

**LA VISTA CITY COUNCIL  
MEETING  
November 20, 2012**

A meeting of the City Council of the City of La Vista, Nebraska was convened in open and public session at 7:00 p.m. on November 20, 2012. Present were Councilmembers: Sell, Ronan, Quick, Carlisle, Crawford, Ellerbeck, and Gowan. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Clerk Buethe, Finance Director Lindberg, Police Chief Lausten, Fire District Chief Goley, Public Works Director Soucie, Community Development Director Birch, Public Building and Grounds Director Archibald, Recreation Director Stopak, and Library Director Barcal.

A notice of the meeting was given in advance thereof by publication in the World Herald on November 7, 2012. Notice was simultaneously given to the Mayor and all members of the City Council and a copy of the acknowledgment of the receipt of notice attached to the minutes. Availability of the agenda was communicated to the Mayor and City Council in the advance notice of the meeting. All proceedings shown were taken while the convened meeting was open to the attendance of the public. Further, all subjects included in said proceedings were contained in the agenda for said meeting which is kept continuously current and available for public inspection at City Hall during normal business hours.

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

Acting Mayor Quick announced that a copy of the Open Meetings Act was posted on the west wall of the Council Chambers and copies were also available in the lobby of City Hall.

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

**A. CONSENT AGENDA**

- 1. APPROVAL OF THE AGENDA AS PRESENTED**
- 2. APPROVAL OF CITY COUNCIL MINUTES FROM NOVEMBER 6, 2012**
- 3. APPROVAL OF LIBRARY ADVISORY BOARD MINUTES FROM NOVEMBER 8, 2012**
- 4. APPROVAL OF LA VISTA/METROPOLITAN COMMUNITY COLLEGE CONDOMINIUM OWNERS ASSOCIATION, INC. MINUTES FROM NOVEMBER 12, 2012**
- 5. MONTHLY FINANCIAL REPORT - OCTOBER 2012**
- 6. FINAL PAY REQUEST - MIDWEST RIGHT OF WAY SERVICES, INC. - PROFESSIONAL SERVICES - THOMPSON CREEK - \$204.00**
- 7. PAY REQUEST - MULLEN & MULLEN - PROFESSIONAL SERVICES - \$9,826.40**
- 8. PAY REQUEST - BLACHERE-ILLUMINATION USA INC. - LIGHTING - \$17,400.00**
- 9. APPROVAL OF CLAIMS**

3M, supplies	521.1
ACTION BATTERIES, supplies	299.94
ALAMAR, apparel	138.99
APA, dues	495
TROE A., printing	1,165.00
ARAMARK, services	467.99
ASSOCIATED FIRE PROTECTION, services	420
BAKER & TAYLOR, books	377.03
BCDM-BERINGER CIACCIO DENNELL, services	876.69
BEACON BUILDING, services	6,712.00
BISHOP BUSINESS EQUIP., supplies	591.92
BLACK HILLS ENERGY, utilities	50.94
BOB'S RADIATOR REPAIR, maint.	85
BRAKE, A., auto	100
BRENTWOOD AUTO WASH, services	35
BREWER, W., auto	100
BUILDERS SUPPLY, bld&grnds	327.86

CALIBRE PRESS, training	215
CARDMEMBER SERVICES, supplies	6,581.37
CENTER POINT PUBLISHING, books	42.54
CJ'S HOME CENTER, supplies	873.54
D & D COMMUNICATIONS, services	99.96
DATA TECH., services	11,162.62
DIAMOND VOGEL PAINTS, supplies	47.22
DOUBLE K FEED, events	72
DOUGLAS COUNTY SHERIFF, services	637.5
DULTMEIER, maint.	28.42
EAGLE ENGRAVING, apparel	11.25
ELECTRIC SPECIALTIES, services	120
ELITE EXTERIORS, permits	30
FEDEX, maint.	24.74
FELSBURG HOLT & ULLEVIG, services	1,839.21
FILTER CARE, supplies	25.8
FIREGUARD, supplies	72.9
FITZGERALD SCHORR BARMETTLER, services	24,339.21
FLEET, bld&grnds	1,159.00
FOCUS PRINTING, printing	878.2
GALE, books	379.18
GARROD, M., travel	61.05
GASSERT, M., services	458
GAYLORD BROS, supplies	384.42
GCR TIRE CENTERS, maint.	393.98
GENUINE PARTS, maint.	2,116.25
GILLETT, J., refund	95
GOLEY, C., auto	100
GRAYBAR ELECTRIC, bld&grnds	226.61
GREAT AMERICAN, lease	843.17
GREENKEEPER, supplies	120
H & H CHEV., maint.	154.03
HARM'S CONCRETE, maint.	5
HIGHSMITH, supplies	171.31
HOBBY LOBBY, supplies	122.78
HOME DEPOT, maint.	49.79
HY-VEE, supplies	77.89
ICMA, services	5,500.00
ICMA RETIREMENT CORP., services	3,400.00
INTELLIGENT PRODUCTS, bld&grnds	201
INTERNATIONAL EROSION CONROL, dues	170
J Q OFFICE EQUIP., services	81.02
JONES AUTO., maint.	1,307.71
KINDIG, D., travel	265
KLINKER, M., services	200
KRIHA FLUID POWER, maint.	502.19
KUSTOM SIGNALS, supplies	379
LA VISTA COMMUNITY FOUNDATION	50
LANDPORT, services	125
LAUGHLIN, KATHLEEN A, TRUSTEE	474
LAW ENFORCEMENT SUPPLY, apparel	156.28
LEXIS NEXIS, books	279.3
LIBRARY IDEAS, media	6
LIFE ASSIST, supplies	19.62
LOGAN CONTRACTORS, bld&grnds	330.25
LOU'S SPORTING GOODS, equip.	416
LOVELAND GRASS PAD, bld&grnds	95.4
LOWE'S, bld&grnds	529.47
MARTIN MARIETTA, maint.	39.27
METRO COUNT, supplies	368
MID AMERICA PAY PHONES	50

MID CON SYSTEMS, maint.	180.7
MIDWEST TAPE, media	34.99
MINITEX, supplies	188
NATIONAL RESEARCH CENTER, services	7,800.00
NATIONAL RESEARCH CENTER, services	1,950.00
NEBRASKA GOLF COURSE SUPER., training	35
NEBRASKA IOWA INDL FASTENERS, bld&grnds	93.6
NEBRASKA IOWA SUPPLY, supplies	12,845.04
NEBRASKA LIBRARY COMMISSION, media	1,390.05
NUTS AND BOLTS INC., maint.	6.88
ODB, maint.	287.37
OFFICE DEPOT, supplies	656.8
OMAHA COMPOUND COMPANY, supplies	218.37
OMAHA WINNELSON, bld&grnds	675
OMAHA WORLD HERALD, ads	695.29
OMNI, maint.	163.77
O'REILLY AUTO, maint.	125.03
PAPILLION LA VISTA SCHL DISTR	600
PAPILLION SANITATION, services	2,257.04
PARAMOUNT LINEN & UNIFORM, apparel	165.28
PAYLESS OFFICE, supplies	46.67
PENWORTHY, books	1,925.65
PERFORMANCE CHRYSLER JEEP, maint.	1,864.11
PERFORMANCE FORD, maint.	3.37
PETTY CASH	255.81
PLAINS EQUIPMENT GROUP, maint.	532.84
QUICK, T., travel	265
RAINBOW GLASS & SUPPLY, maint.	149
RALSTON AD., supplies	362.46
RAY ALLEN, supplies	344.95
RDG PLANNING & DESIGN, services	55,574.36
READY MIXED CONCRETE, maint.	1,554.54
SAM'S CLUB, supplies	1,351.43
SAPP BROS PETROLEUM, maint.	17,999.92
SARPY COUNTY COURTHOUSE, services	3,629.03
SARPY COUNTY LANDFILL, bld&grnds	337.71
SCHEMMER ASSOCIATES, supplies	197.65
SHRED-SAFE, services	30
SIEBERT & ASSOCIATES, maint.	77.64
SIGN IT, printing	800
STATE STEEL OF OMAHA, maint.	44.74
STOLTENBERG NURSERIES, supplies	45
SUSPENSION SHOP INC., maint.	1,519.38
TED'S MOWER, maint.	388.61
THOMPSON DREESSEN & DORNER, services	349.05
TY'S OUTDOOR POWER, maint.	275
UPS, postage	6.31
UTILITY EQUIPMENT, bld&grnds	87.75
VAIL, A., auto	100
VAL VERDE ANIMAL HOSPITAL, services	13.2
VERIZON WIRELESS, phone	426.93
WASTE MANAGEMENT NE., services	121.39
WICK'S STERLING TRUCKS, maint.	50.53
ZIMCO SUPPLY, maint.	52
ZOLL MEDICAL CORP., services	6,151.00

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

**REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS**

Public Works Director Soucie reported that staff is busy preparing for the Holiday activities around the City. Soucie also reported that the 96<sup>th</sup> Street Project main line paving was done, and that the water feature would be up for another week.

Library Director Barcal reported that the mural at the library is complete and a reception will be held honoring the two artists.

**B. APPLICATION FOR REPLAT AND SUBDIVISION AGREEMENT APPROVAL – LOTS 1&2, MAYFAIR 2<sup>ND</sup> ADDITION REPLAT FIVE**

**1. PUBLIC HEARING**

At 7:05 p.m. Acting Mayor Quick opened the public hearing and stated the floor was now open for discussion on the Application for Replat and Subdivision Agreement Approval – Lots 1&2 – Mayfair 2<sup>nd</sup> Addition Replat Five. Gary Norton, engineer for the project was present to answer any questions. Councilmember Crawford inquired whether concrete would be used for the hard surface in this project. Mr. Norton stated that it would.

At 7:07 p.m. Councilmember Ellerbeck made a motion to close the public hearing. Seconded by Councilmember Crawford. Councilmembers voting aye: Sell, Ronan, Quick, Carlisle, Crawford, Ellerbeck and Gowan. Nays: None. Abstain: None. Absent: Sheehan. Motion carried.

**2. RESOLUTION – APPROVE REPLAT**

Councilmember Ellerbeck introduced and moved for the adoption of Resolution No. 12-108; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, FOR APPROVAL OF THE REPLAT FOR LOT 1, MAYFAIR 2<sup>ND</sup> ADDITION, REPLAT 3, TO BE REPLATTED AS LOTS 1 AND 2, MAYFAIR 2<sup>ND</sup> ADDITION, REPLAT FIVE, A SUBDIVISION LOCATED IN THE SOUTHEAST QUARTER OF SECTION 16, TOWNSHIP 14 NORTH, RANGE 12 EAST OF THE 6TH P.M., IN SARPY COUNTY, NEBRASKA.

WHEREAS, the owners of the above described piece of property have made application for approval of a Replat for Lot 1, Mayfair 2<sup>nd</sup> Addition, Replat 3, to be replatted as Lots 1 and 2, Mayfair 2<sup>nd</sup> Addition, Replat Five; and

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

WHEREAS, on October 18, 2012, the La Vista Planning Commission held a public hearing and reviewed the replat and recommended approval subject to resolution of items identified by the city engineer and staff; and

WHEREAS, the items identified by the city engineer and staff have been resolved.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, that the plat for Lot 1, Mayfair 2<sup>nd</sup> Addition, Replat 3, to be replatted as Lots 1 and 2, Mayfair 2<sup>nd</sup> Addition, Replat Five, a subdivision located in the Southeast ¼ of Section 16, Township 14 North, Range 12 East of the 6<sup>th</sup> P.M., Sarpy County, Nebraska, generally located northwest of 96<sup>th</sup> Street and Giles Road, be, and hereby is, approved.

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

**3. RESOLUTION – APPROVE SUBDIVISION AGREEMENT**

Councilmember Gowan introduced and moved for the adoption of Resolution No. 12-109; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA

VISTA, NEBRASKA APPROVING A SUBDIVISION AGREEMENT FOR LOTS 1 AND 2, MAYFAIR 2<sup>ND</sup> ADDITION, REPLAT FIVE SUBDIVISION.

WHEREAS, the City Council did on November 20, 2012, approve the replat for Lots 1 and 2, Mayfair 2<sup>nd</sup> Addition, Replat Five Subdivision subject to certain conditions; and

WHEREAS, the Subdivider, L & B Properties, LLC, has agreed to execute a Subdivision Agreement satisfactory in form and content to the City; and

NOW THEREFORE, BE IT RESOLVED, that the Subdivision Agreement presented at the November 20, 2012, City Council meeting for the Mayfair 2<sup>nd</sup> Addition, Replat Five Subdivision be and hereby is approved and the Mayor and City Clerk be and hereby are authorized to execute same on behalf of the City, subject to the conditions of Council Replat approval and with such revisions that the City Administrator or City Engineer may determine necessary or advisable.

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

**C. RESOLUTION – PURCHASE OF DIGITAL RADIOS**

Councilmember Crawford introduced and moved for the adoption of Resolution No. 12-110; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, ACCEPTING THE PROPOSAL SUBMITTED BY D & D COMMUNICATIONS, OMAHA, NE FOR PURCHASE OF SEVEN (7) MOTOROLA 800 MHZ P25 DIGITAL RADIOS IN AN AMOUNT NOT TO EXCEED \$28,259.00.

WHEREAS, the City Council of the City of La Vista has determined that purchasing the Motorola 800 MHz P25 digital radios is necessary; and

WHEREAS, said purchase of Motorola 800 MHz P25 digital radios is in the best interest of the citizens of La Vista.

WHEREAS, the FY13 budget contains funding for this project; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, accept the proposal submitted by D & D Communications Omaha, NE for the purchase of Seven (7) Motorola 800 MHz P25 digital radios in an amount not to exceed \$28,259.00.

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

**D. DISCUSSION – FIELD USAGE FEES**

Recreation Director Stopak gave an overview of the background on field usage fees.

At 7:12 p.m. Mayor Kindig arrived to take his place with the Council.

Councilmember Ellerbeck stated he was comfortable with the current fees. Councilmember Sell also stated he was comfortable with the current fees. Councilmember Ronan asked if there was a loss if the fees were to be lowered to \$20.00? Stopak responded that it is a yearly loss of \$25,015.00. Councilmember Gowan asked that a representative for the Panthers group answer why the merger could not happen. Kevin Kros a Board Member for the Panthers explained that the Panthers already run tournaments and hire umpires and it has taken a board to do that while the city would just provide one person. Kros continued that the Panther's board feels that they would prefer to continue to run their program, and that the board feels that the loss to the city by lowering the fees is insignificant in regard to the entire revenues received by the city. As the program is about the children participating. Councilmember Gowan stated that he supports the \$40.00 rule. Councilmember Crawford stated that he feels it is not fair to lower the field usage fees for one group. Councilmember Carlisle stated that

December 4, 2012

she could see both sides will stay with the consensus of the council. Mayor Kindig polled the Councilmember to determine if there was consensus on changing the fee to \$20.00.. Councilmember Sell: No. Councilmember Ronan: Yes. Councilmember Quick: No. Councilmember Carlisle: No. Councilmember Crawford: Yes. Councilmember Ellerbeck: No. Councilmember Gowan: No. Mayor Kindig stated the fees will stay as they are.

**COMMENTS FROM THE FLOOR**

There were no comments from the floor.

**COMMENTS FROM MAYOR AND COUNCIL**

Mayor Kindig asked for volunteers to serve soup at the tree lighting on November 26, 2012. Kindig also reminded Councilmembers of the reception to be held on December 4<sup>th</sup> after the meeting for those Councilmembers who will be leaving their seats on the Council. Kindig stated that he and Council President Quick would be out of town at a conference and Councilmember Crawford would be the Acting Mayor during that time.

Councilmember Gowan asked if the new street decorations had a warranty. City Administrator Gunn stated she would get that information and relay it to the Council.

Councilmember Carlisle stated that she is seeking names for a potential planning commission member for Sarpy County as she is to present a name from her district by Friday.

At 7:31 p.m. Councilmember Sell made a motion to adjourn the meeting. Seconded by Councilmember Gowan. Councilmembers voting aye: Sell, Ronan, Quick, Carlisle, Crawford, Ellerbeck, and Gowan. Nays: None. Abstain: None. Absent: Sheehan. Motion carried.

PASSED AND APPROVED THIS 4TH DAY OF DECEMBER, 2012

CITY OF LA VISTA

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

ATTEST:

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

**Invoice**



Mail Payments to:  
PO Box 911704  
Denver, CO 80291-1704  
303.721.1440 • 303.721.0832 fax

November 09, 2012  
Project No: 109025-01  
Invoice No: 8274

Mr. John Kottmann, PE  
City Engineer  
City of La Vista  
9900 Portal Rd  
La Vista, NE 68128

Project 109025-01 La Vista Quiet Zone Final Design  
**Professional Services for the Period: October 01, 2012 to October 31, 2012**

**Professional Personnel**

	<b>Hours</b>	<b>Rate</b>	<b>Amount</b>
Associate	6.00	145.00	870.00
Labor	6.00		870.00
<b>Total Labor</b>			<b>870.00</b>
<b>TOTAL AMOUNT DUE</b>			<b>\$870.00</b>

**Billed-To-Date Summary**

	<b>Current</b>	<b>Prior</b>	<b>Total</b>
Labor	870.00	12,632.50	13,502.50
In-House	0.00	50.26	50.26
<b>Totals</b>	<b>870.00</b>	<b>12,682.76</b>	<b>13,552.76</b>

Invoice is due upon receipt.

Project Manager Kyle Anderson

O.K. to pay  
05.71.0824.09  
JMK  
11-26-12

*Consent Agenda*

Invoice is due upon receipt.

# Memorandum



**To:** Mayor and Council  
**CC:** Brenda Gunn, Rita Ramirez  
**From:** Pam Buethe  
**Date:** 12/04/2012  
**Re:** Consent Agenda Item A3 – Application for manager – Dragon Café Restaurant

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This is the manager application for Qin Hang Shi to be a manager at Dragon Café Restaurant.

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

Please contact me with any questions.



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**LA VISTA POLICE DEPARTMENT INTEROFFICE MEMORANDUM**

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**TO:** PAM BUETHE, CITY CLERK  
**FROM:** BOB LAUSTEN, POLICE CHIEF  
**SUBJECT:** LOCAL BACKGROUND- LIQUOR LICENSE- MANAGER  
DRAGON CAFE  
**DATE:** 11/29/2012  
**CC:**

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The police department conducted a check of computerized records on the applicant, Qin Hang Shi, for criminal conduct in Nebraska in reference to the Manager application. Shi has no record.



**Dave Heineman**  
Governor

## STATE OF NEBRASKA

**NEBRASKA LIQUOR CONTROL COMMISSION**

**Robert B. Rupe**

*Executive Director*

301 Centennial Mall South, 5th Floor

P.O. Box 95046

Lincoln, Nebraska 68509-5046

Phone (402) 471-2571

Fax (402) 471-2814 or (402) 471-2974

TRS USER 800 833-7352 (TTY)

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

November 19, 2012

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

RE: Dragon Café Restaurant  
LICENSE #I-059160

Dear Clerk:

Enclosed is a copy of a manager application for Qin Hang Shi in connection with the Dragon Café Restaurant located in La Vista.

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

Sincerely,

*Jacqueline Rodriguez*

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

encl.

**Janice M. Wiebusch**  
*Commissioner*

**Robert Batt**  
*Chairman*

**William F. Austin**  
*Commissioner*

MANAGER APPLICATION  
INSERT - FORM 3c

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

Office Use  
**RECEIVED**  
JUL 23 2012  
NEBRASKA LIQUOR  
CONTROL COMMISSION

*JR*

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

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

Corporation/LLC information

Name of Corporation/LLC: N. E. Dragon Cafe Restaurant Inc.

Premise information

Premise License Number: 8078059160

(if new application leave blank)

Premise Trade Name/DBA: Dragon Cafe Restaurant

Premise Street Address: 8076-8080 S. 84th Street

City: La Vista State: NE Zip Code: 68128

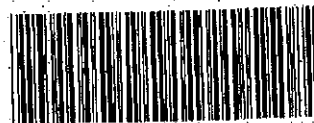
Premise Phone Number: \_\_\_\_\_

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

X

*See attached*

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



1200021603

**MANAGER APPLICATION  
INSERT - FORM 3c**

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

Office Use

**RECEIVED**

JUL 28 2012

NEBRASKA LIQUOR  
CONTROL COMMISSION

**RECEIVED**

JUL 28 2012

NEBRASKA LIQUOR  
CONTROL COMMISSION

JR

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

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

Corporation/LLC information

Name of Corporation/LLC: N. E. Dragon Cafe Restaurant Inc.

Premise information

Premise License Number: 2078 059140  
(if new application leave blank)

Premise Trade Name/DBA: \_\_\_\_\_

Premise Street Address: S. 84th Street

City: La Vista State: NE Zip Code: 68128

Premise Phone Number: \_\_\_\_\_

The individual whose name is listed as a corporate officer or managing member as reported on insert form 3a or 3b or listed with the Commission. Click on this link to see authorized individuals.

[http://www.lcc.ne.gov/license\\_search/licsearch.cgi](http://www.lcc.ne.gov/license_search/licsearch.cgi)

X 

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

FP  
Passport

Manager's information must be completed below PLEASE PRINT CLEARLY

Gender:  MALE  FEMALE

Last Name: SHI First Name: QIN HANG MI: \_\_\_\_\_

Home Address (include PO Box if applicable): \_\_\_\_\_

City: OMAHA County: Douglas Zip Code: 68127

Home Phone Number: \_\_\_\_\_ Business Phone Number: 402-597-6169

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

Date Of Birth: \_\_\_\_\_ Place Of Birth: FUJIAN, CHINA

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

YES  NO

*Filed Affidavit of Non-Participation*

Spouse's information

Spouses Last Name: TANG First Name: LING LING MI: \_\_\_\_\_

Social Security Number: \_\_\_\_\_ Drivers License Number & State: N/A

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
Omaha, NE	2002	2012	NY, NY	2003	2009
			Omaha, NE	2009	2012

RECEIVED

JUL 23 2012

NEBRASKA LIQUOR CONTROL COMMISSION

**MANAGER'S LAST TWO EMPLOYERS**

YEAR FROM TO		NAME OF EMPLOYER	NAME OF SUPERVISOR	TELEPHONE NUMBER
2002	2012	Dragon Cafe Inc.	Lian Jin Zeng	

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

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

YES  NO

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

Name of Applicant	Date of Conviction (mm/yyyy)	Where Convicted (city & state)	Description of Charge	Disposition

**RECEIVED**

JUL 23 2012

**NEBRASKA LIQUOR  
CONTROL COMMISSION**

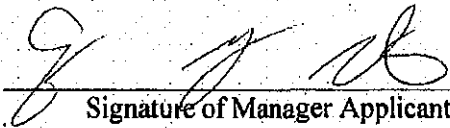
2. Have you or your spouse ever been approved or made application for a liquor license in Nebraska or any other state?  YES  NO  
**IF YES, list the name of the premise.**  
DRAGON CAFE INC.
3. Do you, as a manager, qualify under Nebraska Liquor Control Act (§53-131.01) and do you intend to supervise, in person, the management of the business?  YES  NO
4. Have you enclosed the required fingerprint cards and **PROPER FEES** with this application?  
 (Check or money order made payable to the Nebraska State Patrol for \$38.00 per person)  
 YES  NO
5. List any alcohol related training and/or experience (when and where).

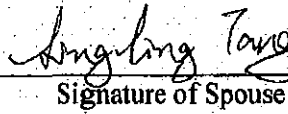
**PERSONAL OATH AND CONSENT OF INVESTIGATION**

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 §53-131.01) Nebraska Liquor Control Act.

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

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

  
Signature of Manager Applicant

  
Signature of Spouse

**ACKNOWLEDGEMENT**

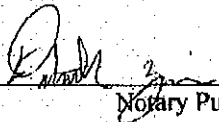
State of Nebraska

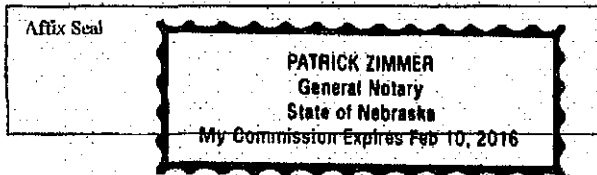
County of SARASOTA

The foregoing instrument was acknowledged before me this

MAY 25<sup>th</sup> 2012  
Date

by PATRICK ZIMMER  
name of person acknowledged

  
Notary Public signature



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

**RECEIVED**  
JUL 23 2012  
NEBRASKA LIQUOR  
CONTROL COMMISSION

Print Form

### SPOUSAL AFFIDAVIT OF NON PARTICIPATION INSERT

NEBRASKA LIQUOR CONTROL COMMISSION  
301 CENTENNIAL MALL SOUTH  
PO BOX 93046  
LINCOLN, NE 68309-3046  
PHONE: (402) 471-2571  
FAX: (402) 471-2814  
Website: [www.leg.state.nv.us](http://www.leg.state.nv.us)

Office Use

I, the undersigned, am the spouse of a liquor license holder. My signature below confirms that I will have not have any financial interest or authority in the operation or profit of the business (§53-125(13)) of the Liquor Control Act. I will not be a partner, stockholder, stock patron, stock shelves, write checks, sign invoices or represent myself as the owner of in any way in the day-to-day operations of this business in any capacity. I understand my fingerprint will not be required. I am obligated to sign and disclose any information on all applications needed to process this application.

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

LING LING TANG  
Printed name of spouse asking for waiver

State of Nebraska

County of Sarpy

The foregoing instrument was acknowledged before me this

8/15/12  
date

by Ling Ling Tang  
name of person acknowledged

X [Signature]  
Notary Public signature

Affix Seal  
MICHAEL RIGGENBACH  
General Notary  
State of Nebraska  
My Commission Expires Jan 27, 2015

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

X Qin Hany Shi  
Signature of individual involved with application  
(Spouse of individual listed above)

Qin Hany Shi  
Printed name of applying individual

State of Nebraska

County of Sarpy

The foregoing instrument was acknowledged before me this

8/15/12  
date

by Qin Hany Shi  
name of person acknowledged

X [Signature]  
Notary Public signature

Affix Seal  
MICHAEL RIGGENBACH  
General Notary  
State of Nebraska  
My Commission Expires Jan 27, 2015

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



# Memorandum



**To:** Mayor and Council

**CC:** Brenda Gunn, Rita Ramirez

**From:** Pam Buethe

**Date:** 12/04/2012

**Re:** Consent Agenda Item A5 & A6 – Application for manager – Embassy Suites and Courtyard by Marriott Omaha – La Vista

---

These are the manager applications for Amy Houston to be a manager at Embassy Suites and Courtyard by Marriott Omaha – La Vista.

All these agenda items would require is a motion to approve the manager applications for Amy Houston and therefore it has been placed on the Consent Agenda.

Please contact me with any questions.

---

LA VISTA POLICE DEPARTMENT INTEROFFICE MEMORANDUM

---

**TO:** PAM BUETHE, CITY CLERK  
**FROM:** BOB LAUSTEN, POLICE CHIEF  
**SUBJECT:** LOCAL BACKGROUND- LIQUOR LICENSE- MANAGER  
COURTYARD & LA VISTA CONFERENCE CENTER  
**DATE:** 11/27/2012  
**CC:**

---

The police department conducted a check of computerized records on the applicant, Amy Houston, for criminal conduct in Nebraska in reference to the Manager application. Houston has no record.



**Dave Heineman**  
Governor

## STATE OF NEBRASKA

**NEBRASKA LIQUOR CONTROL COMMISSION**

**Hobert B. Rupe**

*Executive Director*

301 Centennial Mall South, 5th Floor

P.O. Box 95046

Lincoln, Nebraska 68509-5046

Phone (402) 471-2571

Fax (402) 471-2814 or (402) 471-2374

TRS USER 800 833-7352 (TTY)

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

November 19, 2012

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

RE: Courtyard Marriott  
LICENSE #CK-086881

Dear Clerk:

Enclosed is a copy of a manager application for Amy Houston in connection with the La Vista Hotel & Conference Center located in La Vista.

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

Sincerely,

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

encl.

**Janice M. Wiebusch**  
Commissioner

**Robert Batt**  
Chairman

**William F. Austin**  
Commissioner

**MANAGER APPLICATION  
INSERT - FORM 3c**

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

Office Use

**RECEIVED**  
NOV 6 2012  
NEBRASKA LIQUOR  
CONTROL COMMISSION

Corporate manager, including spouse, are required to adhere to the following requirements  
If spouse filed affidavit of non-participation fingerprints and proof of citizenship not required

JR

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

Corporation/Limited Liability Corporation (LLC) information

Name of Corporation/LLC: La Vista ES Catering Co., Inc.

Premise information

Premise License Number: 80915  
(if new application leave blank)

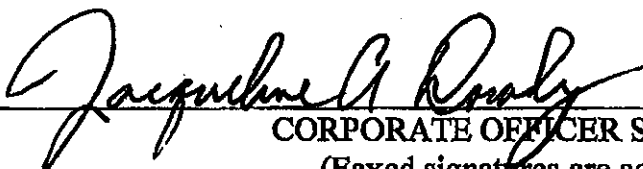
Premise Trade Name/DBA: Embassy Suites Omaha-La Vista Hotel & Conference Center

Premise Street Address: 12520 Westport Parkway

City: La Vista State: Nebraska Zip Code: 68128

Premise Phone Number: \_\_\_\_\_

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

  
CORPORATE OFFICER SIGNATURE  
(Faxed signatures are acceptable)



1200021594

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

Gender:  MALE  FEMALE

Last Name: Houston First Name: Amy MI: S

Home Address (include PO Box if applicable): 15109 Willow Creek Drive

City: Omaha County: Sarpy Zip Code: 68138

Mobile Phone Number: \_\_\_\_\_ Business Phone Number: 402-408-5457

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

Date Of Birth: \_\_\_\_\_ Place Of Birth: Minden, NE

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

YES  NO

Spouse's information

Spouses Last Name: Dobransky First Name: Richard MI: R

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

Date Of Birth: \_\_\_\_\_ Place Of Birth: Detroit, MI

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

APPLICANT		SPOUSE			
CITY & STATE	YEAR FROM	YEAR TO	CITY & STATE	YEAR FROM	YEAR TO
Omaha, NE	2008	Current	Omaha, NE	2008	Current
Hoboken, NJ	2011	2011	Hoboken, NJ	2011	2011
Buffalo, NY	2005	2007	Buffalo, NY	2005	2007
Omaha, NE	2002	2004	Downers Grove, IL	1990	2004
St. Joseph, MO	1999	2001			

RECEIVED

NOV 6 2012

NEBRASKA LIQUOR CONTROL COMMISSION

**MANAGER'S LAST TWO EMPLOYERS**

YEAR FROM TO		NAME OF EMPLOYER	NAME OF SUPERVISOR	TELEPHONE NUMBER
2011	Current	John Q. Hammons Hotels Management, LLC	Tony Moody	
2011	2011	Waldorf Astoria	Jim Blauvelt	

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

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

YES  NO

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

Name of Applicant	Date of Conviction (mm/yyyy)	Where Convicted (city & state)	Description of Charge	Disposition
Not Applicable				
			<b>RECEIVED</b>	
			NOV 6 2012	
			<b>NEBRASKA LIQUOR CONTROL COMMISSION</b>	

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.

Spouse - Delaware North Companies - NJ, NY, RI, NH, CT, UT, CO, MD, NC, FL, TN, PA, MI, OH, IL, WI, MO, TX, AZ, CA, NV

3. Do you, as a manager, qualify under Nebraska Liquor Control Act (§53-131.01) and do you intend to supervise, in person, the management of the business?  YES  NO

4. Have you enclosed the required fingerprint cards and **PROPER FEES** with this application? (Check or money order made payable to the Nebraska State Patrol for \$38.00 per person)  
 YES  NO

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

Care for Servers - Feb 2012

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 §53-131.01) Nebraska Liquor Control Act.

The undersigned applicant hereby consents to an investigation of his/her background including all records of every kind and description including police records, tax records (State and Federal), and bank or lending institution records, and said applicant and spouse waive any rights or causes of action that said applicant or spouse may have against the Nebraska Liquor Control Commission and any other individual disclosing or releasing said information to the Nebraska Liquor Control Commission.

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.

*[Handwritten Signature]*

Signature of Manager Applicant

*[Handwritten Signature]*

Signature of Spouse

State of Nebraska

County of Sarpy

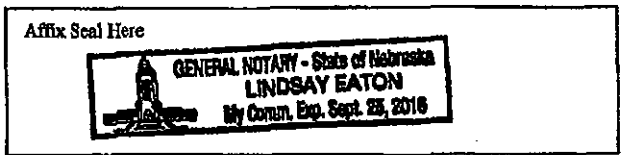
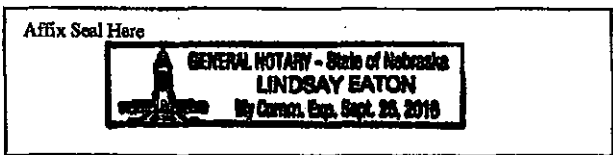
County of Sarpy

The foregoing instrument was acknowledged before me this 1<sup>st</sup> day of NOV by

The foregoing instrument was acknowledged before me this 1<sup>st</sup> day of NOV by

Amy Houston  
Lindsay Eaton  
Notary Public signature

Richard Dobransky  
Lindsay Eaton  
Notary Public signature



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

RECEIVED  
NOV 6 2012  
NEBRASKA LIQUOR CONTROL COMMISSION

Revised 9/2008

**SPOUSAL AFFIDAVIT OF  
NON PARTICIPATION INSERT**

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

Office Use  
**RECEIVED**  
NOV 6 2012  
**NEBRASKA LIQUOR  
CONTROL COMMISSION**

I acknowledge that I am the spouse of a liquor licensee. My signature below confirms that I will have no direct or indirect interest in the operation or profit of the business (§53-125(13)) of the Liquor Control Act. I will not tend bar, make sales, serve patrons, stock shelves, write checks, sign invoices or represent myself as the owner or in any way participate in the day to day operations of this business in any capacity. I understand my fingerprint will not be required; however, I am obligated to sign and disclose any information on all applications needed to process this application.

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

Richard R. Dobransky  
Printed name of spouse asking for waiver

State of Nebraska

County of Sarpy

Nov 1, 2012  
date

The foregoing instrument was acknowledged before me this  
by Richard Dobransky  
name of person acknowledged

[Signature]  
Notary Public signature

Affix Seal

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

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

Amy S. Houston  
Printed name of applying individual

State of Nebraska

County of Sarpy

Nov. 1, 2012  
date

The foregoing instrument was acknowledged before me this  
by Amy Houston  
name of person acknowledged

[Signature]  
Notary Public signature

Affix Seal

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



# Memorandum



**To:** Mayor and Council

**CC:** Brenda Gunn, Rita Ramirez

**From:** Pam Buethe

**Date:** 12/04/2012

**Re:** Consent Agenda Item A5 & A6 – Application for manager – Embassy Suites and Courtyard by Marriott Omaha – La Vista

---

These are the manager applications for Amy Houston to be a manager at Embassy Suites and Courtyard by Marriott Omaha – La Vista.

All these agenda items would require is a motion to approve the manager applications for Amy Houston and therefore it has been placed on the Consent Agenda.

Please contact me with any questions.

---

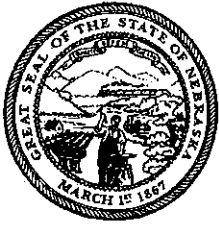
LA VISTA POLICE DEPARTMENT INTEROFFICE MEMORANDUM

---

**TO:** PAMBUETHE, CITY CLERK  
**FROM:** BOB LAUSTEN, POLICE CHIEF  
**SUBJECT:** LOCAL BACKGROUND- LIQUOR LICENSE- MANAGER  
COURTYARD & LA VISTA CONFERENCE CENTER  
**DATE:** 11/27/2012  
**CC:**

---

The police department conducted a check of computerized records on the applicant, Amy Houston, for criminal conduct in Nebraska in reference to the Manager application. Houston has no record.



**Dave Heineman**  
Governor

## STATE OF NEBRASKA

**NEBRASKA LIQUOR CONTROL COMMISSION**

**Robert B. Rupe**

*Executive Director*

301 Centennial Mall South, 5th Floor

P.O. Box 95046

Lincoln, Nebraska 68509-5046

Phone (402) 471-2571

Fax (402) 471-2814 or (402) 471-2374

TRS USER 800 833-7352 (TTY)

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

November 19, 2012

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

RE: Courtyard Marriott  
LICENSE #CK-086881

Dear Clerk:

Enclosed is a copy of a manager application for Amy Houston in connection with the Courtyard Marriott located in La Vista.

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

Sincerely,

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

encl.

**Janice M. Wiebusch**  
*Commissioner*

**Robert Batt**  
*Chairman*

**William F. Austin**  
*Commissioner*

**MANAGER APPLICATION  
INSERT - FORM 3c**

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

Office Use	<b>RECEIVED</b>
	NOV 6 2012
	<b>NEBRASKA LIQUOR CONTROL COMMISSION</b>

Corporate manager, including spouse, are required to adhere to the following requirements  
If spouse filed affidavit of non-participation fingerprints and proof of citizenship not required

JR

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

**Corporation/Limited Liability Corporation (LLC) information**

Name of Corporation/LLC: La Vista CY Catering Co., Inc.

**Premise information**

Premise License Number: 86881  
(if new application leave blank)

Premise Trade Name/DBA: Courtyard by Marriott Omaha-La Vista

Premise Street Address: 12560 Westport Parkway

City: La Vista State: Nebraska Zip Code: 68128

Premise Phone Number: \_\_\_\_\_

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

  
CORPORATE OFFICER SIGNATURE  
(Faxed signatures are acceptable)



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

Gender:  MALE  FEMALE

Last Name: Houston First Name: Amy MI: S

Home Address (include PO Box if applicable): 15109 Willow Creek Drive

City: Omaha County: Sarpy Zip Code: 68138

Mobile Home Phone Number: \_\_\_\_\_ Business Phone Number: 402-408-5457

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

Date Of Birth: \_\_\_\_\_ Place Of Birth: Minden, NE

**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: Dobransky First Name: Richard MI: R

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

Date Of Birth: \_\_\_\_\_ Place Of Birth: Detroit, MI

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

**APPLICANT** **SPOUSE**

CITY & STATE	YEAR FROM	YEAR TO	CITY & STATE	YEAR FROM	YEAR TO
Omaha, NE	2008	Current	Omaha, NE	2008	Current
Hoboken, NJ	2011	2011	Hobokin, NJ	2011	2011
Buffalo, NY	2005	2007	Buffalo, NY	2005	2007
Omaha, NE	2002	2004	Downers Grove, IL	1990	2004
St. Joseph, MO	1999	2001			

**RECEIVED**

NOV 6 2012

**NEBRASKA LIQUOR CONTROL COMMISSION**

**MANAGER'S LAST TWO EMPLOYERS**

YEAR FROM TO		NAME OF EMPLOYER	NAME OF SUPERVISOR	TELEPHONE NUMBER
2011	Current	John Q. Hammons Hotels Management, LLC	Tony Moody	402-331-7400
2011	2011	Waldorf Astoria	Jim Blauvelt	212-355-3000

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 felony, misdemeanor, violation of a federal or state law, a violation of a local law, ordinance or resolution. List the nature of the charge, where the charge occurred and the year and month of the conviction or plea. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name.

YES  NO

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

Name of Applicant	Date of Conviction (mm/yyyy)	Where Convicted (city & state)	Description of Charge	Disposition
Not Applicable				

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.

Spouse - Delaware North Companies - NJ, NY, RI, NH, CT, UT, CO, MD, NC, FL, TN, PA, MI, OH, IL, WI, MO, TX, AZ, CA, NV

3. Do you, as a manager, qualify under Nebraska Liquor Control Act (§53-131.01) and do you intend to supervise, in person, the management of the business?  YES  NO

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

YES  NO

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

Care for Servers - Feb 2012

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 §53-131.01) Nebraska Liquor Control Act.

The undersigned applicant hereby consents to an investigation of his/her background including all records of every kind and description including police records, tax records (State and Federal), and bank or lending institution records, and said applicant and spouse waive any rights or causes of action that said applicant or spouse may have against the Nebraska Liquor Control Commission and any other individual disclosing or releasing said information to the Nebraska Liquor Control Commission.

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.

*[Handwritten Signature]*

Signature of Manager Applicant

*[Handwritten Signature]*

Signature of Spouse

State of Nebraska

County of Sarpy

County of Sarpy

The foregoing instrument was acknowledged before me this 1st day of Nov, 2012 by

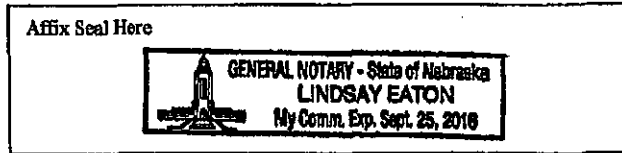
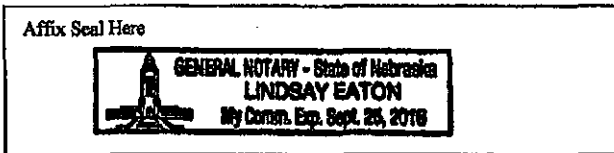
The foregoing instrument was acknowledged before me this 1st day of Nov, 2012 by

Amy Houston

Richard Dobransky

*[Handwritten Signature]*  
Notary Public signature

*[Handwritten Signature]*  
Notary Public signature



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


Revised 9/2008

**SPOUSAL AFFIDAVIT OF  
NON PARTICIPATION INSERT**

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

Office Use

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 or profit of the business (§§3-125(13)) or the Liquor Control Act. I will not tend bar, make sales, serve patrons, stock shelves, write checks, sign invoices or represent myself as the owner or in any way participate in the day to day operations of this business in any capacity. I understand my fingerprint will not be required; however, I am obligated to sign and disclose any information on all applications needed to process this application.



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

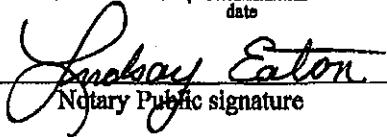
Richard R. Dobransky  
Printed name of spouse asking for waiver

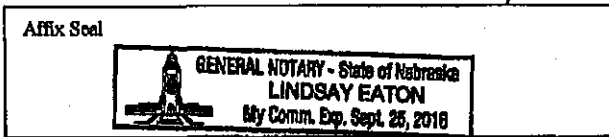
State of Nebraska

County of Sarpy

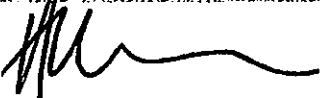
Nov 1st 2012  
date

The foregoing instrument was acknowledged before me this  
by Richard Dobransky  
name of person acknowledged

  
Notary Public signature



I acknowledge that I am the spouse of the above listed individual. I understand that my spouse and I are responsible for compliance with the conditions set out above. If it is determined that the above individual has violated (§§3-125(13)) the Commission may cancel or revoke the liquor license.



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

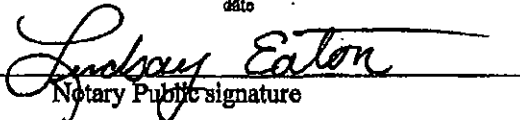
Amy S. Houston  
Printed name of applying individual

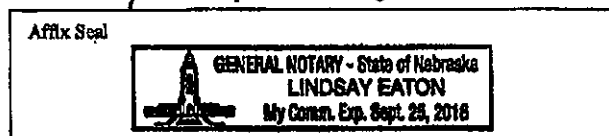
State of Nebraska

County of Sarpy

Nov 1st 2012  
date

The foregoing instrument was acknowledged before me this  
by Amy Houston  
name of person acknowledged

  
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.



ACCOUNTS PAYABLE CHECK REGISTER

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

109388	11/21/2012	2904	NE SECRETARY OF STATE		7.00				**MANUAL**
109389	11/21/2012	4326	MIDWEST RIGHT OF WAY SVCS INC		204.00				**MANUAL**
109390	11/21/2012	3753	JOHN P MULLEN, PC, LLO		9,826.40				**MANUAL**
109391	11/21/2012	4803	BLACHERE-ILLUMINATION USA INC		17,400.00				**MANUAL**
109392	11/22/2012	3702	LAUGHLIN, KATHLEEN A, TRUSTEE		474.00				**MANUAL**
109393	11/26/2012	1194	QUALITY BRANDS OF OMAHA		108.15				**MANUAL**
109394	11/27/2012	4450	JI SPECIAL RISKS INSURANCE		839.45				**MANUAL**
109395	12/04/2012	804	3E-ELECTRICAL ENGINEERING		90.26				
109396	12/04/2012	2275	A AND L HYDRAULICS INC		150.74				
109397	12/04/2012	4354	A-RELIEF SERVICES INC		350.00				
109398	12/04/2012	3983	ABE'S PORTABLES INC		85.00				
109399	12/04/2012	762	ACTION BATTERIES UNLTD INC		932.50				
109400	12/04/2012	571	ALAMAR UNIFORMS		.00	**CLEARED**	**VOIDED**		
109401	12/04/2012	571	ALAMAR UNIFORMS		.00	**CLEARED**	**VOIDED**		
109402	12/04/2012	571	ALAMAR UNIFORMS		.00	**CLEARED**	**VOIDED**		
109403	12/04/2012	571	ALAMAR UNIFORMS		1,125.05				
109404	12/04/2012	4768	ALMETEK INDUSTRIES		2,241.00				
109405	12/04/2012	720	AMERICAN LEGAL PUBLISHING CORP		250.00				
109406	12/04/2012	1302	AOI CORPORATION		4,981.60				
109407	12/04/2012	536	ARAMARK UNIFORM SERVICES INC		469.20				
109408	12/04/2012	201	BAKER & TAYLOR BOOKS		2,096.37				
109409	12/04/2012	2554	BARCAL, ROSE		68.82				
109410	12/04/2012	1839	BCDM-BERINGER CIACCIO DENNELL		2,290.00				
109411	12/04/2012	929	BEACON BUILDING SERVICES		6,712.00				
109412	12/04/2012	196	BLACK HILLS ENERGY		3,923.17				
109413	12/04/2012	56	BOB'S RADIATOR REPAIR CO INC		75.00				
109414	12/04/2012	76	BUILDERS SUPPLY CO INC		82.80				
109415	12/04/2012	2285	CENTER POINT PUBLISHING		257.04				
109416	12/04/2012	219	CENTURY LINK		1,066.89				
109417	12/04/2012	2540	CENTURY LINK BUSN SVCS		33.26				
109418	12/04/2012	152	CITY OF OMAHA		107,153.41				
109419	12/04/2012	3176	COMP CHOICE INC		87.50				
109420	12/04/2012	2593	COMPUTER SOLUTIONS INC		22.56				
109421	12/04/2012	4435	CORB PRODUCTS USA		404.77				
109422	12/04/2012	836	CORNHUSKER INTL TRUCKS INC		389.37				
109423	12/04/2012	2158	COX COMMUNICATIONS		.00	**CLEARED**	**VOIDED**		
109424	12/04/2012	2158	COX COMMUNICATIONS		212.30				
109425	12/04/2012	4441	CPESC-CERTIFIED PROFESSIONAL		100.00				
109426	12/04/2012	23	CUMMINS CENTRAL POWER LLC		1,700.15				
109427	12/04/2012	3136	D & D COMMUNICATIONS		570.00				
109428	12/04/2012	1432	DESTER FOUNDRY INCORPORATED		372.00				
109429	12/04/2012	619	DELL MARKETING L.P.		.00	**CLEARED**	**VOIDED**		
109430	12/04/2012	619	DELL MARKETING L.P.		.00	**CLEARED**	**VOIDED**		
109431	12/04/2012	619	DELL MARKETING L.P.		1,085.03				
109432	12/04/2012	4242	DLT SOLUTIONS		945.29				
109433	12/04/2012	364	DULTMEIER SALES & SERVICE		246.28				
109434	12/04/2012	159	DXP ENTERPRISES INC		189.70				
109435	12/04/2012	632	EASTERN LIBRARY SYSTEM		34.00				
109436	12/04/2012	1219	ENTERPRISE LOCKSMITHS INC		46.50				
109437	12/04/2012	2388	EXCHANGE BANK		1,163.43				
109438	12/04/2012	1235	FEDEX KINKO'S		19.23				

ACCOUNTS PAYABLE CHECK REGISTER

BANK NO CHECK NO	BANK NAME DATE	VENDOR NO VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
109439	12/04/2012	439 FIREGUARD INC	81.15			
109440	12/04/2012	142 FITZGERALD SCHORR BARMETTLER	.00	**CLEARED**	**VOIDED**	
109441	12/04/2012	142 FITZGERALD SCHORR BARMETTLER	26,355.46			
109442	12/04/2012	1254 FLEETPRIDE	33.00			
109443	12/04/2012	3415 FOCUS PRINTING	40.75			
109444	12/04/2012	3132 FORT DEARBORN LIFE INS COMPANY	1,509.50			
109445	12/04/2012	1344 GALE	115.14			
109446	12/04/2012	1161 GALLS, AN ARAMARK COMPANY	208.49			
109447	12/04/2012	3495 GAMETIME	789.10			
109448	12/04/2012	285 GRAYBAR ELECTRIC COMPANY INC	191.26			
109449	12/04/2012	385 GREAT PLAINS ONE-CALL SVC INC	297.22			
109450	12/04/2012	1624 GUNN, BRENDA	55.50			
109451	12/04/2012	1044 H & H CHEVROLET LLC	611.78			
109452	12/04/2012	1744 HEARTLAND AWARDS	3.25			
109453	12/04/2012	3657 HEARTLAND PAPER	90.00			
109454	12/04/2012	3681 HEARTLAND TIRES AND TREADS	1,340.90			
109455	12/04/2012	1403 HELGET GAS PRODUCTS INC	145.00			
109456	12/04/2012	4178 HERITAGE CRYSTAL CLEAN LLC	262.32			
109457	12/04/2012	892 HONEYMAN RENT-ALL #1	50.68			
109458	12/04/2012	526 HOST COFFEE SERVICE INC	23.90			
109459	12/04/2012	136 HUNTEL COMMUNICATIONS, INC	.00	**CLEARED**	**VOIDED**	
109460	12/04/2012	136 HUNTEL COMMUNICATIONS, INC	.00	**CLEARED**	**VOIDED**	
109461	12/04/2012	136 HUNTEL COMMUNICATIONS, INC	.00	**CLEARED**	**VOIDED**	
109462	12/04/2012	136 HUNTEL COMMUNICATIONS, INC	957.66			
109463	12/04/2012	192 ICMA - D C	50.00			
109464	12/04/2012	1151 ICMA-INTL CITY/COUNTY MANAGE	796.06			
109465	12/04/2012	162 INLAND TRUCK PARTS	174.28			
109466	12/04/2012	1896 J Q OFFICE EQUIPMENT INC	62.84			
109467	12/04/2012	100 JOHNSTONE SUPPLY CO	175.95			
109468	12/04/2012	1054 KLINKER, MARK A	200.00			
109469	12/04/2012	2394 KRIHA FLUID POWER CO INC	27.20			
109470	12/04/2012	2057 LA VISTA COMMUNITY FOUNDATION	50.00			
109471	12/04/2012	4425 LANDPORT SYSTEMS INC	125.00			
109472	12/04/2012	231 LEAGUE OF NEBRASKA MUNICIPA-	100.00			
109473	12/04/2012	2380 LEXIS NEXIS MATTHEW BENDER	108.04			
109474	12/04/2012	4213 LIBERTY FLAG & SPECIALTY CO	203.70			
109475	12/04/2012	4784 LIBRARY IDEAS LLC	12.00			
109476	12/04/2012	1573 LOGAN CONTRACTORS SUPPLY	345.79			
109477	12/04/2012	877 MATHESON TRI-GAS INC	12.07			
109478	12/04/2012	4770 MECHANICAL SALES INC	1,614.59			
109479	12/04/2012	553 METROPOLITAN UTILITIES DIST.	.00	**CLEARED**	**VOIDED**	
109480	12/04/2012	553 METROPOLITAN UTILITIES DIST.	.00	**CLEARED**	**VOIDED**	
109481	12/04/2012	553 METROPOLITAN UTILITIES DIST.	2,924.34			
109482	12/04/2012	640 MID CONTINENT SAFETY LLC	81.04			
109483	12/04/2012	3921 MID-STATES UTILITY TRAILER	27.00			
109484	12/04/2012	1526 MIDLANDS LIGHTING & ELECTRIC	376.96			
109485	12/04/2012	2299 MIDWEST TAPE	29.24			
109486	12/04/2012	2126 MILLARD METAL SERVICES INC	29.00			
109487	12/04/2012	4085 MNJ TECHNOLOGIES DIRECT INC	.00	**CLEARED**	**VOIDED**	
109488	12/04/2012	4085 MNJ TECHNOLOGIES DIRECT INC	.00	**CLEARED**	**VOIDED**	
109489	12/04/2012	4085 MNJ TECHNOLOGIES DIRECT INC	2,552.00			
109490	12/04/2012	4777 NEBRASKA CUSTOM COVER	626.80			
109491	12/04/2012	649 NEBRASKA GOLF & TURF INC	49.50			

ACCOUNTS PAYABLE CHECK REGISTER

BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
109492	12/04/2012	4289	NEBRASKA MUNICIPAL CHIEFS ASSN	50.00					
109493	12/04/2012	4792	NEX TRAQ INC	10,618.00					
109494	12/04/2012	2530	NOVA HEALTH EQUIPMENT	101.76					
109495	12/04/2012	179	NUTS AND BOLTS INCORPORATED	203.35					
109496	12/04/2012	1808	OCLC INC	31.41					
109497	12/04/2012	1014	OFFICE DEPOT INC	.00	**CLEARED**	**VOIDED**			
109498	12/04/2012	1014	OFFICE DEPOT INC	.00	**CLEARED**	**VOIDED**			
109499	12/04/2012	1014	OFFICE DEPOT INC	.00	**CLEARED**	**VOIDED**			
109500	12/04/2012	1014	OFFICE DEPOT INC	.00	**CLEARED**	**VOIDED**			
109501	12/04/2012	1014	OFFICE DEPOT INC	3,224.85					
109502	12/04/2012	79	OMAHA COMPOUND COMPANY	84.96					
109503	12/04/2012	181	OMAHA SLINGS INCORPORATED	788.74					
109504	12/04/2012	109	OMNIGRAPHICS INC	59.70					
109505	12/04/2012	3172	OXMOOR HOUSE	36.91					
109506	12/04/2012	976	PAPILLION TIRE INCORPORATED	109.09					
109507	12/04/2012	2686	PARAMOUNT LINEN & UNIFORM	319.18					
109508	12/04/2012	569	PAUL CONWAY SHIELDS	52.86					
109509	12/04/2012	4654	PAYFLEX SYSTEMS USA INC	250.00					
109510	12/04/2012	3058	PERFORMANCE CHRYSLER JEEP	314.20					
109511	12/04/2012	1821	PETTY CASH-PAM BUETHE	281.17					
109512	12/04/2012	1784	PLAINS EQUIPMENT GROUP	1,014.40					
109513	12/04/2012	4447	PPE INCORPORATED	1,400.00					
109514	12/04/2012	2387	PROFESSIONAL GROUNDS MGMT SOC	175.00					
109515	12/04/2012	3266	PROJECT EXTRA MILE	70.00					
109516	12/04/2012	304	RADIO SHACK CORPORATION	47.98					
109517	12/04/2012	58	RAINBOW GLASS & SUPPLY	51.25					
109518	12/04/2012	281	RAY ALLEN MANUFACTURING CO INC	69.70					
109519	12/04/2012	191	READY MIXED CONCRETE COMPANY	1,033.28					
109520	12/04/2012	3774	RETRIEVEX	.00	**CLEARED**	**VOIDED**			
109521	12/04/2012	3774	RETRIEVEX	86.19					
109522	12/04/2012	487	SAPP BROS PETROLEUM INC	1,169.83					
109523	12/04/2012	2240	SARPY COUNTY COURTHOUSE	3,629.03					
109524	12/04/2012	395	SHAMROCK CONCRETE COMPANY	516.01					
109525	12/04/2012	4641	SHRED-SAFE LLC 2011-2012	30.00					
109526	12/04/2012	1864	SINNETT, JEFF	71.50					
109527	12/04/2012	437	SOUTHEAST LIBRARY SYSTEM	40.00					
109528	12/04/2012	3838	SPRINT	62.26					
109529	12/04/2012	3838	SPRINT	119.97					
109530	12/04/2012	4276	SUPERIOR VISION SVCS INC	449.12					
109531	12/04/2012	264	TED'S MOWER SALES & SERVICE	65.90					
109532	12/04/2012	143	THOMPSON DRESSEN & DORNER	85.00					
109533	12/04/2012	823	TRI MUTUAL AID FIREFIGHTERS	150.00					
109534	12/04/2012	2455	UNITED RENT-ALL	163.05					
109535	12/04/2012	2720	USI EDUCATION/GOVT SALES	33.00					
109536	12/04/2012	809	VERIZON WIRELESS	91.48					
109537	12/04/2012	766	VIERREGGER ELECTRIC COMPANY	998.50					
109538	12/04/2012	1174	WAL-MART COMMUNITY BRC	.00	**CLEARED**	**VOIDED**			
109539	12/04/2012	1174	WAL-MART COMMUNITY BRC	1,078.96					
109540	12/04/2012	492	WINGATE INNS	1,709.05					
109541	12/04/2012	3497	WITMER PUBLIC SAFETY GROUP INC	228.00					

ACCOUNTS PAYABLE CHECK REGISTER

BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
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BANK TOTAL	245,961.32
OUTSTANDING	245,961.32
CLEARED	.00
VOIDED	.00

FUND	TOTAL	OUTSTANDING	CLEARED	VOIDED
01 GENERAL FUND	80,513.94	80,513.94	.00	.00
02 SEWER FUND	139,982.17	139,982.17	.00	.00
05 CONSTRUCTION	4,077.28	4,077.28	.00	.00
08 LOTTERY FUND	18,125.85	18,125.85	.00	.00
09 GOLF COURSE FUND	2,853.60	2,853.60	.00	.00
15 OFF-STREET PARKING	408.48	408.48	.00	.00

REPORT TOTAL	245,961.32
OUTSTANDING	245,961.32
CLEARED	.00
VOIDED	.00

+ Gross Payroll 11/23/12 228,683.51

GRAND TOTAL \$474,644.83

APPROVED BY COUNCIL MEMBERS 12/04/12

\_\_\_\_\_  
COUNCIL MEMBER

\_\_\_\_\_  
COUNCIL MEMBER

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COUNCIL MEMBER

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COUNCIL MEMBER

\_\_\_\_\_  
COUNCIL MEMBER

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
DECEMBER 4, 2012 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
APPROVAL OF BLANKET BOND - MAYOR	◆ RESOLUTION ORDINANCE RECEIVE/FILE	PAM BUETHE CITY CLERK

**SYNOPSIS**

A resolution has been prepared to approve the blanket bond in place of the individual bond of Mayor Douglas Kindig, who was re-elected to the position of Mayor at the general election held November 6, 2012.

**FISCAL IMPACT**

The FY 12/13 General Fund budget provides funding for bonds for elected and appointed officials.

**RECOMMENDATION**

Approval.

**BACKGROUND**

Changes in State Statute and the La Vista Municipal Code outlines bonding requirements for elected and appointed officials. The changes to State Statute in March 2007 and changes to the La Vista Municipal Code in October 2008 allow for coverage of elected and appointed officials under a blanket bond.

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

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING BLANKET BOND IN PLACE OF INDIVIDUAL BOND OF MAYOR, RE-ELECTED AT THE GENERAL ELECTION HELD NOVEMBER 6, 2012.

BE IT RESOLVED, that the penalty amount of the official bond of the Mayor is hereby set at \$5,000.

BE IT FURTHER RESOLVED, that the City Council makes and approves the following findings: The City Clerk has presented at this meeting a blanket bond, number 69372735, issued by Western Surety Company, as surety, in place of an individual bond, pursuant to Neb. Rev. Stat. Section 11-104(2), as enacted by LB 347 (2007), for the upcoming term of the Mayor of the City of La Vista ("Bond"); by additional indemnity rider, the Bond provides coverage in the amount of \$5,000, conditioned for the faithful discharge of duties of the office of Mayor; the Mayor has executed an undertaking of the Bond in joint and several form; the Bond is payable to the City of La Vista in the penalty amount of \$5,000, conditioned for the faithful discharge of the duties of office; the corporate surety of said Bond is legally authorized to transact business in the State of Nebraska; the Bond has been executed by the principal and surety thereof and the required oath has been endorsed by the principal by attachment incorporating or incorporated into the Bond by reference, which shall be effective as and constitute endorsement upon said Bond; the Bond has been previously filed with the City Clerk; and all applicable legal requirements with respect to said Bond have been satisfied.

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

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

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

PASSED AND APPROVED THIS 4TH DAY OF DECEMBER, 2012.

CITY OF LA VISTA

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

ATTEST:

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

WESTERN SURETY COMPANY - ONE OF AMERICA'S OLDEST BONDING COMPANIES



# Western Surety Company

(A Stock Company, herein called Surety)

## PUBLIC EMPLOYEES BLANKET BOND Including Public School System

Bond No. 69372735

### DECLARATIONS

**Item 1.** Name of Oblige: City of La Vista, Nebraska

**Item 2.** Name of Insured: City of La Vista, Nebraska

**Item 3.** Bond Period: From the beginning of the 20th day of August, 2002,  
to 12 o'clock night on the effective date of the cancelation or termination of this bond as an entirety.

**Item 4.** Table of Limits of Liability

<b>Insuring Agreement 1</b> Honesty Blanket Bond Coverage	\$ _____
<b>Insuring Agreement 2</b> Honesty Blanket Position Bond Coverage	\$ _____
<b>Insuring Agreement 3</b> Faithful Performance Blanket Bond Coverage	\$ _____
<b>Insuring Agreement 4</b> Faithful Performance Blanket Position Bond Coverage	\$ <u>100,000.00</u>

**Item 5.** The liability of the Surety is subject to the terms of the following riders attached hereto:

**Item 6.** The Oblige and the Insured by the acceptance of this Bond give notice to Surety terminating or canceling prior Bond(s) No. (s)

such termination or cancelation to be effective as of the time this bond becomes effective.

The Surety, in consideration of the payment of the premium, and subject to the Declarations made a part hereof, the General Agreement, Conditions and Limitations and other terms of this Bond, agrees, in accordance with such of the Insuring Agreements hereof as are specifically designated by the insertion of an amount of indemnity in the Table of Limits of Liability, to indemnify the Oblige for the use and benefit of the Insured for:

### INSURING AGREEMENTS

#### Honesty Blanket Bond Coverage

1. Loss sustained by the Insured through any fraudulent or dishonest act or acts committed by any of the Employees, acting alone or in collusion with others, during the Bond Period, to an amount not exceeding in the aggregate the amount stated in the Table of Limits of Liability applicable to this Insuring Agreement 1.

#### Honesty Blanket Position Bond Coverage

2. Loss sustained by the Insured through any fraudulent or dishonest act or acts committed by any of the Employees, acting alone or in collusion with others, during the Bond Period, the amount of indemnity on each of such Employees being the amount stated in the Table of Limits of Liability applicable to this Insuring Agreement 2.

#### Faithful Performance Blanket Bond Coverage

3. Loss caused to the Insured through the failure of any of the Employees, acting alone or in collusion with others, to perform faithfully his duties or to account properly for all monies and property received by virtue of his position or employment during the Bond Period to an amount not exceeding in the aggregate the amount stated in the Table of Limits of Liability applicable to this Insuring Agreement 3.

#### Faithful Performance Blanket Position Bond Coverage

4. Loss caused to the Insured through the failure of any of the Employees, acting alone or in collusion with others, to perform faithfully his duties or to account properly for all monies and property received by virtue of his position or employment during the Bond Period, the amount of indemnity on each of such Employees being the amount stated in the Table of Limits of Liability applicable to this Insuring Agreement 4.

### GENERAL AGREEMENT

#### Loss Under Prior Bond

If the coverage of an Insuring Agreement of this Bond is substituted for any prior bond carried by the Insured or by any predecessor in interest of the Insured which prior bond is terminated, canceled or allowed to expire as of the time of such substitution, the Surety agrees that such Insuring Agreement applies to loss sustained by, or caused to, the Insured, as the case may be, prior to or during the Bond Period, provided that such loss is discovered after the beginning of the Bond Period and prior to the expiration of three years from the cancelation of this Bond as an entirety and that such loss would have been recoverable by the Insured or such predecessor under such prior bond except for the fact that the time within which to bring suit, action or proceeding of any kind thereunder had expired, and provided further:

- (1) the indemnity afforded by this General Agreement shall be a part of and not in addition to the amount of coverage afforded by the applicable Insuring Agreement of this Bond; and
- (2) such loss would have been covered under such Insuring Agreement had such Insuring Agreement with its agreements, conditions and limitations as of the time of such substitution been in force when the acts or defaults causing such loss were committed; and
- (3) recovery under such Insuring Agreement on account of such loss shall in no event exceed the amount which would have been recoverable under such Insuring Agreement in the amount for which it is written as of the time of such substitution, had such Insuring Agreement been in force when such acts or defaults were committed, or the amount which would have been recoverable under such prior bond had such prior bond continued in force until the discovery of such loss if the latter amount be smaller.

THE FOREGOING INSURING AGREEMENTS AND GENERAL AGREEMENT ARE SUBJECT  
TO THE FOLLOWING CONDITIONS AND LIMITATIONS:

DEFINITIONS

Section 1. The following terms, as used in this Bond, shall have the respective meanings stated in this Section:

"Employee" as used in Insuring Agreements 1 and 2 means a person while in the employ of the Insured during the Bond Period who is not required by law to give bond conditioned for the faithful performance of his duties and who is a member of the staff or personnel of the Insured but does not mean the Treasurer or Tax Collector, by whatever title known, of the Insured.

"Employee" as used in Insuring Agreements 3 and 4 means a person while in the employ of the Insured during the Bond Period who is not required by law to furnish an Individual Bond to qualify for office and who is a member of the staff or personnel of the Insured but does not mean any Treasurer or Tax Collector by whatever title known.

STUDENT ACTIVITIES

When this bond is written for a Public School System, "Employee" as above defined shall also be deemed to include any student enrolled in a school under the jurisdiction of the Insured while handling or having possession of property or funds in connection with student activities or while handling or having possession of U. S. Savings Bonds or Stamps or funds in connection with the purchase or sale of such Bonds or Stamps.

Any loss of such property, funds, Bonds or Stamps through any act or default covered by this Bond and committed by any Employee shall be deemed to be a loss sustained by the Insured under this Bond, whether or not the Insured is legally liable therefor.

UNIDENTIFIABLE EMPLOYEE

Section 2. In case a loss is alleged to have been caused to the Insured through acts or defaults by an Employee covered under an applicable Insuring Agreement of this Bond, while such Insuring Agreement is in full force and effect and the Insured shall be unable to designate the specific Employee causing such loss, the Insured shall nevertheless have the benefit of such Insuring Agreement provided that the evidence submitted reasonably establishes that the loss was in fact caused by such Employee through such acts or defaults and provided, further, that regardless of the number of such Employees concerned or implicated in such loss, the aggregate liability of the Surety for any such loss shall not exceed the amount stated in Item 4 of the Declarations applicable to such Insuring Agreement.

EXCLUSION

Section 3. This Bond does not cover any loss sustained by, or caused to, the Insured under circumstances whereby and to the amount which the Oblige or the Insured voluntarily undertakes or is obligated by law to exonerate or indemnify any of the Employees against liability incurred by them in the performance of their duties.

LIMITS OF LIABILITY

Section 4. Indemnification by the Surety for any loss under Insuring Agreement 1 or 3 shall not reduce the Surety's liability for other losses under the applicable Insuring Agreement, whenever sustained; provided, however, that the Surety's total liability under each such Insuring Agreement for any loss caused by any Employee or in which such Employee is concerned or implicated is limited to the applicable amount of indemnity specified in the Table of Limits of Liability.

Indemnification by the Surety for any loss under Insuring Agreement 2 or 4 shall not reduce the Surety's liability for other losses under the applicable Insuring Agreement, whenever sustained; provided, however, the Surety's total liability under each such Insuring Agreement as to each Employee is limited to the applicable amount of indemnity specified in the Table of Limits of Liability.

Regardless of the number of years this Bond shall continue in force and the number of premiums which shall be payable or paid, the limit of the Surety's liability as specified in the Table of Limits of Liability shall not be cumulative from year to year or period to period.

Dated this 21st day of August, 2002

Countersigned

By NOT NEEDED  
Resident Agent

LIMIT OF LIABILITY UNDER THIS BOND  
AND ANY PRIOR BOND

Section 5. With respect to loss under Insuring Agreement 1 or 3 caused by any Employee or in which such Employee is concerned or implicated or which is chargeable to such Employee as provided in Section 2 of this Bond and with respect to loss under Insuring Agreement 2 or 4 caused by any Employee or which is chargeable to such Employee as provided in Section 2 of this Bond and with respect to loss under any Insuring Agreement which occurs partly during the Bond Period and partly during the period of other bonds issued by the Surety to the Insured or to any predecessor in interest of the Insured and terminated or canceled or allowed to expire and in which the period specified therein for bringing suit, action or proceeding of any kind, or if no such period is specified therein, then within the period prescribed by the applicable statute of limitations, has not expired at the time such loss thereunder is discovered, the total liability of the Surety under this Bond and under such other bonds shall not exceed, in the aggregate, the amount carried under the applicable Insuring Agreement of this Bond on such loss or the amount available to the Insured under such other bonds, as limited by the terms and conditions thereof, for any such loss if the latter amount be larger.

CANCELATION

Section 6. This Bond shall be deemed canceled as to any Employee:

- (a) Immediately upon discovery by the Oblige or the Insured of any act on the part of such Employee which would constitute a liability of the Surety under the applicable Insuring Agreement covering such Employee;
- (b) Upon the death, resignation or removal of such Employee; or
- (c) At 12 o'clock night upon the effective date specified in a written notice mailed to the Oblige and the Insured. Such date shall be not less than thirty days after the date of mailing. The mailing by the Surety of notice as aforesaid to the Oblige and the Insured shall be sufficient proof of notice. Delivery of such written notice by the Surety shall be equivalent to mailing.

This Bond may be canceled by the Oblige or the Insured by mailing to the Surety written notice stating when thereafter the cancellation shall be effective. This Bond may be canceled by the Surety by mailing to the Oblige and the Insured written notice stating when, not less than thirty days thereafter, such cancellation shall be effective. The mailing of notice as aforesaid shall be sufficient proof of notice. Delivery of such written notice either by the Oblige or the Insured or by the Surety shall be equivalent to mailing. If the Oblige or the Insured cancels, earned premium shall be computed in accordance with the customary short rate table and procedure. If the Surety cancels, earned premium shall be computed pro rata. Premium adjustments may be made at the time cancellation is effective or as soon as practicable after cancellation becomes effective, but payment or tender of unearned premium is not a condition of cancellation.

If any of the cancellation provisions set forth in either or both of the foregoing paragraphs of this Section are prohibited or made void by any law controlling the construction of this Bond, such provisions to the extent they are so prohibited or made void shall be deemed to be nullified and of no effect.

LEGAL PROCEEDINGS

Section 7. No suit, action or proceeding of any kind to recover on account of loss under this Bond shall be brought after the expiration of three years from the cancellation of this Bond as an entirety provided, however, that if such limitation for bringing suit, action or proceeding is prohibited or made void by any law controlling the construction of this Bond, such limitation shall be deemed to be amended so as to be equal to the minimum period of the limitation permitted by such law.

WESTERN SURETY COMPANY

By Stephen T. Pate  
Stephen T. Pate, President



**ADDITIONAL INDEMNITY RIDER**

It is agreed that:

1. Additional indemnity, in accordance with the terms of such of the Insuring Agreements in force under the attached bond as are specifically designated opposite the following positions, respectively, is granted by this rider on Employees performing the duties of such positions, to the amount set opposite the names of such positions, respectively.

2. The liability of the Surety under this rider on account of any one Employee in any one or more of such positions (in the original or an increased or decreased amount) shall not exceed the largest single amount of indemnity on any one position occupied by such Employee.

3. No losses shall be recoverable under this rider unless caused by an Employee who has been identified as having caused such loss, anything to the contrary in said bond or this rider notwithstanding.

Position	Location	Insuring Agreement	Total Number of Employees in each Position	Amount of Additional Indemnity on each Employee
Clerk		4	1	\$5,000.00
Assistant Clerk		4	1	\$5,000.00
Mayor		4	1	\$5,000.00
Administrator/ Finance Director		4	1	\$5,000.00
Police Magistrate		4	1	<del>\$1,000.00</del>
Police Magistrate Clerk		4	1	<del>\$1,000.00</del>
Council Member		4	1	\$1,000.00

Dated this 21st day of August, 2002

Countersigned

WESTERN SURETY COMPANY

By NOT NEEDED

Resident Agent

By

*Stephen T. Pate*

Stephen T. Pate, President

CHANGE NOTICE

To be attached to and form part of Public Official and Employee's Faithful Performance and Honesty Blanket

Position Bond No. 69372735 issued by Western Surety Company to

City of La Vista, Nebraska Oblige,

City of La Vista, Nebraska Insured, effective as of August 20, 2002.

In consideration of certain premium adjustments, it is agreed that the Additional Indemnity Rider attached to and forming part of the attached bond is hereby amended, effective on and after the date set opposite the designation of each position, respectively, as hereinafter set forth:

1. By deleting therefrom the following:

Effective Date	Position	Location	Number of Officers or Employees in Each Position	Amount of Additional Indemnity on each Officer or Employee
06-07-04	Council Member		1	\$1,000.00

2. By adding thereto the following:

Effective Date	Position	Location	Number of Officers or Employees in Each Position	Amount of Additional Indemnity on each Officer or Employee
06-07-04	Council Member		8	\$1,000.00

Provided that - (a) in the event any amendment herein reduces the amount of additional indemnity on any Officer or Employee performing the duties of any position, the liability of the Surety under the applicable Insuring Agreement with respect to any loss through acts or defaults of such Officer or Employee committed on or after the date set opposite the designation of such position or committed prior to the last mentioned date, shall not exceed the amount set forth in paragraph numbered 2 hereon opposite the designation of such position; (b) in case any Officer or Employee performing the duties of any position added to said Additional Indemnity Rider by this rider, has been previously covered under the applicable Insuring Agreement of the attached bond, liability on account of such Officer or Employee for acts or defaults committed during the period of such prior coverage, or during each of the periods of such prior coverages, if more than one, and during the period of the coverage added to said Additional Indemnity Rider by this rider, shall not be cumulative except for an Officer or Employee under Section 1 of the bond and as set forth in Section 4.

Accepted

City of La Vista, Nebraska

By \_\_\_\_\_

OFFICIAL TITLE \_\_\_\_\_

WESTERN SURETY COMPANY

By Paul T. Bruflat  
Paul T. Bruflat, Senior Vice President