

LA VISTA CITY COUNCIL MEETING AGENDA

March 2, 2021

6:00 p.m.

Harold "Andy" Anderson Council Chamber
La Vista City Hall
8116 Park View Blvd

- **Call to Order**
- **Pledge of Allegiance**
- **Announcement of Location of Posted Open Meetings Act**
- **Service Award: Amanda Eby – 5 Years**

All matters listed under item A, Consent Agenda, are considered to be routine by the city council and will be enacted by one motion in the form listed below. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

A. CONSENT AGENDA

1. **Approval of the Agenda as Presented**
2. **Approval of the Minutes of the February 16, 2021 City Council Meeting**
3. **Approval of the Minutes of the February 8, 2021 La Vista/Metropolitan Community College Condominium Owners Association, Inc. Meeting**
4. **Request for Payment – City of Omaha – Sewer Connection Fees - \$151,620.00**
5. **Request for Payment – RDG Planning & Design – Professional Services – On Call Services – \$6,540.00**
6. **Request for Payment – RDG Planning & Design – Professional Services – Placemaking & LA Services – \$11,222.76**
7. **Approval of Claims**

- **Reports from City Administrator and Department Heads**

B. Zoning Text Amendments – Section 5.17 Gateway Corridor District and the Gateway Corridor District Design Guideline Booklet

1. **Public Hearing**
2. **Ordinance**

C. Ordinance – Amend Master Fee Ordinance

D. Class C Liquor License – Rumor Has It LLC dba Philly Sports Bar & Grill

1. **Public Hearing**
2. **Resolution**

E. Resolution – Award Contract – Park View Boulevard Panel Replacement Project

F. Resolution – Authorize Request for Bids – 114th Street and Giles Road Intersection Improvements

G. Resolution – Authorize Purchase – Portable Radios

- **Comments from the Floor**
- **Comments from Mayor and Council**
- **Adjournment**

The public is welcome and encouraged to attend all meetings. If special accommodations are required, please contact the City Clerk prior to the meeting at 402-331-4343. A copy of the Open Meeting Act is posted in the Council Chamber and available in the public copies of the Council packet. Citizens may address the Mayor and Council under "Comments from the Floor." Comments should be limited to three minutes. We ask for your cooperation in order to provide for an organized meeting.



CITY OF LA VISTA

CERTIFICATE OF APPRECIATION

A CERTIFICATE OF APPRECIATION PRESENTED TO **AMANDA EBY OF THE LA VISTA POLICE DEPARTMENT**, FOR 5 YEARS OF FAITHFUL AND EFFICIENT SERVICE TO THE CITY OF LA VISTA.

WHEREAS, **Amanda Eby** has served the City of La Vista since February 22, 2016; and

WHEREAS, **Amanda Eby'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 **Amanda Eby** on behalf of the City of La Vista for 5 years of service to the City.

DATED THIS 2ND DAY OF MARCH 2021.

Douglas Kipdig, Mayor

Kim J. Thomas
Councilmember, Ward I

Terrilyn Quick
Councilmember, Ward II

Alan W. Ronan
Councilmember, Ward III

Jim Frederick
Councilmember, Ward IV

ATTEST:

Pamela A. Buethe, CMC
City Clerk



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MINUTE RECORD

A-2

No. 728 — REDFIELD & COMPANY, INC. OMAHA E1310556LD

LA VISTA CITY COUNCIL MEETING February 16, 2021

A meeting of the City Council of the City of La Vista, Nebraska was convened in open and public session at 6:00 p.m. on February 16, 2021. Present were Councilmembers: Frederick, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, Chief of Police Lausten, City Clerk Buethe, Director of Public Works Soucie, Director of Administrative Services Pokorny, Library Director Barcal, Finance Director Miserez, Recreation Director Stopak, City Engineer Dowse, and Community Development Director Fountain.

A notice of the meeting was given in advance thereof by publication in the Times on February 3, 2021. 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, led the audience in the Pledge of Allegiance, and made the announcements.

A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE FEBRUARY 2, 2021 CITY COUNCIL
MEETING
3. APPROVAL OF THE MINUTES OF THE JANUARY 21, 2021 PLANNING
COMMISSION MEETING
4. MONTHLY FINANCIAL REPORT – DECEMBER 2020
5. REQUEST FOR PAYMENT – FELSBURG, HOLT & ULLEVIG –
PROFESSIONAL SERVICES – 114TH & GILES INTERSECTION
IMPROVEMENTS – \$1,828.75
6. REQUEST FOR PAYMENT – LAMP RYNEARSON – PROFESSIONAL
SERVICES – 2020 ASSET MANAGEMENT – \$16,975.20
7. REQUEST FOR PAYMENT – THOMPSON, DREESSEN & DORNER, INC. –
PROFESSIONAL SERVICES – PARK VIEW BLVD PAVEMENT REPAIR –
\$5,200.00
8. RESOLUTION NO. 21-015 – AUTHORIZE RENEWAL – COMPUTER
SOFTWARE SUBSCRIPTION – ZSCALER

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE RENEWAL OF A COMPUTER SOFTWARE SUBSCRIPTION FOR ZSCALER IN AN AMOUNT NOT TO EXCEED \$8,645.66.

WHEREAS, the City Council of the City of La Vista has determined that the renewal of a computer software subscription for Zscaler is necessary; and

WHEREAS, the FY21/22 Biennial Budget provides funding for the proposed renewal; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize the renewal of a computer software subscription for Zscaler in an amount not to exceed \$8,645.66.

9. APPROVAL OF CLAIMS

88 TACTICAL BUILDING, services	200.00
AE SUPPLY, bld&grnds	225.00
AIR-SIDE COMPONENTS, bld&grnds	265.00

MINUTE RECORD

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No. 729 — REEDIE & COMPANY, INC., OMAHA, E1310556LD

AKRS EQUIPMENT SOLUTIONS, maint.	369.36
AMAZON, supplies	839.02
BADGER BODY & TRUCK, maint.	31.55
BRITE IDEAS DECORATING, supplies	74.25
CINTAS CORP, services	315.60
CULLIGAN OF OMAHA, supplies	0.50
D & K PRODUCTS, supplies	416.50
DIGITAL EXPRESS, supplies	130.00
DON LYMAN, services	125.00
DULTMEIER SALES LLC, maint.	1,924.72
EDGEWEAR SCREEN PRINTING, apparel	95.00
EYMAN PLUMBING INC, bld&grnds	3,042.72
FBG SERVICE CORP, bld&grnds	5,965.00
FIRST WIRELESS INC, services	4,789.48
G I CLEANERS & TAILORS, services	288.50
GENUINE PARTS CO, maint	618.11
GRAINGER, bld&grnds	584.16
GREAT PLAINS UNIFORMS, apparel	1,480.00
INGRAM LIBRARY SERVICES, books	1,469.26
INTERNATIONAL CODE COUNCIL, services	87.80
KANOPIY INC, media	70.00
KAY L CALDERON, services	28.00
KEVIN KUSH PUBLIC SPEAKING INC, services	65.00
KEYMASTERS LOCKSMITH, bld&grnds	79.00
KRIHA FLUID POWER, maint.	794.62
KUBOTA OF OMAHA, services	82.39
LARSEN SUPPLY CO, supplies	520.13
LOGO LOGIX EMBROIDERY, apparel	3,346.50
MARCO INC, services	162.42
MENARDS-RALSTON, supplies	382.54
METRO AREA TRANSIT, services	886.00
MILLARD METAL SERVICES, bld&grnds	108.00
MNJ TECHNOLOGIES DIRECT INC, services	2,684.00
MSC INDUSTRIAL, supplies	32.28
MUNICIPAL PIPE TOOL, supplies	22.00
NE STATE FIRE MARSHAL, bld&grnds	162.00
NE TURFGRASS ASSOC, services	540.00
NE WELDING LTD, supplies	325.00
NMC EXCHANGE LLC, maint.	65.26
OFFICE DEPOT INC, supplies	360.80
OLSSON INC, services	2,034.50
OMAHA DOOR & WINDOW CO, bld&grnds	15,220.00
OMAHA TACTICAL LLC, supplies	177.00
OMAHA WINNELSON SUPPLY, bld&grnds	973.21
ON YOUR MARKS, services	2,030.00
ONE CALL CONCEPTS INC, services	96.86
O'REILLY AUTO PARTS, maint.	732.25
ORIENTAL TRADING CO, supplies	139.40
PAPILLION SANITATION, services	1,163.61
PER MAR SECURITY, services	131.73
RAINBOW GLASS & SUPPLY INC, bld&grnds	2,640.00
RAY ALLEN MANUFACTURING, supplies	254.99
RDG PLANNING & DESIGN, services	2,067.42
READING EQUIPMENT, maint.	341.56
REVOLUTION WRAPS LLC, services	2,355.72
SAPP BROS INC, maint.	1,187.40
SARPY COUNTY FISCAL ADMIN, services	5,631.90
SCHAFFER MANUFACTURING CO, maint.	502.80
SOUTHERN UNIFORM, apparel	1,068.12
SUNSET LAW ENFORCEMENT LLC, supplies	4,758.85

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No. 729 — REEDFIELD & COMPANY, INC. OMAHA E1310556LD

SWAN ENGINEERING LLC, maint.	3.12
T & N ACQUISITION CO, supplies	563.75
TEAMSIDELINE.COM, services	599.00
THE COSGRAVE CO, services	127.00
THOMPSON DREESSEN & DORNER, services	2,530.30
TORNADO WASH LLC, services	585.00
TRACTOR SUPPLY, bld&grmds	16.37
TRANS UNION RISK, services	75.00
TRUCK CENTER CO, maint.	81.84
TURFWERKS, maint.	56.50
TY'S OUTDOOR POWER, maint.	343.58
U.S. CELLULAR, phones	3,536.67
UNITED PARCEL, services	65.95
VERIZON CONNECT, maint.	60.46
WALMART, supplies	153.76
WESTLAKE HARDWARE, bld&grnds	891.72

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

REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Recreation Director Stopak reported on events at the Community Center and Senior Center.

Chief of Police Lausten reported on an increase of catalytic converter thefts in the metro area and an arrest made in connection to the thefts. He also reported that all of the staff at the Police Department have had the opportunity to receive the COVID-19 vaccination.

SARPY COUNTY ECONOMIC DEVELOPMENT CORPORATION ANNUAL REPORT

Josh Charvat presented the Annual Report from the Sarpy County Economic Development Corporation.

B. CONDITIONAL USE PERMIT – 4SEAMS ACADEMY, LLC – LOT 5 PAPIO VALLEY 2 BUSINESS PARK INDOOR RECREATIONAL FACILITY

1. PUBLIC HEARING

At 6:12 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the proposed Conditional Use Permit. Sean Shrader, a member of the 4Seams Academy ownership team, was present to answer any questions.

At 6:18 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Frederick. Councilmembers voting aye: Frederick, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. Motion carried.

2. RESOLUTION

Councilmember Sell introduced and moved for the adoption of Resolution No. 21-016 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF A CONDITIONAL USE PERMIT FOR 4SEAMS ACADEMY, LLC TO OPERATE AN INDOOR RECREATIONAL FACILITY ON LOT 5, PAPIO VALLEY 2 BUSINESS PARK.

WHEREAS, 4Seams Academy, LLC has applied for a Conditional Use Permit for an Indoor Recreational Facility on Lot 5, Papio Valley 2 Business Park, located south of Portal Road between S. 120th Street and S. 121st Street; and

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No. 729 — REEDFIELD & COMPANY, INC. OMAHA E1310556LD

WHEREAS, the Planning Commission held a public hearing on January 21, 2021, and has recommended approval; and

WHEREAS, the Mayor and City Council of the City of La Vista are agreeable to the Conditional Use Permit for such purposes

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, with such modifications that the City Administrator or City Attorney may determine necessary or advisable, for 4Seams Academy, LLC to allow for an Indoor Recreational Facility on Lot 5, Papio Valley 2 Business Park.

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

C. ORDINANCE – AMEND MUNICIPAL CODE – SECTION 131.09 – LOUD, UNNECESSARY NOISES

Councilmember Frederick introduced Ordinance No. 1413 entitled: AN ORDINANCE TO AMEND SECTIONS 131.09 OF THE LA VISTA MUNICIPAL CODE RELATING TO LOUD, UNNECESSARY NOISES, TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY AND TO PROVIDE FOR THE EFFECTIVE DATE.

Councilmember Sell moved that the statutory rule requiring reading on three different days be suspended. Councilmember Thomas seconded the motion to suspend the rules and roll call vote on the motion. Councilmembers voting aye: Frederick, Sheehan, Thomas, Quick, and Sell. Nays: Crawford and Hale. Abstain: None. Absent: Ronan. Motion passed.

Councilmember Frederick made a motion to approve final reading and adopt Ordinance 1413. Councilmember Thomas seconded the motion. The Mayor then stated the question, "Shall Ordinance No. 1413 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye Frederick, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. 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

D. RESOLUTION – APPROVE SECOND AMENDMENT TO INTERLOCAL AGREEMENT – SARPY COUNTY AND CITIES WASTEWATER AGENCY

Councilmember Frederick introduced and moved for the adoption of Resolution No. 21-017 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CIY OF LA VISTA, NEBRASKA APPROVING THE SECOND AMENDMENT TO THE INTERLOCAL AGREEMENT CREATING THE SARPY COUNTY AND CITIES WASTEWATER AGENCY

WHEREAS, the City of La Vista is a party to an agreement (the "Agreement") entered into pursuant to the Interlocal Cooperation Act, set out at Neb. Rev. Stat. § 13-801 et seq. (the "Act"), by and between Sarpy County and the Cities of Papillion, Bellevue, Springfield, La Vista and Gretna (the "Members"), which formed the interlocal agency called the Sarpy County and Cities Wastewater Agency (the "Agency"); and

WHEREAS, pursuant to Section XVII of the Agreement, the Agency Board may amend the Agreement upon the execution of a written amendment by the governing bodies of all Members, and the approval of resolutions adopting the terms of the written amendment by the governing body of each Member; and

WHEREAS, the Agency Board has determined that the current preliminary design for Phase 1A of the Unified SSWS are located outside of the Agency's jurisdiction but within portions of Sarpy County's and the City of Bellevue's extraterritorial zoning and planning jurisdictions; and

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No. 729 — REEDFIELD & COMPANY, INC. OMAHA E1310556LD

WHEREAS, the Agency Board has determined that the Interlocal Agreement should be amended to clarify that certain Agency powers, privileges, and authority may be exercised jointly by the Agency and applicable members outside the boundary of the Agency's jurisdiction; and

WHEREAS, the Agency Board has discussed and approved the proposed amendment to the Agency Formation Agreement, as attached hereto as Exhibit A (hereinafter the "Amendment"), and

WHEREAS, the Additional Sewer Infrastructure Map of the proposed amendment to the Agency Formation Agreement is attached hereto as Exhibit B; and

WHEREAS, the City Council deems it appropriate and advisable to adopt the terms of the Amendment;

NOW, THEREFORE, BE IT RESOLVED BY the City Council of La Vista, Nebraska that the terms of the Amendment are hereby adopted; and

BE IT FURTHER RESOLVED BY the City Council that the Mayor hereby has the authority to execute the Amendment on behalf of the City Council

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

E. RESOLUTION – AUTHORIZE PURCHASE – ASPHALT HOT BOX TRAILER

Councilmember Sell introduced and moved for the adoption of Resolution No. 21-018 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE PURCHASE OF ONE (1) 4-TON HOT BOX TRAILER FROM FALCON ASPHALT REPAIR COMPANY, MIDLAND, MI, IN AN AMOUNT NOT TO EXCEED \$32,500.00.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of a 4-ton Falcon Hot Box Trailer is necessary; and

WHEREAS, the proposed equipment will be purchased through the Nebraska State Bid Contract #14934 OC; and

WHEREAS, the FY21/22 Biennial Budget provides funding for the proposed purchase; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize the purchase of one (1) 4-ton Hot Box Trailer from Falcon Asphalt Repair Company, Midland, MI, in an amount not to exceed \$32,500.00.

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

F. DISCUSSION – DOG PARK

Director of Public Works Soucie presented information on constructing a temporary dog park. There was Council discussion.

Juliane Popelka and John Patton commented in favor of constructing a dog park.

Councilmember Sheehan made a motion to receive and file the information. Seconded by Councilmember Sell. Councilmembers voting aye: Frederick, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. Motion carried.

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No. 729 — REEDIE & COMPANY, INC. OMAHA E1310556LD

Councilmember Crawford motioned to move Comments from the Floor up on the agenda ahead of item G. Executive Session. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. Motion carried.

COMMENTS FROM THE FLOOR

There were no comments from the floor.

G. EXECUTIVE SESSION – CONTRACT NEGOTIATIONS

At 6:55 p.m. Councilmember Crawford made a motion to go into executive session for protection of the public interest for negotiating guidance regarding contract negotiations. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. Motion carried. Mayor Kindig stated the executive session would be limited to the subject matter contained in the motion.

At 7:18 p.m. the Council came out of executive session. Councilmember Crawford made a motion to reconvene in open and public session. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. Motion carried.

COMMENTS FROM MAYOR AND COUNCIL

Councilmember Frederick commented in appreciation of Jodi Norton and the Library staff for allowing him to be a guest reader.

At 7:19 p.m. Councilmember Crawford made a motion to adjourn the meeting. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. Motion carried.

PASSED AND APPROVED THIS 2ND DAY OF MARCH 2021.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

Meeting of the Board of Directors

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

MINUTES OF MEETING

February 8, 2021

4:02 p.m.

Members Present: Rose Barcal Patrick Boyle Brenda Gunn
Rich Hanneman Joe Soucie

Members Absent: KT Nelson Bernie Sedlacek

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

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

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

Notice of Meeting was published by the City and College in the Times and Omaha World Herald. Moved by Hanneman and seconded by Gunn to approve. Board members voting aye: Barcal, Boyle, Gunn, Hanneman, and Soucie. Nays: none. Absent: Nelson and Sedlacek. Motion approved.

Agenda Item #3: Approval of the Minutes from November 9, 2020

Moved by Hanneman and seconded by Soucie to approve the November 9, 2020 meeting minutes. Board members voting aye: Barcal, Boyle, Gunn, Hanneman, and Soucie. Nays: none. Absent: Nelson and Sedlacek. Motion approved.

Agenda Item #4: Long Range Capital Improvement Plan

There was no discussion concerning long range improvements.

Agenda Item #5: Filtration System. Update.

Units have been installed on each heat pump.

Agenda Item #6: MCC Student Verification. Update.

Barcal reported working with Amanda Landholm from MCC. Landholm was able to trace the report. An updated report is emailed on a daily basis to the library so student enrollment can be verified.

Agenda Item #7: Lot 2, Metro La Vista Addition. (Gunn)

La Vista's City Council was approached by neighborhood residents to install a dog park to the north on the joint property. Gunn asked what MCC's thoughts were as a possibility.

Background: a Val Verde dog park was proposed a few years ago but the site was unfavorable for neighbors. Subsequently, the City staff has been exploring other options which include the possibility of trying some temporary “pop-up” dog park location(s) in an effort to determine if and where a “park” such as this might be successful. One of the sites considered during this process was jointly owned land by the City and MCC north of the Sarpy Center. At a recent City Council meeting two citizens addressed the Council to request a dog park in this area. As a result, the City is inquiring as to MCC’s willingness to consider this. A handout was distributed with the proposed location on the north lot. All maintenance and material costs would be at the City’s expense.

Boyle stated the college would not be responsible for maintaining the area and noted the general concern for parking lot space. Soucie advised that the research shows the heaviest usage would be the evening and/or weekends. Gunn reiterated the support of the homeowner’s association. Hanneman asked how long a fair trial would be. Boyle suggested six months and mentioned possibilities for non-credit options. Soucie stated that the field has been mowed short because of a Boy Scout project for bird houses. Dog owners are using this trail and positive comments have been received. Boyle suggested signage to help educate the public. The consensus was to do a six-month trial and place an item on the November 2021 meeting agenda to review and evaluate the trial.

Agenda Item #8: Other Business

Barcal asked about students returning to Sarpy Center. The library is involved with the Library Innovation Studio, a makerspace. The ideal scenario is to have the Studio available for students when they return. It is possible the students may return after Easter.

Barcal has had an inquiry about using the parking lot as a Girl Scout Cookie “drive thru” so minimal contact can take place with the Girl Scouts and the public. This would occur over a 2-3-month period. Consensus was this was acceptable.

Agenda Item #7: Next Meeting

The next meeting will be Monday, May 10, 2021 at 4:00 p.m. at the La Vista Public Library, Room #138.

It was moved by Gunn and seconded by Hanneman to adjourn the meeting at 4:27 p.m.



January 22, 2021

Mr. Ron Bartlett
 City of Omaha-EQCD
 5600 South 10th Street
 Omaha, NE 68107-3501

RE: Omaha-La Vista WSA
 Sanitary Sewer Connection Fee Reporting
 Quarter 4 of 2020

Dear Ron,

In accordance with Amendment No. 3 to the Wastewater Service Agreement between the City of Omaha and the City of La Vista, we are submitting this report for the fourth quarter of 2020. There were two (2) connections to the Stonybrook Outfall within the quarter to report, for a total remittance of \$151,620.00. If you have questions about this report, please contact me.

This submittal makes the City of La Vista current in the remittance of sewer connection fees to the City of Omaha, to the best of my knowledge.

Submitted by:

A handwritten signature in black ink, appearing to read 'Patrick M. Dowse'.

Patrick M. Dowse, P.E.
 City Engineer

Enclosure

Cc Ms. Cindy Miserez, La Vista Finance Director w/encl

City Hall
 8116 Park View Blvd.
 La Vista, NE 68128-2198
 402.331.4343 P
 402.331.4375 F

Community Development
 8116 Park View Blvd
 402.593.6400 P
 402.593.6445 F

Library
 9110 Giles Rd.
 402.537.3900 P
 402.537.3902 F

Police
 7701 S. 96th St.
 402.331.1582 P
 402.331.7210 F

Public Works
 9900 Portal Rd.
 402.331.8927 P
 402.331.1051 F

Recreation
 8116 Park View Blvd.
 402.331.3455 P
 402.331.0299 F

City Of La Vista**Remittance Calculation to Omaha
Quarterly Report to City of Omaha****Date**

22-Jan-21

		4th Qtr of 2020		La Vista	La Vista	Omaha
Project	Legal	Address	Acres Units	Tract Fee Rate	Tract Conn Fee Collected	Sr. Conn. Fee Remitted, 95%
Multi-Family Echo Hills Apartments, LLC	Lot 2 Echo Hills Replat 4	7561 S 146th Street	90 Units	\$1,064.00 per Unit	\$ 95,760.00	\$ 90,972.00
Echo Hills Apartments, LLC	Lot 2 Echo Hills Replat 4	7565 S 146th Street	60 Units	\$1,064.00 per Unit	\$ 63,840.00	\$ 60,648.00
Comm/Ind None			0 Acres	\$7,407.00 per Acre	\$ -	\$ -
Total					\$	151,620.00

A-5



PLANNING • DESIGN

January 31, 2021

Project No: R3001.477.00
Invoice No: 48226

Rita Ramirez
Assistant City Administrator
City of La Vista
8116 Park View Blvd
La Vista, NE 68128

Project R3001.477.00 LaVista, City of - On Call Services

Professional Services through January 31, 2021

Professional Personnel

	Hours	Rate	Amount
Landscape Architect	32.00	165.00	5,280.00
Landscape Architect	10.50	120.00	1,260.00
Totals	42.50		6,540.00
Total Labor			6,540.00
			Total this Invoice \$6,540.00

01.18.0303

R. Ramirez

2-16-21

Consent Agenda

03/02/2021

(Re)



A-6



PLANNING • DESIGN

January 31, 2021

Project No: R3003.066.00

Invoice No: 48227

Rita Ramirez
Assistant City Administrator
City of La Vista
8116 Parkview Blvd
La Vista, NE 68128

Project R3003.066.00 LaVista, City of - Placemaking & LA Svcs

Professional Services through January 31, 2021

Fee

Billing Phase	Fee	Billed %	Earned	Prior Fee	Current Fee	
Planning	237,167.50	95.00	225,309.12	214,086.36	11,222.76	
Schematic Design	12,482.50	0.00	0.00	0.00	0.00	
Total Fee	249,650.00		225,309.12	214,086.36	11,222.76	
Total Fee						11,222.76
Total this Invoice						\$11,222.76

Outstanding Invoices

Number	Date	Balance
48139	12/31/2020	2,067.42
Total		2,067.42

PO Number: 20-008351

R. Ramirez
2/16/21

Consent Agenda
03/02/2021
(Re)



User: mgustafson

DB: La Vista

Check #

Check Date

Vendor Name

Amount

Voided

134172	02/17/2021	COX COMMUNICATIONS, INC.	280.55	N
134173	02/17/2021	FELSBURG HOLT & ULLEVIG INC	1,828.75	N
134174	02/17/2021	LAMP RYNEARSON & ASSOCIATES	16,975.20	N
134175	02/17/2021	THOMPSON DREESSEN & DORNER, IN	5,200.00	N
134176	03/02/2021	ACTION BATTERIES UNLTD INC	112.50	N
134177	03/02/2021	AMAZON CAPITAL SERVICES, INC.	437.03	N
134178	03/02/2021	AT&T MOBILITY LLC	97.40	N
134179	03/02/2021	BERGANKDV LLC	20,000.00	N
134180	03/02/2021	BEST CARE EMPLOYEE ASST PROGRM	4,158.00	N
134181	03/02/2021	BIBLIOTHECA LLC	4.47	N
134182	03/02/2021	BISHOP BUSINESS EQUIPMENT COMPA	275.43	N
134183	03/02/2021	BUILDERS SUPPLY CO INC	40.32	N
134184	03/02/2021	CINTAS CORPORATION NO. 2	279.45	N
134185	03/02/2021	CITY OF OMAHA	693,473.39	N
134186	03/02/2021	CITY OF PAPILLION	10,202.95	N
134187	03/02/2021	CITY OF PAPILLION	208,707.00	N
134188	03/02/2021	CORNHUSKER INTL TRUCKS INC	21.97	N
134189	03/02/2021	COX COMMUNICATIONS, INC.	147.03	N
134190	03/02/2021	DEMCO INCORPORATED	176.74	N
134191	03/02/2021	DOUGLAS COUNTY SHERIFF'S OFC	887.50	N
134192	03/02/2021	FASTENAL COMPANY	31.15	N
134193	03/02/2021	FIRST WIRELESS INC	681.00	N
134194	03/02/2021	GALE	124.45	N
134195	03/02/2021	GRAYBAR ELECTRIC COMPANY INC	119.05	N
134196	03/02/2021	GREAT PLAINS UNIFORMS	120.00	N
134197	03/02/2021	GREY HOUSE PUBLISHING	345.00	N
134198	03/02/2021	INFOGROUP	2,500.00	N
134199	03/02/2021	INGRAM LIBRARY SERVICES	802.65	N
134200	03/02/2021	JOHNSON CONTROLS FIRE PROTECTIO	611.50	N
134201	03/02/2021	K ELECTRIC	586.04	N
134202	03/02/2021	LARSEN SUPPLY COMPANY	291.44	N
134203	03/02/2021	LIBRA INDUSTRIES INC	197.00	N
134204	03/02/2021	LIBRARY IDEAS LLC	7.50	N
134205	03/02/2021	LINE-X	420.00	N
134206	03/02/2021	LOGO LOGIX EMBROIDERY & SCREEN	248.00	N
134207	03/02/2021	MENARDS-RALSTON	195.88	N
134208	03/02/2021	METROPOLITAN COMMUNITY COLLEG	14,931.75	N
134209	03/02/2021	MIDWEST TAPE	576.94	N
134210	03/02/2021	MISEREZ, CYNTHIA	71.94	N
134211	03/02/2021	MOBOTREX, INC.	8,877.00	N
134212	03/02/2021	MOODY'S INVESTORS SERVICE, INC.	4,875.00	N
134213	03/02/2021	MSC INDUSTRIAL SUPPLY CO	827.67	N
134214	03/02/2021	NEBRASKA MUNICIPAL CLERKS ASSOC	45.00	N
134215	03/02/2021	NEBRASKA STATE FIRE MARSHAL	324.00	N
134216	03/02/2021	NORTH AMERICAN RESCUE	465.20	N
134217	03/02/2021	OCLC INC	161.21	N
134218	03/02/2021	OFFICE DEPOT INC	1,796.76	N
134220	03/02/2021	OMAHA WINNELSON SUPPLY	1,294.30	N
134221	03/02/2021	RAINBOW GLASS & SUPPLY INC	1,280.00	N
134222	03/02/2021	RED WING BUSINESS ADVANTAGE ACC	150.00	N
134223	03/02/2021	SAPP BROS, INC.	1,445.50	N
134224	03/02/2021	SARPY COUNTY ELECTION COMMISSIO	1,899.20	N
134225	03/02/2021	SARPY DOUGLAS LAW ENFORCE. ACAD	258.04	N
134226	03/02/2021	SHI INTERNATIONAL CORP.	4,142.75	N
134227	03/02/2021	SIGN IT	715.00	N
134228	03/02/2021	SOUTHERN UNIFORM & EQUIPMENT	192.96	N
134229	03/02/2021	SYMBOL ARTS LLC	997.75	N
134230	03/02/2021	THE COUNCIL OF STATE GOVERNMENT	112.50	N
134231	03/02/2021	THE NEW YORK TIMES	650.00	N
134232	03/02/2021	THE PENWORTHY COMPANY	559.32	N

User: mgustafson

DB: La Vista

Check #

Check #	Check Date	Vendor Name	Amount	Voided
134233	03/02/2021	TY'S OUTDOOR POWER & SERVICE	906.66	N
134234	03/02/2021	VERIZON CONNECT NWF, INC.	631.41	N
134235	03/02/2021	VERIZON WIRELESS	688.17	N
134236	03/02/2021	WALMART COMMUNITY BRC	443.85	N
134237	03/02/2021	WORLD TRADE PRESS	796.72	N
		TOTAL:	1,020,702.94	

APPROVED BY COUNCIL MEMBERS ON: 03/02/2021

COUNCIL MEMBER

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
MARCH 2, 2021 AGENDA

Subject:	Type:	Submitted By:
ZONING TEXT AMENDMENTS — SECTION 5.17 GATEWAY CORRIDOR DISTRICT AND THE GATEWAY CORRIDOR DISTRICT DESIGN GUIDELINE BOOKLET	◆ RESOLUTION ◆ ORDINANCE ◆ RECEIVE/FILE	CHRISTOPHER SOLBERG DEPUTY COMMUNITY DEVELOPMENT DIRECTOR

SYNOPSIS

A public hearing has been scheduled and an ordinance prepared to amend Section 5.17 (Gateway Corridor District (Overlay District)), and the Gateway Corridor District Design Guideline Booklet of the La Vista Zoning Ordinance.

FISCAL IMPACT

N/A.

RECOMMENDATION

Approval.

BACKGROUND

Based on the approved design of the Woodhouse Place development at 144th and Giles, staff has concluded that the approved light fixture for the Woodhouse Place development should be the same for the rest of the 144th Street corridor for consistency of infrastructure design. Changes to the Gateway Corridor District Design Guideline Booklet have been proposed to allow the light fixture approved for Woodhouse Place to be used for development projects along the 144th Street corridor.

Additional changes within the ordinance and the guideline booklet were also incorporated to clarify and simplify applicability of the guidelines for projects within the Gateway Corridor District.

A redlined version of the proposed changes is attached.

STAFF RECOMMENDATION:

Staff recommends approval of the proposed zoning text amendments to Section 5.17 of the City of La Vista Zoning Ordinance and the Gateway Corridor District Design Guideline Booklet.

PLANNING COMMISSION RECOMMENDATION:

The Planning Commission held a public hearing on February 4, 2021 and unanimously voted to recommend approval of the proposed amendments.

ORDINANCE NO. _____

AN ORDINANCE TO AMEND SECTION 5.17 OF ORDINANCE NO. 848 (ZONING ORDINANCE); TO REPEAL SECTION 5.17 OF ORDINANCE NO. 848 AS PREVIOUSLY ENACTED; 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. Amendment of Section 5.17. Section 5.17 of the Ordinance No. 848 is hereby amended to read as follows:

Section 5.17 GATEWAY CORRIDOR DISTRICT (OVERLAY DISTRICT)

5.17.01 Intent:

The City of La Vista has established basic site and building development criteria to be implemented within the boundaries of this overlay district *for all multi-family, industrial, and commercial building projects*. The Gateway Corridor District has been established in order to implement the policies developed in the Future Land Use Plan portion of the Comprehensive Development Plan. These criteria include, but are not limited to the following: landscaping, building material selection, lighting, and interior street development. The purpose for regulating these issues is to provide for cohesive and properly developed entrances into the City corridor. Guiding development in this manner promotes the general health, safety and welfare of the residents within the zoning jurisdiction of the City, by providing quality design and construction which will also aid in the protection of past and future investment in the corridor. (**Ordinance No. 1172, 3-20-12**)

Within the Gateway Corridor Overlay District there is a sub-area secondary overlay centered on the intersection of 96th and Giles Road (see Official Zoning map). The purpose of this secondary overlay evolves around a partnership between the City of La Vista and Metropolitan Community College which have made a significant investment in the community with the new La Vista Public Library / MCC Sarpy Center. The City's desire is that this district be the standard of quality for all *multi-family, industrial, and commercial building projects* within this *geographically defined area*. See Section 5.17.06 for special design criteria for this sub-area. (**Ordinance No. 1048, 10-2-07**)

5.17.02 Purpose:

The purpose of these criteria is to establish a checklist of those items that affect the physical aspect of La Vista's environment. Pertinent to appearance is the design of the site, building and structures, planting, signs, street hardware, and miscellaneous other objects that are observed by the public.

The criteria contained herein are not intended to restrict imagination, innovation or variety, but rather to assist in focusing on design principles that can result in creative solutions that will develop a satisfactory visual appearance within the city, preserve taxable values, and promote the public health, safety and welfare.

5.17.03 Geographic Area:

For a geographically defined area of the Gateway Corridor Overlay District, see the Official Zoning Map. If a site is partially covered by said overlay district, then the entire site is to be covered by these regulations. (**Ordinance No. 1048, 10-2-07**) (**Ordinance No. 1172, 3-20-12**)

The sub-area secondary overlay -area occurs within all developments that front on the 96th Street and Giles Road corridors including:

- Giles Road Corridor – from 90th Street to 108th Street.
- 96th Street Corridor – from Harrison Street to *Portal* Road

If a site is partially covered by said sub-area secondary overlay district, then the entire portion of the site facing 96th and/or Giles Road is to be covered by these regulations. See Section 5.17.06 for special design criteria for this geographic area. *For a geographically defined area, see the Official Zoning Map.*

(Ordinance No. 1048, 10-2-07)

5.17.04 Criteria for Application:

5.17.04.01 New construction and modification of existing buildings, including the structure and the surrounding property, are required to have compliance reviewed through the design review process.
(Ordinance No. 1201, 9-17-13)

5.17.04.02 Exceptions:
Conformance to this Building Criteria shall not apply if the project consists of one of the following:

1. Construction or modification of a single-family residence or duplex.
2. Structural Modification which will not be visible from outside the structure.

5.17.05 Criteria for Appearance

5.17.05.01 Relationship of Buildings to Site. *(Ordinance No. 1201, 9-17-13)*
The site shall be planned to accomplish a desirable transition with the streetscape and to provide for adequate planting, safe pedestrian movement, and parking areas.

1. Site planning is encouraged to provide an interesting relationship between buildings.
2. Building and site designs shall relate to and promote pedestrian scale.
3. Parking areas shall be treated with decorative elements, building wall extensions, plantings, berms, or other innovative means so as to screen parking areas from view from public ways and adjacent properties.
4. Without restricting the permissible limits of the applicable zoning district, the height and scale of each building shall be compatible with its site and existing (or anticipated) adjoining buildings. Multi-story facades shall be divided providing pedestrian scale.
5. Newly installed utility services, and service revisions necessitated by exterior alterations, shall be underground.

5.17.05.02 Relationship of Buildings and Site to Adjoining Area (Outside Of Subdivision).

1. Adjacent buildings of different architectural styles shall be made compatible by such means as screens, sight breaks, and materials.
2. Attractive landscape transitions shall be designed to be compatible to adjoining properties.
3. Harmony in texture, lines, and masses is required. Monotony shall be avoided.

5.17.05.03 Landscape and Site Treatment.

Landscape elements included in these criteria consist of all forms of planting and vegetation, ground forms, rock groupings, water patterns, and all visible construction except buildings and utilitarian structures.

1. Where natural or existing topographic patterns contribute to beauty and utility of a development, they shall be preserved and developed. Modification to topography will be permitted where it contributes to good site design and development. All modifications to topography shall be designed to provide varied and more natural grading practices. Consistent, even topography that provides an engineered feel is not acceptable.
(Ordinance No. 1201, 9-17-13)
2. Grades of walks, parking spaces, terraces, and other paved areas shall provide an inviting and stable appearance for walking and, if seating is provided, for sitting.
3. Landscape treatments shall be provided to enhance architectural features, strengthen vistas and important axis, and provide shade. Spectacular effects shall be reserved for special locations only.
4. Unity of design shall be achieved by repetition of certain plant varieties and other materials and by correlation with adjacent developments. All projects need to use a minimum of the

following listed plant varieties of the plants listed in Appendix A of the Gateway Corridor District Design Guideline Booklet.

(Ordinance No. 1201, 9-17-13)

- A minimum of two species listed under the deciduous tree category
- A minimum of one species listed under the coniferous tree category
- A minimum of one species listed under the deciduous shrubs category
- A minimum of one species listed under the coniferous shrubs category

5. Plant material shall be selected for interest in its structure, texture, and color and for its ultimate growth. Plants that are indigenous to the area and others that will be hardy, harmonious to the design, and of good appearance shall be used.
6. The landscape plan shall be designed to provide natural undulating landscape forms. Avoid consistent strait line pairings. **(Ordinance No. 1201, 9-17-13)**
7. Irrigation of all landscape elements as defined above and turf area is required. Provide specification or information showing compliance in the design submittal. **(Ordinance No. 1201, 9-17-13)**
8. Parking areas and traffic ways shall be enhanced with landscaped spaces containing trees or tree groupings.
9. Screening of service yards and other places that tend to be unsightly shall be accomplished by use of walls, fencing, planting, or combinations of those. Screening shall be equally effective in winter and summer.
10. Exterior lighting, when used, shall enhance the building design and the adjoining landscape. Lighting standards and fixtures for the parking areas and drives within the building area shall be similar in appearance and quality level as the light fixtures identified in Appendix B of the Gateway Corridor District Design Guideline Booklet. Building fixtures shall be of a design and size compatible with the building and adjacent areas. Lighting shall be restrained in design and excessive brightness avoided. Wall Pack lighting and exterior lighting with visible lamps is not permitted. Lighting shall be Dark Sky compliant and limit wash onto abutting properties. Exceptions to Dark Sky compliance may be made for specific emergency lighting situations. Fixture, poles, and/or other support cut sheets are required in the design submittal for all exterior lighting fixtures to be utilized. **(Ordinance No. 1201, 9-17-13)**
11. Storm water management shall be integrated into the design of the site and landscaping. Storm water management criteria are found in the following reference materials: **(Ordinance No. 1201, 9-17-13)**
 - Papillion Creek Watershed Partnership Storm Water Management Policies
 - Storm Water Management Regulations, Chapter 154 of the City of La Vista Municipal Code
 - City of La Vista Subdivision Regulations, 2003 edition and latest amendments.
 - Omaha Regional Storm Water Design Manual, Draft Revision of Chapter 8 dated June 2012, or latest edition.
 - Nebraska Bioretention and Rain Garden Plants Guide, 2010 or latest edition as published by the UNL Extension Office

Plant selection shall take into consideration the depth and duration of storm water ponding in water quality detention areas and shall take into consideration long term operation and maintenance requirements to remove accumulated pollutants and/or to replace amended soils. **(Ordinance No. 1201, 9-17-13)**

5.17.05.04 Building Design. (**Ordinance No. 1201, 9-17-13**)

1. Architectural style is not restricted; however, architectural style should be consistent throughout the subdivision. See Gateway Corridor District Design Guideline Booklet for examples of developments considered meeting this concept.
Evaluation of the appearance of a project shall be based on the quality of its design and relationship to surroundings and provide a comfortable pedestrian experience.
2. Buildings shall have good scale and be in harmonious conformance with permanent neighboring development.
3. All buildings are to be designed from a four-sided (360 degree) structure perspective, thus requiring the same caliber of finishes and design attention on all facades of the building. Large areas of blank exterior are to be avoided and are grounds for non-compliance.
4. Building Materials: (i) The primary building material of all portions of the building shall be brick (clay or stone) with its color selected for harmony of the building with adjoining buildings within its subdivision. The La Vista staff and design review architect may allow other primary building material of good architectural character, such as integral colored split faced concrete block for industrial buildings or portions of the building not visible from public view (i.e. facades that back up to the landscape buffer between commercial and residential buildings). Other secondary building materials shall have good architectural character and shall be selected for harmony of the building with adjoining buildings. Prefinished metal is acceptable for upper levels of multi-story buildings. (ii) Materials shall be selected for suitability to the type of buildings and the design in which they are used. Buildings shall have the same materials, or those that are architecturally harmonious, used for all building walls and other exterior building components wholly or partly visible from public ways. (iii) Materials shall be of durable quality such as (PDF needs to be edited here). Any material requiring a field-applied finish shall have a long life, i.e. coatings such as "TNEMEC" or equal. Product data shall be submitted for review. (iv) In any design in which the structural frame is exposed to view, the structural materials shall be compatible within themselves and harmonious with their surroundings.
5. Building components, such as windows, doors, eaves and parapets, shall have good proportions and relationships to one another.
6. Colors shall be harmonious and shall include only compatible accents.
7. Portions of low slope roofs of less than 1/12 may be allowed. They may be either adhered or ballasted. If adhered, the membrane shall be in the lighter color ranges, such as white, to be more energy conscious and less absorptive. An SRI of 29 or greater is required.
8. Equipment Screening: Mechanical equipment or other utility hardware on roof, ground, or buildings shall be screened from public view with materials harmonious with the building, or they shall be so located as not to be visible from the elevation view and all angles associated with any public view. A section view shall be provided demonstrating appropriate screening. Mechanical screening shall match building elements and materials.
9. Exterior lighting shall be part of the architectural concept. Fixtures, standards, and all exposed accessories shall be harmonious with building design. Use of more energy conscious lamps, such as LEDs or similar, is encouraged.
10. If used, fencing and site furniture, including waste cans, directories, ash urns, bike racks, guard rails or railing enclosures, shall be similar to those as shown in Appendix C

of the Gateway Corridor District Design Guideline Booklet. The color of the site furnishings shall blend with the colors of the rest of the building/site.

11. Refuse and waste removal areas, service yards, storage yards, and exterior work areas shall be screened from view from public ways, using materials as stated in criteria for equipment screening. Doors for access shall remain closed except when personnel are present. Designers may consider convenient alternate access for daily pedestrian use such as a side door with closer.
12. All landscaping shall be in compliance with the Landscaping Requirements from the City of La Vista Zoning Ordinance.
13. Monotony of design in single or multiple building projects shall be avoided. Variation of detail, form, and siting shall be used to provide visual interest. In multiple building projects, variable siting of individual buildings may be used to prevent a monotonous appearance.
14. Exterior ladders are not allowed within the Gateway Corridor District.
15. Exterior bracing of parapets or other features shall be screened from elevation views. Screening shall match building elements and materials.
16. Drive-through locations. Transaction location at a drive through shall not be on an arterial street frontage. Exceptions may be granted due to site restraints.

5.17.05.05 Signs (*Ordinance No. 1201, 9-17-13*)

1. Every sign shall have good scale and proportion in its design and in its visual relationship to the buildings and surroundings.
2. Every sign shall be designed as an integral architectural element of the building and site to which it principally relates.
3. The colors, materials, and lighting of every sign shall be restrained and harmonious with the building and sit to which it principally relates.
4. The number of graphic elements on a sign shall be held to the minimum needed to convey the sign's major message and shall be composed in proportion to the area of the sign face.
5. Each sign shall be compatible with signs on adjoining premises and shall not compete for attention.
6. Identification signs of a prototype design and corporation logos shall conform to the criteria for all other signs.
7. Menu Boards shall be incorporated as a site element and not be post mounted. No exposed utilities or conduit is allowed. Locate signs to minimize view from public ways and they are required to be screened with landscaping or by other means.

5.17.05.06 Maintenance – Planning and Design Factors. (*Ordinance No. 1201, 9-17-13*)

1. Continued good appearance depends upon the extent and quality of maintenance. The choice of materials and their use, together with the types of finishes and other protective measures, must be conducive to easy maintenance and upkeep.
2. Materials and finishes shall be selected for their durability and wear as well as for their beauty. Proper measures and devices shall be incorporated into the design for protection against the elements, neglect, damage, and abuse.
3. If prefinished metal is allowed, TNEMEC coated metal, or approved equal are required.

5.17.06 Sub-area Secondary Overlay

5.17.06.01 Special Criteria For Sub-area.

The criteria found in this section are intended to be supplemental to the design standards stated in previous sections of this Article. See section 5.17.02 and 5.17.03 for purpose and geographic area of the Sub-area.

5.17.06.02 **Landscape And Site Treatment.**

1. Unity of design shall be achieved by repetition of certain plant varieties and other materials and by correlation with adjacent developments. All projects need to use a minimum of the following listed plant varieties of the plants used at the La Vista Public Library / MCC Sarpy Center. See Gateway Corridor District Design Guideline Booklet for a listing of those plant materials.
 - A. A minimum of two (2) species listed under the deciduous tree category.
 - B. A minimum of one (1) species listed under the coniferous tree category.
 - C. A minimum of one (1) species listed under the deciduous shrub category.
 - D. A minimum of one (1) species listed under the coniferous shrub category.
2. Exterior lighting, when used, shall enhance the building design and the adjoining landscape. Lighting standards and fixtures for the parking areas and drives within the commercial building area shall be similar in appearance and quality level as the light fixtures used at the La Vista Public Library / MCC Sarpy Center. See Gateway Corridor District Design Guideline Booklet for information on the required light fixture style. Building fixtures shall be of a design and size compatible with the building and adjacent areas. Lighting shall be restrained in design and excessive brightness avoided.

5.17.06.03 **Building Design.**
 The primary building material of all portions of the building shall be brick (clay) with its color selected for harmony of the building with adjoining buildings within its subdivision. The La Vista staff and design review architect may allow other primary building designs (of good architectural character i.e. split faced concrete block) for portions of the building not visible from public areas (i.e. facades that back up to landscape buffer between commercial buildings and residential). Other secondary building materials shall have good architectural character and shall be selected for harmony of the building with adjoining buildings.

5.17.07

Factors For Evaluation

The following factors and characteristics, which affect the appearance of a development, will govern the evaluation of a design submission:

- 5.17.07.01 Conformance to ordinances and the Design Guideline.
- 5.17.07.02 Logic of design.
- 5.17.07.03 Exterior space utilization.
- 5.17.07.04 Architectural character.
- 5.17.07.05 Attractiveness of material selection.
- 5.17.07.06 Harmony and compatibility.
- 5.17.07.07 Circulation-vehicular and pedestrian.
- 5.17.07.08 Maintenance aspects.
- 5.17.07.09 Pedestrian Scale (**Ordinance No. 1201, 9-17-13**)

5.17.09 Resubmittal Requirements

After the initial submittal, digital submissions are acceptable, with the exception of material and color samples. A final hard copy submittal in 11" x 17" format shall be required after final approval. (**Ordinance No. 1201, 9-17-13**)

5.17.08 Approval of Changes After Design Acceptance

It is the owner's responsibility to point out and submit any exterior modifications that occur between design acceptance and completion of

construction to assure timely issuance of a Certificate of Occupancy.
(Ordinance No. 1201, 9-17-13)

5.17.10

Process.

5.17.10.01 **Pre-application Conference (Optional):**
A pre-application conference with city staff to give the applicant an opportunity to discuss plans before a great deal of time or money is expended. If a certain design is inappropriate, the applicant will know beforehand. Although this step is optional, **it is highly recommended.**
(Ordinance No. 1201, 9-17-13)

5.17.10.02 **Application for Design Review:**
The applicant needs to fill out the "Application for Design Review" and submit it along with the required submittals. A listing of required submittals is included as part of the application form. The application fee required for this submittal shall be in accordance with La Vista's Master Fee Schedule. **(Ordinance No. 1201, 9-17-13)**

5.17.10.03 **Design Review:**
The City of La Vista staff in association with the city design review architect will review the submittal documents for compliance with the Gateway Corridor District Design Guideline Booklet.

5.17.10.04 **Schedule of Reviews**
A completed application will take approximately three weeks to review. Incomplete applications may cause a delay. Additional reviews will be necessary for all revised submittals until a Certificate of Approval is issued.
(Ordinance No. 1201, 9-17-13)

5.17.10.05 **Certificate of Approval:**
Upon a successful review the City of La Vista will issue to the applicant a Certificate of Approval. A copy of this will need to be included with the Building Permit documents in order to receive a Building Permit.

5.17.10.06 **Waivers:**
The applicant may request the City Administrator to waive strict conformance with Gateway Corridor District Design Guidelines for Small Projects. The City Administrator may grant the request upon written finding that the design enhances its setting and meets the overall intent and spirit of the Design Guidelines.

5.17.10.06 **Appeals:**
In the event where the applicant, City staff and City design review architect cannot come to an agreement within 180 days of initial application submission, the applicant request a meeting with the City Administrator regarding an appeal to the City Council. **(Ordinance No. 1172, 3-20-12)**

5.17.10.07 **Certificate of Occupancy:**
After the building permit is issued, all design requirements must be completed as approved in order for a Certificate of Occupancy to be issued for the building

5.17.10.08 **Maintenance of Design Requirements:**
The applicant needs to maintain the design requirements for the life of the project. In the event that they fail to do so the City may revoke the Occupancy Permit.

5.17.10.09 **Fees:**
Fees may apply to each individual step as established in the Master Fee Schedule.

SECTION 2. Repeal of Section 5.17 as Previously Enacted. Section 5.17 of Ordinance No. 848 as previously enacted is hereby repealed.

SECTION 3. 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, 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 4. Effective Date. This ordinance shall be in full force and effect from and after passage, approval and publication as provided by law.

SECTION 5. This ordinance shall be published in pamphlet form and take effect as provided by law.

PASSED AND APPROVED THIS 2ND DAY OF MARCH 2021.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

Section 5.17 GATEWAY CORRIDOR DISTRICT (OVERLAY DISTRICT)

5.17.01 Intent:

The City of La Vista has established basic site and building development criteria to be implemented within the boundaries of this overlay district *for all multi-family, industrial, and commercial building projects*. The Gateway Corridor District has been established in order to implement the policies developed in the Future Land Use Plan portion of the Comprehensive Development Plan. These criteria include, but are not limited to the following: landscaping, building material selection, lighting, and interior street development. The purpose for regulating these issues is to provide for cohesive and properly developed entrances into the City corridor. Guiding development in this manner promotes the general health, safety and welfare of the residents within the zoning jurisdiction of the City, by providing quality design and construction which will also aid in the protection of past and future investment in the corridor. (*Ordinance No. 1172, 3-20-12*)

Within the Gateway Corridor Overlay District there is a sub-area secondary overlay centered on the intersection of 96th and Giles Road (see Official Zoning map). The purpose of this secondary overlay evolves around a partnership between the City of La Vista and Metropolitan Community College which have made a significant investment in the community with the new La Vista Public Library / MCC Sarpy Center. The City's desire is that this district be the standard of quality for all *multi-family, industrial, and commercial building projects* within this *geographically defined area*. See Section 5.17.06 for special design criteria for this sub-area. (*Ordinance No. 1048, 10-2-07*)

5.17.02 Purpose:

The purpose of these criteria is to establish a checklist of those items that affect the physical aspect of La Vista's environment. Pertinent to appearance is the design of the site, building and structures, planting, signs, street hardware, and miscellaneous other objects that are observed by the public.

The criteria contained herein are not intended to restrict imagination, innovation or variety, but rather to assist in focusing on design principles that can result in creative solutions that will develop a satisfactory visual appearance within the city, preserve taxable values, and promote the public health, safety and welfare.

5.17.03 Geographic Area:

For a geographically defined area of the Gateway Corridor Overlay District, see the Official Zoning Map. If a site is partially covered by said overlay district, then the entire site is to be covered by these regulations. (*Ordinance No. 1048, 10-2-07*) (*Ordinance No. 1172, 3-20-12*)

The sub-area secondary overlay -area occurs within all developments that front on the 96th Street and Giles Road corridors including:

- Giles Road Corridor – from 90th Street to 108th Street.
- 96th Street Corridor – from Harrison Street to *Portal* Road

If a site is partially covered by said sub-area secondary overlay district, then the entire portion of the site facing 96th and/or Giles Road is to be covered by these regulations. See Section 5.17.06 for special design criteria for this geographic area. *For a geographically defined area, see the Official Zoning Map.* (*Ordinance No. 1048, 10-2-07*)

5.17.04 Criteria for Application:

5.17.04.01 New construction and modification of existing buildings, including the structure and the surrounding property, are required to have compliance reviewed through the design review process.

5.17.04.02 Exceptions:

Conformance to this Building Criteria shall not apply if the project consists of one of the following:

1. Construction or modification of a single-family residence or duplex.
2. Structural Modification which will not be visible from outside the structure.
3. Modification of a property which:
 - a. The modification constitutes less than 25% of the existing building's main façade; or
 - b. The modification constitutes less than 25% of the building's overall elevations; or

e. Building improvements are estimated to cost under \$25,000; or
d. Site improvements are estimated to cost under \$10,000.

5.17.05 Criteria for Appearance

5.17.05.01

Relationship of Buildings to Site.

The site shall be planned to accomplish a desirable transition with the streetscape and to provide for adequate planting, safe pedestrian movement, and parking areas.

1. Site planning is encouraged to provide an interesting relationship between buildings.
2. Building and site designs shall relate to and promote pedestrian scale.
3. Parking areas shall be treated with decorative elements, building wall extensions, plantings, berms, or other innovative means so as to screen parking areas from view from public ways and adjacent properties.
4. Without restricting the permissible limits of the applicable zoning district, the height and scale of each building shall be compatible with its site and existing (or anticipated) adjoining buildings. Multi-story facades shall be divided providing pedestrian scale.
5. Newly installed utility services, and service revisions necessitated by exterior alterations, shall be underground.

5.17.05.02

Relationship of Buildings and Site to Adjoining Area (Outside Of Subdivision).

1. Adjacent buildings of different architectural styles shall be made compatible by such means as screens, sight breaks, and materials.
2. Attractive landscape transitions shall be designed to be compatible to adjoining properties.
3. Harmony in texture, lines, and masses is required. Monotony shall be avoided.

5.17.05.03

Landscape and Site Treatment.

Landscape elements included in these criteria consist of all forms of planting and vegetation, ground forms, rock groupings, water patterns, and all visible construction except buildings and utilitarian structures.

1. Where natural or existing topographic patterns contribute to beauty and utility of a development, they shall be preserved and developed. Modification to topography will be permitted where it contributes to good site design and development. All modifications to topography shall be designed to provide varied and more natural grading practices. Consistent, even topography that provides an engineered feel is not acceptable.
2. Grades of walks, parking spaces, terraces, and other paved areas shall provide an inviting and stable appearance for walking and, if seating is provided, for sitting.
3. Landscape treatments shall be provided to enhance architectural features, strengthen vistas and important axis, and provide shade. Spectacular effects shall be reserved for special locations only.
4. Unity of design shall be achieved by repetition of certain plant varieties and other materials and by correlation with adjacent developments. All projects need to use a minimum of the following listed plant varieties of the plants listed in Appendix A of the Gateway Corridor District Design Guideline Booklet.
 - A minimum of two species listed under the deciduous tree category
 - A minimum of one species listed under the coniferous tree category
 - A minimum of one species listed under the deciduous shrubs category
 - A minimum of one species listed under the coniferous shrubs category
5. Plant material shall be selected for interest in its structure, texture, and color and for its ultimate growth. Plants that are indigenous to the area and others that will be hardy, harmonious to the design, and of good appearance shall be used.
6. The landscape plan shall be designed to provide natural undulating landscape forms. Avoid consistent straight line pairings.
7. Irrigation of all landscape elements as defined above and turf area is required. Provide specification or information showing compliance in the design submittal.
8. Parking areas and traffic ways shall be enhanced with landscaped spaces containing trees or tree groupings.

9. Screening of service yards and other places that tend to be unsightly shall be accomplished by use of walls, fencing, planting, or combinations of those. Screening shall be equally effective in winter and summer.
10. Exterior lighting, when used, shall enhance the building design and the adjoining landscape. Lighting standards and fixtures for the parking areas and drives within the building area shall be similar in appearance and quality level as the light fixtures identified in Appendix B of the Gateway Corridor District Design Guideline Booklet. Building fixtures shall be of a design and size compatible with the building and adjacent areas. Lighting shall be restrained in design and excessive brightness avoided. Wall Pack lighting and exterior lighting with visible lamps is not permitted. Lighting shall be Dark Sky compliant and limit wash onto abutting properties. Exceptions to Dark Sky compliance may be made for specific emergency lighting situations. Fixture, poles, and/or other support cut sheets are required in the design submittal for all exterior lighting fixtures to be utilized.
11. Storm water management shall be integrated into the design of the site and landscaping. Storm water management criteria are found in the following reference materials:
 - Papillion Creek Watershed Partnership Storm Water Management Policies
 - Storm Water Management Regulations, Chapter 154 of the City of La Vista Municipal Code
 - City of La Vista Subdivision Regulations, 2003 edition and latest amendments.
 - Omaha Regional Storm Water Design Manual, Draft Revision of Chapter 8 dated June 2012, or latest edition.
 - Nebraska Bioretention and Rain Garden Plants Guide, 2010 or latest edition as published by the UNL Extension Office

Plant selection shall take into consideration the depth and duration of storm water ponding in water quality detention areas and shall take into consideration long term operation and maintenance requirements to remove accumulated pollutants and/or to replace amended soils.

5.17.05.04

Building Design.

1. Architectural style is not restricted; however, architectural style should be consistent throughout the subdivision. See Gateway Corridor District Design Guideline Booklet for examples of developments considered meeting this concept. **Evaluation of the appearance of a project shall be based on the quality of its design and relationship to surroundings and provide a comfortable pedestrian experience.**
2. Buildings shall have good scale and be in harmonious conformance with permanent neighboring development.
3. All buildings are to be designed from a four-sided (360 degree) structure perspective, thus requiring the same caliber of finishes and design attention on all facades of the building. Large areas of blank exterior are to be avoided and are grounds for non-compliance.
4. Building Materials: (i) The primary building material of all portions of the building shall be brick (clay or stone) with its color selected for harmony of the building with adjoining buildings within its subdivision. The La Vista staff and design review architect may allow other primary building material of good architectural character, such as integral colored split faced concrete block for industrial buildings or portions of the building not visible from public view (i.e. facades that back up to the landscape buffer between commercial and residential buildings). Other secondary building materials shall have good architectural character and shall be selected for harmony of the building with adjoining buildings. Prefinished metal is acceptable for upper levels of multi-story buildings. (ii) Materials shall be selected for suitability to the type of buildings and the design in which they are used. Buildings shall have the same materials, or those that are architecturally harmonious, used for all building walls and other exterior building components wholly or partly visible from public ways. (iii) Materials shall be of durable quality such as prefinished or integral color for long life with minimal maintenance. Any material requiring a field-applied finish shall have

long life, i.e. coatings such as “TNEMEC” or equal. Product data shall be submitted for review. (iv) In any design in which the structural frame is exposed to view, the structural materials shall be compatible within themselves and harmonious with their surroundings..

5. Building components, such as windows, doors, eaves and parapets, shall have good proportions and relationships to one another.
6. Colors shall be harmonious and shall include only compatible accents.
7. Portions of low slope roofs of less than 1/12 may be allowed. They may be either adhered or ballasted. If adhered, the membrane shall be in the lighter color ranges, such as white, to be more energy conscious and less absorptive. An SRI of 29 or greater is required.
8. Equipment Screening: Mechanical equipment or other utility hardware on roof, ground, or buildings shall be screened from public view with materials harmonious with the building, or they shall be so located as not to be visible from the elevation view and all angles associated with any public view. A section view shall be provided demonstrating appropriate screening. Mechanical screening shall match building elements and materials.
9. Exterior lighting shall be part of the architectural concept. Fixtures, standards, and all exposed accessories shall be harmonious with building design. Use of more energy conscious lamps, such as LEDs or similar, is encouraged.
10. If used, fencing and site furniture, including waste cans, directories, ash urns, bike racks, guard rails or railing enclosures, shall be similar to those as shown in Appendix C of the Gateway Corridor District Design Guideline Booklet. The color of the site furnishings shall blend with the colors of the rest of the building/site.
11. Refuse and waste removal areas, service yards, storage yards, and exterior work areas shall be screened from view from public ways, using materials as stated in criteria for equipment screening. Doors for access shall remain closed except when personnel are present. Designers may consider convenient alternate access for daily pedestrian use such as a side door with closer.
12. All landscaping shall be in compliance with the Landscaping Requirements from the City of La Vista Zoning Ordinance.
13. Monotony of design in single or multiple building projects shall be avoided. Variation of detail, form, and siting shall be used to provide visual interest. In multiple building projects, variable siting of individual buildings may be used to prevent a monotonous appearance.
14. Exterior ladders are not allowed within the Gateway Corridor District.
15. Exterior bracing of parapets or other features shall be screened from elevation views. Screening shall match building elements and materials.
16. Drive-through locations. Transaction location at a drive through shall not be on an arterial street frontage. Exceptions may be granted due to site restraints.

5.17.05.05

Signs.

1. Every sign shall have good scale and proportion in its design and in its visual relationship to the buildings and surroundings.
2. Every sign shall be designed as an integral architectural element of the building and site to which it principally relates.
3. The colors, materials, and lighting of every sign shall be restrained and harmonious with the building and sit to which it principally relates.
4. The number of graphic elements on a sign shall be held to the minimum needed to convey the sign’s major message and shall be composed in proportion to the area of the sign face.
5. Each sign shall be compatible with signs on adjoining premises and shall not compete for attention.
6. Identification signs of a prototype design and corporation logos shall conform to the criteria for all other signs.
7. Menu Boards shall be incorporated as a site element and not be post mounted. No exposed utilities or conduit is allowed. Locate signs to minimize view from public ways and they are required to be screened with landscaping or by other means.

5.17.05.06 Maintenance – Planning and Design Factors.

1. Continued good appearance depends upon the extent and quality of maintenance. The choice of materials and their use, together with the types of finishes and other protective measures, must be conducive to easy maintenance and upkeep.
2. Materials and finishes shall be selected for their durability and wear as well as for their beauty. Proper measures and devices shall be incorporated into the design for protection against the elements, neglect, damage, and abuse.
3. If prefinished metal is allowed, TNEMEC coated metal, or approved equal are required.

5.17.06 Sub-area Secondary Overlay

5.17.06.01 Special Criteria for Sub-area.

The criteria found in this section are intended to be supplemental to the design standards stated in previous sections of this Article. See section 5.17.02 and 5.17.03 for purpose and geographic area of the Sub-area.

5.17.06.02 Landscape and Site Treatment.

1. Unity of design shall be achieved by repetition of certain plant varieties and other materials and by correlation with adjacent developments. All projects need to use a minimum of the following listed plant varieties of the plants used at the La Vista Public Library / MCC Sarpy Center. See Gateway Corridor District Design Guideline Booklet for a listing of those plant materials.
 - A minimum of two (2) species listed under the deciduous tree category.
 - A minimum of one (1) species listed under the coniferous tree category.
 - A minimum of one (1) species listed under the deciduous shrub category.
 - A minimum of one (1) species listed under the coniferous shrub category.
2. Exterior lighting, when used, shall enhance the building design and the adjoining landscape. Lighting standards and fixtures for the parking areas and drives within the commercial building area shall be similar in appearance and quality level as the light fixtures used at the La Vista Public Library / MCC Sarpy Center. See Gateway Corridor District Design Guideline Booklet for information on the required light fixture style. Building fixtures shall be of a design and size compatible with the building and adjacent areas. Lighting shall be restrained in design and excessive brightness avoided.

5.17.06.03 Building Design.

The primary building material of all portions of the building shall be brick (clay) with its color selected for harmony of the building with adjoining buildings within its subdivision. The La Vista staff and design review architect may allow other primary building designs (of good architectural character i.e. split faced concrete block) for portions of the building not visible from public areas (i.e. facades that back up to landscape buffer between commercial buildings and residential). Other secondary building materials shall have good architectural character and shall be selected for harmony of the building with adjoining buildings.

5.17.07 Factors For Evaluation

The following factors and characteristics, which affect the appearance of a development, will govern the evaluation of a design submission:

- 5.17.07.01 Conformance to ordinances and the Design Guideline..
- 5.17.07.02 Logic of design.
- 5.17.07.03 Exterior space utilization.
- 5.17.07.04 Architectural character.
- 5.17.07.05 Attractiveness of material selection.
- 5.17.07.06 Harmony and compatibility.
- 5.17.07.07 Circulation-vehicular and pedestrian.
- 5.17.07.08 Maintenance aspects.
- 5.17.07.09 Pedestrian Scale

5.17.09 Resubmittal Requirements

After the initial submittal, digital submissions are acceptable, with the exception of material and color samples. A final hard copy submittal in 11" x 17" format shall be required after final approval.

5.17.08 Approval of Changes After Design Acceptance

It is the owner's responsibility to point out and submit any exterior modifications that occur between design acceptance and completion of construction to assure timely issuance of a Certificate of Occupancy.

5.17.10 Process.

5.17.10.01

Pre-application Conference (Optional):

A pre-application conference with city staff to give the applicant an opportunity to discuss plans before a great deal of time or money is expended. If a certain design is inappropriate, the applicant will know beforehand. Although this step is optional, **it is highly recommended.**

5.17.10.02

Application for Design Review:

The applicant needs to fill out the "Application for Design Review" and submit it along with the required submittals. A listing of required submittals is included as part of the application form. The application fee required for this submittal shall be in accordance with La Vista's Master Fee Schedule.

5.17.10.03

Design Review:

The City of La Vista staff in association with the city design review architect will review the submittal documents for compliance with the Gateway Corridor District Design Guideline Booklet.

5.17.10.04

Schedule of Reviews

A completed application will take approximately three weeks to review. Incomplete applications may cause a delay. Additional reviews will be necessary for all revised submittals until a Certificate of Approval is issued.

5.17.10.05

Certificate of Approval:

Upon a successful review the City of La Vista will issue to the applicant a Certificate of Approval. A copy of this will need to be included with the Building Permit documents in order to receive a Building Permit.

5.17.10.06

Waivers:

The applicant may request the City Administrator to waive strict conformance with Gateway Corridor District Design Guidelines for Small Projects. The City Administrator may grant the request upon written finding that the design enhances its setting and meets the overall intent and spirit of the Design Guidelines.

5.17.10.0607

Appeals:

In the event where the applicant, City staff and City design review architect cannot come to an agreement within 180 days of initial application submission, the applicant request a meeting with the City Administrator regarding an appeal to the City Council. (**Ordinance No. 1172, 3-20-12**)

5.17.10.0708

Certificate of Occupancy:

After the building permit is issued, all design requirements must be completed as approved in order for a Certificate of Occupancy to be issued for the building

5.17.10.0809

Maintenance of Design Requirements:

The applicant needs to maintain the design requirements for the life of the project. In the event that they fail to do so the City may revoke the Occupancy Permit.

5.17.10.09010

Fees:

Fees may apply to each individual step as established in the Master Fee Schedule.

**GATEWAY CORRIDOR DISTRICT
DESIGN GUIDELINE**

City of La Vista, Nebraska



**La Vista City Hall
8116 Park View Boulevard
La Vista, Nebraska**
17 September
2013 March 2, 2021



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1. INTRODUCTION

The City of La Vista, in partnership with Metropolitan Community College, has made a significant investment in the community with the 1999 completion of the new La Vista Public Library/MCC Sarpy Center. The City's desire is that this project be the standard of quality for all Commercial Building Projects within the City of La Vista. Consequently, the City of La Vista has developed the *Gateway Corridor District Design Guideline* that deals with the design of the site, building and structures, planting, signs, street hardware, and miscellaneous other objects that are observed by the public.

The criteria contained herein are not intended to restrict imagination, innovation, or variety, but rather to assist in focusing on design principles that can result in creative solutions that will develop a satisfactory visual appearance within the city, preserve taxable values, and promote the public health, safety, and welfare.

The Guidelines as detailed in this document were incorporated into the City of La Vista Zoning Ordinance – Section 5.17.

2. GEOGRAPHIC AREA AND CRITERIA

It is the intent of the City for this Building Criteria to apply to all property within the Gateway Corridor District (Overlay District) as shown on the City's official zoning map.

New construction and modifications to existing buildings, including the structure and the surrounding property, are required to have compliance reviewed through the design review process.

Exceptions:

Conformance to this Building Criteria shall not apply if the project consists of one of the following:

- 1) Construction or modification of a single-family residence or duplex.
- 2) Structural modification which will not be visible from outside the structure.
- ~~3) Modification of a property in which:~~
 - ~~a. The modification constitutes less than 25% of the existing building's main façade; or~~
 - ~~b. The modification constitutes less than 25% of the building's overall elevations; or~~
 - ~~c. Building improvements are estimated to cost under \$25,000; or~~
 - ~~d. Site improvements are estimated to cost under \$10,000.~~

3. DEFINITIONS

Appearance. The outward aspect visible to the public.

Appropriate. Sympathetic, or fitting, to the context of the site and the whole community.

Appurtenances. The visible, functional objects accessory to and part of buildings.

Architectural concept. The basic aesthetic idea of a building, or group of buildings or structures, including the site and landscape development, that produces the architectural character.

Architectural feature. A prominent or significant part or element of a building, structure, or site.

Architectural style. The characteristic form and detail, as of buildings of a particular historic period.

Attractive. Having qualities that arouse interest or pleasure in the observer.

Berm. A raised form of earth to provide screening or to improve the aesthetic character.

City. City of La Vista

Code. The Municipal Code of the City of La Vista.

Cohesiveness. Unity of composition between design elements of a building or a group of buildings and the landscape development.

Compatibility. Harmony in the appearance of two or more external design features in the same vicinity.

Conservation. The protection and care that prevent destruction or deterioration of historical or otherwise significant structures, buildings, or natural resources.

Cornice. A horizontal molded projection that crowns or completes a building or wall.

Eclectic. Choosing what appears to be the best from diverse sources, systems, or styles.

Exterior building component. An essential and visible part of the exterior of a building.

External design feature. The general arrangement of any portion of a building, sign, landscaping, or structure and including the kind, color, and texture of the materials of such portion, and the types of roof, windows, doors, lights, attached or ground signs, or other fixtures appurtenant to such portions as will be open to public view from any street, place, or way.

Graphic element. A letter, illustration, symbol, figure, insignia, or other device employed to express and illustrate a message or part thereof.

Harmony. A quality that represents an appropriate and congruent arrangement of parts, as in an arrangement of varied architectural and landscape elements.

Landscape. Plant materials, topography, and other natural physical elements combined in relation to one another and to man-made structures.

Logic of design. Accepted principles and criteria of validity in the solution of the problem of design.

Mechanical equipment. Equipment, devices, and accessories, the use of which relates to water supply, drainage, heating, ventilating, air conditioning, and similar purposes.

Miscellaneous structures. Structures, other than buildings, visible from public ways. Examples are: antennas, water tanks and towers, sheds, shelters, fences and walls, transformers, drive-up facilities.

Plant materials. Trees, shrubs, vines, ground covers, grass, perennials, annuals, and bulbs.

Proportion. Balanced relationship of parts of a building, landscape, structures, or buildings to each other and to the whole.

Scale. Proportional relationship of the size of parts to one another and to the human figure.

Screening. Structure of planting that conceals from view from public ways the area behind such structure or planting.

Shrub. A multi-stemmed woody plant other than a tree.

Site break. A structural or landscape device to interrupt long vistas and create visual interest in a site development.

Small Projects. Modification of a portion of an existing developed property that, as determined by the Community

Development Director, shall be reviewed by staff, rather than the designated third-party Design Review Architect.

Street hardware. Man-made objects other than buildings that are part of the streetscape. Examples are: lamp posts, utility poles, traffic signs, benches, litter containers, planting containers, mail boxes.

Streetscape. The scene as may be observed along a public street or way composed of natural or man-made components, including buildings, paving, planting, street hardware, and miscellaneous structures.

Structure. Anything constructed or erected, the use of which requires permanent or temporary location on or in the ground.

Utilitarian structure. A structure or enclosure relating to mechanical or electrical services to a building or development.

Utility hardware. Devices such as poles, crossarms, transformers and vaults, gas pressure regulating assemblies, hydrants, and buffalo boxes that are used for water, gas, oil, sewer, and electrical services to a building or a project.

Utility service. Any device, including wire, pipe, and conduit, which carries gas, water, electricity, oil and communications into a building or development

4. CRITERIA FOR APPERANCE

I. RELATIONSHIP OF BUILDING TO SITE

- A.** The site shall be planned to accomplish a desirable transition with the streetscape and to provide for adequate planting, safe pedestrian movement, and parking areas.
- B.** Site planning is encouraged to provide an interesting relationship between buildings.
- C.** Building and site designs shall relate to and promote a pedestrian scale.
- D.** Parking areas shall be treated with decorative elements, building wall extensions, plantings, berms, or other innovative means so as to screen parking areas continuously from view from public ways and adjacent properties.
- E.** Without restricting the permissible limits of the applicable zoning district, the height and scale of each building shall be compatible with its site and existing (or anticipated) adjoining buildings. Multi-story facades shall be divided providing a pedestrian scale.
- F.** Newly installed utility services, and service revisions necessitated by exterior alterations, shall be underground.

II. RELATIONSHIP OF BUILDINGS AND SITE TO ADJOINING AREA (OUTSIDE OF SUBDIVISION)

- A.** Adjacent buildings of different architectural styles shall be made compatible by such means as screens, sight breaks, and materials.
- B.** Attractive landscape transition to adjoining properties shall be provided.
- C.** Harmony in texture, lines, and masses is required. Monotony shall be avoided.

III. LANDSCAPE AND SITE TREATMENT

Landscape elements included in these criteria consist of all forms of planting and vegetation, ground forms, rock groupings, water patterns, and all visible construction except buildings and utilitarian structures.

- A.** Where natural or existing topographic patterns contribute to beauty and utility of a development, they shall be preserved and developed. Modification to topography will be permitted where it contributes to good appearance. All modifications to topography shall be designed to provide varied and more natural grading practices. Consistent, even topography that provides an engineered feel is not acceptable.
- B.** Grades of walks, parking spaces, terraces, and other paved areas shall provide an inviting and stable appearance for walking and, if seating is provided, for sitting.
- C.** Landscape treatment shall be provided to enhance architectural features, strengthen vistas and important axes, and provide shade. Spectacular effects shall be reserved for special locations only.

- D.** Unity of the design shall be achieved by repetition of certain plant varieties and other materials and by correlation with adjacent developments. All projects are required to use the minimum number of species under each category from the variety list in Appendix A.
 - 1. A minimum of two species listed under the deciduous tree category
 - 2. A minimum of one species listed under the coniferous tree category
 - 3. A minimum of one species listed under the deciduous shrubs category
 - 4. A minimum of one species listed under the coniferous shrubs category
- E.** Plant material shall be selected for interest in its structure, texture, and color and for its ultimate growth. Plants that are indigenous to the area and others that will be hardy, harmonious to the design, and of good appearance shall be used.
- F.** Landscape plan shall be designed to provide natural undulating landscape forms. Avoid consistent straight line plantings.
- G.** Irrigation of all landscape elements as defined above and turf area is required. Provide specification or information showing compliance in design submittal.
- H.** Parking areas and traffic ways shall be enhanced with landscaped spaces containing trees or tree groupings.
- I.** Screening of service yards, mechanical, electrical, phone equipment and pedestals and other places that tend to be unsightly shall be accomplished by use of walls, fencing, planting, or combinations of those. Screening shall be equally effective in winter and summer.
- J.** Exterior lighting, when used, shall enhance the building design and the adjoining landscape. Lighting standards and fixtures for the parking areas and drives within the building area shall be similar in appearance and quality level as the light fixtures identified in Appendix B. Building fixtures shall be of a design and size compatible with the building and adjacent areas. Lighting shall be restrained in design and excessive brightness avoided. Wall Pack and exterior lighting with visible lamps are not permitted. Lighting shall be Dark Sky compliant, and limit wash onto abutting properties. Exceptions to Dark Sky compliance may be made for specific emergency lighting situations. Fixture, poles and/or other support cut sheets are required in the design submittal for all exterior lighting fixtures to be utilized.
- K.** Storm water management shall be integrated into the design of the site and landscaping. Storm water management criteria are found in the following reference materials:
 - 1. Papillion Creek Watershed Partnership Storm Water Management Policies
 - 2. Storm Water Management Regulations, Chapter 154 of the City of La Vista Municipal Code
 - 3. City of La Vista Subdivision Regulations, 2003 Edition and latest amendments
 - 4. Omaha Regional Storm Water Design Manual, Draft Revision of Chapter 8 dated June, 2012 or latest edition.
 - 5. Nebraska Bioretention and Rain Garden Plants Guide, 2010 or latest edition as published by the UNL Extension Office

Plant selection shall take into consideration the depth and duration of storm water ponding in water quality detention areas and shall take into consideration long term operation and maintenance requirements to remove accumulated pollutants and/or to replace amended soils.

IV. BUILDING DESIGN

- A.** Architectural style is not restricted; however architectural style should be consistent throughout the neighborhood. See Appendix C for photos of existing Gateway Corridor compliant buildings. **Evaluation of the appearance of the projects shall be based on the quality of its design and relationship to surroundings and provide a comfortable pedestrian scale experience.**
- B.** Buildings shall have good scale and be harmonious with permanent neighboring development.
- C.** All buildings are to be designed from a four-sided (360 degree) structure perspective, thus requiring the same caliber of finishes and design attention on all facades of the building. Large areas of blank exterior are to be avoided and are grounds for non-compliance.
- D.** Building Materials: (i) The primary building material of all portions of the building shall be brick (clay or stone) with its color selected for harmony of the building with adjoining buildings within its subdivision. The City may allow other primary building material of good architectural character. (i.e. integral colored split faced concrete block) for industrial buildings or portions of the building not visible from public view (i.e. facades that back up to landscape buffer between commercial buildings and residential.) Other secondary building materials shall have good architectural character and shall be selected for harmony of the building with adjoining buildings. Prefinished metal is acceptable for upper levels of multi-story buildings.
(ii) Materials shall be selected for suitability to the type of buildings and the design in which they are used. Buildings shall have the same materials, or those that are architecturally harmonious, used for all building walls and other exterior building components wholly or partly visible from public ways.
(iii) Materials shall be of durable quality such as prefinished or integral color for long life with minimal maintenance. Any material requiring a field-applied finish shall have long life, i.e. coatings such as "TNEMEC" or equal. Product data shall be submitted for review.
(iv) In any design in which the structural frame is exposed to view, the structural materials shall be compatible within themselves and harmonious with their surroundings.
- E.** Building components, such as windows, doors, eaves and parapets, shall have good proportions and relationships to one another.
- F.** Colors shall be harmonious and shall include only compatible accents.
- G.** Portions of low slope roofs of less than 1/12 may be allowed. They may be either adhered or ballasted. If adhered, the membrane shall be in the lighter

color ranges, such as white, to be more energy conscious and less absorptive. An SRI of 29 or greater is required.

- H.** Equipment Screening: Mechanical equipment or other utility hardware on roof, ground, or buildings shall be screened from public view with materials harmonious with the building or they shall be so located as not to be visible from the elevation view and all angles associated with any public view. A section view shall be provided demonstrating appropriate screening. Mechanical screening shall match building elements and materials.
- I.** Exterior lighting shall be part of the architectural concept. Fixtures, standards, and all exposed accessories shall be harmonious with building design. Use of more energy conscious lamps, such as LED's or similar is encouraged.
- J.** If used, fencing and site furniture, including waste cans, directories, ash urns, bike racks, guard rails or railing enclosures, shall be similar to those at existing locations and blend in with the Architectural styles as shown in **Appendix (C)**. The color of the site furnishings shall blend with the colors of the rest of the building/site. Provide selection documentation and color for review.
- K.** Refuse and waste removal areas, service yards, storage yards, and exterior work areas shall be screened from public view, using materials as stated in criteria for equipment screening. Doors for access shall remain closed except when personnel are present. Designers may consider convenient alternate access for daily pedestrian use such as a side door with closer.
- L.** All landscaping shall be in compliance with the Landscaping Requirements from the City of La Vista Zoning Ordinance.
- M.** Monotony of design in single or multiple building projects shall be avoided. Variation of detail, form, and siting shall be used to provide visual interest. In multiple building projects, variable siting or individual buildings may be used to prevent a monotonous appearance.
- N.** Exterior ladders are not allowed within the Gateway Corridor District.
- O.** Exterior bracing of parapets or other features shall be screened from elevation views. Screening shall match building elements and materials.
- P.** Drive-through locations. Transaction location at a drive-through shall not be on an arterial street frontage. Exceptions may be granted due to site restraints.

V. SIGNS

- A. Every sign shall have good scale and proportion in its design and in its visual relationship to the buildings and surroundings.
- B. Every sign shall be designed as an integral architectural element of the building and site to which it principally relates.
- C. The colors, materials, and lighting of every sign shall be restrained and harmonious with the building and site to which it principally relates.
- D. The number of graphic elements on a sign shall be held to the minimum needed to convey the sign's major message and shall be composed in proportion to the area of the sign face.
- E. Each sign shall be compatible with signs on adjoining premises and shall not compete for attention.
- F. Identification signs of a prototype design and corporation logos shall conform to the criteria for all other signs.
- G. Menu Boards shall be incorporated as a site element and not be post mounted. No exposed utilities or conduit is allowed. Locate signs to minimize view from public ways and they are required to be screened with landscaping or by other means.

Acceptable examples:



Non-acceptable examples:



VI. MAINTENANCE—PLANNING AND DESIGN FACTORS

- A.** Continued good appearance depends upon the extent and quality of maintenance. The choice of materials and their use, together with the types of finishes and other protective measures, must be conducive to easy maintenance and upkeep.
- B.** Materials and finishes shall be selected for their durability and wear as well as for their beauty. Proper measures and devices shall be incorporated into the design for protection against the elements, neglect, damage, and abuse.
- C.** If prefinished metal is allowed, TNEMEC coated metal, or approved equal is required.

VII. FACTORS FOR EVALUATION

The following factors and characteristics, which affect the appearance of the development, will govern the evaluation of a design submission:

- A.** Conformance to ordinances and the Design Guideline
- B.** Logic of design
- C.** Exterior space utilization
- D.** Architectural character
- E.** Attractiveness
- F.** Material selection
- G.** Harmony and compatibility
- H.** Circulation-vehicular and pedestrian
- I.** Maintenance aspects
- J.** Pedestrian scale

VIII. RESUBMITTAL REQUIREMENTS

After the initial submittal, digital submissions are acceptable, with the exception of material and color samples. A final hard copy submittal in 11" x 17" format shall be required after final approval.

IX. APPROVAL OF CHANGES AFTER DESIGN ACCEPTANCE

It is the owner's responsibility to point out and submit any exterior modifications that are proposed between design acceptance and completion of construction to assure timely issuance of a Certificate of Occupancy.

5. PROCESS

**PRE-APPLICATION
CONFERENCE (OPTIONAL):**

A pre-application conference with city staff and/or a preliminary meeting with the city design review architect gives the applicant an opportunity to discuss plans before a great deal of time or money is expended. If a certain design is inappropriate, the applicant will know beforehand. Although this step is optional, **it is highly recommended.**

**APPLICATION FOR
DESIGN REVIEW:**

The applicant needs to fill out the "Application for Design Review" and submit it along with the required submittals. A listing of required submittals is included as part of the application form. The application fee required for this submittal shall be in accordance with La Vista's Master Fee Schedule.

DESIGN REVIEW:

The City of La Vista staff in association with the city design review architect will review the submittal documents for compliance with the Gateway Corridor District Design Guidelines.

SCHEDULE OF REVIEWS:

A completed application will take approximately three weeks to review. Incomplete applications may cause a delay. Additional reviews will be necessary for all revised submittals until a Certificate of Approval is issued.

CERTIFICATE OF APPROVAL:

Upon a successful review the City of La Vista will issue to the applicant a Certificate of Approval. A copy of this document will need to be included with the Building Permit documents in order to receive a Building Permit.

WAIVERS:

The applicant may request the City Administrator to waive strict conformance with Gateway Corridor District Design Guidelines for Small Projects. The City Administrator may grant the request upon written finding that the design enhances its setting and meets the overall intent and spirit of the Design Guidelines.

APPEALS:

In the event where the applicant and the City cannot come to an agreement within 180 days of initial application submission, the applicant may request a meeting with the City Administrator regarding an appeal to the City Council.

OCCUPANCY PERMIT:

After the building permit is issued, all design requirements must be completed as approved in order for a Certificate of Occupancy to be issued for the building.

MAINTENANCE OF DESIGN REQUIREMENTS:

The applicant needs to maintain the design requirements for the life of the project. In the event that they fail to do so, the City may revoke the Certificate of Occupancy.

Plant Materials

When selecting plant materials for areas adjacent to primary corridors, a majority of the specified materials must be from the species allowed by the Design Guidelines below. Plant material sizing as indicated is to ensure immediate impact on the quality and character of the overall project. Designs and planting details shall be provided by a Registered Landscape Architect and include 60 days of maintenance by the installer with a year warranty minimum.

DECIDIOUS TREES**Min. Size**
2.5" cal

Downy Serviceberry/Amelanchier arborea – clump form
Prairie Pride hackberry/Celtis occidentalis ‘Prairie Pride’
Freeman Maple “Marmo”/ Acer saccharinum
Burgundy Belle Red Maple/ Acer rubrum
Norway Maple/ Acer platanoides
Halka Honeylocust/ Gleditsia triacanthos var. inermis “Halka”
Prairifire Crab/Malus ‘Prairifire’
Swamp White Oak/Quercus bicolor
Glenleven Littleleaf Linden/Tilia x flavescens ‘Glenleven’
River Birch/Betula Nigra
Heritage Oak/ Quercus virginiana
Chinquapin Oak/ Quercus muehlenbergii
Kentucky Coffee/ Gymnocladus dioicus espresso
Adams Crab/ Malus ‘Adams’
Snowdrift Crab/ Malus ‘Snowdrift’
Greenspire/ Tilia cordata
Red Maple/ Acer rubrum

CONIFEROUS TREES

6' tall

Colorado Spruce/Picea pungens
Vanderwolf Pine/ Pinus flexilis ‘Vanderwolf’s’
Bosnian Pine/ Pinus heldreichii
Black Hills Spruce/ Picea glauca

DECIDUOUS SHRUBS

5 gallon

Miniature Snowflake Mockorange/Philadelphus x ‘Miniature Snowflake’
Gro-Low Fragrant Sumac/Rhus aromatica ‘Gro-Low’
Japanese White Spirea/Spirea albiflora
Anthony Waterer Spirea-Sapho/Spirea x bumalda ‘Anthony Waterer’
Hancock Coralberry/Symphoricarpos x chenault ‘Hancock’
Dwarf Lilac/ Syringa meyeri ‘Palibin’
Alpine Currant/ Ribes alpinum
Burning Bush/ Euonymus alatus
Birchleaf Spirea
Dogwood/ firedance red twig
Blue muffin Viburnum

CONIFEROUS SHRUBS

5 gallon

Green Tam Juniper/ Juniperus Sabina ‘Tamariscifolia’
Sea Green Juniper/ Juniperus chinensis ‘Sea Green’

GROUNDCOVERS

1 gallon

Purple Winter Creeper/Euonymus fortunei var. ‘Coloratus’
Vinca Minor

PERENNIALS/BULBS

1 gallon

Butterscotch Ruffles Daylily/Hemerocallis ‘Butterscotch Ruffles’
Fairy Tale Pink Daylily/Hemerocallis ‘Fairy Tale Pink’
Hyperion Daylily/Hemerocallis ‘Hyperion’
Irish Elf Daylily/Hemerocallis ‘Irish Elf’
Little Business Daylily/Hemerocallis ‘Little Business’
Pardon Me Daylily/Hemerocallis ‘Pardon Me’
Happy Returns Daylily/Hemerocallis ‘Happy Returns’
Mount Hood Daffodil/Narcissus sp. ‘Mount Hood’
May Night Salvia/ Salvia nemorosa ‘May Night’

7. APPENDIX B

Light Fixtures

Developments within the Gateway Corridor shall utilize the Universe Collection – UCL fixture from Architectural Area Lighting. Fixture cut sheets with fixture, arm, and pole-specific requirements are included within this Appendix.

Developments along the 144th Street (Highway 50) corridor shall utilize the D-Series Size 2 fixture from Lithonia Lighting. Fixture cut sheets with fixture, arm, and pole-specific requirements are included within the Woodhouse Place PUD Design Guidelines.

Large Scale - Horizontal Reflector

Updated: 01/2010



- Modular system with five luminous options, four hood options, and two optical systems for customization to complement site design
- Type 2,3,4 and 5 full cutoff horizontal reflectors (without luminous element)
- Pole, wall, and pendant mounting options
- EISA compliant
- IP65 rated
- Powder coat finish in 13 standard colors with a polymer primer sealer



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Fixture	Luminous Element/Hood	Optics	Lamp/Ballast	Color	Hood Options	Options
1	2	3	4	5	6	7

1. FIXTURE

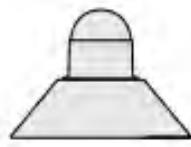
UCL Universe Large (Horizontal Reflector)

2. LUMINOUS ELEMENT AND HOOD

NO LUMINOUS ELEMENT

ANG

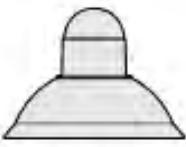
Angled Hood



HT: 21.4"/545mm
DIA: 30"/760mm

BEL

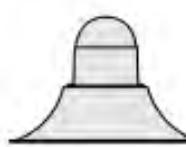
Bell Hood



HT: 22"/560mm
DIA: 30"/760mm

FLR

Flared Hood



HT: 21"/535mm
DIA: 32"/810mm

SKB

Skirted Bell Hood

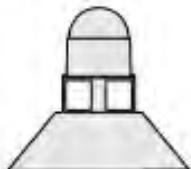


HT: 27.25"/693mm
DIA: 32"/810mm

4 LUMINOUS WINDOWS

WND-ANG

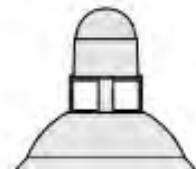
Angled Hood



HT: 26.7"/680mm
DIA: 30"/760mm

WND-BEL

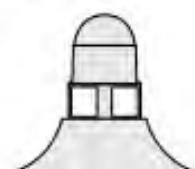
Bell Hood



HT: 26.7"/680mm
DIA: 30"/760mm

WND-FLR

Flared Hood



HT: 26.7"/680mm
DIA: 32"/810mm

WND-SKB

Skirted Bell Hood



HT: 32.5"/826mm
DIA: 32"/810mm

SOLD TO

PO #

JOB NAME

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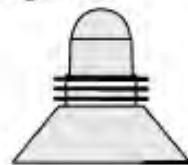
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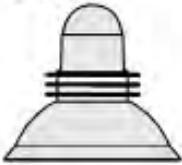
Fixture	Luminous Element/Hood	Optics	Lamp/Ballast	Color	Hood Options	Options
1	2	3	4	5	6	7

SOLID RINGS **SR-ANG**

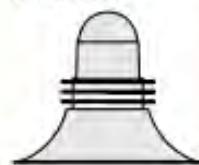
Angled Hood

HT: 26.7"/680mm
DIA: 30"/760mm **SR-BEL**

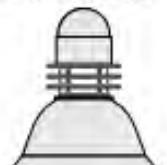
Bell Hood

HT: 26.7"/680mm
DIA: 30"/760mm **SR-FLR**

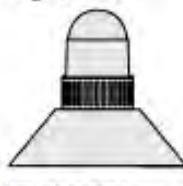
Flared Hood

HT: 26.7"/680mm
DIA: 32"/810mm **SR-SKB**

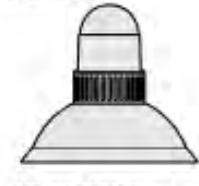
Skirted Bell Hood

HT: 32.25"/820mm
DIA: 32"/810mm**VERTICAL SLOTS** **VSL-ANG**

Angled Hood

HT: 26.7"/680mm
DIA: 30"/760mm **VSL-BEL**

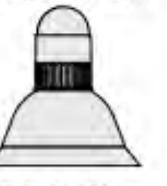
Bell Hood

HT: 26.7"/680mm
DIA: 30"/760mm **VSL-FLR**

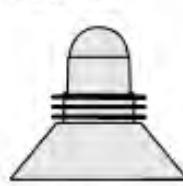
Flared Hood

HT: 26.7"/680mm
DIA: 32"/810mm **VSL-SKB**

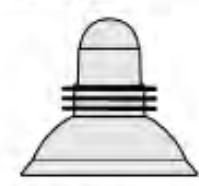
Skirted Bell Hood

HT: 32.5"/826mm
DIA: 32"/810mm**LUMINOUS RINGS** **LUM-ANG**

Angled Hood

HT: 26.7"/680mm
DIA: 30"/760mm **LUM-BEL**

Bell Hood

HT: 26.7"/680mm
DIA: 30"/760mm **LUM-FLR**

Flared Hood

HT: 26.7"/680mm
DIA: 32"/810mm **LUM-SKB**

Skirted Bell Hood

HT: 32.25"/820mm
DIA: 32"/810mm

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Universe Collection® – UCL

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DATE

TYPE

Fixture	Luminous Element/Hood	Optics	Lamp/Ballast	Color	Hood Options	Options
1	2	3	4	5	6	7

3. OPTICS

- H2 Type 2 horizontal reflector, flat glass lens
- H3 Type 3 horizontal reflector, flat glass lens
- H4 Type 4 horizontal reflector, flat glass lens
- H5 Type 5 horizontal reflector, flat glass lens

4. LAMP/BALLAST

LED also acceptable

- 150PSMH Pulse start 150 watt metal halide 120/208/240/277 volt ballast. Use mogul base ED-28 lamp.
- 250PSMH Pulse start 250 watt metal halide 120/208/240/277 volt ballast. Use mogul base, ED-28 lamp.
- 320PSMH Pulse start 320 watt metal halide 120/208/240/277 volt ballast. Use mogul base, ED-28 lamp.
- 350PSMH Pulse start 350 watt metal halide 120/208/240/277 volt ballast. Use mogul base, ED-28 lamp.
- 400PSMH Pulse start 400 watt metal halide 120/208/240/277 volt ballast. Use mogul base, ED-28 lamp.
- 150HPS High pressure sodium 120/208/240/277 volt ballast. Use mogul base, ED-23 1/2 lamp.
- 250HPS High pressure sodium 120/208/240/277 volt ballast. Use mogul base, ED-18 lamp.
- 400HPS High pressure sodium 120/208/240/277 volt ballast. Use mogul base, ED-18 lamp.

All ballasts are factory wired for 277 volts, unless specified. Lamps not included.

All applicable ballasts are EISA compliant.

5. COLOR

- AWT Arctic White
- BLK Black
- MTB Matte Black
- DGN Dark Green
- DBZ Dark Bronze
- WRZ Weathered Bronze
- BRM Metallic Bronze
- VBL Verde Blue
- CRT Corten
- MAL Matte Aluminum
- MDG Medium Grey
- ATG Antique Green
- LGY Light Grey
- RAL/PREMIUM COLOR Provide a RAL 4 digit color number
- CUSTOM COLOR Please provide a color chip for matching

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Fixture	Luminous Element/Hood	Optics	Lamp/Ballast	Color	Hood Options	Options
1	2	3	4	5	6	7

6. HOOD OPTIONS

COP Copper hood
 STS Stainless steel hood

The natural copper and stainless steel hoods are unfinished to develop a patina over time. All painted hoods have the underside of the hoods finished in high reflectance white.

7. OPTIONS

FLD Lightly diffused finish on flat glass lens
 HSS House side shield
 QRS Restrike controller and T-4 mini-can socket. Not required with electronic ballast. (Lamp wattage not to exceed ballast wattage).
 QL Socket for T-4 mini-can lamp, field wired to a separate circuit. (Lamp wattage not to exceed ballast wattage).
 347 120/240/347 volt ballast for HID lamp
 PMS Pendant mount with 48"/1220mm stem and canopy with swivel. Stem and canopy painted white. 45° max. movement.
→ SLC Internal sleeve to block light from the lens when a Luminous Element is chosen:
 WND, SR, VSL or LUM

INNER LENS - (LUM Option only) Optional inner lens adds color to the ring edges when illuminated.

BL Blue acrylic inner lens
 RD Red acrylic inner lens
 GRN Green acrylic inner lens

Fixture: UCL-SR-FLR-H4-250PSMH-DBZ-SLC
 Arm: SLA-20C or SLA-20C(2) for double mount
 Adaptor: SLA5
 Pole: PR5-5R20-188

LED fixture code: UCL-SR-FLR-T4-120LED-DBZ-SLC

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Specifications

HOUSING

The fixture ballast housing shall be one-piece die cast aluminum. The luminous rings shall be clear acrylic with an internal lens. The lens shall be lightly diffused acrylic, sealed to the housing and shade with molded silicone gaskets. The hood and spacers shall be heavy gage spun aluminum with hemmed edges for added rigidity.

All internal and external hardware shall be stainless steel.

Reflector models shall consist of a die cast aluminum door frame and ring assembly. The hood ring assembly shall be fully sealed with a molded silicone gasket. The door frame shall be hinged to the ring and opened with two captive fasteners for relamping. The tempered sag glass lens is held in the door frame with a molded silicone gasket.

FULL CUTOFF

The reflector models, less luminous element, is classified as full cutoff, meaning there is zero light emitted at 90° horizontal or above.

OPTICAL ASSEMBLY

The reflector module shall be composed of faceted, semi specular anodized aluminum panels rigidly attached in an aluminum tray. The reflector shall be easily removed by loosening four screws and lifting it out the tray. The reflector tray shall be rotatable on 90° centers for orienting the light distribution. The reflectors shall meet ANSI-IES standards for full cutoff.

ELECTRICAL

The ballast shall be mounted on a prewired tray with a quick disconnect plug and removed by loosening two captive screws. HID ballasts are high power factor, rated for -30°C starting. Sockets are medium or G12 base, pulse rated porcelain. Ballasts are multi-tap, wired at the factory for 277 volts, unless specified.

INSTALLATION & MOUNTING

The fixture shall be attached to the arm assembly with three stainless steel bolts. The connection shall be sealed with a silicone compression gasket.

FINISH

Fixture finish consists of a five stage pretreatment regimen with a polymer primer sealer, oven dry off and top coated with a thermoset super TGIC polyester powder coat finish. The finish shall meet the AAMA 605.2 performance specification which includes passing a 3000 hour salt spray test for corrosion resistance.

EISA COMPLIANCE

AAL is committed to complying with U.S. EISA requirements. All applicable products manufactured for sale in the United States after January 1, 2009, meet EISA requirements.

CERTIFICATION

The fixture shall be listed with ETL and U.L. for outdoor, wet location use, UL1598 and Canadian CSA Std. C22.2 NO.250. IP=65

WARRANTY

Fixture is warranted for three years. Ballast components carry the ballast manufacturer's limited warranty. Any unauthorized return, repair, replacement or modification of the Product(s) shall void this warranty. This warranty applies only to the use of the Product(s) as intended by AAL and does not cover any misapplication or misuse of said Product(s), or installation in hazardous or corrosive environments. Contact AAL for complete warranty language, exceptions, and limitations.

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8. APPENDIX C CASE STUDY: Existing Development



Overhang, colonnade and details divide building into smaller portions.



Four sided building detail. Colonnade breaks two story face down to pedestrian scale.



Pedestrian scale – awnings, elevation relief, textures, shadow, color, display. sconces, brick



Multiple design elements and textures on all sides of the facility, including use of wall patterns, faux windows, elevation relief.



Pedestrian scale. Design has material diversity, shadow and detail design interests.



Four sided design. Multiple design elements tie sides of the building together.



Four sided building; minimize blank walls.



Detail variety provides pedestrian scale by dividing building into smaller proportions.



Detailed design continues on all sides, creating complimentary context on all facades.



Guard rail and retaining wall. Four-sided building details.

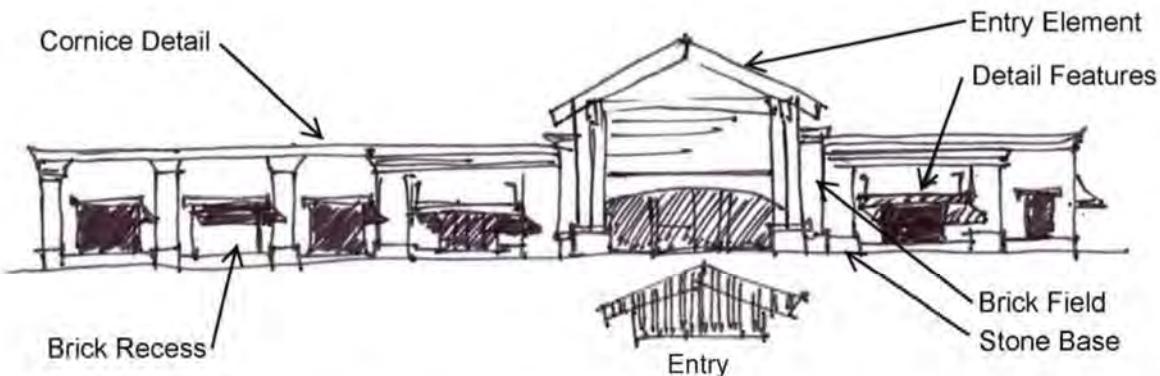




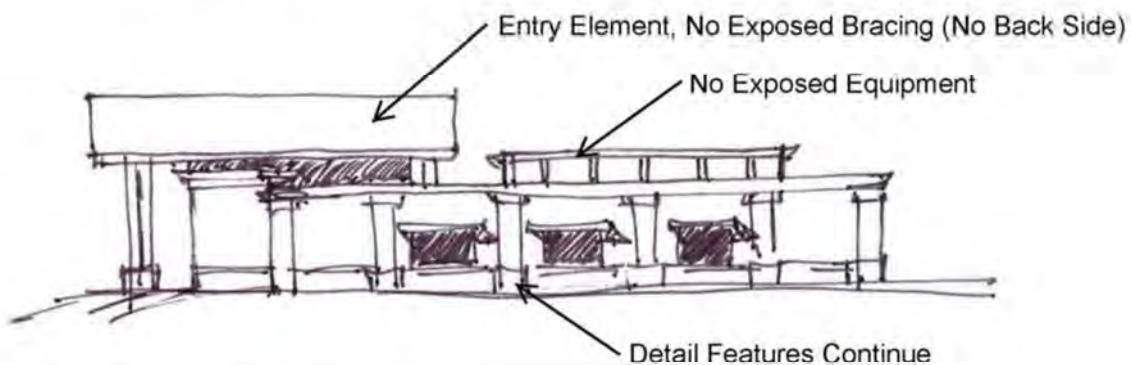


Complementary context is created on all facades through the use of detailed design, elevation changes, detail features which continue on all sides, use of wall sconce lighting, brick patterning, texture, etc.

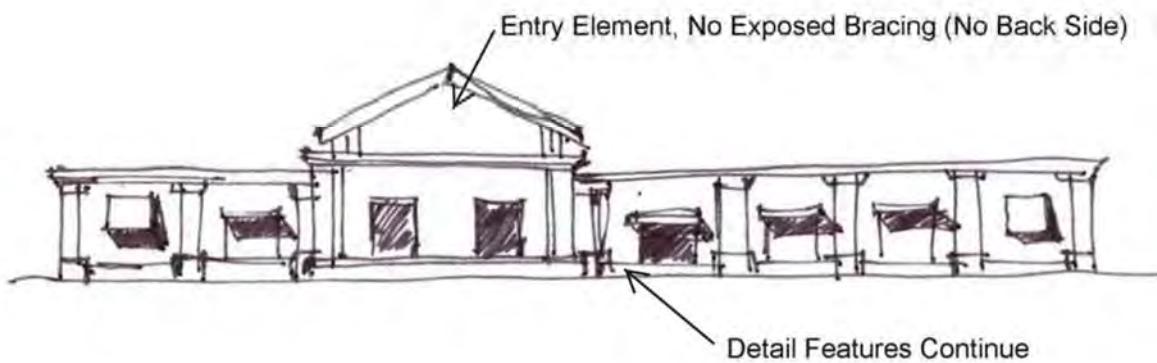




Front Wall Example

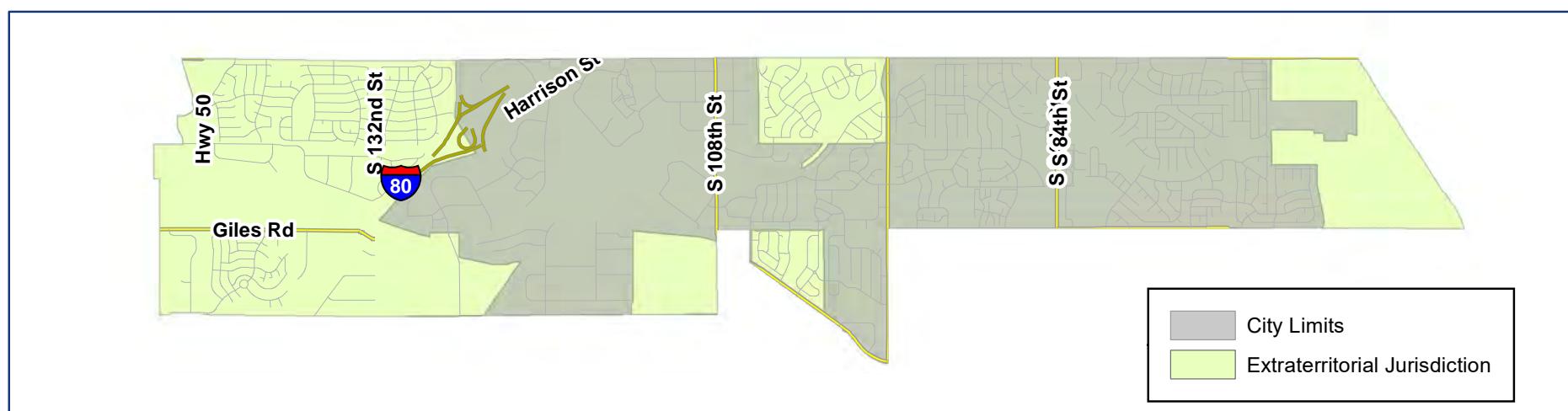
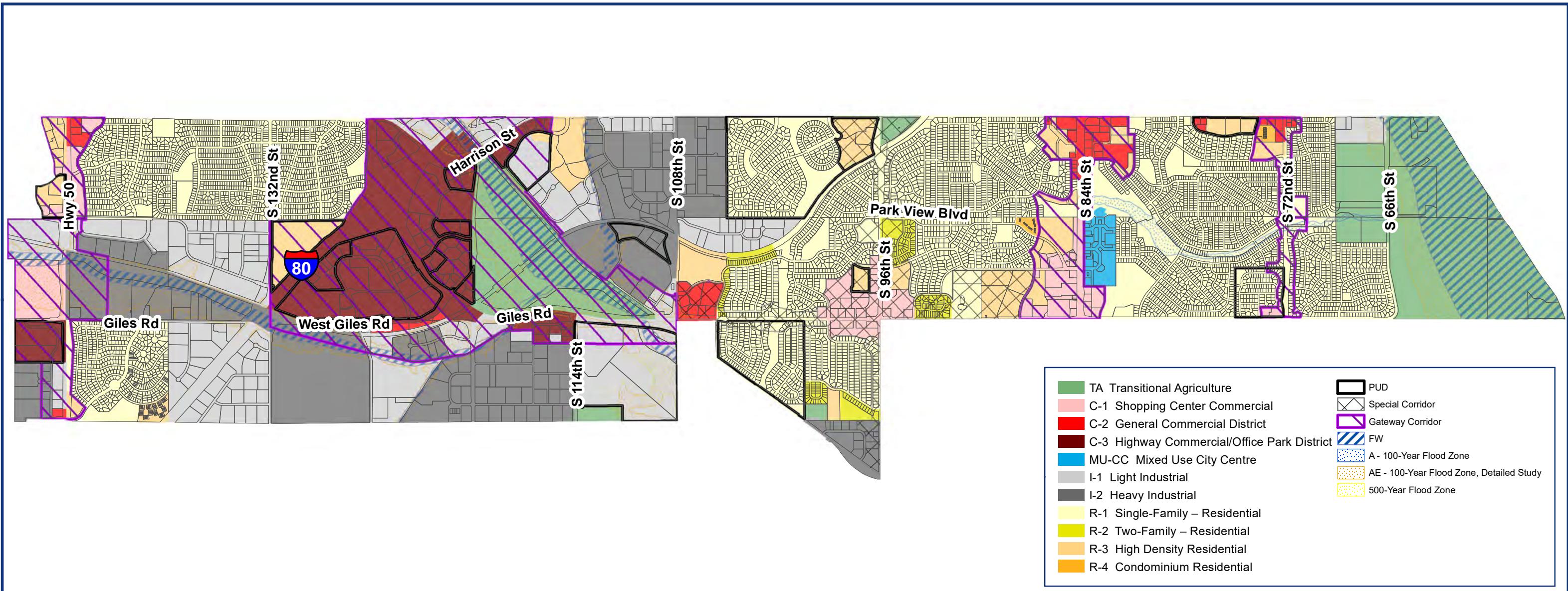


Side Wall Example



Rear Wall Example

** All buildings are to be designed from a four-sided (360 degree) structure perspective, thus requiring the same caliber of finishes and design attention on all facades of the building. Large areas of blank exterior are to be avoided and are grounds for non-compliance. Utilizing subdivision, rhythm, patterning and features such as windows, entrances, arcades, arbors, awnings, trellises, etc., that extend to all sides of the structure. Tall elements shall be designed as forms and shall not have exposed bracing.



**City of La Vista
Official Zoning Map
Adopted December 18, 2018
Updated December 15, 2020
Ordinance Number 1405**



1/28/2021
Drawn By: CAS





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

PLANNING COMMISSION MINUTES
FEBRUARY 4, 2021 6:30 P.M.

The City of La Vista Planning Commission held a meeting on Thursday, February 4, 2021 in the Harold "Andy" Anderson Council Chamber at La Vista City Hall, 8116 Park View Boulevard. Chairman Wetuski called the meeting to order at 6:30 p.m. with the following members present: Mike Krzywicki, Gayle Malmquist, Harold Sargus, Patrick Coghlan, John Gahan, Jason Dale, Mike Circo, and Josh Frey. Kathleen Alexander was absent. Also, in attendance were Chris Solberg, Deputy Community Development Director; Bruce Fountain, Community Development Director; Cale Brodersen, Assistant City Planner; and Pat Dowse, City Engineer.

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

1. Call to Order

The meeting was called to order by Chairman Wetuski at 6:30 p.m. Copies of the agenda and staff reports were made available to the public.

2. Approval of Meeting Minutes – January 21, 2021

Malmquist moved, seconded by Krzywicki, to approve the January 21, 2021 minutes with one change of a reference to "Co-Chairman Sargus" to "Vice-Chairman Sargus". **Ayes: Krzywicki, Gahan, Coghlan, Frey, Sargus, and Malmquist. Nays: None. Abstain: Wetuski, Dale, and Circo. Absent: Alexander. Motion Carried, (6-0-3)**

3. Old Business

None.

4. New Business

A. Zoning Ordinance Amendment – Section 5.17 Gateway Corridor District (Overlay District) and the Gateway Corridor District Design Guideline Booklet

- i. Staff Report – Christopher Solberg, AICP:** Chris noted that revised copies of the amendment to the zoning ordinance and the Gateway Corridor Design Guideline Booklets are placed in front of each Planning Commission member, and that they should reference those for purposes of discussion.

Solberg stated that through the regular review process enacted by some of La Vista's regulations, staff have decided that several changes are necessary for the Gateway Corridor District. The first amendment would change the standard lighting fixture for

the 144th Street corridor. He mentioned that most of the land on the 144th street corridor is already developed, except for a few properties, and that our current standard light fixture for the entire Gateway Corridor Overlay District doesn't fit the aesthetic or design intent of the 144th street corridor which was introduced into La Vista's planning jurisdiction approximately 7 years ago. Solberg stated that the most logical light fixture for the corridor, to ensure continuity, would be the one approved for the Woodhouse Place development through the Woodhouse PUD.

Solberg stated that the other amendments relate to the criteria for application in the actual ordinance. The proposed changes simplify the process for design review by adding in a review category for "small projects," where at the discretion of the Community Development Director, it would be determined whether or not exterior improvements will need to go through the full design review process, or if they qualify for an internal administrative review by Community Development staff. Solberg clarified that this would allow for the in-house review of small improvements like minor additions or accessory buildings to keep an unnecessary monetary and time burden off small projects and business owners where the full external review is not necessary. Small projects would have a \$100 review fee, as compared to the \$1500 fee common for larger projects.

Solberg stated that a section was also added relating to waivers, where deviations from the guidelines for improvements that still meet the intent of the guidelines can be approved without needing to go through a lengthy review process. Solberg gave an example of a request for a small utility shed to house a lawn mower used for a senior living facility. If the small shed is not visible from any street or public right-of-way, and if the materials and colors used match the materials used for the primary building, is it necessary that this small utility shed be constructed of at least 51% masonry materials? Solberg reiterated that the amendments provide some flexibility in the handling of the review for small projects and the process for review and approval of waiver requests.

ii. **Public Hearing; Wetuski opened the public hearing.**

Seeing no one come forward, Wetuski closed the Public Hearing.

Krzywicki commented that since the definition of small projects in the proposed amendment does not mention dollar amounts or percentage requirements, it leaves it pretty wide open and gives a lot of discretion to staff in determining what is and what is not a small project.

Solberg confirmed that the definition does leave some room for interpretation, but that the intention is for requests for minor improvements or changes to existing facilities. He mentioned that most of the design review applications are for new buildings or major renovations where it is clear that they would not be considered small projects.

Krzywicki asked if the roof of a building in the Gateway Corridor were to be damaged by a hailstorm, would its replacement be reviewed as a small project?

Solberg answered that if the roof is just a replacement of what was there before, using the same material that was approved through the process when the building was constructed, they would not be required to go through any review. Solberg gave an additional example that if a property owner wanted to add a new awning to a building within the Gateway Corridor, this is something that could be considered a small project for review.

Krzywicki asked if there are buildings in the Gateway Corridor that do not conform as they were constructed prior to the implementation of the design criteria.

Solberg answered that we do have some, primarily along 84th Street.

Krzywicki asked if they would be required to go through design review if those buildings were damaged and needed repairs or replacements.

Bruce Fountain came to the podium and mentioned that one motivation for bringing this amendment forward is to allow for some staff review of projects that are currently exempt, but that do have visual impacts on the Gateway Corridor. He gave a few examples of recent buildings that avoided the design review process by manipulating the projects just enough to be exempt. Fountain explained how this shouldn't affect the way that most projects are handled and reviewed, but it provides a greater ability for review of some smaller projects without an expensive or lengthy review process.

Krzywicki voiced his concern that if a non-conforming structure experienced damage from a natural disaster, that the City would enforce expensive requirements and standards for them to repair the building.

Solberg clarified that there is a section within the Zoning Ordinance that addresses non-conforming structures and their ability to repair, but that it would depend on the extent of the damage and what is allowed within the Zoning Ordinance. He said that at a certain point or percentage, the design review requirement would kick in. Fountain mentioned that this would happen today even without the proposed amendments.

- iii. **Recommendation:** Malmquist moved, seconded by Circo, to recommend approval of the text amendments to Section 5.17 of the Zoning Ordinance and the Gateway Corridor Design Guideline Booklet as presented. **Ayes: Wetuski, Krzywicki, Gahan, Dale, Circo, Coghlann, Frey, Sargus, and Malmquist. Nays: None. Abstain: None. Absent: Alexander. Motion Carried, (9-0-0).**

5. Report of the Nominating Committee

Malmquist delivered the report of the nominating committee. The committee approached the existing officers about serving another term in their respective roles and they have expressed

interest in doing so. The nominating committee recommends the re-election of Kevin Wetuski as Chair, Harold Sargus as Vice-Chair, and Kathleen Alexander as Secretary.

6. 2021 Election of Officers

- i. **Recommendation:** Malmquist moved, seconded by Gahan, to accept the nominating committee's recommendations for the election of officers for Wetuski as Chair, Sargus as Vice-Chair, and Alexander for Secretary. **Ayes:** *Wetuski, Krzywicki, Gahan, Dale, Circo, Coghlann, Frey, Sargus, and Malmquist.* **Nays:** *None.* **Abstain:** *None.* **Absent:** *Alexander.* **Motion Carried, (9-0-0).**

7. Comments from the Planning Commission

A discrepancy was noted in what is listed as the appropriate comment time limit during public hearings. In the announcements at the beginning of the meeting it is said to be three minutes, but the agenda mentions a five-minute limitation on comments.

Solberg confirmed that we will reference the Open Meetings Act and correct the discrepancy.

8. Comments from the Staff

Solberg notified the Planning Commission that they will have a meeting in two weeks, and that there are currently between three and four items slated for that agenda.

9. Adjournment

Wetuski adjourned the meeting at 6:53 p.m.

Reviewed by Planning Commission:

Planning Commission Secretary

Planning Commission Chair

Date

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
MARCH 2, 2021 AGENDA

Subject:	Type:	Submitted By:
AMEND MASTER FEE ORDINANCE	◆ RESOLUTION ◆ ORDINANCE ◆ RECEIVE/FILE	CHRISTOPHER SOLBERG DEPUTY COMMUNITY DEVELOPMENT DIRECTOR

SYNOPSIS

An ordinance has been prepared to amend the Master Fee Ordinance to add a new category of “Small Projects” under the design review fees category.

FISCAL IMPACT

N/A

RECOMMENDATION

Approve.

BACKGROUND

An ordinance has been prepared to amend the fees for design review fees category to allow for a new category of “Small Projects” for \$100 (min. fee or actual fee incurred). This new fee category corresponds to the proposed amendments to the Gateway Corridor District of the Zoning Ordinance. If a project is deemed a “Small Project” by the Community Development Director, the design review process will be conducting internally, reducing the overall cost of the process.

This amendment also specifies the permit application fees for Small Wireless Facilities and Support Structures for Small Wireless Facilities, as outlined in Ordinance No. 1393, approved by City Council on June 16, 2020.

ORDINANCE NO. _____

AN ORDINANCE TO AMEND ORDINANCE NO.1408, AN ORDINANCE TO ESTABLISH THE AMOUNT OF CERTAIN FEES AND TAXES CHARGED BY THE CITY OF LA VISTA FOR VARIOUS SERVICES INCLUDING BUT NOT LIMITED TO BUILDING AND USE, ZONING, OCCUPATION, PUBLIC RECORDS, ALARMS, EMERGENCY SERVICES, RECREATION, LIBRARY, AND PET LICENSING; SEWER AND DRAINAGE SYSTEMS AND FACILITIES OF THE CITY FOR RESIDENTIAL USERS AND COMMERCIAL USERS (INCLUDING INDUSTRIAL USERS) OF THE CITY OF LA VISTA AND TO GRANDFATHER EXISTING STRUCTURES AND TO PROVIDE FOR TRACT PRECONNECTION PAYMENTS AND CREDITS; REGULATING THE MUNICIPAL SEWER DEPARTMENT AND RATES OF SEWER SERVICE CHARGES; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE THE EFFECTIVE DATE HEREOF.

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

Section 1. General Fee Schedule. The fees and taxes charged by the City of La Vista for various services, facilities, and occupations shall be, and the same hereby are, fixed in accordance with the following schedule, no modifier shall be used, and such fees and taxes charged shall be in accordance with such rules as the City Council may establish:

BUILDING & USE FEES

(Apply inside City limits and within the Extra-territorial zoning jurisdiction)

Building Permit

(Building valuation is determined by the most current issue of the ICC Building Valuation Data)

General	\$30 Base fee + see building fee schedule
Commercial/Industrial	\$30 Base fee + see building fee schedule

Plan Review Fee

Commercial (non-refundable)	\$100 or 10% of building permit fee (whichever is greater)
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Design Review (non-refundable)

<u>Small Projects (As Defined by Guidelines)</u>	<u>\$100 (min. fee or actual fee incurred)</u>
Tenant Bay Façade Renovation	\$500 (min. fee or actual fee incurred)
Bldgs. 24,999 sq. ft. or less	\$1,500 (min. fee) (or actual fee Incurred)
Bldgs. 25,000 – 49,999 sq. ft.	\$2,000 (min. fee) (or actual fee Incurred)
Bldgs. 50,000 -99,999 sq. ft.	\$3,000 (min. fee) (or actual fee Incurred)
Bldgs. 100,000 + sq. ft.	\$4,000 (min. fee) (or actual fee Incurred)

Replacement Plan Review Fee

Replacement Plan Review Fee	\$100 + Request for records fees
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Engineer's Review

Engineer's Review	\$500
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Rental Inspection Program

License Fees:

Multi-family Dwellings	\$6.00 per unit
Single-family Dwellings	\$50.00 per property
Duplex Dwellings	\$50.00 per unit

Additional Administrative Processing Fee (late fee) \$100.00

Inspection Fees:

Primary Inspection	No charge
Class B Property Inspection (after primary inspection):	
Violation corrected	No charge
Violation not corrected	See Re-inspection Fee below

Re-inspection Fee (no show or follow up inspection) See Re-inspection Fee below	
Re-inspection Fee	\$100.00
Vacant Property Registration Fee	\$250 Original Registration Fee \$500 First Renewal \$1,000 Second Renewal \$2,000 Third Renewal \$2,500 Fourth Renewal \$2,500 Fifth and Subsequent Renewals
Penalty Fee Refund Policy	3x Regular permit fee 75% will be refunded when the project is cancelled or not complete within one year. No refund will be given after one year. (Sewer Hook-up Fee is 100% refunded)
Certificate of Occupancy	\$ 50
Temporary Certificate of Occupancy	\$750
Pre-occupancy fee (Occupancy without C.O.)	\$750
Temporary Use Permit (includes tents, greenhouses, event structures)	\$ 50 plus \$10/day
Sign Permit	\$150/sign
Identification Sign, Incidental Sign	\$75/sign
Master Sign Plan (more than 1 sign)	\$150
Common Sign Plan	\$150
Temporary Sign Permit: Non-profit or tax exempt organization	\$0
All other temporary signs	\$ 30/year
Tower Development Permit	\$8,500(min fee) (or actual fee incurred)
Co-locates – Towers	\$5,000(min fee) (or actual fee incurred)
<u>Small Wireless Facilities</u>	<u>\$500 per application for up to five small wireless facilities</u>
<u>Support Structure for Small Wireless Facilities</u>	<u>\$250 per structure</u>
Tarp Permit (valid for 6 months)	\$ 30
Solar Panel Permit	\$ 30
Satellite Dish Permit	\$ 30
Wading/ Swimming Pools at residence	\$ 30
Dedicated Electrical circuit for pumps	\$ 30
Mechanical Permits	\$30 Base fee + See mechanical fee schedule
Plumbing Permits	\$30 Base fee + See plumbing fee schedule
Sewer Repair Permit	\$30
Backflow protector permit	\$ 30 (\$22 permit & \$8 backflow)
Underground Sprinklers	\$ 30 (\$22 issue fee & \$8 fixture)
Electrical Permits	\$30 Base Fee + See electrical fee
City Professional License (Plumbers; Mech. Contractors)	\$ 15 and a \$1,000,000
Liability, and a \$500,000 bodily injury insurance Certificate per each occurrence	
Also a \$5,000 Bond is required, naming the City as the recipient.	
Demolition of building	\$250 plus Insurance Certificate
Moving Permit (buildings 120 square feet or greater)	\$250 plus Insurance Certificate

Sheds and Fences	\$ 30.00
Sidewalks	\$ 30.00
Driveway Replacement	\$ 30.00
Driveway Approach w/o curb cut or grinding	\$ 30.00
With curb requiring cut plus the 4' apron on each side)	
Contractor (Contractor performs curb cut or grind)	\$ 30.00 plus \$1.00/ft.
City Charge (if City performs curb cuts)	\$50 + \$5/ft. (\$40 set up fee; \$10 permit fee)
City charge (if City performs curb grinds)	\$50 + \$6/ft. (\$40 set up fee; \$10 permit fee)
Utility Cut Permit	\$30.00
Appeal Fee Regarding Issuance or Denial of Curb Cut/Driveway Approach Construction Permit	\$250
Street Paving, Surfacing, Resurfacing, Repairing, Sealing or Resealing Permit	\$ 30.00/Yearly
Appeal Fee Regarding Issuance or Denial of Street Paving, Resurfacing, etc. Permit	\$250

RIGHT-OF-WAY PERMIT FEES

The following are one-time permit fees for structures occupying the public right-of-way:

Canopy or Awning	\$50 for the first 25 ft. + \$10 each additional foot
Balcony	\$75 each
Bicycle Rack	\$50
Light Fixture	\$75 for the first + \$10 each additional light fixture
Marquee	\$50 for the first 25 ft. + \$10 each additional ft.
Sidewalk Café	\$100
Sign	\$100 each (if less than 25 sq. ft.) \$300 each (if 25 sq. ft. or larger)
Windscreen	\$400 each
Planter	\$50
Combination of Awning/Canopy/Sign /Light	\$500
Skywalk	\$500
String Lights	\$150
Other structures as approved by the City Administrator	\$300

Provided, however, notwithstanding anything in this Ordinance to the contrary, all property, or parts thereof or improvements thereon, with respect to which legal title is or will be held by or for the benefit of the City of La Vista, La Vista Community Development Agency, City of La Vista Facilities Corporation, La Vista/Metropolitan Community College Condominium Owners Association, Inc., or any other entity directly or indirectly controlled by the City of La Vista as determined by the City Administrator, for a public purpose, and all owners of such property, parts, or improvements, shall be exempt from the Building and Use Fees and/or any other fees in this ordinance. The City of La Vista pursuant to a policy of the City Council also may provide for waiver of any or all such Building and Use Fees, or any other fees under this Ordinance that are payable to the City, with respect any political subdivisions that levy property taxes within the corporate limits of the City, or any entity controlled by any such political subdivision.

FIRE INSPECTION FEES

Plan Review Fees

Commercial Building	10% of building permit fee with a maximum of \$1,000
Fire Sprinkler Plan Review	
1-20 devices	\$100
21-50 devices	\$200
51-100 devices	\$300
101-200 devices	\$400
201-500 devices	\$500
Over 500 devices	\$500 plus \$1.00 per device over 500
Fire Alarm Plan Review	\$50.00
<u>Child Care Facilities:</u>	
0 – 8 Children	\$50.00
9 – 12 Children	\$55.00
13 or more children	\$60.00
<u>Foster Care Homes:</u>	
Inspection	\$25.00
<u>Liquor Establishments:</u>	
Non-consumption establishments	\$60.00
Consumption establishments	\$85.00
<u>Nursing Homes:</u>	
50 beds or less	\$55.00
51 to 100 beds	\$110.00
101 or more beds	\$160.00
<u>Fire Alarm Inspection:</u>	
Four year license (Test)	\$100.00
NICET	\$25.00 per year NICET certification last
Annual test (witnessed)	\$30.00
<u>Sprinkler Contractor Certificate:</u>	
Annual	\$100.00
<u>Fuels Division:</u>	
Above ground Hazardous Substance Storage Tanks (Title 158)	
Registration	\$25.00 per tank
Re-registration	\$25.00 per tank (Required whenever change is made to tank or contents)
Above ground Petroleum Storage Tanks (Title 153, Chapter 17)	
Inspection Fee	\$50.00 (Per installation regardless of the number of tanks)
Underground Storage Tanks (Title 159, Chapter 2)	
Farm, residential and heating oil tanks (tanks with a capacity of 1100 gallons or less)	\$10.00 one-time registration fee
All other tanks	\$30.00 per tank, annually
Petroleum Release Remedial Action Fund	\$90.00 per tank, annually
Tank installation	\$60.00 per tank
Piping only installation	\$60.00

GRADING PERMIT FEES

5 acres or less	\$ 500
More than 5 acres	\$1,000

TAX INCREMENT FINANCING (TIF) APPLICATION FEES

Application Fee	\$3,000
Administrative Fee	1.5% on TIF Principal up to \$2,000,000

Bond Related Fee	1% on TIF Principal amount above \$2,000,000 thru \$4,000,000 No additional administrative fee for TIF Principal above \$4,000,000 Actual Fees, Costs & Expenses Incurred by the City
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PACE PROGRAM

Application Fee	\$1,000
Administrative Fee	1% of loan amount maximum \$40,000 subject to 50% reduction if a TIF project
Annual Fee	\$500

ZONING FEES

Comprehensive Plan Amendment	\$500
Zoning Map Amendment (rezoning)	\$500
Zoning Text Amendment	\$500
Zoning Verification Letter	\$50
Subdivision Text Amendment	\$500
Conditional Use Permit (1 acre or less)	\$300
Conditional Use Permit (more than 1 acre)	\$500
Conditional Use Permit Amendment	\$200
Flood Plain Development Permit	\$500
Administrative Plat – Lot Split, Lot Consolidation or Boundary Adjustment	\$750+ additional fee of \$250 for review of revised drawings
Preliminary Platting	\$1,000 +additional fee of \$250 for review of revised drawings
Final Platting	\$1000+additional fee of \$250 for review of revised drawings
Subdivision Agreement	\$500 (min. fee) or actual fee incurred
Revised Preliminary Plat	\$500+additional fee of \$250 for review of revised drawings
Replat	\$1500 +additional fee of \$250 for review of revised drawings
P.U.D.	\$1,000+additional fee of \$250 for review of revised drawings
P.U.D. Amendment	\$500 (min. fee) or actual fee incurred
Vacation of Plat and Right of Way Vacation	\$150
Variance, Appeals, Map Interpretation (B.O.A.)	\$250

Watershed Fees –apply to all new development or significant redevelopment as specified in Exhibit "G" to the interlocal agreement for the Papillion Creek Watershed Partnership: (fees are remitted to Papillion Creek Watershed Partnership)

OCCUPATION TAXES

Publication fees	\$Actual cost
Class A Liquor License Holder	\$200
Class B Liquor License Holder	\$200
Class C Liquor License Holder	\$600
Class D Liquor License Holder	\$400
Class I Liquor License Holder	\$500
Class L Liquor License Holder	\$500
Class Z Liquor License Holder	\$500
Class AB Liquor License Holder	\$400
Class AD Liquor License Holder	\$600
Class ADK Liquor License Holder	\$800
Class AK Liquor License Holder	\$400
Class ABK Liquor License Holder	\$600
Class BK Liquor License Holder	\$400
Class CK Liquor License Holder	\$800
Class DK Liquor License Holder	\$600
Class IB Liquor License Holder	\$700
Class IBK Liquor License Holder	\$900
Class ID Liquor License Holder	\$900
Class IDK Liquor License Holder	\$1100
Class IK Liquor License Holder	\$700
Special Designated Permit – Liquor Control	\$ 50/day except non-profits
Transfer of Liquor License from One Location to Another (These fees are in addition to the State Fee Requirement)	\$ 25
Amusement Concessions (i.e. Carnivals) (This would include any vendors set up for special functions at the La Vista Sports Complex)	\$ 10/concession/day
Auto dealers - new and used - \$250 plus \$.01 per sq. ft. of inside area, and \$.005 per sq. ft. of outside area used for display, sales or storage.	
Auto repair	\$100
Banks, small loan and finance companies	\$250 plus \$75/each detached facility.
Barber shops, beauty salons, tanning & nail salons	\$ 75 plus \$10 per operator over one.
Bowling Alleys or Billiard/Pool Halls	\$ 50/year + \$10/table or alley (Additional fees for Restaurants or Drinking Places if applicable)
Car washes	\$100 (includes all vacuum & supply vending machines)
Circus, Menagerie or Stage Show	\$ 50/day
Collecting agents, detective agents or agencies and bail bondsmen	\$ 75
Construction/Tradesmen	\$ 75 and a \$1,000,000
Liability, \$500,000 bodily injury insurance certificate	
Convenience stores	\$ 75 (Additional fees for Restaurants or Drinking Places if applicable)
Convenience store with car wash	\$120 (Includes all vacuum & supply vending machines)
Dry cleaning or laundry and tailoring	\$ 50
Funeral homes	\$150
Gaming Device Distributors	5% of gross receipts (non-profits exempt)

Games of Chance/Lotteries	5% of gross receipts (non-profits exempt)
Games of Chance/Lottery License Fee	\$ 50/1st location - \$10/ea additional
Gas Companies	5% of gross receipts
Hawkers/Peddlers	\$ 75/day or \$500/year
Home Occupations (not specified elsewhere)	
Home Occupation Permit Application Fee	\$30
Home Occupation 1 and Child Care Home	\$50
Home Occupation Conditional Use Permit – see Zoning Fees	
Hotels/motels – Any hotel or motel in the City shall pay to the City monthly an Occupation Tax equal to 5% of gross receipts from room rentals. Any shops restaurants, and/or drinking places which are part of, associated with, or located in or with a hotel or motel facility will be considered a separate classification of business and taxed in accordance with the provisions of this Ordinance and the applicable classification(s) of the shops, restaurants, and/or drinking places hereunder. The Occupation Taxes with Respect to any banquet and/or ballroom facilities of, or associated with, or located in or with, any such hotel or motel shall be determined in accordance with the square footage schedule above, based on the actual square footage of said facilities, which occupation taxes shall be additional to any other applicable occupation taxes such as restaurants or drinking places occupation taxes.	
Mobile Food Vendors	\$100/year
Movie theatres	\$150/complex and \$75/viewing room (Additional fees for Restaurants or Drinking Places if applicable)
Music, Vending, & Pinball Machines	\$ 20/year/machine +Service
Provider Fee of &75.00 for business outside the City that provides machines for local businesses	
Nurseries, greenhouses, landscaping businesses, and tree trimmers	\$ 75
Nursing homes, assisted living, hospitals and retirement homes	\$ 5 per bed
Pawnbrokers	\$ 1.00/pawnbroker
transaction evidenced by a pawnbroker card or ledger entry per Neb. Rev. Stat. Section 69-204. Minimum of \$30/year	
Professional services - engineers, architects, physicians, dentists, chiropractors, osteopaths, accountants, photographers, auctioneers, veterinarians, attorneys, real estate offices and insurance agents or brokers - \$75 plus \$10 per agent or professional over one (1)	
Recreation businesses - indoor and outdoor	\$100
Restaurants, Drinking Places, and drive-in eating establishments	\$ 50 (5 employees or less) \$100 (more than 5 employees) Effective 10/1/19 – Fee of 1.5% of gross receipts pursuant to Municipal Code Section 113.10
Retail, Manufacturing, Wholesale, Warehousing and Other - Any person or entity engaged primarily in a manufacturing, wholesale, and/or warehousing business shall pay an Occupation Tax based on the schedule below and the actual interior or enclosed square footage of facilities in the City used by said person or entity in the conduct of such business; and any person or entity engaged in a business of making retail sales of	

groceries, clothing, hardware, notions, furniture, home furnishings, services, paint, drugs, or recreational equipment, and any other person or entity engaged in a business for which an Occupation Tax is not specifically provided elsewhere in this Ordinance, shall pay an Occupation Tax based on the schedule below and actual interior or enclosed square footage of facilities in the City used by said person or entity in the conduct of such business; provided, however, that persons or entities that use a basement or one or more additional floors in addition to the main floor (the main floor being the floor with the greatest total square footage) in the conduct of one or more specified businesses of sales at retail shall determine square footage for purposes of the Occupation Tax imposed hereunder based on the square footage of the entire main floor plus one-half (1/2) of the square footage of all such basement and additional floors.

0	999 sq. ft.	\$ 50
1,000	2,999 sq. ft.	\$ 65
3,000	4,999 sq. ft.	\$ 80
5,000	7,999 sq. ft.	\$ 120
8,000	9,999 sq. ft.	\$ 150
10,000	14,999 sq. ft.	\$ 200
15,000	24,999 sq. ft.	\$ 225
25,000	39,999 sq. ft.	\$ 300
40,000	59,999 sq. ft.	\$ 400
60,000	99,999 sq. ft.	\$ 500
100,000	and greater	\$ 750

Schools - trade schools, dance schools, music schools, nursery school or any type of school operated for profit	\$ 50
Service providers, such as persons, firms partnerships or corporations delivering any product, good or service whatsoever in nature within the City	\$ 75
Service stations selling oils, supplies, accessories for service at retail	\$ 75 + \$25.00 for attached car wash
Telephone Companies (includes land lines, wireless, cellular, and mobile)	5% of gross receipts
Telephone Surcharge - 911	\$1.00 per line per month
Tobacco License	\$ 15 (based on State Statute)
Tow Truck Companies	\$ 75
Late Fee (Up to 60 days)	\$ 35
Late Fee (60-90 days)	\$ 75
Late Fee (over 90 days)	Double Occupation tax or \$100, whichever is greater

CONVENIENCE FEES

Restaurant & Drinking Places Occupation Tax, Hotel Occupation Tax, and General Business Occupation Tax Payments through online portal Credit Cards, Debit Cards, & Digital Wallet	2.5% of transaction + \$0.30
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E-Checks	\$1.50 for transactions \leq \$60,000
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All Other Payments

Credit Cards	3% of transaction with \$2 minimum transaction
E-Checks	\$3 for transactions \leq \$10,000
	\$10 for transactions $>$ \$10,000

OTHER FEES

Barricades

Deposit Fee (returnable) Block Parties/Special Event Construction Use	\$ 60/barricade \$ 5/barricade per day \$30 ea. (7 days maximum)
Blasting Permit	\$1,000
Bucket Truck Rental w/operator	\$150 per hour
Community Garden Plot Rental	\$20 annually
Conflict Monitor Testing	\$200
Cat License Fee (per cat – limit 3)	\$ 5 each if spayed/neutered \$ 15 each if not spayed/neutered \$ 10 each (delinquent) if spayed/neutered \$ 30 each (delinquent) if not spayed/neutered
Senior Citizen Discount (Age 65+)	Free if spayed/neutered
Dog License Fee (per dog – limit 3)	\$ 5 each if spayed/neutered \$ 15 each if not spayed/neutered \$ 10 each (delinquent) if spayed/neutered \$ 30 each (delinquent) if not spayed/neutered
Senior Citizen Discount (Age 65+)	Free if spayed/neutered
Dog/Cat License Handling Fee (in addition to above fees)	\$5
Dog or Cat License Replacement if Lost	\$1
Dog or Cat Capture and Confinement Fee	\$10 + Boarding Costs
MAXIMUM OF 4 DOGS AND/OR CATS WITH NO MORE THAN 3 OF EITHER SPECIES	
Election Filing Fee	1% of Annual Position Salary
Fireworks Sales Permit (Non-Profits)	\$2,000
Handicap Parking Permit Application Fee State	\$ Currently Not Charging Per
Natural Gas Franchisee Rate Filing Fee (For rate changes not associated w/the cost of purchased gas.)	Per Agreement
Open Burning Permit	\$ 10
Parking Permit Fees:	
Monthly Parking – Covered Stall	\$50/Month per permit
Monthly Parking – Uncovered Stall	\$25/Month per permit
Off-Street Parking – 3 hours free (\$0), after which (Parking Day runs 6a.m. – 6a.m.)	\$1.00/hr. up to \$10/day
On-Street Parking – free (\$0) with three (3) hour limit	
Parking Ticket Fees	
If paid within 7 days of violation date	\$ 20 (\$5 + \$15 admin fee)
If paid after 7 days of violation date but within 30 days	\$ 25 (\$10 + \$15 admin fee)
If paid after 30 days of violation date	\$ 35 (\$20 + \$15 admin fee)
Pawnbroker Permit Fees:	

Initial Annual Renewal	\$ 150 \$ 100
Pet Store License	\$ 50 (In addition to Occ. License)
Police Officer Application Fee	\$ 20
Public Assembly Permit (requires application and approval)	\$ 00
Returned Check Fee (NSF)	\$ 35
Storage of Explosive Materials Permit	\$ 100
Towing/Impound Fee	\$ 30
Trash Hauling Permit Performance Bond	\$ 25/yr./truck + \$25,000

PUBLIC RECORDS

Request for Records	\$15.00/Half Hour + Copy Costs* (May be subject to deposit)
Audio Tapes	\$5.00 per tape
Video Tapes or CD/DVD	\$10.00 per tape/CD
*Copy costs shall be established by the Finance Director	
Unified Development Ordinance	\$100
Comprehensive Plan	\$ 50
Zoning Map	\$5 11"x17" \$10 12"x36" \$30 36"x120"
Zoning Ordinance w/Map Subdivision Regulations	\$ 30 \$ 30
Future Land Use Map	\$5 11"x17" \$10 12"x36" \$30 36"x120"
Ward Map	\$ 2
Fire Report	\$ 5
Police Report	\$ 5
Police Photos (5x7)	\$ 5/ea. for 1-15 \$ 3/ea. for additional
Police Photos (8x10)	\$10/ea. for 1-15 \$ 5/ea. for additional
Police Photos (Digital)	\$10/ea. CD
Criminal history	\$10

FALSE AND NUISANCE ALARMS

Registration Fee for Alarm System (not to include single family or duplexes)	\$25
Renewal Fee for Alarm System (not to include single family or duplexes)	\$25
Late Registration Charge	\$35

False Alarm Fee for any false alarm generated by the registrant's alarm system, a fee in accordance with the following schedule (from 1 January through 31 December of each year) shall be charged:

Number of False/Nuisance Alarms	False/Nuisance Alarm Charge
1	No Charge
2	No Charge
3	\$100.00
4 or more	\$250.00

False Alarm Fee for Alarm Systems without Registration - \$250 per alarm after 1st alarm
(not to include single family or duplexes)

RESPONSE TO LARGE HAZARDOUS MATERIALS INCIDENTS

A Dispatch and mobilization charge of \$300 + mileage shall be charged for response to any incident where no action is taken. If services are provided, the following rates shall apply:

Response Vehicles: One-hour minimum charge. All charges will be made to the closest ¼ hour. Mileage will be charged at \$8.00 per mile per vehicle.

Pumper/Tanker Truck	\$500/hour
Weed Truck	\$150/hour
Aerial Ladder Truck	\$750/hour
Utility Vehicle	\$200
Command Vehicle	\$100

Equipment Charges:

Jaws of Life	\$250
Power Saw	\$75
Hydraulic jack/chisels	\$75
Cribbing Blocks	\$10
Winches	\$10

Air Bags	\$50
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High Lift Jack	\$20
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Supplies: The actual City cost of the supplies plus 25% shall be charged for all supplies including but not limited to safety flares, Class A foam, Class B foam, absorbent pads, absorbent material, salvage covers, and floor dry.

RESCUE SQUAD FEES

Basic Life Support Emergency	\$650
Basic Life Support Non-Emergency	\$450
Advanced Life Support Emergency 1	\$750
Advanced Life Support Emergency 2	\$950
Advanced Life Support Non-Emergency	\$550
Mileage - per loaded mile	\$ 15

LIBRARY FEES

Membership (Non-Resident Family)	6 month	\$ 35.00
	1 year	\$ 60.00
	1 month	\$ 7.00
Fax		\$2.00 up to 5 pages
Fines		
Books		\$.05/day
Audio Books/Board Games/CDs		\$.10/day
DVDs/		\$ 1.00/day

Playaway device	\$ 1.00/day
Board Game not returned to Circulation Desk	\$5.00
Damaged & Lost Books	\$5.00 processing fee + actual cost
Videos /DVDs/CDs	\$5.00 processing fee + actual cost
Color Copies	\$.50
Copies	\$.10
Inter-Library Loan	\$3.00/transaction
Lamination – 18" Machine	\$2.00 per foot
Lamination – 40" Machine	\$6.00 per foot
Children's Mini-Camp	-\$15.00
Seasonal/Special Workshops	\$15.00

RECREATION FEES

Refund Policy (posted at the Community Center)	\$10.00 administrative fee on all approved refunds
Late Registration Fee <u>Community Center</u>	\$10.00

	<u>Resident</u>	<u>Non-Resident</u>	<u>Business Groups</u>
Facility Rental			
Gym (1/2 Gym)	\$ 38/Hour	\$ 75/Hour	\$ 75/Hour
Gym (Full)	\$ 75/Hour	\$150/Hour	\$150/Hour
Gym/Stage (Rental)	\$400/Day	\$500/Day	\$500/Day
Whole Community Center	\$600/Day	\$800/Day	\$800/Day
Game Room	\$ 22/Hour	\$ 44/Hour	\$ 44/Hour
Meeting Rooms (Rental)	\$ 12/Hour/Room	\$ 22/Hour/Room	\$ 27/Hour
Kitchen (Rental)	\$ 19/Hour	\$ 27/Hour	\$ 33/Hour
Racquetball Court	\$ 7/Hour	\$ 14/Hour	\$ 14/Hour
Stage (Rental)	\$ 12/Hour	\$ 22/Hour	\$ 27/Hour
Facility Usage	<u>Resident</u>	<u>Non-Resident</u>	
Daily Visit (19 and up)	\$ 3.00	\$ 4.00	
Daily Visit (Seniors 55+)	\$ -0-	\$ 2.00	
Fitness Room (19 and up)			
Membership Card	\$27.00/month		
(Exercise Room, Gym, Racquetball/Wallyball Courts)			
(Mon - Fri 8:00 -5:00 pm)	\$3.00	\$ 4.00/Visit	
Gym (19 and up)			
(Mon - Fri 8:00 -5:00 pm)	\$3.00	\$ 4.00/Visit	
Resident Punch Card (20 punches)	\$50.00		
Non-resident Punch Card (10 punches)		\$35.00	
Senior (Resident)	\$-0-		
Non-resident Sr. Punch Card (10 punches)		\$20.00	

Variety of programs as determined by the Recreation Director

Fees determined by cost of program

Classes

<u>Contractor</u>	<u>City</u>
75%	25%

Contract Instructor Does Registration and Collects Fees

Fields:

Tournament Fees	\$ 30/Team/Tournament
Tournament Field Fees	\$ 40/Field/Day
Field Rentals (Resident and Non Resident)	\$ 40 / 2 Hours
Gate/Admission Fee	10% of Gross

Resident Non Resident

Model Airplane Flying	
Field Pass	\$30*
* includes \$10 club membership 1 – year license	

Park Shelters	\$15/3 hours	\$25/3 hours
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Swimming Pool	<u>Resident</u>	<u>Non-Resident</u>
Youth Daily	\$ 2	\$ 4
Adult Daily	\$ 3	\$ 4
Resident Tag	\$ 2	
Family Season Pass	\$105	\$165
Youth Season Pass	\$ 65	\$ 95
Adult Season Pass	\$ 75	\$105

30-Day Pass	\$ 55	\$ 85
Season Pass (Day Care)	\$275	\$275
Swim Lessons	\$ 30	\$ 55

*Swimming Pool memberships and specials prices shall be established by the Finance Director

Youth Recreation Programs	<u>Resident</u>	<u>Non-Resident</u>
Coed T-Ball Ages 5-6	\$ 45/55	\$60/70
Softball/Baseball Ages 7-8	\$ 50/60	\$65/75
Softball/Baseball Ages 9-10	\$ 65/75	\$85/95
Softball/Baseball Ages 11-12	\$ 75/85	\$105/115
Softball/Baseball Ages 13-14	\$ 85/95	\$105/115
Softball/Baseball Age 15-18	\$110/120	\$140/150

Basketball Clinic	\$ 17/27	\$22/32
Basketball Grades 3-8	\$ 55/65	\$65/75
Soccer Academy	\$ 33/43	\$53/63
Flag Football	\$ 33/43	\$53/63
Volleyball	\$ 55/65	\$65/75

3 yr. old Soccer Clinic	\$17/27	\$22/33
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Programs	
Adult Volleyball– Spring	\$ 55
Adult Spring Softball – Single	\$215
Adult Spring Softball – Double	\$420

Adult Volleyball – Fall/Winter	\$110	\$110
Adult Fall Softball – Single	\$120	\$120
Adult Fall Softball – Double	\$235	\$235

Senior Spring Softball	\$15 per game per team
Senior Fall Softball	\$17 per game per team

Special Services Van Fees

Zone 1 Trip within city limits (La Vista & Ralston)	\$1.00 one way
Includes trips to grocery stores and senior center	
Zone 2 Trip outside city limits	\$3.00 one way
Zone 3 Trip outside city limits	\$10.00 one way

Bus pass (each punch is worth \$1.00)	\$30.00
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Section 2. Sewer Fee Schedule.

§3-103 Municipal Sewer Department: Rates.

- A. Levy of Sewer Service Charges. The following sewer service charges shall be levied against the user of premises, property or structures of every kind, nature and description, which has water service from any supply source and are located within the wastewater service area of the City of La Vista.
- B. Computation of Sewer Service Charges. For the months of December, January, February and March, the monthly charge for residential sewer services will be computed on the actual water used for these months. The monthly charge for residential sewer service in the months of April, May, June, July, August, September, October and November will be computed on the average water usage of the four (4) preceding winter months of December, January, February and March or for such portion of said consumption, whichever is the lesser. At the option of the City of La Vista, water used from private wells shall be either metered or estimated for billing purposes.
- C. Amount of Sewer Service Charges. The total sewer service charge for each sewer service user will be the sum of three (3) charges: (1) customer charge, (2) flow charge, and (3) abnormal charge.
 1. The customer charge is as follows
 - a. For sewer service users classified as Residential, the same being sewer service to a single family dwelling, or a duplex, apartment, or other multi-family dwelling (e.g. apartments) wherein each dwelling unit has a separate water meter that is read and charged for water and sewer use by the Metropolitan Utilities District - \$12.47 per month.
 - b. For sewer service users classified as Residential-Multi-Family, the same being sewer service to Multi-Family dwellings (e.g. apartments) wherein there is only a separate water meter to each building or complex that is read and charged for water and sewer use by the Metropolitan Utilities District - \$13.37 per month.
 - c. For sewer service users classified as General Commercial: Customers who normally use less than 100,000 cubic feet of water per month and who are not Residential users or Residential-Multi-Family users - \$13.37 per month. For sewer service users in this category that require manual billing, add \$10.00 for a total of \$23.37. The manual billing of the customer charge will come from the City of La Vista instead of the Metropolitan Utilities District.
 2. The flow charge for all sewer service users shall be \$3.93 per hundred cubic feet (ccf).
 3. If users have abnormal strength sewage as determined by the terms of the Wastewater Service Agreement between the City of La Vista and the City of Omaha, then additional charges will be billed to the user at the applicable rates as determined by said Agreement.
 4. If users other than those classified herein are connected to the wastewater collection system, the Customer Charges, the Flow Charges and Other Charges will be determined by the City Council in accordance with rules and regulations of the EPA and the Agreement between the City of La Vista and the City of Omaha.

Section 3. Sewer/Drainage Connection Fee Schedule. A fee shall be paid to the City Treasurer as set forth in this section for each structure or tract to be connected to the sewer system of the City. No connection permit or building permit shall be issued until the following connection fees have been paid.

	Effective 1/1/2020	Effective 1/1/2021
Residential		
Single Family Dwelling	\$1,364	\$1,364
Duplex	\$1,364/unit	\$1,364/unit
Multiple Family	\$1,064/unit	\$1,064/unit
Commercial/Industrial	\$7,407/acre of land as platted	\$7,407/acre of land as platted

The fee for commercial (including industrial) shall be computed on the number of acres within each platted lot or tract, irrespective of the number of structures to be constructed thereon.

The applicable fee shall be paid in respect to each lot or building site as a condition of City's issuance of any building or sewer connection permit.

- A. Changes in Use. If the use of a lot changes subsequent to payment of the fee, which different use would require payment of a fee greater than that payable in respect to the use for which the fee was originally paid, the difference in fee shall be paid to the City at time of such change in use.
- B. Existing Structures. Structures for which sewer connection and building permits have been issued, and all permit fees in respect thereto paid, prior to the effective date hereof shall be exempt from the fees herein imposed.
- C. Preconnection Payments. Where preconnection payment charges for a subdivision or portion thereof have been paid to City at time of subdivision of a tract pursuant to agreement between the City and the developer and the sanitary and improvement district, if any, financing improvements of the subdivision, the preconnection payment so made shall be credited by City to the sewer/drainage fees payable at time of connection of the individual properties to the sewer/drainage systems of the City.
- D. Sewer Tap and Inspection and Sewer Service Fees. The fees imposed by Section 3 hereof are in addition to and not in lieu of (1) sewer tap and inspection fees payable pursuant to Section 3-122 of the La Vista Municipal Code and listed herein and (2) sewer service charges imposed by Section 2 hereof.

Section 4. Sewer Inspection Charges Established for Installation. Inspection charges for nonresidential property sewer installation shall be:

Sewer Tap Fee (Inspection Fee)		
Service Line w/inside diameter of 4"	\$400	
Service Line w/inside diameter of 6"	\$600	
Service Line w/inside diameter of 8"	\$700	
Service Line w/inside diameter over 8"		Special permission/set by Council

Section 5. Miscellaneous Sewer Related Fees: Miscellaneous sewer related fees shall be:

Private Sewage Disposal System Const. Permit	\$	1,500
Appeal Fee Re: Issuance or Denial of Sewer Permits	\$	1,500

Section 6. Repeal of Ordinance No.1397. Ordinance No. 1397 as originally approved on September 15, 2020 and all ordinances in conflict herewith are hereby repealed.

Section 7. 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, 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 8. Effective Date. This Ordinance shall take effect from and after its passage, approval and publication in pamphlet form as provided by law; provided, however, that:

(1) Pawnbroker occupation taxes of Section 1 shall be effective April 1, 2003. Pawnbroker occupations taxes shall be payable on a monthly basis no later than the last day of the calendar month immediately following the month in which the subject pawnbroker transactions occur. For example, the occupation tax on pawnbroker transactions for the month of April 2003 shall be due and payable on or before May 31, 2003.

(2) Pawnbroker permit fees shall be effective January 1, 2004. Annual pawnbroker permit fees shall be due and payable annually on or before January 1. Initial pawnbroker permit fees shall be due and payable on or before the date that the pawnbroker license is issued. Issuance of renewal of pawnbroker permits shall be subject to payment of applicable permit fees.

(3) Rental Inspection Program License fees shall be effective January 1, 2011

(4) The remaining provisions of this Ordinance other than those specified in Sections 8(1), 8(2) and 8(3) shall take effect upon publication, unless a different effective date is otherwise expressly provided in this Ordinance.

PASSED AND APPROVED THIS 2ND DAY OF MARCH 2021.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

ITEM D

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA RECOMMENDING TO THE NEBRASKA LIQUOR CONTROL COMMISSION, APPROVAL OF A CLASS C LIQUOR LICENSE FOR RUMOR HAS IT LLC DBA PHILLY SPORTS BAR & GRILL IN LA VISTA, NEBRASKA.

WHEREAS, Rumor Has It LLC dba Philly Sports Bar & Grill, 8116 S. 84th Street, La Vista, Sarpy County, Nebraska, has applied to the Nebraska Liquor Control Commission for a Class C Liquor License; and

WHEREAS, the Nebraska Liquor Control Commission has notified the City of said application; and

WHEREAS, the City has adopted local licensing standards to be considered in making recommendations to the Nebraska Liquor Control Commission; and

WHEREAS, said licensing standards have been considered by the City Council in making its decision;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, hereby recommend to the Nebraska Liquor Control Commission approval of a Class C Liquor License submitted by Rumor Has It LLC dba Philly Sports Bar & Grill, 8116 S 84th Street, La Vista, Sarpy County, Nebraska.

PASSED AND APPROVED THIS 2ND DAY OF MARCH 2020.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk



**LA VISTA POLICE DEPARTMENT
INTER-DEPARTMENT MEMO**

TO: Pam Buethe, City Clerk

FROM: Chief Robert S. Lausten

DATE: February 22, 2021

RE: LOCAL BACKGROUND- LIQUOR LICENSE- MANAGER
PHILLY'S

CC:

The police department conducted a check of computerized records for criminal conduct regarding the applicants for the Liquor License and Manager application. The applicants and Manager applicant (Jeremy Edwards) have no record in Sarpy County.

As with all Nebraska Retail Liquor Licenses, I am asking that the applicant strictly conform to Nebraska Liquor Control Commission rules and regulations under (Sec 53-131.01) Nebraska Liquor Control Act.

APPLICATION FOR LIQUOR LICENSE RETAIL

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.nebraska.gov/

RECEIVED

FEB 01 2021

NEBRASKA LIQUOR
CONTROL COMMISSION

CLASS OF LICENSE FOR WHICH APPLICATION IS MADE AND FEES CHECK DESIRED CLASS

RETAIL LICENSE(S)

Application Fee \$400 (nonrefundable)

- A BEER, ON SALE ONLY
- B BEER, OFF SALE ONLY
- C BEER, WINE, DISTILLED SPIRITS, ON AND OFF SALE
- D BEER, WINE, DISTILLED SPIRITS, OFF SALE ONLY
- I BEER, WINE, DISTILLED SPIRITS, ON SALE ONLY
- J LIMITED ALCOHOLIC LIQUOR, OFF SALE – MUST INCLUDE SUPPLEMENTAL FORM 120
- AB BEER, ON AND OFF SALE
- AD BEER ON SALE ONLY, BEER, WINE, DISTILLED SPIRITS OFF SALE
- IB BEER, WINE, DISTILLED SPIRITS ON SALE, BEER OFF SALE ONLY

Class K Catering license (requires catering application form 106) \$100.00

Additional fees will be assessed at city/village or county level when license is issued

Class C license term runs from November 1 – October 31

All other licenses run from May 1 – April 30

Catering license (K) expires same as underlying retail license

CHECK TYPE OF LICENSE FOR WHICH YOU ARE APPLYING

- Individual License (requires insert 1 FORM 104)
- Partnership License (requires insert 2 FORM 105)
- Corporate License (requires insert 3a FORM 101 & 3c FORM 103)
- Limited Liability Company (LLC) (requires form 3b FORM 102 & 3c FORM 103)

NAME OF ATTORNEY OR FIRM ASSISTING WITH APPLICATION (if applicable)

Commission will call this person with any questions we may have on this application

Name Mike Kelley Phone number: 402-397-1898

Firm Name Kelley Plucker, LLC

PREMISES INFORMATIONTrade Name (doing business as) Philly Sports Bar and GrillStreet Address #1 8116 S. 81st St.

Street Address #2 _____

City La Vista County Sc. Pk 59 Zip Code 68128-Premises Telephone number 412-331-6112 3305Business e-mail address Gelemy11@gmail.comIs this location inside the city/village corporate limits: YES NO _____

Mailing address (where you want to receive mail from the Commission)

Name Philly Sports Bar and GrillStreet Address #1 8116 S. 81st St.

Street Address #2 _____

City La Vista State NE Zip Code 68128-3305**DESCRIPTION AND DIAGRAM OF THE STRUCTURE TO BE LICENSED****READ CAREFULLY**

In the space provided or on an attachment draw the area to be licensed. This should include storage areas, basement, outdoor area, sales areas and areas where consumption or sales of alcohol will take place. If only a portion of the building is to be covered by the license, you must still include dimensions (length x width) of the licensed area as well as the dimensions of the entire building. No blue prints please. Be sure to indicate the direction north and number of floors of the building.

**For on premises consumption liquor licenses minimum standards must be met by providing at least two restrooms

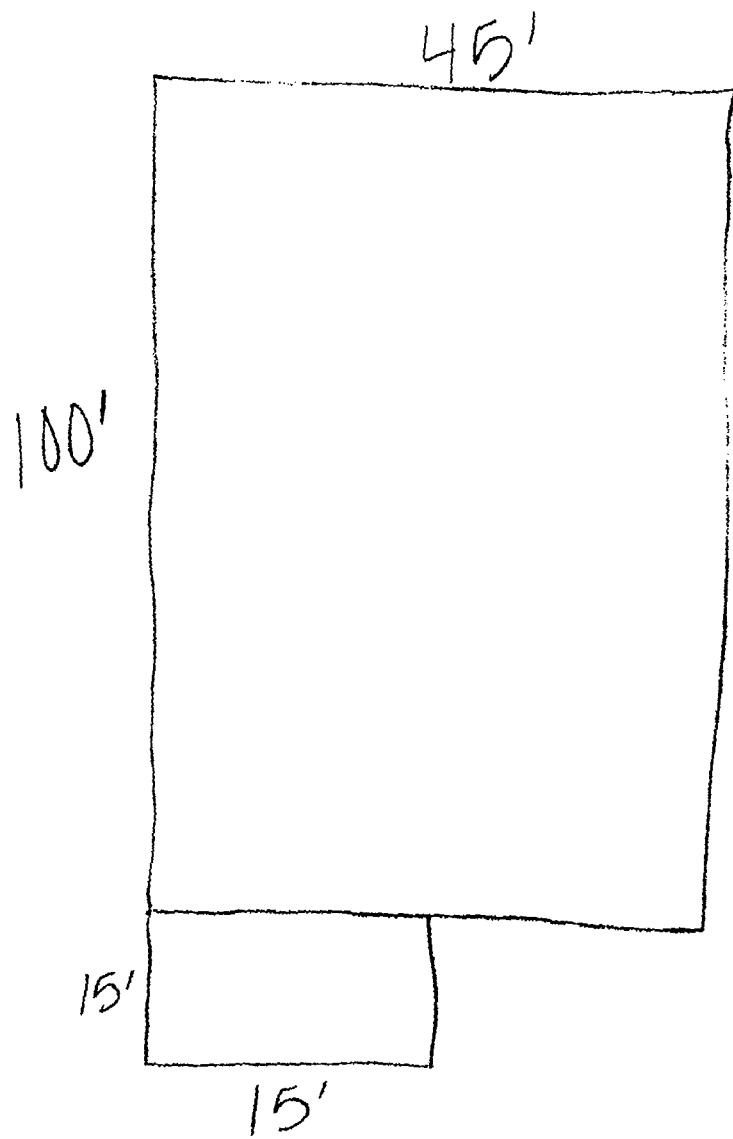
Building: length _____ x width _____ in feet

Is there a basement? Yes _____ No _____ If yes, length _____ x width _____ in feet

Is there an outdoor area? Yes _____ No _____ If yes, length _____ x width _____ in feet

PROVIDE DIAGRAM OF AREA TO BE LICENSED BELOW OR ATTACH SEPARATE SHEET

See attached



One Story building approx.
100' x 45' including outdoor
area approx. 15' x 15'

N →

APPLICANT INFORMATION

1. READ CAREFULLY. ANSWER COMPLETELY AND ACCURATELY §53-125(5)

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. Include traffic violations. Commission must be notified of any arrests and/or convictions that may occur after the date of signing this application.

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
Jeremy Edwards	8/23/05	Omaha, NE	Reckless Driving	Voluntary Guilty Plea

2. Are you buying the business of a current retail liquor license?

YES NO

If yes, give name of business and liquor license number Philly Sports Bar and Grill 045403

- a) Submit a copy of the sales agreement
- b) Include a list of alcohol being purchased, list the name brand, container size and how many
- c) Submit a list of the furniture, fixtures and equipment

3. Was this premise licensed as liquor licensed business within the last two (2) years?

YES NO

If yes, give name and license number Philly Sports Bar & Grill

4. Are you filing a temporary operating permit (TOP) to operate during the application process?

YES NO

If yes:

- a) Attach temporary operating permit (TOP) (Form 125)
- b) TOP will only be accepted at a location that currently holds a valid liquor license.

5. Are you borrowing any money from any source, include family or friends, to establish and/or operate the business?

YES NO

If yes, list the lender(s) _____

6. Will any person or entity, other than applicant, be entitled to a share of the profits of this business?

YES NO
If yes, explain. (all involved persons must be disclosed on application)

No silent partners

7. Will any of the furniture, fixtures and equipment to be used in this business be owned by others?

YES NO

If yes, list such item(s) and the owner. _____

8. Is premises to be licensed within 150 feet of a church, school, hospital, home for the aged or indigent persons or for veterans, their wives, and children, or within 300 feet of a college or university campus?

YES NO

If yes, provide name and address of such institution and where it is located in relation to the premises (Neb. Rev. Stat. 53-177)(1)

Provide letter of support or opposition, see FORM 134 – church or FORM 135 - campus

9. Is anyone listed on this application a law enforcement officer?

YES NO

If yes, list the person, the law enforcement agency involved and the person's exact duties.

10. List the primary bank and/or financial institution (branch if applicable) to be utilized by the business.

a) List the individual(s) who will be authorized to write checks and/or withdrawals on accounts at this institution.

Pinnacle Bank 107 East Cary St. Papillion, Nebraska, Sherman Optz

11. List all past and present liquor licenses held in Nebraska or any other state by any person named in this application. Include license holder name, location of license and license number. Also list reason for termination of any license(s) previously held.

Blondies Pub 5010 Grover St Omaha, NE 68106
License # 123777

12. List the alcohol related training and/or experience (when and where) of the person(s) making application. Those persons required are listed as followed:

- Individual: Applicant and spouse; spouse is exempt if they filed Form 116 – Affidavit of Non-Participation.
- Partnership: All partners and spouses, spouses are exempt if they filed Form 116 – Affidavit of Non-Participation.
- Limited Liability Company: All member of LLC, Manager and all spouses; spouses are exempt if they filed Form 116 – Affidavit of Non-Participation.
- Corporation: President, Stockholders holding 25% or more of shares, Manager and all spouses; spouses are exempt if they filed Form 116 – Affidavit of Non-Participation.

NLCC certified training program completed:

Applicant Name	Date (mm/yyyy)	Name of program (attach copy of course completion certificate)
Jeremy Edwards	4/20	NE Alcohol Server/Seller

List of NLCC certified training programs

Experience:

Applicant Name/Job Title	Date of Employment:	Name & Location of Business

13. If the property for which this license is sought is owned, submit a copy of the deed, or proof of ownership. If leased, submit a copy of the lease covering the entire license year. **Documents must show title or lease held in name of applicant as owner or lessee in the individual(s) or corporate name for which the application is being filed.**

Lease: expiration date _____

Deed _____

Purchase Agreement _____

14. When do you intend to open for business? Upon issuance of TOP

15. What will be the main nature of business? bar & grill

16. What are the anticipated hours of operation? 11 am - 2 am every day

17. List the principal residence(s) for the past 10 years for all persons required to sign, including spouses.

RESIDENCES FOR THE PAST 10 YEARS, APPLICANT AND SPOUSE MUST COMPLETE					
APPLICANT: CITY & STATE	YEAR FROM	YEAR TO	SPOUSE: CITY & STATE	YEAR FROM	YEAR TO
Jeremy Edwards Papillion, NE 1802 Barrington Pkwy, Papillion NE	2015	present	Alisa Edwards Papillion NE 1802 Barrington Pkwy, Papillion	2015	present
1953 Kingston Cir Papillion NE	2007	2015	1953 Kingston Cir Papillion NE	2007	2015
Shannon Opitz Elkhorn, NE	2011	present	same		

If necessary attach a separate sheet.



Certificate of Completion

This is to certify that

Geremy Edwards

has successfully completed the following
HOSPITALITYexam.com course and examination

Course Name: Nebraska Alcohol Server/Seller Certification


Edward D. McLean, Administrator
www.HOSPITALITYexam.com

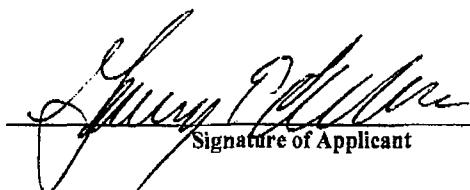
Date: 06/18/2020
Expiration: 36 Months
Certificate #: 55940
Birth Date: 01/18/1980

The undersigned applicant(s) hereby consent(s) to an investigation of his/her background and release present and future records of every kind and description including police records, tax records (State and Federal), and bank or lending institution records, and said applicant(s) and spouse(s) waive(s) any right or causes of action that said applicant(s) or spouse(s) may have against the Nebraska Liquor Control Commission, the Nebraska State Patrol, and any other individual disclosing or releasing said information. Any documents or records for the proposed business or for any partner or stockholder that are needed in furtherance of the application investigation of any other investigation shall be supplied immediately upon demand to the Nebraska Liquor Control Commission or the Nebraska State Patrol. 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.

Individual applicants agree to supervise in person the management and operation of the business and that they will operate the business authorized by the license for themselves and not as an agent for any other person or entity. Corporate applicants agree the approved manager will superintend in person the management and operation of the business. Partnership applicants agree one partner shall superintend the management and operation of the business. All applicants agree to operate the licensed business within all applicable laws, rules, regulations, and ordinances and to cooperate fully with any authorized agent of the Nebraska Liquor Control Commission.

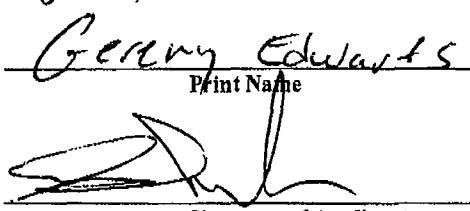
Applicant Notification and Record Challenge: Your fingerprints will be used to check the criminal history records of the FBI. You have the opportunity to complete or challenge the accuracy of the information contained in FBI identification record. The procedures for obtaining a change, correction, or updating an FBI identification record are set forth in Title 28, CFR, 16.34.

Must be signed in the presence of a notary public by applicant(s) and spouse(s). See guideline for required signatures



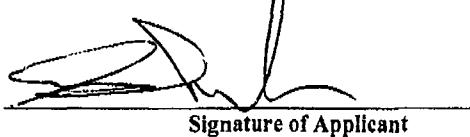
Signature of Applicant

Signature of Spouse



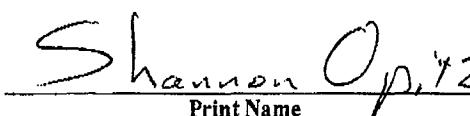
Print Name

Print Name



Signature of Applicant

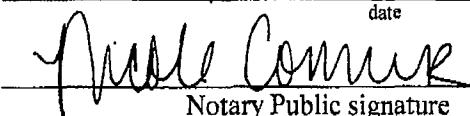
Signature of Spouse



Print Name

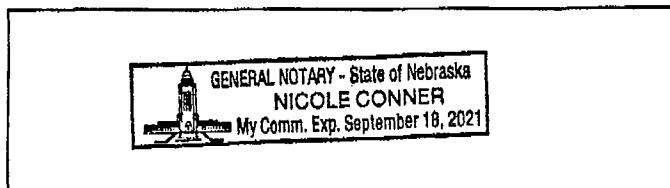
Print Name

ACKNOWLEDGEMENT

State of Nebraska
County of Douglas
1-27-21 date


Nicole Conner
Notary Public signature

The foregoing instrument was acknowledged before me this
by Jeremy Edwards & Shannon
name of person(s) acknowledged (individual(s) signing)
Opitz



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.

**APPLICATION FOR LIQUOR LICENSE
LIMITED LIABILITY COMPANY (LLC)
INSERT - FORM 3b**

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.llc.nebraska.gov

Office Use

RECEIVED
JUN 1 2021

JUN 1 2021

RECEIVED
JUN 1 2021
CLERK'S OFFICE

All members including spouse(s), are required to adhere to the following requirements:

- 1) All members spouse(s) must be listed
- 2) Managing/Contact member and all members holding over 25% interest and their spouse(s) (if applicable) must submit fingerprints. See Form 147 for further information, this form MUST be included with your application.
- 3) Managing/Contact member and all members holding over 25 % shares of stock and their spouse (if applicable) must sign the signature page of the Application for License form 100 (even if a spousal affidavit has been submitted)

Attach copy of Articles of Organization (must show electronic stamp or barcode receipt by Secretary of States office)

Name of Registered Agent: USCA, INC

Name of Limited Liability Company that will hold license as listed on the Articles of Organization

Rumor has It LLC

LLC Address: 1802 Barrington Parkway

City: Papillion State: NE Zip Code: 68046-4150

LLC Phone Number: 402-306-2434 LLC Fax Number:

Name of Managing/Contact Member

Name and information of contact member must be listed on following page

Last Name: Edwards First Name: Jeremy MI: J

Home Address: 1802 Barrington Parkway City: Papillion

State: NE Zip Code: 68046 Home Phone Number:

Jeremy Edwards
Signature of Managing/Contact Member

ACKNOWLEDGEMENT

State of Nebraska
County of Douglas The foregoing instrument was acknowledged before me this

1-27-21
Date

by Jeremy Edwards
name of person acknowledge

Affix Seal	GENERAL NOTARY - State of Nebraska NICOLE CONNER My Comm. Exp. September 18, 2021
------------	---

List names of all members and their spouses (even if a spousal affidavit has been submitted)

Last Name: Edwards

First Name: Jeremy MI: J *

Social Security Number: [REDACTED]

Date of Birth: [REDACTED]

Spouse Full Name (indicate N/A if single):

Alissa M. Edwards

Spouse Social Security Number: [REDACTED]

Date of Birth: [REDACTED]

Percentage of member ownership

50%

Last Name: _____

First Name: _____

MI: _____

Social Security Number: _____

Date of Birth: _____

Spouse Full Name (indicate N/A if single): _____

Spouse Social Security Number: _____

Date of Birth: _____

Percentage of member ownership _____

Last Name: Opitz

First Name: Shannon

MI: S *

Social Security Number: [REDACTED]

Date of Birth: [REDACTED]

Spouse Full Name (indicate N/A if single): Amy L. Opitz

Spouse Social Security Number: [REDACTED]

Date of Birth: [REDACTED]

Percentage of member ownership 50%

Last Name: _____

First Name: _____

MI: _____

Social Security Number: _____

Date of Birth: _____

Spouse Full Name (indicate N/A if single): _____

Spouse Social Security Number: _____

Date of Birth: _____

Percentage of member ownership _____

Is the applying Limited Liability Company controlled by another corporation/company?

YES

NO

If yes, provide the following:

- 1) Name of corporation _____
- 2) Supply an organizational chart of the controlling corporation named above
- 3) Controlling corporation **MUST** be registered with the Nebraska Secretary of State, copy of articles must be submitted with application §53-126

Indicate the company's tax year with the IRS (Example January through December)

Starting Date: January Ending Date: December

Is this a Non Profit Corporation?

YES

NO

If yes, provide the Federal ID #. _____

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

**STATE *of* NEBRASKA
LIMITED LIABILITY COMPANY
CERTIFICATE *of* ORGANIZATION**

Rumor Has It LLC

FIRST: The name of the limited liability company is Rumor Has It LLC

SECOND: The street and mailing address of its designated office in the state of Nebraska is 1802 Barrington Parkway, Papillion, NE 68046

THIRD: The street and mailing address of its agent for service of process in the state of Nebraska is 1603 Farnam Street, Omaha, NE, 68102. The name of its agent for service of process is USCA, Inc..

FOURTH: The personal liability of the members and managers of the company for monetary damages for breach of fiduciary duty shall be eliminated to the fullest extent permissible under Nebraska law. The company is authorized to indemnify its members and managers to the fullest extent permissible under Nebraska law.

IN WITNESS WHEREOF, the undersigned has executed this Certificate of Organization on the date below.

Date: August 19, 2020



LegalZoom.com, Inc., Organizer
By: Cheyenne Moseley, Assistant Secretary

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.nebraska.gov

Office Use

1/27/2021
1/27/2021
1/27/2021

I acknowledge that I am the spouse of a liquor license holder. My signature below confirms that I will not have any interest, directly or indirectly in the operation 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, represent myself as the owner or in any way participate in the day to day operations of this business in any capacity. The penalty guideline for violation of this affidavit is cancellation of the liquor license.

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

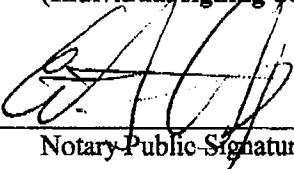

Signature of **NON-PARTICIPATING SPOUSE**

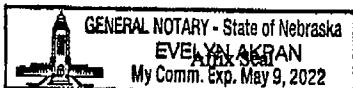
Alisa Edwards
Print Name

State of Nebraska, County of SARPY

The foregoing instrument was acknowledged before me
this JANUARY 27, 2021 (date)

by ALISA EDWARDS
Name of person acknowledged
(Individual signing document)


Notary Public Signature



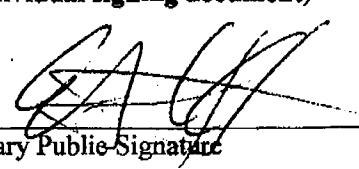

Signature of **APPLICANT**

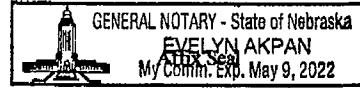
Jeremy Edwards
Print Name

State of Nebraska, County of SARPY

The foregoing instrument was acknowledged before me
this JANUARY 27, 2021 (date)

by JEREMY EDWARDS
Name of person acknowledged
(Individual signing document)


Notary Public Signature



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.

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.nebraska.gov

Office Use

10-01-2016
10-01-2016
10-01-2016



I acknowledge that I am the spouse of a liquor license holder. My signature below confirms that I will not have any interest, directly or indirectly in the operation 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, represent myself as the owner or in any way participate in the day to day operations of this business in any capacity. The penalty guideline for violation of this affidavit is cancellation of the liquor license.



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

Signature of NON-PARTICIPATING SPOUSE

Amy Lee Opitz
Print Name

State of Nebraska, County of Douglas

The foregoing instrument was acknowledged before me

this 11/8/2021 (date)

by Amy Lee Opitz

Name of person acknowledged
(Individual signing document)

Briana Glenn

Notary Public Signature

BRIANA GLENN
General Notary - State of Nebraska
My Commission Expires Jul 23, 2023

Signature of APPLICANT

Shannon Opitz
Print Name

State of Nebraska, County of Douglas

The foregoing instrument was acknowledged before me

this 11/8/2021 (date)

by Shannon Opitz

Name of person acknowledged
(Individual signing document)

Briana Glenn

Notary Public Signature

BRIANA GLENN
General Notary - State of Nebraska
My Commission Expires Jul 23, 2023

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.

**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.nebraska.gov

Office Use

RECEIVED JULY 12 2011 NEBRASKA LIQUOR CONTROL COMMISSION

MUST BE:

- Include copy of US birth certificate, naturalization paper or current US passport
- Nebraska resident. Include copy of voter registration card or print out document from Secretary of State website
- Fingerprinted. See form 147 for further information, read form carefully to avoid delays in processing, this form **MUST** be included with your application
- 21 years of age or older

Corporation/LLC information

Name of Corporation/LLC: Rumor Has it, LLC

Premise information

Liquor License Number: _____ Class Type _____ (if new application leave blank)

Premise Trade Name/DBA: Philly Sports Bar and Grill

Premise Street Address: 8116 S 84th St

City: La Vista County: Sarpy Zip Code: 68128

Premise Phone Number: 402-331-6112

Premise Email address: jeremy118@gmail.com

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. To see authorized officers or members search your license information [here](#).


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

Manager's information must be completed below PLEASE PRINT CLEARLY

Last Name: Edwards First Name: Jeremy MI: A

Home Address: 1802 Barrington Pkwy

City: Papillion County: SAC Zip Code: 68046 - 4150

Home Phone Number: ██████████

Driver's License Number & State: ██████████

Social Security Number: ██████████

Date Of Birth: ██████████ Place Of Birth: ██████████

Email address: jeremy18@gmail.com

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

YES

NO

Spouse's information

Spouses Last Name: Edwards First Name: AJSA MI: W

Social Security Number: ██████████

Driver's License Number & State: ██████████ Nebraska

Date Of Birth: ██████████ Place Of Birth: ██████████

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
<u>Papillion, NE</u>	<u>2007</u>	<u>present</u>	<u>same</u>		

MANAGER'S LAST TWO EMPLOYERS

YEAR FROM	TO	NAME OF EMPLOYER	NAME OF SUPERVISOR	TELEPHONE NUMBER
2018	Present	CBF Constructors	Self Employed	402-306-2434
2014	2018	Ainsley & Brothers Holdings Co.	Self Employed	402 306 - 2434

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, include traffic violations. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name. Commission must be notified of any arrests and/or convictions that may occur after the date of signing this application.

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
Jeremy Edwards	8/23/05	Omaha, NE	Reckless Driving	Voluntary Conviction

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(s):

Blondie's Pub

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. List the alcohol related training and/or experience (when and where) of the person making application.

*NLCC Training Certificate Issued: 6/18/2020 Name on Certificate: Jeremy Edwards

Applicant Name	Date (mm/yyyy)	Name of program (attach copy of course completion certificate)
<u>Jeremy Edwards</u>	<u>6/2020</u>	<u>NE Alcohol Server/Seller</u>

*For list of NLCC Certified Training Programs see training

Experience:

Applicant Name / Job Title	Date of Employment:	Name & Location of Business:

5. Have you enclosed form 147 regarding fingerprints?

YES NO

PERSONAL OATH AND CONSENT OF INVESTIGATION

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 853-131.01) Nebraska Liquor Control Act.

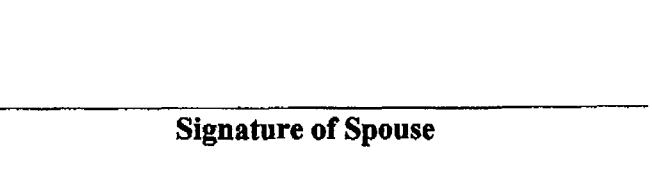
The undersigned applicant hereby consents to an investigation of his/her background including all records of every kind and description including police records, tax records (State and Federal), and bank or lending institution records, and said applicant and spouse waive any rights or causes of action 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.

Applicant Notification and Record Challenge: Your fingerprints will be used to check the criminal history records of the FBI. You have the opportunity to complete or challenge the accuracy of the information contained in FBI identification record. The procedures for obtaining a change, correction, or updating an FBI identification record are set forth in Title 28, CFR, 16.34.



Signature of Manager Applicant



Signature of Spouse

ACKNOWLEDGEMENT

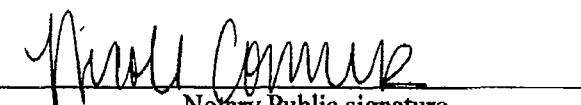
State of Nebraska

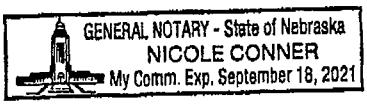
County of Douglas The foregoing instrument was acknowledged before me this

1-27-21

date

by Jeremy Edwards
NAME OF PERSON BEING ACKNOWLEDGED


Notary Public signature

Affix Seal	 GENERAL NOTARY - State of Nebraska NICOLE CONNER My Comm. Exp. September 18, 2021
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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.

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
MARCH 2, 2021 AGENDA

Subject:	Type:	Submitted By:
AWARD CONTRACT - PARK VIEW BOULEVARD PANEL REPLACEMENT	◆ RESOLUTION ORDINANCE RECEIVE/FILE	PAT DOWSE CITY ENGINEER

SYNOPSIS

A resolution has been prepared to award a contract to TR Construction, Omaha, NE, in an amount not to exceed \$372,175.96 for the Park View Boulevard Panel Replacement project.

FISCAL IMPACT

The FY21/22 Biennial Budget provides funding for this project.

RECOMMENDATION

Approval

BACKGROUND

On January 19, 2021 the City Council authorized the advertisement of bids for concrete panel replacement along Park View Boulevard in various locations between 84th Street and 9th Street.

In response, four (4) bids were received on February 12. The lowest responsive bid was received from TR Construction in the amount of \$372,175.96, which is 27% below the Engineers Estimate of \$510,000.00. The bid tabulation for the project is attached.

After review by staff, it is recommended that TR Construction be awarded the contract in the amount not to exceed \$372,175.96. If awarded, TR Construction is to commence work in the spring of 2021, and all work will be completed by September 30, 2021.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AWARDING A CONTRACT TO TR CONSTRUCTION, OMAHA, NEBRASKA, FOR THE PARK VIEW BOULEVARD PANEL REPLACEMENT PROJECT IN AN AMOUNT NOT TO EXCEED \$372,175.96.

WHEREAS, the City Council of the City of La Vista has determined that various panel replacements along Park View Boulevard between 84th Street and 96th Street are necessary; and

WHEREAS, the FY21/FY22 Biennial Budget provides funding for the proposed repairs; and

WHEREAS, bids were solicited, and four bids were received; 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 award a contract in a form satisfactory to the City Administrator and City Attorney to TR Construction, Omaha, Nebraska, for the Park View Boulevard Panel Replacement Project in an amount not to exceed \$372,175.96.

PASSED AND APPROVED THIS 2ND DAY OF MARCH 2021.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

Sheet 1 of 2											
ITEM	DESCRIPTION	APPROX. QTY.	UNIT	Bidder 1		Bidder 2		Bidder 3		Bidder 4	
				TR Construction	Omaha, NE	Midwest DCM	Omaha, NE	NL&L Concrete, Inc.	Omaha, NE	Swain Construction	Omaha, NE
ITEM	DESCRIPTION	APPROX. QTY.	UNIT	UNIT PRICE	ITEM TOTAL	UNIT PRICE	ITEM TOTAL	UNIT PRICE	ITEM TOTAL	UNIT PRICE	ITEM TOTAL
1	Mobilization	1	LS	\$12,768.00	\$12,768.00	\$18,342.00	\$18,342.00	\$7,000.00	\$7,000.00	\$12,009.00	\$12,009.00
2	Clearing and Grubbing Per Intersection Corner	7	EA	\$556.00	\$3,892.00	\$500.00	\$3,500.00	\$175.00	\$1,225.00	\$261.00	\$1,827.00
3	Pavement Repair - Large Area (Type L65)	3600	SY	\$62.13	\$223,668.00	\$65.00	\$234,000.00	\$87.00	\$313,200.00	\$99.65	\$358,740.00
4	Pavement Repair - Large Area (Type L85)	600	SY	\$64.24	\$38,544.00	\$72.00	\$43,200.00	\$90.00	\$54,000.00	\$114.00	\$68,400.00
5	Pavement Repair - Small Area (Type L65)	500	SY	\$71.53	\$35,765.00	\$65.00	\$32,500.00	\$87.00	\$43,500.00	\$106.00	\$53,000.00
6	Pavement Repair - Small Area (Type L85)	100	SY	\$77.42	\$7,742.00	\$72.00	\$7,200.00	\$93.00	\$9,300.00	\$146.00	\$14,600.00
7	Repair Driveway (Type L85)	80	SY	\$65.58	\$5,246.40	\$85.00	\$6,800.00	\$50.00	\$4,000.00	\$71.85	\$5,748.00
8	Install Sodding	350	SY	\$8.40	\$2,940.00	\$4.00	\$1,400.00	\$15.00	\$5,250.00	\$16.60	\$5,810.00
9	Remove and Install New Sprinkler System Head	10	EA	\$48.00	\$480.00	\$75.00	\$750.00	\$50.00	\$500.00	\$175.00	\$1,750.00
10	Adjust Manhole to Grade	7	EA	\$192.00	\$1,344.00	\$350.00	\$2,450.00	\$175.00	\$1,225.00	\$337.00	\$2,359.00
11	Repair Sidewalk	600	SF	\$7.34	\$4,404.00	\$7.00	\$4,200.00	\$6.00	\$3,600.00	\$7.47	\$4,482.00
12	Construct Concrete Curb Ramp	252	SF	\$9.96	\$2,509.92	\$25.00	\$6,300.00	\$13.00	\$3,276.00	\$15.65	\$3,943.80
13	Construct Detectable Warning Panels	56	SF	\$43.44	\$2,432.64	\$45.00	\$2,520.00	\$24.00	\$1,344.00 *	\$27.10	\$1,517.60
14	Provide Temporary Traffic Control	1	LS	\$4,200.00	\$4,200.00	\$3,000.00	\$3,000.00	\$8,000.00	\$8,000.00	\$3,928.00	\$3,928.00
15	Remove and Replace Curb Inlet Top	3	EA	\$3,840.00	\$11,520.00	\$3,200.00	\$9,600.00	\$2,900.00	\$8,700.00	\$3,187.00	\$9,561.00
16	Remove and Reconstruct Type "A" Single Inlet	1	EA	\$7,320.00	\$7,320.00	\$4,500.00	\$4,500.00	\$3,400.00	\$3,400.00	\$3,421.00	\$3,421.00
17	Rental of Skid Steer, Fully Operated	40	HR	\$85.00	\$3,400.00	\$110.00	\$4,400.00	\$10.00	\$400.00	\$67.10	\$2,684.00

	SUBMITTED PROPOSALS & COSTS Date of Bid: February 12, 2021, 10:00am Client: City of La Vista Proj.: Park View Blvd Panel Replacement - 84th ST to 96th ST				Bidder 1 TR Construction Omaha, NE		Bidder 2 Midwest DCM Omaha, NE		Bidder 3 NL&L Concrete Omaha, NE		Bidder 4 Swain Construction Omaha, NE	Sheet 2 of 2
ITEM	DESCRIPTION	APPROX. QTY.	UNIT	UNIT PRICE	ITEM TOTAL	UNIT PRICE	ITEM TOTAL	UNIT PRICE	ITEM TOTAL	UNIT PRICE	ITEM TOTAL	
18	Rental of Dump Truck, Fully Operated	40	HR	\$100.00	\$4,000.00	\$135.00	\$5,400.00	\$10.00	\$400.00	\$91.90	\$3,676.00	
	TOTAL BID FOR ITEMS 1 THROUGH 18				\$372,175.96		\$390,062.00		\$468,320.00		\$557,456.40	

Bid Bond, 5% of Bid, Yes or No

YES

YES

YES

YES

* NL&L Bid adjusted based upon cost per unit

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
MARCH 2, 2021 AGENDA

Subject:	Type:	Submitted By:
ADVERTISEMENT FOR BIDS – 114 TH STREET AND GILES ROAD INTERSECTION IMPROVEMENTS	◆ RESOLUTION ORDINANCE RECEIVE/FILE	PAT DOWSE CITY ENGINEER

SYNOPSIS

A resolution has been prepared authorizing the advertisement for bids for intersection improvements to the intersection of 114th Street and Giles Road.

FISCAL IMPACT

The FY21/22 Biennial Budget includes funding for this project.

RECOMMENDATION

Approval

BACKGROUND

Construction plans and specifications have been prepared for the intersection of 114th Street and Giles Road to allow for dual left turns for the northbound to westbound movement by restriping the south leg of the intersection, modifying the traffic signal, and replacing the controller. A forward firing radar detection system will replace the existing video detection system that has reached the end of its useful life. The eastbound and westbound left turn signal heads on Giles Road will also be updated to include Flashing Yellow Arrows.

Staff recommends the intersection improvements be undertaken to replace the vehicle detection system and to increase vehicular queuing capacity for the northbound to westbound turning movement as development continues to increase traffic demand from the south. Work is to be completed under traffic and is anticipated to be completed by August 6, 2021.

Preparation of plans and specifications for this project have been completed by Felsburg Holt & Ullevig. The recommended schedule for bidding this work is:

Publish Notice to Contractors	March 10, 2021, and March 17, 2021
Open Bids	March 26th, 2021, at 10:00 am City Hall
City Council Award Contract	April 6th, 2021

The Notice to Contractors will also be posted on the City's web site and at www.standardshare.com.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR 114TH STREET AND GILES ROAD INTERSECTION IMPROVEMENTS.

WHEREAS, the Mayor and Council have determined that intersection improvements at 114th Street and Giles Road are necessary; and

WHEREAS, the FY21/FY22 Biennial Budget provides funding for the proposed project; and

WHEREAS, the schedule for awarding this contract is as follows:

Publish Notice to Contractors	March 10, 2021 and March 17, 2021
Open Bids	March 26, 2021 at 10:00 am at City Hall
City Council Award Contract	April 6, 2021

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska hereby authorize the advertisement for bids for 114th Street and Giles Road Intersection Improvements.

PASSED AND APPROVED THIS 2ND DAY OF MARCH 2021.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

NOTICE TO CONTRACTORS

City of La Vista
La Vista, Nebraska

114TH STREET AND GILES ROAD INTERSECTION IMPROVEMENTS PROJECT NO. M376(383)

Sealed proposals will be received by Pamela Buethe, Clerk of said City, at the City of La Vista, City Hall, 8116 Parkview Boulevard, La Vista, NE 68128, until 10:00 AM on the 26th day of March, 2021, for the furnishing of all labor, materials, use of Contractor's equipment, plant and all else necessary to construct properly all of the improvements for 114TH STREET AND GILES ROAD INTERSECTION IMPROVEMENTS, PROJECT NO. M376(383)

At such hour, or as soon as practicable thereafter, the City of La Vista will proceed to publicly open in the presence of all bidders and consider the bids received for the furnishing of such labor, materials, and equipment necessary for the proper construction of such improvements.

The extent of the work consists of the construction or other effectuation of the items listed below and other related preparatory and subsidiary work from issuance of the Notice to Proceed:

ITEM	DESCRIPTION	ESTIMATED QUANTITIES	
1	MOBILIZATION/DEMOBILIZATION	1	LS
2	PROVIDE TEMPORARY TRAFFIC CONTROL	1	LS
3	INSTALL PERMANENT PREFORMED TAPE MARKING - TYPE 4, 5" WHITE GROOVED	315	LF
4	INSTALL PERMANENT PREFORMED TAPE MARKING - TYPE 4, 12" WHITE GROOVED	425	LF
5	INSTALL PERMANENT PREFORMED TAPE MARKING - TYPE 4, 24" WHITE GROOVED	48	LF
6	INSTALL PERMANENT PREFORMED MARKING TAPE SYMBOL - TYPE DIRECTIONAL ARROW, WHITE	6	EA
7	INSTALL TRAFFIC POST AND SIGNS	1	LS
8	REMOVE MARKING LINES	1150	LF
9	REMOVE MARKING SYMBOL	2	EA
10	REMOVE TRAFFIC SIGNAL DETECTION SYSTEM - VIDEO	1	EA
11	FURNISH AND INSTALL RADAR VEHICLE DETECTION SYSTEM - 3 APPROACH, TYPE ITERIS VECTOR RADAR SENSOR	1	EA
12	FURNISH AND INSTALL TRAFFIC SIGNAL BACKPLATE, TYPE TS-1RR, W/T52A FACE	1	EA
13	REMOVE TRAFFIC SIGNAL	3	EA
14	FURNISH AND INSTALL TRAFFIC SIGNAL, TYPE TS-1LFF W/T43F FACE, BKPLT, VISORS, LED LAMPS & MA-5 MTG	2	EA
15	FURNISH AND INSTALL TRAFFIC SIGNAL, TYPE TS-1L W/T32 FACE, BKPLT, VISORS, LED LAMPS & MA-5 MTG	2	EA
16	RELOCATE VEHICLE PRIORITY CONTROL SYSTEM (OPTICOM)	1	EA
17	FURNISH AND INSTALL TYPE A SIGN	7.5	SF
18	FURNISH AND INSTALL TRAFFIC SIGNAL CONTROLLER, TYPE m60	1	EA

All work called for in the drawings and specifications shall be furnished in strict accordance with the drawings and specifications prepared by the City of La Vista, and now on file with the City Clerk.

Each bid shall be accompanied in a SEPARATE SEALED ENVELOPE by a certified check or bid bond in an amount of not less than five percent of the amount bid and such certified check or bid bond shall be payable to the Treasurer of the City of La Vista, Nebraska as security that the bidder to whom the contract may be awarded will enter into a contract to build the improvement in accordance with this Notice to Contractors and will give a contract and maintenance bond in the amount of 100% of the contract price. No bidder may withdraw his proposal for a period of sixty (60) days after the date set for the opening of bids.

The City of La Vista, in accordance with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42 U.S.C 2000d to 2000d-4 and Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office the Secretary, Part 21, Nondiscrimination in Federally assisted programs of the Department of Transportation issued pursuant to such Act, hereby notifies all bidders that it will affirmatively insure that in any contact entered into pursuant to this advertisement, minority business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin, sex, age and disability/handicap in consideration for an award.

Drawings, Specifications and Contract Documents may be examined online at www.standardshare.com. Search for the project name in the Plan Room found at www.standardshare.com. Downloadable PDF files and hardcopy prints may be procured from StandardSHARE or the offices of Standard Digital Imaging: 4424 South 108th Street, Omaha, NE 68137, 402-592-1292. All costs associated with obtaining documents are the responsibility of the bidder and are non-refundable. Project documents may also be examined at the office of the City Clerk of the City of La Vista, 8116 Park View Blvd., La Vista, NE 68128. In order to ensure bidders are aware of all issued documents pertaining to this opportunity – bids will be accepted only from those identified on the planholders list kept at the offices of Standard Digital Imaging/StandardSHARE.

The City reserves the right to waive informalities and to reject all or any bids.

CITY OF LA VISTA, NEBRASKA

Pamela Buethe, Clerk

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
MARCH 2, 2021 AGENDA

Subject:	Type:	Submitted By:
PURCHASE – POLICE PORTABLE RADIOS	◆ RESOLUTION ORDINANCE RECEIVE/FILE	TODD ARMBRUST POLICE CAPTAIN

SYNOPSIS

A resolution has been prepared to approve the purchase of two (2) Motorola APX 6000 Portable Radios and two (2) Motorola APX 6500 Mobile Radios from Motorola Solutions Inc., 13108 Collections Center Drive, Chicago, IL 60693, in an amount not to exceed \$21,900.

FISCAL IMPACT

The FY21-22 General Fund budget provides funding for the proposed purchase.

RECOMMENDATION

Approval

BACKGROUND

The mobile radios will be installed in two police cars replacing two “XTS” model radios which are no longer supported on the radio system. The two portable radios are needed for the two recruit officers currently attending the police academy. We do not currently have any spare portable radios available.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AWARDING A CONTRACT TO MOTOROLA SOLUTIONS, CHICAGO, IL, FOR THE PURCHASE OF TWO (2) MOTOROLA APX 6000 PORTABLE RADIOS AND TWO APX 6500 MOBILE RADIOS IN AN AMOUNT NOT TO EXCEED \$21,900.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of new Motorola radios and accessories is necessary, and

WHEREAS, the FY21-22 General Fund budget does include funds for the purchase of two (2) Motorola portable radios and two (2) mobile radios, and

WHEREAS, Motorola Solutions is a sole source vendor and will extend that price to the City of La Vista, and

WHEREAS, Motorola Solutions is a highly qualified specialty public safety communications provider, and

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby accept the requisition and authorize the purchase of two (2) Motorola APX 6000 portable radios and two (2) Motorola APX 6500 mobile radios from Motorola Solutions, Chicago, IL, in an amount not to exceed \$21,900.

PASSED AND APPROVED THIS 2ND DAY OF MARCH 2021.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk