



CITY OF LA VISTA

CERTIFICATE OF APPRECIATION

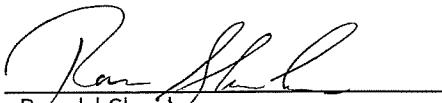
A CERTIFICATE OF APPRECIATION PRESENTED TO **Ray Crane** of the Public Works Department, FOR 15 YEARS OF FAITHFUL AND EFFICIENT SERVICE TO THE CITY OF LA VISTA.

WHEREAS, **Ray Crane**, has served the City of La Vista since June 16, 1997 and

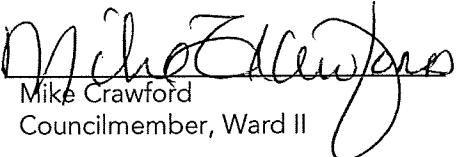
WHEREAS, **Ray Crane's** input and contributions to the City of La Vista have contributed to the success of the City.

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

DATED THIS 19TH DAY OF JUNE, 2012.



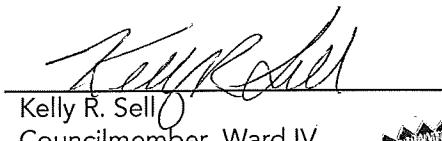
Ronald Sheehan
Councilmember, Ward I



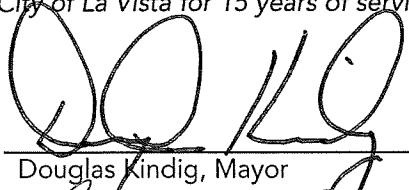
Mike Crawford
Councilmember, Ward II



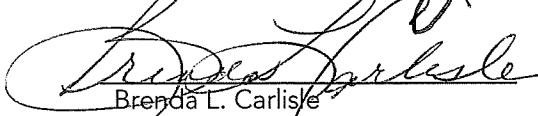
Mark D. Ellerbeck
Councilmember, Ward III



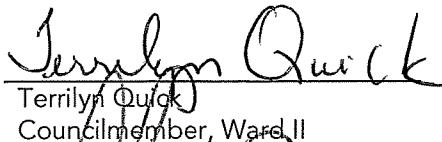
Kelly R. Sell
Councilmember, Ward IV



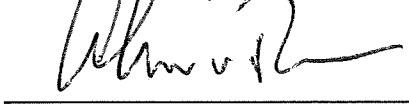
Douglas Kindig, Mayor



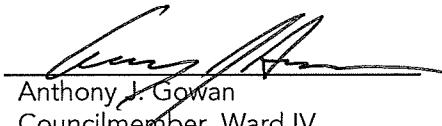
Brenda L. Carlisle
Councilmember, Ward I



Terrilyn Quick
Councilmember, Ward II

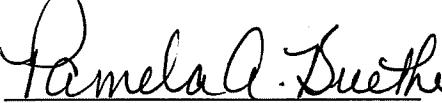


Alan W. Ronan
Councilmember, Ward III



Anthony J. Gowan
Councilmember, Ward IV

ATTEST:



Pamela A. Buethe, CMC
City Clerk



MINUTE RECORD

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

LA VISTA CITY COUNCIL MEETING JUNE 5, 2012

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 5, 2012. Present were Councilmembers: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck and Gowan. Also in attendance were City Administrator Gunn, Assistant City Administrator Ramirez, City Attorney McKeon, City Clerk Buethe, Police Chief Lausten, Fire Chief Uhl, Public Works Director Soucie, Community Development Director Birch, Finance Director Lindberg, Recreation Director Stopak, Public Building and Grounds Director Archibald, Library Director Barcal, and City Engineer Kottmann.

A notice of the meeting was given in advance thereof by publication in the Times on May 23, 2012. 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.

PRESENTATION OF BADGES TO FIRE DEPARTMENT PERSONNEL – CODY BEAUDIN, RANDY BLAND, MATT FRANS, BRANDON GARCIA, JEFF JOHNSON, KAITLIN KIMURA, SAMANTHA LORD, CONNOR MATTHIAS, ANGIE MONHEIM, TOM POHL, MARTY PRICE, TAD SMITH, MATT SULLIVAN

Mayor Kindig and Fire Chief Uhl recognized Cody Beaudin, Randy Bland, Matt Frans, Brandon, Garcia, Jeff Johnson, Kaitlin Kimura, Samantha Lord, Conner Matthias, Angie Monheim, Tom Pohl, Marty Price, Tad Smith, and Matt Sullivan as full members of the La Vista Volunteer Fire Department after completing one year of training. Badges were presented and pinned on those present by Chief Uhl.

APPOINTMENT OF FIRE DEPARTMENT RECRUITS – MIKE KAMMERER, KRISTIN KROEKER, VINNIE LANNUTTI, AND NICK MOLEK

Mayor Kindig stated, with the approval of the City Council, he would like to appoint the following Fire Department recruits: Mike Kammerer, Kristin Kroeker, Vinnie Lannutti, and Nick Molek. Fire Chief Uhl introduced the new recruits to the Council. Councilmember Sheehan 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.

SERVICE AWARD – RICH UHL, PABLO JIMENEZ, MIKE LOYD – 5 YEARS

Mayor Kindig recognized Rich Uhl, Pablo Jimenez and Mike Loyd for 5 years of service to the City.

A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF CITY COUNCIL MINUTES FROM MAY 15, 2012
3. PAY REQUEST – FINAL – MELVIN SUDBECK HOMES, INC. – APPLEWOOD CREEK IMPROVEMENTS PROJECT - \$97269.00
4. APPROVAL OF CLAIMS

3E-ELECTRICAL ENGINEERING, maint.	424.53
AAT (US) INC, supplies	454.28
ABANTE MARKETING, apparel	1950.31
ABE'S PORTABLES, rentals	170.00
ACCURATE TESTING, services	580.00

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

ACTION BATTERIES, supplies	387.80
AIR CLEANING TECH., equip.	298.37
AKSARBEN GARAGE DOOR, bld&grnds	85.00
ALAMAR, apparel	142.98
ARAMARK, services	891.16
AUTO BRAKE & CLUTCH, maint.	123.00
AVI SYSTEMS, equip.	260.00
BAKER & TAYLOR, books	1806.55
BARONE SECURITY SYSTEMS, services	660.00
BBE, rentals	59.09
BEACON BUILDING, services	6712.00
BLACK HILLS ENERGY	2277.11
BOBCAT OF OMAHA, maint.	1047.25
BOMA/OMAHA, dues	610.00
BOUNDED TREE MEDICAL, supplies	592.78
BRAKE, A., auto	100.00
BRENTWOOD AUTO WASH, services	70.00
BREWER, W., auto	100.00
BRODART, supplies	90.27
BUILDERS SUPPLY, bld&grnds	169.66
CARL JARL, bld&grnds	5.55
CENTER POINT PUBLISHING, dues	214.50
CENTURY LINK BUSN SVCS, phone	2.89
CENTURY LINK, phone	1172.22
CHIEF SCHOOL BUS, services	193.00
CITY OF BELLEVUE, training	200.00
CITY OF OMAHA, sewer	86317.54
COMP CHOICE, services	420.00
CORNHUSKER INTL, maint.	865.60
COX, utilities	122.24
CROUCH, J., refund	10.00
D & D COMM., equip.	1054.00
DEIML, K., training	660.00
DIAMOND VOGEL, supplies	359.20
DIGITAL ALLY, maint.	279.00
DOUGLAS COUNTY SHERIFF'S, services	725.00
DULTMEIER SALES & SERVICE, maint.	5.30
EASTERN LIBRARY SYSTEM, training	50.00
EDGEWEAR SCREEN PRINTING, services	1129.25
EDWARDS, J., training	40.00
ELLIOTT EQUIPMENT, maint.	709.70
ENVY, services	700.00
EXCHANGE BANK, rental	695.00
FEDEX, services	8.71
FELD FIRE, apparel	3107.00
FERRELLGAS, maint.	361.14
FIREGUARD, maint.	284.69
FORT DEARBORN LIFE INSURANCE	1337.50
FRANCE PUBLICATIONS, services	2000.00
FROEHLICH, R., auto	100.00
GALE, books	447.85
GALLS, maint.	297.68
GCR TIRE CENTERS, supplies	391.74
GODFATHER'S PIZZA, supplies	51.94
GRAINGER, equip.	23.94
GRAYBAR ELECTRIC, bld&grnds	287.83
GREAT PLAINS, services	393.72

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GREENKEEPER, supply	161.00
HAMILTON EQUIPMENT, supplies	2800.00
HARM'S CONCRETE, maint.	125.00
HEARTLAND TIRES, supplies	525.12
HELGET GAS, supplies	102.00
HOLDREN, R., refund	50.00
HORNUNG'S GOLF, services	60.93
HOST COFFEE, concessions	47.80
HOTSY EQUIP., equip.	310.53
IN EXTREMIS TACTICAL, training	185.00
INDUSTRIAL SALES, services	455.24
INFOGROUP, reference	1250.00
INSIGHT PUBLIC SECTOR, services	164.99
IVERSON, D., travel	687.56
J Q OFFICE, services	1221.59
JNFS ENGINEERING, equip.	234.00
JONES AUTO., contracts	2758.84
KENNY'S SERVICES, bld&grnds	495.00
KEY MASTERS, bld&grnds	24.00
KEYSTONE GLASS, bld&grnds	272.00
KLINKER, M., services	200.00
KOSISKI AUTO, maint.	65.00
KRIHA FLUID POWER, maint.	175.76
LA VISTA COMMUNITY FOUNDATION	50.00
LANDPORT, services	125.00
LANDS' END, apparel	924.90
LARSEN SUPPLY, supplies	626.60
LAUGHLIN, KATHLEEN A, TRUSTEE	474.00
LEAGUE OF NE MUNICIPAL, training	274.00
LIFE ASSIST, supplies	974.58
LIFEGUARD, equip.	402.74
LINCOLN NATIONAL LIFE INS CO	10657.28
LINDBERG, S., travel	249.00
LINHART, J., travel	218.79
LOGAN CONTRACTORS, equip.	241.69
LOGO LOGIX, apparel	80.00
LOVELAND GRASS PAD, maint.	395.86
LUEDERS LOCK & KEY, bld&grnds	80.00
MANGELSEN'S, supplies	16.61
MATHESON TRI-GAS, supplies	64.29
MCC, utilities	7800.00
MED ALLIANCE , supplies	205.42
MELVIN SUDBECK HOMES, services	43761.89
MID AMERICA PAY PHONES	150.00
MIDWEST FIRE TRAINING, maint.	750.00
MIDWEST TURF, maint.	62.73
MLB LOGISTICS, concessions	788.74
MUD, utilities	1961.85
NACR, services	690.41
NATIONAL PATENT ANALYTICAL, maint.	109.20
NEXTEL SPRINT, phones	2.50
NEXTEL SPRINT, phones	206.18
NMC EXCHANGE, maint.	2845.76
NOBBIES, supplies	42.32
NOVA HEALTH, equip.	5844.24
OCLC, books	28.40
OFFICE DEPOT, supplies	914.46

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OMAHA PNEUMATIC, equip.	134.40
OMAHA PUBLIC POWER DISTRICT	1185.05
OMAHA TACTICAL, , supplies	125.00
OMAHA WORLD HERALD, adv.	548.53
OMB GUNS, apparel	324.69
OMNI, maint.	1540.51
ORIENTAL TRADING, supplies	174.25
ORIZON CPAS, services	2300.00
PAPILLION TIRE INC., maint.	111.60
PARAMOUNT, apparel	474.49
PATTERN RESEARCH, training	2005.32
PAYFLEX, services	250.00
PAYLESS OFFICE, supplies	191.94
PERFORMANCE CHRYSLER JEEP, maint.	307.20
PERFORMANCE FORD, maint.	78.75
PETTY CASH	230.00
PHYSICIANS MUTUAL, supplies	16.50
PITNEY BOWES, supplies	204.00
PLAINS EQUIPMENT, maint.	1243.80
PREMIER-MIDWEST BEVERAGE, supplies	525.00
PRESTIGE FLAG, bld&grnds	274.37
QUALITY AUTO, services	83.00
RECORDED BOOKS, books	1167.15
RINKER MATERIALS, sewer	184.04
S & W HEALTH, supplies	244.00
SARPY COUNTY COURTHOUSE, services	3479.89
SARPY COUNTY LANDFILL, services	50.74
SCHOLASTIC BOOK FAIRS, supplies	579.56
SCHOLASTIC LIBRARY, books	505.00
SHRED-SAFE, services	30.00
SID DILLON, vehicle	18031.00
SIGN IT, services	740.00
SINNETT, J., travel	53.48
SMOOTHER CUT, services	990.00
SPRINT, phone	62.25
SPRINT, phone	119.97
STOLTENBERG NURSERIES, supplies	122.00
SUPERIOR VISION SVCS INC	424.80
TARGET, supplies	13.02
TED'S MOWER, equip.	153.52
TELIN TRANSPORT, maint.	34.35
TERRY'S SMALL ENGINE, equip.	15.97
THERMO KING CHRISTENSEN, maint.	495.70
THOMPSON DREESSEN & DORNER, services	4890.77
THOMPSON DREESSEN & DORNER, services	500.00
TORNADO WASH, services	135.00
TRAFFIC SENSOR, services	198.68
TRI-TECH, services	29.40
UNIVERSAL STEERING HYDRAULIC, maint.	497.00
UPS, postage	0.50
USI EDUCATION, supplies	286.19
UTILITY EQUIPMENT, supplies	21.88
VAIL, A., auto	100.00
VERIZON, phone	573.68
VERNON, services	911.59
VIDACARE CORP., supplies	228.70
WAL-MART, supplies	918.68

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

WASTE MANAGEMENT NE., services 4076.20
WINNELSON, bld&grnds 194.00

5. RESOLUTION – AUTHORIZATION TO TAKE BIDS – EASTPORT PAVEMENT MARKINGS

Resolution 12-059: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR FURNISHING AND INSTALLING PREFORMED PAVEMENT MARKING ON EASTPORT PARKWAY FROM GILES ROAD TO HARRISON STREET.

WHEREAS, the City Council has determined that furnishing and installing preformed pavement markings on Eastport Parkway from Giles Road to Harrison Street is necessary, and

WHEREAS, the FY 2011/2012 Capital Improvement Program provides funding for this project, and

WHEREAS, the City Engineer has prepared plans and specifications for the proposed project,

NOW, THEREFORE BE IT RESOLVED, that the City Administrator is hereby authorized to advertise for bids for furnishing and installing preformed pavement markings on Eastport Parkway from Giles Road to Harrison Street in accordance with plans and specifications prepared by the City Engineer..

Publish Notice to Contractors June 14, 2012 and June 21, 2012

Open Bids July 6, 2012

City Council Award Contract July 17, 2012

Councilmember Gowan made a motion to approve the consent agenda. Seconded by Councilmember Carlisle. 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. Absent: None. Motion carried.

REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

City Administrator Gunn expressed her appreciation to the staff on another successful La Vista Daze Celebration.

Finance Director Lindberg stated that Budget Hearings will begin at 6 pm on July 16 and 18.

Police Chief Lausten reported that the missing woman was found in Amarillo, TX after faking her disappearance and that search costs were around \$5,000.00. Lausten also requested that for National Night Out the Council Meeting time be moved to 6 pm to allow councilmembers to attend. Lausten also stated that as of May the Police Department was at full staff, but they have received resignations and that they will begin the process of filling the open positions.

Chief Uhl reported that no one was injured at a house fire on 88th Street.

Library Director Barcal reported that both the Summer Reading and Teen Programs are up and running and attendance is up from last year.

**B. APPLICATION FOR REPLAT AND SUBDIVISION AGREEMETN APPROVAL – LOTS 1-3,
MAYFAIR 2ND ADDITION, REPLAT FIVE (NW OF 96TH AND GILES**

Councilmember Sell made a motion to continue the public hearing opened May 15, 2012 until June 19, 2012. Seconded by Councilmember Carlisle. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck and Gowan. Nays: None. Absent: None. Motion carried.

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

C. APPLICATION FOR REZONING, FINAL PLANNED USE DEVELOPMENT (PUD), CONDITIONAL USE PERMIT (CUP), REPLAT, WAIVER & SUBDIVISION AGREEMENT —LOT 2, BELLA LA VISTA (EAST OF 132ND & CHANDLER)

1. PUBLIC HEARING

At 7:24 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the Application for Rezoning, Final Planned Use Development (PUD), Conditional Use Permit (CUP), Replat, Waiver & Subdivision Agreement – Lot 2, Bella La Vista (East of 132nd & Chandler).

John Wygoski of the Bella La Vista Housing Partners gave an overview of the redesign. Councilmember Quick asked if we had other complexes in La Vista that had open outside stairways, and City Administrator Gunn responded that we did at Cimmaron Terrace. Mayor Kindig asked where lighting would be placed, and Wygoski answered that lighting would be placed on exterior pole lamps. Debbie Davidson asked if the entryways were safe, as she was concerned about a previous incident at The Pointe and with security.

At 7:35 p.m. Councilmember Ellerbeck made a motion to close the public hearing. Seconded by Councilmember Gowan. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck and Gowan. Nays: None. Abstain: None. Absent: None. Motion carried.

2. ORDINANCE – APPROVE RE-ZONING AND FINAL PLANNED USE DEVELOPMENT

Councilmember Carlisle introduced and moved for adoption of Ordinance 1175 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, NEBRASKA, AMENDING THE ZONING DISTRICT MAP OF THE CITY OF LA VISTA, NEBRASKA; TO PROVIDE WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT; AND TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE.

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, Carlisle, Crawford, Ellerbeck and Gowan. The following voted nay: Sheehan. 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.

Councilmember Sheehan asked if the entry ways were less secure and Police Chief Lausten responded that he couldn't say if they were more or less secure than other styles.

Said ordinance was then read by title and thereafter Councilmember Ellerbeck moved for final passage of the ordinance which motion was seconded by Councilmember Carlisle. The Mayor then stated the question, "Shall Ordinance No. 1175 be passed and adopted?" Upon roll call vote the following Councilmember voted aye: Sell, Ronan, Quick, Carlisle, Crawford, Ellerbeck and Gowan. The following voted nay: None. The following abstained: Sheehan. 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. RESOLUTION – APPROVE CONDITIONAL USE PERMIT

Councilmember Carlisle introduced and moved for the adoption of Resolution No. 12-060; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF A CONDITIONAL USE PERMIT FOR BELLA LA VISTA HOUSING PARTNERS, L.P., FOR A MULTI-FAMILY RESIDENTIAL DEVELOPMENT GENERALLY LOCATED EAST OF 132ND STREET AND CHANDLER ROAD

WHEREAS, Bella La Vista Housing Partners, L.P., applied for a conditional use permit for the purpose of a multi-family residential development on Lot 2, Bella La Vista; and

WHEREAS, on April 19, 2012, the Planning Commission held a public hearing and recommended approval of the conditional use permit for this purpose; and

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

MINUTE RECORD

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

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 Lot 2, Bella La Vista, subject to the satisfactory approval by the City's Design Review Architect, for Bella La Vista Housing Partners, L.P., be and hereby is approved and the Mayor and City Clerk be and hereby are, authorized to execute same on behalf of the City with such revisions or amendments thereto that the City Administrator and City Attorney may determine necessary to carry out the intent of the City Council.

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

4. RESOLUTION APPROVE REPLAT

Councilmember Carlisle introduced and moved for the adoption of Resolution No. 12-061; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, DETERMINING CONDITIONS FOR APPROVAL OF THE REPLAT FOR LOT 2, BELLA LA VISTA, TO BE REPLATTED AS LOT 1 AND OUTLOT "A", BELLA LA VISTA REPLAT 1, A SUBDIVISION LOCATED IN THE SOUTHWEST QUARTER OF SECTION 18, TOWNSHIP 14 NORTH, RANGE 12 EAST OF THE 6TH P.M., IN SARPY COUNTY, NEBRASKA.

WHEREAS, the owners of the above described piece of property have made application for approval of a Replat for Lot 2, Bella La Vista, to be replatted as Lot 1 and Outlot "A", Bella La Vista Replat 1; and

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

WHEREAS, on April 19, 2012, the La Vista Planning Commission held a public hearing and reviewed the replat and recommended approval subject to resolution of items identified by the city engineer and staff.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, that the plat for Lot 2, Bella La Vista, to be replatted as Lot 1 and Outlot "A", Bella La Vista Replat 1, a subdivision located in the Southwest ¼ of Section 18, Township 14 North, Range 12 East of the 6th P.M., Sarpy County, Nebraska, generally located east of 132nd Street and Chandler Road, be, and hereby is, approved subject to the resolution of the following item identified by the City Engineer and staff:

1. Approval of a waiver of Section 4.02 of the Subdivision Regulations, Design Standards for Streets.

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

5. RESOLUTION APPROVE SUBDIVISION AGREEMENT

Councilmember Gowan introduced and moved for the adoption of Resolution No. 12-062; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING A SUBDIVISION AGREEMENT FOR LOT 1 AND OUTLOT "A", BELLA LA VISTA REPLAT 1 SUBDIVISION IN A FORM SATISFACTORY TO THE CITY ADMINISTRATOR AND CITY ATTORNEY.

WHEREAS, the City Council did on June 5, 2012, approve the replat for Lot 1 and Outlot "A", Bella La Vista Replat 1 Subdivision subject to certain conditions; and

WHEREAS, the Subdivider, Bella La Vista Housing Partners, L.P., has agreed to execute a Subdivision Agreement satisfactory in form to the City Attorney and City Administrator; and

NOW THEREFORE, BE IT RESOLVED, that the Subdivision Agreement presented at the June 5, 2012, City Council meeting for the Bella La Vista Replat 1 Subdivision be, and hereby is approved and the Mayor and City Clerk be and hereby are, authorized to execute same on behalf of the City with such revisions or amendments thereto that the City Administrator and City Attorney may determine necessary to carry out the intent of the City Council.

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

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

D. RESOLUTION – AUTHORIZE PURCHASE OF PROPERTY – PORTION OF PROPOSED REPLAT OF LOTS 1020 & 1021 (NW OF PARK VIEW BLOULEVARD & LILIAN AVENUE)

Councilmember Carlisle introduced and moved for the adoption of Resolution No. 12-063; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE PURCHASE OF THE SOUTHERLY 30 FEET, MORE OR LESS, IN WIDTH OF LOT 1020, LA VISTA, A SUBDIVISION AS SURVEYED, PLATTED, AND RECORDED IN SARPY COUNTY, NEBRASKA, FROM THE PROPERTY OWNER, VICTOR ROBB, IN AN AMOUNT NOT TO EXCEED \$2,000.00.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of the Southerly 30 feet, more or less, in width of Lot 1020, La Vista, a subdivision as surveyed, platted, and recorded in Sarpy County, Nebraska, ("Property") is necessary for certain public purposes; and

WHEREAS, the Property owner, Victor Robb, desires to sell the Property to the City for a purchase price to be determined in an amount not to exceed \$2,000.00; and

WHEREAS, the FY11/12 Lottery budget will allow for the purchase of said Property; and

WHEREAS, Neb Rev. Stat. Section 18-1755 requires that the governing body of the City, before the City purchases an interest in real property, authorize the acquisition by action at a public meeting after notice and public hearing.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby make the following findings and take and approve the following actions:

1. The City published notice of public hearing on the proposed purchase of the Property, to be held at the City Council meeting on June 5, 2012, which notice is hereby approved. The hearing was held and concluded prior to consideration of this Resolution.

2. The Mayor and City Council hereby authorize the purchase of the Southerly 30 feet, more or less, in width of Lot 1020, La Vista, a subdivision as surveyed, platted, and recorded in Sarpy County, Nebraska, from the property owner, Victor Robb, the boundaries of which shall be determined by survey, for a price determined by the City Administrator, not to exceed \$2,000.00.

3. The Mayor or his designee is hereby authorized to take any action he determines necessary or appropriate to carry out the actions approved in this Resolution, including, but not limited to executing any documents or instruments on behalf of the City.

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

E. RESOLUTION – SELECTION CONCURRENCE AND CONSTRUCTION CONTRACT AUTHORIZATION – 96TH STREET, PORTAL TO HARRISON

Councilmember Quick introduced and moved for the adoption of Resolution No. 12-064; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, ACCEPTING TAB HOLDING COMPANY, INC., DBA TAB CONSTRUCTION, OMAHA, NEBRASKA AS THE LOW COMPLIANT BIDDER FOR THE 96TH STREET, PORTAL TO HARRISON, PROJECT MAPA 5017(4) IN AN AMOUNT NOT TO EXCEED \$468,304.28.

WHEREAS, the City Council of the City of La Vista has determined that the 96th Street, Portal to Harrison, Project is necessary; and

WHEREAS, the FY 2011/12 Capital Improvement Program (CIP) will provide funds for this expenditure; and

MINUTE RECORD

June 5, 2012

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

WHEREAS, the City Council submitted the 96th Street, Portal Harrison, Project MAPA –STP funding in 2010; and

WHEREAS, the State of Nebraska received bids on behalf of the City for said project on May 17, 2012

WHEREAS, Tab Holding Company, Inc. dba Tab Construction, Omaha, Nebraska has submitted the low, qualified 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 accept Tab Holding Company, Inc. dba Tab Construction, Omaha, Nebraska as the low compliant bidder for the 96th Street, Portal to Harrison, Project MAPA 5017(4) in an amount not to exceed \$468,304.28.

Seconded by Councilmember Carlisle. Councilmember Sheehan how the Concrete Pavement Repair bid could be so low and City Engineer Kottmann responded that it was by complete observation. Councilmembers voting aye: Sell, Ronan, Sheehan, Quick, Carlisle, Crawford, Gowan, and Ellerbeck. Nays: None. Abstain: None. Absent: None. Motion carried.

F. RESOLUTION – PRELIMINARY ENGINEERING CONTRACT AUTHORIZATION GILES ROAD, I-80 TO 108TH – SIGNAL COORDINATION

Councilmember Quick introduced and moved for the adoption of Resolution No. 12-065; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE PUBLIC WORKS DIRECTOR AND CITY CLERK TO SIGN A PROFESSIONAL SERVICE AGREEMENT ON BEHALF OF THE CITY OF LA VISTA WITH FELSBURG, HOLT & ULLEVIG TO PROVIDE PRELIMINARY ENGINEERING SERVICES FOR THE GILES ROAD, I-80 TO 108TH STREET SIGNAL COORDINATION PROJECT NO. MAPA-5129(1).

WHEREAS, the City Council of the City of La Vista has determined that the Giles Road, I-80 to 108th Street signal coordination is necessary; and

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

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

WHEREAS, the City of La Vista Nebraska and Felsburg, Holt & Ullevig wish to enter into a Professional Services Agreement to provide Preliminary Engineering Services for the Federal-aid project; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize Joe Soucie, Public Works Director to sign said Preliminary Engineering Services agreement between the City of La Vista, Nebraska and Felsburg, Holt & Ullevig, on behalf of the City of La Vista, and the City Clerk is authorized to attest said execution.

NDOR Project Number: MAPA-5129(1)

NDOR Control Number: 22485

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

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

MINUTE RECORD

June 5, 2012

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

G. RESOLUTION – AWARD BID FOR EQUIPMENT AND INSTALLATION TO UPGRADE THE WIRELESS SYSTEM

1. RESOLUTION – APPROVAL TO AWARD BID FOR EQUIPMENT

Councilmember Quick introduced and moved for the adoption of Resolution No. 12-066; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AWARDING THE BID FOR PURCHASE OF WIRELESS EQUIPMENT, TO COMPUTER SOLUTIONS, OMAHA NE IN AN AMOUNT NOT TO EXCEED \$30,345.00.

WHEREAS, the City Council of the City of La Vista has determined that the upgrade of the wireless system for improved connectivity and speed to all city facilities is necessary; and

WHEREAS, the FY 2011/12 Capital Improvement Program provides funding for this project; and

WHEREAS, the City Council authorized the advertisement of bids for Wireless Equipment on May 1, 2012, 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 awarding the bid for purchase of wireless equipment to Computer Solutions, Omaha NE in an amount not to exceed \$30,345.00.

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

2. RESOLUTION – APPROVAL TO AWARD CONTRACT FOR INSTALLATION

Councilmember Quick introduced and moved for the adoption of Resolution No. 12-067; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE CONTRACT FOR INSTALLATION OF WIRELESS EQUIPMENT TO LAST MILE NETWORKS, SEWARD, NEBRASKA, IN AN AMOUNT NOT TO EXCEED \$11,780.40.

WHEREAS, the City Council of the City of La Vista has determined that the installation of wireless equipment to upgrade the wireless system is necessary; and

WHEREAS, the FY 2011/12 Capital Improvement Program provides funding for this project; and

WHEREAS, the City Council authorized Staff to obtain quotes for Wireless Equipment Installation on May 1, 2012, and

WHEREAS, one quote was received and reviewed by City staff and Sarpy County IS and acceptance of the aforesaid quote was recommended, 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 authorize the contract for installation of wireless equipment to Last Mile Networks of Seward, Nebraska, in an amount not to exceed \$11,780.40.

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

MINUTE RECORD

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

June 5, 2012

H. RESOLUTION – APPROVAL TO AWARD CONTRACT FOR INSTALLATION

1. PUBLIC HEARING

At 7:49 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on special assessments.

At 7:49 p.m. Councilmember Ellerbeck made a motion to close the public hearing. Seconded by Councilmember Carlisle. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck and Gowan. Nays: None. Abstain: None. Absent: None. Motion carried.

2. RESOLUTION

Councilmember Ellerbeck introduced and moved for the adoption of Resolution No. 12-068; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE LA VISTA CITY CLERK TO FILE WITH THE SARPY COUNTY TREASURER A SPECIAL ASSESSMENT FOR PROPERTY IMPROVEMENTS AT LOCATIONS AND IN AMOUNTS CITED HEREIN.

WHEREAS, the property owners of 7012 Edna Street/Lot 75 La Vista Replat; \$143.35 were notified to clean up their property as they were in violation of the City Municipal Code, Section 50.03, or the City would do so and bill them accordingly, and

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

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

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

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

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

I. DISCUSSION – STRATEGIC PLAN UPDATE

City Administrator Gunn reviewed the Strategic Plan Updates and there were no questions from the Mayor or Council.

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

COMMENTS FROM THE FLOOR

No Comments from the Floor.

J. EXECUTIVE SESSION – CONTRACT NEGOTIATIONS; LAND ACQUISITION; PERSONNEL

At 7:50 p.m. Councilmember Carlisle made a motion to go into executive session for protection of the public interest for contract negotiations and negotiating guidance regarding land acquisition

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

and for the protection of the reputation of an individual to discuss personnel matters. Seconded by Councilmember Quick. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck and Gowan. Nays: None. Abstain: None. Absent: None. Motion carried. Mayor Kindig stated the executive session would be limited to the subject matter contained in the motion.

At 9:55 p.m. the Council came out of executive session. Councilmember Carlisle made a motion to reconvene in open and public session. Seconded by Councilmember Crawford. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck and Gowan. Nays: None. Abstain: None. Absent: None. Motion carried.

COMMENTS FROM MAYOR AND COUNCIL

Councilmember Sell thanked staff for another great job with La Vista Daze.

At 9:59 p.m. Councilmember Crawford made a motion to adjourn the meeting. Seconded by Councilmember Quick. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck and Gowan. Nays: None. Abstain: None. Absent: None. Motion carried.

PASSED AND APPROVED THIS 19TH DAY OF JUNE, 2012.

CITY OF LA VISTA

Douglas Kindig
Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

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, 2012
67% of the Fiscal Year

	General Fund						Debt Service Fund						Capital Fund						
	Budget (12 month)	MTD Actual	YTD Actual	Over/(under) Budget	% of budget Used	Budget	MTD Actual	YTD Actual	Over/(under) Budget	Budget	MTD Actual	YTD Actual	Over/(under) Budget	Budget	MTD Actual	YTD Actual	Over/(under) Budget		
REVENUES																			
Property Taxes	\$ 5,611,688	\$ 376,335	\$ 3,097,525	\$ (2,514,163)	55%	\$ 53,769	\$ 53,139	\$ 309,003	\$ (221,766)	\$ 997,050	\$ 214,881	\$ 988,334	\$ (8,716)						
Sales and use taxes	1,994,100	429,763	1,976,669	(17,431)	99%														
Payments in Lieu of taxes	90,000	181,963	181,963	91,963	202%														
State revenue	1,053,167	98,926	855,092	(198,975)	81%														
Occupation and franchise taxes	650,000	66,093	602,946	(47,054)	93%														
Hotel Occupation Tax	651,583	60,692	449,452	(20,131)	69%														
Licenses and permits	489,250	41,468	304,582	(184,668)	62%														
Interest income	10,000	900	7,283	(2,717)	73%	\$ 15,000	708	8,900	(6,100)										
Recreation fees	124,000	14,411	81,918	(42,082)	66%														
Special Services	16,500	2,564	17,690	1,190	107%														
Grant Income	332,780	4,082	159,600	(173,180)	48%														
Other	1,315,722	21,369	936,642	(377,980)	71%	\$ 2,186,290	\$ 35,982	\$ (2,153,308)	\$ 129,927										
Total Revenues	<u>\$ 12,358,790</u>	<u>1,298,568</u>	<u>8,673,364</u>	<u>(3,665,420)</u>	<u>70%</u>	<u>\$ 3,729,109</u>	<u>\$ 268,728</u>	<u>\$ 1,339,219</u>	<u>\$ (2,389,890)</u>	<u>\$ 1,066,999</u>	<u>\$ 97,648</u>	<u>\$ 50,458</u>	<u>\$ 1,036,564</u>	<u>\$ 1,036,564</u>	<u>\$ (30,455)</u>				
EXPENDITURES																			
Current:																			
Mayor and Council	190,509	10,103	71,443	(119,066)	38%														
Boards & Commissions	12,350	116	42,977	(8,053)	35%														
Public Buildings & Grounds	535,178	34,247	272,287	(262,891)	51%														
Administration	749,871	49,896	471,318	(278,53)	63%	\$ 65,000	829	5,103	(59,897)										
Police and Animal Control	3,925,544	250,910	2,465,100	(1,460,445)	63%														
Fire	623,203	42,457	1,782,34	(344,679)	45%														
Community Development	647,801	53,233	453,187	(194,614)	70%														
Public Works	3,152,646	229,980	1,906,688	(1,245,958)	60%														
Recreation	637,488	41,084	315,155	(322,335)	49%														
Library	647,103	48,672	374,371	(272,732)	58%														
Human Resources	469,302	10,821	483,670	(85,632)	82%														
Special Services & Tri-City Bus	77,411	5,973	44,449	(32,962)	57%														
Capital outlay	191,000	40,931	86,741	(104,259)	45%														
Debt service: (Warrants)																			
Principal																			
Interest																			
Total Expenditures	<u>\$ 11,859,406</u>	<u>818,422</u>	<u>7,126,937</u>	<u>(4,739,469)</u>	<u>60%</u>	<u>\$ 2,285,000</u>	<u>\$ 219,333</u>	<u>\$ 905,526</u>	<u>\$ (173,734)</u>	<u>\$ 250,162</u>	<u>\$ 3,429,260</u>	<u>\$ 257,490</u>	<u>\$ 3,171,770</u>	<u>\$ 97,648</u>	<u>\$ 1,036,564</u>	<u>\$ (2,476,274)</u>			
EXCESS OF REVENUES OVER (UNDER) EXPENDITURES	479,384	480,145	1,546,426	(1,067,042)	323%	299,849	48,566	(1,832,551)	2,132,400	(2,445,839)	0	0	0	(2,445,839)					
OTHER FINANCING SOURCES (USES)																			
Operating transfers in (out)	<u>(1,186,000)</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>1,186,000</u>	<u>-</u>	<u>(191,524)</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>191,524</u>	<u>191,524</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	
Bond/registered warrant proceeds	<u>(1,186,000)</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>1,186,000</u>	<u>-</u>	<u>(191,524)</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>191,524</u>	<u>191,524</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	
Total other Financing Sources (Uses)	<u>\$ (706,616)</u>	<u>\$ 480,145</u>	<u>\$ 1,546,426</u>	<u>\$ (2,253,442)</u>	<u>-</u>	<u>\$ 108,325</u>	<u>\$ 48,566</u>	<u>\$ (1,832,551)</u>	<u>\$ 1,940,876</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ (1,233,868)</u>	<u>\$ (1,233,868)</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
EXCESS OF REVENUES AND OTHER FINANCING SOURCES OVER (UNDER) EXPENDITURES AND OTHER FINANCING SOURCES OVER (UNDER) EXPENDITURES	\$ (706,616)	\$ 480,145	\$ 1,546,426	\$ (2,253,442)	-	\$ 108,325	\$ 48,566	\$ (1,832,551)	\$ 1,940,876	\$ -	\$ -	\$ -	\$ -	\$ (1,151,971)	\$ (1,151,971)	-	-	-	-
FUND BALANCE, beginning of the year																<u>7,574,876</u>	<u>7,574,876</u>		
FUND BALANCES, END OF PERIOD																<u>\$ 5,742,325</u>	<u>\$ 5,742,325</u>		
																<u>\$ 371,268</u>	<u>\$ 371,268</u>		

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, 2012
67% of the Fiscal Year



Thompson, Dreessen & Dorner, Inc.
Consulting Engineers & Land Surveyors
10836 Old Mill Road
Omaha, NE 68154
Office: 402.330.8860 Fax: 402-330-5866
www.td2co.com

INVOICE

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

Invoice number 94766
Date 05/30/2012
Project 0171-392 APPLEWOOD CREEK
IMPROVEMENTS

Professional Services from April 16, 2012 through May 13, 2012

#12-0093

Description	Current Billed
Engineering Services During Construction - See other side for detail	3,800.05
Total	3,800.05

Invoice total 3,800.05

Aging Summary

Invoice Number	Invoice Date	Outstanding	Current	Over 30	Over 60	Over 90	Over 120
94766	05/30/2012	3,800.05	3,800.05				
	Total	3,800.05	3,800.05	0.00	0.00	0.00	0.00

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

O.K. to pay

05.71.0815.02

6/6/2012

Consent
Agenda

THOMPSON, DREESSEN & DORNER, INC.*Consulting Engineers and Land Surveyors*

10836 Old Mill Road
Omaha, Nebraska 68154
Phone (402) 330-8860 Fax (402) 330-5866

May 30, 2012

Invoice #
94766**INVOICE**

City of La Vista
8116 Parkview Blvd
La Vista, NE 68128

Project No. 171-392**Applewood Creek Improvements**

Professional Services from April 16, 2012 through May 13, 2012

Project Administration	\$	2,132.50
Reimbursables:		
Mileage	\$	67.20
Erosion Control Observations and Reports	\$	171.25
Reimbursables:		
Mileage	\$	14.40
Construction Observation	\$	990.00
Reimbursables:		
Mileage	\$	169.70
Sub Consultant Services - David Fjare - Tree Staking	\$	255.00
Total Invoice Amount	\$	3,800.05

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

46192 Payroll Checks
Thru 46202

46203 Gap in Checks
Thru 107715

107716	6/06/2012	1426	MELVIN SUDBECK HOMES INC		97,269.00		**MANUAL**
107717	6/06/2012	1194	QUALITY BRANDS OF OMAHA		569.20		**MANUAL**
107718	6/08/2012	3702	LAUGHLIN, KATHLEEN A, TRUSTEE		474.00		**MANUAL**
107719	6/11/2012	544	MAPA-METRO AREA PLANNING AGNCY		134,024.00		**MANUAL**
107720	6/14/2012	1840	NE DEPT OF MOTOR VEHICLE-94789		11.60		**MANUAL**
107721	6/19/2012	1962	A-1 UNITED HEATING & AIR COND		124.09		
107722	6/19/2012	4354	A-RELIEF SERVICES INC		1,454.50		
107723	6/19/2012	2892	AA WHEEL & TRUCK SUPPLY INC		70.96		
107724	6/19/2012	4298	AAT (US) INC		4,586.75		
107725	6/19/2012	3983	ABE'S PORTABLES INC		172.56		
107726	6/19/2012	4332	ACCO UNLIMITED CORP		1,347.45		
107727	6/19/2012	886	ACCURATE TESTING INC		70.00		
107728	6/19/2012	762	ACTION BATTERIES UNLTD INC		201.68		
107729	6/19/2012	571	ALAMAR UNIFORMS		3,998.99		
107730	6/19/2012	1060	AMERICAN BOTTLING COMPANY		461.02		
107731	6/19/2012	536	ARAMARK UNIFORM SERVICES INC		451.26		
107732	6/19/2012	2945	AVI SYSTEMS INC		924.00		
107733	6/19/2012	201	BAKER & TAYLOR BOOKS		65.04		
107734	6/19/2012	703	BATTERIES PLUS		299.90		
107735	6/19/2012	1839	BCDM-BERINGER CIACCIO DENNELL		1,942.50		
107736	6/19/2012	196	BLACK HILLS ENERGY		19.53		
107737	6/19/2012	1242	BRENTWOOD AUTO WASH		140.00		
107738	6/19/2012	76	BUILDERS SUPPLY CO INC		36.41		
107739	6/19/2012	2625	CARDMEMBER SERVICE-ELAN		.00	**CLEARED** **VOIDED**	
107740	6/19/2012	2625	CARDMEMBER SERVICE-ELAN		.00	**CLEARED** **VOIDED**	
107741	6/19/2012	2625	CARDMEMBER SERVICE-ELAN		.00	**CLEARED** **VOIDED**	
107742	6/19/2012	2625	CARDMEMBER SERVICE-ELAN		.00	**CLEARED** **VOIDED**	
107743	6/19/2012	2625	CARDMEMBER SERVICE-ELAN		6,675.43		
107744	6/19/2012	219	CENTURY LINK		37.66		
107745	6/19/2012	152	CITY OF OMAHA		83,783.89		
107746	6/19/2012	3815	CIVIC PLUS		12,810.00		
107747	6/19/2012	1346	COSGRAVE COMPANY		94.00		
107748	6/19/2012	2158	COX COMMUNICATIONS		192.85		
107749	6/19/2012	23	CUMMINS CENTRAL POWER LLC #410		547.89		
107750	6/19/2012	3136	D & D COMMUNICATIONS		1,177.83		
107751	6/19/2012	270	DECOSTA SPORTING GOODS		68.00		
107752	6/19/2012	3793	DEIML, KEITH		120.00		
107753	6/19/2012	77	DIAMOND VOGEL PAINTS		518.67		
107754	6/19/2012	2149	DOUGLAS COUNTY SHERIFF'S OFC		50.00		
107755	6/19/2012	364	DULTMEIER SALES & SERVICE		76.83		
107756	6/19/2012	159	DXP ENTERPRISES INC		10.88		
107757	6/19/2012	3334	EDGEWEAR SCREEN PRINTING		.00	**CLEARED** **VOIDED**	
107758	6/19/2012	3334	EDGEWEAR SCREEN PRINTING		1,250.25		

BANK NO	BANK NAME						
CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
107759	6/19/2012	475	ELLIOTT EQUIPMENT COMPANY	416.04			
107760	6/19/2012	3230	FAGIN, KAREN	211.95			
107761	6/19/2012	562	FARQUHAR, MIKE	550.00			
107762	6/19/2012	1245	FILTER CARE	100.80			
107763	6/19/2012	4035	FLORATINE CENTRAL TURF PRODS	461.00			
107764	6/19/2012	3415	FOCUS PRINTING	75.00			
107765	6/19/2012	3705	FUTUREWARE DISTRIBUTING INC	275.00			
107766	6/19/2012	1344	GALE	72.72			
107767	6/19/2012	53	GCR TIRE CENTERS	753.97			
107768	6/19/2012	1660	GODFATHER'S PIZZA	105.08			
107769	6/19/2012	164	GRAINGER	124.00			
107770	6/19/2012	285	GRAYBAR ELECTRIC COMPANY INC	594.68			
107771	6/19/2012	385	GREAT PLAINS ONE-CALL SVC INC	361.48			
107772	6/19/2012	3885	GROSSENBACHER BROTHERS INC	225.00			
107773	6/19/2012	1744	HEARTLAND AWARDS	69.25			
107774	6/19/2012	3657	HEARTLAND PAPER	642.00			
107775	6/19/2012	797	HOBBY LOBBY STORES INC	52.67			
107776	6/19/2012	2888	HOME DEPOT CREDIT SERVICES	355.82			
107777	6/19/2012	898	HOOK-FAST SPECIALTIES INC	236.57			
107778	6/19/2012	3513	HUSKER MIDWEST PRINTING	129.24			
107779	6/19/2012	1151	ICMA-INTL CITY/COUNTY MANAGE	1,029.68			
107780	6/19/2012	1498	INDUSTRIAL SALES COMPANY INC	157.88			
107781	6/19/2012	1896	J Q OFFICE EQUIPMENT INC	1,362.78			
107782	6/19/2012	2394	KRIHA FLUID POWER CO INC	77.22			
107783	6/19/2012	4330	LARSEN SUPPLY COMPANY	34.66			
107784	6/19/2012	942	LIBRA INDUSTRIES INC	56.64			
107785	6/19/2012	3138	LIBRARY STORE INC	759.60			
107786	6/19/2012	1573	LOGAN CONTRACTORS SUPPLY	255.67			
107787	6/19/2012	2664	LOU'S SPORTING GOODS	102.46			
107788	6/19/2012	4560	LOWE'S CREDIT SERVICES	119.21			
107789	6/19/2012	919	MARTIN MARIETTA AGGREGATES	140.06			
107790	6/19/2012	877	MATHESON TRI-GAS INC	117.69			
107791	6/19/2012	98	MICHAEL TODD AND COMPANY INC	29.80			
107792	6/19/2012	1526	MIDLANDS LIGHTING & ELECTRIC	164.52			
107793	6/19/2012	2299	MIDWEST TAPE	478.11			
107794	6/19/2012	4717	NATIONAL SIGN AND SIGNAL CO	181.23			
107795	6/19/2012	3350	NEBRASKA IOWA SUPPLY	18,432.10			
107796	6/19/2012	479	NEBRASKA LIBRARY COMMISSION	100.00			
107797	6/19/2012	440	NMC EXCHANGE LLC	62.90			
107798	6/19/2012	408	NOBBIES INC	274.12			
107799	6/19/2012	179	NUTS AND BOLTS INCORPORATED	403.76			
107800	6/19/2012	1831	O'REILLY AUTOMOTIVE STORES INC	832.12			
107801	6/19/2012	1014	OFFICE DEPOT INC	544.71			
107802	6/19/2012	195	OMAHA PUBLIC POWER DISTRICT	.00	**CLEARED**	**VOIDED**	
107803	6/19/2012	195	OMAHA PUBLIC POWER DISTRICT	.00	**CLEARED**	**VOIDED**	
107804	6/19/2012	195	OMAHA PUBLIC POWER DISTRICT	46,706.58			
107805	6/19/2012	46	OMAHA WORLD HERALD COMPANY	8,263.00			
107806	6/19/2012	167	OMNI	809.91			
107807	6/19/2012	109	OMNIGRAPHICS INC	81.85			
107808	6/19/2012	3935	ORIENTAL TRADING COMPANY	141.93			
107809	6/19/2012	3039	PAPILLION SANITATION	304.11			
107810	6/19/2012	976	PAPILLION TIRE INCORPORATED	268.98			
107811	6/19/2012	2686	PARAMOUNT LINEN & UNIFORM	329.16			

BANK NO BANK NAME

CHECK NO	DATE	VENDOR NO VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
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107812	6/19/2012	569 PAUL CONWAY SHIELDS	489.46
107813	6/19/2012	1769 PAYLESS OFFICE PRODUCTS INC	57.29
107814	6/19/2012	4729 PAYROLL MAXX	2,550.00
107815	6/19/2012	709 PEPSI COLA COMPANY	669.60
107816	6/19/2012	4037 PERFORMANCE FORD	5.24
107817	6/19/2012	1821 PETTY CASH-PAM BUETHE	167.63
107818	6/19/2012	4723 PIGMAN, MIKE	500.00
107819	6/19/2012	1784 PLAINS EQUIPMENT GROUP	190.86
107820	6/19/2012	4165 POC FUND	150.00
107821	6/19/2012	3090 REGAL AWARDS OF DISTINCTION	330.66
107822	6/19/2012	4721 RENO A & E	204.50
107823	6/19/2012	2930 REPUBLIC NATIONAL DISTR CO LLC	171.93
107824	6/19/2012	3774 RETRIEVEX	85.11
107825	6/19/2012	1783 RON TURLEY ASSOCIATES INC	950.00
107826	6/19/2012	4133 ROTELLA'S ITALIAN BAKERY	94.32
107827	6/19/2012	292 SAM'S CLUB	1,614.85
107828	6/19/2012	487 SAPP BROS PETROLEUM INC	441.00
107829	6/19/2012	738 SIGN IT	76.00
107830	6/19/2012	4720 SLIDE CARE LLC	216.73
107831	6/19/2012	4398 SOCCER INTERNATIONALE	20.00
107832	6/19/2012	3069 STATE STEEL OF OMAHA	294.91
107833	6/19/2012	3577 STATE TROOPERS ASSN OF NEBR	150.00
107834	6/19/2012	2634 STERIL MANUFACTURING CO	100.00
107835	6/19/2012	4131 STERLING DISTRIBUTING COMPANY	134.20
107836	6/19/2012	879 STETSON BUILDING PRODUCTS INC	255.00
107837	6/19/2012	4335 STOLTENBERG NURSERIES	715.00
107838	6/19/2012	4363 STOVER, BOB	910.00
107839	6/19/2012	3795 SUN COUNTRY DISTRIBUTING LTD	22.55
107840	6/19/2012	2040 UPBEAT INCORPORATED	174.84
107841	6/19/2012	809 VERIZON WIRELESS	438.88
107842	6/19/2012	3413 VERNON COMPANY	984.61
107843	6/19/2012	766 VIERREGGER ELECTRIC COMPANY	450.00
107844	6/19/2012	78 WASTE MANAGEMENT NEBRASKA	1,963.51
107845	6/19/2012	4718 WICHITA HEATING & COOLING INC	46.35
107846	6/19/2012	968 WICK'S STERLING TRUCKS INC	246.19
107847	6/19/2012	4540 WOWT	1,800.00

BANK TOTAL	462,234.55
OUTSTANDING	462,234.55
CLEARED	.00
VOIDED	.00

FUND	TOTAL	OUTSTANDING	CLEARED	VOIDED
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01	GENERAL FUND	107,904.80	107,904.80	.00	.00
02	SEWER FUND	97,558.07	97,558.07	.00	.00
03	ECONOMIC DEVELOPMENT B.G.	134,024.00	134,024.00	.00	.00
05	CONSTRUCTION	100,245.30	100,245.30	.00	.00
08	LOTTERY FUND	16,696.88	16,696.88	.00	.00
09	GOLF COURSE FUND	5,007.29	5,007.29	.00	.00
15	OFF-STREET PARKING	798.21	798.21	.00	.00

APCHCKRP
09.29.11

Fri Jun 15, 2012 1:01 PM

City of LaVista
ACCOUNTS PAYABLE CHECK REGISTER

OPER: AKH

PAGE 4

BANK NO BANK NAME

CHECK NO DATE

VENDOR NO VENDOR NAME

CHECK AMOUNT

CLEARED

VOIDED

MANUAL

REPORT TOTAL	462,234.55
OUTSTANDING	462,234.55
CLEARED	.00
VOIDED	.00
+ Gross Payroll 6/8/12	263,686.70
GRAND TOTAL	<u>\$725,921.25</u>

APPROVED BY COUNCIL MEMBERS 6/19/12

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

Memorandum



To: Mayor and Council
CC: Brenda Gunn, Rita Ramirez
From: Pam Buethe *(Signature)*
Date: 06/15/2012
Re: Consent Agenda Item A5 – Application for manager – Chili's Grill & Bar

This is the manager application for Charles Layne, who is the manager of Chili's Grill & Bar.

All this agenda item would require is a motion to approve the manager application for Charles Layne and therefore it has been placed on the Consent Agenda.

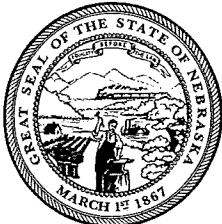
Please contact me with any questions.

LA VISTA POLICE DEPARTMENT INTEROFFICE MEMORANDUM

TO: PAM BUETHE, CITY CLERK
FROM: BOB LAUSTEN, POLICE CHIEF
SUBJECT: LOCAL BACKGROUND- LIQUOR LICENSE- MANAGER
CHILI'S
DATE: 6/12/2012
CC:

The police department conducted a check of computerized records on the applicant, Charles Layne, for criminal conduct in Sarpy and Douglas in reference to the Manager application.

Layne was convicted of 1st offense DUI in 2002 in Douglas County. He was fined and received probation.



Dave Heineman
Governor

June 7, 2012

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

RE: Chili's Grill & Bar
LICENSE #I-86128

STATE OF NEBRASKA

NEBRASKA LIQUOR CONTROL COMMISSION

Robert B. Rupe
Executive Director

301 Centennial Mall South, 5th Floor
P.O. Box 95046
Lincoln, Nebraska 68509-5046
Phone (402) 471-2571
Fax (402) 471-2814 or (402) 471-2374
TRS USER 800 833-7352 (TTY)
web address: <http://www.lcc.ne.gov/>

Dear Clerk:

Enclosed is a copy of a manager application for Charles Layne in connection with Chili's Grill & Bar located in LaVista.

Please present this application for manager to your City/Village Council or County Commissioners and send us the results of their action.

Sincerely,

A handwritten signature in cursive script that reads "Jacqueline Rodriguez".

Jacqueline Rodriguez
Licensing Division
NEBRASKA LIQUOR CONTROL COMMISSION
402-471-2572

encl.

Janice M. Wiebusch
Commissioner

Robert Batt
Chairman

William F. Austin
Commissioner

**MANAGER APPLICATION
INSERT - FORM 3c**

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

Office Use

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MAY 16 2012

**NEBRASKA LIQUOR
CONTROL COMMISSION**

JR

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

- 1) Must be a citizen of the United States
- 2) Must be a Nebraska resident (Chapter 2 – 006) and must provide proof of voter registration in the State of Nebraska
- 3) Must provide a copy of one of the following: state issued US birth certificate, naturalization paper or US passport
- 4) Must submit fingerprints (unless a non-participating spouse) (2 cards per person) and fees of \$38 per person, made payable to Nebraska State Patrol
- 5) Must be 21 years of age or older
- 6) May be required to take a training course

Corporation/LLC information

Name of Corporation/LLC: MMG Nebraska F&B Inc

Premise information

Premise License Number: I- 86128

(if new application leave blank)

Premise Trade Name/DBA: Chili's Grill & Bar

Premise Street Address: 7865 S 84th St

City: LaVista State: NE Zip Code: 68128

Premise Phone Number: 402-592-4900

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

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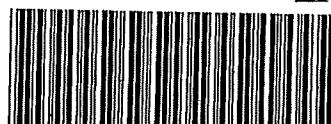


CORPORATE OFFICER/MANAGING MEMBER SIGNATURE
(Faxed signatures are acceptable)

**NEBRASKA LIQUOR
CONTROL COMMISSION**

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Form 103
Rev 11/2012
Page 2 of 5



1200011062

MAY 16 2012

**NEBRASKA LIQUOR
CONTROL COMMISSION**

Manager's information must be completed below - PLEASE PRINT CLEARLY

Gender: MALE FEMALE

Last Name: Cayne First Name: Charles MI: S.

Home Address (include PO Box if applicable): 8701 N. 153rd St.

City: Bennington County: Douglas Zip Code: 68007

Home Phone Number: 402-880-3547 Business Phone Number: 402-333-6303

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

Date Of Birth: 8/9/77 Place Of Birth: Des Moines, IA

Are you married? If yes, complete spouse's information. Box 11a spouse's initial has been submitted

YES

NO

Spouse's Information

Spouses Last Name: Cayne First Name: Emily MI: J

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

Date Of Birth: _____ Place Of Birth: Pure, SD

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

APPLICANT

SPOUSE

CITY & STATE	YEAR FROM	YEAR TO	CITY & STATE	YEAR FROM	YEAR TO
Omaha/Bennington, NE	2002	Now	Omaha/Bennington, NE	2004	Now
Sioux Falls, SD	2001	2002	Sioux Falls, SD	1999	2004
Sioux City, IA	1998	2001			

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Rev 11/2012
Page 3 of 5

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JUN 5 2012

NEBRASKA LIQUOR
CONTROL COMMISSION

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MAY 16 2012

NEBRASKA LIQUOR
CONTROL COMMISSION

YEAR FROM TO		NAME OF EMPLOYER	NAME OF SUPERVISOR	TELEPHONE NUMBER
2000	Now	Chilis	Jeff Jones	402-333-6303
1998	2000	Marfield	Dennis Rose	Business Closed

Home Office
972-966-2221

1. READ CAREFULLY. ANSWER COMPLETELY AND ACCURATELY. Must be completed by both applicant and spouse, unless spouse has filed an affidavit of non-participation.

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

YES NO

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

Name of Applicant	Date of Conviction (mm/yyyy)	Where Convicted (city & state)	Description of Charge	Disposition
Charles Layne	10/1995	Des Moines IA	Concealed weapon	Fine Paid
Charles Layne	12/1999	Sioux City IA	Tres passing	Fine Paid
Charles Layne	10/2001	Sioux City IA	Tres passing	Fine Paid
Charles Layne	11/2002	Omaha, Ne	D.U.I.	Closed, Fine Pd.
Emily Layne	07/1996	Spencer, SD	M.I.P.	Paid fines

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

YES NO

IF YES, list the name of the premise.

Chilis → 3202 S. 143rd Plg Omaha Ne

68144

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

YES NO

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

YES NO

5. List any alcohol related training and/or experience (when and where).

Responsible Alcohol → on line through chilis

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Form 103
Rev 11/2012
Page 4 of 5

JUN 5 2012
NEBRASKA LIQUOR
CONTROL COMMISSION

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NEBRASKA LIQUOR
CONTROL COMMISSION



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

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

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

Charles S. Layne

Signature of Manager Applicant

E. Layne

Signature of Spouse

ACKNOWLEDGEMENT

State of Nebraska
County of Dallas

May 15, 2012

date

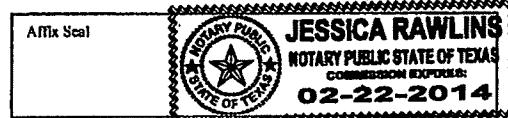
The foregoing instrument was acknowledged before me this

by Charles Layne

name of person acknowledged

Jessica Rawlins

Notary Public signature



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

Form 103
Rev 11/2012
Page 5 of 5

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MAY 16 2012

NEBRASKA LIQUOR
CONTROL COMMISSION

RECEIVED

JUN 5 2012

NEBRASKA LIQUOR
CONTROL COMMISSION

**SPOUSAL AFFIDAVIT OF
NON PARTICIPATION INSERT**

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

Office Use

RECEIVED

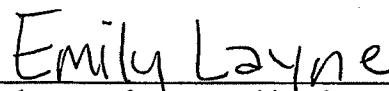
JUN 5 2012

NEBRASKA LIQUOR
CONTROL COMMISSION

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



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



Printed name of spouse asking for waiver

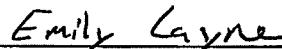
State of Nebraska

County of Douglas

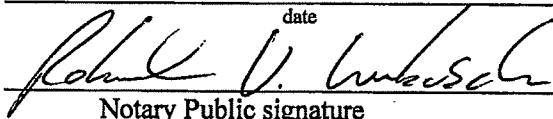
5-29-2012

date

by

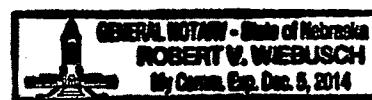


name of person acknowledged

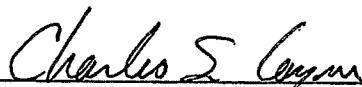
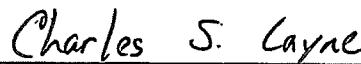


Notary Public signature

Affix Seal



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

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

Printed name of applying individual

State of Nebraska

County of Douglas

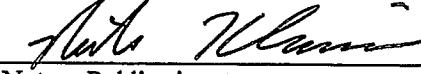
5/31/12

date

by

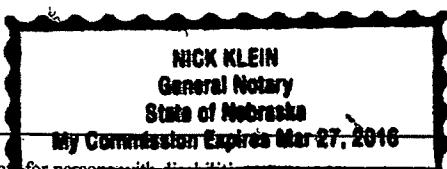


name of person acknowledged

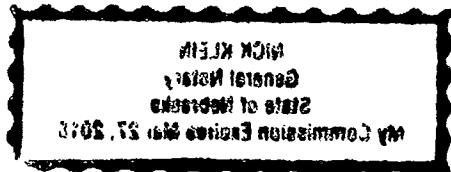
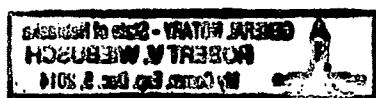


Notary Public signature

Affix Seal



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





Douglas County Election Commission

225 North 115th Street • Omaha, Nebraska 68154

DAVE PHIPPS, ELECTION COMMISSIONER

STATE OF NEBRASKA } SS
COUNTY OF DOUGLAS }

I, DAVE PHIPPS, Election Commissioner of Douglas County, Nebraska, do certify that Charles S Layne now residing at 8701 N 153rd St, Bennington, Nebraska 68007 registered for voting in this office on October 14, 2009 stating under oath that he was born in Des Moines, Iowa and giving his birth date as August 9, 1977.

In testimony whereof, I have hereunto set my hand and caused to be affixed hereto, the seal of this office, in the City of Omaha, County of Douglas, State of Nebraska, this 13th day of April, 2012.

DAVE PHIPPS
Election Commissioner of
Douglas County, Nebraska

(Seal)

By Rachel Kinnan

NEBRASKA LIQUOR
CONTROL COMMISSION

MAY 16 2012

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Deputy

RECEIVED

JUN 5 2012

NEBRASKA LIQUOR
CONTROL COMMISSION

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
JUNE 19, 2012 AGENDA

Subject:	Type:	Submitted By:
APPLICATION FOR REPLAT AND SUBDIVISION AGREEMENT APPROVAL— LOTS 1 - 3, MAYFAIR 2 ND ADD. REPLAT FIVE (NW OF 96 TH & GILES)	◆ RESOLUTION ORDINANCE RECEIVE/FILE	ANN BIRCH COMMUNITY DEVELOPMENT DIRECTOR

SYNOPSIS

Resolutions have been prepared to approve a replat application and subdivision agreement for Lots 1 thru 3, Mayfair 2nd Addition Replat Five (a replat of Lot 1, Mayfair 2nd Addition Replat Three), generally located northwest of 96th Street and Giles Road. *Staff is requesting the public hearing be continued to the July 3, 2012 Council meeting.*

FISCAL IMPACT

None.

RECOMMENDATION

Continue public hearing to July 3, 2012 City Council Meeting.

BACKGROUND

Resolutions have been prepared to approve a replat application and subdivision agreement for Lots 1 thru 3, Mayfair 2nd Addition Replat Five, generally located northwest of 96th Street and Giles Road. The application was submitted by Buland Group Construction on behalf of the property owner, L&B Properties, LLC. The property is currently zoned C-1, Shopping Center Commercial, with the Gateway Corridor Overlay District. The property is currently vacant; proposed Lot 2 is anticipated to be developed as a child care center.

A subdivision agreement has been prepared and details the responsibilities of the parties including access to the development, construction of sanitary sewers, sidewalks and other improvements. This document is currently under review and will be addressed prior to the City Council meeting.

Staff is requesting a continuance of the public hearing to the July 3, 2012 Council meeting. The applicant has submitted the final exhibits to the subdivision agreement however staff needs additional review time.

On April 19, 2012, the Planning Commission unanimously recommended approval of the proposed replat to Council subject to the conditions as noted in the staff report.

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
JUNE 19, 2012 AGENDA

Subject:	Type:	Submitted By:
RIGHT-OF-WAY VACATION & CONVEYANCE — SOUTH SIDE OF HARRISON, EAST OF 83 RD STREET	RESOLUTION ◆ ORDINANCE RECEIVE/FILE	ANN BIRCH COMMUNITY DEVELOPMENT DIR.

SYNOPSIS

On April 3, 2012, the Council adopted Ordinance No. 1170 for the vacation and conveyance of a portion of unused public right-of-way on the south side of Harrison Street, adjacent to Lot 1282-D1, La Vista, located east of 83rd Street. **It was recently noted however that the incorrect ordinance was published. In order to rectify this situation, staff recommends the previous ordinance be repealed, a new ordinance adopted, and the publication process be conducted again.**

FISCAL IMPACT

Harrison Street was constructed using 80% Federal Highway Administration funding and 20% local match. Any proceeds from the sale of the right-of-way must be split with 80% being refunded to the State. The City will keep the other 20%, estimated to be \$5,314.60.

RECOMMENDATION

Approval.

BACKGROUND

The City of La Vista received a request by Nebraska CVS Pharmacies, LLC, to vacate a portion of the Harrison Street right-of-way (approximately 4,599 square feet) which is adjacent to Lot 1282-D1, La Vista. The developers of CVS/Parsley Place (Nebraska CVS Pharmacies, LLC) have also requested the ability to purchase the parcel, and intend to construct a multi-tenant project directory sign on the property. If approved, the vacation and conveyance of this part of the Harrison Street right-of-way would be subject to compliance with the following:

1. Easements to all existing utilities shall remain;
2. The pavement subsurface pipes that were constructed and terminate at about the proposed right-of-way acquisition line shall remain in place;
3. Reimbursement to the Federal Highway Administration for monies expended in acquiring the right-of-way;
4. CVS shall use the property for the sole purpose of constructing and maintaining a project directory sign and such sign shall be approved by the City. Specifically, subparagraph "b" identifies the project directory sign and gives the City Administrator authority to define the number of businesses to be colocated on the sign with CVS, with the actual businesses ultimately listed determined by negotiation

of CVS and the businesses. The provision will provide area businesses an opportunity to negotiate for space on the sign. (Note: The City may also require as a condition of closing on the parcel an updated signage plan from CVS regarding its intentions with respect to other businesses to be listed on the sign, including evidence of binding agreements between CVS and area businesses that have been identified to colocate on the sign); and

5. CVS shall grant an easement to Professional Mortuary Services, Inc. (Bethany Funeral Home) to maintain their irrigation system and CVS shall maintain the lawn at the current level.

An appraisal and a review appraisal of the property was completed and submitted to the Right-of-Way Division of the Nebraska Department of Roads for approval. Their approval has been received subject to splitting the proceeds of the sale, with 80% being refunded to the State and 20% to be retained by the City. Attached is a letter from John Kottmann, City Engineer, summarizing the value of the parcel based on the appraisals and adjusting for expenses incurred by the applicant and the City.

An ordinance has been prepared to vacate and convey that portion of the Harrison Street right-of-way as shown on Exhibit A. A notice of the sale and the terms of the sale, Exhibit B, will then be published for three consecutive weeks in the newspaper. A remonstrance can be filed against the sale of the property if at least 30% of the electors voting in the last City election sign the remonstrance. A remonstrance against the sale must be filed within 30 days after the passage and publication of the ordinance. If a remonstrance is not filed, the City will prepare a deed in which the City quitclaims its interest in the vacated right-of-way to Nebraska CVS Pharmacy, LLC.

The property owner adjoining this portion of right-of-way, Professional Mortuary Services, Inc., dba Bethany Funeral Home at 8201 Harrison Street, had been notified by staff on two previous occasions of this proposed right-of-way vacation and sale. At the March 6th Council meeting, a representative of the applicant, CVS Pharmacies, was asked to contact the funeral home and discuss signage issues. A representative for CVS was in contact with Paul Matukewicz at Bethany Funeral Home and had provided a drawing (see Exhibit C) showing the proposed sign location in relationship to the funeral home monument sign. The irrigation system and maintenance of the property was also discussed.

Exhibit C to the ordinance has been modified to be consistent with the sign permit application submitted by the applicant. The sign location is in conformance with the requirements of the Zoning Ordinance however it is proposed to be located on the west side of the water line; the previous exhibit identified the location as on the east side of the water line.

ORDINANCE NO. _____

AN ORDINANCE TO AMEND ORDINANCE NO. 1170 VACATING, AND RESERVING AND RETAINING TITLE IN THE CITY TO, AND DIRECTING THE SALE AND CONVEYANCE OF, A PART OF HARRISON STREET RIGHT-OF-WAY LOCATED IN THE NW ¼ OF SECTION 14, TOWNSHIP 14 NORTH, RANGE 12 EAST OF THE 6TH P.M., SARPY COUNTY, NEBRASKA; TO REPEAL ORDINANCE NO. 1170 AS ORIGINALLY ADOPTED; AND TO PROVIDE AN EFFECTIVE DATE HEREOF.

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

I. That Ordinance No. 1170 is hereby amended to read as follows:

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

Section 2. Upon request and payment of adequate consideration and such administrative costs and fees incurred by the City in connection with the vacation, sale and conveyance of the Property, the City shall provide a quitclaim deed selling and conveying the Property to Nebraska CVS Pharmacy, L.L.C. ("CVS"), subject to the rights, conditions and limitations set forth in this Section 2 below, and in accordance with the manner and terms of conveyance specified in Exhibit B attached hereto and incorporated herein by this reference, which rights, conditions, limitations, manner and terms are hereby deemed to be in the best interests of the City; and all of which rights, conditions, limitations, manner and terms shall continue in perpetuity and be binding on CVS and all successors or assigns of CVS or the Property.

- a. In addition to any reserved rights provided elsewhere in this Ordinance or in any document or instrument of conveyance or under applicable law, the following rights, conditions and limitations shall be reserved in perpetuity to the City of La Vista with respect to the Property:
 - i. the right to maintain, operate, repair, replace, extend and renew sewers and other improvements now existing in, on, over, under or across the Property and in the future to construct, maintain, repair, replace, extend and renew additional or other sewers and improvements;
 - ii. the right to authorize public utilities, cable television companies and other persons, systems or services to construct, maintain, repair, replace, renew, extend and operate now or hereafter installed water mains and gas mains, poles, lines, conduits, equipment and appurtenances above, in, on, over, across or below the surface of the ground for the purpose of serving the general public or abutting property;
 - iii. the right to authorize such connections or branch lines as may be ordered, desired or permitted by the City or such other utility, person, system or service; and
 - iv. the right to enter upon the Property to accomplish the above and any related or similar purposes at any and all times.
- b. Due to unique dimensions of the Property and its proximity adjacent to public right of way, and CVS's representation of a desire to acquire the Property for the sole purpose of locating and maintaining a Project Directory Sign (as defined in the City of La Vista Zoning Ordinance), CVS and the City are in agreement that the Property shall be conveyed to CVS for the following purposes:
 - i. CVS shall construct, maintain and use a Project Directory Sign on the Property at the location specified in Exhibit C attached hereto and incorporated herein by reference;
 - ii. The sign shall be designed, constructed and used in accordance with all applicable laws, rules and regulations;

iii. The design and layout of the sign, vicinity covered by the sign, and the number of businesses within the vicinity to be colocated and listed on the sign with CVS, shall be subject to approval of the City Administrator, and the actual businesses ultimately listed on the sign shall be determined by reasonable, good faith negotiations between CVS and said businesses; and

iv. The remainder of the Property that is not used for the Project Directory Sign shall continue to be maintained as a lawn, as existing at closing, and for no other purposes.

("Permitted Purposes").

CVS shall take title to the Property subject to the Permitted Purposes, and after closing on the Property, CVS shall use the Property exclusively for the Permitted Purposes and for no other purposes. In addition to, and not in limitation of the foregoing, CVS at all times shall maintain or contract for the maintenance of the lawn on the Property in a healthy, clean, neat and trim manner, condition and appearance that is at or above the level, manner, condition and appearance in effect upon closing.

- c. An irrigation system serves a tract of land owned by Professional Mortuary Services, Inc. adjacent to the east of the Property, which irrigation system is partly located in, on, over, under, across or below the surface of the Property ("Irrigation System"). Professional Mortuary Services, Inc., its successors and assigns shall have an easement for the present and future location, maintenance, operation, replacement, repair and renewal of said Irrigation System in, on, over, under, across or below the surface of the Property, and to enter upon the Property from time to time to exercise the rights granted by said easement. In addition, if any part of the Irrigation System is damaged, destroyed or rendered inoperable by any negligence, act or omission of CVS, CVS agrees to immediately repair, replace and restore said part and the Irrigation System to good and working condition and repair.
- d. All or any vegetation now or hereafter upon the Property, including, but not limited to, lawns, trees, shrubs and crops, and all or any improvements and structures now or hereafter upon the Property, including, but not limited to, buildings, walls, fences, drives, paving, signs and walks, may be damaged or removed by or as authorized by the City as necessary or appropriate in the exercise of the rights herein reserved without any requirement of restoration or compensation to any person.

Such conveyance shall be executed by the Mayor and City Clerk, who are hereby authorized to take such action.

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

II. This ordinance shall repeal ordinance number 1170 as previously adopted.

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

PASSED AND APPROVED THIS 19TH DAY OF JUNE, 2012.

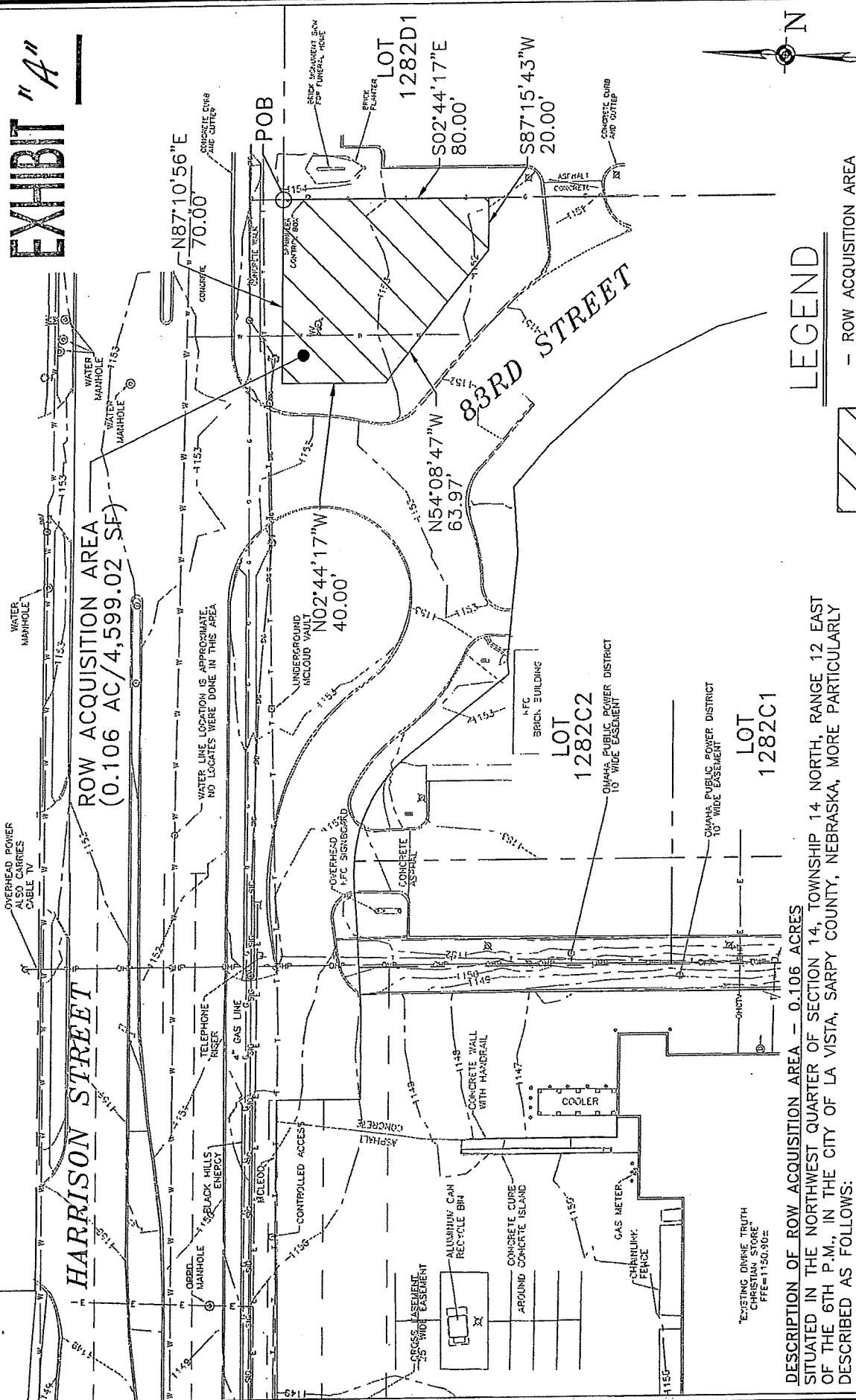
CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

EXHIBIT "A"



"EXISTING DIVINE TRUTH
CHRISTIAN STORE"
FEE = 150.90£

DESCRIPTION OF ROW ACQUISITION AREA - 0.106 ACRES
SITUATED IN THE NORTHWEST QUARTER OF SECTION 14, TOWNSHIP 14 NORTH, RANGE 12 EAST
OF THE 6TH P.M., IN THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, MORE PARTICULARLY
DESCRIBED AS FOLLOWS:
BEGINNING AT THE NORTHWEST CORNER OF LOT 1282D1 LA VISTA, SARPY COUNTY, NEBRASKA;

AND A POINT IN THE SOUTH RIGHT OF WAY LINE OF HARRISON STREET, THENCE ALONG THE WEST LINE OF SAID LOT 1282D1 AND THE EAST RIGHT OF WAY LINE OF 83RD STREET, S02°44'17"E FOR 80.00 FEET; THENCE LEAVING SAID WEST LINE OF LOT 1282D1 AND THE EAST RIGHT OF WAY LINE OF 83RD STREET, S87°15'43" FOR 20.00'; THENCE N54°08'47"W FOR 63.9 FEET; THENCE N02°44'17"W FOR 40.00 FEET; THENCE N87°10'56"E FOR 70.00 FEET TO THE POINT OF BEGINNING CONTAINING 4,599.02 SQUARE FEET OR 0.106 ACRES MORE OR LESS.

SEC - HARRISON ST & 83RD ST

LAVISIA. NEBRASKA BROW ACQUISITION EXHIBIT

JUNE 1, 2011

LEGEND

— ROW ACQUISITION AREA

SEC - HARRISON ST & 83RD ST

EXHIBIT "B"

MANNER AND TERMS OF SALE

Manner of Sale: Quitclaim Deed from City to Nebraska CVS Pharmacy, L.L.C. vacated right-of-way, with reservation of easements and other rights.

Terms of Sale:

- 1) Legal Description: BEGINNING AT THE NORTHWEST CORNER OF LOT 1282D1, LA VISTA, SARPY COUNTY, NEBRASKA, AND A POINT IN THE SOUTH RIGHT OF WAY LINE OF HARRISON STREET, THENCE ALONG THE WEST LINE OF SAID LOT 1282D1 AND THE EAST RIGHT OF WAY LINE OF 83RD STREET, S02°44'17"E FOR 80.00 FEET; THENCE LEAVING SAID WEST LINE OF LOT 1282D1 AND THE EAST RIGHT OF WAY LINE OF 83RD STREET, S87°15'43" FOR 20.00'; THENCE N54°08'47"W FOR 63.97 FEET; THENCE N02°44'17"W FOR 40.00 FEET; THENCE N87°10'56"E FOR 70.00 FEET TO THE POINT OF BEGINNING CONTAINING 4,599.02 SQUARE FEET OR 0.106 ACRES MORE OR LESS.
- 2) Consideration to be paid to City: \$26,573 (Appraised at \$36,972 less \$1,800 paid to City for cost of appraisal, \$900 paid to City of cost or review appraisal, \$2,000 for platting expense, and \$5,519 paid to City for administrative fees), plus legal and advertising fees.
- 3) Method of Payment: Cash at closing.
- 4) Closing Date: As parties may agree.
- 5) Purchaser: Nebraska CVS Pharmacy, L.L.C.

CVS
pharmacy

Design #

12-0125r4

Sheet 5 of 10

Client

CVS/pharmacy #2741

Address

SEC 84th St & Harrison St

La Vista, NE

Account Rep.

WLF / DH

Designer

KMc

Date

1-18-12

Approval / Date

Client

Sales

Estimating

Art

Engineering

Landlord

Revision / Date

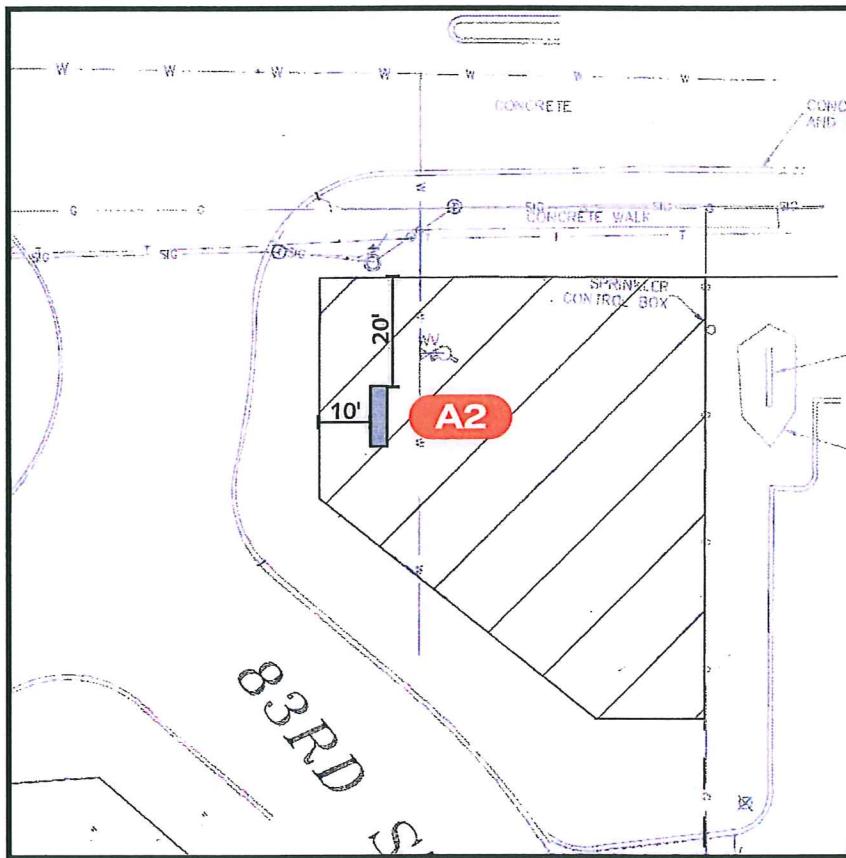
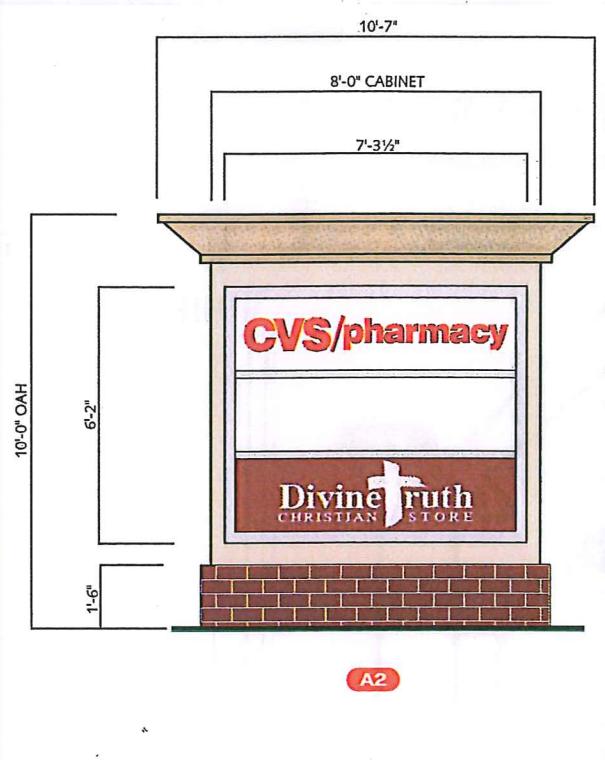
R1 KMc 3/15/12

R2 KMc 3/16/12

R3 KMc 5/10/12

R4 KMc 6/4/12

EXHIBIT "C"



 **Chandler Signs**

www.chandlersigns.com

3201 Manor Way Dallas, TX 75235
214-902-2000 Fax 214-902-2044

12104 Valiant, San Antonio, TX 78216
210-349-3804 Fax 210-349-8724

2420 Vista Way Ste. 200
Oceanside, CA 92054
760-967-7003 Fax 760-967-7033

750 E. Hwy. 24 - Bldg. 2 Ste. 200
Woodland Park, CO 80863
719-687-2507 Fax 719-687-2504

P.O. Box 43123 Louisville, KY 40253

502-489-3660 Fax 502-254-3843

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**FINAL ELECTRICAL
CONNECTION
BY CUSTOMER**



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CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
JUNE 19, 2012 AGENDA

Subject:	Type:	Submitted By:
AMEND MUNICIPAL CODE CHAPTER 72: PARKING REGULATIONS	◆ RESOLUTION ◆ ORDINANCE ◆ RECEIVE/FILE	JOHN KOTTMANN CITY ENGINEER/ASSISTANT PUBLIC WORKS DIRECTOR

SYNOPSIS

An ordinance has been prepared to amend Chapter 72: Parking Regulations of the Municipal Code to clarify No Parking zones, restrict parking on arterial streets, and establish parking regulations on cul-de-sacs.

FISCAL IMPACT

None.

RECOMMENDATION

Approval

BACKGROUND

The language in Article 72.16 was difficult to interpret and has been revised for clarity.

There have been issues with vehicles parking on arterial streets, primarily Giles Road in the Southport West area creating safety hazards and maintenance problems. Article 72.26 has been added to make it clear that parking on arterials is prohibited.

Citizen concerns are often received concerning lack of permitted parking on cul-de-sac streets. The revisions include a new Article 72.27 that sets forth parking regulations for all cul-de-sacs. In those instances where additional restriction is necessary, those will be handled on a case-by-case basis.

ORDINANCE NO. _____

AN ORDINANCE TO AMEND CHAPTER 72 OF THE LA VISTA MUNICIPAL CODE REGARDING PARKING REGULATIONS BY AMENDING SECTIONS 72.16 REGARDING MANNER OF PARKING AND 72.24 REGARDING CURRENT LICENSE AND ADDING TWO NEW SECTIONS: 72.26(A) and (B) REGARDING ARTERIAL STREETS AND 72.27 REGARDING CUL DE SACS; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

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

SECTION 1. Section 72.16. Section 72.16 of the La Vista Municipal Code is amended to read as follows:

§ 72.16 MANNER OF PARKING.

It is unlawful to park any vehicle on a street in all zones designated as No Parking zones by the City Council, except in locations where Where parking is permitted and during times when parking is permitted and it shall be in the following manner:

- (A) Parked vehicles shall be parked headed in the direction of lawful traffic movement.
- (B) Parked vehicles shall be parallel with the outside edge of the roadway.
- (C) The side of the parked vehicle located nearest to the curb or edge of the roadway shall be no more than one foot from such curb or edge of the roadway.
- (D) All wheels of the parked vehicle must be on the street surface and no part of any wheel shall be on or over the curb or beyond the edge of the street.
- (E) No vehicle shall park within three feet of another parked vehicle when three or more cars are parked in succession.
- (F) No vehicle shall be parked within three feet of the point at which the end of the apron of any driveway or alley intersects the curb, nor within five feet of the outer edge of any driveway or alley where such driveway or alley intersects the curb without an apron.

SECTION 2. Section 72.24. Section 72.24 of the La Vista Municipal Code is amended to read as follows:

§ 72.24 CURRENT LICENSE.

(A) It shall be unlawful, and it is hereby declared to be a public nuisance as provided in § 70.110, to park or place on the streets, alleys, or other public property any motor vehicle without first securing current annual license plates and registration as provided by law. Properly licensed and registered motor vehicles shall be allowed to be parked or placed on the streets, alleys, or other public property where parking is permitted for a period of not more than 72 consecutive hours.

(B) Standing vehicles are prohibited on the following major roadways within the city: Harrison Street, Giles Road, 66th Street, 84th Street, 96th Street, and 108th Street.

SECTION 3. New Section 72.26. Section 72.26 of the La Vista Municipal Code is hereby added to read as follows:

“§ 72.26 ARTERIAL STREETS.

(A) No vehicles, except official municipal equipment for emergency or maintenance purposes, shall be parked on arterial streets. Arterial streets are identified in the City's Comprehensive Plan."

(B) Arterial Streets identified are: Harrison Street, Giles Road, 66th Street, 96th Street, and 108th Street."

SECTION 4. New Section 72.27. Section 72.27 of the La Vista Municipal Code is hereby added to read as follows:

“§ 72.27 CUL DE SACS.

There shall be no parking within the circular turn-around portion of cul de sac streets and

there shall be no parking on either side of the street within 25 feet of the beginning of the curvature of the pavement for the circular turn-around portion of the pavement. Parking is allowed on one side within the rest of the cul de sac street (the non turn-around portion) unless a No Parking Zone specifically designated by the City Council on both sides of a particular cul de sac. Parking on the rest of the cul de sac is subject to other limitations in this Section such as driveways and intersections."

SECTION 5. Severability Clause. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional or invalid, such unconstitutionality or invalidity shall not affect the validity of the remaining portions of this ordinance. The Mayor and City Council of the City of La Vista hereby declare that it would have passed this ordinance and each section, subsection, sentence clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or invalid.

SECTION 3. Effective Date. This ordinance shall be in full force and effect from and after passage, approval and publication in pamphlet form as provided by law.

PASSED AND APPROVED THIS 19TH DAY OF JUNE, 2012.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

ITEM E

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
JUNE 19, 2012 AGENDA

Subject:	Type:	Submitted By:
AMENDMENT TO POLICE RETIREMENT PLAN	RESOLUTION ◆ ORDINANCE RECEIVE/FILE	PAM BUETHE CITY CLERK

SYNOPSIS

An ordinance has been prepared to amend the retirement plan for police officers incorporating changes made by LB 1082 passed during the last session of the Nebraska State Legislature.

FISCAL IMPACT

N/A

RECOMMENDATION

Approval.

BACKGROUND

During the Nebraska Legislatures 102nd legislative session in 2012 changes were made to the police retirement plan including new vesting and contribution schedules beginning on July 1, 2012 and October 1, 2013 respectively. Some changes made by LB 1082 for changes to federal law were included with prior Plan Amendment No. 1 which was approved by the City council in January 2011.

ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA TO AMEND THE CITY OF LA VISTA POLICE OFFICERS RETIREMENT PLAN AND TRUST, FOR CHANGES IN APPLICABLE STATE LAWS; TO AUTHORIZE THE MAYOR TO EXECUTE DOCUMENTS AND FURTHER ACTIONS; AND TO PROVIDE FOR REPEAL OF CONFLICTING ORDINANCES, SEVERABILITY AND THE EFFECTIVE DATE HEREOF.

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

SECTION 1. Pursuant to Nebraska Statutes, Sections 16-1001 through and including 16-1019 ("Police Retirement Plan Statutes"), the City maintains the City of La Vista Police Officers Retirement Plan and Trust ("Plan"). The City Council is authorized to amend the Plan and an amendment to the Plan has been presented with this Ordinance to incorporate changes made to the Police Retirement Plan Statutes ("Amendment No. 2").

SECTION 2. The City Council hereby adopts and approves Amendment No. 2 for the Plan in form and content presented with this Ordinance.

SECTION 3. The Mayor is hereby authorized to execute said Amendment No. 2 for the Plans and the Mayor or the Mayor's designee from time to time shall take any and all further actions as determined necessary or appropriate to implement said amendment and carry out the actions adopted and approved herein, obtain a determination from the Internal Revenue Service of the affect of said amendment and any other amendments on the qualified status of the Plan under the Internal Revenue Code, if the decision is made to obtain a determination, and otherwise maintain the qualified status of the Plan under the Internal Revenue Code, including, but not limited to, modifying amendments or adopting such further amendments to the Plan as the Mayor or the Mayor's designee determines necessary or advisable.

SECTION 4. All ordinances and parts of ordinances as previously enacted that are in conflict with this Ordinance or any part hereof are hereby repealed.

SECTION 5. If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such unconstitutionality or invalidity shall not affect the validity of the remaining portions of this Ordinance. The Mayor and City Council hereby declare that it would have passed this Ordinance and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or invalid.

SECTION 6. This Ordinance shall be in force and take effect from and after passage, approval and publication as provided by law.

PASSED AND APPROVED THIS 19TH DAY OF JUNE, 2012.

CITY OF LA VISTA, NEBRASKA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

**CITY OF LA VISTA
POLICE OFFICERS RETIREMENT PLAN AND TRUST ("PLAN")**

AMENDMENT NO. 2

**ARTICLE 1
PREAMBLE**

- I **Plan and amendment authority.** The City of La Vista, a Nebraska municipality, ("City" or "Employer") maintains the City of La Vista Police Officers Retirement Plan and Trust pursuant to Neb. Rev. Stat. Sections 16-1001 through 16-1019 and Internal Revenue Code, Sections 401(a) and 501(a), as set forth in the Adoption Agreement and corresponding Basic Municipal Employees Plan and Trust Agreement, ("Plan"), and, in order to incorporate into the Plan certain changes made to applicable Nebraska statute made by LB 1082 (2012), hereby adopts and approves this Amendment No. 2 to the Plan and authorizes the Mayor or his designee to execute it below.
- II **Effective date of Amendment.** Except as otherwise expressly provided below, this Amendment shall be effective April 16, 2012.
- III **Superseding of inconsistent provisions.** This Amendment supersedes the provisions of the Plan to the extent those provisions are inconsistent with the provisions of this Amendment.
- IV **Construction.** Except as otherwise provided in this Amendment, any reference to "Article" or "Section" in this Amendment refers only to articles or sections within this Amendment, and is not a reference to the Plan.
- V **Effect of restatement of Plan.** If the City of La Vista restates the Plan, then this Amendment shall remain in effect after such restatement unless the provisions in this Amendment are restated or otherwise become obsolete.

**ARTICLE 2
APPLICABLE PROVISIONS**

- I **Name of Act.** Neb. Rev. Stat. Sections 16-1001 through 16-1019 shall be known and may be cited as the Police Officers Retirement Act.
- II **Definitions.** Definitions of the following terms found in Section 1.1 of the Basic Municipal Employees Plan and Trust Agreement ("Basic Plan Document") are hereby modified as indicated below.
 - A. The definition of Regular Interest in Section 1.1.31 of the Basic Plan Document is hereby deleted and replaced with the following:

"1.1.31 Regular Interest - The rate of interest earned each calendar year beginning January 1, 1984 which is equal to the rate of net earnings realized for the calendar year from the investments of the Fund. For Fire Plans, the Retirement Committee shall annually report the amount of regular interest earned for each year."
 - B. The definition of Regular Pay for Police Plans in Subsection 1.1.32(a) of the Basic Plan Document is hereby deleted and replaced with the following:

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1.1.32 Regular Pay –

(a) Police Plans - The average Salary of a Participant for the 5 years preceding the date such Participant elects to retire, the five years preceding his or her death, or the 5 years preceding the date of Disability, whichever is earliest, except that for any Participant who retires, dies or becomes disabled after July 15, 1992, Regular Pay shall mean the average Salary of the Participant for the period of 5 consecutive years preceding such elective retirement, death or date of Disability which produces the highest average.”

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III Contributions.

A. Employee Contributions.

(1) Pre-1984 Transfers. Delete Subsection 3.1(c) of the Basic Plan Document and replace it with the following:

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(c) Pre-1984 Contributions. With respect to Police and Fire plans only, an Employee's contributions to a qualified plan of deferred compensation maintained by the City prior to January 1, 1984 shall be transferred to his or her Employee Account without interest unless the City, at the time of the Transfer, credited interest on such contributions.”

(2) Mandatory Employee Contributions. Mandatory Employee Contributions made by regular payroll deduction from each Participant's periodic Salary and picked up by the City and treated as Employer contributions as permitted under Section 414(h) of the Code shall be required as follows:

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(a) *Through September 30, 2013:* Each Participant shall contribute to the Plan a sum equal to six percent (6%) of his or her Salary.

(b) *Beginning October 1, 2013 through September 30, 2015:* Each Participant shall contribute to the Plan a sum equal to six and one-half percent (6 ½ %) of his or her Salary.

(c) *Beginning October 1, 2015:* Each Participant shall contribute to the Plan a sum equal to seven percent (7%) of his or her Salary.

B. Employer (City) Contributions. The City shall contribute to the Employer Account of each Participant a sum equal to 100% of the amounts deducted from the Participant's periodic Salary as Mandatory Employee Contributions.

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IV Distributions.

A. Lump Sum Distributions. Optional benefit forms permitted under the Plan shall include a single lump-sum payment of the Participant's Vested Retirement Value, notwithstanding any provision of the Plan to the contrary limiting lump sum distributions to Participants who have a Retirement Date on or after January 1, 1997.

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B. Minimum Benefit - Pre-1984 Hires. Subsection 7.3.1(a)(i) of the Basic Plan Document is deleted and replaced in its entirety with the following:

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7.3.1 Minimum Retirement Benefits. Participants of Police and Fire Plans, if employed on January 1, 1984 and continuously employed by the City from such date

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through the date of their retirement, shall receive a benefit which, when determined on a Straight Life Annuity basis, shall not be less than:

(a) Police Plan.

(i) 50% of Regular Pay if retirement occurs after reaching 60 years of age and the Participant has completed 25 years of service with the City ~~(or 24 Years of Service if hired prior to November 18, 1965)~~; or"

C. Death in the Line of Duty. The first sentence of Subsection 7.3.2(a) is deleted and replaced by the following:

"(a) Death in the Line of Duty – Police and Fire Plans. A Participant's surviving spouse or minor children shall be paid a benefit of 50% of Regular Pay if the Participant ~~(who, with respect to a Fire Plan, is) participating in a Police or the~~ Fire Plan died in the line of duty or as a result of injuries received while in the line of duty ("Minimum Death Benefit in the Line of Duty")."

D. Vesting.

(1) Employer Accounts: Graded Vesting. Each Participant's Employer Account shall be Vested in accordance with the following schedule:

Through June 30, 2012 <i>(10 Yr Graded)</i>	Beginning July 1, 2012 <i>(7 Yr Graded)</i>
---	---

<u>Less Than 2 years</u>	<u>0 %</u>	<u>0 %</u>
<u>2 years but less than 3 years</u>	<u>0 %</u>	<u>40 %</u>
<u>3 years but less than 4 years</u>	<u>0 %</u>	<u>40 %</u>
<u>4 years but less than 5 years</u>	<u>40 %</u>	<u>60 %</u>
<u>5 years but less than 6 years</u>	<u>50 %</u>	<u>80 %</u>
<u>6 years but less than 7 years</u>	<u>60 %</u>	<u>80 %</u>
<u>7 years but less than 8 years</u>	<u>70 %</u>	<u>100 %</u>
<u>8 years but less than 9 years</u>	<u>80 %</u>	
<u>9 years but less than 10 years</u>	<u>90 %</u>	
<u>10 years or more</u>	<u>100 %</u>	

All Participants shall be 100% Vested upon attainment of age sixty (60) while employed by the City as a police officer.

This amendment is hereby executed this _____ day of _____, 2012.

CITY OF LA VISTA, a Nebraska municipality

By:

Douglas Kindig, Mayor

**CITY OF LA VISTA
POLICE OFFICERS RETIREMENT PLAN AND TRUST (“PLAN”)**

AMENDMENT NO. 2

**ARTICLE 1
PREAMBLE**

- I **Plan and amendment authority.** The City of La Vista, a Nebraska municipality, (“City” or “Employer”) maintains the City of La Vista Police Officers Retirement Plan and Trust pursuant to Neb. Rev. Stat. Sections 16-1001 through 16-1019 and Internal Revenue Code, Sections 401(a) and 501(a), as set forth in the Adoption Agreement and corresponding Basic Municipal Employees Plan and Trust Agreement, (“Plan”), and, in order to incorporate into the Plan certain changes made to applicable Nebraska statute made by LB 1082 (2012), hereby adopts and approves this Amendment No. 2 to the Plan and authorizes the Mayor or his designee to execute it below.
- II **Effective date of Amendment.** Except as otherwise expressly provided below, this Amendment shall be effective April 16, 2012.
- III **Superseding of inconsistent provisions.** This Amendment supersedes the provisions of the Plan to the extent those provisions are inconsistent with the provisions of this Amendment.
- IV **Construction.** Except as otherwise provided in this Amendment, any reference to “Article” or “Section” in this Amendment refers only to articles or sections within this Amendment, and is not a reference to the Plan.
- V **Effect of restatement of Plan.** If the City of La Vista restates the Plan, then this Amendment shall remain in effect after such restatement unless the provisions in this Amendment are restated or otherwise become obsolete.

**ARTICLE 2
APPLICABLE PROVISIONS**

- I **Name of Act.** Neb. Rev. Stat. Sections 16-1001 through 16-1019 shall be known and may be cited as the Police Officers Retirement Act.
- II **Definitions.** Definitions of the following terms found in Section 1.1 of the Basic Municipal Employees Plan and Trust Agreement (“Basic Plan Document”) are hereby modified as indicated below.
 - A. The definition of Regular Interest in Section 1.1.31 of the Basic Plan Document is hereby deleted and replaced with the following:

“1.1.31 **Regular Interest** - The rate of interest earned each calendar year equal to the rate of net earnings realized for the calendar year from the investments of the Fund. For Fire Plans, the Retirement Committee shall annually report the amount of regular interest earned for each year.”
 - B. The definition of Regular Pay for Police Plans in Subsection 1.1.32(a) of the Basic Plan Document is hereby deleted and replaced with the following:

“1.1.32 Regular Pay –

(a) Police Plans - The average Salary of the Participant for the period of 5 consecutive years preceding elective retirement, death or date of Disability which produces the highest average.”

III Contributions.

A. Employee Contributions.

(1) **Pre-1984 Transfers.** Delete Subsection 3.1(c) of the Basic Plan Document and replace it with the following:“

(c) Pre-1984 Contributions. With respect to Fire plans only, an Employee's contributions to a qualified plan of deferred compensation maintained by the City prior to January 1, 1984 shall be transferred to his or her Employee Account without interest unless the City, at the time of the Transfer, credited interest on such contributions.”

(2) **Mandatory Employee Contributions.** Mandatory Employee Contributions made by regular payroll deduction from each Participant's periodic Salary and picked up by the City and treated as Employer contributions as permitted under Section 414(h) of the Code shall be required as follows:

(a) *Through September 30, 2013:* Each Participant shall contribute to the Plan a sum equal to six percent (6%) of his or her Salary.

(b) *Beginning October 1, 2013 through September 30, 2015:* Each Participant shall contribute to the Plan a sum equal to six and one-half percent (6 ½ %) of his or her Salary.

(c) *Beginning October 1, 2015:* Each Participant shall contribute to the Plan a sum equal to seven percent (7%) of his or her Salary.

B. Employer (City) Contributions. The City shall contribute to the Employer Account of each Participant a sum equal to 100% of the amounts deducted from the Participant's periodic Salary as Mandatory Employee Contributions.

IV Distributions.

A. Lump Sum Distributions. Optional benefit forms permitted under the Plan shall include a single lump-sum payment of the Participant's Vested Retirement Value, notwithstanding any provision of the Plan to the contrary limiting lump sum distributions to Participants who have a Retirement Date on or after January 1, 1997.

B. Minimum Benefit - Pre-1984 Hires. Subsection 7.3.1(a)(i) of the Basic Plan Document is deleted and replaced in its entirety with the following:

“7.3.1 Minimum Retirement Benefits. Participants of Police and Fire Plans, if employed on January 1, 1984 and continuously employed by the City from such date through the date of their retirement, shall receive a benefit which, when determined on a Straight Life Annuity basis, shall not be less than:

(a) **Police Plan.**

(i) 50% of Regular Pay if retirement occurs after reaching 60 years of age and the Participant has completed 25 years of service with the City; or"

C. Death in the Line of Duty. The first sentence of Subsection 7.3.2(a) is deleted and replaced by the following:

"(a) Death in the Line of Duty – Police and Fire Plans. A Participant's surviving spouse or minor children shall be paid a benefit of 50% of Regular Pay if the Participant (who, with respect to a Fire Plan, is participating in the Fire Plan) died in the line of duty or as a result of injuries received while in the line of duty ("Minimum Death Benefit in the Line of Duty")."

D. Vesting.

(1) **Employer Accounts: Graded Vesting.** Each Participant's Employer Account shall be Vested in accordance with the following schedule:

	<u>Through</u> <u>June 30, 2012</u> <u>(10 Yr Graded)</u>	<u>Beginning</u> <u>July 1, 2012</u> <u>(7 Yr Graded)</u>
Less Than 2 years	0 %	0 %
2 years but less than 3 years	0 %	40 %
3 years but less than 4 years	0 %	40 %
4 years but less than 5 years	40 %	60 %
5 years but less than 6 years	50 %	80 %
6 years but less than 7 years	60 %	80 %
7 years but less than 8 years	70 %	100 %
8 years but less than 9 years	80 %	
9 years but less than 10 years	90 %	
10 years or more	100 %	

All Participants shall be 100% Vested upon attainment of age sixty (60) while employed by the City as a police officer.

This amendment is hereby executed this _____ day of _____, 2012.

CITY OF LA VISTA, a Nebraska municipality

By:

Douglas Kindig, Mayor

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
JUNE 19, 2012 AGENDA

Subject:	Type:	Submitted By:
COUNCIL POLICY STATEMENT — HIKING/BIKING TRAIL CROSSWALK MARKING POLICY	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOHN KOTTMANN CITY ENGINEER/ASSISTANT PUBLIC WORKS DIRECTOR

SYNOPSIS

A resolution has been prepared for the approval of a Council Policy Statement establishing criteria as to when hiking/biking trail crosswalks are to be marked.

FISCAL IMPACT

The FY 11/12 General Fund budget provides funding for the proposed project.

RECOMMENDATION

Approval.

BACKGROUND

The presence of hiking/biking trails within the community has grown in recent years and the trails are receiving more use by the citizens. This has led to requests from citizens for the crossing of trails with public streets to be marked. Research into standards and policies was performed. The 2010 draft of the AASHTO Guide for the Planning, Design and Operation of Bicycle Facilities was considered to be the best overall guidance and formed the basis of the recommendations in this policy statement.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING A COUNCIL POLICY STATEMENT PERTAINING TO MARKING HIKING/BIKING TRAIL CROSSINGS ON PUBLIC STREETS; AND PROVIDING FOR AN EFFECTIVE DATE.

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

WHEREAS, a recommendation by the Public Works Director, the Recreation Director, and the Police Chief, in consultation with staff, has been made regarding procedures pertaining to the marking of hiking/biking trail crossings on public streets;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby approve the Council Policy Statement pertaining to the marking of hiking/biking trail crossings on public streets and do further hereby direct the distribution of said Council Policy Statement to the appropriate City Departments.

PASSED AND APPROVED THIS 19TH DAY OF JUNE, 2012.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

**CITY OF LA VISTA
COUNCIL POLICY STATEMENT**

HIKING/BIKING TRAIL CROSSWALK MARKING POLICY

Issued:
Resolution No.

Introduction

Marking of hiking/biking trail crosswalks on public streets is necessary for the safety of the public with the growing interest and presence of trails throughout the City of La Vista.

Representatives from Public Works, the Police Department, and the Recreation Department will coordinate and determine signage and proper placement of the signage under the following criteria:

- A. At mid-block path crossings on all residential streets (local and collector) provide pavement marking crosswalks.
- B. At path crossings on all residential streets (mid-block and near intersections) provide YIELD signs facing the path users.
- C. At mid-clock path crossings on streets that are designated as collector streets (generally over width) provide crosswalk signs facing motorists. If there are locations where the crossings are not readily visible due to curvature of the road, or vegetation or other reasons consider adding advance crosswalk signs.
- D. If there are locations where sight distance on the path and/or the roadway is exceptionally limited (a judgment call based on the desirable sight distance values set forth in the AASHTO Guide for the Planning, Design, and Operation of Bicycle Facilities) then consider parking restrictions in the vicinity of the crosswalk.

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
JUNE 19, 2012 AGENDA**

Subject:	Type:	Submitted By:
ADOPTION— STRATEGIC PLAN 2012 – 2014	◆ RESOLUTION ORDINANCE RECEIVE/FILE	BRENDA S. GUNN CITY ADMINISTRATOR

SYNOPSIS

A resolution has been prepared to adopt Strategic Plan 2012-2014.

FISCAL IMPACT

N/A.

RECOMMENDATION

Approval.

BACKGROUND

On Tuesday, March 20, 2012 the Mayor and City Council held a work session during their regularly scheduled meeting to discuss the Strategic Plan. As a result, Strategic Plan 2012-2014 has been prepared and is attached for consideration.

The Council is being asked to adopt this plan with any additions or revisions deemed necessary. It is further understood that the identified goals and objectives may change as conditions warrant. Staff will continue to provide regular updates at City Council meetings to keep the Mayor and Council informed on the progress being made.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA TO ADOPT STRATEGIC PLAN 2012-2014.

WHEREAS, the Mayor and City Council recognize the importance and value of having a deliberate planning process to help guide all facets of city government; and

WHEREAS, the Mayor and City Council believe that it is essential to set goals and review them periodically to ensure progress; and

WHEREAS, the Mayor and City Council discussed the strategic plan at a work session held during their regularly scheduled meeting on Tuesday, March 20, 2012 to:

1. Ensure that the city's priorities are aligned with changing conditions and new opportunities.
2. Create shared commitments among council members and city staff concerning short-term and long-term endeavors.
3. Assess the city's present and future strengths, weaknesses, opportunities and threats; and

WHEREAS, the attached Strategic Plan 2012-2014 is developed as a collaborative effort between the Mayor and City Council and the City's management team and establishes the organizational priorities for a two year planning period.

NOW THEREFORE, BE IT RESOLVED that the Mayor and City Council of the City of La Vista, Nebraska, do hereby approve the Strategic Plan 2012-2014 as attached and presented at the June 19, 2012 City Council meeting.

PASSED AND APPROVED THIS _____ DAY OF _____, 2012.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

City of La Vista

Strategic Plan 2012 - 2014

1. Pursue revitalization of the 84th Street corridor & other economic development opportunities

Key Objectives	Action Steps	Responsible Party	Timeline	Progress to Date	Anticipated Next Step(s)	Objective Achieved / Comments
a. Vision 84 Implementation	Develop design guidelines for buildings and public realm amenities	CD/Admin/ PW	Spring 2013	Staff has been compiling and reviewing research material and examples.	Recommend process for development of design guidelines to include public participation component.	
	Prepare park program & master plan	CD/Admin/ PW/Rec	FY 12	Conceptual plans presented to public; workshop held to review with City Council; Consultant prepared final concept, cost estimates & phasing plan.	Joint workshop of Park & Rec Advisory Board, Planning Commission & City Council	
	Prepare an infrastructure/drainage master plan	CD/Admin/ PW	FY13			
	Pursue 84th Street Relinquishment	PW	ongoing	The City understands status of 84th Street relinquishment & associated complications	Determine necessity, rationale, logistics for pursuing or not	
	Prepare financial/fiscal impact analysis for Phase 1	CD/Admin	FY13			
	Refine initial phase(s) based on financial analysis results and prepare pro forma	CD/Admin	FY13			
	Identify actions and incentives to be provided by the City	CD/Admin	immediate & ongoing	Draft of redevelopment under review.	Planning Commission public hearing	
	Explore scope and feasibility of development consultant/manager.	CD/Admin	FY 13	Made specific contacts & held related meetings at ICSC to vet Master Developer concept	Make recommendation regarding engaging Master Developer	
	Design public improvements & obtain required permits & utility coordination	PW	FY13/14			



City of La Vista

Strategic Plan 2012 - 2014

1. Pursue revitalization of the 84th Street corridor & other economic development opportunities (continued)

Key Objectives	Action Steps	Responsible Party	Timeline	Progress to Date	Anticipated Next Step(s)	Objective Achieved / Comments
	Coordinate with Comp Plan update & 84th Street signal coordination study now in progress	PW	FY13	MAPA has RFP out for systems engineering study	Anticipate federal funding for signal coordination in FY13	
	Integrate Vision 84 with Municipal Facilities Plan	CD/Admin/PW	Ongoing	Leo A. Daly has finalized a campus plan for City Hall area and connection to 84th St.	Ensure integration with Vision 84 & Civic Center Master Plan; Council update at future meeting	
	Coordinate with neighboring cities	CD/PW/Admin	Ongoing	This will be an ongoing effort		
	Keep public informed about issues and progress	CD/Admin	Ongoing	Mailings, press releases & social media related to park planning & Vision 84 implementation processes		
	Involve property owners in Vision 84 as stakeholders	CD/Admin	ongoing	Property owners have been invited to participate in each Vision 84 related activity	Ongoing efforts will be made to keep property owners informed on Vision 84 progress	
	Work with property owners and/or their representatives to facilitate implementation of Vision 84	CD/Admin	ongoing	CVS under construction	Continue to meet with property owner/representatives	
	In addition to pursuing 84th Street redevelopment opportunities, continue to seek out opportunities to ensure successful build out of Southport and other areas of the city.	Admin/CD	immediate & ongoing	Announcement of Southport West Outlets & Live; Council approval of Terms Sheet; working on subdivision agreement	Finalizing cost projections & economic impact analysis; negotiation of subdivision agreement	
c. Develop & cultivate relationships with commercial/shopping center owners, developers, leasing agents and retailers	Continued ICSC Participation & Exposure	Admin/CD	immediate & ongoing	Recent ICSC attendance & exhibition; several meetings & contacts identified	CA to serve as IA/NE Public Sector Alliance Co-Chair	

City of La Vista

Strategic Plan 2012 - 2014

1. Pursue revitalization of the 84th Street corridor & other economic development opportunities (continued)

Key Objectives	Action Steps	Responsible Party	Timeline	Progress to Date	Anticipated Next Step(s)	Objective Achieved / Comments
	Continue to market La Vista to targeted retailers, restaurants & corporations	Admin/CD	ongoing, FY12/13	Updated marketing materials to reflect new census data		
	Develop inventory of vacant commercial/retail properties and link to site that lists available properties	CD	Spring 2013		Recommend funding in FY13 budget to develop commercial & industrial site inventory analysis	
d. Work to ensure adequate public transportation	Continue working with Metro Area Transit (MAT) for increased and better service routes; possible park & ride	CD/PW	immediate & ongoing	Multiple meetings with MAT regarding service in Sarpy County; Planner member of Heartland Connection Regional Transit Vision steering committee		
2. Provide for planned, fiscally responsible expansion of the city's boundaries						
Key Objectives	Action Steps	Responsible Party	Timeline	Progress to Date	Anticipated Next Step(s)	Objective Achieved / Comments
a. Comprehensive Plan Update	Prepare schedule, scope of work & RFP for Comprehensive Plan update	CD	Spring 2013		Develop timeline; recommend funding in FY14 budget	
	Development of community wide Strategic Plan.	CD/Admin	TBD		Incorporate as part of the Comp Plan update & FY14 budget recommendation	
	Consultant selection	CD	Summer 2013		Issue RFP in accordance with schedule	Ongoing annually
b. Implementation of annexation plan	Review and update annexation plan annually Assume responsibility for providing services in newly annexed areas.	Fin/CD	Feb/March 2013	Updated annexation plan presented to Council 3/20/12.	Council review of annexation package for 2013/14.	



City of La Vista

Strategic Plan 2012 - 2014

2. Provide for planned, fiscally responsible expansion of the city's boundaries (*continued*)

Key Objectives	Action Steps	Responsible Party	Timeline	Progress to Date	Anticipated Next Step(s)	Objective Achieved / Comments
c. Ensure budget & CIP provide for infrastructure improvements necessary to serve areas targeted in annexation plan	Evaluate infrastructure in areas contemplated for annexation	PW	ongoing		Reviewed annually as part of CIP/Budget process and 1 & 6 Year Road Plan	
	Incorporate infrastructure improvements as part of the CIP process	PW	ongoing	Work on 2013-2017 CIP is underway		
d. Communicate annexation plan & property tax implications to residents and businesses located in new growth areas	Letters to property owners, Quarterly Newsletter, Website, Social Media & Public Meetings	CD/Admin	TBD based on plan	Updated annexation plan adopted by Council 3/20/12.	Prepare article for CityWise	
e. Work with neighboring cities to protect the integrity of each city's boundaries and ETJs	Pursue this discussion through the United Cities format	Admin	ongoing	Currently working with City of Papillion on boundary issues associated with 96th Street/Portal Road/107th Street		



City of La Vista

Strategic Plan 2012 - 2014

3. Maintain Quality of Older Residential Neighborhoods

Key Objectives	Action Steps	Responsible Party	Timeline	Progress to Date	Anticipated Next Step(s)	Objective Achieved / Comments
a. Provide for essential maintenance & priority improvements in neighborhood public facilities through CIP	Submit public facility improvements as part of the CIP process	PW/CIP Committee	ongoing	Work on the 2013-2017 CIP is underway; presentation & adoption of 1 & 6 Year Road Plan	Consider annual budget item for sewer repairs	
b. Ensure attractive neighborhoods by strengthening & enforcing building & environmental codes	Review and propose improvements to municipal codes	CD/PD/PW	ongoing	A comprehensive report regarding the City's property maintenance codes and ordinances has been prepared	Internal review and discussion of report	
c. Monitor efficiency & effectiveness of rental housing inspection program	Work to be more proactive in code enforcement	PD	Ongoing	Code Enforcement position is working flexible shift; currently evaluating need for additional staff to handle ETJ (FY14 budget)		
	Evaluate using a private vendor to complete property clean up and mowing	PW	Spring 2013		Recommendations as part of the FY14 budget	
	Prepare & present annual RHIP overview to Mayor & Council along with any recommended revisions to the code.	CD	ongoing		Council update June 2012	
	Pursue enforcement actions	CD	TBD		Pursue penalties pending outcome of litigation.	



City of La Vista

Strategic Plan 2012 - 2014

3. Maintain Quality of Older Residential Neighborhoods

Key Objectives	Action Steps	Responsible Party	Timeline	Progress to Date	Anticipated Next Step(s)	Objective Achieved / Comments
	Preliminary work on plans for channel stabilization improvements in order to pursue funding options.	PW	immediate & ongoing		Funding included in FY12 CIP for planning/study of channel stabilization improvements; engineering & construction in FY14 if awarded grant	
	Begin seeking Corps permits and coordinate with utility companies	PW	immediate & ongoing		Anticipate beginning process in FY13	
	Begin construction of channel improvements	PW	FY14		Construction dependent on securing grant funding	
e. Evaluate need for Neighborhood Revitalization Program	Research the need for and the City's role in a Neighborhood Revitalization Program	CD	2014		Incorporate recommendation as part of the Comp Plan update	
4. Enhance La Vista's identity and raise awareness of the city's many qualities						
Key Objectives	Action Steps	Responsible Party	Timeline	Progress to Date	Anticipated Next Step(s)	Objective Achieved / Comments
a. Increase communications with La Vista residents and other key audiences	Investigate the feasibility of providing live and/or archived web casts of City Council meetings	Admin	Fall 2011	Currently working on plan & cost estimate to improve AV in Council of FY13 budget Chambers. Cost estimate for web casts will be solicited as well.	Recommendation as part	
	Investigate social media for city broadcast	Admin	Summer 2012	Draft policy is in review process.	Anticipate policy recommendation in summer 2012	



City of La Vista

Strategic Plan 2012 - 2014

4. Enhance La Vista's identity and raise awareness of the city's many qualities (continued)

Key Objectives	Action Steps	Responsible Party	Timeline	Progress to Date	Anticipated Next Step(s)	Objective Achieved / Comments
b. Increase citizen-council engagement	Conduct town hall or neighborhood meetings in various venues	Admin	Ongoing	Open House for Applewood Creek Project 12-6-11 & Police Community Meeting 12-1-11. Civic Park Community Meeting 1-31-12		
	Continue to provide citizen education on City activities and performance	All	Ongoing	2012 Citizen Police Academy held in early 2012; Police presentation at Leadership Sarpy	Strategic Plan Development being recommended in conjunction with Comp Plan update is a significant public participation opportunity.	
	Recommendation for citizens leadership academy program	Admin	Spring 2013		Research similar programs with recommendation in FY14 budget	
	Recommendation for Mayor's youth leadership council	Admin	TBD		Research similar programs with recommendation in a future budget	
c. Develop and aggressively market La Vista through strategic partnerships	Provide funding for update of community marketing materials	Admin	ongoing	Updated marketing materials based on new Census data	Utilize information obtained through Strategic Planning process	
	Develop community branding strategy	Admin	FY14/15			
	Identify opportunities for cooperative efforts with outside agencies	All	ongoing	The LVCF helps fund a portion of the advertising budget for the City's special annual activities; 2012 Urban Adventure	Worked w/Papillion Park & Rec to cooperatively host	



City of La Vista

Strategic Plan 2012 - 2014

5. Improve and expand the City's quality of life amenities for residents and visitors

Key Objectives	Action Steps	Responsible Party	Timeline	Progress to Date	Anticipated Next Step(s)	Objective Achieved / Comments
a. Create new opportunities that bring residents together for celebration, leisure or civic engagement	Look for opportunities to initiate ongoing events such as community movie nights & summer concerts	Concert & Movie Night Committee	Ongoing		(3) Movie nights scheduled for 2012 (in conjunction w/concerts)	
	La Vista Daze	All	Ongoing	The City successfully ran La Vista Daze for the 3rd year	Debriefing & feedback solicitation	
	Winter Holiday Decorations & Festivities			Internal team organized; marketing discussions; brainstorming possible future events and holiday decoration planning.	Recommendation for 84th St. holiday decoration replacement part of FY13 budget.	
	Identify & promote development of new cultural amenities in partnership with other community groups such as the La Vista Community Foundation, area Chambers of Commerce & local service groups.	All	ongoing	Internal committee to identify potential new event (2013?); IDEAL Legacy Project at library completed		
b. Address the needs associated with the City's aging swimming pool facility	Make decision regarding future of the swimming pool	M&C/Rec/PW /Admin	ongoing	Initiative on May 2012 did not pass.	Continue to operate pool until major expenditures warranted; consider alternatives	
c. Identify options for creation of public green space with the property owner of the sod farm and develop a plan	Develop master park plan.	CD/Rec/PW	Fall 2012		Make recommendation regarding impact of Vision 84 & Civic Park plans as they relate to City's original needs associated with sod farm	



City of La Vista

Strategic Plan 2012 - 2014

5. Improve and expand the City's quality of life amenities for residents and visitors (continued)

Key Objectives	Action Steps	Responsible Party	Timeline	Progress to Date	Anticipated Next Step(s)	Objective Achieved / Comments
d. Expand recreation programs and services for all age groups	Develop Recreation Program Master Plan to evaluate existing programs & establish direction for future planning and programming Research & recommend new programs or changes to existing programs	Rec	FY13	Working to develop an evaluation tool for programs and services	Recommendation as part of FY13 budget	
		Rec	ongoing	New programs include: Family Holiday Movie Night, Youth Valentine Cookie Decorating, Preschool Easter Egg Decorating, May Day Preschool Craft, Summer Day, Family Fun Night, 6 Summer Youth Craft Classes, Picasso Art Camp, Basic Drawing & Design, Basic Painting & Design, CHA3-Kempo Karate, Creation Station, Youth & Senior Ceramics ClassesEscapes "Bubbles, Games & Dreamsicles", Summer Escapes "Squirt Guns, Water Balloons & Games", Bike Fun & Safety		
e. Maintain and enhance City's existing & future park areas & green spaces	Review current marketing practices and make recommendations for improvement and/or exploring new opportunities Develop a plan for financing park amenities and incorporate into the CIP	Rec/Admin	ongoing	Working with Community Relations Coordinator to improve marketing practices. Utilize Constant Contacts	Develop new program guide / Utilize social media	
		Park Committee	FY13	Cost estimates have been prepared to develop a plan which will ultimately be incorporated with the CIP	Hold work session with Council to discuss financing options	
	Prepare and present to M&C for adoption 1 & 4 Year Tree Plan (<i>in accordance with section 94.14 of the municipal code</i>)	Park Committee & Park & Rec Advisory Board	Fall 2012	Park Division & Rec. Dept. working to develop 1 & 4 year Tree Plan	Develop plan to present to Park & Recreation Advisory Board and City Council for approval	



City of La Vista

Strategic Plan 2012 - 2014

5. Improve and expand the City's quality of life amenities for residents and visitors (continued)					
Key Objectives	Action Steps	Responsible Party	Timeline	Progress to Date	Anticipated Next Step(s) / Comments
	Need to review & recommend security measures to combat vandalism.	PD/PW		A proposal has been submitted for consideration for the 2012-2016 CIP by the IT Committee and the PBG Director	
f. Develop & begin implementation of a “green plan” that identifies the City’s role, through its facilities and programs, in contributing to a sustainable community	Continued involvement with the Papillion Creek Watershed Partnership	PW / Bldg & Grounds	Sewer Foreman attending partnership meetings	Develop facility maintenance plan for PW, requirement of storm water plan.	
	Explore options to incorporate green building principals as city facilities are remodeled or new facilities are constructed	Bldgs & Grounds	ongoing	Completion of energy audit for City Hall/Community Center ; lighting rehab to PW building switched to LED	
6. Pursue action that enables the City to be more proactive on legislative issues & other areas of common interest					
Key Objectives	Action Steps	Responsible Party	Timeline	Progress to Date	Anticipated Next Step(s) / Comments
a. Participate in UCSCC to promote shared interests of La Vista and its partner communities	Continue regular meetings of the Mayors of Sarpy County communities	Admin	Ongoing	Shared Services study underway; sub-committee meetings	Completion of data collection in Fall 2012; exploration of alternatives
	Shared Services Study Completion & Implementation	Admin/Fin/ PD/Fire	2012/13		Interlocal regarding ETJ stormwater issues completed
	Work with Sarpy County to resolve planning & sewer issues	PW	Ongoing		



City of La Vista

Strategic Plan 2012 - 2014

6. Pursue action that enables the City to be more proactive on legislative issues & other areas of common interest (continued)

Key Objectives	Action Steps	Responsible Party	Timeline	Progress to Date	Anticipated Next Step(s)	Objective Achieved / Comments
b. Adopt and lobby on behalf of a legislative agenda specific to the City	<p>Continue joint lobbying efforts with UCSC</p> <p>Identify legislative issues of specific interest to La Vista and allocate resources for lobbying</p>	<p>Admin</p> <p>Admin</p>	<p>Ongoing</p> <p>ongoing</p>	<p>Legislative agenda adopted annually</p>	<p>During the interim UCSC will be working to implement sales tax information legislation and to develop 2013 legislative agenda</p>	
c. Redistrict City Council Wards	Communication of boundary changes to public.	Admin	ongoing thru Nov 2012 election		Funding recommended in FY13 budget for additional lobbying services	Press releases, CityWise articles & maps, social media



City of La Vista

Strategic Plan 2012 - 2014

7. Adopt and implement standards of excellence for the administration of City services.

Key Objectives	Action Steps	Responsible Party	Timeline	Progress to Date	Anticipated Next Step(s)	Objective Achieved / Comments
a. Ensure that the City is fiscally responsible while trying to meet the needs of a growing community	Diversify current & future fiscal resources to meet rising demands, while effectively controlling costs	all	immediate & ongoing			
	Update financial policies	Fin	FY 12 & 13	Included in IT Technology Plan adopted by Council	Financial software to be included in CIP	
	Utilize technology to create more efficient financial processes	Fin/Adm		Internal meeting with bond counsel & fiscal agents to review and discuss financing options	Hold work session with Council to discuss financing options	
	Identify future revenue and funding requirements necessary to implement Capital Improvements Program (CIP), Master Facilities Plan (MFP) & annual capital purchases; develop options for meeting those requirements	Admin/CIP Committee/ Department Heads	immediate & ongoing			
	Evaluation of City services that may need to be discontinued or contracted out	all	immediate & ongoing	Performance Measure statistics for FY11 submitted; complete results available late June	Recommendations as part of FY13 budget	
	Monitor, review and propose changes to city programs that have a significant financial impact such as contractual services, insurance and employee benefits	Admin/HR	immediate & ongoing		Employee Focus Group will continue to meet in 2012 to discuss potential future changes to benefits to minimize increases	
	Investigate the potential of collaborating with other agencies on programs and services that have a significant fiscal impact	Admin/HR	immediate & ongoing		Collaboration with other municipalities for property, casualty, worker's comp insurance audit.	



City of La Vista

Strategic Plan 2012 - 2014

7. Adopt and implement standards of excellence for the administration of City services. (continued)

Key Objectives	Action Steps	Responsible Party	Timeline	Progress to Date	Anticipated Next Step(s)	Objective Achieved / Comments
b. Maintain City's Volunteer Fire Department	Monitor current operational procedures in comparison to NFPA Standards	Fire	immediate & ongoing	Most recent data shows LVFD at (61%) of NFPA 1720 response times ≤ 9 minutes	Implement additional leadership training & educate department staff in city government relations-on going	
	Make recommendations for changes to bring Department into compliance with NFPA 1720 Standards for volunteer departments.	Fire	immediate & ongoing			
	Design and incorporate a firefighter residence program that will provide for manning at the D-2 fire station during the most vulnerable times of day.	Fire	FY 11	Residency program is currently on hold as Fire/EMS officers are exploring other options	Program recommendation for Council review and approval and determination of program interest prior to authorization to proceed with construction	
	Begin preliminary planning work for District 1 Fire Station	Admn/FD/ PB&G			Project placed in pending CIP projects	
	Fund and provide training opportunities	Admin	Ongoing		Recommendations as part of FY13 budget	
c. Provide for the transition of personnel into key City appointed positions through a succession plan	Review and make recommendation regarding the City's policies for funding for employee educational assistance	HR	Spring 2013		Will discuss with employee focus group.	
	Continue regular meetings between mid-level supervisors and City Administrator	Admin	ongoing	Continue training & meeting opportunities.		



City of La Vista

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7. Adopt and implement standards of excellence for the administration of City services. (continued)

Key Objectives	Action Steps	Responsible Party	Timeline	Progress to Date	Anticipated Next Step(s)	Objective Achieved / Comments
	Continue to explore options for involving mid-level managers in organizational initiatives and special projects	All	ongoing	MLM involvement with Performance Measurements & service on PM team; MLM's preparing FY13 budgets related to respective service areas		
	Explore development of Supervisor Training program Consider establishing a City Hall internship for an up and coming supervisor	All	Spring 2013		Difficult to do at this time as a result of staffing issues. Will keep it on the list for future opportunities.	
d. Monitor & refine Pay for Performance (PFP) appraisal system	Meetings with employee advisory group to review efficiency & effectiveness of process Ensure ongoing two-way communication with employees regarding the program and possible changes.	HR/ACA	Ongoing	changes to the rating scale were approved by Council in September	Group will continue to monitor, meet and discuss the PFP system	
	Develop process for 360° Performance Evaluation Process Monitor and review trends in compensation programs such as variable pay, PFP, merit pay, etc. and make recommendations for any changes.	HR/ACA	Jan-13		Will review as part of the 2013 budget process	
e. Update the City's Emergency Preparedness Plan	Provide opportunities for appropriate staff and officials to receive emergency preparedness training	EMT Committee	Ongoing	In process of getting all employees certified at minimum level NIMS 700; Completed tabletop drill	Planning 2nd tabletop drill followed by full-scale disaster drill.	



City of La Vista

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7. Adopt and implement standards of excellence for the administration of City services. (continued)

Key Objectives	Action Steps	Responsible Party	Timeline	Progress to Date	Anticipated Next Step(s)	Objective Achieved / Comments
	Communicate Emergency Preparedness Plan to elected officials through periodic review	Safety Committee	Ongoing	M & C attended A table-top exercise for elected officials and key City staff was held	Anticipate reviewing LEOP with elected officials at an upcoming Council meeting	
f. Actively pursue funding opportunities for organizational strategic initiatives and projects consistent with departmental operations.	Pursue grant opportunities	All	immediate & ongoing	Working to secure grant funding for Fire Training Officer & Police Officer positions; Bldgs & Grounds utilizing grant for tree plantings around city facilities; Hwy Safety grant submitted for Police car	When available, utilize 2010 US Census information to identify areas eligible for CDBG assistance; propose intern attend CDBG training	
	Track and report on grant applications and grants received.	Fin/All	Annual		Continue to provide annual reports for M&C	
g. Identify opportunities for developing Boards & Commissions	Develop orientation program for new B&C members	City Clerk/B&C staff	Fall 2012	Funding approved as part of FY12 budget		
	Provide training opportunities for B&C members	CC/B&C staff		Funding approved as part of FY12 budget		
	B&C review of pertinent sections of the Municipal Code	CC/B&C staff	FY13		Recommendations for compliance and/or updates	
	Update B&C regarding Council's strategic priorities	Admin	Annual Fall			
h. Begin the process of developing a high performance work culture	Provide opportunities for appropriate staff training		ongoing	3-Day In-house HPO training for DH/MLM August 2011; Leadership in Changing Times webinars for all employees; MLM's continue to attend LEAD		



City of La Vista

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7. Adopt and implement standards of excellence for the administration of City services. (continued)

Key Objectives	Action Steps	Responsible Party	Timeline	Progress to Date	Anticipated Next Step(s)	Objective Achieved / Comments
Implementation of Performance Measurement Program	All			ICMA-CPM Training held January 2012; Data collection January-March 2012; complete results due late June 2012	Anticipate first results in June 2012; budget recommendations for FY13 to include ongoing ICMA-CPM participation & National Citizen Survey	
Refine monthly department operational reports	All	ongoing			PW is in the process of developing monthly reports.	
Development of Mission Statement, Guiding Principles & Leadership Philosophy	DH/All	Summer 2013		Organizational values survey data compiled;	Currently working on draft Mission Statement & Guiding Principles to send out to employees and elected officials for feedback	
Ensure that citizen feedback is solicited and utilized in the evaluation and development of programs and services		2013			National Citizen Survey will be recommended as part of FY13 budget	



City of La Vista

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8. Insure efficient, effective investment in technology to enhance service delivery.

Key Objectives	Action Steps	Responsible Party	Timeline	Progress to Date	Anticipated Next Step(s)	Objective Achieved / Comments
a. Implement long-range technology plan	Incorporation into CIP	IT Committee	Ongoing		Annual and long-range consideration with other capital projects	
	Provide opportunities for ongoing & regular two-way communication to ensure that Department Heads and staff are included in IT Strategic Plan implementation and updates	IT Committee	immediate & ongoing			
b. Develop a multi-year plan for financing technology improvements	Designate adequate resources to provide appropriate technology training for city staff	IT Committee	Fall 2012	Forming a sub-committee to develop the plan	Sub-committee formed for IT training	Set up a process for departments to follow
c.						

