



CITY OF LA VISTA

CERTIFICATE OF APPRECIATION

A CERTIFICATE OF APPRECIATION PRESENTED TO DUTCH SEVENER, of the La Vista Public Works Department, FOR 5 YEARS OF FAITHFUL AND EFFICIENT SERVICE TO THE CITY OF LA VISTA.

WHEREAS, Dutch Sevenser, has served the City of La Vista since June 13, 2005, and

WHEREAS, Dutch Sevenser's input and contributions to the City of La Vista have contributed to the success of the City.

NOW, THEREFORE BE IT RESOLVED, that this Certificate of Appreciation is hereby presented to Dutch Sevenser on behalf of the City of La Vista for 5 years of service to the City.

DATED THIS 15TH DAY OF JUNE, 2010.

Douglas Kindig, Mayor

Ronald Sheehan
Councilmember, Ward I

Brenda L. Carlisle
Councilmember, Ward I

Mike Crawford
Councilmember, Ward II

Terrilyn Quick
Councilmember, Ward II

Mark D. Ellerbeck
Councilmember, Ward III

Alan W. Ronan
Councilmember, Ward III

Kelly R. Sell
Councilmember, Ward IV

Anthony J. Gowan
Councilmember, Ward IV

ATTEST:

Pamela A. Buethe, CMC
City Clerk



MINUTE RECORD

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

LA VISTA CITY COUNCIL MEETING June 1, 2010

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 June 1, 2010. Present were Councilmembers: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck, and Gowan. Absent: None. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Clerk Buehe, Library Director Barcal, Police Chief Lausten, City Engineer Kottmann, Fire Chief Uhl, Recreation Director Stopak, Finance Director Lindberg, Public Works Director Soucie, Community Development Director Birch, and Building and Grounds Director Archibald.

A notice of the meeting was given in advance thereof by publication in the Times on May 20, 2010. Notice was simultaneously given to the Mayor and all members of the City Council and a copy of the acknowledgment of the receipt of notice attached to the minutes. Availability of the agenda was communicated to the Mayor and City Council in the advance notice of the meeting. All proceedings shown were taken while the convened meeting was open to the attendance of the public. Further, all subjects included in said proceedings were contained in the agenda for said meeting which is kept continuously current and available for public inspection at City Hall during normal business hours.

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

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

SERVICE AWARDS – MICHAEL CZARNICK – 15 YEARS; ROBERT GEORGE – 5 YEARS

Mayor Kindig recognized Michael Czarnick for 15 years of service to the City and Robert George for 5 years of service to the City.

APPOINTMENT OF FIRE DEPARTMENT RECRUITS – ANDY BIERBRAUER, BOB BIERMAN, AUSTIN BRAKE, JOHN CAPPELLANO, LINDA CASEY, ED CEBALLO, DANI DEVOLL, AUSTIN GARNER, STEPHANIE GRADOVILLE, KEVIN JONES, MATT RAPPLEY, BOBBY WALZ

Mayor Kindig stated, with the approval of the City Council, he would like to appoint the following Fire Department recruits: Andy Bierbrauer, Bob Bierman, Austin Brake, Linda Casey, Ed Ceballo, Dani Devoll, Austin Garner, Stephanie Gradoville, Kevin Jones, Matt Rappley, and Bobby Walz. Fire Chief Uhl introduced the new recruits to the Council. Councilmember Crawford motioned the approval, seconded by Councilmember Carlisle. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF CITY COUNCIL MINUTES FROM MAY 18, 2010
3. APPROVAL OF LIBRARY ADVISORY BOARD MINUTES FROM MAY 13, 2010
4. APPROVAL OF CLAIMS

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

ABE'S PORTABLES, Vehicle Maint.	86.00
AA WHEEL & TRUCK SUPPLY, Vehicle Maint.	111.81
ABANTE MARKETING, Wearing Apparel	1,123.80
ACTION BATTERIES, Supplies	28.26
AGRIUM ADVANCED TECH, Supplies	3,712.50
AIR POWER, Equip. Repair	13.71
ALAMAR UNIFORMS, Wearing Apparel	65.00
ALL MAKES OFFICE EQUIPMENT, Equip. Repair	101.00
AMERA-CHEM, Books	76.90
AMERICAN FENCE, Refund	28.00
AMERICAN LIBRARY ASSN, Supplies	72.50

MINUTE RECORD

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

June 1, 2010

ANN TROE, Printing	760.00
AOI CORPORATION, Office Furniture	1,571.18
APWA-AMER PUBLIC WORKS ASSN, Dues	141.00
ARAMARK UNIFORM, Contract Services	287.22
ASPHALT & CONCRETE MATERIALS, Street Maint.	341.34
AUSTIN PETERS GROUP, Training	3,000.00
BAKER & TAYLOR BOOKS, Books	1,696.88
BARCAL, ROSE, Travel	100.00
BARONE SECURITY, Contract Services	648.00
BARTON SOLVENTS, Bldg & Grnds	480.45
BCDM, Professional Services	2,025.00
BCR-BIBLIOGRAPHICAL, Contract Services	23.97
BEACON BUILDING SERVICES, Contract Services	6,712.00
BEAUMONT, MITCH, Travel	79.00
BENNINGTON EQUIPMENT, Vehicle Maint.	2,104.72
BEST CARE EMPLOYEE ASST PROGRM, Contract Services	2,175.00
BETTER BUSINESS EQUIPMENT, Rental	52.65
BLACK HILLS ENERGY, Utilities	1,316.82
BLUE CROSS BLUE SHIELD, Rescue Revenue	363.36
BRENTWOOD AUTO WASH, Vehicle Maint.	42.00
BROWN, RON, La Vista Daze	500.00
BUETHE, PAMELA, La Vista Daze/Vehicle Maint/Travel/Postage	2,226.10
BUILDERS SUPPLY, LV50 Float	20.16
CALENTINE, JEFFREY, Phone	30.00
CENTER POINT PUBLISHING, Books	248.04
CITY OF BELLEVUE, Training	900.00
CITY OF OMAHA SHOW MOBILE, La Vista Daze	1,180.00
COMP CHOICE, Professional Services	140.00
CONTROL MASTERS, Bldg & Grnds	525.00
CORNHUSKER INTL, Vehicle Maint.	8.07
CREIGHTON EMS EDUCATION, Training	1,870.00
D & D COMMUNICATIONS, Repair	55.26
D & J BEVERAGE SERVICE, Bldg & Grnds	280.00
DEETER FOUNDRY, Sewer Maint.	586.00
DIAMOND VOGEL PAINTS, Bldg & Grnds	41.95
EDGEWEAR SCREEN PRINTING, La Vista Daze/Wearing Apparel	813.75
EPPERSON, NICK, Contract Services	20.00
FARQUHAR, MIKE, Auto Allowance	100.00
FEDEX KINKO'S, Printing	1,860.25
FEDEX, Postage	24.96
FILTER CARE, Vehicle Maint.	31.50
FLORATINE CENTRAL TURF PRODS, Supplies	270.00
FREEDOM FIGHTERS, La Vista Daze	250.00
FROEHLICH, RORY, Auto Allowance	100.00
GALE, Books	97.19
GIFF PROPERTY SERVICES, Professional Services	3,000.00
GOLDMAN, JOHN, Phone	85.00
GRAYBAR ELECTRIC, Bldg & Grnds	388.99
GREAT AMERICAN LEASING, Contract Services	527.76
GREAT PLAINS ONE-CALL SVC, Contract Services	365.02
GREAT PLAINS UNIFORMS, Wearing Apparel	41.00
GREENKEEPER COMPANY, Supplies	353.80
GUNN, BRENDA, Phone	45.00
HARM'S CONCRETE, Bldg & Grnds	137.25
HARTS AUTO SUPPLY, Vehicle Maint.	540.00
HEARTLAND AQUA-TECH, Bldg & Grnds	441.90
HEARTLAND PAPER, Bldg & Grnds	143.00
HELGET GAS, Squad Supplies	108.00
HEWLETT PACKARD, Contract Services	733.00
INFO USA MARKETING, CD Rom	1,250.00
INTERSTATE ALL BATTERY, Vehicle Supplies	226.98
IVERSON, DENNIS, Wearing Apparel	120.00
J Q OFFICE EQUIPMENT, Contract Services	438.15
JOHN DEERE LANDSCAPES/LESCO, Supplies	95.95
JONES AUTOMOTIVE, Vehicle Maint.	40.00
KINDIG, DOUGLAS, Phone	80.00
KLINKER, MARK, Professional Services	200.00

MINUTE RECORD

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

June 1, 2010

KOTTMANN, JOHN, Phone/Travel	256.00
KRIHA FLUID POWER, Vehicle Maint.	626.48
LA VISTA COMMUNITY FOUNDATION, Payroll Deductions	50.00
LANGLEY ANIMAL HOSPITAL, Contract Services	117.00
LAUGHLIN, KATHLEEN, Payroll Withholdings	809.00
LINCOLN TENT, La Vista Daze	500.00
LINDBERG, SHEILA, Travel	103.00
LUKASIEWICZ, BRIAN, Phone	50.00
LUPOMECH, CATHY, Travel	221.00
MAPA, Travel/ Contract Services	5,100.00
METRO AREA TRANSIT, April Fees	545.00
METRO COMMUNITY COLLEGE, Phone/Utilities/Contract Services	6,202.89
METRO LANDSCAPE MATERIALS, Bldg & Grnds/Supplies	2,170.00
MICHAEL TODD AND COMPANY, La Vista Daze/Vehicle Maint.	249.63
MID AMERICA PAY PHONES, Phone	150.00
MIDLANDS CARRIER TRANSICOLD, Vehicle Maint.	113.87
MIDLANDS LIGHTING & ELECTRIC, Bldg & Grnds	189.15
MID-STATES UTILITY TRAILER, Vehicle Maint.	12.44
MIDWEST PLASTICS, LV50 Float	67.39
MIDWEST TAPE, Media	172.92
MIDWEST TURF & IRRIGATION, Equip. Repair	46.57
MIERS, RAYMOND, Rescue Revenue	457.69
MILLER BRANDS, Concessions	237.90
MUD, Utilities	1,312.98
NE DEPT OF LABOR, Contract Services	100.00
NE DEPT OF LABOR, Insurance	29.65
NEBRASKA TURF PRODUCTS, Supplies	113.75
NEBRASKA WELDING, La Vista Daze	43.99
NELSON & SONS GLASS, Equip. Maint.	133.44
NEXTEL, Phone	675.99
NMC EXCHANGE, Contract Services	182.00
NOBBIES, LV50 Float	116.87
NUTS AND BOLTS, LV50 Float	23.65
OABR PRINT SHOP, La Vista Daze/Printing	5,252.94
OFFICE DEPOT, Supplies	532.20
OMAHA WORLD HERALD, Advertising	308.00
PAPILLION LA VISTA SCHL, Advertising	50.00
PARAMOUNT LINEN & UNIFORM, Uniform Cleaning	549.02
PAYLESS, Supplies	449.92
PERFORMANCE CHRYSLER JEEP, Vehicle Maint.	84.05
PHYSICIANS MUTUAL, La Vista Daze/Printing	942.90
PITNEY BOWES, Supplies	221.00
PRECISION INDUSTRIES, Vehicle Maint.	175.92
PREMIER-MIDWEST BEVERAGE, Concessions	189.10
PRESTIGE FLAG, Bldg & Grnds	304.32
PRINCIPAL LIFE-FLEX SPENDING, Employee Benefits	235.50
QUALITY BRANDS, Concessions	6,760.45
QWEST, Phone	1,148.04
RAINBOW GLASS & SUPPLY, Bldg & Grnds	346.12
RAMIREZ, RITA, Phone	43.00
RON'S CUSTOM LETTERING, Bldg & Grnds	250.00
ROSE EQUIPMENT, Vehicle Maint.	454.34
SAM'S CLUB, Dues	35.00
SARPY COUNTY COURTHOUSE, Contract Services	3,495.03
SCHOLASTIC BOOK FAIRS, Summer Reading Program/Media	103.06
SCHOLASTIC LIBRARY PUBLISHING, CD Rom	481.00
SENTRY ARMOR SYSTEMS, Forfeiture Funds	1,507.96
SHEPPARD'S BUSINESS INTERIORS, Chairs	4,071.80
SIGN IT, La Vista Daze	723.75
SIOUXLAND LIBRARIES, Supplies	16.99
SMOOTHER CUT ENTERPRISES, Contract Services	990.00
SOUCIE, JOSEPH, Phone	60.00
SPRINT, Phone	120.08
SQUAD-FITTERS, Wearing Apparel	344.90
STERIL MANUFACTURING, Bldg & Grnds	4,355.00
STOPAK, SCOTT, Phone	50.00
SUBURBAN NEWSPAPERS, LV50 Marketing	499.20

MINUTE RECORD

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

June 1, 2010

SUPERIOR VISION, Employee Benefits	367.60
TAB HOLDING COMPANY, Cart Path Construction	19,964.25
TARGET BANK, Wearing Apparel	219.86
TEE'S PLUS, D.A.R.E. Reserve	538.92
TIEHEN, JAMES, Auto Allowance	100.00
TITAN MACHINERY, Vehicle Maint.	242.81
T-SHIRT ENGINEERS, Wearing Apparel	107.23
TURF CARS LTD, Electric Cart	620.00
UNITED RENTALS, Vehicle Maint.	860.18
VAIL, ADAM, Auto Allowance	100.00
VERIZON, Phone	197.16
WAL-MART, Supplies/Wearing Apparel/Squad Supplies	859.24
WASTE MANAGEMENT, Contract Services	4,040.14
WICK'S STERLING TRUCKS, Vehicle Maint.	451.35
ZOO BOOKS MAGAZINE, Books	25.95

REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

City Administrator Gunn stated the City wrapped up a successful La Vista Daze weekend.

Assistant City Administrator Ramirez echoed Gunn's statement, and informed Council that the event was very well marketed this year.

Finance Director Lindberg informed Council she chaired the "beer garden" committee and heard a lot of positive comments on the location of this year's beer garden.

Police Chief Lausten informed Council the shutting down of 84th street went well. There was one arrest at Central Park on Friday night.

Fire Chief Uhl informed Council he chaired the "parade" committee, and he felt the parade went well.

Public Works Director Soucie informed Council that a storm damage assessment will be completed. Soucie informed Council the filter at the pool was repaired in time for opening day. Soucie stated the 2010 La Vista Daze event went much smoother for public works than in recent years. Soucie informed Council that Long's was cleaned out on May 21st. He praised the Public Works crew for their work with La Vista Daze and the Long's clean up.

Community Development Director Birch introduced Brad Baber, the new Building Inspector for the City, to Council.

Building and Grounds Director Archibald informed Council he was on the "breakfast" committee. Archibald stated he felt the parade went well. There were a few issues with power but these were solved quite easily. Archibald also stated that he met the family of Mayor Davies, the first Mayor of La Vista.

Assistant Recreation Director Karlson informed Council he was the chair for the "cookout and fireworks" committee. Karlson gave an overview of the events of the evening.

Library Director Barcal informed Council the library will hold an Amnesty Week from July 6th through July 12th. Individuals will have fines waived when a donation is given for the food pantry.

B. ORDINANCE – AMEND MUNICIPAL CODE – SECTION 114.46

Councilmember Gowan introduced Ordinance No. 1123 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTION 114.46; 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, Crawford, 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.

MINUTE RECORD

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

June 1, 2010

Said ordinance was then read by title and thereafter Councilmember Carlisle moved for final passage of the ordinance which motion was seconded by Councilmember Sheehan. The Mayor then stated the question was, "Shall Ordinance No. 1123 be passed and adopted?" Upon roll call vote the following Councilmember voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, 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 – AMEND LOTTERY OPERATOR AGREEMENT – HOURS OF OPERATION

Councilmember Carlisle introduced and moved for the adoption of Resolution No. 10-061: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING AN AMENDMENT TO THE LOTTERY OPERATOR AGREEMENT.

WHEREAS, the Nebraska State Legislature has recently passed legislation allowing the hours of sale for serving alcohol for consumption on the premises of a licensed establishment from 1:00 a.m. to 2:00 a.m.; and

WHEREAS, an amendment to the Lottery Operator Agreement has been prepared to allow the Contractor to extend hours of operation on any day beyond 1:00 a.m. to any time between 1:00 a.m. and 2:00 a.m. subject to prior approval of the City Administrator

WHEREAS, the City of La Vista has amended City Code Section 114.46 to change the permitted hours of sale of liquor for consumption on the premises of a licensed establishment.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of La Vista, Nebraska, that the amendment to the Lottery Operator Agreement dated August 8, 2008, as presented at this meeting, is hereby approved and the Mayor and City Clerk are hereby authorized to execute said amendment on behalf of the City of La Vista.

BE IT FURTHER RESOLVED, by the Mayor and City Council of the City of La Vista Nebraska that this amendment will go into effect on the same date as the ordinance allowing extended bar hours which will be July 15, 2010 or 15 days after passage of the ordinance whichever is last.

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

D. RESOLUTION – PAPIO-MISSOURI RIVER NRD HAZARD MITIGATION PLAN

Councilmember Quick introduced and moved for the adoption of Resolution No. 10-062: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING PARTICIPATION IN THE PAPIO-MISSOURI RIVER NATURAL RESOURCES DISTRICT MULTI-HAZARD MITIGATION PLAN.

WHEREAS, a Multi-Hazard Mitigation Plan identifies the vulnerability of public bodies to natural hazards and the projects that can be implemented to reduce or eliminate vulnerability exposure, and

WHEREAS, FEMA now requires that a public entity must have a current Multi-Hazard Mitigation Plan in place before they are eligible for Federal funding for hazard mitigation projects and mitigation efforts resulting from natural disasters, and

WHEREAS, the Papio-Missouri River Natural Resource District is proposing to serve as the coordinating agency for the development of a multi-jurisdictional Multi-Hazard Mitigation Plan for a six-county area including all of Sarpy, Douglas, Washington, and Dakota Counties as well as parts of Burt and Thurston Counties and all associated local governmental entities,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, hereby approves participation in the proposed Multi-Hazard Mitigation Planning process described above, and pledges to attend required meetings and

MINUTE RECORD

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

June 1, 2010

participate in those activities necessary to complete an effective plan for the public we serve.

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

COMMENTS FROM THE FLOOR

Mayor Kindig asked if there were any comments from the floor; and stated that anyone having comments should limit them to three minutes. There were no comments from the floor.

COMMENTS FROM MAYOR AND COUNCIL

Councilmember Quick asked about getting a new phone list. City Administrator Gunn stated would get her an updated list.

Councilmember Sheehan stated that moving the parade west of 84th was great. He gave kudos to Tim Schram for announcing the parade entries.

Mayor Kindig thanked Council for their assistance in filling in for him at events during the past five weeks. Kindig thanked staff for working around his schedule in recent weeks. Mayor Kindig said he was able to attend a round table session with Senator Johanns. He thanked council for allowing him and members of staff to attend ICSC as there were some good contacts made. Mayor Kindig stated he has no update on the 911 or Sewer Contracts.

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

PASSED AND APPROVED THIS 15TH DAY OF JUNE 2010

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

K:\APPS\CITYHALL\10 COUNCIL MINUTES\June 1, 2010

**CITY OF LA VISTA
PLANNING COMMISSION MINUTES
MAY 20, 2010**

The Planning Commission meeting of the City of La Vista was convened at 7 p.m. on Thursday, May 20, 2010, at the La Vista City Hall, 8116 Park View Boulevard. Members present were: Andsager, Kramolisch, Nielsen, Alexander, Circo, Hewitt, Gahan, Malmquist, and Miller. Members absent: Krzywicki. Also in attendance was John Kottmann, Assistant Public Works Director/City Engineer and Christopher Solberg, Planner.

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

1. Call to Order

The meeting was called to order by Vice Chairperson Circo at 7:02 p.m. Copies of the agenda and staff report were made available to the public.

2. Approval of Meeting Minutes – December 10, 2009

Gahan motioned to approve the April 8, 2010 minutes as presented. Nielsen seconded. Ayes: Kramolisch, Andsager, Hewitt, Alexander, Nielsen, Gahan, Miller, and Circo. Nays: None. Motion carried. Malmquist abstained. Alternate Miller will be a voting member tonight.

3. Old Business

None.

4. New Business

A. **Public Hearing for Crestview Housing Conditional Use Permit located on Lots 2, 3, and part of Lot 12, Crestview Heights, an addition to the City of La Vista, Sarpy County, Nebraska.**

i. Staff Report: Mercy Housing, Inc. has submitted a request for a Conditional Use Permit for improvements/additions to the existing Crestview Housing complex. The complex was initially constructed before Conditional Use Permits were required. Due mainly to the proposed construction of a community building, it was deemed that a Conditional Use Permit would need to be approved.

Mercy Housing, Inc proposes renovation of their facilities by adding a community building and one rental unit. Lots 2 & 3 will need to be consolidated and this will be done through an administrative plat process.

Staff recommends approval of the Crestview Housing Conditional Use Permit to the City Council.

Public Hearing: Malmquist motioned to open the public hearing. Alexander seconded. Ayes: Andsager, Kramolisch, Nielsen, Alexander, Circo, Hewitt, Gahan, Miller and Malmquist. Nays: None. Motion carried. Hearing opened at 7:04 p.m.

Julie Monaghan appeared with concerns of more units being built and not just a community center. Solberg, Planner, interjected that there is one additional single management unit to be built with this community center project. Monaghan also checked with the 911 Dispatch and found that there are 50-20 calls to dispatch each month from Crestview Village. Her concerns were whether this project would encourage or deter from these types of issues escalating.

Rick Case voiced concern with the children running at large in the park and also the issue of parking along Josephine Street. Due to parking in front of the single family residents across from the apartment complex, the US Postal Service is unable to deliver their mail as a result.

Tim Cauthorn does not want any building around his home. There is a police officer in the complex due to the problem of the kids. It makes his home less desirable if he were to try to sell.

Jeanne Ramirez has concerns as to whether the community center project would cause a raise in her taxes. She wondered if she would be notified of any changes if this project is allowed and if there were any more units to be built. The post office will not deliver her mail due to the cars parked in front of her mail box.

Hewitt explained that since the City of La Vista does not pay for any of the construction and, therefore wouldn't raise any taxes. If the project improved the value of the neighborhood, the houses could become more valuable. In essence this proposed project should not have an effect on taxes.

Malmquist motioned to close the public hearing. Nielsen seconded. Ayes: Andsager, Kramolisch, Nielsen, Alexander, Circo, Hewitt, Gahan, Miller and Malmquist. Nays: None. Motion carried. Hearing closed at 7:15 p.m.

Malmquist inquired as to why the applicant was not present at this hearing. Solberg, said he was not clear as to why the applicant, Mercy Housing, Inc. was not present.

Gahan asked if Mercy Housing, Inc. has a presence at Crestview Village. Solberg, felt that they do.

Hewitt felt these citizens concern were disturbing. One would hope the proposed community center may alleviate some of these concerns, but, without an applicant present, there is no one to answer. The concern of the Planning Commission is not to address these types of issues, but only to recommend if the project has the merit to go forward in and of itself.

Circo asked what the extent of the community center was to be. Solberg said it was to be more like a clubhouse rather than have things like basketball courts inside, etc. Due to limited parking it can only house tenants.

Kramolisch wondered when Mercy Housing Inc would be heard from again. Solberg felt probably at the submittal of building permit applications.

Hewitt suggested that the city attempt to notify the applicant, Mercy Housing Inc that there were questions of the neighborhood that were unable to be answered and perhaps the applicant would make an attempt to be present at the City Council meeting when this project is considered.

Due to audience request Hewitt re-opened the public hearing at 7:21 pm. Andsager seconded.

Suzan Case wondered what becomes of the current community center and why the applicant feels that a larger one would be more useful.

Circo wondered where management would move the playground to and what would be done with the old management office.

Solberg, said the current management office would be renovated into an apartment. There would be new playground equipment relocated in an area to the east of the asphalt patch.

Ms. Case brought up the mail delivery concerns. Solberg wondered what part of the day the parking issues are most prevalent. Case said it was during the day when the mail is delivered.

Monaghan re-approached the commissioners to ask how many additional apartments would be built and what the minimal traffic impact of the parking might be. Solberg said it is just one family apartment unit and thus only one more car equating to minimal.

Malmquist motioned to close the public hearing at 7:30 pm. Nielsen seconded. All in favor.

Gahan felt that enough questions had been raised to warrant holding off any recommendation for another month in order to give the applicant another opportunity to address concerns both of the commissioners and neighbors.

Hewitt/Malmquist explained that the commission is hearing only the issue of appropriate use, not to question the construction process, or concerns of the neighborhood.

To answer a question voiced about parking, John Kottmann explained that five stalls would be added to the north side of the proposed community center so there is a small increase in the amount of parking stalls. The site does not currently meet parking standards, but did at the time it was originally built and is being grandfathered as there is no significant increase in the need regarding this project.

ii. Recommendation: Malmquist motioned to recommend approval of the conditional use permit as stated and with the conditions as outlined in the conditional use permit. It is asked that management at the location

have a community meeting to address the unanswered questions of the neighborhood. Hewitt seconded. Ayes: Andsager, Kramolisch, Alexander, Circo, Hewitt, Miller and Malmquist. Nays: Gahan and Nielsen. Motion carried.

This item will tentatively be on the City Council agenda of June 15, 2010.

5. Comments from the Floor

None.

6. Comments from the Planning Commission

The commissioners congratulated Sharon Dennis and wished her well upon her retirement from the City of La Vista and as their recorder of minutes over the past twelve years.

Tom Miller, was welcomed as the newest Planning Commission member. He will hold the position as alternate commissioner.

7. Adjournment

Hewitt motioned to adjourn. Alexander seconded. Ayes: Andsager, Kramolisch, Nielsen, Alexander, Circo, Hewitt, Gahan, Miller and Malmquist. Nays: None. Motion carried. Meeting was adjourned at 7:38 p.m.

Reviewed by Planning Commission:

Recorder

Planning Commission Chair

Approval Date

Meeting of Board of Directors

LA VISTA/METROPOLITAN COMMUNITY COLLEGE CONDOMINIUM OWNERS ASSOCIATION, INC.

MINUTES OF MEETING

May 3, 2010

3:00 p.m.

Members Present: Pat Archibald Rose Barcal Ingrid Berlin
 Brenda Gunn Rich Hanneman Dave Koebel

Guests Present: Tom Dickerson

Agenda Item #1: Announcement of Location of Posted Meetings Act:

A copy of the Open Meetings Act is posted on the North wall of the conference room for public access and reference. A copy of the act is also available.

Agenda Item #2: Approval of the Notice of Meeting.

Notice of Meeting was published by the City and College in the Times and the Omaha World-Herald. Moved by Hanneman and seconded by Gunn to approve. Ayes: all. Nays: none. Motion approved.

Agenda Item #3: Approval of the Minutes From February 1, 2010 Meeting.

Moved by Archibald and seconded by Hanneman to approve the February 1, 2010 meeting minutes. Ayes: all. Nays: none. Motion approved.

Agenda Item #4: City of La Vista 50th Anniversary Celebration.

Information about two 50th anniversary outdoor family oriented events scheduled at the Sarpy Center was reviewed. Events for July and August are set.

Agenda Item #5: 2011 Budget Proposal.

Koebel distributed budget information for FY2010/2011. Additional information will be given to Archibald. There is discussion at MCC concerning a plan for facility expansion.

Agenda Item #6: Other Business.

A question was brought up concerning the courtesy phone status. Phones for public use are to be installed since the public pay phones have been removed from the facility. Hanneman will follow-up. Discussion was held concerning moving meeting dates and time to the second

Monday of the month and meeting at 4 p.m. instead of 3 p.m. Koebel will check on by-laws. If permitted, the meetings will move to August 9 and November 8, at 4 p.m.

Pending verification, the next Board of Directors' Meeting is on Monday, August 9, 2009 at 4:00 p.m. La Vista/MCC Sarpy Center Conference Room #142.

It was moved by Gunn and seconded by Hanneman to adjourn the meeting at 3:32 p.m.

Minutes respectfully submitted by Rose Barcal

CITY OF LAVISTA, NEBRASKA
COMBINED STATEMENT OF REVENUES, EXPENDITURES
AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES
For the eight months ended May 31, 2010
67% of the Fiscal Year

	General Fund				% of budget Used	Debt Service Fund				Capital Fund			
	Budget (12 month)	MTD Actual	YTD Actual	Over(under) Budget		Budget	MTD Actual	YTD Actual	Over(under) Budget	Budget	MTD Actual	YTD Actual	Over(under) Budget
REVENUES													
Property Taxes	\$ 4,834,007	\$ 425,534	\$ 2,679,188	\$ (2,154,819)	55%	\$ 816,253	\$ 93,378	\$ 522,050	\$ (294,203)	\$ -	\$ -	\$ -	\$ -
Sales and use taxes	1,955,000	172,133	1,561,925	(393,075)	80%	977,500	86,067	780,963	(196,537)	573,656	-	-	(573,656)
Payments in Lieu of taxes	90,000	116,883	116,883	26,883	130%	-	-	-	-	-	-	-	-
State revenue	915,403	83,919	712,157	(203,246)	78%	-	-	-	-	-	-	-	-
Occupation and franchise taxes	650,000	12,792	552,495	(97,505)	85%	-	-	-	-	-	-	-	-
Hotel Occupation Tax	474,407	54,419	368,133	(106,274)	78%	-	-	-	-	-	-	-	-
Licenses and permits	472,600	33,149	282,116	(190,484)	60%	-	-	-	-	-	-	-	-
Interest income	50,000	5,723	41,731	(8,269)	83%	75,000	7,264	61,754	(13,246)	-	-	-	-
Recreation fees	131,000	4,865	65,569	(65,431)	50%	-	-	-	-	-	-	-	-
Special Services	16,490	1,283	12,075	(4,415)	73%	-	-	-	-	-	-	-	-
Grant Income	348,059	3,347	65,544	(282,515)	19%	-	-	-	-	7,960,166	-	-	(7,960,166)
Other	2,418,256	164,325	432,091	(1,986,165)	18%	965,156	9,582	370,587	(594,569)	1,276,000	3,534	129,357	(1,146,643)
Total Revenues	12,355,222	1,078,372	6,889,907	(5,465,314)	56%	2,833,909	196,290	1,735,355	(1,098,555)	9,809,822	3,534	129,357	(9,680,465)
EXPENDITURES													
Current:													
Mayor and Council	182,262	7,415	80,521	(101,741)	44%	-	-	-	-	-	-	-	-
Boards & Commissions	10,685	108	10,173	(512)	95%	-	-	-	-	-	-	-	-
Public Buildings & Grounds	532,224	39,868	294,548	(237,676)	55%	-	-	-	-	-	-	-	-
Administration	706,494	48,202	437,988	(268,506)	62%	225,000	682	132,788	(92,212)	-	-	-	-
Police and Animal Control	3,607,692	273,058	2,273,159	(1,334,533)	63%	-	-	-	-	-	-	-	-
Fire	598,696	27,800	269,466	(329,230)	45%	-	-	-	-	-	-	-	-
Community Development	674,982	48,129	411,690	(263,292)	61%	-	-	-	-	-	-	-	-
Public Works	2,864,921	220,938	1,828,433	(1,036,488)	64%	-	-	-	-	-	-	-	-
Recreation	610,485	42,085	302,712	(307,773)	50%	-	-	-	-	-	-	-	-
Library	634,871	45,290	364,441	(270,430)	57%	-	-	-	-	-	-	-	-
Human Resources	457,321	8,438	375,801	(81,520)	82%	-	-	-	-	-	-	-	-
Special Services & Tri-City Bus	80,676	4,524	38,098	(42,578)	47%	-	-	-	-	-	-	-	-
Capital outlay	406,816	19,118	162,367	(244,449)	40%	-	-	-	-	10,273,825	3,534	129,357	(10,144,468)
Debt service: (Warrants)	-	-	-	-	-	398,898	-	-	(398,898)	-	-	-	-
Principal	-	-	-	-	-	13,545,000	-	12,985,390	(559,610)	-	-	-	-
Interest	-	-	-	-	-	1,550,878	245,927	1,017,376	(533,502)	-	-	-	-
Total Expenditures	11,368,125	784,972	6,849,397	(4,518,728)	60%	15,719,776	246,610	14,135,554	(1,584,222)	10,273,825	3,534	129,357	(10,144,468)
EXCESS OF REVENUES OVER (UNDER) EXPENDITURES	987,097	293,399	40,510	946,586	4%	(12,885,867)	(50,319)	(12,400,199)	(485,668)	(464,003)	-	-	(464,003)
OTHER FINANCING SOURCES (USES)													
Operating transfers in (out)	(669,000)	-	-	669,000	-	395,784	-	-	(395,784)	65,105	-	-	(65,105)
Bond/registered warrant proceeds	-	-	-	-	-	11,758,898	11,370,000	11,370,000	(388,898)	398,898	-	-	(398,898)
Total other Financing Sources (Uses)	(669,000)	-	-	669,000	-	12,154,682	11,370,000	11,370,000	(784,682)	464,003	-	-	(464,003)
EXCESS OF REVENUES AND OTHER FINANCING SOURCES OVER (UNDER) EXPENDITURES AND OTHER FINANCING USES	\$ 318,097	\$ 293,399	\$ 40,510	\$ 277,586	-	\$ (731,185)	\$ 11,319,681	\$ (1,030,199)	\$ 299,014	\$ -	\$ -	\$ -	\$ -
FUND BALANCE, beginning of the year			4,534,624					7,701,176				66,756	
FUND BALANCES, END OF PERIOD			\$ 4,575,134					\$ 6,670,977				\$ 66,756	

* FY10 Liability and Workers' Comp Insurance

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

BUDGET AND ACTUAL
For the eight months ended May 31, 2010
67% of the Fiscal Year

	Sewer Fund					Golf Course Fund				
	Budget	MTD Actual	YTD Actual	Over (Under) Budget	% of Budget Used	Budget	MTD Actual	YTD Actual	Over (Under) Budget	% of Budget Used
REVENUES										
User fees	\$ 1,454,126	\$ 119,964	\$ 965,229	\$ (488,897)	66%	\$ 185,000	\$ 32,919	\$ 92,295	\$ (92,705)	50%
Service charge and hook-up fees	250,000	13,034	77,249	(172,751)	31%	-	-	-	-	-
Merchandise sales	-	-	-	-	-	33,800	5,254	13,298	(20,502)	39%
Grant	30,000	-	27,389	(2,611)	n/a	-	-	-	-	-
Miscellaneous	200	21	186	(14)	93%	300	70	211	-	70%
Total Revenues	<u>1,734,326</u>	<u>133,019</u>	<u>1,070,053</u>	<u>(664,273)</u>	<u>62%</u>	<u>219,100</u>	<u>38,244</u>	<u>105,804</u>	<u>(113,297)</u>	<u>48%</u>
EXPENDITURES										
General Administrative	388,427	27,394	242,716	(145,711)	62%	-	-	-	-	-
Cost of merchandise sold	-	-	-	-	-	23,500	3,697	15,095	(8,405)	64%
Maintenance	1,247,842	82,089	686,682	(561,160)	55%	185,771	18,437	115,254	(70,517)	62%
Production and distribution	-	-	-	-	-	134,122	10,664	69,447	(64,675)	52%
Capital Outlay	11,550	-	-	(11,550)	0%	5,000	-	-	(5,000)	0%
Debt Service:										
Principal	-	-	-	-	-	100,000	-	100,000	-	100%
Interest	-	-	-	-	-	28,178	-	15,426	(12,751)	55%
Total Expenditures	<u>1,647,819</u>	<u>109,483</u>	<u>929,397</u>	<u>(718,422)</u>	<u>56%</u>	<u>476,571</u>	<u>32,798</u>	<u>315,222</u>	<u>(161,349)</u>	<u>66%</u>
OPERATING INCOME (LOSS)	86,507	23,536	140,656	(54,149)	-	(257,471)	5,446	(209,418)	48,142	-
NON-OPERATING REVENUE (EXPENSE)										
Interest income	30,000	1,786	6,896	(23,104)	23%	25	14	121	96	485%
INCOME (LOSS) BEFORE OPERATING TRANSFERS	<u>116,507</u>	<u>25,321</u>	<u>147,551</u>	<u>(31,044)</u>	-	<u>(257,446)</u>	<u>5,459</u>	<u>(209,296)</u>	<u>48,149</u>	-
OTHER FINANCING SOURCES (USES)										
Operating transfers in (out)	-	-	-	-	-	255,000	115,426	115,426	(139,574)	45%
NET INCOME (LOSS)	<u>\$ 116,507</u>	<u>\$ 25,321</u>	<u>\$ 147,551</u>	<u>\$ (31,044)</u>	-	<u>\$ (2,446)</u>	<u>\$ 120,885</u>	<u>\$ (93,870)</u>	<u>\$ 91,425</u>	-
NET ASSETS, Beginning of the year			<u>4,611,811</u>					<u>185,927</u>		
NET ASSETS, End of the year			<u>\$ 4,759,362</u>					<u>\$ 92,057</u>		

CITY OF OMAHA

1819 Farnam St. Billing Div.
Omaha, NE 68183

Contact: (402) 444-5453

Date 31-DEC-09
1 of 1

Remit To: City of Omaha Cashier
RM H10
1819 Farnam St.
Omaha NE 68183

S2021

Customer No: 28660

Bill To:

Ship To:

CITY OF LAVISTA
8116 PARK VIEW BLVD
LAVISTA NE 68128-2198

Transaction Type: PUBLIC WORKS

Invoice Number: 61924

Terms: 30 NET

Total Due: 33,362.75

PLEASE RETURN TOP PORTION WITH REMITTANCE

Item No.	DESCRIPTION	QTY	UOM	TAX	UNIT PRICE	EXTENDED PRICE
1	BILLING FOR OPW 50007, HARRISON STREET IMPROVEMENTS 48TH TO 71ST STREET <i>Consent Agenda 6-15-10 OK for Payment 05.71.0818.03 JB 6-2-10</i>	1	1		33,362.75	33,362.75
SPECIAL INSTRUCTION			DUE DATE		TOTAL DUE	
			61924 30-JAN-10		33,362.75	

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)									
46090 Payroll Checks									
Thru	46098								
46099 Gap in Checks									
Thru	100202								
100203	6/02/2010	1194	QUALITY BRANDS OF OMAHA		2,593.30				**MANUAL**
100204	6/02/2010	615	MILLER BRANDS OF OMAHA INC		117.95				**MANUAL**
100205	6/02/2010	1270	PREMIER-MIDWEST BEVERAGE CO		128.10				**MANUAL**
100206	6/02/2010	1194	QUALITY BRANDS OF OMAHA		834.65				**MANUAL**
100207	6/03/2010	2888	HOME DEPOT CREDIT SERVICES		228.63				**MANUAL**
100208	6/03/2010	3702	LAUGHLIN, KATHLEEN A, TRUSTEE		809.00				**MANUAL**
100209	6/15/2010	3983	ABE'S PORTABLES INC		125.00				
100210	6/15/2010	762	ACTION BATTERIES UNLTD INC		616.08				
100211	6/15/2010	4314	AFTERNOONER'S		44.29				
100212	6/15/2010	4336	AIR CLEANING TECHNOLOGIES INC		328.85				
100213	6/15/2010	571	ALAMAR UNIFORMS		.00	**CLEARED**	**VOIDED**		
100214	6/15/2010	571	ALAMAR UNIFORMS		1,310.95				
100215	6/15/2010	536	ARAMARK UNIFORM SERVICES INC		289.88				
100216	6/15/2010	188	ASPHALT & CONCRETE MATERIALS		706.43				
100217	6/15/2010	2945	AVI SYSTEMS INC		2,700.00				
100218	6/15/2010	201	BAKER & TAYLOR BOOKS		2,309.00				
100219	6/15/2010	4168	BCR-BIBLIOGRAPHICAL		24.41				
100220	6/15/2010	929	BEACON BUILDING SERVICES		1,300.00				
100221	6/15/2010	3965	BEAUMONT, MITCH		84.50				
100222	6/15/2010	1784	BENNINGTON EQUIPMENT INC		444.43				
100223	6/15/2010	3774	BENSON RECORDS MANAGEMENT CTR		54.62				
100224	6/15/2010	196	BLACK HILLS ENERGY		994.20				
100225	6/15/2010	56	BOB'S RADIATOR REPAIR CO INC		460.00				
100226	6/15/2010	3524	BOLTE, JAN		18.60				
100227	6/15/2010	3760	BUETHE, PAM		36.00				
100228	6/15/2010	76	BUILDERS SUPPLY CO INC		70.56				
100229	6/15/2010	1401	BURT, STACIA		432.00				
100230	6/15/2010	2625	CARDMEMBER SERVICE-ELAN		.00	**CLEARED**	**VOIDED**		
100231	6/15/2010	2625	CARDMEMBER SERVICE-ELAN		.00	**CLEARED**	**VOIDED**		
100232	6/15/2010	2625	CARDMEMBER SERVICE-ELAN		.00	**CLEARED**	**VOIDED**		
100233	6/15/2010	2625	CARDMEMBER SERVICE-ELAN		10,410.28				
100234	6/15/2010	2931	CENTRAL COMM COLLEGE-GR ISLAND		750.00				
100235	6/15/2010	152	CITY OF OMAHA		45,936.87				
100236	6/15/2010	83	CJ'S HOME CENTER		.00	**CLEARED**	**VOIDED**		
100237	6/15/2010	83	CJ'S HOME CENTER		.00	**CLEARED**	**VOIDED**		
100238	6/15/2010	83	CJ'S HOME CENTER		.00	**CLEARED**	**VOIDED**		
100239	6/15/2010	83	CJ'S HOME CENTER		.00	**CLEARED**	**VOIDED**		
100240	6/15/2010	83	CJ'S HOME CENTER		.00	**CLEARED**	**VOIDED**		
100241	6/15/2010	83	CJ'S HOME CENTER		.00	**CLEARED**	**VOIDED**		
100242	6/15/2010	83	CJ'S HOME CENTER		1,804.48				
100243	6/15/2010	2683	COLOMBO/PHELPS COMPANY		998.05				
100244	6/15/2010	836	CORNHUSKER INTL TRUCKS INC		7.21				
100245	6/15/2010	2158	COX COMMUNICATIONS		91.67				

BANK NO	BANK NAME						
CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
100246	6/15/2010	3136	D & D COMMUNICATIONS	393.00			
100247	6/15/2010	3408	DASH MEDICAL GLOVES	59.90			
100248	6/15/2010	4117	DATASPAN INC	110.50			
100249	6/15/2010	77	DIAMOND VOGEL PAINTS	382.25			
100250	6/15/2010	3892	DILLON BROS HARLEY DAVIDSON	160.79			
100251	6/15/2010	2149	DOUGLAS COUNTY SHERIFF'S OFC	262.50			
100252	6/15/2010	364	DULTMEIER SALES & SERVICE	79.09			
100253	6/15/2010	632	EASTERN LIBRARY SYSTEM	40.00			
100254	6/15/2010	4343	FAITH CHRISTIAN CLOWNS	50.00			
100255	6/15/2010	2434	FAVORABLE IMPRESSIONS	39.96			
100256	6/15/2010	142	FITZGERALD SCHORR BARMETTLER	19,695.40			
100257	6/15/2010	1344	GALE	97.36			
100258	6/15/2010	966	GENUINE PARTS COMPANY-OMAHA	.00	**CLEARED**	**VOIDED**	
100259	6/15/2010	966	GENUINE PARTS COMPANY-OMAHA	.00	**CLEARED**	**VOIDED**	
100260	6/15/2010	966	GENUINE PARTS COMPANY-OMAHA	1,387.89			
100261	6/15/2010	3157	GLS SALES INC	306.70			
100262	6/15/2010	4086	GREAT PLAINS UNIFORMS	.00	**CLEARED**	**VOIDED**	
100263	6/15/2010	4086	GREAT PLAINS UNIFORMS	1,321.00			
100264	6/15/2010	1624	GUNN, BRENDA	73.00			
100265	6/15/2010	1044	H & H CHEVROLET LLC	189.96			
100266	6/15/2010	433	HIGHSMITH	56.23			
100267	6/15/2010	3549	HOLSTEIN'S HARLEY DAVIDSON	168.70			
100268	6/15/2010	4337	HOPKINS, MIKE	52.00			
100269	6/15/2010	136	HUNTEL COMMUNICATIONS, INC	.00	**CLEARED**	**VOIDED**	
100270	6/15/2010	136	HUNTEL COMMUNICATIONS, INC	.00	**CLEARED**	**VOIDED**	
100271	6/15/2010	136	HUNTEL COMMUNICATIONS, INC	266.80			
100272	6/15/2010	1896	J Q OFFICE EQUIPMENT INC	516.91			
100273	6/15/2010	4291	J A HEIM FARMS	4,914.00			
100274	6/15/2010	831	JOHN DEERE LANDSCAPES/LESCO	285.54			
100275	6/15/2010	4328	KOTTMANN, JOHN	178.50			
100276	6/15/2010	2394	KRIHA FLUID POWER CO INC	12.79			
100277	6/15/2010	4330	LARSEN SUPPLY COMPANY	547.00			
100278	6/15/2010	3370	LIFEGUARD STORE INC	315.50			
100279	6/15/2010	4254	LINCOLN NATIONAL LIFE INS CO	.00	**CLEARED**	**VOIDED**	
100280	6/15/2010	4254	LINCOLN NATIONAL LIFE INS CO	7,790.08			
100281	6/15/2010	877	LINWELD	210.10			
100282	6/15/2010	2664	LOU'S SPORTING GOODS	228.32			
100283	6/15/2010	263	LOVELAND LAWNS	11.16			
100284	6/15/2010	3531	LUPOMECH, CATHY	627.85			
100285	6/15/2010	3806	MARKOWSKY, THOMAS J	25.00			
100286	6/15/2010	4138	MARTIN, ALEX	52.00			
100287	6/15/2010	98	MICHAEL TODD AND COMPANY INC	947.69			
100288	6/15/2010	184	MID CON SYSTEMS INCORPORATED	362.38			
100289	6/15/2010	3921	MID-STATES UTILITY TRAILER	180.25			
100290	6/15/2010	2701	MIDWEST MUDJACKING INC	9,000.00			
100291	6/15/2010	64	MINITEX - CPP	70.00			
100292	6/15/2010	2382	MONARCH OIL INC	390.00			
100293	6/15/2010	4344	MT CALVARY MARCHING KNIGHTS	50.00			
100294	6/15/2010	2818	MULHALL'S	.00	**CLEARED**	**VOIDED**	
100295	6/15/2010	2818	MULHALL'S	11,581.66			
100296	6/15/2010	3350	NEBRASKA IOWA SUPPLY	9,023.61			
100297	6/15/2010	370	NEBRASKA LAW ENFORCEMENT	322.00			
100298	6/15/2010	479	NEBRASKA LIBRARY COMMISSION	452.00			

ACCOUNTS PAYABLE CHECK REGISTER

BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
100299	6/15/2010	3303	NEBRASKA WELDING LTD		67.72				
100300	6/15/2010	808	NEWMAN TRAFFIC SIGNS INC		1,564.75				
100301	6/15/2010	440	NMC EXCHANGE LLC		403.39				
100302	6/15/2010	408	NOBBIES INC		45.80				
100303	6/15/2010	179	NUTS AND BOLTS INCORPORATED		249.13				
100304	6/15/2010	1831	O'REILLY AUTOMOTIVE INC		.00	**CLEARED**	**VOIDED**		
100305	6/15/2010	1831	O'REILLY AUTOMOTIVE INC		1,186.78				
100306	6/15/2010	1014	OFFICE DEPOT INC-CINCINNATI		.00	**CLEARED**	**VOIDED**		
100307	6/15/2010	1014	OFFICE DEPOT INC-CINCINNATI		.00	**CLEARED**	**VOIDED**		
100308	6/15/2010	1014	OFFICE DEPOT INC-CINCINNATI		.00	**CLEARED**	**VOIDED**		
100309	6/15/2010	1014	OFFICE DEPOT INC-CINCINNATI		.00	**CLEARED**	**VOIDED**		
100310	6/15/2010	1014	OFFICE DEPOT INC-CINCINNATI		.00	**CLEARED**	**VOIDED**		
100311	6/15/2010	1014	OFFICE DEPOT INC-CINCINNATI		.00	**CLEARED**	**VOIDED**		
100312	6/15/2010	1014	OFFICE DEPOT INC-CINCINNATI		2,124.52				
100313	6/15/2010	79	OMAHA COMPOUND COMPANY		928.31				
100314	6/15/2010	195	OMAHA PUBLIC POWER DISTRICT		.00	**CLEARED**	**VOIDED**		
100315	6/15/2010	195	OMAHA PUBLIC POWER DISTRICT		.00	**CLEARED**	**VOIDED**		
100316	6/15/2010	195	OMAHA PUBLIC POWER DISTRICT		42,777.11				
100317	6/15/2010	3413	ON YOUR MARKS		628.99				
100318	6/15/2010	1178	OVERHEAD DOOR COMPANY OF OMAHA		121.00				
100319	6/15/2010	3039	PAPILLION SANITATION		304.11				
100320	6/15/2010	4345	PAPILLION-LA VISTA GIRL SCOUTS		50.00				
100321	6/15/2010	4346	PAPILLION-LA VISTA SOUTH BAND		50.00				
100322	6/15/2010	2686	PARAMOUNT LINEN & UNIFORM		408.43				
100323	6/15/2010	1769	PAYLESS OFFICE PRODUCTS INC		427.26				
100324	6/15/2010	709	PEPSI COLA COMPANY		695.50				
100325	6/15/2010	4338	PETH, AARON		52.00				
100326	6/15/2010	1821	PETTY CASH-PAM BUETHE		57.38				
100327	6/15/2010	1821	PETTY CASH-PAM BUETHE		103.49				
100328	6/15/2010	2429	POWER PLAN		83.43				
100329	6/15/2010	219	QWEST		35.59				
100330	6/15/2010	1978	RECREONICS INC ETAL		183.02				
100331	6/15/2010	1063	ROSE EQUIPMENT INCORPORATED		189.37				
100332	6/15/2010	4037	RUSTY ECK FORD		315.50				
100333	6/15/2010	292	SAM'S CLUB		1,310.22				
100334	6/15/2010	487	SAPP BROS PETROLEUM INC		36.00				
100335	6/15/2010	1335	SARPY COUNTY CHAMBER OF		60.00				
100336	6/15/2010	168	SARPY COUNTY LANDFILL		211.63				
100337	6/15/2010	150	SARPY COUNTY TREASURER		9,187.50				
100338	6/15/2010	461	SIMPLEX GRINNELL LP		991.00				
100339	6/15/2010	4312	STARLIN, ERIC		25.00				
100340	6/15/2010	4315	STEARNS WEAR		73.40				
100341	6/15/2010	2634	STERIL MANUFACTURING CO		125.00				
100342	6/15/2010	910	STEVENS, MARK		102.00				
100343	6/15/2010	4335	STOLTENBERG NURSERIES		613.00				
100344	6/15/2010	807	SUPERIOR SPA & POOL		129.00				
100345	6/15/2010	143	THOMPSON DREESSEN & DORNER		1,514.85				
100346	6/15/2010	4179	TITAN MACHINERY		139.36				
100347	6/15/2010	4231	TORNADO WASH LLC		85.00				
100348	6/15/2010	161	TRACTOR SUPPLY CREDIT PLAN		242.24				
100349	6/15/2010	1122	TURF CARS LTD		65.85				
100350	6/15/2010	766	VIERREGGER ELECTRIC COMPANY		179.00				
100351	6/15/2010	78	WASTE MANAGEMENT NEBRASKA		778.35				

ACCOUNTS PAYABLE CHECK REGISTER

BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
100352	6/15/2010			258	WATKINS CONCRETE BLOCK CO INC	45.00			
100353	6/15/2010			295	ZEE MEDICAL SERVICE INC	160.55			
BANK TOTAL						219,473.89			
OUTSTANDING						219,473.89			
CLEARED						.00			
VOIDED						.00			
FUND	TOTAL				OUTSTANDING	CLEARED	VOIDED		
01	GENERAL FUND	130,464.70	130,464.70		.00	.00			
02	SEWER FUND	56,337.65	56,337.65		.00	.00			
05	CONSTRUCTION	1,514.85	1,514.85		.00	.00			
08	LOTTERY FUND	21,109.37	21,109.37		.00	.00			
09	GOLF COURSE FUND	9,259.92	9,259.92		.00	.00			
15	OFF-STREET PARKING	787.40	787.40		.00	.00			
REPORT TOTAL						219,473.89			
OUTSTANDING						219,473.89			
CLEARED						.00			
VOIDED						.00			
+ Gross Payroll 6/11/10						256,755.42			
GRAND TOTAL						<u>\$476,229.31</u>			

APPROVED BY COUNCIL MEMBERS 6/15/10_____
COUNCIL MEMBER_____
COUNCIL MEMBER_____
COUNCIL MEMBER_____
COUNCIL MEMBER_____
COUNCIL MEMBER

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
JUNE 15, 2010 AGENDA**

Subject:	Type:	Submitted By:
APPLICATION FOR CUP APPROVAL — LOTS 2, 3 & 12, CRESTVIEW HEIGHTS (Lots 2 and 3 have been replated as Lot 1, Crestview Heights Replat 1)	◆ RESOLUTION ORDINANCE RECEIVE/FILE	ANN BIRCH COMMUNITY DEVELOPMENT DIRECTOR

SYNOPSIS

A public hearing has been scheduled and a resolution prepared for Council to consider an application for a Conditional Use Permit for modifications to an existing multi-family development on Lots 2, 3 (replatted as Lot 1, Crestview Heights Replat 1) and 12, Crestview Heights, generally located south of 74th and Harrison.

FISCAL IMPACT

None.

RECOMMENDATION

Approval.

BACKGROUND

A public hearing has been scheduled to consider an application for a Conditional Use Permit (CUP) for Lot 1, Crestview Heights Replat 1 and Lot 12, Crestview Heights, known as the Crestview Village apartments, generally located south of 74th and Harrison. The application has been submitted by the property owner, Mercy Housing Inc.

The property owner requested a building permit to make several modifications to the Crestview Village complex, including both interior and exterior improvements. Crestview Village is as an existing multi-family housing development which was constructed prior to the regulations which require a CUP for multi-family uses in the R-3 District. As such, the property would be considered legally nonconforming under the current zoning regulations. Based on this, the interior modifications are permitted to be completed however Mercy Housing is also proposing to construct a 15,000 s.f. community building for the complex and make other changes to the site. This would expand the nonconformance and therefore requires the approval of a CUP to bring the property into compliance with the current zoning regulations.

A more detailed staff report is attached.

The Planning Commission held a public hearing on May 20, 2010 and voted 7-2 to recommend approval of the Conditional Use Permit for Lots 2, 3 and 12, Crestview Heights, contingent on the conditions noted in the draft CUP. Dissenting votes were cast by Commission members who wanted the applicant to explain the proposed construction activities further and to address the concerns of the neighbors. (The applicant was not present at the hearing.)

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF A CONDITIONAL USE PERMIT FOR MODIFICATIONS TO AN EXISTING MULTI-FAMILY DEVELOPMENT ON LOTS 2 AND 3 HAVING BEEN REPLATED AS LOT 1, CRESTVIEW HEIGHTS REPLAT 1 AND LOT 12, CRESTVIEW HEIGHTS

WHEREAS, The property owner, Mercy Housing, Inc , has applied for a conditional use permit for the purpose of making modifications to an existing multi-family development on lots 2 and 3 having been replated as Lot 1, Crestview Heights Replat 1 and Lot 12 Crestview Heights; and

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

WHEREAS, the Mayor and City Council of the City of La Vista are agreeable to the issuance of a conditional use permit:

NOW THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista hereby authorize the execution of a Conditional Use Permit in form and content submitted at this meeting, for Mercy Housing, Inc for the purpose of making modifications to an existing multi-family development on lots 2 and 3 having been replated as Lot 1, Crestview Heights Replat 1 and Lot 12 Crestview Heights.

PASSED AND APPROVED THIS 15TH DAY OF JUNE 2010.

CITY OF LA VISTA

ATTEST:

Douglas Kindig, Mayor

Pamela A. Buethe, CMC
City Clerk

**CITY OF LA VISTA
PLANNING DIVISION**

RECOMMENDATION REPORT #1

CASE NUMBER:

FOR HEARING OF: May 20, 2010
REPORT #1:

I. GENERAL INFORMATION

- A. APPLICANT:**
Mercy Housing Inc.
- B. PROPERTY OWNER:**
Mercy Housing Inc.
- C. LOCATION:**
74th Street and Gertrude Street
- D. LEGAL DESCRIPTION:**
Lots 2, 3 and 12, Crestview Heights, except that part of Lot 12 deeded to Sarpy County.
(Lots 2 and 3 have been replatted to Lot 1, Crestview Heights Replat 1)
- E. REQUESTED ACTION(S):**
Conditional Use Permit
- F. EXISTING ZONING AND LAND USE:**
R-3 - High Density Residential, apartment complex
- G. PURPOSE OF REQUEST:**
To obtain a conditional use permit to allow for addition of a community building to the existing apartment complex.
- H. SIZE OF SITE:**
11.24 acres

II. BACKGROUND INFORMATION

- A. EXISTING CONDITION OF SITE:**
There are 19 apartment buildings located on two sites; site one is southwest of 74th and Harrison, and site 2 is southwest of 74th and Edna Ct.
- B. GENERAL NEIGHBORHOOD/AREA LAND USES AND ZONING:**
 - 1. North:**
Church - R-3 / Restaurant - C-2 (Site 1), Harrison Street; Residential (Site 2)
 - 2. East:**
72nd Street; Residential - R-1 (Site 1), Church - R-3(Site 2)

3. **South:**
Residential - R-1 and Park (Site 1), Residential – R-1 (Site 2)
4. **West:**
Residential - R-1 (Site 1), Vacant Land - R-3 (Site 2)

C. RELEVANT CASE HISTORY:

The existing apartment complex was constructed before a Conditional Use Permit was required for this type of development.

D. APPLICABLE REGULATIONS:

1. Section 5.08, Zoning Ordinance, regarding the R-3 High Density Residential District.
2. Section 6.02, Zoning Ordinance, regarding Conditional Use Permits.
3. Section 7.06, Zoning Ordinance, regarding minimum parking requirements.

III. ANALYSIS

A. COMPREHENSIVE PLAN:

The Future Land Use Map of the Comprehensive Plan designates this property for high density residential (Site 1) and medium density residential (Site 2) uses.

B. OTHER PLANS:

None.

C. TRAFFIC AND ACCESS:

1. Main traffic access to the sites are off of Harrison and 72nd Streets, appropriate for development of this type. The project is an existing development with a proposed increase of one apartment unit as the management office which will be moved to the new community building, freeing up space for an additional unit. There should be only a minimal traffic increase as a result of the approval of this CUP.

D. UTILITIES:

All utilities are available to the site.

IV. REVIEW COMMENTS

1. Lots 2 and 3 were required to be consolidated through the administrative plat process outlined in the Subdivision Regulations. The applicant has completed that process and these lots have been replatted as Lot 1, Crestview Heights Replat 1.
2. The existing impervious area (parking lot) being removed is 4,030 square feet; the proposed impervious area added will be 6,200 square feet. This will not result in an increase of 5,000 square feet or more and therefore a Post Construction Storm Water Management Plan will not be required.
3. The proposed community building should be mainly used by the complex management staff and the tenants of the complex. This restriction has been included in the Conditional Use Permit and accepted by the applicant.
4. The complex does not currently have a conditional use permit. The apartment complex is legally non-conforming as a CUP was not required of multi-family housing developments in the R-3 District at the time it was constructed.

5. Concerns have been voiced by those in the neighborhood about the frequency of calls to the police, lack of control of children, and parking issues surrounding Crestview Heights.

V. STAFF RECOMMENDATIONS

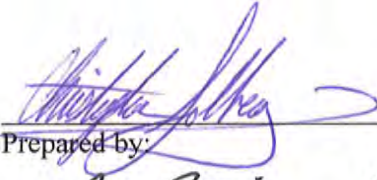
Approval of the Conditional Use Permit.

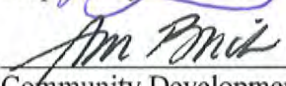
VI. ATTACHMENTS TO REPORT

1. Aerial Map
2. Site Plan
3. Conditional Use Permit

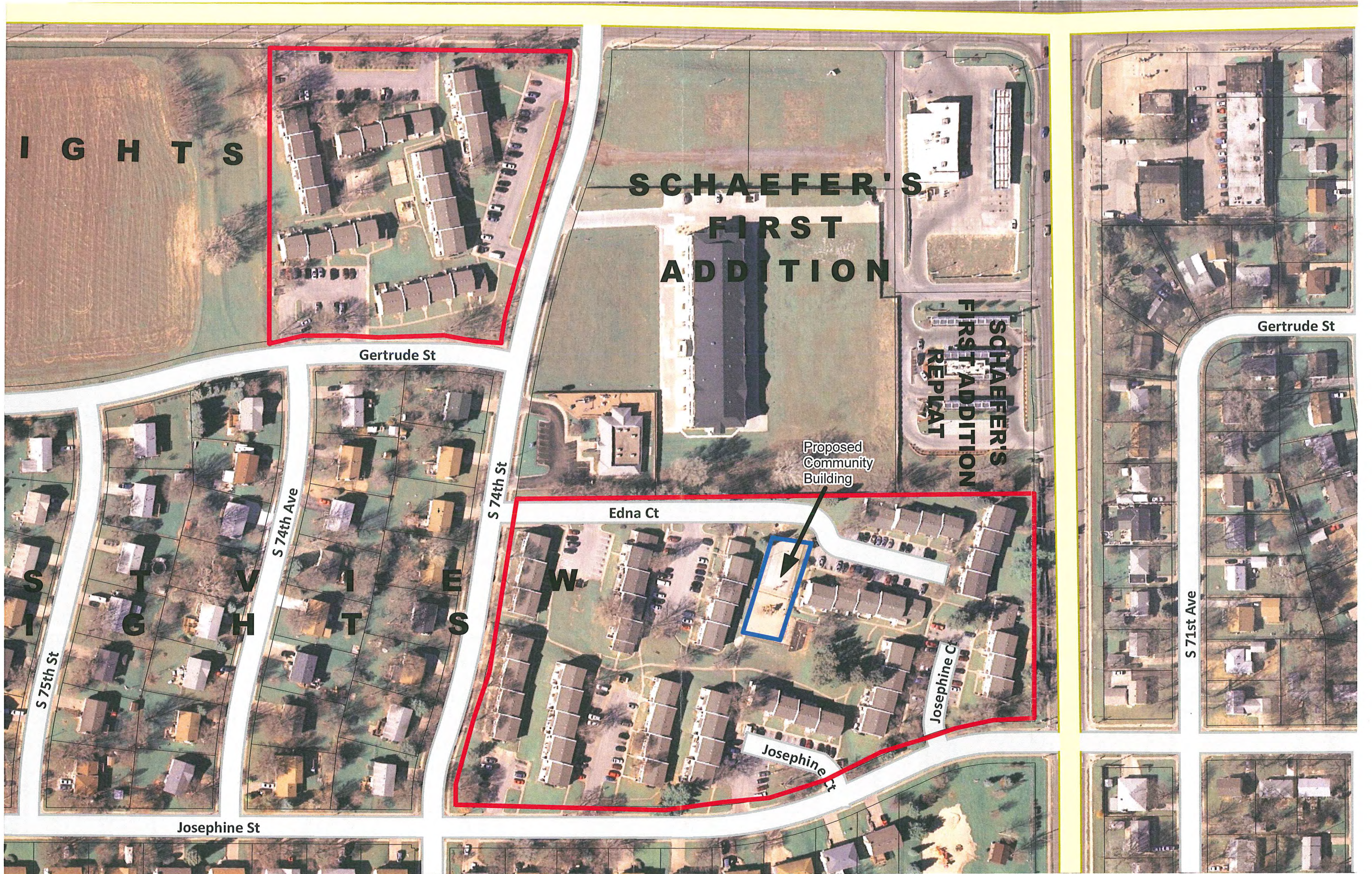
VII. COPIES OF REPORT TO

1. Applicant
2. Brock Beran, The Schemmer Associates
3. Public Upon Request


Prepared by:


Community Development Director

6-10-10
Date



LIGHTS

SCHAEFER'S
FIRST
ADDITION

SCHAEFER'S
FIRST ADDITION
REPEAT

Proposed
Community
Building

Gertrude St

Edna Ct

Josephine Ct

Josephine St

S 74th St

S 74th Ave

S 75th St

S 71st Ave

Gertrude St

Josephine St

City of La Vista Conditional Use Permit

Conditional Use Permit for Crestview Village Apartments

This Conditional Use Permit issued this ____ day of _____, 2010, by the City of La Vista, a municipal corporation in the County of Sarpy County, Nebraska ("City") to, Mercy Housing, Inc. ("Owner"), pursuant to the La Vista Zoning Ordinance.

WHEREAS, Owner wishes to rehabilitate and continue the operation a multiple family dwelling complex to be known as Crestview Village upon the following described tract of land within the City of La Vista zoning jurisdiction:

Lots 2, 3, and 12, except that part of lot 12 deeded to Sarpy County, as contained in warranty deed, filed October 13, 1995, as instrument no. 95-17829, in Crestview Heights, an addition to the City of La Vista, in Sarpy County, Nebraska.

WHEREAS, Owner has applied for a conditional use permit for the purpose of addition to and continuing operation of a multiple family dwelling complex; and

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

NOW, THEREFORE, BE IT KNOWN THAT subject to the conditions hereof, this conditional use permit is issued to the owner to use the premises designated on Exhibit "A" hereto for a multiple family dwelling complex, said use hereinafter being referred to as "Permitted Use or Use".

Conditions of Permit

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

1. The rights granted by this permit are transferable and any variation or breach of any terms hereof shall cause permit to expire and terminate without the prior written consent of the City (amendment to permit) or unless exempted herein.
2. In respect to the proposed Use:
 - a. A site plan showing the property boundaries of the tract of land and easements, proposed structures, parking, access points, and drives has been provided to the City and is attached to the permit as Exhibit "A".
 - b. The premises shall be developed and maintained in accordance with the site plan (Exhibit "A") as approved by the City and incorporated herein by this reference. Any modifications must be submitted to the Chief Building Official for approval.
 - c. The Community Building shall be limited to the use of the tenants. The building cannot be utilized for a non tenant-based activity.
 - d. The existing number of off-street parking spaces does not adhere to the current La Vista Zoning Ordinance for a multi-family complex of Crestview Village's size. No additional residential units may be constructed without increasing the number of off-street parking spaces needed to meet the regulational requirements for the entire complex. Additionally, no off-street parking spaces may be

- removed, increasing the level of non-compliance, without prior approval from the City.
- e. Vehicle repair, other than emergency maintenance such as changing a tire, shall not be allowed in the parking lots shown on Exhibit "A".
 - f. Owner shall obtain all required permits from the City of La Vista and shall comply with any additional requirements as determined by the Chief Building Official, including, but not limited to, building, fire, and ADA.
 - g. Owner shall comply (and shall ensure that all employees, invitees, suppliers, structures, appurtenances and improvements, and all activities occurring or conducted, on the premises at any time comply) with any applicable federal, state and/or local regulations, as amended or in effect from time to time, including, but not limited to, applicable environmental or safety laws, rules or regulations.
 - h. Owner hereby indemnifies the City against, and holds the City harmless from, any liability, loss, claim or expense whatsoever (including, but not limited to, reasonable attorney fees and court cost) arising out of or resulting from the acts, omissions or negligence of the owner, his agents, employees, assigns, suppliers or invitees, including, but not limited to, any liability, loss, claim or expense arising out of or resulting from any violation on the premises of any environmental or safety law, rule or regulation.
3. The applicant's right to maintain the use as approved pursuant to these provisions shall be based on the following:
 - a. An annual inspection to determine compliance with the conditions of approval. The conditional use permit may be revoked upon a finding by the City that there is a violation of the terms of approval, if the violation continues after written notice from the City to Owner and a reasonable time was given for Owner to cure such violation.
 4. The applicant's right to maintain the use as approved pursuant to these provisions shall be based on the following:
 - a. An annual inspection to determine compliance with the conditions of approval. The conditional use permit may be revoked upon a finding by the City that there is a violation of the terms of approval.
 - b. The use authorized by the conditional use permit must be initiated within one (1) year of approval and shall become void two (2) years after the date of approval unless the applicant has fully complied with the terms of approval.
 - c. All obsolete or unused structures, accessory facilities or materials with an environmental or safety hazard shall be abated and/or removed at owner's expense within twelve (12) months of cessation of the conditional use.
 5. Notwithstanding any other provision herein to the contrary, this permit, and all rights granted hereby, shall expire and terminate as to a permitted use hereunder upon the first of the following to occur:
 - a. Owner's abandonment of the permitted use. Non-use thereof for a period of twelve (12) months shall constitute a presumption of abandonment.
 - b. Cancellation, revocation, denial or failure to maintain any federal, state or local permit required for the Use.
 - c. Owner's construction or placement of a storage tank, structure or other improvement on the premises not specified in this permit.
 - d. Owner's breach of any other terms hereof and his failure to correct such breach within ten (10) days of City's giving notice thereof.
 6. If the permitted use is not commenced within one (1) year from _____, **2010**, this Permit shall be null and void and all rights hereunder shall lapse, without prejudice to owner's right to file for an extension of time pursuant to the La Vista Zoning Ordinance.
 7. In the event of the owner's failure to promptly remove any safety or environmental hazard from the

premises, or the expiration or termination of this permit and the owner's failure to promptly remove any permitted materials or any remaining environmental or safety hazard, the City may, at its option (but without any obligation to the owner or any third party to exercise said option) cause the same to be removed at owner's cost (including, but not limited to, the cost of any excavation and earthwork that is necessary or advisable) and the owner shall reimburse the City the costs incurred to remove the same. Owner hereby irrevocably grants the City, its agents and employees the right to enter the premises and to take whatever action as is necessary or appropriate to remove the structures or any environmental or safety hazards in accordance with the terms of this permit, and the right of the City to enter the premises as necessary or appropriate to carry out any other provision of this permit.

8. If any provision, or any portion thereof, contained in this agreement is held to be unconstitutional, invalid, or unenforceable, the remaining provisions hereof, or portions thereof, shall be deemed severable, shall not be affected, and shall remain in full force and effect.

Miscellaneous

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

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

Contact Name and Address: Aruna Doddapaneni
Mercy Housing, Inc.
1999 Broadway, Ste 100
Denver, CO 80202
(308) 830-3414

Effective Date:

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

THE CITY OF LA VISTA

By _____
Douglas Kindig, Mayor

Attest:

Pamela A Buethe, CMC
Deputy City Clerk

CONSENT AND AGREEMENT

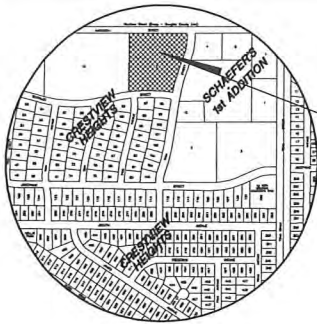
The undersigned does hereby consent and agree to the conditions of this permit and that the terms hereof constitute an agreement on the part of the undersigned to fully and timely perform each and every condition and term hereof, and the undersigned does hereby warrant, covenant and agree to fully and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

Owner:

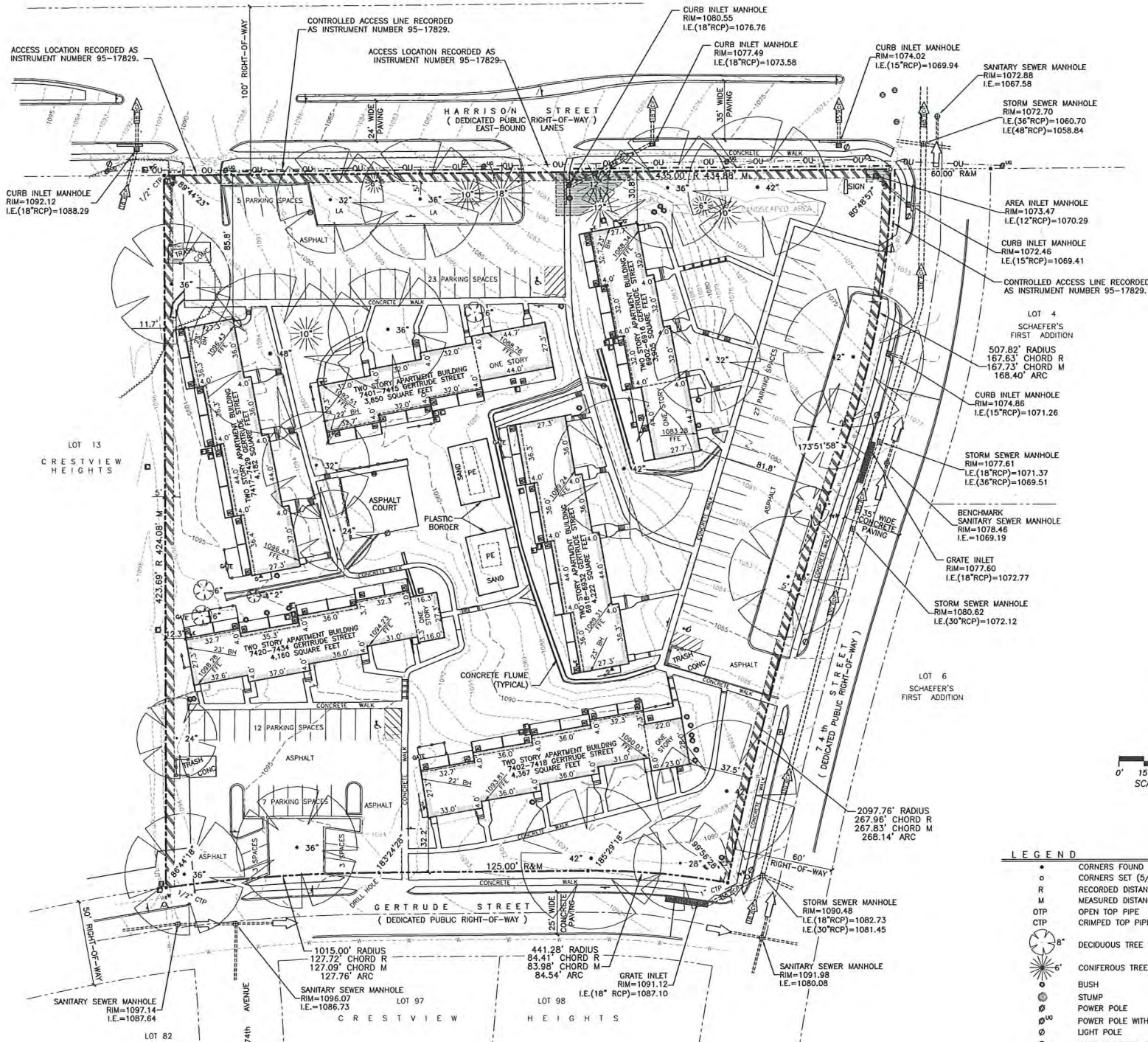
By: _____

Title: _____

Date: _____



VICINITY MAP



LEGEND

- | | | |
|-----------------------------------------|-----------------------------|-----------------------------------|
| • CORNERS FOUND (3/4" CIP UNLESS NOTED) | □ UTILITY PEDESTAL | □ AREA INLET |
| ○ CORNERS SET (5/8" REBAR W/CAP #507) | □ ELECTRICAL PEDESTAL | □ INVERT ELEVATION |
| — RECORDED DISTANCE | □ TELEPHONE PEDESTAL | □ FINISHED FLOOR ELEVATION |
| — MEASURED DISTANCE | □ CABLE TV PEDESTAL | □ CURB INLET |
| — OPEN TOP PIPE | □ ELECTRIC METER | □ GRATE INLET |
| — CRIMPED TOP PIPE | □ GAS METER | □ WATER LINE |
| — DECIDUOUS TREE WITH TRUNK SIZE | □ SIGN | □ GAS LINE |
| — CONIFEROUS TREE WITH TRUNK SIZE | □ HANDICAPPED PARKING SPACE | — OVERHEAD UTILITY LINE |
| □ BUSH | □ SEWER MANHOLE | — UNDERGROUND ELECTRICAL LINE |
| □ STUMP | □ AIR CONDITIONER | — UNDERGROUND TELEPHONE LINE |
| □ POWER POLE | □ PULL BOX | — RETAINING WALL |
| □ POWER POLE WITH UNDERGROUND DROP | □ WATER MANHOLE | — WOODEN FENCE |
| □ LIGHT POLE | □ FIRE HYDRANT | — CHAIN LINK FENCE |
| □ SANITARY SEWER CLEANOUT | □ WATER VALVE | — PIPE SIZE AND DIRECTION OF FLOW |
| □ BOLLARDS | □ BASKETBALL POLE | — TRAFFIC SIGNAL BOX |
| | □ GAS VALVE | — LANDSCAPED AREA |
| | □ PLAYGROUND EQUIPMENT AREA | — CONTROLLED ACCESS LINE |

LEGAL DESCRIPTION

LOTS TWO (2), THREE (3) AND TWELVE (12), EXCEPT THAT PART OF LOT TWELVE (12) DEEDED TO SARPY COUNTY, AS CONTAINED IN WARRANTY DEED, FILED OCTOBER 13, 1995, AS INSTRUMENT NO. 95-17829, IN CRESTVIEW HEIGHTS, AN ADDITION TO THE CITY OF LA VISTA, IN SARPY COUNTY, NEBRASKA.

CERTIFICATION

TO MERCY CRESTVIEW VILLAGE, A NEBRASKA NONPROFIT CORPORATION, AND
CHICAGO TITLE INSURANCE COMPANY,

THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH THE MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/ACSM LAND TITLE SURVEYS, JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND NSPS IN 2005 AND INCLUDES ITEMS 1, 2, 3, 4, 5, 6, 7(A), 7(B), 7(C), 8, 9, 10, 11(A), 11(B), 12, 14, 16, 17 AND 18 OF TABLE "A" THEREOF. PURSUANT TO THE ACCURACY STANDARDS AS ADOPTED BY ALTA AND NSPS AND IN EFFECT ON THE DATE OF THIS CERTIFICATION, UNDERSIGNED FURTHER CERTIFIES THAT IN MY PROFESSIONAL OPINION, AS A LAND SURVEYOR REGISTERED IN THE STATE OF NEBRASKA, THE RELATIVE POSITIONAL ACCURACY OF THIS SURVEY DOES NOT EXCEED THAT WHICH IS SPECIFIED THEREIN.



AUGUST 31, 2009

DATE:

RICHARD M. BROYLES
NEBRASKA RLS 477

NOTES

1. PHYSICAL ITEMS DESCRIBED IN THE LEGEND ARE NOT DRAWN TO SCALE FOR THE SAKE OF CLARITY AND ARE SUBJECT TO ANY SUBSEQUENT INACCURACIES.
2. THE PROPERTY LIES WITHIN A DESIGNATED ZONE "X" (AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN) PER THE SARPY COUNTY, NEBRASKA AND INCORPORATED AREAS FLOOD INSURANCE RATE MAP NUMBER 3115300600 DATED DECEMBER 2, 2005.
3. LOT 12 CONTAINS 163,543 SQUARE FEET OR 3.75 ACRES MORE OR LESS.
LOTS 2 AND 3 CONTAIN 326,139 SQUARE FEET OR 7.49 ACRES MORE OR LESS.
4. THE PROPERTY IS ZONED R-3, (HIGH DENSITY RESIDENTIAL DISTRICT) PER THE CITY OF LA VISTA, SARPY COUNTY GIS WEBSITE (<http://www.sarpy.com/oldterra/default.asp>). THIS ZONING HAS THE FOLLOWING MINIMUM SETBACK REQUIREMENTS:
FRONT YARD 30 FEET
SIDE YARD 10 FEET
REAR YARD 30 FEET
5. THE BUILDING AREAS WERE CALCULATED USING EXTERIOR BUILDING DIMENSIONS MEASURED AT GROUND LEVEL.
6. THERE ARE 80 STANDARD PARKING SPACES AND 3 HANDICAPPED PARKING SPACES LOCATED ON LOT 12 AND 164 STANDARD PARKING SPACES AND 6 HANDICAPPED PARKING SPACES LOCATED ON LOTS 2 AND 3.
7. ELEVATIONS AND CONTOURS SHOWN ON THIS DRAWING ARE BASED ON NAVD 1988.
8. THE LOCATIONS AND SIZES OF THE UNDERGROUND UTILITIES SHOWN ON THIS DRAWING ARE BASED ON RECORDS MADE AVAILABLE BY THE OWNERS OF THE UTILITIES AND THE LOCATIONS MARKED ON THE SITE BY REPRESENTATIVES OF THE UTILITY COMPANIES. THE EXACT LOCATIONS AND SIZES MAY VARY WHEN THE UTILITIES ARE EXPOSED. THE FOLLOWING COMPANIES RESPONDED TO "DIGGERS HOTLINE OF NEBRASKA" REQUEST TO LOCATE UNDERGROUND UTILITIES REFERENCE NO. 2314788 AND NO. 2314790.
OMAHA PUBLIC POWER DISTRICT (UNDERGROUND)..... MARKED THEIR FACILITIES AS SHOWN HEREON
METROPOLITAN UTILITIES DISTRICT..... PROVIDED DRAWINGS OF THEIR FACILITIES AS SHOWN HEREON
CITY OF OMAHA..... REPORTED TO BE CLEAR OF THEIR FACILITIES AT THIS SITE
MAGELLAN..... REPORTED TO BE CLEAR OF THEIR FACILITIES AT THIS SITE
INNOVATIVE DATA..... REPORTED TO BE CLEAR OF THEIR FACILITIES AT THIS SITE
QWEST LOCAL..... MARKED THEIR FACILITIES AS SHOWN HEREON
9. CONCRETE FLUMES DRAIN UNDER SIDEWALKS AT THEIR INTERSECTIONS.
10. THE DRAWING SHOWS OR NOTES THE EASEMENTS LISTED UNDER SCHEDULE B-SECTION 2 OF CHICAGO TITLE INSURANCE COMPANY COMMITMENT FOR TITLE INSURANCE NO. NSU 21901476, EFFECTIVE DATE MAY 27, 2009 AT 8:00 A.M. ITEM NUMBERS SHOWN HEREON REFER TO THIS COMMITMENT. BOOK AND PAGE NUMBERS AND INSTRUMENT NUMBERS SHOWN HEREON REFER TO DOCUMENTS IN THE OFFICE OF THE SARPY COUNTY REGISTER OF DEEDS.
ITEM E. DEDICATION FOR STREET WIDENING RECORDED IN BOOK 38 AT PAGE 572 LIES WHOLLY WITHIN THE EXISTING 72ND STREET RIGHT-OF-WAY AND DOES NOT AFFECT THE PROPERTY.
ITEM F. AFFIDAVIT OF CORRECTION RECORDED IN BOOK 43 AT PAGE 174 DOES NOT PERTAIN TO EASEMENTS.
ITEM G. STREET DEDICATION RECORDED IN BOOK 44 AT PAGE 475 IS THE 50.00 FOOT RIGHT-OF-WAY DESIGNATED AS GERTRUDE STREET ADJOINING LOT 12 ON THE SOUTH.
ITEM H. EASEMENT GRANTED TO OMAHA PUBLIC POWER DISTRICT AND TO NORTHWESTERN BELL TELEPHONE COMPANY RECORDED IN BOOK 43 AT PAGE 454 FOR UTILITY SERVICE TO THE PROPERTY IS DESCRIBED AS 5 FOOT ON EACH SIDE OF THEIR RESPECTIVE ENTRENCHED CABLES BUT ITS LOCATION IS UNDEFINED AND NOT PLOTTABLE.
ITEM I. THE PROPERTY IS SUBJECT TO THE TERMS AND CONDITIONS OF ORDINANCE NO. 118, ANNEXING LOTS 1 THROUGH 12, CRESTVIEW, TO THE CITY OF LA VISTA.
ITEM L. THE PROPERTY IS SUBJECT TO THE TERMS AND CONDITIONS IN MEMORANDUM OF AGREEMENT WITH COX COMMUNICATIONS OMAHA INC. TO PROVIDE SERVICE RECORDED AS INSTRUMENT NO. 2000-24773.
11. THERE IS NO OBSERVABLE EVIDENCE OF EARTH MOVING WORK, BUILDING CONSTRUCTION OR BUILDING ADDITIONS WITHIN RECENT MONTHS.
12. THERE ARE NO CHANGES IN STREET RIGHT-OF-WAY LINE EITHER COMPLETED OR PROPOSED AND NO OBSERVABLE EVIDENCE OF RECENT STREET OR SIDE WALK CONSTRUCTION OR REPAIRS.
13. THERE IS NO OBSERVABLE EVIDENCE OF SITE USED AS A SOLID WASTE DUMP, SUMP OR SANITARY LANDFILL.



EXHIBIT A-1

DATE 08/31/09	ALTA/ACSM LAND TITLE SURVEY	THOMPSON, DRESSEN & DORNER, INC. Consulting Engineers & Land Surveyors 10836 OLD MILL ROAD OMAHA, NEBRASKA 68154 P: 402.330.8860 F: 402.330.5866 WWW.TD2CO.COM	
DRAWN BY RJR		CRESTVIEW VILLAGE APARTMENTS	1378-121-1 BOOK GRID 99 PAGE 35-61 815781211.dwg
CHECKED BY RMB			
REVISION			
MERCY HOUSING, INC.			

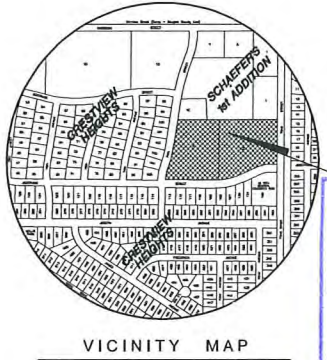
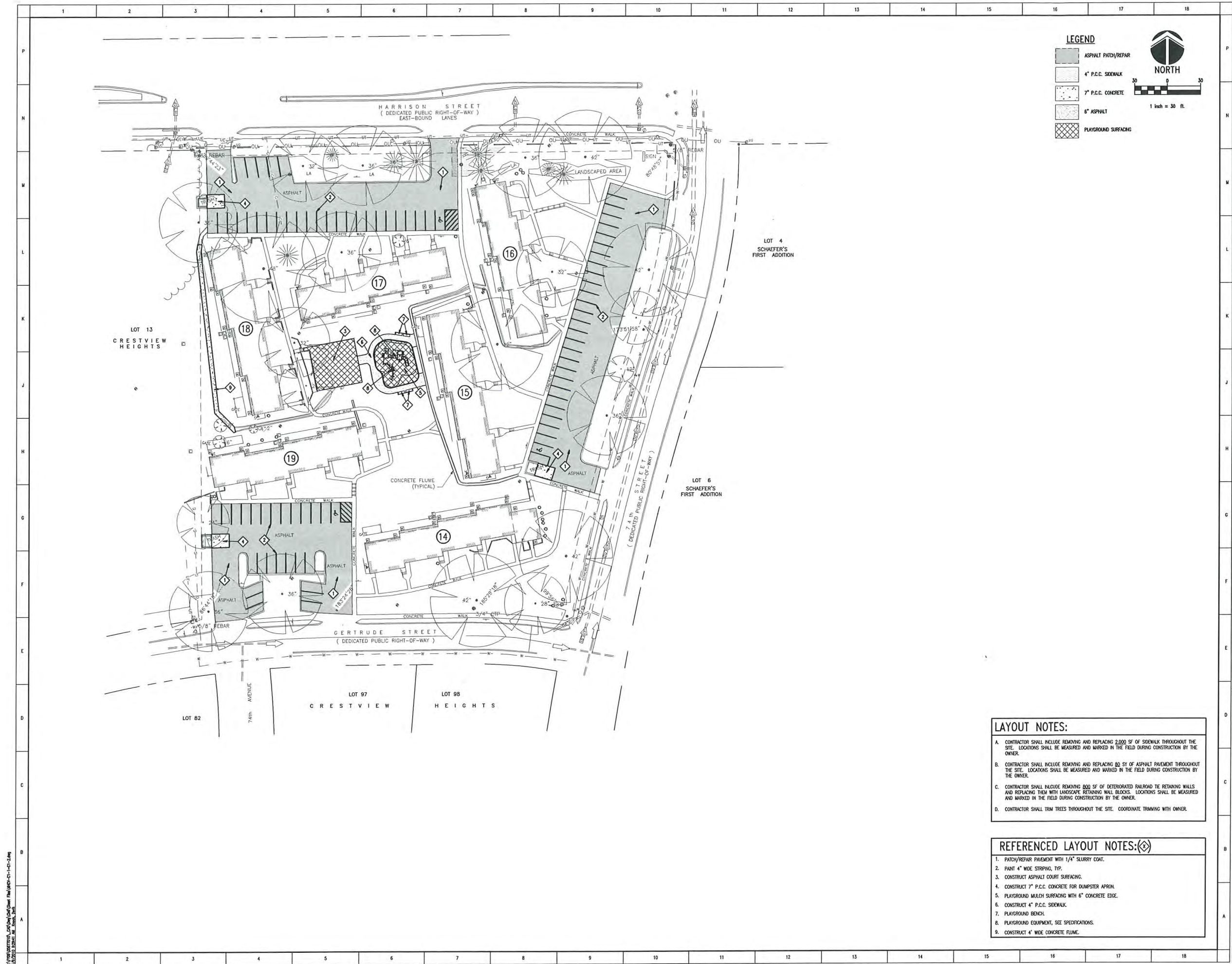


EXHIBIT A-2

LEGEND			
•	CORNERS FOUND (3/4" CTP UNLESS NOTED)	□	UTILITY PEDESTAL
○	CORNERS SET	□	ELECTRICAL PEDESTAL
R	RECORDED DISTANCE	□	TELEPHONE PEDESTAL
M	MEASURED DISTANCE	□	CABLE TV PEDESTAL
OTF	OPEN TOP PIPE	□	ELECTRIC METER
CTP	CRIMPED TOP PIPE	□	GAS METER
8"	DECIDUOUS TREE WITH TRUNK SIZE	□	SIGN
6"	CONIFEROUS TREE WITH TRUNK SIZE	□	HANDICAPPED PARKING SPACE
○	BUSH	□	SEWER MANHOLE
○	STUMP	□	AIR CONDITIONER
○	POWER POLE	□	PULL BOX
○	POWER POLE WITH UNDERGROUND DROP	□	WATER MANHOLE
○	LIGHT POLE	□	FIRE HYDRANT
○	SANITARY SEWER CLEANOUT	□	WATER VALVE
•	BOLLARDS	□	BASKETBALL POLE
PE		□	GAS VALVE
PE		□	PLAYGROUND EQUIPMENT AREA
□	AREA INLET	□	AREA INLET
□	INVERT ELEVATION	□	FINISHED FLOOR ELEVATION
□	CURB INLET	□	GRATE INLET
□	WATER LINE	□	GAS LINE
□	OVERHEAD UTILITY LINE	□	UNDERGROUND ELECTRICAL LINE
□	UNDERGROUND TELEPHONE LINE	□	RETAINING WALL
□	WOODEN FENCE	□	CHAIN LINK FENCE
□	PIPE SIZE AND DIRECTION OF FLOW	□	TRAFFIC SIGNAL BOX
□	LANDSCAPED AREA	□	

ITEM F
UTILITY EASEMENT GRANTED TO OMAHA PUBLIC POWER DISTRICT
AND TO NORTHWESTERN BELL TELEPHONE COMPANY, THEIR
SUCCESSORS AND ASSIGNS IN THE FINAL PLAT DEDICATION OF
CRESTVIEW HEIGHTS RECORDED IN BOOK 5 AT PAGE 26.



LEGEND

- ASPHALT PATCH/REPAIR
- 4" P.C.C. SIDEWALK
- 7" P.C.C. CONCRETE
- 6" ASPHALT
- PLAYGROUND SURFACING

NORTH

1 inch = 30 ft.

- LAYOUT NOTES:**
- A. CONTRACTOR SHALL INCLUDE REMOVING AND REPLACING 2,000 SF OF SIDEWALK THROUGHOUT THE SITE. LOCATIONS SHALL BE MEASURED AND MARKED IN THE FIELD DURING CONSTRUCTION BY THE OWNER.
 - B. CONTRACTOR SHALL INCLUDE REMOVING AND REPLACING 80 SF OF ASPHALT PAVEMENT THROUGHOUT THE SITE. LOCATIONS SHALL BE MEASURED AND MARKED IN THE FIELD DURING CONSTRUCTION BY THE OWNER.
 - C. CONTRACTOR SHALL INCLUDE REMOVING 800 SF OF DETERIORATED RAILROAD TIE RETAINING WALLS AND REPLACING THEM WITH LANDSCAPE RETAINING WALL BLOCKS. LOCATIONS SHALL BE MEASURED AND MARKED IN THE FIELD DURING CONSTRUCTION BY THE OWNER.
 - D. CONTRACTOR SHALL TRIM TREES THROUGHOUT THE SITE. COORDINATE TRIMMING WITH OWNER.

- REFERENCED LAYOUT NOTES:**
- 1. PATCH/REPAIR PAVEMENT WITH 1/4" SLURRY COAT.
 - 2. PAINT 4" WIDE STRIPING, TYP.
 - 3. CONSTRUCT ASPHALT COURT SURFACING.
 - 4. CONSTRUCT 7" P.C.C. CONCRETE FOR DUMPSTER APRON.
 - 5. PLAYGROUND MULCH SURFACING WITH 6" CONCRETE EDGE.
 - 6. CONSTRUCT 4" P.C.C. SIDEWALK.
 - 7. PLAYGROUND BENCH.
 - 8. PLAYGROUND EQUIPMENT, SEE SPECIFICATIONS.
 - 9. CONSTRUCT 4" WIDE CONCRETE FLUME.

DESIGNED:	BMB	DATE:	March 9, 2010
DRAWN:	DAK	DATE:	
CHECKED:	MUS	DATE:	
BY:		DESCRIPTION:	

Design Development
Not for
Construction

SCHENMAYER
ARCHITECTS ENGINEERS PLANNERS

APR 2 2010

EXHIBIT A-4

CRESTVIEW VILLAGE HOUSING
MERCY HOUSING
7300 EDNA COURT
LA VISTA, NEBRASKA
LAYOUT PLAN

PROJECT NO.: 05677.010

C1-2

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
JUNE 15, 2010 AGENDA**

Subject:	Type:	Submitted By:
BID AWARD – PEDESTRIAN OVERPASS PAINTING	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOHN KOTTMANN CITY ENGINEER/ASSISTANT PUBLIC WORKS DIRECTOR

SYNOPSIS

A resolution has been prepared to award a contract to McGill Restoration, Inc., Omaha, Nebraska for repainting the Pedestrian Overpass at 72nd & James Ave. intersection in an amount not to exceed \$34,900.00

FISCAL IMPACT

The Fiscal Year 2009/10 Capital Improvement Program provides funding for the proposed improvements via sales tax dollars. The low bid exceeds the funds that were budgeted. The additional funds are available from savings on other projects.

RECOMMENDATION

Approval

BACKGROUND

On May 18, 2010, the City Council approved a resolution which authorized the advertisement for bids for repainting the Pedestrian Overpass. Four contractors took out plans but only two bids were received with the results shown below. McGill Restoration, Inc. is the low bidder in the amount of \$34,900.00. McGill Restoration, Inc. is a qualified contractor in this type of work and it is recommended that a contract be awarded to them.

The bidding results are summarized as follows:

McGill Restoration, Inc.	\$34,900.00
Lindner Painting, Inc.	\$98,500.00

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AWARDING A CONTRACT TO MCGILL RESTORATION, INC, OMAHA NE FOR REPAIRING THE PEDESTRIAN OVERPASS AT THE 72ND AND JAMES AVENUE INTERSECITON, IN AN AMOUNT NOT TO EXCEED \$34,900.00.

WHEREAS, the City Council of the City of La Vista has determined that the repair to said overpass is necessary; and

WHEREAS, the FY 2009/10 Capital Improvement Program did include funds for the repair of said overpass; and

WHEREAS, the City Council authorized the solicitation of bids for said overpass on May 18, 2010, and

WHEREAS McGill Restoration, Inc. of Omaha, Nebraska, has submitted the low, compliant bid, and

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska designate McGill Restoration, Inc. Omaha Nebraska as the low compliant bid for the repair of the pedestrian overpass, in an amount not to exceed \$34,900.00.

PASSED AND APPROVED THIS 15TH DAY OF JUNE 2010.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
JUNE 15, 2010 AGENDA**

Subject:	Type:	Submitted By:
ADVERTISEMENT OF BIDS – BUILDING DEMOLITION -7215 SO. 83 RD ST.	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOHN KOTTMANN CITY ENGINEER/ASSISTANT PUBLIC WORKS DIRECTOR

SYNOPSIS

A resolution has been prepared authorizing the advertisement of bids for the demolition of the vacant commercial building at 7215 South 83rd Street and removal of the surrounding parking lot.

FISCAL IMPACT

The Community Betterment Fund will provide funding for this demolition.

RECOMMENDATION

Approval

BACKGROUND

The City Engineer in conjunction with Thompson, Dreessen & Dorner, Inc. (for the drafting work) has prepared plans and specifications for the demolition work. The estimate for the construction work in this project is \$50,000.00. The following schedule is suggested:

Publish Notice to Contractors	June 24 and July 1, 2010
Pre-Bid Site Inspection	June 28, 2010 - 10:00 am to 11:30am
Open Bids	July 7, 2010
City Council Award Contract	July 20, 2010

The specifications allow 45 calendar days to complete the work after Notice to Proceed is issued.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR THE DEMOLITION OF THE VACANT COMMERCIAL BUILDING AT 7215 SOUTH 83RD STREET.

WHEREAS, the City Council has determined that the demolition of the vacant building at 7215 South 83rd Street is necessary, and

WHEREAS, the FY 2009/10 Community Betterment Fund will provide funding for said demolition, and

WHEREAS, the City Engineer, in conjunction with Thompson, Dreessen & Dorner, Inc., has prepared plans and specifications for the demolition work.

NOW, THEREFORE BE IT RESOLVED, that the City Administrator is hereby authorized to advertise for bids for the demolition of the vacant commercial building at 7215 South 83rd Street in accordance with plans and specifications prepared by the City Engineer and said bids are to be opened and publicly read aloud at 10 a.m. at the La Vista City Hall, 8116 Park View Boulevard, La Vista Nebraska on July 7, 2010.

Advertise for Bids –	June 24 and July 1, 2010
Pre-Bid Site Inspection -	June 28, 2010 – 10:00 am to 11:30 am
Open Bids –	July 7, 2010
Award Bid –	July 20, 2010

PASSED AND APPROVED THIS 15TH DAY OF JUNE, 2010

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

NOTICE TO CONTRACTORS

BUILDING DEMOLITION 7215 SOUTH 83RD STREET CITY OF LA VISTA, NEBRASKA

Sealed proposals will be received at the City Clerk's Office, City of La Vista, 8116 Park View Boulevard, La Vista, Nebraska 68128, until July 7, 2010, at 10:00 A.M., for Building Demolition, 7215 83rd Street, in and for said City according to plans and specifications for said improvements now available at the La Vista Public Works Department, 9900 Portal Road, La Vista, Nebraska 68128, which proposals at that time will be publicly opened and read aloud and tabulated.

The extent of the work involves the demolition and removal of an existing commercial building, parking lot and appurtenances; limited site grading, erosion control, disconnection of utility lines, seeding and related work.

All proposals must be submitted on bid forms furnished by the La Vista Public Works Department. Bids will be accepted only from plan holders of record as listed at the La Vista Public Works Department.

A pre-bid inspection of the site and building will be held on Monday, June 28, 2010 from 10:00 am until 11:30 am at the site. The building will be open for inspection by Bidders during this period. The Owner will have a representative present to answer questions in an addendum after this meeting if necessary. Attendance at the pre-bid meeting is not mandatory.

Each bid shall be accompanied in a SEPARATE SEALED ENVELOPE by a certified check or bid bond in an amount not less than five (5) percent of the amount bid and such certified check or bid bond shall be payable to the Treasurer of the City of La Vista, Nebraska, as security that the Bidder to whom the contract may be awarded will enter into a contract to perform the work in accordance with this Notice and other contract documents, and will furnish the required bonds in amount equal to 100% of the contract price.

No Bidder may withdraw his proposal for a period of thirty (30) days after the date set for the opening of bids. The Owner reserves the right to reject any or all bids and to waive informalities.