

OFFICIAL OATH

STATE OF NEBRASKA)
)
COUNTY OF SARPY) SS.

WITNESSETH: I, **Pablo Jimenez**, do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Nebraska against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely and without mental reservation or for purpose of evasion and that I will faithfully and impartially perform the duties of the position of **Police Officer** according to law and to the best of my ability. And I do further swear that I do not advocate, nor am I a member of, any political party or organization that advocates the overthrow of the government of the United States or of this State by force or violence; and that during such time as I am in this position I will not advocate nor become a member of any political party or organization that advocates the overthrow of the government of the United States or of this State by force or violence. So help me God.

Dated: May 15, 2007

Signature _____

Address _____

Subscribed and sworn to before me this ____ day of _____, 2007.

Notary Public

My commission expires: _____

OFFICIAL OATH

STATE OF NEBRASKA)
)
COUNTY OF SARPY) SS.

WITNESSETH: I, **Michael Loyd**, do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Nebraska against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely and without mental reservation or for purpose of evasion and that I will faithfully and impartially perform the duties of the position of **Police Officer** according to law and to the best of my ability. And I do further swear that I do not advocate, nor am I a member of, any political party or organization that advocates the overthrow of the government of the United States or of this State by force or violence; and that during such time as I am in this position I will not advocate nor become a member of any political party or organization that advocates the overthrow of the government of the United States or of this State by force or violence. So help me God.

Dated: May 15, 2007

Signature _____

Address _____

Subscribed and sworn to before me this _____ day of _____, 2007.

Notary Public

My commission expires: _____

OFFICIAL OATH

STATE OF NEBRASKA)
)
COUNTY OF SARPY) SS.

WITNESSETH: I, **Richard Uhl**, do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Nebraska against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely and without mental reservation or for purpose of evasion and that I will faithfully and impartially perform the duties of the position of **Fire Chief** according to law and to the best of my ability. And I do further swear that I do not advocate, nor am I a member of, any political party or organization that advocates the overthrow of the government of the United States or of this State by force or violence; and that during such time as I am in this position I will not advocate nor become a member of any political party or organization that advocates the overthrow of the government of the United States or of this State by force or violence. So help me God.

Dated: May 15, 2007

Signature _____

Address _____

Subscribed and sworn to before me this _____ day of _____, 2007.

Notary Public

My commission expires: _____

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING THE OFFICIAL BOND OF RICHARD UHL.

WHEREAS, the City Clerk presents at this meeting an individual bond previously filed with her.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council make and approve the following findings: The Bond is in joint and several form, payable to the City of La Vista in the penalty amount of \$1,000, conditioned for the faithful discharge of the duties of the office of the person giving said Bond; the corporate sureties of said Bond are legally authorized to transact business in the State of Nebraska; the Bond has been executed by the principal and sureties thereof and the required oath has been endorsed thereon and executed by the principal; the Bond has been previously filed with the City Clerk; and all applicable legal requirements with respect to said Bond have been satisfied.

BE IT FURTHER RESOLVED, that the Bond, including, but not limited to the penalty amount and all other terms and conditions thereof, is hereby approved, and the Mayor and City Clerk are hereby authorized to endorse the approval of the City Council and surety in writing on the Bond or by attachment incorporating or incorporated into the Bond by reference, which shall be effective as and constitute endorsement of approval upon said Bond.

BE IT FURTHER RESOLVED, that the City shall pay the premium for the Bond.

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized to take any other action as is necessary or appropriate to carry out the actions approved herein.

PASSED AND APPROVED THIS 15TH DAY OF MAY 2007.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

Nebraska



Effective Date: May 14th, 2007

Western Surety Company

OFFICIAL BOND AND OATH

KNOW ALL PERSONS BY THESE PRESENTS:

Bond No. 14986848

That we, Richard Louis Uhl,

as Principal, and WESTERN SURETY COMPANY, a corporation duly licensed to do business in the State of Nebraska, as Surety, are held and firmly bound, jointly and severally, unto the City of La Vista, and State of Nebraska, in the penal sum of One Thousand and 00/100 DOLLARS (\$ 1,000.00).

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the above bounden Principal has been ☒ appointed ☐ elected Fire Chief in and for the City of La Vista, State of Nebraska.

Now, if the said Principal shall faithfully discharge all the duties of his said office as required by law, then this bond to be void, otherwise to remain in full force and effect until the 14th day of May, 2008.

When the stated term of this bond shall be reduced to a shorter term by reason of the death, resignation or removal from office of the Principal for a cause not imposing liability on this bond, the Surety shall refund to the Obligor the unearned portion of the premium so paid for the term of this bond, subject to a reasonable minimum premium charge.

Dated this 9th day of May, 2007.

Principal

WESTERN SURETY COMPANY

By

Paul T. Bruflat

Paul T. Bruflat, Senior Vice President

PRINCIPAL'S OATH OF OFFICE

STATE OF NEBRASKA }
County of _____ } ss

I, _____, do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Nebraska, against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or for purpose of evasion; and that I will faithfully and impartially perform the duties of the office of _____ according to law, and to the best of my ability. And I do further swear that I do not advocate, nor am I a member of any political party or organization that advocates the overthrow of the government of the United States or of this State by force or violence; and that during such time as I am in this position I will not advocate nor become a member of any political party or organization that advocates the overthrow of the government of the United States or of this State by force or violence. So help me God.

Principal

Subscribed and sworn to by the above named _____

before me this _____ day of _____, _____.

WITNESS my hand and Official Seal

Clerk

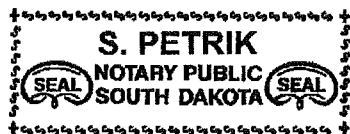
Deputy

ACKNOWLEDGMENT OF SURETY
(Corporate Officer)

STATE OF SOUTH DAKOTA }
County of Minnehaha } ss



On this 11th day of August, 2005, before me, the undersigned officer, personally appeared Paul T. Bruflat, known to me to be the aforesaid officer of WESTERN SURETY COMPANY, who acknowledges the within instrument to be the voluntary act and deed of said corporation.



My Commission Expires August 11, 2010

S. Petrik
Notary Public

ENDORSEMENT OF APPROVAL OF BOND NO. 14986848

The undersigned hereby approve the above-referenced bond and endorse in writing that the above-referenced bond was approved by the City Council of the City of La Vista and surety named in the bond, which bond is attached hereto and incorporated herein by this references. This reference shall be effective as an endorsement upon the Bond.

Endorsed this 15th day of May 2007.

Mayor Douglas Kindig

Councilmember Brenda L. Carlisle

Councilmember Ronald Sheehan

Councilmember Robert McLaughlin

Councilmember Terrilyn Quick

Councilmember Mark D. Ellerbeck

Councilmember Alan Ronan

Councilmember Anthony Gowan

Councilmember Kelly R. Sell

Pamela A. Buethe, CMC, City Clerk



**PROCLAMATION
EMERGENCY MEDICAL SERVICES WEEK**

WHEREAS, emergency medical service is a vital public service; and

WHEREAS, the members of emergency medical services teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

WHEREAS, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS, the emergency medical services systems consists of emergency physicians, emergency nurses, emergency medical technicians, paramedics, firefighters, educators, administrators, and others; and

WHEREAS, the members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and

WHEREAS, it is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week.

NOW, THEREFORE, I, Douglas Kindig, Mayor of the City of La Vista, in recognition of this event, do hereby proclaim the week of May 20 - 26, 2007 as EMERGENCY MEDICAL SERVICES WEEK with the theme, *Extraordinary People, Extraordinary Service*, and I encourage the community to observe this week with appropriate programs, ceremonies, and activities.

DATED THIS 15TH DAY OF MAY, 2007



Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk



***PROCLAMATION
NATIONAL PUBLIC WORKS WEEK***

WHEREAS, public works services provided in the City of La Vista are an integral part of our citizens' everyday lives; and

WHEREAS, the support of an understanding and informed citizenry is vital to the efficient operation of public works systems and programs such as sewers, streets and highways, public buildings, snow removal, park maintenance; and

WHEREAS, the health, safety and comfort of La Vista citizens greatly depend on these facilities and services; and

WHEREAS, the quality and effectiveness of these facilities, as well as their planning, design, and construction are dependent upon the efforts and skill of public works officials; and

WHEREAS, the efficiency of the qualified and dedicated personnel who staff the public works department is influenced by the public's attitude and understanding of the importance of their work.

NOW, THEREFORE, I, Douglas Kindig, Mayor of the City of La Vista, do hereby proclaim the week of May 20 through May 26, 2007 as

NATIONAL PUBLIC WORKS WEEK

in La Vista and call upon all citizens and civic organizations to acquaint themselves with the challenges involved in providing our public works and to recognize the contributions that public works officials make every day to our health, safety and comfort.

DATED THIS 15TH DAY OF MAY, 2007.



Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

MINUTE RECORD

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

LA VISTA CITY COUNCIL MEETING May 1, 2007

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 May 1, 2007. Present were Mayor Kindig and Councilmembers: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Absent: None. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Engineer Kottmann, City Clerk Buethe, Community Development Director Birch, Library Director Iwan, Finance Director Lindberg, Police Chief Lausten, District Two Fire Chief Viers, Recreation Director Stopak, Public Works Director Soucie, Chief Building Inspector Sinnett, and Building and Grounds Director Archibald,

A notice of the meeting was given in advance thereof by publication in the Times on April 19, 2007. 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.

PROCLAMATIONS – NATIONAL SAFE KIDS WEEK, BUILDING SAFETY WEEK, PUBLIC SERVICE RECOGNITION WEEK, NATIONAL POLICE WEEK

Mayor Kindig presented a proclamation declaring April 28 - May 6, 2007 as National Safe Kids Week to Amy Seys from Safe Kids of Sarpy/Cass County. Mayor Kindig presented a proclamation declaring May 6 - 12, 2007 as Building Safety Week to Chief Building Inspector Jeff Sinnett. Mayor Kindig presented a proclamation declaring May 13 - 19, 2007 as National Police Week to Police Chief Lausten. Mayor Kindig presented a proclamation declaring May 7 - 13, 2007 as Public Service Recognition Week to all those who serve in a public capacity.

CONSENT AGENDA

- 1. APPROVAL OF THE AGENDA AS PRESENTED**
- 2. MINUTES OF THE APRIL 17, 2007 CITY COUNCIL MEETING**
- 3. MINUTES OF THE APRIL 10, 2007 CIVIL SERVICE COMMITTEE MEETING**
- 4. MINUTES OF THE APRIL 18, 2007 PARK & RECREATION ADVISORY COMMITTEE MEETING**
- 5. NEW FIRE STATION NO. 2**
 - a. PAY REQUEST FROM HUNTEL COMMUNICATIONS FOR TELEPHONE EQUIPMENT - \$18,406.86**
 - b. PAY REQUEST FROM FGM ARCHITECTS FOR PROFESSIONAL SERVICES - \$6,512.09**
 - c. PAY REQUEST FROM COX BUSINESS SERVICES FOR CABLE SERVICES - \$3311.20**
- 6. PAY REQUEST FROM NELSON & ROCK CONTRACTING FOR LA VISTA FALLS GOLF COURSE DRAINAGEWAY STABILIZATION - \$128,480.00**
- 7. APPROVAL OF CLAIMS**

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

ACTION BATTERIES, Supplies	10.96
AKSARBEN GARAGE DOOR SVCS, Bldg & Grnds	405.00
AMERICAN FENCE, Bldg & Grnds	95.50
AMSAN, Dues	892.23
APWA-AMER PUBLIC WORKS ASSN, Contract Services	129.00
AQUILA, Utilities	6,093.01
ARAMARK UNIFORM SERVICES, Contract Services	202.98
ASAP SOFTWARE, Contract Services	336.00
BAKER & TAYLOR BOOKS, Books	328.22
BARONE SECURITY SYSTEMS, Contract Services	780.00
BATTERY ZONE, Supplies	57.90

MINUTE RECORD

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

May 1, 2007

BCDM-BERINGER CIACCIO DENNELL, Professional Services	585.00
BEACON ATHLETICS, Bldg & Grnds	570.00
BEACON BUILDING SERVICES, Contract Services	6,737.00
BENNINGTON IMPLEMENT, Vehicle Maint.	2,029.58
BIRCH, ANN, Auto Allowance	50.00
BRODART, Books	357.84
BUETHE, PAM, Contract Services/Bldg & Grnds/Vehicle Maint.	162.79
CAPSTONE PRESS, Books	30.90
CENTER POINT PUBLISHING, Books	77.88
CITY OF RALSTON, Contract Services	1,155.51
CONTROL MASTERS, Bldg & Grnds	384.70
CORBIT, JEFF, Auto Allowance	100.00
COX COMMUNICATIONS, Contract Services	184.10
DANIELSON EQUIPMENT/SUPPLY, Supplies	62.50
DAYSRING PRINTING, Printing	124.50
DIAMOND VOGEL PAINTS, Bldg & Grnds	208.45
DON'S PIONEER UNIFORMS, Wearing Apparel	140.85
DULTMEIER SALES & SERVICE, Vehicle Maint.	43.44
EBSCO SUBSCRIPTION SERVICES, Books	52.45
ED M. FELD EQUIPMENT, Wearing Apparel	1,192.74
EDGEWEAR SCREEN PRINTING, Wearing Apparel	1,520.00
EDM EQUIPMENT, Vehicle Maint.	213.00
ELECTRIC SPECIALTIES, Contract Services	120.00
FARQUHAR, MIKE, Auto Allowance	100.00
FEAUTO, RYAN, Refund	22.00
FILTER CARE, Vehicle Maint.	104.05
FIREGUARD, Squad Supplies	109.68
FITZGERALD SCHORR BARMETTLER, Professional Services	17,838.30
FOSTER, TERRY, Travel	20.00
FROELICH, RORY, Travel	63.00
GOLDMAN, JOHN, Travel	80.00
GRIECO, ANGELA, Refund	45.00
GUNN, BRENDA, Auto Allowance	300.00
H & H CHEVROLET, Vehicle Maint.	42.80
HARTS AUTO SUPPLY, Vehicle Maint.	117.00
HEARTLAND AWARDS, Plaque/Engraving	44.80
HEIMES, Street Maint.	54.67
HELGET GAS, Squad Supplies	50.00
HELWIG, JOHN, Travel	20.00
HOWE, NICK, Travel	63.00
HUNTEL, Contract Services	528.00
ICMA-INTL CITY/COUNTY MANAGE, Dues	848.00
IVERSON, DENNIS, Travel	40.00
IWAN, ROSE, Auto Allowance	45.00
J Q OFFICE EQUIPMENT, Contract Services	518.65
JACK'S UNIFORMS & EQUIPMENT, Wearing Apparel	3,599.69
JENSEN, APRIL, Refund	40.00
JOHNSON HARDWARE, Bldg & Grnds	20.80
KELLER, RON, Travel	20.00
KEY MASTERS, Bldg & Grnds	72.50
KIMBALL MIDWEST, Street Maint.	52.13
KINDIG, DOUGLAS, Auto Allowance/Telephone	180.00
KLINKER, MARK, Professional Service	200.00
KOSISKI AUTO PARTS, Vehicle Maint.	50.00
KUSTOM SIGNALS, Repair	200.00
LA VISTA COMMUNITY FOUNDATION, Payroll Deductions	257.00
LAMP RYNEARSON/ASSOCIATES, Professional Services	282.54
LAUGHLIN, KATHLEEN, Payroll Withholding	372.00
LAWLESS DISTRIBUTING, Concessions	355.50
LIFE ASSIST, Squad Supplies	5,920.85
LINWELD, Supplies/Tools	441.23
LUEBBERT, RAY, Travel	20.00
LUKASIEWICZ, BRIAN, Contract Services	71.25
LYNN PEAVEY COMPANY, Supplies	3.40
M & M PORTABLES, Rental	94.86
MATT FRIEND TRUCK EQUIPMENT, Vehicle Maint.	7,512.00
MCS SOLUTIONS, Contract Services	131.25
METRO AREA TRANSIT, Contract Services	510.00

MINUTE RECORD

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

May 1, 2007

MID AMERICA PAY PHONES, Telephone	100.00
MIDWEST FENCE COMPANY, Street Maint.	108.33
MIDWEST MUDJACKING, Bldg & Grnds	277.50
MIDWEST TURF & IRRIGATION, Bldg & Grnds	653.39
MILLER BRANDS, Concessions	204.60
MONARCH OIL, Street Maint.	345.00
MUD, Utilities	356.46
MUNICIPAL PIPE TOOL, Equip.	7,980.00
NATIONAL SAFETY COUNCIL, Training	640.00
NE CHAPTER APWA, Training	720.00
NE DEPT OF REVENUE-LOTT/5, Lottery Tax	66,418.43
NE DEPT OF ROADS, Signs	14,000.00
NE LIBRARY COMMISSION, Supplies	1,825.00
NE MACHINERY, Vehicle Maint.	116.08
NE NATIONAL BANK, Cart Lease	660.00
NE SOFTBALL ASSN DIST#10, Registration	1,760.00
NE U C FUND, Insurance/Bonds	6,502.00
NEBRASKA IOWA SUPPLY, Vehicle Supplies	26,151.30
NEWMAN TRAFFIC SIGNS, Bldg & Grnds	624.00
NEXTEL, Telephone	1,184.92
ODEY'S, Bldg & Grnds	94.08
OFFICE DEPOT, Supplies	188.55
OMAHA COMPOUND, Supplies	62.75
OMB EXPRESS POLICE SUPPLY, Wearing Apparel	128.98
OPPD, Utilities	88.40
OVERLY, STEVE, Travel	63.00
PAPILLION LA VISTA SCHOOL DIST, Career Fair	40.00
PAPILLION SANITATION, Contract Services	273.18
PAPILLION TIRE, Vehicle Maint.	75.70
PARAMOUNT LINEN & UNIFORM, Uniform Cleaning	628.66
PATTON EQUIPMENT, Equipment	170.00
PAYLESS, Supplies	17.97
PENWORTHY COMPANY, Books	768.17
PERFORMANCE CHRYSLER JEEP, Vehicle Maint.	346.00
PICS SMARTCARD, Squad Supplies	61.28
PRECISION INDUSTRIES, Vehicle Maint.	167.42
PREMIER-MIDWEST BEVERAGE, Concessions	102.30
PROPERTY SERVICES, Supplies	132.00
PRUITT, Vehicle Maint.	151.16
PVP COMMUNICATIONS, Repairs	41.00
QUEDENSLEY, BRAD, Travel	63.00
QWEST, Telephone	2,547.87
RAINBOW GLASS & SUPPLY, Bldg & Grnds	120.95
RANDOM HOUSE, Media	34.00
READY MIXED CONCRETE COMPANY, Street Maint.	195.10
RECORDED BOOKS, Audio Books	1,073.15
REVIVE INC., Supplies	340.00
ROSE EQUIPMENT, Vehicle Maint.	59.93
SAFETY-KLEEN CORPORATION, Contract Services	273.35
SAPP BROS PETROLEUM, Vehicle Supplies	951.56
SARPY COUNTY COURTHOUSE, Contract Services	3,099.17
SARPY COUNTY TREASURER, Contract Services	24,473.25
SETON IDENTIFICATION PRODUCTS, Tag Stamps	104.60
SEVENER,DUTCH, Travel	20.00
SHERWIN-WILLIAMS, Bldg & Grnds	169.28
SID 195 - MAYFAIR, Sewer Fees	660.00
SID 200 - SOUTHWIND, Sewer Fees	3,300.00
SIMPLEX GRINNELL LP, Bldg & Grnds/Vehicle Maint.	949.50
SMALL, BRADY, Travel	40.00
SMITH, MELANIE, Auto Allowance	100.00
SOUCIE, JOSEPH, Telephone	30.00
SOUTHEAST AREA CLERKS ASSN, Travel	100.00
SPETHMAN-TWIFORD, LORI, Travel	40.00
STANDARD HEATING AND AIR COND, Bldg & Grnds	574.00
STAPLES, Supplies	449.30
STOPAK, SCOTT, Travel	53.35
TARGET BANK, Supplies	38.15
TED'S MOWER SALES & SERVICE, Supplies	6.65

MINUTE RECORD

May 1, 2007

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

THERMO KING CHRISTENSEN, Vehicle Maint.	282.46
THOMSON GALE, Books	44.93
TREAT AMERICA FOOD SERVICES, Travel	120.39
TURF CARS, Equipment	98.25
TURF SUPPLY COMPANY, Supplies	837.00
TURFWERKS, Vehicle Maint.	436.52
TWIN CREEK ANIMAL HOSPITAL, K-9 Medical Care	476.10
UNITED SEEDS, Supplies	270.00
UPS, Postage	40.42
US POSTAL SERVICE, Postage	889.00
USI INC, Supplies	78.19
UTILITY EQUIPMENT COMPANY, Street Maint.	353.01
VERIPACK, Supplies	73.60
VERIZON, Telephone	90.50
VIERS, STEVE, Auto Allowance	100.00
WAL-MART, Supplies/Equip/Squad Supplies	1,211.79
WARD, DON, Travel	40.00
WARREN, CARLOS, Refund	45.00
WASTE MANAGEMENT, Bldg & Grnds	1,911.11
WATER'S EDGE AQUATIC DESIGN, Pool Improvements	1,500.00
WICK'S STERLING TRUCKS, Vehicle Maint.	71.81
WILDER, JONI, Auto Allowance	33.00
YOST, JOHN, Travel/Wearing Apparel	117.97

REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

City Administrator Gunn reminded Council, since many review the Council packet on the website, to check their mailboxes regularly for other mail.

Police Chief Lausten reported to Council on a police incident regarding an armed robbery.

Lausten reminded Council of the Police Officer Memorial Service at the Omaha Police Department, which will include a candle walk, on Monday, May 14, 2007.

Recreation Director Stopak reminded Council of the tree planting to be held on Friday, May 4, 2007 at 10:00 a.m.

Stopak informed Council the golf report is in their mailboxes. Currently, the golf course is 524 rounds over last April.

Stopak informed Council of the Community Center's recent award of recognition, from the Girl Scouts - Great Plains Council, for working with the Community.

ORDINANCES – AMEND CITY CODE

1. ORDINANCE - AMEND SECTION 31.21 - CITY TREASURER

Councilmember McLaughlin introduced Ordinance No. 1026 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTION 31.21; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Carlisle moved that the statutory rule requiring reading on three different days be suspended. Councilmember Gowan seconded the motion to suspend the rules and upon roll call vote on the motion the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were absent: None. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Councilmember Carlisle moved for final passage of the ordinance which motion was seconded by Councilmember McLaughlin. The Mayor then stated the question was, "Shall Ordinance No.1026 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were absent: None. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the City Clerk attested the passage/approval of the same and affixed her signature thereto.

MINUTE RECORD

2. ORDINANCE - AMEND SECTION 33.17 - CLOSED SESSIONS

Councilmember Gowan introduced Ordinance No. 1027 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTION 33.17; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Sell moved that the statutory rule requiring reading on three different days be suspended. Councilmember Quick seconded the motion to suspend the rules and upon roll call vote on the motion the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were absent: None. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Councilmember Carlisle moved for final passage of the ordinance which motion was seconded by Councilmember McLaughlin. The Mayor then stated the question was, "Shall Ordinance No.1027 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were absent: None. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the City Clerk attested the passage/approval of the same and affixed her signature thereto.

3. ORDINANCE - AMEND SECTION 33.21 - NOTICE TO NEWS MEDIA

Councilmember McLaughlin introduced Ordinance No. 1028 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTION 33.21; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Carlisle moved that the statutory rule requiring reading on three different days be suspended. Councilmember Quick seconded the motion to suspend the rules and upon roll call vote on the motion the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were absent: None. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Councilmember McLaughlin moved for final passage of the ordinance which motion was seconded by Councilmember Carlisle. The Mayor then stated the question was, "Shall Ordinance No.1028 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were absent: None. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the City Clerk attested the passage/approval of the same and affixed her signature thereto.

4. ORDINANCE - AMEND SECTION 33.57 - CONFLICT OF INTEREST INVOLVING CONTRACTS

Councilmember McLaughlin introduced Ordinance No. 1029 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTION 33.57; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Sell moved that the statutory rule requiring reading on three different days be suspended. Councilmember Carlisle seconded the motion to suspend the rules and upon roll call vote on the motion the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were absent: None. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Councilmember Carlisle moved for final passage of the ordinance which motion was seconded by Councilmember McLaughlin. Councilmember Sheehan questioned whether "a direct pecuniary fee or commission as a result of the contract" under subsection (B)(2)(b) included payment of dividends on publicly traded stock; to which City Attorney McKeon stated that it did not. The Mayor then stated the question

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was, "Shall Ordinance No.1029 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were absent: None. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the City Clerk attested the passage/approval of the same and affixed her signature thereto.

5. ORDINANCE - AMEND SECTION 35.48 - ADOPTED BUDGETED STATEMENT

Councilmember McLaughlin introduced Ordinance No. 1030 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTION 35.48; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Quick moved that the statutory rule requiring reading on three different days be suspended. Councilmember Sell seconded the motion to suspend the rules and upon roll call vote on the motion the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were absent: None. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Councilmember McLaughlin moved for final passage of the ordinance which motion was seconded by Councilmember Quick. The Mayor then stated the question was, "Shall Ordinance No.1030 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were absent: None. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the City Clerk attested the passage/approval of the same and affixed her signature thereto.

6. ORDINANCE - AMEND SECTION 35.50 - PROPERTY TAX REQUEST

Councilmember McLaughlin introduced Ordinance No. 1031 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTION 35.50; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Carlisle moved that the statutory rule requiring reading on three different days be suspended. Councilmember Gowan seconded the motion to suspend the rules and upon roll call vote on the motion the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were absent: None. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Councilmember McLaughlin moved for final passage of the ordinance which motion was seconded by Councilmember Quick. The Mayor then stated the question was, "Shall Ordinance No.1031 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were absent: None. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the City Clerk attested the passage/approval of the same and affixed her signature thereto.

7. ORDINANCE - AMEND SECTION 70.035 - CHILD PASSENGER RESTRAINT SYSTEM

Councilmember McLaughlin introduced Ordinance No. 1032 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTION 70.035; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Carlisle moved that the statutory rule requiring reading on three different days be suspended. Councilmember Gowan seconded the motion to suspend the rules and upon roll call vote on the motion the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were

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absent: None. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Councilmember McLaughlin moved for final passage of the ordinance which motion was seconded by Councilmember Quick. Councilmember Sheehan questioned whether paragraph (C) allowed drivers of emergency apparatus and police vehicles to go without a seatbelt. Police Chief Lausten explained that this is with regard to child restraint seats such as in an ambulance or cruiser when a child seat may not be available. Lausten explained that the La Vista police department had car and booster seats for the transporting of babies and toddlers in cruisers in certain non-emergency situations. The Mayor then stated the question was, "Shall Ordinance No.1032 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were absent: None. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the City Clerk attested the passage/approval of the same and affixed her signature thereto.

8. ORDINANCE - AMEND SECTION 70.056 - PENALTY

Councilmember McLaughlin introduced Ordinance No. 1033 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTION 70.056; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Quick moved that the statutory rule requiring reading on three different days be suspended. Councilmember Sell seconded the motion to suspend the rules and upon roll call vote on the motion the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were absent: None. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Councilmember Carlisle moved for final passage of the ordinance which motion was seconded by Councilmember Quick. The Mayor then stated the question was, "Shall Ordinance No.1033 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were absent: None. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the City Clerk attested the passage/approval of the same and affixed her signature thereto.

9. ORDINANCE - AMEND SECTION 71.016 - DRIVING UNDER INFLUENCE OF ALCOHOL &/OR DRUGS

Councilmember McLaughlin introduced Ordinance No. 1034 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTION 71.016; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Carlisle moved that the statutory rule requiring reading on three different days be suspended. Councilmember Ellerbeck seconded the motion to suspend the rules and upon roll call vote on the motion the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were absent: None. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Councilmember Carlisle moved for final passage of the ordinance which motion was seconded by Councilmember McLaughlin. Councilmember Sheehan questioned as to whether an individual that was stopped for possible influence of drugs/alcohol could choose the method of testing. Police Chief Lausten stated that the police officer makes that determination. The Mayor then stated the question was, "Shall Ordinance No.1034 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were absent: None. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and

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approved the ordinance and the City Clerk attested the passage/approval of the same and affixed her signature thereto.

10. ORDINANCE - AMEND SECTION 114.30 - CATERING LICENSE

Councilmember Gowan introduced Ordinance No. 1035 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTION 114.30; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember McLaughlin moved that the statutory rule requiring reading on three different days be suspended. Councilmember Quick seconded the motion to suspend the rules and upon roll call vote on the motion the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were absent: None. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Councilmember Carlisle moved for final passage of the ordinance which motion was seconded by Councilmember Ellerbeck. The Mayor then stated the question was, "Shall Ordinance No.1035 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were absent: None. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the City Clerk attested the passage/approval of the same and affixed her signature thereto.

C. RESOLUTION – EASEMENT RELEASE – LOT 1 & 4, SOUTHPORT WEST (N OF GILES RD, W OF WESTPORT PKWY)

Councilmember Carlisle introduced and moved for the adoption of Resolution No. 07-043: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA TO ADJUST THE LOCATION OF PART OF A STORM SEWER EASEMENT, LOT 1 AND LOT 4, SOUTHPORT WEST SUBDIVISION; AND TO AUTHORIZE THE MAYOR TO TAKE SUCH ACTIONS AS NECESSARY OR APPROPRIATE TO CARRY OUT THE ACTIONS APPROVED HEREIN.

WHEREAS, Sanitary and Improvement District No. 253 and the City of La Vista, Sarpy County, Nebraska, ("City") were granted a Permanent Storm Sewer Easement per the plat of Southport West, a subdivision in Sarpy County, Nebraska, recorded as Instrument No. 2005-21955 (the "Plat") in the Sarpy County Register of Deeds office; and

WHEREAS, the City annexed the property located with Southport West, and is now the sole beneficiary of the dedicated storm sewer easement; and

WHEREAS, SPW Partners, LLC is the owner of Lot 1, Southport West, and Southport West Partners, LLC is the owner of Lot 4, Southport West, per special warranty deeds recorded as Instruments No. 2006-12539 and 2004-20235, respectively, in the Sarpy County Register of Deeds office ("Owner"); and

WHEREAS, the location of part of the original storm sewer easement across Lot 1 and Lot 4, Southport West, must be adjusted due to utility conflicts; and

WHEREAS, the City, SPW Partners, LLC and Southport West Partners, LLC desire to accomplish said adjustment by the termination and release of the original easement across Lot 1 and Lot 4, and concurrent grant of new easements by separate instruments.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, do hereby approve the adjustment of part of the existing permanent storm sewer easement across Lot 1 and Lot 4, Southport West, pursuant to the Termination and Release of part of Existing permanent Storm Sewer Easement and the Permanent Storm Sewer Easements in form and content presented at this meeting and incorporated herein by this reference.

BE IT FURTHER RESOLVED, that the Mayor and City Council hereby approve said Termination and Release of Part of Existing Permanent Storm Sewer Easement.

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BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute the Termination and Release of Part of Existing Permanent Storm Sewer Easement, and to take such further actions as necessary or appropriate to carry out the resolutions approved herein.

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

D. RESOLUTION – SARPY COUNTY RIGHT OF WAY VACATION – 120TH STREET (SOUTH OF GILES RD.)

Councilmember Carlisle introduced and moved for the adoption of Resolution No. 07-044: RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA RECOMMENDING APPROVAL OF THE PROPOSED VACATION OF A PORTION OF UNUSED RIGHT-OF-WAY LOCATED AT 120TH STREET SOUTH OF GILES ROAD IN SARPY COUNTY, NEBRASKA AS IDENTIFIED IN THE ATTACHED EXHIBIT "A", SUBJECT TO COMPLIANCE WITH THE CONDITIONS IDENTIFIED BY THE CITY ENGINEER, AND REPEALING RESOLUTION NO 06-136.

WHEREAS, on October 3, 2006, the City Council approved Resolution No.06-136 regarding the vacation of a portion of unused right-of-way located at 120th Street south of Giles Road, located in the Southeast ¼ of Section 18, T14N, R12E of the 6th P.M., Sarpy County, Nebraska as identified in the attached Exhibit A; and

WHEREAS, the County Attorney and County Surveyor have requested that the City repeal the previous resolution and modify the conditions to allow for filling if a plan is approved by the City; and

WHEREAS, the City Engineer and staff recommend the vacation of this portion of unused right-of-way subject to the following revised conditions:

1. A sewer and drainage easement be granted across all of the right-of-way to be vacated; and
2. Filling shall only be permitted within the right-of-way to be vacated subject to the City's approval of a grading and drainage plan.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, do hereby repeal Resolution No. 06-136 and recommend to the County Board the approval the vacation of a portion of unused right-of-way located at 120th Street south of Giles Road subject to the two conditions listed in the last recital above.

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

E. RESOLUTION – AWARD CONTRACT – 2007 PAVEMENT RECONSTRUCTION PROGRAM

Councilmember Quick introduced and moved for the adoption of Resolution No. 07-045: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AWARDDING A CONTRACT TO WESTERN ENGINEERING COMPANY, INC., OMAHA, NEBRASKA, FOR THE 2007 PAVEMENT RECONSTRUCTION PROGRAM IN AN AMOUNT NOT TO EXCEED \$578,279.30.

WHEREAS, the City Council of the City of La Vista has determined that certain pavement reconstruction is necessary; and

WHEREAS, the FY 2006/07 Construction Fund budget includes funds for the 2007 Pavement Reconstruction Program; and

WHEREAS, on April 3, 2007 the City Council authorized the advertisement of bids for said project in accordance with plans and specifications as prepared by the City Engineer; and

WHEREAS, the City Engineer has reviewed the bids and recommends that a contract be awarded to Western Engineering Company, Inc., as the low qualified bidder; and

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

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, that a contract be awarded to Western Engineering Company, Inc., for the 2007 Pavement Reconstruction Program in an amount not to exceed \$578,279.30, and that the Mayor is hereby authorized to execute said contract and the City Clerk is further directed to attest to the same.

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

F. RESOLUTION – SOLID WASTE MANAGEMENT AGREEMENT

Councilmember Sell introduced and moved for the adoption of Resolution No. 07-046: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE MAYOR TO EXECUTE A SOLID WASTE MANAGEMENT AGREEMENT WITH SARPY COUNTY, NEBRASKA.

WHEREAS, the current Solid Waste Management agreement with Sarpy County will expire on May 17, 2007, and

WHEREAS, Sarpy County Landfill is owned by the County of Sarpy, Nebraska, and

WHEREAS, the City of La Vista desires to use the Sarpy County Landfill, and

WHEREAS, this agreement will permit the City of La Vista to dispose of solid waste on grounds provided by the Sarpy County Landfill,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, authorize the Mayor and City Clerk to enter into a Solid Waste Management Agreement with Sarpy County.

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

G. RESOLUTION – AUTHORIZE PURCHASE OF COMPUTER EQUIPMENT FOR LIBRARY

Councilmember Carlisle introduced and moved for the adoption of Resolution No. 07-047: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE PURCHASE OF FIFTEEN HEWLETT PACKARD COMPUTERS WITH SOFTWARE FROM CDW-GOVERNMENT, INC. IN AN AMOUNT NOT TO EXCEED \$11,904.00.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of computer equipment is necessary; and

WHEREAS, the FY 06/07 Operating budgets did include funds for the purchase of said computer equipment; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize the purchase of eleven Hewlett Packard Computers with Software from CDW-Government, Inc. in an amount not to exceed \$11,904.00.

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

H. RESOLUTION – INTERLOCAL COOPERATION AGREEMENT – LEAGUE ASSOCIATION OF RISK MANAGEMENT (LARM)

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Councilmember McLaughlin introduced and moved for the adoption of Resolution No. 07-048: 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, 2010, and hereby authorize the Mayor to execute the necessary agreements to implement the action authorized herein.

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

I. RESOLUTION - AUTHORIZE ADVERTISEMENT FOR REQUEST FOR PROPOSALS (RFP) - MUNICIPAL FACILITIES PLAN

Councilmember Carlisle introduced and moved for the adoption of Resolution No. 07-049: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE ADVERTISEMENT OF REQUEST FOR PROPOSALS FOR ARCHITECTURAL/PROFESSIONAL SERVICES ASSOCIATED WITH THE DEVELOPMENT OF A MUNICIPAL FACILITIES PLAN.

WHEREAS, the Mayor and Council have determined that it is desirable to take proposals for architectural/professional services for the development of a Municipal Facilities Plan; and

WHEREAS, the City Administrator has prepared specifications for the request for proposals; and

WHEREAS, the FY 06/07 Construction Fund budget provides funding for such professional services.

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 City Administrator, and said sealed proposals are to be opened publicly at 4:30 p.m. June 13, 2007, at City Hall, 8116 Park View Blvd., La Vista, Nebraska 68128.

Publish Notice

May 10, 2007

Open Proposals

June 13, 2007

Tentative Award Date

August 7, 2007

Seconded by Councilmember Gowan. Councilmember Sheehan stated his trepidation with going forward with municipal facilities plans. Councilmembers voting aye: Sell, Ronan, Quick,

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Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

COMMENTS FROM THE FLOOR

Martin Ware addressed Council informing them of an incident involving him and some neighborhood youth. An officer was called and the officer addressed the youth and told Mr. Ware that they are good kids. Mr. Ware feels the officer should talk to their families. Mayor Kindig requested that Police Chief Lausten look into this and provide a report on the incident in a few days.

Councilmember Sheehan asked how old the kids are and Mr. Ware responded that they are teenagers.

COMMENTS FROM MAYOR AND COUNCIL

Mayor Kindig reminded Council of the Annual School Carnival at G. Stanley Elementary School on Friday, May 4th, from 5:00 - 8:00 p.m. The Mayor and Councilmember Sheehan will be cooking and others helping will need to be there between 4:30 and 4:45 p.m.

Mayor Kindig asked any Councilmember who is able to represent the City at the Tree Planting Ceremony at 10:00 a.m. on Friday in City Park to inform Recreation Director Stopak or Mary Alex.

Mayor Kindig commented on his "Mayor for the Day" winner - Jasmine Goodfellow.

Mayor Kindig, Councilmembers Gowan and Sell, City Administrator Gunn, and Assistant City Administrator Ramirez, attended a recent Southwind Subdivision meeting. The Mayor stated that it was a good meeting with open communication. The residents are anxious to, someday, be annexed in to La Vista.

The Mayor will ride and Councilmembers will walk and hand out treats during the La Vista Days parade. The Mayor's luncheon will be held at Central Park this year.

ADJOURNMENT

At 7:53 p.m. Councilmember Sell made a motion to adjourn the meeting. Seconded by Councilmember Gowan. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

PASSED AND APPROVED THIS 15TH DAY OF MAY 2007.

CITY OF LA VISTA

ATTEST:

Douglas Kindig, Mayor

Pamela A. Buethe, CMC
City Clerk

K:\APPS\CITYHALL\07 COUNCIL MINUTES\May 1

MEETING OF THE LIBRARY ADVISORY BOARD CITY OF LA VISTA

MINUTES OF MEETING March 8, 2007

Members Present: Tina Crea Samantha Maine Carol Westlund
 Rose Iwan Barbara Weikle

Agenda Item #1: Call to Order

The meeting was called to order at 5:32 p.m.

Agenda Item #2: Introductions

The newest board member, Samantha Maine, was introduced.

Agenda Item #3: Approval of Minutes of January 11, 2007 Meeting. It was moved by Westlund and seconded by Weikle that the minutes be accepted as presented. Ayes: all. Nays: none. Motion carried.

Agenda Item #4: Library Director's Report.

- a. Programs: an overview of various programs was given including the Harry Potter Program that will be given during summer.
- b. Employee updates were given: Rebecca Stone has rejoined the library staff. Kathryn Barta is the new daytime storytime assistant. All full-time employees underwent CERT (Community Emergency Response Team) training.

Agenda Item #5: Circulation Report. Library Director Iwan distributed the circulation report. The report was discussed and accepted.

Agenda Item #6: Old Business.

- a. Current and future grants were reviewed. The La Vista Community Foundation grant helped fund a craft that was held at the library and also taken to the Granville Assisted Living facility and the Senior Group at the La Vista Senior Center. The grant written by Joni Wilder for "Read and Play – Building Literacy and Socialization" and submitted it to the La Vista Community Foundation. Wilder was awarded the grant and will implement. Wilder also wrote a Youth Grant for \$800 through the Nebraska Library Commission. This grant focuses on Boys and Reading to build literacy and socialization skills through reading and game programs for boys in grades 4-6.
- b. State Report. A written synopsis was distributed to each board member.
- c. One position still exists for the Library Advisory Board.
- d. Summer Reading Program 2007. This year's theme: Get a Clue @ your library TM. A letter of support was sent to the Fire Fighters Association requesting their continued financial support.

Agenda Item #7: New Business.

- a. Library Safety. Through the city's Safety Committee, an inspection was completed by Committee members concerning the library's safety. The report was discussed.

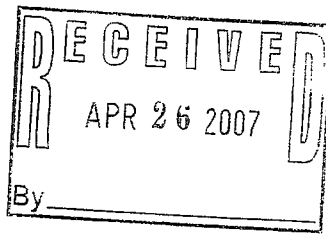
Agenda Item #8: Comments from the Floor. There was a question concerning the recent snow day. The library follows the Metropolitan Community College for snow closings. This way, the parking lots and sidewalks can be cleared and there is consistency within the building.

Agenda Item #9: Comments from the Board. There were no comments from the board.

There was a motion by Westlund and seconded by Crea to adjourn the meeting at 6:23 p.m.

The next meeting is scheduled for May 10th, 2007 at 5:30 p.m. at the La Vista Public Library, Room #142.

Please Remit Payment To:
D&D COMMUNICATIONS
 DIVISION OF FIRST WIRELESS, INC.
 13444 L STREET
 OMAHA NE 68137
 (402) 895-6100



Invoice	58648
Date	4/13/2007
Page	1
Order #	05-1715

Bill To:

LAVISTA, CITY OF
 ACCOUNTS PAYABLE
 8116 - 96TH STREET
 LA VISTA NE 68128-2198

Ship To:

LAVISTA, CITY OF
 LA VISTA FIRE STATION # 2
 LA VISTA NE 68128

Hauster

Purchase Order No.	Customer ID	Salesperson ID	Shipping Method	Payment Terms	Req Ship Date	Master No.
LVFD-2 2-2007	01-LAV0020	01-003	BEST WAY	Net 10 Days	2/13/2007	13,210
QTY	Item Number	Description / Serial Number	Unit Price	Ext. Price		
1	AAM25RHD9AA2AN	CDM1250 403-470MHZ 1-25W 64 CH 103THAJ194 TX: 458.900/ RX 453.900 DPL 132 (WB)	\$544.00	\$544.00	1	
1	GKN6272	EXTERNAL ALARM RELAY & CABLE	\$47.00	\$47.00		
1	HPN4008	PS 14V DC 10A 117 VAC	\$224.00	\$224.00		
1	RMN5068	DESKTOP MIC	\$102.00	\$102.00		
1	GLN7318	BASE TRAY W/O SPEAKER ARIANE	\$34.00	\$34.00		
1	901-9131	M5 COMMUNICATIONS ENCODER TONE A: 1395 HZ TONE B: 1251.4 HZ 1 SEC/3 SEC - CODE "84"	\$455.00	\$455.00		
1	815-9015	ZETRON POWER SUPPLY	\$25.00	\$25.00		
1	709-7192	INTERFACING CABLE	\$30.00	\$30.00		
1	MISCSALE	ITEM - INTRENAL UHF ANTENNA SYSTEM	\$76.00	\$76.00		
1	INSTALL	EQUIPMENT INSTALLATION SETUP/INSTALL UHF PAGING TO PA SYSTEM/OVERHEAD DOOR SYSTEM	\$595.00	\$595.00		
1	HPN4007	PS 14V 10A 117 VAC ASTRO	\$296.00	\$296.00		
1	HMN1050	MIC DESK PL	\$169.00	\$169.00		
1	HLN6042	BASE TRAY SPECTRA	\$77.00	\$77.00		
1	INSTALL	EQUIPMENT INSTALLATION SETUP/INSTALL 800 MHZ TO PA SYSTEM	\$425.00	\$425.00		
1	MISCSALE	ITEM - INTERNAL 800 MHZ ANTENNA SYSTEM	\$76.00	\$76.00		
1	MISCSALE	ITEM - MISC HARDWARE	\$150.00	\$150.00		

FIRE STATION # 2
OK - Consent Agenda
5-15-07
Bf

Work Ticket Info	Subtotal	\$3,325.00
Unit #	Misc	\$0.00
Model #	Tax	\$0.00
Serial #	Freight	\$0.00
	Payment Recvd	\$0.00
	Total Due	\$3,325.00

Correspond to:
Krueger International, Inc.
P.O. Box 8100
Green Bay, WI 54308-8100
Telephone (920) 458-8100

Remit to:
KRUEGER INTERNATIONAL, INC.
BIN 088
MILWAUKEE, WI 53288-0088

All correspondence must
show this number.

INVOICE REPRINT

F.I.N. 99-1375580

INVOICE NUMBER	12128924-00	INVOICE DATE	5/02/07	PRINT DATE	5/02/07	PAGE	004
ORDER NUMBER	933851	REF INVOICE	NEW	REF ORDER	637493	REF RMA	

SOLD TO:
CUSTOMER 40115
La Vista, City of
8116 Park View Boulevard
La Vista, NE 68128-2198

BILL TO: CUSTOMER 40115

LA VISTA CITY OF
8116 PARK VIEW BOULEVARD
LA VISTA NE 68128-2198

SHIP TO
ISI
MK:KI SERVICES
6500 NORTH 91ST PLAZA
OMAHA, NE 68122

CUSTOMER P.O.	REQUEST DATE	ENTRY DATE	CURRENCY	MARKET
LVFD0906		5/02/07	U. S. Dollar	9
YEPMS	TAX EXEMPT NO	CELL	ORDER TYPE	INVOICE DATE
Partial Payment		70DAL	5	5/02/07
SLPH1		SLPN2		SLPNS
20904 O'Neill, Brian		I		20904 O'Neill, Brian
				I

LINE	ITEM NO / DESCRIPTION	QTY ORDERED	QTY SHIPPED	QTY BACKORDERED	UM	NET PRICE	EXTENDED AMOUNT
	RAPV : RAPTURE UPHOLSTERED CHAIRS RAPWAUS : RAPTURE W/ARM UPH SEAT BL : (BL) BLACK FINISH PBL : BLACK PLASTIC FINISH P : (P) PLASTIC GLIDES KOM : KI ORDERED MATERIAL 27.KOM = ARC COM CIRCUIT PEBBLE AC-68102 #3 CUSTOMER PO LINE NO.: 000						
10	SRAPU/637493-27	11.000	11.000		EA	265.860	2,924.46
	SRAPNAPB/US/BL/PBL/P/KOM					WHSE-GB	
	SRAPU : RAPTURE UPHOLSTERED STOOLS SRAPNAPB : RAPTURE STOOL N/A POLY BACK US : (US) UPHOLSTERED SEAT BL : (BL) BLACK FINISH PBL : BLACK PLASTIC FINISH P : (P) PLASTIC GLIDES KOM : KI ORDERED MATERIAL 27.KOM = ARC COM CIRCUIT PEBBLE AC-68102 #3 CUSTOMER PO LINE NO.: 000						
	Less Deposit Received						15,749.12-
	Less Payment Received						
			.00				
						SUBTOTAL	13,633.08
						FINAL TOTAL	1,804.18
							1,804.18

All prices subject to change at time of shipment. Orders acknowledged cannot be cancelled except with our consent and upon terms which will indemnify us from loss. Merchandise returned without permission will not be accepted. Seller represents that with respect to the production of the articles and/or the performance of the services covered by this invoice, it has fully complied with section 12(A) of the Fair Labor Standards Act of 1938, as amended.

CUSTOMER'S INVOICE COPY

KI ACCEPTS YOUR ABOVE-REFERENCED ORDER UPON THE EXPRESS CONDITION THAT YOU AGREE TO THE TERMS SET FORTH IN THIS ACKNOWLEDGEMENT, INCLUDING ALL THE TERMS SET FORTH ON THE REVERSE SIDE.

Consent Aena
5-5-07
FILE
Balance remaining
\$1,804.18

All correspondence must
show this number.

INVOICE REPRINT

Correspond to:
Krueger International, Inc.
P.O. Box 8100
Green Bay, WI 54308-8100
telephone (920) 488-8100

Remit to:
KRUEGER INTERNATIONAL, INC.
BIN 088
MILWAUKEE, WI 53288-0088

F.I.N. 39-1375580

INVOICE NUMBER	12128924-00	INVOICE DATE	5/02/07	PRINT DATE	5/02/07	PAGE	001
ORDER NUMBER	933851	REF INVOICE	NEW	REF ORDER	637493	REF RMA	

SOLD TO: La Vista, City of
CUSTOMER 40115 8116 Park View Boulevard
La Vista, NE 68128-2198

BILL TO: CUSTOMER 40115

LA VISTA CITY OF
8116 PARK VIEW BOULEVARD
LA VISTA NE 68128-2198

SHIP TO
ISI
MK:KI SERVICES
6500 NORTH 91ST PLAZA
OMAHA, NE 68122

CUSTOMER P.O.		REQUEST DATE	ENTRY DATE	CURRENCY		MARKET	
LVFD0906			5/02/07	U. S. Dollar		9	
TERMS	TAX EXEMPT NO	CELL	ORDER TYPE	INVOICE DATE			
Partial Payment		70DAL	5	5/02/07			
SLPH1		SLPN2	SLPNS				
20904 O'Neill, Brian		I	20904 O'Neill, Brian				
LINE	ITEM NO / DESCRIPTION	QTY ORDERED	QTY SHIPPED	QTY BACKORDERED	UM	NET PRICE	EXTENDED AMOUNT
	Please contact XI's COM department at 800-454-9796 to provide KOM fabric directions a minimum of 2 wks before the estimated ship date. Failure to do so may result in the order being placed on hold.						
1	HUN/637493 HUN2460/54B/EBL/LTE/BL/4CW HUN : HURRY UP NESTING TABLE HUN2460 : 24X60 RECTANGLE NESTING TABLE 54B : (54B) 1 1/4 VINYL BULLNOSE EBL : (EBL) BLACK EDGE COLOR LTE : TUNGSTEN EVOLVE 4814-60 BL : (BL) BLACK FINISH 4CW : (4CW) 4 CASTERS -2 ARE LOCKING EBL : (EBL) TMOLD RD 1.280 BLACK CUSTOMER PO LINE NO.: 000	18.000	18.000		EA	462.860	8,331.48
	WHSE-GB						
2	HUN/637493-8 HUN2442/54B/EBL/LTE/BL/4CW HUN : HURRY UP NESTING TABLE HUN2442 : 24X42 RECTANGLE NESTING TABLE 54B : (54B) 1 1/4 VINYL BULLNOSE EBL : (EBL) BLACK EDGE COLOR LTE : TUNGSTEN EVOLVE 4814-60 BL : (BL) BLACK FINISH 4CW : (4CW) 4 CASTERS -2 ARE LOCKING EBL : (EBL) TMOLD RD 1.280 BLACK CUSTOMER PO LINE NO.: 000	3.000	3.000		EA	397.360	1,192.08
	WHSE-GB						

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KI ACCEPTS YOUR ABOVE-REFERENCED ORDER UPON THE EXPRESS CONDITION THAT YOU AGREE TO THE TERMS SET FORTH IN THIS ACKNOWLEDGEMENT, INCLUDING ALL THE TERMS SET FORTH ON THE REVERSE SIDE.


KI

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Krueger International, Inc.
P.O. Box 8100
Green Bay, WI 54308-8100
telephone (920) 468-8100

Remit to:
KRUEGER INTERNATIONAL, INC.
BIN 088
MILWAUKEE, WI 53288-0088

All correspondence must
show this number.

INVOICE REPRINT

F.I.N. 32-1378580

INVOICE NUMBER	12128924-00	INVOICE DATE	5/02/07	PRINT DATE	5/02/07	PAGE	002
ORDER NUMBER	933851	REF INVOICE	NEW	REF ORDER	637493	REF RMA	

SOLD TO: La Vista, City of
CUSTOMER 40115 8116 Park View Boulevard
La Vista, NE 68128-2198

BILL TO: CUSTOMER 40115

LA VISTA CITY OF
8116 PARK VIEW BOULEVARD
LA VISTA NE 68128-2198

SHIP TO
ISI
MK:KI SERVICES
6500 NORTH 91ST PLAZA
OMAHA, NE 68122

CUSTOMER P.O.	REQUEST DATE	ENTRY DATE	CURRENCY	MARKET
LVED0906		5/02/07	U. S. Dollar	9
TERMS	TAX EXEMPT NO	CELL	ORDER TYPE	INVOICE DATE
Partial Payment		70DAL	5	5/02/07
SLPM1	SLPN2	SLPN3		
20904 O'Neill, Brian	I	20904 O'Neill, Brian		I

LINE	ITEM NO / DESCRIPTION	QTY ORDERED	QTY SHIPPED	QTY BACKORDERED	UM	NET PRICE	EXTENDED AMOUNT
3	VLAM/637493 U356/14S/MCK/LNV VLAM : VENUE LAMINATE TABLE TOPS U356 : (U356) RECTANGULAR 42"X72" 14S : 1 1/4 WOOD BN SQUARE CRNR (14S) MCK : (MCK) CHERRY STORM ON MAPLE LNV : NICKEL EVOLVE 4813-60 ED32B : E BASE FXD TT PED 32" CUSTOMER PO LINE NO.: 000	3.000	3.000		EA	796.860	2,390.58
4	VEFX/637493 ED32B/BL VEFX : VENUE TABLE "E" FIXED BASE ED32B : VENUE E FIXED TT 32" BASE BL : (BL) BLACK FINISH CUSTOMER PO LINE NO.: 000	3.000	3.000		EA	332.500	997.50
5	PRY.D.BL PERRY NOARM GANG/NOGANG DOLLY CUSTOMER PO LINE NO.: 000	4.000	4.000		EA	180.360	721.44
6	PRYC/637493-21 PRYC/NG/BL/PBL/KOM PRYC : PERRY CHAIR, UPH NO ARM PRYCTYPE : PERRY UPHOL CUSHIONED CHAIR PRYC : PERRY NO ARM CHAIR CUSHIONED NG : (NG) NO GLIDE BL : (BL) BLACK FINISH PBL : BLACK PLASTIC FINISH	39.000	39.000		EA	222.360	8,672.04

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P.O. Box 8100
Green Bay, WI 54308-8100
telephone (920) 468-8100

Remit to:
KRUEGER INTERNATIONAL, INC.
BIN 088
MILWAUKEE, WI 53288-0088

All correspondence must
show this number.

INVOICE REPRINT

F.I.N. 30-1375589

INVOICE NUMBER	12128924-00	INVOICE DATE	5/02/07	PRINT DATE	5/02/07	PAGE	003
ORDER NUMBER	933851	REF INVOICE	NEW	REF ORDER	637493	REF RMA	

SOLD TO: La Vista, City of
CUSTOMER 40115 8116 Park View Boulevard
La Vista, NE 68128-2198

BILL TO: CUSTOMER 40115

LA VISTA CITY OF
8116 PARK VIEW BOULEVARD
LA VISTA NE 68128-2198

SHIP TO
ISI
MK:KI SERVICES
6500 NORTH 91ST PLAZA
OMAHA, NE 68122

CUSTOMER P.O.	REQUEST DATE	ENTRY DATE	CURRENCY	MARKET
LVPD0906		5/02/07	U. S. Dollar	9
TERMS	TAX EXEMPT NO	CELL	ORDER TYPE	INVOICE DATE
Partial Payment		70DAL	5	5/02/07
SLPM1		SLPN2		SLPN3
20904 O'Neill, Brian		I		20904 O'Neill, Brian
				I

LINE	ITEM NO / DESCRIPTION	QTY ORDERED	QTY SHIPPED	QTY BACKORDERED	UM	NET PRICE	EXTENDED AMOUNT
	KOM : KI ORDERED MATERIAL						
	27.KOM = KNOLL TEXTILE ABACUS K715 WOODEN NICKEL						
	CUSTOMER PO LINE NO.: 000						
7	PRYC/637493-22	8.000	8.000		EA	222.360	1,778.88
	PRYC/NG/BL/PBL/KOM				WHSE-GB		
	PRYC : PERRY CHAIR, UPH NO ARM						
	PRYC TYPE : PERRY UPHOL CUSHIONED CHAIR						
	PRYC : PERRY NO ARM CHAIR CUSHIONED						
	NG : (NG) NO GLIDE						
	BL : (BL) BLACK FINISH						
	PBL : BLACK PLASTIC FINISH						
	KOM : KI ORDERED MATERIAL						
	27.KOM = ARC COM TRIBECA 67074 TOPAZ #6 AC67065						
	CUSTOMER PO LINE NO.: 000						
8	PRYC/637493-23	12.000	12.000		EA	225.360	2,704.32
	PRYC/H/BL/PBL/KOM				WHSE-GB		
	PRYC : PERRY CHAIR, UPH NO ARM						
	PRYC TYPE : PERRY UPHOL CUSHIONED CHAIR						
	PRYC : PERRY NO ARM CHAIR CUSHIONED						
	H : (H) POLYCARB GLIDE						
	BL : (BL) BLACK FINISH						
	PBL : BLACK PLASTIC FINISH						
	KOM : KI ORDERED MATERIAL						
	27.KOM = ARC COM TRIBECA 67074 TERRA COTTA 9 67068						
	CUSTOMER PO LINE NO.: 000						
9	RAPU/637493-26	10.000	10.000		EA	147.360	1,473.60
	RAPWAUS/BL/PBL/P/KOM				WHSE-GB		

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FELSBURG
HOLT &
ULLEVIG

engineering paths to transportation solutions

April 27, 2007

RE: La Vista Quiet Zone Study
FHU # 06-282-3

Ms. Ann Birch
Community Development Director
City of La Vista
8116 Park View Blvd.
La Vista, NE 68128

Dear Ann,

Enclosed please find Invoice # 06-282-3 in the amount of \$3,110.84 for services associated with the La Vista Quiet Zone Study. This invoice reflects work performed during February and March 2007.

We have completed the draft report and are waiting for information from BNSF regarding the cost estimate to upgrade the crossing circuitry at the West Giles Road crossing. Every crossing situation is a little different, and the costs can range from \$100,000 to \$200,000 per crossing. Please let me know if you would like to have us submit the draft report for review prior to receiving the information from the railroad.

I apologize for the delay and have repeatedly requested the information from the railroad with both phone and e-mail messages. If you have any questions regarding this invoice or the study, please give me a call.

Sincerely,

FELSBURG HOLT & ULLEVIG

Kyle A. Anderson, PE, PTOE
Principal

*Consent Agenda
5/15/07
05-71-0658*

O:\Projects\06-282 La Vista Quiet Zone Study\Steno\Invoice Letter 06-282-3.doc



FELSBURG
HOLT &
ULLEVIG

engineering paths to transportation solutions

Invoice

tel 303.721.1440
fax 303.721.0832

Mail Payments to:
Department 1704
Denver, CO 80291-1704

April 12, 2007

Brenda Gunn
City of La Vista
8116 Park View Boulevard
La Vista, NE 68128

RE: La Vista Quiet Zone Study
Felsburg Holt & Ullevig Project # 06-282
Invoice # 06-282-3

For Professional Services for the Period from February 1, 2007 to March 31, 2007:

Professional Services

Principal I, 7.00 hours @ \$150.00	\$1,050.00
Engineer II, 22.75 hours @ \$85.00	1,933.75
Sr. Designer, 1.00 hour @ \$105.00	105.00

Total Professional Services:

\$3,088.75

Other Direct Costs

Delivery / Postage / Shipping	\$3.00
Mileage	16.01
Reproduction	3.08

Total Other Direct Costs:

\$22.09

Total Amount Due This Invoice

\$3,110.84

Previously Billed	\$1,264.69	Contract Maximum	\$9,500.00
Current Invoice	<u>\$3,110.84</u>	Less Total Billed To Date	<u>\$4,375.53</u>
Total Billed To Date	\$4,375.53	Remaining	\$5,124.47

KAA XG

All invoices are due upon receipt.

WESTERN

ENGINEERING

"Paving The Way"

FAX

TO:City of La VistaGreg - Utility Public Works**FAX:**331-1051**PHONE:****CC:****FROM:**Betty For Mike T**Date:** 5-9-07**Number of pages****including cover sheet:** 1**FAX:**(402) 445-4488**PHONE:**(402) 445-4500**REMARKS:**☐ Urgent☐ Reply ASAP☐ Please comment☐ For your review

1. 2" Asphalt Overlay for City of La Vista

375 SF X 25 3/4" = 125 Ton of City of Omaha

Asphalt mix @ \$57.50/Ton for Condensed
road.

2. Misc milling + prep \$1,000.00

\$8,187.50

Mike T

ACCOUNTS PAYABLE CHECK REGISTER

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

1	Bank of Nebraska	{600-873}							
89167	5/02/2007	1194	QUALITY BRANDS OF OMAHA	236.25				**MANUAL**	
89168	5/03/2007	3702	LAUGHLIN, KATHLEEN A, TRUSTEE	372.00				**MANUAL**	
89169	5/03/2007	2888	HOME DEPOT CREDIT SERVICES	81.83				**MANUAL**	
89170	5/15/2007	1657	A & D TECHNICAL SUPPLY COMPANY	32.04					
89171	5/15/2007	2997	A.S.P. ENTERPRISES INC	480.67					
89172	5/15/2007	2892	AA WHEEL & TRUCK SUPPLY INC	185.92					
89173	5/15/2007	459	ABANTE MARKETING	891.89					
89174	5/15/2007	762	ACTION BATTERIES UNLTD INC	209.85					
89175	5/15/2007	3780	ADAMSON INDUSTRIES CORP	443.35					
89176	5/15/2007	765	ADT SECURITY SERVICES	210.14					
89177	5/15/2007	106	ALL MAKES OFFICE EQUIPMENT CO	62.95					
89178	5/15/2007	3364	ALL STAR PRO GOLF INC	151.47					
89179	5/15/2007	196	AQUILA	852.04					
89180	5/15/2007	536	ARAMARK UNIFORM SERVICES INC	200.92					
89181	5/15/2007	188	ASPHALT & CONCRETE MATERIALS	457.12					
89182	5/15/2007	3744	AVAYA INC	550.00					
89183	5/15/2007	201	BAKER & TAYLOR BOOKS	865.73					
89184	5/15/2007	1784	BENNINGTON IMPLEMENT	291.74					
89185	5/15/2007	410	BETTER BUSINESS EQUIPMENT	98.88					
89186	5/15/2007	3119	BIRCH, ANN	182.00					
89187	5/15/2007	2757	BOBCAT OF OMAHA	89.95					
89188	5/15/2007	1242	BRENTWOOD AUTO WASH	105.00					
89189	5/15/2007	117	BRODART	95.99					
89190	5/15/2007	3703	BUETHE, PAM	100.00					
89191	5/15/2007	76	BUILDERS SUPPLY CO INC	20.35					
89192	5/15/2007	1471	BULLET HOLE	473.00					
89193	5/15/2007	2625	CARDMEMBER SERVICE-ELAN	.00	**CLEARED**	**VOIDED**			
89194	5/15/2007	2625	CARDMEMBER SERVICE-ELAN	2,179.22					
89195	5/15/2007	2790	CARROLL DISTRIBUTING	298.74					
89196	5/15/2007	3450	CITY OF BELLEVUE	200.00					
89197	5/15/2007	83	CJ'S HOME CENTER	.00	**CLEARED**	**VOIDED**			
89198	5/15/2007	83	CJ'S HOME CENTER	.00	**CLEARED**	**VOIDED**			
89199	5/15/2007	83	CJ'S HOME CENTER	.00	**CLEARED**	**VOIDED**			
89200	5/15/2007	83	CJ'S HOME CENTER	1,033.11					
89201	5/15/2007	3653	CLEMENGER, PAUL	62.50					
89202	5/15/2007	3125	COMMERCIAL TURF AND TRACTOR	850.00					
89203	5/15/2007	3176	COMP CHOICE INC	157.50					
89204	5/15/2007	468	CONTROL MASTERS INCORPORATED	1,062.26					
89205	5/15/2007	836	CORNHUSKER INTL TRUCKS INC	109.00					
89206	5/15/2007	2158	COX COMMUNICATIONS	145.10					
89207	5/15/2007	2102	CREIGHTON EMS EDUCATION	1,870.00					
89208	5/15/2007	111	DEMCO	274.99					
89209	5/15/2007	1042	ED M. FELD EQUIPMENT	55.00					
89210	5/15/2007	2318	EMS BILLING SERVICES INC	1,868.86					
89211	5/15/2007	3784	ETHRIDGE, RUSSELL	54.55					
89212	5/15/2007	3159	FASTENAL COMPANY	16.58					
89213	5/15/2007	1201	FERRELLGAS	647.59					
89214	5/15/2007	2234	FIRMATURE, STEVE	18.00					
89215	5/15/2007	1254	FLEETPRIDE	921.22					
89216	5/15/2007	1248	GASSERT, MIKE	66.00					
89217	5/15/2007	1697	GAYLORD BROS	58.00					

ACCOUNTS PAYABLE CHECK REGISTER

BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
89218	5/15/2007	53	GCR OMAHA TRUCK TIRE CENTER		1,477.74				
89219	5/15/2007	285	GRAYBAR ELECTRIC COMPANY INC		208.82				
89220	5/15/2007	385	GREAT PLAINS ONE-CALL SVC INC		421.14				
89221	5/15/2007	1624	GUNN, BRENDA		144.00				
89222	5/15/2007	1044	H & H CHEVROLET		85.23				
89223	5/15/2007	3742	HALPAIN, LEAH		93.75				
89224	5/15/2007	3681	HEARTLAND TIRES AND TREADS		808.00				
89225	5/15/2007	433	HIGHSMITH CO INC		234.65				
89226	5/15/2007	1496	HOPE HEALTH/IHAC		169.68				
89227	5/15/2007	136	HUNTEL COMMUNICATIONS, INC		903.14				
89228	5/15/2007	1612	HY-VEE FOOD STORES & DRUGTOWN		82.93				
89229	5/15/2007	162	INLAND TRUCK PARTS		87.08				
89230	5/15/2007	3646	INTERNATIONAL CODE COUNCIL INC		135.95				
89231	5/15/2007	1896	J Q OFFICE EQUIPMENT INC		51.52				
89232	5/15/2007	2653	JONES AUTOMOTIVE INC		292.91				
89233	5/15/2007	3645	JUSTIN THYME CAFE		30.00				
89234	5/15/2007	3643	KELLY INN		57.12				
89235	5/15/2007	788	KINDIG, DOUGLAS		118.00				
89236	5/15/2007	2394	KRIHA FLUID POWER CO INC		12.58				
89237	5/15/2007	2697	KROGER-DILLON CUST CHARGES		175.71				
89238	5/15/2007	231	LEAGUE OF NEBRASKA MUNICIPA-		716.00				
89239	5/15/2007	2380	LEXIS NEXIS MATTHEW BENDER		28.90				
89240	5/15/2007	2297	LINDBERG, SHEILA		182.00				
89241	5/15/2007	877	LINWELD		35.33				
89242	5/15/2007	2142	LODES, CHRIS		31.25				
89243	5/15/2007	2664	LOU'S SPORTING GOODS		708.89				
89244	5/15/2007	838	LYMAN-RICHEY SAND & GRAVEL CO		192.26				
89245	5/15/2007	919	MARTIN MARIETTA AGGREGATES		835.25				
89246	5/15/2007	3783	MEADOWS, CARRIN		20.00				
89247	5/15/2007	872	METROPOLITAN COMMUNITY COLLEGE		11,281.45				
89248	5/15/2007	553	METROPOLITAN UTILITIES DIST.		66.57				
89249	5/15/2007	2497	MID AMERICA PAY PHONES		100.00				
89250	5/15/2007	184	MID CON SYSTEMS INCORPORATED		465.96				
89251	5/15/2007	3126	MID-AMERICA COCA-COLA BOTTLING		195.00				
89252	5/15/2007	1526	MIDLANDS LIGHTING & ELECTRIC		597.64				
89253	5/15/2007	2126	MILLARD METAL SERVICES INC		81.00				
89254	5/15/2007	2229	MOORE, WAYNE		18.00				
89255	5/15/2007	479	NEBRASKA LIBRARY COMMISSION		440.00				
89256	5/15/2007	440	NEBRASKA MACHINERY COMPANY		157.59				
89257	5/15/2007	2685	NEBRASKA TURF PRODUCTS		946.20				
89258	5/15/2007	653	NEUMAN EQUIPMENT COMPANY		86.00				
89259	5/15/2007	3346	NLA PUBLIC LIBRARY SECTION		15.00				
89260	5/15/2007	3415	OABR PRINT SHOP		2,990.17				
89261	5/15/2007	1014	OFFICE DEPOT INC-CINCINNATI		.00	**CLEARED**	**VOIDED**		
89262	5/15/2007	1014	OFFICE DEPOT INC-CINCINNATI		.00	**CLEARED**	**VOIDED**		
89263	5/15/2007	1014	OFFICE DEPOT INC-CINCINNATI		.00	**CLEARED**	**VOIDED**		
89264	5/15/2007	1014	OFFICE DEPOT INC-CINCINNATI		636.43				
89265	5/15/2007	195	OMAHA PUBLIC POWER DISTRICT		.00	**CLEARED**	**VOIDED**		
89266	5/15/2007	195	OMAHA PUBLIC POWER DISTRICT		27,763.03				
89267	5/15/2007	2129	OMB EXPRESS POLICE SUPPLY		50.49				
89268	5/15/2007	3413	ON YOUR MARKS		962.19				
89269	5/15/2007	2270	OXFORD UNIVERSITY PRESS		65.16				
89270	5/15/2007	976	PAPILLION TIRE INCORPORATED		60.55				

ACCOUNTS PAYABLE CHECK REGISTER

BANK NO	BANK NAME						
CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
89271	5/15/2007	2686	PARAMOUNT LINEN & UNIFORM	332.28			
89272	5/15/2007	1769	PAYLESS OFFICE PRODUCTS INC	134.17			
89273	5/15/2007	3058	PERFORMANCE CHRYSLER JEEP	90.00			
89274	5/15/2007	1921	PRINCIPAL LIFE-FLEX SPENDING	148.50			
89275	5/15/2007	3657	PROPERTY SERVICES	275.00			
89276	5/15/2007	802	QUILL CORPORATION	61.95			
89277	5/15/2007	219	QWEST	206.93			
89278	5/15/2007	58	RAINBOW GLASS & SUPPLY	51.66			
89279	5/15/2007	3469	RAMIREZ, JOHN	66.00			
89280	5/15/2007	427	RAMIREZ, RITA M	182.00			
89281	5/15/2007	3139	RECORDED BOOKS, LLC	94.30			
89282	5/15/2007	393	REDFIELD & COMPANY	153.68			
89283	5/15/2007	1063	ROSE EQUIPMENT INCORPORATED	376.40			
89284	5/15/2007	41	SALEM PRESS INCORPORATED	994.00			
89285	5/15/2007	487	SAPP BROS PETROLEUM INC	232.00			
89286	5/15/2007	168	SARPY COUNTY LANDFILL	93.02			
89287	5/15/2007	168	SARPY COUNTY LANDFILL	20.27			
89288	5/15/2007	3765	SELECTIVEND INC	3,341.90			
89289	5/15/2007	3461	SINCERUS COMPANY	317.63			
89290	5/15/2007	2111	STAPLES BUSINESS ADVANTAGE	.00	**CLEARED**	**VOIDED**	
89291	5/15/2007	2111	STAPLES BUSINESS ADVANTAGE	275.13			
89292	5/15/2007	1149	STATE FIRE MARSHALL	350.00			
89293	5/15/2007	2634	STERIL MANUFACTURING CO	50.00			
89294	5/15/2007	871	STOPAK, SCOTT	182.00			
89295	5/15/2007	659	SUMMER KITCHEN CAFE INC	79.89			
89296	5/15/2007	143	THOMPSON DREESSEN & DORNER	.00	**CLEARED**	**VOIDED**	
89297	5/15/2007	143	THOMPSON DREESSEN & DORNER	18,901.76			
89298	5/15/2007	3309	THREE RING ENTERPRISES INC	.00	**CLEARED**	**VOIDED**	
89299	5/15/2007	3309	THREE RING ENTERPRISES INC	.00	**CLEARED**	**VOIDED**	
89300	5/15/2007	3309	THREE RING ENTERPRISES INC	.00	**CLEARED**	**VOIDED**	
89301	5/15/2007	3309	THREE RING ENTERPRISES INC	2,019.95			
89302	5/15/2007	1973	TROE, ANN	835.00			
89303	5/15/2007	176	TURFWERKS	402.99			
89304	5/15/2007	269	UNITED SEEDS INCORPORATED	673.75			
89305	5/15/2007	33	UNIVERSITY OF NEBRASKA LINCOLN	120.00			
89306	5/15/2007	766	VIERREGGER ELECTRIC COMPANY	202.83			
89307	5/15/2007	78	WASTE MANAGEMENT NEBRASKA	2,333.33			
89308	5/15/2007	968	WICK'S STERLING TRUCKS INC	31.61			
89309	5/15/2007	1563	ZEP MANUFACTURING COMPANY	312.69			
89310	5/15/2007	984	ZIMCO SUPPLY COMPANY	2,950.90			
BANK TOTAL				111,901.08			
OUTSTANDING				111,901.08			
CLEARED				.00			
VOIDED				.00			
FUND		TOTAL		OUTSTANDING	CLEARED	VOIDED	
01	GENERAL FUND	80,136.59		80,136.59	.00	.00	
02	SEWER FUND	7,863.07		7,863.07	.00	.00	
05	CONSTRUCTION	15,925.31		15,925.31	.00	.00	
08	LOTTERY FUND	1,433.89		1,433.89	.00	.00	
09	GOLF COURSE FUND	6,542.22		6,542.22	.00	.00	

BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
REPORT TOTAL						111,901.08			
OUTSTANDING						111,901.08			
CLEARED						.00			
VOIDED						.00			
+ Gross Payroll 5/04/07						<u>166,923.42</u>			
GRAND TOTAL						<u>\$278,824.50</u>			

APPROVED BY COUNCIL MEMBERS 5/15/07

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
MAY 15, 2007 AGENDA**

Subject:	Type:	Submitted By:
AMENDMENT TO PUD PLAN, SOUTHPORT EAST REPLAT SEVEN, LOTS 1-3 (EASTPORT PARKWAY & GILES RD.)	RESOLUTION ◆ ORDINANCE RECEIVE/FILE	ANN BIRCH COMMUNITY DEVELOPMENT DIRECTOR

SYNOPSIS

A public hearing has been scheduled and an ordinance prepared to amend the final planned unit development plan (PUD-1) for approximately 5.4 acres located northeast of Eastport Parkway and Giles Road.

FISCAL IMPACT

None.

RECOMMENDATION

Approval.

BACKGROUND

A public hearing has been scheduled to consider amendments proposed by staff to the final PUD plan for approximately 5.4 acres referred to as Southport East Replat Seven, generally located northeast of Eastport Parkway and Giles Road.

The original PUD Plan was drafted by the developer of Southport East Replat Seven, however as staff has worked with the plan several provisions have been noted which conflict with the Southport East Design Guidelines. In general, the sections of the plan governing setbacks, landscaping and signage have been revised; other revisions are proposed for the sake of simplicity, consistency of language, or were unnecessary (such as some of the definitions).

The draft of the proposed amendments was mailed to the property owners and several comments have been received. Staff reviewed the comments and incorporated several additional changes into the plan. Attached is a copy of the PUD Plan which was approved with Ordinance No. 1021 and shows the proposed changes.

The Planning Commission held public hearings on March 15, 2007 and April 19, 2007 and recommended approval of the proposed PUD amendments to the City Council as the PUD Plan complies with the intent of the Zoning Ordinance.

ORDINANCE NO. ____

AN ORDINANCE OF THE CITY OF LA VISTA, NEBRASKA, AMENDING ORDINANCE NO. 1021 BY REPEALING THE FINAL PUD DEVELOPMENT PLAN ON FILE IN THE OFFICE OF THE CITY CLERK; ESTABLISHING NEW STANDARDS AND CONDITIONS FOR DEVELOPMENT UNDER THE FINAL PLANNED UNIT DEVELOPMENT PLAN; TO PROVIDE FOR SEVERABILITY; TO PROVIDE WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT; AND TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM.

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

Section 1. In accordance with Section 5.15 of the La Vista Zoning Ordinance No. 848, the final PUD-1 (Planned Unit Development) plan for Southport East Replat Seven is amended for the following described real estate, to wit:

LEGAL DESCRIPTION

LOTS 1-3, SOUTHPORT EAST REPLAT SEVEN, BEING A REPLATTING OF LOT 1, SOUTHPORT EAST, A SUBDIVISION LOCATED IN PART OF THE SOUTH ½ OF SECTION 18, TOWNSHIP 14 NORTH, RANGE 12 EAST OF THE 6TH P.M., SARPY COUNTY NEBRASKA, GENERALLY LOCATED NE OF EASTPORT PARKWAY & GILES ROAD.

Section 2. This document provides for a PUD plan for development of a planned commercial center that will service not only the city, but also the surrounding market area. Such commercial center is characterized by attached and free-standing retail, lodging, office, dining and entertainment establishments served by parking areas, and uniquely located on a tract of land that has an area of approximately 5.456 acres. The regulations contained in this Ordinance will facilitate development in a planned, orderly fashion so as to protect the public health, safety, and general welfare. All grading, installation of infrastructure, development and build out shall be in strict accordance with the provisions of this Ordinance, except as shall be amended by the City Council in the required manner. The underlying commercial zoning district regulations shall continue to be applicable, except as provided for in this Ordinance and the attached exhibits.

Section 3. Definitions

Unless a contrary intent is clearly indicated herein, the following words and phrases shall have the following meanings, regardless of whether or not capitalized:

- A. "Developer" shall mean R.S. Land, Inc.; its successors and assigns.
- B. "Gateway Corridor District" or "La Vista Gateway Corridor District" shall mean the City's overlay zoning district establishing basic site and building development criteria to be implemented within the boundaries of the overlay district.
- C. "Landscaping Easement" shall mean that area adjacent to the street right-of-way providing for required street trees and landscape material.
- D. "Open Space" shall mean anything on the site except buildings, parking lots and vehicular circulation areas, generally pervious, but may include well landscaped pedestrian plazas.

- E. "Planned Unit Development Plan" shall mean a plan developed and approved that outlines certain provisions for the property and its uses. Such plan shall consist of the final plat, design guidelines, conceptual PUD Site Plan and PUD Plan narrative.
- F. "Plat" or "the Plat," shall mean the final plat approved by the City Council.
- G. "Southport East Design Guidelines" shall mean the specific guidelines jointly developed, agreed to and amended by Developer and City for the Subdivision for the purpose, among others, of creating cohesiveness and ensure quality of materials, aesthetics and maintenance upon which all tenants and owners can rely and to ensure view continuity and creation of a sense of place through the use of common elements of site and architecture, a copy of which is attached to this Agreement as Exhibit "B" hereto.
- H. "Subdivision" shall mean the 5.456 acres of land described in Section 1 above, to be known as "Southport Village."

Section 4. Conceptual PUD Site Plan

A conceptual site plan for each parcel shall be submitted to the City for approval prior to any lot development within said parcel.

Section 5. Allowed Uses

Unless otherwise provided in this Ordinance, all Permitted Uses and Permitted Conditional Uses allowed within the C-3 Highway Commercial/Office Park District shall be allowed in Southport Village except as modified below:

- A. The following uses shall be prohibited:
 - i. Automobile/motor vehicle sales
 - ii. Uses listed as exempt from property taxes under Neb. RS 77-202.

Section 6. Building Design Guidelines and Criteria

A copy of the Southport East Design Guidelines in the form approved and amended by the City as Exhibit "C" to Ordinance No. 1021, with the exception of Section 5.C. regarding Roofs, which is attached to this ordinance as Exhibit "1", and Appendix E regarding Interior Property Line Plantings, which is attached to this ordinance as Exhibit "2". All applications shall adhere to requirements of the approved PUD Plan and Design Guidelines. Prior to issuance of a building permit, the City, Developer and the applicant shall have mutually agreed upon a specific design plan that complies with such criteria. The Southport East Design Guidelines take the place of the City's Commercial Building Design Guide and Criteria dated September 15, 1999. The City Administrator shall make the final determination in the event of a conflict.

Section 7. Conditions of the PUD-1 District

Section 5.15 of the La Vista Zoning Ordinance No. 848 includes the Planned Unit Development Overlay District (PUD) and establishes certain regulations and guidelines pertaining to accompanying information required on a plat, site plan and/or conditional use permit. The Southport Village development shall comply with Section 5.15.04 of the Zoning Ordinance.

A. General Conditions

The Conceptual PUD Site Plan incorporate commercial uses (office, retail, lodging and restaurants) on Lots 1-3.

In addition, the following general site plan criteria shall be integrated into and made part of the Southport Village PUD Plan.

- i. All subdivisions, public streets, public street rights-of-way and general development shall adhere to the standards and design criteria set forth in the La Vista Subdivision Regulations and the most current design standards adopted by the City of La Vista pertaining thereto unless otherwise stated within this PUD Plan and Southport East Design Guidelines.
- ii. Unless otherwise specified herein, the development of the Southport Village PUD shall comply with the applicable La Vista Zoning District Regulations or any other applicable City Codes.

B. Land Use Design Criteria

Unless provided otherwise in this PUD Plan, all general use regulations, performance standards and provisions set forth in the La Vista Zoning Ordinance for the C-3, Gateway Corridor and PUD-1 zoning districts shall apply to any development within the identified area. The negative elements of such uses as loading docks, heating, ventilation, or air conditioning (HVAC) units, or similar electrical or mechanical appurtenances shall be designed to be screened and buffered from view by the general public through the use of architectural features or earth berming and landscaping.

- i. The intent of the design and layout for Lots 1-3, Southport East Replat Seven is to develop retail and office center(s) and/or individual businesses.
 - a. Building Height. Within these lots, permitted building heights will be a maximum of fifty-five (55) feet above the average finished grade of the ground at the perimeter of the building.
 - b. Building Setback. No part of any free standing or multiple-attached building shall be erected within ten (10) feet of the property line. The front yard, side yard and rear yard set backs abutting a shared access easement will be no closer than (10) feet from the back of the private street curb..
 - c. Open Space/Buffer. The minimum required open space for each lot in this Parcel shall be equal to at least twenty-five percent (25%) of the gross area of the lot. Parking areas, except for driveways shall be effectively screened from general public view by incorporating the natural landscape and topography with the introduction of permanent earth berming of no less than two (2) feet above the top of curb of the adjacent public street. In any case, all parking areas shall include landscape areas, islands, screens, etc., equal to not less than ten percent (10%) of the total paved area. Such landscaped areas may be included as part of the 25% total open space. Landscaped islands within the parking area shall have ground cover of sodded grass, shrubs or other acceptable living plant material, unless the City specifically approves an alternate ground cover as

part of the site plan review. Appendix E of the Southport East Design Guidelines regarding interior property line plantings and minimum 10 foot green space may be waived if the requirements of this section have been satisfied.

- d. Landscaping. Landscape will include the integration of recommended overstory and understory trees, shrubs and ornamental grasses per the Southport East Design Guidelines. A complete and detailed landscape plan is required prior to building permit approval to assure compliance with the vision of Southport Village development and its approved guidelines.
- e. Signage. All signs identifying the project may be permitted with approval of a sign permit based upon the adopted sign regulations and Southport East Design Guidelines.
- f. Public Spaces. Feature lakes, detention pond areas, easements for public amenities, sidewalks within open areas, pedestrian plazas and paved outdoor spaces (excluding parking lots) are encouraged to link commercial areas with pedestrian plazas and to create interaction.

C. Commercial, Office and Mixed Use Site Design Guidelines

Off-street parking should be behind or beside the building when possible. Buildings should be arranged to create view corridors between pedestrian destinations within and adjacent to the site including building entrances and open spaces. The corners of street intersections and/or shared access easements, particularly site entries, should be distinguished by special landscape or architectural treatments. The use of alternate paving materials to designate pedestrian traffic areas from vehicular use areas and travel lanes is strongly encouraged. Overhead doors and loading docks shall be totally screened from public streets. When possible, the integration of storm drainage and detention should be designed to enhance the public space.

D. Access and Off-Street Parking

- i. Access. Driveways shall be located so that no undue interference with the free movement of road traffic will result, to provide the required sight distance, and to provide the most-favorable driveway grade. Access points within the development shall be limited to what is shown on the final plat and subdivision agreement. Any deviation from this shall require the approval of the City.
- ii. Off-Street Parking. Parking on lots in the identified area shall be provided based on Section 7.06 of the Zoning Ordinance, or the aggregate ratio of four and a half (4.5) off-street parking spaces per one thousand (1,000) square feet of gross leasable floor area of multi-tenant flex buildings, unless off-site/public parking is utilized with approval of the city.
 - a. Landscaping.
 - (1) Off-street parking areas containing twenty-five (25) or more parking spaces shall provide internal landscaping, other than that required in a buffer zone or along street frontages, and shall be protected by a concrete curb.

- (2) Landscape islands a minimum of seven (7) feet in width shall be provided at the end of all parking rows. In addition, landscape islands a minimum of seven (7) feet in width shall be provided throughout the parking lots such that no parking space is farther than one hundred twenty (120) feet away from any landscaped space.
- (3) Required trees shall be located to minimize potential damage to vehicles, to insure adequate sight distance, and the maneuvering of emergency vehicles within the development and each lot.
- (4) The internal landscaped areas shall be located to direct traffic, dispersed throughout the lot to improve site aesthetics, and installed so that, when mature, it does not obscure traffic signs, fire hydrants, lighting, drainage patterns on site or adjacent properties, or obstruct vision for safety of ingress or egress.
- (5) Parking areas shall be screened, recessed, or otherwise constructed and located so as to prevent the glare from automobile headlights illuminating adjacent properties and to minimize negative views from public streets.
- (6) Parking area lighting shall be in accordance with the Southport East Design Guidelines. A lighting plan shall be submitted for review in conjunction with the building design and landscaping plan.
- (7) Off-street loading areas shall not interfere with or impede the circulation or flow of traffic.

E. Signage

All signs may be permitted with approval of a sign permit based upon the adopted sign regulations, except as modified by the Southport East Design Guidelines.

Section 8. Amendment to this PUD Plan. Application for amendments to this PUD Plan may be made by the Developer as long as the applicant owns property within the Subdivision. This shall overwrite Section 5.15.09 of the Zoning Ordinance. Minor modifications may be made to the common area improvements with administrative approval by the City Administrator or designee. Major amendments shall be reviewed as per Section 5.15.05 of the Zoning Ordinance. Surrounding property owners within the Subdivision will be notified of proposed major amendments and be given an opportunity to provide comments.

Section 9. This Ordinance shall be in full force and effect after its passage approval and publication in pamphlet form as provided by law.

PASSED AND APPROVED THIS 15TH DAY OF MAY, 2007.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

\\Lvdcp01\users\BRENDA\WORD\COUNCIL\ORDINANC\Southport East Replat 7 PUD Plan - amend 5-15-07.doc

5. SOUTHPORT'S STYLE

I. GENERAL STYLE REQUIREMENTS

- A. Every building within the Southport development shall have an eclectic style that is weighted towards the historical which will give the development life and vitality from the complexity and detail of building forms, richness of materials and detailing, and commonality of materials and colors. Office buildings within Southport can develop a contemporary interpretation of the historically eclectic style. See the *Building Elements* section of this document for further clarification.

II. SPECIFIC STYLE REQUIREMENTS

- A. All buildings shall have a recognizable base, mid-façade (or middle), and cornice. Proportionally the mid-façade shall comprise the largest percentage of the building, followed by the base, which, in turn, is followed by the cornice.
1. A **recognizable base** can be achieved by, but not limited to:
 - a. Change in plane between the base and mid-façade
 - b. Change of material from the mid-façade.
 2. A **recognizable mid-façade** (middle) shall:
 - a. Be comprised of the main primary building material(s).
 3. A **recognizable cornice** can be achieved by, but not limited to:
 - a. Change in plane between the cornice and mid-façade.
 - b. Change of material from the mid-façade.

B. WINDOWS/ MULLIONS

1. In keeping with the historically weighted eclectic style selected for the Southport development, it is desirable that all window openings would be smaller scaled "punched" windows. Horizontal strip windows will not be allowed. However, in understanding the needs of modern day business, the following will also be allowed:
 - a. Office buildings: The mid-façade (middle) could entirely or partially be comprised of a curtain-wall window system.
 - b. Retail Buildings: May have larger scaled "store-front" type openings.
 - c. Flex Space Buildings: May have larger scaled "store-front" type openings.
2. All window mullions shall be natural aluminum in color.

C. ROOFS

1. All buildings shall have either flat roofs or pitched roofs.
 - a. Flat roofs shall have a slope of less than 1/12. They may be either adhered or ballasted. If adhered the membrane shall be in the lighter color ranges.
 - b. Pitched Roofs shall have a slope of 6/12 or greater. They shall be comprised of standing seam metal roofing of a color range that is complimentary to the main body color of the building façade and that is approved by the City.

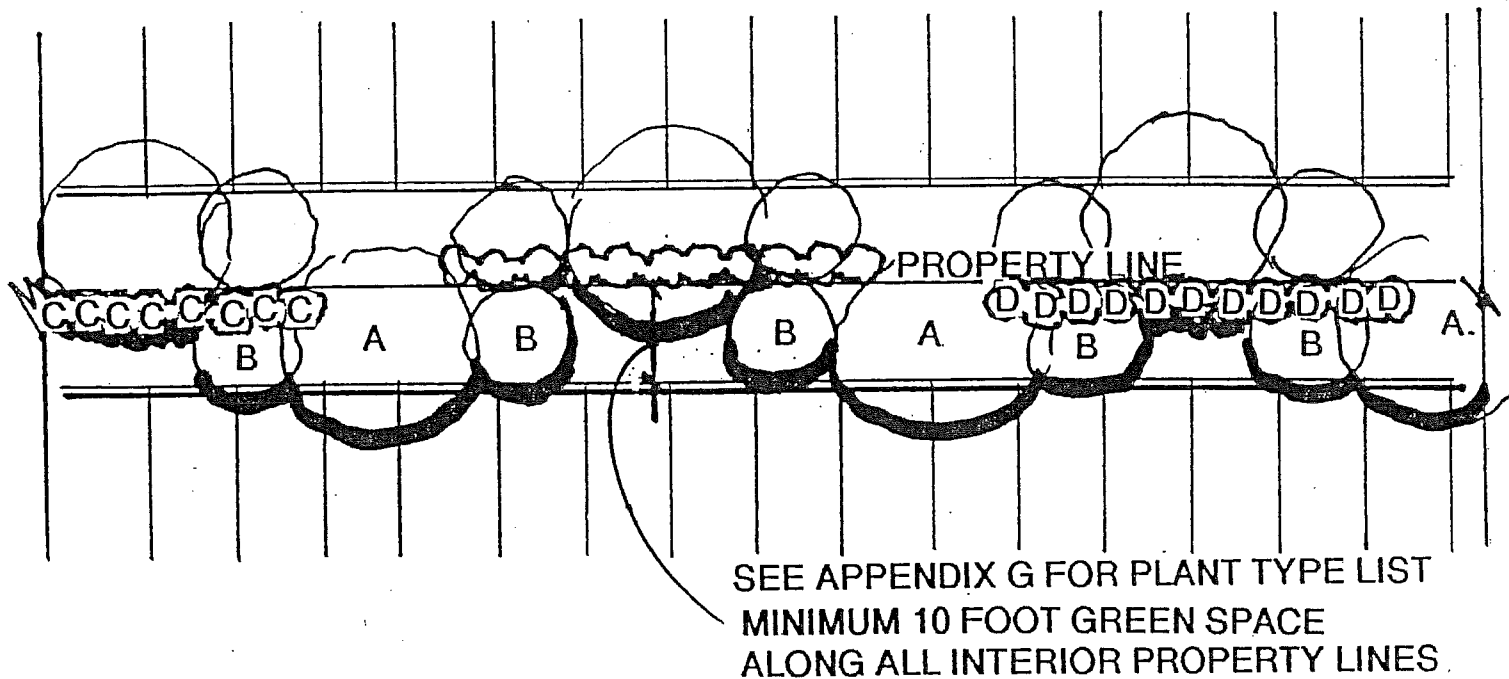
D. DIVERSITY OF BUILDING MATERIALS

- Every building shall have a minimum of (3) and a maximum of (5) primary and/or secondary building materials.

1. Office Building Requirements

16. APPENDIX E: Interior Property Line Plantings

APPENDIX E may be waived for Lots 1-3, Southport East Replat Seven if the requirements of the PUD Plan Section 7.B.c, Open Space/Buffer, have been satisfied.



Scale 1"= 20'-0"

PUD PLAN

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

Section 1. In accordance with Section 5.15 of the La Vista Zoning Ordinance No. 848, the final PUD-1 (Planned Unit Development) plan for Lots 1 thru 3, Southport East Replat Seven is developed for the following described real estate, to wit:

LEGAL DESCRIPTION

~~See Exhibit "A" attached hereto and made a part hereof.~~ LOTS 1-3, SOUTHPORT EAST REPLAT SEVEN, BEING A REPLATTING OF LOT 1, SOUTHPORT EAST, A SUBDIVISION LOCATED IN PART OF THE SOUTH ½ OF SECTION 18, TOWNSHIP 14 NORTH, RANGE 12 EAST OF THE 6TH P.M., SARPY COUNTY, NEBRASKA, GENERALLY LOCATED NE OF EASTPORT PARKWAY & GILES ROAD.

Section 2. This document provides for a PUD plan for development of a planned commercial center that will service not only the city, but also the surrounding market area. Such commercial center is characterized by attached and free-standing retail, lodging, lodging, office, dining and entertainment establishments served by parking areas, and uniquely located on a tract of land that has an area of approximately 5.456 acres. The regulations contained in this Ordinance will facilitate development in a planned, orderly fashion so as to protect the public health, safety, and general welfare. All grading, installation of infrastructure, development and build out shall be in strict accordance with the provisions of this Ordinance, except as shall be amended by the City Council in the required manner. The underlying commercial zoning district regulations shall continue to be applicable, except as provided for in this Ordinance and the attached exhibits.

Section 3. Definitions

Unless a contrary intent is clearly indicated herein, the following words and phrases shall have the following meanings, regardless of whether or not capitalized:

~~A. "Anchor Store" shall mean a store containing not less than 35,000 square feet of gross leasable floor area that is part of, or attached to, the shopping center.~~

~~B.A. "Developer" shall mean R.S. Land, Inc.; its successors and assigns.~~

~~C. "Enclosed Mall" shall mean the enclosed mall portion of the project, exclusive of Anchor Stores.~~

~~D. "Flex Space" shall mean a generic term for smaller footplate buildings combining light manufacturing and warehousing uses with storefront retailing.~~

~~Usually having a limited amount of large rear door access and a significant retail appearance to the front.~~

~~E. “Free Standing building” shall refer to any building or similar structure other than the Enclosed Mall that houses a single tenant or owner, each of whom conducts a separate business within that building or similar structure.~~

F.B. “Gateway Corridor District” or “La Vista Gateway Corridor District” shall mean the City’s overlay zoning district establishing basic site and building development criteria to be implemented within the boundaries of the overlay district.

G.C. “Landscaping Easement” shall mean that area adjacent to the street right-of-way providing for required street trees and landscape material.

~~H. “Multiple attached Building” shall refer to any building or similar structure that houses more than a single tenant or owner, and in which numerous, discrete business activities are conducted.~~

I.D. “Open Space” shall mean anything on the site except buildings, parking ~~lot-lots~~ and vehicular circulation areas, generally pervious, but may include well landscaped pedestrian ~~places, pools, pool decks and roof gardens~~ plazas.

J.E. “Planned Unit Development Plan” shall mean a plan developed and approved that outlines certain provisions for the property and its uses. Such plan shall consist of the final plat, design guidelines, conceptual PUD Site Plan and PUD Plan narrative ~~landscaping, etc.~~

K.F. “Plat” or “the Plat,” shall mean the final plat approved by the City Council.

L.G. “Southport East Design Guidelines” shall mean the specific guidelines jointly developed, agreed to and amended by Developer and City for the Subdivision for the purpose, among others, of creating cohesiveness and ensure quality of materials, aesthetics and maintenance upon which all tenants and owners can rely and to ensure view continuity and creation of a sense of place through the use of common elements of site and architecture, a copy of which is attached to this Agreement as Exhibit “~~CB~~” hereto.

M.H. “Subdivision” shall mean the 5.456 acres of land described in ~~Exhibit “A”~~ Section 1 above ~~hereto~~, to be known as “Southport Village.”

~~Section 4. Parcel Identification Map~~

~~Attached hereto and made a part of this PUD plan for parcel delineation is the parcel Identification Map for the Southport East PUD (Planned Unit Development), marked Exhibit "B".~~

Section ~~54~~. Conceptual PUD Site Plan

A conceptual site plan for each parcel shall be submitted to the City for approval prior to any lot development within said parcel.

Section ~~65~~. Allowed Uses

Unless otherwise provided in this Ordinance, all Permitted Uses and Permitted Conditional Uses allowed within the C-3 Highway Commercial/Office Park District shall be allowed in Southport Village except as modified below:

- A. The following uses shall be prohibited:
 - i. Automobile/motor vehicle sales
 - ii. Uses listed as exempt from property taxes under Neb. RS 77-202.

Section ~~76~~. Building Design Guidelines and Criteria

~~The developer shall present to City for its review and approval or modification specific design criteria in the form of the "Southport East Design Guidelines" as the design criteria to be utilized in the Subdivision. A copy of the Southport East Design Guidelines in the form approved and amended by the City is attached to this PUD Plan as Exhibit "C" to Ordinance No. 1021, with the exception of Section 5.C. regarding Roofs, which is attached to this ordinance as Exhibit "1", and Appendix E regarding Interior Property Line Plantings, which is attached to this ordinance as Exhibit "2". All applications shall adhere to requirements of the approved PUD Plan and Design Guidelines. Prior to issuance of a building permit, the City, Developer and the applicant shall have mutually agreed upon a specific design plan that complies with such criteria. Generally, the The Southport East Design Guidelines of the PUD Plan take the place of Appendix A, B, and C of the City's Commercial Building Design Guide and Criteria dated September 15, 1999. The City Administrator shall determine which design criteria is applicable make the final determination in the event of a conflict between the two documents reference herein.~~

Section ~~87~~. Conditions of the PUD-1 District

Section 5.15 of the La Vista Zoning Ordinance No. 848 includes the Planned Unit Development Overlay District (PUD) and establishes certain regulations and guidelines pertaining to accompanying information required on a Platplat, Site-site Plan-plan and/or conditional use permits. ~~All uses shall adhere to the underlying zoning district except as herein provided. The Southport Village development shall comply with Section 5.15.04 of the Zoning Ordinance.~~

A. General Conditions

The ~~Parcel Identification Map and~~ Conceptual PUD Site Plan incorporate commercial uses (office, retail, lodging and restaurants, and lodging) on Lots 1-3.

In addition, the following general site plan criteria shall be integrated into and made part of the Southport Village PUD Plan.

- i. All subdivisions, public streets, public street rights-of-way and general development shall adhere to the standards and design criteria set forth in the La Vista Subdivision Regulations and the most current design standards adopted by the City of La Vista pertaining thereto unless otherwise stated within this PUD Plan and Southport East Design Guidelines.
- ii. Unless otherwise specified herein, the development of the Southport Village PUD shall comply with the applicable La Vista Zoning District Regulations or any other applicable City Codes.

B. Land Use Design Criteria

Unless provided otherwise in this PUD Plan, all general use regulations, performance standards and provisions set forth in the La Vista Zoning Ordinance for the ~~appropriate commercial~~ C-3, Gateway Corridor and PUD-1 zoning districts shall apply to any development within the identified area. The negative elements of such uses as loading docks, heating, ventilation, or air conditioning (HVAC) units, or similar electrical or mechanical appurtenances shall be designed to be screened and buffered from view by the general public through the use of architectural features or earth berming and landscaping.

- i. The intent of the design and layout ~~of this development for Lots 1-3, Southport East Replat Seven (Lots 1-10)~~ is to develop retail and office center(s) and/or individual businesses.
 - a. Building Height. Within these lots, permitted building heights will be a maximum of fifty-five (55) feet above the average finished grade of the ground at the perimeter of the building.
 - b. Building Setback. No part of any free standing or multiple-attached building shall be erected within ten (10) feet of the property line. The front yard, side yard and rear yard set backs abutting a shared access easement

will be no closer than (10) feet ~~of the property line from the back of the private street curb.~~

- c. Open Space/Buffer. The minimum required open space for each lot in this Parcel shall be equal to at least twenty-five percent (25%) of the gross area of the lot. Parking areas, except for driveways shall be effectively screened from general public view by incorporating the natural landscape and topography with the introduction of permanent earth berming of no less than two ~~and one-half~~ (2-1/2) feet above the top of curb of the adjacent public street. In any case, all parking areas shall include landscape areas, islands, screens, etc., equal to not less than ten percent (10%) of the total paved area. Such landscaped areas may be included as part of the 25% total open space. Landscaped islands within the parking area shall have ground cover of sodded grass, shrubs or other acceptable living plant material, unless the City specifically approves an alternate ground cover as part of the site plan review. Appendix E of the Southport East Design Guidelines regarding interior property line plantings -and minimum 10 foot green space may be waived if the requirements of this section have been satisfied.
- d. Landscaping. Landscape will include the integration of recommended overstory and understory trees, shrubs and ornamental grasses ~~(Exhibit D) throughout per the Southport East Design Guidelines. - The minimum landscaping required shall be two (2), 2-2 1/2" caliper trees and five (5), shrubs or ten (10) clump ornamental grasses at 18-24" in height per one thousand (1,000) square feet of open space in each lot of the Parcel. The minimum height of coniferous trees shall be six (6) feet and may be counted as 2-2 1/2 inch caliper. These are minimum requirements.~~ A complete and detailed landscape plan is required prior to building permit approval to assure compliance with the vision of Southport ~~Center Village Development development~~ and its approved guidelines.
- e. Signage. All signs identifying the project may be permitted with approval of a sign permit based upon the adopted sign regulations and ~~design guide except as modified herein.~~ Southport East Design Guidelines.
- f. Public Spaces. Feature lakes, detention pond areas, easements for public amenities, sidewalks within open areas, pedestrian plazas and paved outdoor spaces (excluding parking lots) are encouraged ~~in order~~ to link

commercial areas with pedestrian plazas and to create interaction.

C. Commercial, Office and Mixed Use Site Design Guidelines

Off-street parking should be behind or beside the building when possible. Buildings should be arranged to create view corridors between pedestrian destinations within and adjacent to the site including building entrances and open spaces. The corners of street intersections and/or shared access easements, particularly site entries, should be distinguished by special landscape or architectural treatments. The use of alternate paving materials to designate pedestrian traffic areas from vehicular use areas and travel lanes is strongly encouraged. ~~The design of all streets and parking lots shall permit the travel of the fire department's vehicle access requirements.~~ Overhead doors and loading docks shall be totally screened from public streets. When possible, the integration of storm drainage and detention should be designed to enhance the public space.

D. Access and Off-Street Parking

- i. Access. Driveways shall be located so that no undue interference with the free movement of road traffic will result, to provide the required sight distance, and to provide the most-favorable driveway grade. Access points within the development shall be limited to what is shown on the final plat and subdivision agreement. Any deviation from this shall require the approval of the City.
- ii. Off-Street Parking. Parking on lots in the identified area shall be provided based on Section 7.06 of the Zoning Ordinance, or the aggregate ratio of four and a half (4.5) off-street parking spaces per one thousand (1,000) square feet of gross leasable floor area of ~~improvements constructed on each lot~~multi-tenant flex buildings, unless off-site/public parking is utilized with approval of the city.
 - a. Landscaping.
 - (1) Off-street parking areas containing twenty-five (25) or more parking spaces shall provide internal landscaping, other than that required in a buffer zone or along street frontages, and shall be protected by a concrete curb.
 - (2) Landscape islands a minimum of seven (7) feet in width shall be provided at the end of all parking rows. In addition, landscape islands a minimum of seven (7) feet in width shall be provided throughout

the parking lots such that no parking space is farther than one hundred twenty (120) feet away from any landscaped space.

- (3) Required trees shall be located to minimize potential damage to vehicles, to insure adequate sight distance, and the maneuvering of emergency vehicles within the development and each lot.
- (4) The internal landscaped areas shall be located to direct traffic, dispersed throughout the lot to improve site aesthetics, and installed so that, when mature, it does not obscure traffic signs, fire hydrants, lighting, drainage patterns on site or adjacent properties, or obstruct vision for safety of ingress or egress.
- (5) Parking areas shall be screened, recessed, or otherwise constructed and located so as to prevent the glare from automobile headlights illuminating adjacent properties and to minimize negative views from public streets.
- (6) Parking area lighting shall be ~~shielded so as to prevent illumination of adjacent properties in~~ accordance with the Southport East Design Guidelines. A lighting plan shall be submitted ~~from~~ for review in conjunction with ~~any site plan~~ the building design and landscaping plan.
- (7) Off-street loading areas shall not interfere with or impede the circulation or flow of traffic.

E. Signage

All signs may be permitted with approval of a sign permit based upon the adopted sign regulations, except as modified ~~herein. To the extent that the provisions of this PUD Plan conflict with or are more restrictive than similar provisions provided in the La Vista Zoning Ordinance, the provisions of this PUD Plan shall control.~~ by the Southport East Design Guidelines.

~~This Ordinance recognizes that because of the size and scope of the project, and because access will be obtained to the development via large public arterial streets, the project has an extraordinary need for flexibility in the signage regulations applicable thereto.~~

~~i. Project Directory Signs. Project Directory Signs shall be allowed on the internal roadways of the subdivision to help facilitate movement through and around the development. The sign area, setback, and number of project directional signs located within the development~~

shall be determined in conjunction with the issuance of the sign permit for the development. The Project Directory Signs may contain directional information about the location of individual businesses within the development, and such information may be set forth the name of the business and use logos, service marks, or stylized letters that are identified with that business. Any Project Directory Sign may contain the Developer's logo for the development.

ii. Center Identification Signs. Multi-tenant buildings, multi-attached buildings and free-standing buildings as part of a mall in the identified area may be allowed to advertise on center Identification signs. Such signs shall be a maximum of twenty-four (24) feet in height and contain a maximum of one hundred fifty (150) square feet of signage. Center identification signs may be allowed for individual users to identify their location off of internal streets or driveways with the approval of a sign permit. Such signs may include logos; located at least twenty (20) feet from the street right-of-way and ten (10) feet from the property line; and at not more than one per entrance.

iii. Monument Signs. Monument signs for free-standing buildings in the identified area shall not exceed ten (10) feet in height. Such signs may include logos; located at least ten (10) feet from the street right-of-way and ten (10) feet from the property line; and at not more than one per street frontage.

Section 8. Amendment to this PUD Plan.. Application for amendments to this PUD Plan may be made by the Developer as long as the applicant owns property within the Subdivision. This shall overwrite Section 5.15.09 of the Zoning Ordinance. Minor modifications may be made to the common area improvements with administrative approval by the City Administrator or designee. Major amendments shall be reviewed as per Section 5.15.05 of the Zoning Ordinance. Surrounding property owners within the Subdivision will be notified of proposed major amendments and be given an opportunity to provide comments.

Section 99. Amendment to this PUD Plan Application for amendments to this PUD plan may be made only by the Developer as long as it holds ownership of any portion of Southport East Replat Seven. This shall overwrite Section 5.15.09 of the 2001 La Vista Nebraska zoning ordinance. Minor modifications may be made to the common area improvements with administrative approval by City of La Vista staff.

Section 10. That This Ordinance shall be in full force and effect after its passage approval and publication in pamphlet form as provided by law.

PASSED AND APPROVED THIS _____ DAY OF _____,
2007.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

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**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
MAY 15, 2007 AGENDA**

Subject:	Type:	Submitted By:
AUTHORIZE PURCHASE OF PATCH PANELS FOR THE CITY HALL/COMMUNITY CENTER FACILITY	◆ RESOLUTION ORDINANCE RECEIVE/FILE	PAT ARCHIBALD DIRECTOR PUBLIC BUILDINGS & GROUNDS

SYNOPSIS

A resolution has been prepared authorizing the purchase and installation of Patch Panels for the Communication System at the City Hall/Community Center Facility in an amount not to exceed \$5,328.89.

FISCAL IMPACT

The FY 06/07 General Fund budget provides funding in the amount of \$3,504.00. The additional \$1,824.89 will be funded through savings.

RECOMMENDATION

Approval.

BACKGROUND

The communications system at the City Hall/Community Center Facility has reached maximum capacity for telephones and computers. The Patch Panels will allow for expansion and make it possible to add or change extensions from one location to another without calling the repair company at a current cost of \$112.00 per hour.

The original bid given to the city in May of 2006 was low due to a miscount of existing ports and available wiring to add ports.

This will be the same type of system that was installed at the Police Facility and District 2 Fire Station.

A copy of the quotes from May of 2006 and April of 2007 are attached.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE PURCHASE OF PATCH PANELS FOR THE COMMUNICATION SYSTEM AT THE CITY HALL/COMMUNITY CENTER FACILITY FROM HUNTEL COMMUNICATIONS NOT TO EXCEED \$5,328.89.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of patch panels for the communication system at the City Hall/Community Center facility is necessary; and

WHEREAS, the FY 06/07 General Fund budget did include funds for the purchase of said computer equipment; and

WHEREAS, the cost over the budgeted amount will be funded through savings in the General Fund; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize the purchase of patch panels for the communication system at the City Hall/Community Center facility from HunTel Communications in an amount not to exceed \$5,328.89.

PASSED AND APPROVED THIS 15TH DAY OF MAY 2007.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk



05/23/06

City of LaVista PBX Re-Cable

	Qty	Part #	Description	Selling Price	Extended Price
1	1	NSI-ORT (CAT5E 24PT I	PATCH PANEL 24 PORT (ORTRONICS PHI	132.69	132.69
2	5	NSI-ORT (CAT5E 48PT I	PATCH PANEL 48 PORT CAT5E (ORTRON	268.80	1,344.00
3	9	WIR-TAILFXLE15	25 Pair 15' Female Amphenol Tail (Loose En	10.01	90.09
4	6	AMP-5583311	WIRE MGMT HORIZONTAL (AMP)	43.54	261.24
5	72	WIR-PC3FTRJ45C5	PATCH CORD 3 FT CAT5 RJ 45 (GRAY)	2.10	151.20
7	2	NSI-AMP (V CBL MGMT	WIRE MGMT VERTICAL (AMP 13752581)	132.27	264.54
8					
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NSI-ITEM >
NSI-ITEM >

0	LAB-IMPCAB	Cable Tech Labor		
14	LAB-IMPMAC	Voice Tech Labor	90.00	1,260.00
		PRICE (Plus Applicable Taxes)		<u>3,503.76</u>

Quote firm for 30 days



04/10/07

City of LaVista PBX Re-Cable

	Qty	Part #	Description	Selling Price	Extended Price
1	1	NSI-ORT (CAT5E 24PT IPATCH PANEL 24 PORT (ORTRONICS PHI		132.69	132.69
2	9	NSI-ORT (CAT5E 48PT IPATCH PANEL 48 PORT CAT5E (ORTRON		268.80	2,419.20
3	9	WIR-TAILFXLE15	25 Pair 15' Female Amphenol Tail (Loose En	10.01	90.09
4	6	AMP-5583311	WIRE MGMT HORIZONTAL (AMP)	43.54	261.24
5	72	WIR-PC3FTRJ45C5	PATCH CORD 3 FT CAT5 RJ 45 (GRAY)	2.10	151.20
7	2	NSI-AMP (V CBL MGMT, WIRE MGMT VERTICAL (AMP 13752581)		132.27	264.54
8	24	WIR-PC7FTRJ45C5	PATCH CORD 7 FT CAT5 RJ 45 (GRAY)	2.73	65.52
9	1	WIR-RACKFLBLK	RACK 19"x84" FLOOR BLACK (HOMACO)	144.41	144.41
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NSI-ITEM >				-	
	0	LAB-IMPCAB	Cable Tech Labor		
	20	LAB-IMPMAc	Voice Tech Labor	90.00	1,800.00
			PRICE (Plus Applicable Taxes)		<u><u>5,328.89</u></u>

Quote firm for 30 days

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
MAY 15, 2007 AGENDA**

Subject:	Type:	Submitted By:
AUTHORIZE PURCHASE OF SPECIAL TRANSIT SERVICE VEHICLE	◆ RESOLUTION ORDINANCE RECEIVE/FILE	SCOTT STOPAK RECREATION DIRECTOR

SYNOPSIS

A resolution has been prepared authorizing the purchase of a Special Transit Service Vehicle in the amount not to exceed \$10,289.00 in partnership with Metropolitan Area Transit (MAT).

FISCAL IMPACT

The City received \$17,459.00 from the insurance company for the settlement of the 2003 Ford Special Transit Service Vehicle that was involved in an accident on 12/14/06. The City was eligible for the FTA # 5307 grant for procurement of the new vehicle which cost \$60,522.00. The City is responsible for 17% of the cost which comes to \$10,289.00 with MAT responsible for the remaining 83% of the vehicle costs. Additional funds will also be required for the detailing and marking of the van when it is delivered.

RECOMMENDATION

Approval.

BACKGROUND

The Special Services Unit provides transportation for all elderly residents (age 60 or older) and all handicapped residents of La Vista and Ralston.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE PURCHASE OF A SPECIAL TRANSIT SERVICE VEHICLE IN PARTNERSHIP WITH METROPOLITAN AREA TRANSIT (MAT) IN AN AMOUNT NOT TO EXCEED \$10,289.00.

WHEREAS, the City Council has previously participated in a partnership with the City of Ralston and Metropolitan Area Transit to provide transportation services to the elderly and handicapped residents of the cities; and

WHEREAS, a determination has been made that one of the vehicles in the existing fleet is in need of replacement; and

WHEREAS, the City of La Vista would be responsible for 17% of the cost of the new vehicle with the remaining cost being paid by federal funds through MAT, and

WHEREAS, the City received \$17,459.00 for the settlement on the 2003 Ford Special Transit Service vehicle, and

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby establish the need to purchase a replacement special transit services vehicle in conjunction with Metropolitan Area Transit and authorize payment of the City's share of the cost not to exceed \$10,289.00.

PASSED AND APPROVED THIS 15th DAY OF MAY 2007.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Bueth, CMC
City Clerk

City of La Vista

Quantity

1	Base price 2006	\$56,962.00
1	NHTSA 403/404 W/C lift	\$565.00
1	Blackout windows	\$150.00
1	Driver signal/lights on	\$45.00
1	Lockable storage compartment	\$150.00
1	Slide out battery tray	\$250.00
1	Colored floor covering	\$225.00
3	Q straint retractable W/C securements	\$450.00
1	Mor/Ryde	\$1,725.00
		<hr/>
		\$60,522.00

FTA 5307 Grant money for procurement

83%/17%

City of La Vista's Match	17.00%	<u><u>\$10,288.74</u></u>
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**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
MAY 15, 2007 AGENDA**

Subject:	Type:	Submitted By:
AWARD CONTRACT – RE-ROOF FLAT PORTION OF ROOF - CITY HALL/ COMMUNITY CENTER BUILDING	◆ RESOLUTION ORDINANCE RECEIVE/FILE	PAT ARCHIBALD DIRECTOR PUBLIC BUILDINGS & GROUNDS

SYNOPSIS

A resolution has been prepared awarding a contract to Ciaccio Roofing Corporation, Bellevue, Nebraska, for re-roofing the flat portion of the roof on the City Hall/Community Center Building in an amount not to exceed \$71,800.00.

FISCAL IMPACT

The FY 2006/07 Construction Fund budget provides funding for the proposed improvements in the amount of \$67,800.00. The funding source for this is the Lottery Fund. The additional \$4,000.00 needed will increase the Lottery Fund transfer.

RECOMMENDATION

Approval

BACKGROUND

On April 17, 2007, the City Council authorized the advertisement of bids for the Re-roofing of the flat portion of the roof on the City Hall/Community Center. Two bids were received.

Ciaccio Roofing Corp.	\$71,800.00
Nohava Construction Inc.	\$91,156.00

At the April 17, 2007 City Council meeting Councilmember Sheehan asked that we look into an alternative roofing material. Several attempts to contact the company that installs this type of roofing were unsuccessful. Additional research into this alternative roofing material revealed warranty issues, recurring annual maintenance costs, and concerns about the suitability of this material for Nebraska's weather conditions. Based on the lack of interest by the company and the additional information, it is recommended that we go with the Durolast roofing material.

It is recommended that the bid be awarded to Ciaccio Roofing Corp. as the lowest responsible bidder.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AWARDED A CONTRACT TO CIACCIO ROOFING CORPORATION FOR RE-ROOFING THE FLAT PORTION OF THE ROOF ON THE CITY HALL/COMMUNITY CENTER BUILDING IN AN AMOUNT NOT TO EXCEED \$71,800.00

WHEREAS, the City Council of the City of La Vista has determined that re-roofing the flat portion of the roof on the City Hall/Community Center building is necessary; and

WHEREAS, the FY 2006/07 Construction Fund budget includes funds for re-roofing the flat portion of the roof on the City Hall/Community Center building; and

WHEREAS, the funding source for this project is the Lottery Fund, therefore the additional \$4,000.00 needed will increase the Lottery Fund transfer; and

WHEREAS, on April 17, 2007 the City Council authorized the advertisement of bids for said project in accordance with plans and specifications as prepared by the Director of Public Buildings and Grounds; and

WHEREAS, the Director of Public Buildings and Grounds has reviewed the bids and recommends that a contract be awarded to Ciaccio Roofing Corporation as the lowest responsible bidder; and

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

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, that a contract be awarded to Ciaccio Roofing Corporation, for the re-roofing of the flat portion of the roof on the city hall/community center building in an amount not to exceed \$71,800.00, and that the Mayor is hereby authorized to execute said contract and the City Clerk is further directed to attest to the same.

PASSED AND APPROVED THIS 15TH DAY OF MAY 2007

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC

City Clerk

K:\APPS\City Hall\07 FINAL RESOLUTIONS\07. PBG
CH CC Roof Award

City of La Vista
RE-ROOF FLAT PORTION OF
CITY HALL/COMMUNITY CENTER
Thursday, May 10, 2007

Company	Ciaccio Roofing Corporation	Nohava Construction Inc.			
Price	71,800.00	91,156.00			