmember Gowan. Councilmembers voting aye: Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: Sell. Motion carried.

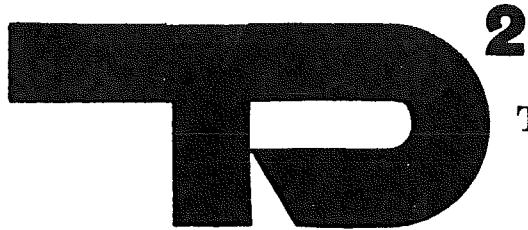
PASSED AND APPROVED THIS 15TH DAY OF APRIL 2008.

CITY OF LA VISTA

ATTEST:

Douglas Kindig, Mayor

Pamela A. Buethe, CMC  
City Clerk



## THOMPSON, DREESSEN & DORNER, INC.

Consulting Engineers & Land Surveyors

January 28, 2008

Mr. Joe Soucie  
Public Works Director  
City of La Vista  
8116 Park View Boulevard  
La Vista, NE 68128

ROBERT E. DREESSEN, P.E.  
NELSON J. HYMANS, P.E.  
JAMES D. WARNER, L.S.  
CHARLES E. RIGGS, P.E.  
KA "KIP" P. SQUIRE III, P.E., S.E.  
JOHN M. KOTTMANN, P.E.  
ARTHUR D. BECCARD, P.E.  
JOSEPH G. KOSINOVSKY, P.E.  
DOUGLAS S. DREESSEN, P.E.  
DEAN A. JAEGER, P.E.  
RICHARD M. BROYLES, L.S.  
DAVID H. NEEF, L.S.  
RONALD M. KOENIG, L.S.  
CHRIS E. DORNER, L.S.

TIMOTHY T. PAPSTEIN, P.E.  
MICHAEL J. SMITH, L.S.  
TROY J. NISSEN, P.E., S.E.  
DOUGLAS E. KELLNER, P.E.  
KEVIN L. TRUE, L.S.  
GARY A. NORTON, P.E.  
BRIAN L. LODES, P.E.  
KURTIS L. ROHN, P.E.  
JEFFREY L. THOMPSON, P.E.  
DAREN A. KONDA, P.E.  
MICHAEL T. CANIGLIA, L.S.  
JEREMY T. STEENHOEK, P.E.  
JOSHUA J. STORM, P.E.

RE: Keystone Trail-La Vista Link  
Pay Request No. 4 for Engineering Services  
Invoice No. 82620  
TD<sup>2</sup> File No. 171-254.16

Joe:

Please find herewith Invoice No. 82620 in the amount of \$4,500.04. We are sending this invoice to you rather than City Hall since this should be reimbursed under your agreement with the NDOR for this project. Attached to the invoice is an itemization of the services and a progress report required by our Consultant Agreement with the City for this project.

Please let me know if we need to provide further information.

Submitted by,

THOMPSON, DREESSEN & DORNER, INC.

A handwritten signature in cursive ink that reads "John M. Kottmann".

John M. Kottmann, P.E.

JMK/jlf

Enclosure

cc: File

OK for payment  
4-1-08  
05.71.0816.02



Thompson, Dreessen & Dorner, Inc.  
Consulting Engineers & Land Surveyors  
10836 Old Mill Road  
Omaha, NE 68154

Invoice

January 28, 2008  
Project No: 0171-254  
Invoice No: 82620

Mr. Joe Soucie  
Public Works Director  
City of La Vista  
8116 Park View Blvd.  
La Vista, NE 68128

Project 0171-254 BIG PAPIO TRAIL CONNECTION PO# 08-0085

Professional Services from December 3, 2007 to December 30, 2007

Payment Request No. 4 per Attached Documentation

**Total this Invoice \$4,500.04**

Terms Net 30 Days. A Finance Charge of 1 1/2% Per Month (18% Per Annum) Will Be Charged on Past Due Accounts. Also Liable for all Legal and Collection Fees.

KEYSTONE TRAIL-LA VISTA LINK  
PROJECT NO. ENH-77(50)  
CONTROL NO. 22251  
CONSULTANT AGREEMENT  
PAY REQUEST NO. 4  
PROGRESS REPORT

|   |      |
|---|------|
| Environmental Reviews                   | 20%  |
| Topo. Survey, ROW & Utility Information | 100% |
| Preliminary Design                      | 50%  |
| Final Design                            | 0%   |
| Final P, S & E                          | 0%   |
| Bidding Phase                           | 0%   |

KEYSTONE TRAIL - LA VISTA LINK  
 PAYMENT REQUEST NO. 4 ITEMIZATION  
 INVOICE NO. 82620

**Labor**

| Name & Title     | Title  | Hours | Actual Rate/Hr. | Cost       |
|------------------|--|-------|-----------------|------------|
| John M. Kottmann | Senior Engineer                              | 2.75  | \$40.24         | \$110.66   |
| Brian Lodes      | Staff Engineer                               | 35.75 | \$24.52         | \$876.59   |
| Roger Meyer      | Sr. CADD Tech w/Eqpt.                        | 15    | \$24.20         | \$363.00   |
| Michael Smith    | Registered Land Surveyor                     | 0     | \$27.31         | \$0.00     |
| David Pearson    | Survey Party Chief                           | 2     | \$15.00         | \$30.00    |
| Brian Morgan     | Survey Technician                            | 5.75  | \$13.00         | \$74.75    |
| Michael Skiles   | Survey CADD Tech w/Eqpt.                     | 3.5   | \$17.00         | \$59.50    |
| Barb Mazurak     | Clerical                                     | 0.25  | \$19.15         | \$4.79     |
|                  |  |       | Sub-Total       | \$1,519.29 |
|                  | Direct Labor Subtotal                        |       |                 | \$1,519.29 |
|                  | Overhead @ 166%                              |       |                 | \$2,522.02 |
|                  | Sub-Total Labor & Overhead                   |       |                 | \$4,041.30 |
|                  | Profit, 10% of Subtotal for Labor & Overhead |       |                 | \$404.13   |
|                  | Total Labor, Overhead & Profit               |       |                 | \$4,445.44 |

**Other Direct Costs**

Reimbursable Expenses

|                             |         |
|-----------------------------|---------|
| Reproduction Services       | \$0.00  |
| Mileage                     | \$9.60  |
| Data Collection Eqpt.       | \$45.00 |
| Sub-Total for Reimbursables | \$54.60 |

|  |                   |
|--|-------------------|
| <b>Total Estimated Professional Fees</b> | <b>\$4,500.04</b> |
|--|-------------------|

# The Austin Peters Group, Inc.

P.O. Box 27196  
Overland Park, KS 66225  
Telephone: (913) 851-7530  
Facsimile: (913) 851-7529  
e-mail: [rcrowder@austinpeters.com](mailto:rcrowder@austinpeters.com)

✓  
Invoice # 0331-  
3/31/08

Tax ID 48-1203956

Professional services provided for compensation study

| Item                    | Amount     |
|-------------------------|------------|
| 2 <sup>nd</sup> payment | \$3,697.50 |

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|       |            |
|-------|------------|
| Total | \$3,697.50 |
|-------|------------|

Thank you for your business!

Consent Agenda  
01.28.0303  
R. Ramirez  
3/31/08



City of LaVista  
 Attn: Brenda Gunn  
 8116 Park View Blvd  
 La Vista, NE 68128

**INVOICE**

March 24, 2008

Invoice No: 003-10050-000 - 0000004

Development of a Municipal Facilities Plan focusing on General Administrative services (Mayor/Council, Administration, City Clerk, Finance, and Public Buildings and Grounds), Community Development services, Recreation Department administrative services, and Public Works services.

**Professional Services Through March 24, 2008****Fee**

|                  |           |                           |                   |
|------------------|-----------|---------------------------|-------------------|
| Total Fee        | 60,000.00 |                           |                   |
| Percent Complete | 40.00     | Total Earned              | 24,000.00         |
|                  |           | Previous Fee Billing      | 15,000.00         |
|                  |           | Current Fee Billing       | 9,000.00          |
|                  |           | <b>Total Fee</b>          | <b>9,000.00</b>   |
|                  |           | <b>Total this Invoice</b> | <b>\$9,000.00</b> |

**Billings to Date**

|               | Current         | Prior            | Total            |
|---------------|-----------------|------------------|------------------|
| Fee           | 9,000.00        | 15,000.00        | 24,000.00        |
| <b>Totals</b> | <b>9,000.00</b> | <b>15,000.00</b> | <b>24,000.00</b> |

Please make checks payable to:

Leo A Daly Company  
 Attn: Accounting  
 8600 Indian Hills Drive  
 Omaha NE 68114

Tax ID: 47-0363104  
 Tel: (402) 391-8111  
 Fax: (402) 391-8564



Edward Vidlak

*Consent Agenda  
 05.21.08 10.01  
 R. Lemire  
 3/31/08*



John Q Hammons  
INDUSTRIES

April 10, 2008

Sheila Lindberg, Finance Director  
City of La Vista  
8116 Park View Blvd.  
LaVista, NE 68128

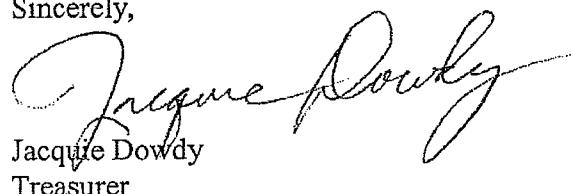
RE: Draw Request #7 on LaVista, NE Conference Center (Revised)

Dear Ms. Lindberg:

Enclosed is our seventh draw on the Conference Center in LaVista, NE in the amount of \$1,255,078.90 with supporting invoices. Our 28% equity of this draw is \$351,422.09.

We would like the funds in the amount of \$903,656.81 wired as early as possible on the morning of April 23, 2008 using the enclosed wiring instructions. Please notify me at 417/864-4300 when this is completed.

Sincerely,



Jacquie Dowdy  
Treasurer

mas  
enclosures

PROJECT: LAVISTA, NE CONVENTION CENTER

LENDER: CITY OF LAVISTA

DRAW #7 (Revised)

APRIL 10, 2008

LAVISTANECONVCTRDRW.xls

| CONSTRUCTION BUDGET  | AMOUNT PAID BY JOH      | ADVANCED TO DATE       | TOTAL PAID TO DATE BEFORE REQUEST | CURRENT DRAW #5         | LESS JQH 28.00% | NET CURRENT REQUEST    | TOTAL ADV AFTER REQUEST | TOTAL PAID AFTER REQUEST | TOTAL % OF BUDGET       | BALANCE TO FINISH |                 |
|----------------------|-------------------------|------------------------|-----------------------------------|-------------------------|-----------------|------------------------|-------------------------|--------------------------|-------------------------|-------------------|-----------------|
| LAND                 | \$ 1,200,000.00         | \$ -                   | \$ 10,401,703.37                  | \$ 468,823.92           | \$ (131,270.70) | \$ 337,553.22          | \$ 7,840,288.84         | \$ 10,870,527.29         | 73.20%                  | \$ 3,979,472.71   |                 |
| CONSTRUCTION         | \$ 14,850,000.00        | \$ 2,898,967.75        | \$ 7,502,735.62                   | \$ -                    | \$ -            | \$ -                   | \$ -                    | \$ -                     | 0.00%                   | \$ 1,200,000.00   |                 |
| BUILDING PERMITS     | \$ 90,000.00            | \$ 35,551.65           | \$ 91,118.54                      | \$ 126,970.19           | \$ -            | \$ -                   | \$ 91,418.54            | \$ 126,970.19            | 141.08%                 | \$ (36,970.19)    |                 |
| TECHNICAL FEES       | \$ 1,312,000.00         | \$ 160,050.01          | \$ 410,060.97                     | \$ 570,110.98           | \$ 17,431.34    | \$ (4,880.78)          | \$ 12,550.56            | \$ 422,611.53            | 587,542.32              | 44.78%            | \$ 724,457.68   |
| FF & E               | \$ 3,957,000.00         | \$ 58,290.46           | \$ 149,839.73                     | \$ 208,180.19           | \$ 627,567.44   | \$ (175,718.88)        | \$ 451,848.56           | \$ 601,738.29            | \$ 835,747.63           | 21.12%            | \$ 3,121,252.37 |
| CAPITALIZED INTEREST | \$ 665,156.00           | \$ 19,669.79           | \$ 50,579.47                      | \$ 70,249.26            | \$ 141,256.20   | \$ (39,551.74)         | \$ 101,704.46           | \$ 152,283.93            | \$ 211,505.46           | 31.80%            | \$ 453,650.54   |
| FINANCE COSTS        | \$ 626,844.00           | \$ 18,762.75           | \$ -                              | \$ 18,762.75            | \$ -            | \$ -                   | \$ -                    | \$ 18,762.75             | 2.99%                   | \$ 608,081.25     |                 |
| PRE-OPENING          | \$ 300,000.00           | \$ 21.60               | \$ 55.76                          | \$ 77.45                | \$ -            | \$ -                   | \$ 55.76                | \$ 77.45                 | 0.03%                   | \$ 299,922.55     |                 |
| LEGAL FEES           | \$ 50,000.00            | \$ 68.60               | \$ 176.40                         | \$ 245.00               | \$ -            | \$ -                   | \$ 176.40               | \$ 245.00                | 0.45%                   | \$ 49,755.00      |                 |
| MISCELLANEOUS        | \$ 150,000.00           | \$ -                   | \$ -                              | \$ -                    | \$ -            | \$ -                   | \$ -                    | \$ -                     | 0.00%                   | \$ 150,000.00     |                 |
| <b>TOTAL</b>         | <b>\$ 23,201,000.00</b> | <b>\$ 3,191,382.70</b> | <b>\$ 8,204,916.49</b>            | <b>\$ 11,396,299.19</b> | <b>\$ 2,78%</b> | <b>\$ (351,422.09)</b> | <b>\$ 903,656.81</b>    | <b>\$ 9,108,573.30</b>   | <b>\$ 12,651,378.09</b> | <b>100.00%</b>    |                 |

% OF JOB AFTER CURRENT DRAW

28% PAID BY BORROWER:

72% ADVANCED BY CITY:

TOTAL INVOICES SUBMITTED:

\$ 351,422.09

\$ 903,656.81

\$ 1,255,078.90



QUOTE  
4/2/2008

14109 "S" Street  
Omaha, NE 68137

**CITY OF LAVISTA**  
**PUBLIC WORKS Phone System OPTION 1**

| QTY | Part Number | Description                              | Unit Cost | Sell            |
|-----|-------------|--|-----------|-----------------|
| 1   | 50005382    | SX-200 CX Controller                     | \$ 902.40 | \$ 902.40       |
| 1   | 54002838    | SX-200 ICP Core SW Options Bundle        | \$ 140.40 | \$ 140.40       |
| 1   | 54002839    | 24 Max. IP User Uplift Bundle            | \$ 212.40 | \$ 212.40       |
| 4   | 54000661    | (AMC)1 IP NETWORK CHANNEL LIC SX-200 ICP | \$ 72.00  | \$ 288.00       |
| 1   | 54000929    | (AMC)PC(2ND) PORT ON IP SETS SX-200 ICP  | \$ 252.00 | \$ 252.00       |
| 5   | NSI-Labor   | Labor to Configure and Install           | \$ 95.00  | \$ 475.00       |
| 1   | NSi-MiSC    | Misc Installation Equipment (Tails etc)  | \$ 20.00  | \$ 20.00        |
| 5   | 50004890    | 5212 IP Phone, Dual Mode                 | \$ 123.37 | \$ 616.85       |
| 1   | 50002821    | 5412 PRM Kit (12 Key) Dark Gray          | \$ 123.37 | \$ 123.37       |
|     |             | <b>SUB TOTAL PW</b>                      | <b>\$</b> | <b>3,030.42</b> |

# Memorandum



**To:** Mayor and City Council  
**CC:** Brenda Gunn, City Administrator  
**From:** Pat Archibald, Public Buildings & Grounds  
**Date:** 4/10/2008  
**Re:** Change Order for Wireless Upgrade

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In November of 2007 the City Council approved a contract with Huntel for an upgrade to the City's wireless communication network that also included bringing the Public Works Department onto the wireless system and eliminating the use of the T1 line. The total amount of the contract was \$8,745.97.

During the installation it was discovered that the original quote included only data (computer) capability for Public Works, not voice (telephone) capability. Huntel has indicated that not including the proper equipment for voice capability in the original quote was an "oversight" on their part, however the voice system will not work without the new equipment. Right now we can connect Public Works' computers to the wireless system, but cannot connect the telephones. Huntel is the sole source provider for this equipment.

Huntel has provided a quote of \$3,030.42 for the additional equipment to enable the telephone system at Public Works to go wireless. In order to reduce the additional costs as much as possible, we are proposing to use nine surplus telephones and an extra switch from the District #2 Fire Station and Huntel has agreed to program these phones at no charge. We will have to purchase another five telephones and other equipment.

The IT team from Sarpy County has recommended completing the wireless installation for both data and voice. They indicate it is preferable from an efficiency standpoint and ultimately, from a financial standpoint. The T1 line is currently costing over \$300 per month and this expense would be eliminated.

We currently have budget savings in the computer equipment line item that could be used to cover this additional expense.

| BANK NO                      | BANK NAME | CHECK NO | DATE                           | VENDOR NO | VENDOR NAME   | CHECK AMOUNT | CLEARED     | VOIDED     | MANUAL     |
|------------------------------|-----------|----------|--------------------------------|-----------|---------------|--------------|-------------|------------|------------|
| 1 Bank of Nebraska (600-873) |           |          |                                |           |               |              |             |            |            |
|                              | 45931     |          |                                |           | Payroll Check |              |             |            |            |
|                              | 45932     |          |                                |           | Gap in Checks |              |             |            |            |
| Thru                         | 92354     |          |                                |           |               |              |             |            |            |
| 92355                        | 4/02/2008 | 3702     | LAUGHLIN, KATHLEEN A, TRUSTEE  |           |               | 372.00       |             |            | **MANUAL** |
| 92356                        | 4/02/2008 | 3714     | HAYES ENVIRONMENTAL LLC        |           |               | 3,200.00     |             |            | **MANUAL** |
| 92357                        | 4/02/2008 | 143      | THOMPSON DREESSEN & DORNER     |           |               | 1,893.58     |             |            | **MANUAL** |
| 92358                        | 4/07/2008 | 2888     | HOME DEPOT CREDIT SERVICES     |           |               | 7.49         |             |            | **MANUAL** |
| 92359                        | 4/07/2008 | 2625     | CARDMEMBER SERVICE-ELAN        |           |               | 5,787.75     |             |            | **MANUAL** |
| 92360                        | 4/15/2008 | 1815     | A.S.A.                         |           |               | 1,760.00     |             |            |            |
| 92361                        | 4/15/2008 | 3939     | ACCENT DRYWALL SUPPLY COMPANY  |           |               | 99.84        |             |            |            |
| 92362                        | 4/15/2008 | 762      | ACTION BATTERIES UNLTD INC     |           |               | 322.21       |             |            |            |
| 92363                        | 4/15/2008 | 3780     | ADAMSON INDUSTRIES CORP        |           |               | 764.90       |             |            |            |
| 92364                        | 4/15/2008 | 268      | AKSARBEN HEATING/ARS           |           |               | 24.75        |             |            |            |
| 92365                        | 4/15/2008 | 571      | ALAMAR UNIFORMS                |           |               | 279.92       |             |            |            |
| 92366                        | 4/15/2008 | 3730     | ALEX, MARY                     |           |               | 240.67       |             |            |            |
| 92367                        | 4/15/2008 | 87       | AMERICAN FENCE COMPANY INC     |           |               | 22.56        |             |            |            |
| 92368                        | 4/15/2008 | 720      | AMERICAN LEGAL PUBLISHING CORP |           |               | 95.00        |             |            |            |
| 92369                        | 4/15/2008 | 81       | AMSAN                          |           |               | 264.86       |             |            |            |
| 92370                        | 4/15/2008 | 196      | AQUILA                         |           |               | 13,903.20    |             |            |            |
| 92371                        | 4/15/2008 | 536      | ARAMARK UNIFORM SERVICES INC   |           |               | 127.99       |             |            |            |
| 92372                        | 4/15/2008 | 2945     | AUDIOVISUAL INC                |           |               | 262.00       |             |            |            |
| 92373                        | 4/15/2008 | 3754     | AUSTIN PETERS GROUP INC        |           |               | 2,600.00     |             |            |            |
| 92374                        | 4/15/2008 | 201      | BAKER & TAYLOR BOOKS           |           |               | 111.63       |             |            |            |
| 92375                        | 4/15/2008 | 3169     | BATTERY ZONE INC               |           |               | 64.72        |             |            |            |
| 92376                        | 4/15/2008 | 3102     | BBC AUDIOBOOKS AMERICA         |           |               | 189.63       |             |            |            |
| 92377                        | 4/15/2008 | 843      | BEACON ATHLETICS               |           |               | 856.00       |             |            |            |
| 92378                        | 4/15/2008 | 1784     | BENNINGTON IMPLEMENT           |           |               | 460.39       |             |            |            |
| 92379                        | 4/15/2008 | 3774     | BENSON RECORDS MANAGEMENT CTR  |           |               | 50.88        |             |            |            |
| 92380                        | 4/15/2008 | 228      | BEST CARE EMPLOYEE ASST PROGRM |           |               | .00          | **CLEARED** | **VOIDED** |            |
| 92381                        | 4/15/2008 | 228      | BEST CARE EMPLOYEE ASST PROGRM |           |               | 2,131.50     |             |            |            |
| 92382                        | 4/15/2008 | 56       | BOB'S RADIATOR REPAIR CO INC   |           |               | 66.50        |             |            |            |
| 92383                        | 4/15/2008 | 117      | BRODART                        |           |               | 61.75        |             |            |            |
| 92384                        | 4/15/2008 | 3760     | BUETHE, PAM                    |           |               | 165.64       |             |            |            |
| 92385                        | 4/15/2008 | 76       | BUILDERS SUPPLY CO INC         |           |               | 21.00        |             |            |            |
| 92386                        | 4/15/2008 | 2078     | CALOVIC, PAT                   |           |               | 25.00        |             |            |            |
| 92387                        | 4/15/2008 | 2285     | CENTER POINT PUBLISHING        |           |               | 110.82       |             |            |            |
| 92388                        | 4/15/2008 | 152      | CITY OF OMAHA                  |           |               | 34,117.86    |             |            |            |
| 92389                        | 4/15/2008 | 1504     | CITY OF PAPILLION PARKS/RECR   |           |               | 15.00        |             |            |            |
| 92390                        | 4/15/2008 | 83       | CJ'S HOME CENTER               |           |               | .00          | **CLEARED** | **VOIDED** |            |
| 92391                        | 4/15/2008 | 83       | CJ'S HOME CENTER               |           |               | .00          | **CLEARED** | **VOIDED** |            |
| 92392                        | 4/15/2008 | 83       | CJ'S HOME CENTER               |           |               | .00          | **CLEARED** | **VOIDED** |            |
| 92393                        | 4/15/2008 | 83       | CJ'S HOME CENTER               |           |               | .00          | **CLEARED** | **VOIDED** |            |
| 92394                        | 4/15/2008 | 83       | CJ'S HOME CENTER               |           |               | 937.18       |             |            |            |
| 92395                        | 4/15/2008 | 2158     | COX COMMUNICATIONS             |           |               | 237.80       |             |            |            |
| 92396                        | 4/15/2008 | 23       | CUMMINS CENTRAL POWER LLC #410 |           |               | 176.00       |             |            |            |
| 92397                        | 4/15/2008 | 951      | CZARNICK, MICHAEL J            |           |               | 256.00       |             |            |            |
| 92398                        | 4/15/2008 | 3408     | DASH MEDICAL GLOVES            |           |               | 38.94        |             |            |            |

| BANK NO  | BANK NAME |           |                                |              |         |        |        |
|----------|-----------|-----------|--------------------------------|--------------|---------|--------|--------|
| CHECK NO | DATE      | VENDOR NO | VENDOR NAME                    | CHECK AMOUNT | CLEARED | VOIDED | MANUAL |
| 92399    | 4/15/2008 | 127       | DON'S PIONEER UNIFORMS         | 2,123.00     |         |        |        |
| 92400    | 4/15/2008 | 3940      | DOUGLAS COUNTY HEALTH DEPT     | 200.00       |         |        |        |
| 92401    | 4/15/2008 | 364       | DULTMEIER SALES & SERVICE      | 16.56        |         |        |        |
| 92402    | 4/15/2008 | 3251      | ENSLOW PUBLISHERS INC          | 49.90        |         |        |        |
| 92403    | 4/15/2008 | 1219      | ENTERPRISE LOCKSMITHS INC      | 20.00        |         |        |        |
| 92404    | 4/15/2008 | 676       | ENVIRO TECH SERVICES INC       | 3,710.70     |         |        |        |
| 92405    | 4/15/2008 | 3159      | FASTENAL COMPANY               | 72.88        |         |        |        |
| 92406    | 4/15/2008 | 1201      | FERRELLGAS                     | 385.46       |         |        |        |
| 92407    | 4/15/2008 | 1245      | FILTER CARE                    | 102.55       |         |        |        |
| 92408    | 4/15/2008 | 142       | FITZGERALD SCHORR BARMETTLER   | 19,601.78    |         |        |        |
| 92409    | 4/15/2008 | 3132      | FORT DEARBORN LIFE INSURANCE   | 1,204.00     |         |        |        |
| 92410    | 4/15/2008 | 3673      | FOSTER, TERRY                  | 25.00        |         |        |        |
| 92411    | 4/15/2008 | 1344      | GALE                           | 44.93        |         |        |        |
| 92412    | 4/15/2008 | 1161      | GALL'S INCORPORATED            | 485.82       |         |        |        |
| 92413    | 4/15/2008 | 1248      | GASSERT, MIKE                  | 22.00        |         |        |        |
| 92414    | 4/15/2008 | 53        | GCR OMAHA TRUCK TIRE CENTER    | 907.27       |         |        |        |
| 92415    | 4/15/2008 | 35        | GOLDMAN, JOHN G                | 370.98       |         |        |        |
| 92416    | 4/15/2008 | 164       | GRAINGER                       | 12.90        |         |        |        |
| 92417    | 4/15/2008 | 285       | GRAYBAR ELECTRIC COMPANY INC   | 311.11       |         |        |        |
| 92418    | 4/15/2008 | 385       | GREAT PLAINS ONE-CALL SVC INC  | 268.16       |         |        |        |
| 92419    | 4/15/2008 | 2062      | GREAT WESTERN BANK             | 250.00       |         |        |        |
| 92420    | 4/15/2008 | 71        | GREENKEEPER COMPANY INC        | 363.00       |         |        |        |
| 92421    | 4/15/2008 | 3934      | GREGER, CHRIS                  | 178.75       |         |        |        |
| 92422    | 4/15/2008 | 3304      | GUIDANCE SOFTWARE INC          | 997.50       |         |        |        |
| 92423    | 4/15/2008 | 3742      | HALPAIN, LEAH                  | 48.75        |         |        |        |
| 92424    | 4/15/2008 | 3496      | HELWIG, JOHN                   | 25.00        |         |        |        |
| 92425    | 4/15/2008 | 797       | HOBBY LOBBY STORES INC         | 38.00        |         |        |        |
| 92426    | 4/15/2008 | 390       | HOLIDAY INN-KEARNEY            | 419.65       |         |        |        |
| 92427    | 4/15/2008 | 892       | HONEYMAN RENT-ALL              | 46.30        |         |        |        |
| 92428    | 4/15/2008 | 526       | HOST COFFEE SERVICE INC        | 22.00        |         |        |        |
| 92429    | 4/15/2008 | 835       | IVERSON, DENNIS                | 50.00        |         |        |        |
| 92430    | 4/15/2008 | 1896      | J Q OFFICE EQUIPMENT INC       | 46.37        |         |        |        |
| 92431    | 4/15/2008 | 100       | JOHNSTONE SUPPLY CO            | 105.38       |         |        |        |
| 92432    | 4/15/2008 | 2862      | KELLER, RON                    | 25.00        |         |        |        |
| 92433    | 4/15/2008 | 3906      | KEYSTONE RIDGE DESIGNS INC     | 17,006.25    |         |        |        |
| 92434    | 4/15/2008 | 80        | KRIZ-DAVIS COMPANY             | 265.32       |         |        |        |
| 92435    | 4/15/2008 | 2697      | KROGER-DILLON CUST CHARGES     | 141.85       |         |        |        |
| 92436    | 4/15/2008 | 1061      | KUSTOM SIGNALS INCORPORATED    | 233.48       |         |        |        |
| 92437    | 4/15/2008 | 381       | LANDS' END BUSINESS OUTFITTERS | 63.50        |         |        |        |
| 92438    | 4/15/2008 | 927       | LANGLEY ANIMAL HOSPITAL        | 80.00        |         |        |        |
| 92439    | 4/15/2008 | 1241      | LEAGUE ASSN OF RISK MGMT       | 1,146.00     |         |        |        |
| 92440    | 4/15/2008 | 3931      | LIBRARY ADVANTAGE              | 925.00       |         |        |        |
| 92441    | 4/15/2008 | 877       | LINWELD                        | 118.42       |         |        |        |
| 92442    | 4/15/2008 | 3920      | LIVE OAK MEDIA                 | 20.26        |         |        |        |
| 92443    | 4/15/2008 | 2142      | LODES, CHRIS                   | 90.00        |         |        |        |
| 92444    | 4/15/2008 | 2664      | LOU'S SPORTING GOODS           | 481.33       |         |        |        |
| 92445    | 4/15/2008 | 418       | LUEBBERT, RAY                  | 25.00        |         |        |        |
| 92446    | 4/15/2008 | 3531      | LUPOMECH, CATHY                | 174.73       |         |        |        |
| 92447    | 4/15/2008 | 3468      | METAL SUPERMARKETS-OMAHA       | 297.81       |         |        |        |
| 92448    | 4/15/2008 | 2212      | METRO UMPIRES                  | 3,956.00     |         |        |        |
| 92449    | 4/15/2008 | 872       | METROPOLITAN COMMUNITY COLLEGE | 10,953.31    |         |        |        |
| 92450    | 4/15/2008 | 184       | MID CON SYSTEMS INCORPORATED   | 54.90        |         |        |        |
| 92451    | 4/15/2008 | 1526      | MIDLANDS LIGHTING & ELECTRIC   | 350.68       |         |        |        |

| BANK NO  | BANK NAME |           |                              |              |             |            |        |
|----------|-----------|-----------|------------------------------|--------------|-------------|------------|--------|
| CHECK NO | DATE      | VENDOR NO | VENDOR NAME                  | CHECK AMOUNT | CLEARED     | VOIDED     | MANUAL |
| 92452    | 4/15/2008 | 1046      | MIDWEST TURF & IRRIGATION    | 78.51        |             |            |        |
| 92453    | 4/15/2008 | 981       | NEBRASKA CHAPTER APWA        | 1,000.00     |             |            |        |
| 92454    | 4/15/2008 | 31        | NEBRASKA STATE VOLUNTEER     | 375.00       |             |            |        |
| 92455    | 4/15/2008 | 407       | NEBRASKALAND CONF BLDG OFFCL | 145.00       |             |            |        |
| 92456    | 4/15/2008 | 653       | NEUMAN EQUIPMENT COMPANY     | 116.00       |             |            |        |
| 92457    | 4/15/2008 | 3924      | NEW YORK TIMES               | 13.00        |             |            |        |
| 92458    | 4/15/2008 | 440       | NMC INC                      | 87.34        |             |            |        |
| 92459    | 4/15/2008 | 3415      | OABR PRINT SHOP              | 226.04       |             |            |        |
| 92460    | 4/15/2008 | 3778      | ODEY'S INCORPORATED          | 108.91       |             |            |        |
| 92461    | 4/15/2008 | 1014      | OFFICE DEPOT INC-CINCINNATI  | 29.69        |             |            |        |
| 92462    | 4/15/2008 | 2799      | OFFUTT YOUTH CENTER          | 432.00       |             |            |        |
| 92463    | 4/15/2008 | 79        | OMAHA COMPOUND COMPANY       | 313.23       |             |            |        |
| 92464    | 4/15/2008 | 195       | OMAHA PUBLIC POWER DISTRICT  | .00          | **CLEARED** | **VOIDED** |        |
| 92465    | 4/15/2008 | 195       | OMAHA PUBLIC POWER DISTRICT  | 34,439.57    |             |            |        |
| 92466    | 4/15/2008 | 1539      | OMG MIDWEST INC.             | 1,543.65     |             |            |        |
| 92467    | 4/15/2008 | 3477      | ORIZON CPAS LLC              | 25,915.50    |             |            |        |
| 92468    | 4/15/2008 | 976       | PAPILLION TIRE INCORPORATED  | 76.07        |             |            |        |
| 92469    | 4/15/2008 | 2686      | PARAMOUNT LINEN & UNIFORM    | 468.44       |             |            |        |
| 92470    | 4/15/2008 | 1769      | PAYLESS OFFICE PRODUCTS INC  | .00          | **CLEARED** | **VOIDED** |        |
| 92471    | 4/15/2008 | 1769      | PAYLESS OFFICE PRODUCTS INC  | 397.02       |             |            |        |
| 92472    | 4/15/2008 | 3058      | PERFORMANCE CHRYSLER JEEP    | 4.87         |             |            |        |
| 92473    | 4/15/2008 | 159       | PRECISION INDUSTRIES INC     | 454.25       |             |            |        |
| 92474    | 4/15/2008 | 3657      | PROPERTY SERVICES            | 504.00       |             |            |        |
| 92475    | 4/15/2008 | 219       | QWEST                        | 128.54       |             |            |        |
| 92476    | 4/15/2008 | 2052      | R & R PRODUCTS INC           | 193.84       |             |            |        |
| 92477    | 4/15/2008 | 3469      | RAMIREZ, JOHN                | 22.00        |             |            |        |
| 92478    | 4/15/2008 | 3700      | RAPPOLD, KYLE                | 25.00        |             |            |        |
| 92479    | 4/15/2008 | 3936      | REGENCY HOMES                | 2,795.31     |             |            |        |
| 92480    | 4/15/2008 | 3660      | ROY SR, RICK                 | 25.00        |             |            |        |
| 92481    | 4/15/2008 | 643       | SAFETY-KLEEN CORPORATION     | 363.91       |             |            |        |
| 92482    | 4/15/2008 | 292       | SAM'S CLUB                   | 742.00       |             |            |        |
| 92483    | 4/15/2008 | 292       | SAM'S CLUB                   | 1,591.81     |             |            |        |
| 92484    | 4/15/2008 | 1335      | SARPY COUNTY CHAMBER OF      | 245.00       |             |            |        |
| 92485    | 4/15/2008 | 3897      | SEDLACEK, TIM                | 25.00        |             |            |        |
| 92486    | 4/15/2008 | 3779      | SEVENER, DUTCH               | 25.00        |             |            |        |
| 92487    | 4/15/2008 | 3217      | SHERWIN-WILLIAMS             | 174.48       |             |            |        |
| 92488    | 4/15/2008 | 533       | SOUCIE, JOSEPH H JR          | 135.00       |             |            |        |
| 92489    | 4/15/2008 | 47        | SUBURBAN NEWSPAPERS INC      | 538.67       |             |            |        |
| 92490    | 4/15/2008 | 659       | SUMMER KITCHEN CAFE INC      | 57.92        |             |            |        |
| 92491    | 4/15/2008 | 3873      | SUPERIOR TRANSIT SALES LLC   | 12.94        |             |            |        |
| 92492    | 4/15/2008 | 143       | THOMPSON DREESSEN & DORNER   | .00          | **CLEARED** | **VOIDED** |        |
| 92493    | 4/15/2008 | 143       | THOMPSON DREESSEN & DORNER   | 9,519.56     |             |            |        |
| 92494    | 4/15/2008 | 2801      | THOMPSON, JAMES              | 256.00       |             |            |        |
| 92495    | 4/15/2008 | 3309      | THREE RING ENTERPRISES INC   | .00          | **CLEARED** | **VOIDED** |        |
| 92496    | 4/15/2008 | 3309      | THREE RING ENTERPRISES INC   | .00          | **CLEARED** | **VOIDED** |        |
| 92497    | 4/15/2008 | 3309      | THREE RING ENTERPRISES INC   | .00          | **CLEARED** | **VOIDED** |        |
| 92498    | 4/15/2008 | 3309      | THREE RING ENTERPRISES INC   | 1,254.88     |             |            |        |
| 92499    | 4/15/2008 | 161       | TRACTOR SUPPLY COMPANY       | 138.31       |             |            |        |
| 92500    | 4/15/2008 | 176       | TURFWERKS                    | 325.00       |             |            |        |
| 92501    | 4/15/2008 | 167       | U S ASPHALT COMPANY          | 883.95       |             |            |        |
| 92502    | 4/15/2008 | 2426      | UNITED PARCEL SERVICE        | 35.34        |             |            |        |
| 92503    | 4/15/2008 | 988       | UPSTART                      | 229.82       |             |            |        |
| 92504    | 4/15/2008 | 3571      | WARD, DON                    | 50.00        |             |            |        |

| BANK NO | BANK NAME                 | CHECK NO               | DATE                | VENDOR NO  | VENDOR NAME | CHECK AMOUNT        | CLEARED | VOIDED | MANUAL |
|---------|---------------------------|------------------------|---------------------|------------|-------------|---------------------|---------|--------|--------|
| 92505   | 4/15/2008                 | 3941                   | WPS MEDICARE PART B |            |             | 257.26              |         |        |        |
| 92506   | 4/15/2008                 | 3572                   | YOST, JOHN          |            |             | 50.00               |         |        |        |
| <hr/>   |                           |                        |                     |            |             |                     |         |        |        |
|         |                           |                        | BANK TOTAL          |            |             | 227,887.13          |         |        |        |
|         |                           |                        | OUTSTANDING         |            |             | 227,887.13          |         |        |        |
|         |                           |                        | CLEARED             |            |             | .00                 |         |        |        |
|         |                           |                        | VOIDED              |            |             | .00                 |         |        |        |
| <hr/>   |                           |                        |                     |            |             |                     |         |        |        |
| FUND    |                           |                        |                     | TOTAL      |             | OUTSTANDING         | CLEARED | VOIDED |        |
| 01      | GENERAL FUND              |                        |                     | 119,079.98 |             | 119,079.98          | .00     | .00    |        |
| 02      | SEWER FUND                |                        |                     | 53,769.80  |             | 53,769.80           | .00     | .00    |        |
| 04      | BOND(S) DEBT SERVICE FUND |                        |                     | 250.00     |             | 250.00              | .00     | .00    |        |
| 05      | CONSTRUCTION              |                        |                     | 18,034.87  |             | 18,034.87           | .00     | .00    |        |
| 08      | LOTTERY FUND              |                        |                     | 6,910.60   |             | 6,910.60            | .00     | .00    |        |
| 09      | GOLF COURSE FUND          |                        |                     | 2,834.42   |             | 2,834.42            | .00     | .00    |        |
| 14      | ECONOMIC DEVELOPMENT      |                        |                     | 9,637.98   |             | 9,637.98            | .00     | .00    |        |
| 15      | OFF-STREET PARKING        |                        |                     | 17,369.48  |             | 17,369.48           | .00     | .00    |        |
| <hr/>   |                           |                        |                     |            |             |                     |         |        |        |
|         |                           |                        | REPORT TOTAL        |            |             | 227,887.13          |         |        |        |
|         |                           |                        | OUTSTANDING         |            |             | 227,887.13          |         |        |        |
|         |                           |                        | CLEARED             |            |             | .00                 |         |        |        |
|         |                           |                        | VOIDED              |            |             | .00                 |         |        |        |
|         |                           | + Gross Payroll 4/4/08 |                     |            |             | <u>178,045.56</u>   |         |        |        |
|         |                           |                        | GRAND TOTAL         |            |             | <u>\$405,932.69</u> |         |        |        |

APPROVED BY COUNCIL MEMBERS 4/15/08

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COUNCIL MEMBER

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
APRIL 15, 2008 AGENDA**

| <b>Subject:</b>                    | <b>Type:</b>                              | <b>Submitted By:</b>                 |
|------------------------------------|---|--------------------------------------|
| FIRE PROTECTION DISTRICT<br>MERGER | ◆ RESOLUTION<br>ORDINANCE<br>RECEIVE/FILE | BRENDA S. GUNN<br>CITY ADMINISTRATOR |

**SYNOPSIS**

A resolution has been prepared authorizing the Mayor to execute an agreement with the Papillion Fire Protection District to amend the boundaries of the district to coincide with the City's corporate limits.

**FISCAL IMPACT**

N/A

**RECOMMENDATION**

Approval.

**BACKGROUND**

The recent annexation of Val Verde, Southwind, Villas at Southwind, Southwind Two and Windstone has put these areas in the city limits of La Vista, however they are still in the Papillion Fire Protection District. The City Attorney has negotiated an agreement with the Papillion Fire Protection District for those areas and prepared the necessary documents for approval by the District Court of the merger of a portion of the Papillion fire district into the City. La Vista's pro rata portion of the Fire District's Bond Liability is \$0.00.

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

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH THE PAPILLION FIRE PROTECTION DISTRICT FOR PARTIAL MERGER AND CHANGE OF BOUNDARIES AND APPROVING THE APPORTIONMENT OF DEBT.

WHEREAS, by reason of annexations the City of La Vista has annexed a part of the territory within a fire protection district and Neb. Rev. Stat. §31-766 requires that by mutual agreement an equitable distribution of the assets, liabilities, maintenance and other obligations shall be determined and submitted to the district court for approval of such merger and change in boundaries of the fire protection district; and

WHEREAS, the City Attorney has prepared an agreement to merge and change the boundaries as well as establish the apportionment of debt which is \$0.00.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, do hereby authorize the Mayor to execute an agreement with the Papillion Fire Protection District for partial merger and change of boundaries to reflect the September 4, 2007 annexation Val Verde, SID #198; Southwind, Villas at Southwind, Southwind Two and Windstone, SID #200; and certain adjacent land by the City of La Vista, which included areas of the Papillion Fire Protection District.

PASSED AND APPROVED THIS 15TH DAY OF APRIL 2008.

CITY OF LA VISTA

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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk

**AGREEMENT FOR PARTIAL MERGER AND CHANGE  
OF BOUNDARIES OF PAPILLION FIRE PROTECTION DISTRICT**  
**(Resulting from annexations by City of La Vista)**

This Agreement, made and entered into this \_\_\_\_\_ day of April, 2008, by and between the City of La Vista, a municipal corporation within Sarpy County, Nebraska (“City”) and Papillion Fire Protection District, a governmental corporation located within Sarpy County, Nebraska (the “Fire District”).

WHEREAS, the City did, on September 4, 2007, annex tracts of land comprising Val Verde, Southwind, Villas at Southwind, Southwind Two and Windstone, and certain adjacent land effective September 19, 2007 (the “Val Verde and Southwind annexations”), all of said lands being herein collectively referred to as the “Annexed Territory,” and are more fully described on Exhibit “A” attached hereto and incorporated herein by reference; and

WHEREAS, said Annexed Territory was within the taxing jurisdiction of the Fire District, but by virtue of said annexations are now within the taxing jurisdiction of the City; and

WHEREAS, the Annexed Territory constitutes only a portion of the territory within the Fire District, and the parties seek only a partial merger of the Fire District; and

WHEREAS, by reason of the above described City’s Val Verde and Southwind Annexation, the City’s pro rata share of the Fire District’s bond liability outstanding on August 20, 2007, is \$0.00 as computed on Exhibit “B” attached hereto.

NOW, THEREFORE, in consideration of the mutual covenants and agreements and other good and valuable consideration, the parties hereby agree as follows:

1. That in respect to La Vista’s above described Val Verde and Southwind Annexation effective September 19, 2007, the debt balances, valuations, amount and computations shown on Exhibit “B” reflect a fair and equitable division of the assets and liabilities of the Fire District and that as shown thereby La Vista’s pro rata portion of the Fire District’s Bond Liability is \$0.00. The parties therefore agree that the City shall be fully discharged from any liability to the Fire District relating to the above described annexations.
2. The parties hereto acknowledge that this Agreement must be approved by the Trustees of the Fire District and by the governing body of the City and that said Agreement will not be effective until submitted to and approved by the District Court of Sarpy County, Nebraska.
3. The parties further acknowledge that it may be necessary for actual notice of the hearing before the District Court of Sarpy County, Nebraska on the application for approval of this Agreement to be given to the current holders of the Fire District’s bonds.

4. This Agreement shall remain in full force and effect until City shall have paid the entire sum owing to Fire District pursuant to Paragraph 1 above.

**IN WITNESS WHEREOF**, the parties have executed this Agreement as of the \_\_\_\_\_ day of April, 2008.

ATTEST:

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Pamela A. Buethe, City Clerk

CITY OF LA VISTA

By: \_\_\_\_\_  
Douglas D. Kindig, Mayor

ATTEST:

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Board of Trustees Secretary

PAPILLION FIRE PROTECTION  
DISTRICT

By: \_\_\_\_\_  
Board of Trustees Chairperson

**EXHIBIT A**  
**Legal Description**

LOTS 1 THROUGH 254, AND OUTLOTS A, B AND C, VAL VERDE, A SUBDIVISION IN SARPY COUNTY, NEBRASKA, AND ALL PUBLIC STREETS LYING WITHIN SAID VAL VERDE;

TOGETHER WITH

LOTS 1 THROUGH 12 AND OUTLOT A, VAL VERDE REPLAT 1, A SUBDIVISION IN SAID SARPY COUNTY;

TOGETHER WITH

PART OF 96<sup>TH</sup> STREET RIGHT-OF-WAY AND PART OF GILES ROAD RIGHT-OF-WAY ADJOINING SAID VAL VERDE;

ALL MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT 33.00 FEET WEST OF AND 50.00 FEET SOUTH OF THE NE CORNER OF THE NE ¼ OF SECTION 21, T14N, R12E OF THE 6<sup>TH</sup> P.M., SARPY COUNTY;

THENCE SOUTHERLY ON A LINE 33.00 FEET WEST OF AND PARALLEL WITH THE EAST LINE OF SAID NE ¼ TO THE SOUTH LINE OF SAID VAL VERDE;

THENCE WESTERLY ON THE SOUTHERLY LINES OF SAID VAL VERDE TO THE WESTERLY LINE THEREOF;

THENCE NORtherly ON THE WEST LINE OF SAID VAL VERDE TO A POINT 50.00 FEET SOUTH OF THE NORTH LINE OF SAID NE ¼;

THENCE EASTERLY ON A LINE 50.00 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE OF SAID NE ¼ TO THE POINT OF BEGINNING;

TOGETHER WITH

TAX LOT 6B IN THE NW ¼ OF THE NW ¼ OF SECTION 15, T14N, R12E OF THE 6<sup>TH</sup> P.M., SARPY COUNTY, NEBRASKA;

TOGETHER WITH

RAILROAD RIGHT-OF-WAY IN THE NW ¼ OF THE NW ¼ OF SAID SECTION 15;

TOGETHER WITH

LOTS 1 THROUGH 162 AND OUTLOT A, SOUTHWIND TWO, A SUBDIVISION IN SAID SARPY COUNTY, AND ALL PUBLIC STREETS LYING WITHIN SAID SOUTHWIND TWO;

TOGETHER WITH

HARRISON STREET RIGHT-OF-WAY AND 96<sup>TH</sup> STREET RIGHT-OF-WAY IN THE NW ¼ OF SAID SECTION 15 ADJOINING SAID TAX LOT 6B AND SAID SOUTHWIND TWO;

TOGETHER WITH

LOTS 1 THROUGH 181 AND OUTLOTS 1 THROUGH 11, SOUTHWIND, A SUBDIVISION IN SAID SARPY COUNTY, AND ALL PUBLIC STREETS LYING WITHIN SAID SOUTHWIND;

TOGETHER WITH

LOT 1, SOUTHWIND REPLAT 2, A SUBDIVISION IN SAID SARPY COUNTY;

TOGETHER WITH

LOTS 1 THROUGH 59 AND OUTLOT 1, WINDSTONE, A SUBDIVISION IN SAID SARPY COUNTY, AND ALL PUBLIC STREETS LYING WITHIN SAID WINDSTONE;

TOGETHER WITH

LOTS 1 THROUGH 44, VILLAS AT SOUTHWIND, A SUBDIVISION IN SAID SARPY COUNTY, AND ALL PUBLIC STREETS LYING WITHIN SAID VILLAS AT SOUTHWIND;

TOGETHER WITH

96<sup>TH</sup> STREET RIGHT-OF-WAY IN THE SW ¼ OF SAID SECTION 15 LYING NORTH OF GILES ROAD AND ADJOINING SAID SOUTHWIND, SAID WINDSTONE AND SAID SOUTHWIND REPLAT 2;

TOGETHER WITH

96<sup>TH</sup> STREET RIGHT-OF-WAY LYING IN THE NE ¼ AND THE SE ¼ OF SECTION 16, T14N, R12E OF THE 6<sup>TH</sup> P.M., IN SAID SARPY COUNTY LYING NORTH OF GILES ROAD AND EAST OF CIMARRON WOODS, MAYFAIR, MAYFAIR REPLAT 1 AND MAYFAIR 2<sup>ND</sup> ADDITION REPLAT 1, ALL SUBDIVISIONS IN SAID SARPY COUNTY;

ALL MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SE CORNER OF LOT 1, SAID SOUTHWIND TWO;

THENCE NORtherly on the east lines of SAID SOUTHWIND TWO and on the west lines of APPLE GROVE, A SUBDIVISION IN SAID SARPY COUNTY, TO THE NW CORNER OF LOT 16, SAID APPLE GROVE;

THENCE NORtherly 50.00 FEET on a line perpendicular to the north line of the NW ¼ of SAID SECTION 15 to the north line thereof;

THENCE WESTerly on the north line of SAID SECTIONS 15 AND 16 TO A POINT 64.85 FEET WEST OF THE NE CORNER OF SAID SECTION 16;

THENCE SOUTHERLY 50.00 FEET on a line perpendicular to the north line of SAID SECTION 16 TO THE NE CORNER OF LOT 380, SAID CIMARRON WOODS;

THENCE SOUTHERLY on the east lines of SAID CIMARRON WOODS, SAID MAYFAIR, SAID MAYFAIR REPLAT 1 AND SAID MAYFAIR 2<sup>ND</sup> ADDITION REPLAT 1 TO THE SOUTH LINE OF SAID MAYFAIR 2<sup>ND</sup> ADDITION REPLAT 1;

THENCE EASTERLY on the south lines of SAID SOUTHWIND AND SAID VILLAS OF SOUTHWIND TO THE EAST LINE OF SAID SOUTHWIND;

THENCE NORtherly on the easterly lines of SAID SOUTHWIND TO THE NE CORNER THEREOF;

THENCE WEST on the north line of SAID SOUTHWIND TO THE POINT OF BEGINNING;

TOGETHER WITH

THAT PART OF THE HARRISON STREET RIGHT-OF-WAY IN THE NE  $\frac{1}{4}$  OF THE NW  $\frac{1}{4}$  OF SECTION 15, T14N, R12E OF THE 6<sup>TH</sup> P.M. SARPY COUNTY, NEBRASKA, ADJOINING APPLE GROVE, A SUBDIVISION IN SAID SARPY COUNTY;

TOGETHER WITH

THAT PART OF THE HARRISON STREET RIGHT-OF-WAY IN THE NW  $\frac{1}{4}$  OF THE NE  $\frac{1}{4}$  OF SECTION 15, T14N, R12E OF THE 6<sup>TH</sup> P.M., SARPY COUNTY, NEBRASKA, ADJOINING PARKVIEW HEIGHTS 2<sup>ND</sup> ADDITION, A SUBDIVISION IN SAID SARPY COUNTY, DESCRIBED AS FOLLOWS: BEGINNING AT THE NE CORNER OF SAID NW  $\frac{1}{4}$ ;

THENCE SOUTH 50.00 FEET ON THE EAST LINE OF SAID NW  $\frac{1}{4}$  TO THE NORTH LINE OF SAID APPLE GROVE;

THENCE WESTERLY ON THE NORtherly LINES OF SAID APPLE GROVE TO THE NW CORNER OF LOT 16, SAID APPLE GROVE;

THENCE NORtherly 50.00 FEET ON A LINE PERPENDICULAR TO THE NORTH LINE OF SAID NW  $\frac{1}{4}$  TO THE NORTH LINE THEREOF;

THENCE EAST ON THE NORTH LINE OF SAID NW  $\frac{1}{4}$  TO THE POINT OF BEGINNING;

TOGETHER WITH

THAT PART OF THE HARRISON STREET RIGHT-OF-WAY IN THE NE  $\frac{1}{4}$  OF THE NE  $\frac{1}{4}$  OF SECTION 15, T14N, R12E OF THE 6<sup>TH</sup> P.M., SARPY COUNTY, NEBRASKA, AND IN THE NW  $\frac{1}{4}$  OF THE NW  $\frac{1}{4}$  OF SECTION 14, T14N, R12E OF THE 6<sup>TH</sup> P.M., SARPY COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS: BEGINNING AT THE NW CORNER OF SAID NE  $\frac{1}{4}$ ;

THENCE EAST ON THE NORTH LINE OF SAID NE  $\frac{1}{4}$  TO THE NORtherly EXTENSION OF THE EAST LINE OF LOT 365, SAID PARKVIEW HEIGHTS 2<sup>ND</sup> ADDITION;

THENCE SOUTH 33.00 FEET ON THE NORtherly EXTENSION OF THE EAST LINE OF SAID LOT 365;

THENCE WEST ON A LINE 33.00 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE OF SAID NE  $\frac{1}{4}$  TO THE WEST LINE THEREOF;

THENCE NORTH 33.00 FEET ON THE WEST LINE OF SAID NE  $\frac{1}{4}$  TO THE POINT OF BEGINNING;

THAT PART OF THE HARRISON STREET RIGHT-OF-WAY IN THE NE  $\frac{1}{4}$  OF THE NE  $\frac{1}{4}$  OF SECTION 15, T14N, R12E OF THE 6<sup>TH</sup> P.M., SAID SARPY COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS: BEGINNING AT THE NE CORNER OF SAID SECTION 15;

THENCE WEST ON THE NORTH LINE OF SAID SECTION 15 TO THE NORtherly EXTENSION OF THE WEST LINE OF TAX LOT 1 IN THE NE  $\frac{1}{4}$  OF SAID SECTION 15;

THENCE SOUTH 33.00 FEET ON THE NORtherly EXTENSION OF THE WEST LINE OF SAID TAX LOT 1;

THENCE EAST ON A LINE 33.00 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINES OF SAID SECTIONS 15 AND 14 TO A POINT 90.55 FEET WEST OF THE NORtherly EXTENSION OF THE EAST LINE OF SUB LOT A OF LOT 1282, LA VISTA, A SUBDIVISION IN SAID SARPY COUNTY;

THENCE NORTH 33.00 FEET ON A LINE 90.55 FEET WEST OF AND PARALLEL WITH THE EAST LINE OF SAID SUBLOT A TO THE NORTH LINE OF SAID SECTION 14;

THENCE WEST ON THE NORTH LINE OF SAID SECTION 14 TO THE POINT OF BEGINNING.

**EXHIBIT B**  
**PRO RATA SHARE**  
**OF BOND LIABILITY**

Order Number 14

La Vista September 2007

Fire District annexed from

Effective Date SID 198  
 Papillion 9/14/2007 SID200

|                                   |      |           |                  |
|-----------------------------------|------|-----------|------------------|
| Fire District certified valuation | 2007 | 9/14/2007 | 2,048,992,422.00 |
| Annexation certified valuation    | 2007 | 8/16/2007 | 178,640,663.00   |

|   |         |
|---|---------|
| Annexation valuation percentage of District valuation | 8.7185% |
|---|---------|

|  |                      |                                     |
|--|----------------------|-------------------------------------|
| Bond Principle outstanding on                    | 8/31/2007            | 355,000.00                          |
| District Bond Account balance on                 | 8/31/2007            | (189,495.29)                        |
| Bond fund account balance at County Treasurer    | 8/31/2007            | (14,947.13)                         |
| City of Papillion 1/1/99 annexation liability    | case #C100-1682      | (70,608.88)                         |
| City of La Vista 8/15/99 annexation liability    | case #C101-1342      | (27,763.73)                         |
| City of Bellevue 12-31-99 annexation liability   | case #CI-03-333      | (84,491.88)                         |
| City of La Vista 9-19-00 annexation liability    | case #C105-1091      | (1,818.55)                          |
| City of La Vista 6-4-2002 annexation liability   | case #C105-1091      | (697.93)                            |
| City of Papillion 6-29-2002 annexation liability | Interlocal Agreement | (1,027.39)                          |
| City of Papillion 1-1-03 annexation liability    | Interlocal Agreement | (45,432.08)                         |
| City of Bellevue 3-7-03 annexation liability     | unsettled            | (7,891.98)                          |
| City of Papillion 5-5-04 annexation liability    | Interlocal Agreement | (1,082.46)                          |
| City of Papillion 10-1-06 annexation liability   | Interlocal Agreement | (254.20)                            |
| City of Papillion 11-1-06 annexation liability   | Interlocal Agreement | (159.97)                            |
| City of Papillion 3-1-07 annexation liability    | Interlocal Agreement | (138.28)                            |
| City of Papillion 9-4-07 annexation liability    | Interlocal Agreement | 0.00                                |
| District Bond liability balance*                 |                      | Net debt less than 0<br>(90,809.75) |

\*principle - bond cash/liquid assets - prior settled annexations = liability balance

|  |      |                      |
|--|------|----------------------|
| Cities pro rata portion of District Bond liability balance | 0.00 | Net debt less than 0 |
|--|------|----------------------|

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
APRIL 15, 2008 AGENDA**

| <b>Subject:</b>   | <b>Type:</b>                              | <b>Submitted By:</b>                 |
|---|---|--------------------------------------|
| ADDENDUM TO PROFESSIONAL SERVICES<br>AGREEMENT — WATER'S EDGE<br>AQUATIC DESIGN | ◆ RESOLUTION<br>ORDINANCE<br>RECEIVE/FILE | BRENDA S. GUNN<br>CITY ADMINISTRATOR |

**SYNOPSIS**

A resolution has been prepared to authorize an Addendum to the professional services agreement with Water's Edge Aquatic Design, Lenexa, Kansas in an amount not to exceed \$7,700.

**FISCAL IMPACT**

Funding is included in the FY 07/08 Capital budget.

**RECOMMENDATION**

Approval.

**BACKGROUND**

In June 2005, the City Council authorized a contract with Water's Edge Aquatic Design, Lenexa, Kansas to provide professional services associated with the development of a Municipal Aquatics Study. The contract was amended in June 2006 to include professional services associated with the conceptual planning process for a new aquatic facility. It has been determined that additional services are required to refine and complete the conceptual plan. The proposed scope of work has been prepared and is attached for your review.

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

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING AN ADDENDUM TO THE PROFESSIONAL SERVICES AGREEMENT WITH WATER'S EDGE AQUATIC DESIGN, LENEXA, KANSAS, FOR ADDITIONAL PROFESSIONAL SERVICES ASSOCIATED WITH THE DEVELOPMENT OF A CONCEPTUAL AQUATICS FACILITY PLAN IN AN AMOUNT NOT TO EXCEED \$7,700.

WHEREAS, Water's Edge Aquatic Design, Lenexa, Kansas has prepared and presented a Municipal Aquatics Study and has provided professional services associated with the development of a conceptual plan for a municipal aquatic facility; and

WHEREAS, additional professional services are needed in order to complete the conceptual planning process; and

WHEREAS, funding has been included in the FY 07/08 municipal budget.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of La Vista, Nebraska, that staff is hereby authorized to execute an Addendum to the professional services agreement with Water's Edge Aquatic Design, Lenexa, Kansas, for additional professional services associated with the development of a conceptual aquatics facility plan in an amount not to exceed \$7,700.

PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2008.

CITY OF LA VISTA

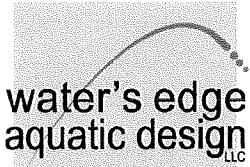
---

Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk



April 10, 2008

**VIA ELECTRONIC MAIL TO: Bgunn@cityoflavista.org**

11205 W. 79th St.  
Lenexa, KS 66214  
t. 913.438.4338  
f. 913.438.1465  
[www.wedesignpools.com](http://www.wedesignpools.com)

Mrs. Brenda Gunn, City Administrator  
City of La Vista  
8116 Park View Boulevard  
La Vista, NE 68128-2198

**Re: Aquatic Concept Planning**  
City of La Vista, NE  
WEAD Project No. 05-522

Dear Mrs. Gunn:

The meeting last night was very helpful in determining the next steps towards developing the aquatic plan for the community. Based on our discussion, I understand the project needs to be scaled down. In order to reduce the cost, the following changes are to be included and/or considered:

- Omit the stand-alone sprayground area.
- Omit the diving basin and diving boards.
- Downsize the lazy river and omit the deck area inside the lazy river. The water slides and plunge area are to be relocated to outside the lazy river. With these changes, access to the interior of the lazy river is to be omitted.
- Look at less expensive feature(s) to replace the large dumping bucket feature currently located in the shallow area of the main pool.
- Consider savings options for reducing the cost of the water slide complex.

I also understand two revised concepts should be considered: one with a lazy river and one without a lazy river.

In order to accomplish the above, I anticipate the following scope of work:

- Develop two revised concept plans with approximate project cost.
- Meet with the committee to review the concepts and get feedback for recommended changes to the concepts.
- Refine one of the two concepts based on comments received.
- Revise the operation/revenue cost projections.
- Meet with the committee to present a draft of the final concept plan.
- Finalize the concept plan. The final concept plan and costs will be sent to the City via e-mail.
- Present the concept plan to the City Council.

We propose to complete the above services for a lump sum fee of \$7,700. This includes all of our direct expenses such as travel, printing, copying, and related items. The above proposed scope includes a total of three meetings. If additional meetings or presentations are requested, we ask compensation for a lump sum amount of \$1,250 for each single-day visit.

**Optional Items**

We are available to provide help with the following items, if they are of interest.

- Brochure Design: We can provide brochures design services. The brochures would provide some educational information and describe various aspects of the project. We will provide this service for a lump sum fee of \$1,100. This does not include printing costs. Printing services can be obtained from a local printing company.
- Web-Page Design: Another option for educating the community is by creating a web-page. The web-site would be tailored to include information desired by the City to educate the public on the aquatic center project. This could include the aquatic concept plan, information on the features included, costs, impact on property tax, or other information. We can provide web-page development services for a lump sum fee of \$1,100.

We greatly appreciate the opportunity to continue providing aquatic planning services to the City. If you have any questions, comments, or suggested changes, please don't hesitate to call me.

If this proposal is acceptable, I will issue an Addendum to the original Agreement.

Sincerely,



Craig A. Roy  
Professional Engineer  
Principal

**CITY OF LA VISTA**  
**MAYOR AND CITY COUNCIL REPORT**  
**APRIL 15, 2008 AGENDA**

| <b>Subject:</b>                  | <b>Type:</b>                             | <b>Submitted By:</b>   |
|----------------------------------|--|------------------------|
| AUTHORIZATION TO PURCHASE PAGERS | ◆RESOLUTION<br>ORDINANCE<br>RECEIVE/FILE | RICH UHL<br>FIRE CHIEF |

**SYNOPSIS**

A resolution has been prepared authorizing the purchase of ten pagers from D & D Communications, Omaha NE in an amount not to exceed \$7,140.00.

**FISCAL IMPACT**

The FY 07/08 Fire Department budget provides funding for the proposed purchase.

**RECOMMENDATION**

Approval

**BACKGROUND**

Funding was included in the current year's budget for the purchase of new pagers. This purchase will reduce response times in dual response areas due to the substantial lag time from Douglas to Sarpy County dispatch. It will also enhance the Sarpy County Dispatch Center's ability to reach responders located in weak or fringe signal areas.

Research indicates that the Motorola Minitor V pager will provide excellent geographic coverage, while providing an intrinsically safe product for fire fighting and hazardous materials response applications. Many of the pagers currently in use have exceeded their lifespan and no longer meet the demands of modern technology. The conclusion has been drawn that this particular selection will best meet the needs of the firefighters of the La Vista Fire Department.

**RESOLUTION** \_\_\_\_\_

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE OF TEN MOTOROLA MINITOR V PAGERS FROM D & D COMMUNICATIONS, OMAHA, NEBRASKA IN AN AMOUNT NOT TO EXCEED \$7,140.00.

WHEREAS, the Mayor and City Council have determined that it is necessary to purchase pagers for the Fire Department; and

WHEREAS, funds are provided in the FY 07/08 General Fund Budget for the proposed purchase; and

WHEREAS, the purchase of these pagers will reduce dual response times and enhance the ability for the signal to reach responders located in weak or fringe signal areas; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska authorizes the purchase of ten Motorola Minitor V pagers from D & D Communications, Omaha, Nebraska in an amount not to exceed \$7,140.00.

PASSED AND APPROVED THIS 15TH DAY OF APRIL 2008.

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**  
**APRIL 15, 2008 AGENDA**

| <b>Subject:</b>                               | <b>Type:</b>                              | <b>Submitted By:</b>                |
|---|---|-------------------------------------|
| AUTHORIZATION TO PURCHASE<br>MOWING EQUIPMENT | ◆ RESOLUTION<br>ORDINANCE<br>RECEIVE/FILE | JOE SOUCIE<br>PUBLIC WORKS DIRECTOR |

**SYNOPSIS**

A resolution has been prepared authorizing the purchase of One (1) 2008 John Deere 1445 Front Mower; Two (2) 2008 John Deere 1445 Front Mowers with Snow Removal Equipment; One (1) 2008 John Deere Z830A Z-Trak Mower from A&M Green Power, 15508 2<sup>nd</sup> Avenue, Plattsmouth, NE 68048, for an amount not to exceed \$73,995.82.

**FISCAL IMPACT**

The FY 2007/08 General Fund Parks Operating Budget provides \$78,000 in funding for the proposed purchase of mowing equipment.

**RECOMMENDATION**

Approval

**BACKGROUND**

The Public Works Department requested this equipment as part of the Southwind and Val Verde annexation package. The Public Works Park Superintendent prepared specifications for the proposed equipment purchases. Five companies submitted bids on April 8, 2008. A&M Green Power was the low compliant bidder. The bid tabs have been enclosed. Listed below is a synopsis of the bids:

|                         | (2) Front<br>Mowers with<br>Snow Equipment | (1) Front Mower | (1) Z-Trak  | Total       |
|-------------------------|--|-----------------|-------------|-------------|
| Platte Valley Equipment | \$55,041.92                                | \$17,668.64     | \$8,496.15  | \$81,206.71 |
| Ted's Mower             | No Bid                                     | No Bid          | \$11,736.00 | Incomplete  |
| Turfwerks               | \$68,400.00                                | \$17,400.00     | \$9,100.00  | \$94,900.00 |
| Bennington Equipment    | \$51,115.94                                | \$16,397.55     | \$8,771.77  | \$76,285.26 |
| A&M Green Power         | \$49,298.24                                | \$16,361.10     | \$8,336.48  | \$73,995.82 |

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

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE PURCHASE OF ONE (1) 2008 JOHN DEERE 1445 FRONT MOWER; TWO (2) 2008 JOHN DEERE 1445 FRONT MOWERS WITH SNOW EQUIPMENT AND ONE (1) 2008 JOHN DEERE Z830A Z-TRAK MOWER FROM A & M GREEN POWER, 15508 2<sup>ND</sup> AVENUE, PLATTSMOUTH, NE 68048, IN AN AMOUNT NOT TO EXCEED \$73,995.82.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of said mowing equipment for the Public Works Department is necessary; and

WHEREAS, the FY 2007/08 General Fund Parks Operating Budget did include funds for the purchase of said mowing equipment; and

WHEREAS, the City Council authorized the solicitation of bids for said mowing equipment on March 18, 2008, and

WHEREAS A & M Green Power of Plattsmouth, Nebraska, has submitted the low, compliant bid, and

WHEREAS Subsection (C) (9) of Section 31.23 of the La Vista Municipal Code requires that the City Administrator secures 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 designate A & M Green Power, Plattsmouth, Nebraska as the low compliant bid for one (1) 2008 John Deere 1445 Front Mower; two (2) 2008 John Deere 1445 Front Mowers with Snow Removal Equipment and one (1) 2008 John Deere Z830A Z-Trak Mower in an amount not to exceed \$73,995.82.

PASSED AND APPROVED THIS 15<sup>TH</sup> DAY OF APRIL 2008.

CITY OF LA VISTA

---

Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk

**CITY OF LA VISTA**  
**MAYOR AND CITY COUNCIL REPORT**  
**APRIL 15, 2008 AGENDA**

| <b>Subject:</b>                                 | <b>Type:</b>                              | <b>Submitted By:</b>        |
|---|---|-----------------------------|
| COUNCIL POLICY STATEMENT --<br>SAFETY COMMITTEE | ◆ RESOLUTION<br>ORDINANCE<br>RECEIVE/FILE | BOB LAUSTEN<br>POLICE CHIEF |

**SYNOPSIS**

A resolution has been prepared for the approval of a Council Policy Statement pertaining to the organization, responsibilities, and tenure of the members of the City Safety Committee

**FISCAL IMPACT**

N/A

**RECOMMENDATION**

Approval.

**BACKGROUND**

In 2005, the Safety Committee was reorganized with a goal of promoting and developing a "safety-first" atmosphere in the workplace. The committee was structured with a large group of 23 members, with the goal of improving the City's safety program and creating awareness. The group had many successes including: improved meeting structure; Safety Committee funding; development of a safety manual; updating Incident Report Forms; tracking and review of incidents; establishment of basic organization safety training programs and employee orientation protocol; citywide facility inspections and promotion of the Safety Program. It was always intended that the large group would eventually be reduced.

As a result, the attached Council Policy Statement is being recommended to define the organization, responsibilities and tenure of the City's Safety Committee in order to ensure the consistency of the program. In accordance with the provisions of Nebraska Revised Statute 48-443, the Committee will be comprised of an equal member of representatives for the Employer and the Employees. It is intended that the committee represent a diverse cross-section of all City departments and employees.

The following employees have agreed to serve on the reorganized committee:

|   |             |
|---|-------------|
| Bob Lausten – Employer representative       | 2 year term |
| Rich Uhl - Employer representative          | 3 year term |
| Pam Buethe - Employer representative        | 3 year term |
| Brian Lukasiewicz - Employer representative | 2 year term |
| Jeff Sinnott – Employee representative      | 3 year term |
| Pat Cavlovic – Employee representative      | 2 year term |
| Randy Ruhge – Employee representative (FOP) | 3 year term |
| Jeff Siebels – Employee representative      | 2 year term |
| Mary Alex – ex-officio (non-voting)         |             |

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

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING A COUNCIL POLICY STATEMENT PERTAINING TO THE ORGANIZATION, RESPONSIBILITIES, AND TENURE OF THE MEMBERS OF THE CITY SAFETY COMMITTEE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of La Vista has determined a Council Policy Statement regarding the La Vista Safety Committee is necessary; and

WHEREAS, a recommendation by the City Administrator, in consultation with staff has been made regarding procedures pertaining to the organization, responsibilities and appointment; and

WHEREAS, the recommended policy is in compliance with state statute.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby approve the Council Policy Statement pertaining to the organization, responsibilities and tenure of members of the city's Safety Committee.

PASSED AND APPROVED THIS 15TH DAY OF APRIL, 2008.

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**

---

**City Safety Committee Structure**

**Issued: April 15, 2008**

**Resolution No. 08-**

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 member 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 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.
6. 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 shall be selected from the members of the Committee as soon after the Committee members' terms commence on or about April 15, 2008. The terms of the Chair and Vice-Chair shall be two (2) years commencing with selection at the April meeting.

10. The Committee may adopt any formal written rules of procedure for the conduct of its business and proceedings as it deems appropriate.

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LA VISTA POLICE DEPARTMENT INTEROFFICE MEMORANDUM

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**TO:** PAM BUETHE, CITY CLERK  
**FROM:** BOB LAUSTEN, POLICE CHIEF  
**SUBJECT:** LOCAL BACKGROUND-CORPORATE MANAGER – KENO LIQUOR LICENSE  
**DATE:** 3/28/2008  
**CC:**

---

The police department conducted a check of computerized records on the applicant, Kimberly Armstrong, for criminal conduct in Nebraska in reference to the Corporate Manager Liquor License application. No entries were found.



March 28, 2008

Kimberly Armstrong  
13809 Edna Street  
Omaha, NE 68138

Dear Ms. Armstrong:

This letter is to inform you that the City of La Vista has received your corporate manager application for the Class I Liquor License #41459 of La Vista Keno Inc. dba La Vista Keno, 7101 South 84th Street, La Vista, Sarpy County, Nebraska.

Please note that the La Vista City Council will review this application at their regularly scheduled meeting on April 15, 2008. The meeting will be called to order at 7:00 p.m. and will be held at La Vista City Hall, 8116 Park View Blvd. You are requested to be present at the aforementioned meeting to answer any questions that the Mayor or members of the City Council may have concerning the application.

If you have any questions please feel free contact me.

Sincerely,

Pamela A. Buethe, CMC  
City Clerk

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

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

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

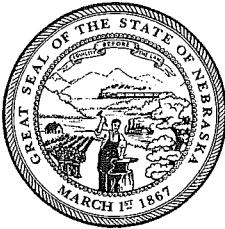
**Golf Course**  
8305 Park View Blvd.  
p: 402-339-9147

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

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

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

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



Dave Heineman  
Governor

## STATE OF NEBRASKA

### NEBRASKA LIQUOR CONTROL COMMISSION

**Robert B. Rupe**

Executive Director

301 Centennial Mall South, 5th Floor

P.O. Box 95046

Lincoln, Nebraska 68509-5046

Phone (402) 471-2571

Fax (402) 471-2814

TRS USER 800 833-7352 (TTY)

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

March 25, 2008

**LA VISTA CITY CLERK**  
**8116 PARK VIEW BLVD**  
**LA VISTA NE 68128 2198**

Dear Clerk:

Enclosed is a copy of a manager application for **Kimberly Armstrong** in connection with La Vista Keno Inc dba La Vista Keno, located at 7101 S 84 Street, La Vista NE.

Please present this application for manager to your Council and send us the results of their action.

Sincerely,

NEBRASKA LIQUOR CONTROL COMMISSION

A handwritten signature in black ink, appearing to read "Jennifer A. Cash".

Jennifer A. Cash  
Licensing Division

jc  
encl.

cc: file

**Rhonda R. Flower**  
Commissioner

**Bob Logsdon**  
Chairman

**Pat Thomas**  
Commissoner

**MANAGER APPLICATION**  
**INSERT - FORM 3c**

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

Office Use

**RECEIVED**

MAR 25 2008

NEBRASKA LIQUOR  
CONTROL COMMISSION

Corporate manager, including their spouse, are required to adhere to the following requirements

- 1) Must be a citizen of the United States
- 2) Must be a Nebraska resident (Chapter 2 - 006)
- 3) Must provide a copy of their certified birth certificate or INS papers
- 4) Must submit their fingerprints (2 cards per person)
- 5) Must be 21 years of age or older
- 6) Applicant may be required to take a training course

---

Corporation/LLC information

Name of Corporation/LLC: LA VISTA KENO, INC

---

Premise information

Premise License Number: 41459

Premise Trade Name/DBA: LA VISTA KENO

Premise Street Address: 7101 South 84 Street

City: LA VISTA State: NE Zip Code: 68128

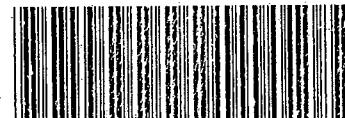
Premise Phone Number: 402-339-1606

---

**The individual whose name is listed in the president or contact member category on either insert form 3a or 3b must sign their name below.**

Richard T Bellino

**CORPORATE OFFICER SIGNATURE**  
(Faxed signatures are acceptable)



0800006523

Manager's information must be completed below PLEASE PRINT CLEARLY

RECEIVED

MAR 25 2008

Gender:  MALE

FEMALE

NEBRASKA LIQUOR  
CONTROL COMMISSION

Last Name: Armstrong First Name: Kimberly MI: A

Home Address (include PO Box if applicable): 13809 Edna St.

City: Omaha State: NE Zip Code: 68133

Home Phone Number: (402) 894-4491 Business Phone Number: (402) 537-9090

Social Security Number: \_\_\_\_\_ Drivers License Number & State: \_\_\_\_\_

Date Of Birth: 2-15-79 Place Of Birth: San Diego CA

Are you married? If yes, complete spouse's information (Even if a spousal affidavit has been submitted)

YES

NO

Spouse's information

Spouse's Last Name: Armstrong First Name: James  
MI: R

Social Security Number: \_\_\_\_\_ Drivers License Number & State: \_\_\_\_\_

Date Of Birth: 3-7-78 Place Of Birth: Omaha NE

APPLICANT AND SPOUSE MUST LIST RESIDENCE(S) FOR THE PAST 10 YEARS

| APPLICANT                       |                 | SPOUSE                            |                   |
|---------------------------------|-----------------|-----------------------------------|-------------------|
| CITY & STATE                    | YEAR<br>FROM TO | CITY & STATE                      | YEAR<br>FROM TO   |
| 7833 Longdale Dr, Lemon Bay, CA | Mar 03 to 05    | 8510 Makaha Circle, Papillion, NE | Mar 05 to 08      |
| 1850 Eldora St, Omaha, NE       | Nov 02 to 05    | 1850 Eldora St                    | Nov 02 to 05      |
| 13809 Edna St, Omaha, NE        | Nov 05 to 08    | 13809 Edna St, Omaha, NE          | Nov 05 to present |
| 339 F Imperial Beach Blvd       | Aug 98 to 01    | 339 F Imperial Beach Blvd         | Sept 99 to Nov 01 |

MANAGER'S LAST TWO EMPLOYERS

| YEAR<br>FROM TO  | NAME OF EMPLOYER | NAME OF SUPERVISOR | TELEPHONE NUMBER |
|------------------|------------------|--------------------|------------------|
| Nov 94 to Jun 95 | Vons             | Justin Detmar      | 858-454-2620     |
| Aug 98 to Aug 94 | A&W              | Tom Billehimer     | 619-698-5928     |

Manager and spouse must review and answer the questions below

PLEASE PRINT CLEARLY

RECEIVED

MAR 25 2008

NEBRASKA  
CONTROL COMMISSION  
LIQUOR

1. READ PARAGRAPH CAREFULLY AND ANSWER COMPLETELY AND ACCURATELY

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

YES  NO

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

---

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2. Have you or your spouse ever been approved or made application for a liquor license in Nebraska or any other state? **IF YES**, list the name of the premise.

YES

NO

---

3. Do you, as a manager, have all the qualifications required to hold a Nebraska Liquor License? Nebraska Liquor Control Act (§53-131.01)

YES

NO

---

4. Have you filed the required fingerprint cards and **PROPER FEES** with this application? (The check or money order must be made out to the Nebraska State Patrol for \$38.00 per person)

YES

NO

---

PRINTS ENCLOSED

## PERSONAL OATH AND CONSENT OF INVESTIGATION

RECEIVED

MAR 25 2008

NEBRASKA  
CONTROLLING  
COMMISSION

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

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

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

Kimberly A. Pausch  
Signature of Manager Applicant

J. J. T.  
Signature of Spouse

State of Nebraska

County of (General)

The foregoing instrument was acknowledged before  
me this 22<sup>nd</sup> Mar 2008 by

G. C. GALLUP  
Notary Public signature

Affix Seal Here

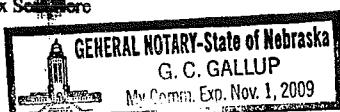


County of (General)

The foregoing instrument was acknowledged before  
me this 22<sup>nd</sup> Mar. 08 by

G. C. GALLUP  
Notary Public signature

Affix Seal Here



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

## SPOUSAL AFFIDAVIT OF NON PARTICIPATION INSERT

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

Office Use

**RECEIVED**

MAR 25 2008

NEBRASKA LIQUOR  
CONTROL COMMISSION

I acknowledge that I am the spouse of a liquor license holder. My signature below confirms that I will have not have any interest, directly or indirectly in the operation or profit of the business (§53-125(13)) of the Liquor Control Act. I will not tend bar, make sales, serve patrons, stock shelves, write checks, sign invoices or represent myself as the owner or in any way participate in the day to day operations of this business in any capacity. I understand my fingerprint will not be required; however, I am obligated to sign and disclose any information on all applications needed to process this application.

Signature of spouse asking for waiver  
(Spouse of individual listed below)

State of NEBRASKA

County of (GENERAL)

3/22/08

date

Notary Public signature

James R Armstrong

Printed name of spouse asking for waiver

The foregoing instrument was acknowledged before me this

name of person acknowledged

I acknowledge that I am the spouse of the above listed individual. I understand that my spouse and I are responsible for compliance with the conditions set out above. If it is determined that the above individual has violated (§53-125(13)) the Commission may cancel or revoke the liquor license.

Signature of individual involved with application  
(Spouse of individual listed above)

State of NEBRASKA

County of (GENERAL)

3/22/08

date

Notary Public signature

Kimberly Armstrong

Printed name of applying individual

The foregoing instrument was acknowledged before me this

name of person acknowledged

In compliance with the ADA, this spousal affidavit of non participation is available in other formats for persons with disabilities.  
A ten day advance period is requested in writing to produce the alternate format.

STATE OF CALIFORNIA  
CERTIFICATION OF VITAL RECORDCOUNTY OF SAN DIEGO  
GREGORY J. SMITH  
ASSESSOR/RECORDER/COUNTY CLERK

RECEIVED

MAR 25 2008

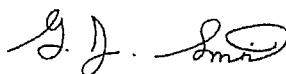
NEBRASKA LIQUOR  
CONTROL COMMISSION

104-19-054372

CERTIFICATE OF LIVE BIRTH  
STATE OF CALIFORNIA8009 03312  
LOCAL REGISTRATION DISTRICT AND CERTIFICATE NUMBER

|  |   |   |   |   |   |
|--|---|---|---|---|---|
| STATE BIRTH CERTIFICATE NUMBER               |   | 1A. NAME OF CHILD—FIRST<br>THIS CHILD<br>Kimberly   |   | 1B. MIDDLE<br>Ann                                       | 1C. LAST<br>Redmann                               |
| 2. SEX<br>Female                             | 3A. THIS BIRTH, SINGLE, TWIN<br>ETC.<br>Single  | 3B. IF MULTIPLE, THE CHILD<br>1ST, 2ND, ETC.<br>1st | 4. BIRTHWEIGHT<br>GROSS   | 5A. DATE OF BIRTH—MONTH, DAY, YEAR<br>February 15, 1979 | 5B. HOUR<br>0521                                  |
| PLACE OF BIRTH<br>Kaiser Foundation Hospital | 6A. PLACE OF BIRTH—NAME OF HOSPITAL<br>6C. CITY OR TOWN<br>San Diego  |   | 6B. STREET ADDRESS (STREET, NUMBER, OR LOCATION)<br>4647 Zion Avenue<br>6D. COUNTY<br>San Diego |   |   |
| MOTHER OF CHILD<br>Carol                     | 7A. BIRTH NAME OF MOTHER—FIRST<br>Carol   | 7B. MIDDLE<br>Nadine                                | 7C. LAST<br>LeRoy   | 8. STATE OF BIRTH<br>Indiana                            | 9. AGE OF MOTHER<br>26                            |
| FATHER OF CHILD<br>John                      | 10A. NAME OF FATHER—FIRST<br>John   | 10B. MIDDLE<br>Lyle                                 | 10C. LAST<br>Redmann  | 11. STATE OF BIRTH<br>N. Dakota                         | 12. AGE OF FATHER<br>28                           |
| PARENT'S CERTIFICATION                       | 13A. PARENT OR OTHER INFORMANT—SIGNATURE<br>► Carol & Redmann   |   | 13D. RELATIONSHIP TO CHILD<br>Mother  |   | 13C. DATE REVIEWED AND SIGNED<br>2-16-79          |
| ATTENDANT'S CERTIFICATION                    | 14A. PHYSICIAN (OR OTHER PERSON WHO ATTENDED THIS BIRTH)—DEGREE OR TITLE AND TYPED NAME<br>Michael D. Manley, M.D.<br>► Michael D. Manley, M.D. |   | 14B. DATE SIGNED<br>2-16-79   |   | 14D. ATTENDANT'S LICENSE NUMBER<br>G-27851        |
| LOCAL  | 14C. ADDRESS<br>4647 Zion Avenue San Diego, CA 92120  |   | 16. LOCAL REGISTRAR—SIGNATURE<br>► Michael D. Manley, M.D.                                      |   | 17. DATE ACCEPTED FOR REGISTRATION<br>FEB 28 1979 |
| 15. DEATH—ENTER DATE OF DEATH                |   |   |   |   |   |

This is a true and exact reproduction of the document officially registered and placed on file in the office of the San Diego County Recorder/Clerk.



March 17, 2008

Gregory J. Smith  
Assessor/Recorder/County Clerk

This copy is not valid unless prepared on an engraved border  
displaying date, seal and signature of the Recorder/County Clerk



\* 002272261 \*



**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
APRIL 15, 2008 AGENDA**

| <b>Subject:</b>                                   | <b>Type:</b>                              | <b>Submitted By:</b>              |
|---|---|-----------------------------------|
| CITIZEN ADVISORY REVIEW COMMITTEE —<br>EDP REPORT | RESOLUTION<br>ORDINANCE<br>◆ RECEIVE/FILE | BRENDA GUNN<br>CITY ADMINISTRATOR |

**SYNOPSIS**

A public hearing has been scheduled for the Citizen Advisory Review Committee to submit a written report to the Mayor and City Council regarding the City's Economic Development Program. A copy of the report is attached.

**FISCAL IMPACT**

N/A.

**RECOMMENDATION**

Receive/File.

**BACKGROUND**

Ordinance No. 921 established the City's Economic Development Program and formed the Citizen Advisory Review Committee which is charged with reporting to the Mayor and City Council in a public hearing at least once every six months.

## LA VISTA CITIZEN ADVISORY REVIEW COMMITTEE

To: Mayor and Members of the City Council      Dt: April 15, 2008  
Fr: Citizen Advisory Review Committee      Re: Economic Development Program Bi-  
Annual Report

Pursuant to §117-15 (g) the Citizen Advisory Review Committee shall report to the Mayor and City Council, at least once every six months, regarding the Economic Development Program. The following report generally covers activity for the period of October 2007 to date:

1. One application to the Economic Development Program has been received to date. The application was from John Q. Hammons to construct in Southport West a full service hotel and conference center facility comprised of a full service Embassy Suites Hotel (257 guest suites), adjacent conference center (approximately 80,000 gross s.f.) and an adjacent limited service Marriott Courtyard (243 rooms). This application was approved by the City Council of February 20, 2007.
2. The City has been collecting sales tax revenue for the Economic Development fund since its effective date. To date the fund has \$480,000. The FY 08 budget includes revenue from a General Fund sales tax transfer of \$675,320.08 and \$246,052.23 in interest to be collected on the construction loan. Budgeted expenditures for FY 08 include \$1,094,519.81 for debt service associated with the grant and construction loan and \$25,000 for legal fees.
3. The City's assessed valuation grew 37.8% from 2007 to 2008 to over \$897 million. *(This includes the recent annexation of the Val Verde and Southwind residential subdivisions, effective on September 14, 2007).*
4. The City's assessed valuation grew 224% (two hundred and fifty-nine percent) in last ten years (since 1998).
5. Since the start of the 2008 fiscal year on October 1, 2007, the City has received \$1,132,877 in local option sales tax revenue. This is a slight decrease of approximately 9.29% as compared to the same period in the prior fiscal year.
6. Since 1997, the City has issued building permits totaling in excess of \$701 million in valuation.

As previously reported, the members of the Citizen Advisory Review Committee consider themselves trustees of La Vista's Economic Development Program, based upon the parameters of Ordinance 921. In submitting this bi-annual report, the Committee notes that it has a sincere interest in monitoring and reporting to the Mayor and City Council on the City's economic health and objectively evaluating the City's progress and success in the economic arena. Thank you for this opportunity and we are happy to answer any questions.

Respectfully submitted:

Lynda Shafer, Chair  
Doug Kellner, Vice-Chair  
Rick Burns  
Jim Placzek

**CITY OF LA VISTA**  
**MAYOR AND CITY COUNCIL REPORT**  
**APRIL 15, 2008 AGENDA**

| Subject:                      | Type:                                     | Submitted By:                        |
|-------------------------------|---|--------------------------------------|
| PRODUCTION SERVICES AGREEMENT | ◆ RESOLUTION<br>ORDINANCE<br>RECEIVE/FILE | BRENDA S. GUNN<br>CITY ADMINISTRATOR |

**SYNOPSIS**

A resolution has been prepared to authorize the execution of a participation agreement with The Economic Report (Production Company) to produce a marketing feature segment in an amount not to exceed \$19,700.

**FISCAL IMPACT**

The FY 07/08 Lottery Fund budget provides funds for community marketing. The balance will be funded through other savings in the Lottery Fund.

**RECOMMENDATION**

Approval.

**BACKGROUND**

The Mayor and Council have identified the importance of economic development and the significance of encouraging business retention, expansion, attraction and entrepreneurship in the La Vista community. In the FY 07/08 Municipal Budget the Mayor and Council allocated resources to market the comparative advantages of La Vista.

The City has been approached by the producers of The Economic Report. The Economic Report, hosted by Greg Gumbel, airs during the day on a variety of well-known news networks throughout the country. In finalizing the 2008 series scheduling for "The Economic Report," they are considering City of La Vista for a 5-minute segment on topics, trends and issues related to "Hidden Gems of Economic Development" in their "Leaders in Economic Development Series." They indicated to me that their research had identified La Vista.

The La Vista segment would be designed to educate the viewers about the City of La Vista as it relates to location, lifestyle, work force, land availability, logistics and overall direction of the city; inform the viewers about the types of things La Vista is doing and has done to make it a "hidden gem of economic development." The visual will include on camera interviews and third party interviews, footage of new construction, existing businesses, lifestyle footage and community footage.

This segment will air one (1) time nationally on Fox Business Network and nineteen (19) times regionally on CNN Headline News and Regional News Networks in many of the top 100 markets nationwide through regional cable operators based on viewer demographics, interests and the distribution checklist. The Economic Report has no direct affiliation with the networks on which they air. This will also be streamed on YouTube™

broadcast network for 12 months and uplinked to Pathfire Digital Media™ enabling 700 newsrooms and 1,300 broadcast facilities to utilize as a video news release.

In exchange, the City would be obligated to fund the \$19,700 scheduling fee. La Vista will be provided with a copy of the segment to which La vista would own complete licensing rights and may use as we wish.

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

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE MAYOR TO EXECUTE A PARTICIPATION AGREEMENT WITH THE ECONOMIC REPORT (PRODUCTION COMPANY) TO PRODUCE A MARKETING FEATURE SEGMENT ON THE CITY OF LA VISTA.

WHEREAS, the Mayor and City Council wish to encourage business retention, expansion, attraction and entrepreneurship in La Vista; and

WHEREAS, the projected loss of Wal Mart from the 84<sup>th</sup> Street corridor has emphasized the need for the City to provide professional community information to prospective developers and retailers; and

WHEREAS the Mayor and City Council recognize the importance of allocating resources to market the comparative advantages of La Vista; and

WHEREAS, specialized marketing services are required to develop a marketing feature to promote economic development and sell prospects on La Vista; and

WHEREAS, the proposed FY 2007/08 Lottery fund contains funding for economic development related marketing; and

WHEREAS, the City will own the complete licensing rights to a marketing feature segment produced by The Economic Report and aired both nationally and regionally for an amount not to exceed \$19,700.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, that the Mayor is hereby authorized to execute a participation agreement with the Economic Report (Production Company) to produce a marketing feature segment on the City of La Vista, satisfactory in form to the City Administrator.

PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2008.

CITY OF LA VISTA

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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk