

# MINUTE RECORD

No. 729 — REEDIE & COMPANY, INC. OMAHA E1107788LD

**LA VISTA CITY COUNCIL  
MEETING  
November 19, 2013**

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 19, 2013. Present were Councilmembers: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Also in attendance were City Administrator Gunn, City Attorney McKeon, Assistant City Administrator Ramirez, City Clerk Buethe, Community Development Director Birch, Finance Director Lindberg, Fire Chief Uhl, Police Chief Lausten, Public Works Director Soucie, Public Building and Grounds Director Archibald, Recreation Director Stopak, Library Director Barcal, and City Engineer Kottmann.

A notice of the meeting was given in advance thereof by publication in the Times on November 6, 2013. Notice was simultaneously given to the Mayor and all members of the City Council and a copy of the acknowledgment of the receipt of notice attached to the minutes. Availability of the agenda was communicated to the Mayor and City Council in the advance notice of the meeting. All proceedings shown were taken while the convened meeting was open to the attendance of the public. Further, all subjects included in said proceedings were contained in the agenda for said meeting which is kept continuously current and available for public inspection at City Hall during normal business hours.

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

Mayor Kindig 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.

Mayor Kindig 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 THE MINUTES OF THE NOVEMBER 5, 2013 CITY COUNCIL  
MEETING**
- 3. APPROVAL OF THE MINUTES OF THE NOVEMBER 11, 2013 LA  
VISTA/METROPOLITAN COMMUNITY COLLEGE CONDOMINIUM  
OWNERS ASSOCIATION, INC.**
- 4. MONTHLY FINANCIAL REPORT – OCTOBER 2013**
- 5. PAY REQUEST FROM THOMPSON, DREESSEN & DORNER, INC. –  
PROFESSIONAL SERVICES, APPLEWOOD CREEK IMPROVEMENTS -  
\$366.00**
- 6. PAY REQUEST FROM SWAIN CONSTRUCTION INC. – RECONSTRUCTION  
– LILLIAN & JAMES INTERSECTION - \$8,269.83**
- 7. PAY REQUEST FROM TAB CONSTRUCTION – CONSTRUCTION – QUIET  
ZONE IMPROVEMENTS - \$42,842.92**
- 8. PAY REQUEST FROM THOMPSON DREESSEN & DORNER, INC. –  
PROFESSIONAL SERVICES – THOMPSON CREEK PHASE 1 - \$10,864.57**
- 9. PAY REQUEST FROM RDG PLANNING & DESIGN – PROFESSIONAL  
SERVICES – THOMPSON CREEK OUTREACH - \$3,749.04**
- 10. PAY REQUEST FROM BURLINGTON NORTHERN SANTE FE RAILWAY –  
PROFESSIONAL SERVICES – QUIET ZONE CROSSING IMPROVEMENTS -  
\$7,702.50**
- 11. PAY REQUEST FROM INTERNATIONAL CITY/COUNTY MANAGEMENT  
ASSOCIATION – PROFESSIONAL SERVICES – PERFORMANCE  
MEASUREMENT PROGRAM - \$5,550.00**
- 12. APPROVAL OF CLAIMS**

ABE'S PORTABLES, rentals	95.00
ACTION BATTERIES UNLTD, supplies	288.72
ACTIVE NETWORK, services	583.00
AIM, services	3,336.00
ALAMAR UNIFORMS, apparel	138.48
ANN TROE, printing	835.00
APWA-AMER PUBLIC WORKS ASSN, services	72.54

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A-RELIEF SERVICES, services	350.00
BARR-THORP ELECTRIC, maint.	431.25
BCDM, services	157.50
BEST ACCESS SYSTEMS DIVISION, equip.	23.26
BISHOP BUSINESS EQUIP., services	889.67
BLACK HILLS ENERGY, utilities	52.62
BOMA, training	40.00
BOUND TREE MEDICAL, supplies	193.34
BRENTWOOD AUTO WASH, maint.	133.00
BRIDGESTONE GOLF, supplies	300.00
BRYAN ROCK PRODUCTS, bld&grnds	4,438.62
CARDMEMBER SERVICE	6,957.42
CED - MISSION, bld&grnds	6.63
CELEBRITY STAFFING, services	1,689.00
CENTURY LINK, phone	37.50
CJ'S HOME CENTER, equip.	1,163.73
CLASSIC REFRIGERATION, , bld&grnds	91.98
COMPUTER SOLUTIONS, it	170.40
CONRECO, maint.	55.00
CONSOLIDATED MANAGEMENT, training	278.00
CORE PRODUCTS, supplies	664.16
CORNHUSKER INTL TRUCKS, maint.	95.73
CPESC-CERTIFIED PROFESSIONAL, dues	100.00
CUMMINS CENTRAL POWER, services	885.04
D & D COMMUNICATIONS, services	186.30
D & K PRODUCTS, supplies	364.93
DATA TECHNOLOGIES, it	11,385.87
DITCH WITCH OF OMAHA, bld&grnds	218.40
DOUBLE K FEED, events	150.00
DXP, maint.	547.22
EN POINTE TECH., supplies	328.20
FELD FIRE, services	600.00
FELSBURG HOLT & ULLEVIG, construction	16,212.66
FILTER CARE, maint.	38.75
FLEETPRIDE, maint.	198.42
FOCUS PRINTING, printing	355.00
GENERAL FIRE & SAFETY EQUIP, bld&grnds	460.00
GENUINE PARTS, maint.	910.97
GODFATHER'S PIZZA, supplies	79.33
GRAYBAR ELECTRIC, bld&grnds	236.50
GUERRERO, R., refund	160.00
H & H CHEVY., maint.	50.74
HARRIS COMPUTER SYSTEMS, services	2,551.23
HAWKEYE TRUCK EQUIP., maint.	1,056.49
HEARTLAND TIRES AND TREADS, maint.	93.20
HEIMES CORP., maint.	393.64
HOBBY LOBBY, supplies	58.06
HUNTEL COMM., IT	130.00
INDUSTRIAL SALES, bld&grnds	14.49
INTERNATIONAL EROSION CONROL, dues	170.00
J Q OFFICE EQUIP., services	53.76
KISSEL/E & S ASSOCIATES, services	9,864.80
KRIHA FLUID POWER, maint.	167.11
LAUGHLIN, KATHLEEN A, TRUSTEE	437.00
LEAGUE ASSN OF RISK MGMT, ins.	899.22
LITTLE FALLS MACHINE, maint.	429.55
LOGAN CONTRACTORS, maint.	4,590.00
LOVELAND GRASS PAD, bld&grnds	516.52
LOWE'S, bld&grnds	297.65
LYMAN-RICHEY, bld&grnds	186.38

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MARTIN MARIETTA AGGREGATES, maint.	925.85
MAT, services	545.00
METAL DOORS AND HARDWARE, bld&grnds	640.00
MID AMERICA PAY PHONES, phones	50.00
MID CON SYSTEMS INC., phones	454.80
MNJ TECH., IT	2,165.00
MOORE, W., services	20.00
MOTOROLA SOLUTIONS, contracts	264.00
MSC INDUSTRIAL SUPPLY, supplies	30.97
NEW, supplies	486.08
NATIONAL RESEARCH CENTER, services	1,950.00
NE DEPT OF MOTOR VEHICLE-94789	6.60
NE ENVIRONMENTAL PRODS, maint.	470.25
NEBRASKA HUMANE SOCIETY, services	100.00
NEWMAN, D., training	500.00
NUTS AND BOLTS, training	64.94
OFFICE DEPOT, training	822.24
OMAHA COMPOUND, supplies	116.61
OMAHA PUBLIC POWER DISTRICT, utilities	51,500.13
OMAHA WORLD HERALD, ads	418.61
OMNI, maint.	1,773.54
ONE CALL CONCEPTS, services	303.05
O'REILLY, supplies	129.19
PAPILLION SANITATION, services	1,136.11
PARAMOUNT LINEN & UNIFORM, apparel	303.36
PAYLESS OFFICE, supplies	179.94
PETTY CASH	237.20
PLAINS EQUIPMENT GROUP, maint.	108.12
POLICE CHIEF'S ASSN OF NEBR, dues	50.00
RAMIREZ, J., services	20.00
RDG PLANNING & DESIGN, services	3,860.50
READY MIXED CONCRETE, maint.	3,009.28
SAM'S CLUB, supplies	511.82
SHRED-SAFE, services	45.00
STATE FIRE MARSHAL, training	200.00
STATE STEEL OF OMAHA, maint.	328.93
SUPERCO SPECIALTY PRODUCTS, supplies	199.50
SWANK MOTION PICTURES, supplies	371.00
TAB HOLDING COMP., services	40,594.59
TARGET, supplies	32.61
THOMPSON DREESSEN & DORNER, services	5,006.10
TURF CARS, supplies	1,417.99
TY'S OUTDOOR POWER & SVC, maint.	65.80
UNITED RENT-ALL, rentals	234.58
UNIVERSITY OF NEBRASKA-OMAHA	2,860.00
UPS, postage	6.86
VAN RU CREDIT CORPORATION	40.27
VERIZON WIRELESS, phone	580.37
WASTE MANAGEMENT NE., services	418.00
WATKINS CONCRETE BLOCK, bld&grnds	94.50
WHITE CAP CONSTR SUPPLY, equip.	95.00
WICK'S STERLING TRUCKS, maint.	282.66

## 13. RESOLUTION NO. 13-124 – PURCHASE SNOW PLOW WEAR BLADES

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE OF VARIOUS SNOW PLOW WEAR BLADES FROM MICHAEL TODD & COMPANY INC., OMAHA NEBRASKA IN AN AMOUNT NOT TO EXCEED \$6,295.63.

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WHEREAS, the City Council of the City of La Vista has determined that the purchase of various snow plow wear blades is necessary; and

WHEREAS, the FY 2013/14 General Fund Budget provides funding for this 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 purchases over \$5,000.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska authorizing the purchase of various snow plow wear blades from Michael Todd & Company Inc., Omaha, Nebraska in an amount not to exceed \$6,295.63.

## **14. RESOLUTION NO. 13-125 – PURCHASE OF APEX LIQUID DEICER**

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE OF APEX LIQUID DEICER FROM ENVIRO-TECH SERVICES, INC., IN AN AMOUNT NOT TO EXCEED \$10,000.00.

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

WHEREAS, the FY 2013/14 General Fund Budget provides funding for this purchase; and

WHEREAS, orders for the ice liquid deicer will be placed at different times during the winter season; and

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

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska authorizing the purchase of APEX Liquid Deicer in an amount not to exceed \$10,000.00.

## **15. RESOLUTION NO. 13-126 – PURCHASE OF ICE CONTROL SALT AND ICE SLICER**

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE OF ICE CONTROL SALT AND ICE SLICER FROM NEBRASKA SALT & GRAIN COMPANY, GOTHENBURG NEBRASKA IN AN AMOUNT NOT TO EXCEED \$40,000.00.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of ice control salt and ice slicer is necessary; and

WHEREAS, the FY 2013/14 General Fund Budget provides funding for this purchase; and

WHEREAS, ice control salt and ice slicer are necessary for public works winter operations; and

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

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska authorizing the purchase of ice control salt and ice slicer from Nebraska Salt & Grain Company, Gothenburg Nebraska in an amount not to exceed \$40,000.00.

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

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## REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

City Clerk Buethe informed Council that if they would like to help with the tree lighting event on December 2, 2013 they could let her know this evening or contact the Administrative Assistant for the Mayor.

City Planner Solberg gave a report on the new bus route with MAT.

Recreation Director Stopak showed Council the plaque which the City received for all the help with the Slump Buster Tournament held in June.

## PRESENTATION - 2<sup>ND</sup> AND 3<sup>RD</sup> QUARTER REPORTS - SARPY COUNTY ECONOMIC DEVELOPMENT CORPORATION

Toby Churchill with the Sarpy County Economic Development Corporation was not able to stay for a presentation. Mayor Kindig had met with Mr. Churchill and gave Council the highlights of the 2<sup>nd</sup> and 3<sup>rd</sup> quarter reports.

## B. RESTATEMENT OF MUNICIPAL RETIREMENT PLANS

### 1. ORDINANCE – POLICE OFFICERS

Councilmember Gowan introduced Ordinance No. 1207 entitled; AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA TO AMEND AND RESTATE THE CITY OF LA VISTA POLICE OFFICERS RETIREMENT PLAN AND TRUST; TO AUTHORIZE FURTHER ACTIONS; AND TO PROVIDE FOR REPEAL OF CONFLICTING ORDINANCES, SEVERABILITY AND THE EFFECTIVE DATE HEREOF.

Councilmember Sell moved that the statutory rule requiring reading on three different days be suspended. Councilmember Hale seconded the motion to suspend the rules and roll call vote on the motion. The following Councilmembers voted aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Councilmember Sell moved for final passage of the ordinance which motion was seconded by Councilmember Quick. The Mayor then stated the question, "Shall Ordinance No. 1207 be passed and adopted?" Upon roll call vote the following Councilmember voted aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the City Clerk attested the passage/approval of the same and affixed her signature thereto.

### 2. ORDINANCE – FIREFIGHTER

Councilmember Sell introduced Ordinance No. 1208 entitled; AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA TO AMEND AND RESTATE THE CITY OF LA VISTA FIREFIGHTERS RETIREMENT PLAN AND TRUST; TO AUTHORIZE FURTHER ACTIONS; AND TO PROVIDE FOR REPEAL OF CONFLICTING ORDINANCES, SEVERABILITY AND THE EFFECTIVE DATE HEREOF.

Councilmember Quick 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. The following Councilmembers voted aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Councilmember Crawford moved for final passage of the ordinance which motion was seconded by Councilmember Gowan. The Mayor then stated the question, "Shall Ordinance No. 1208 be passed and adopted?" Upon roll call vote the following Councilmember voted aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain:

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None. Absent: None. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the City Clerk attested the passage/approval of the same and affixed her signature thereto.

## **3. RESOLUTION – GENERAL EMPLOYEES**

Councilmember Quick introduced and moved for the adoption of Resolution No.13-127: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA TO AMEND AND RESTATE THE CITY OF LA VISTA GENERAL EMPLOYEES DEFINED CONTRIBUTION PENSION PLAN AND TRUST, AND TO AUTHORIZE FURTHER ACTIONS.

BE IT RESOLVED:

SECTION 1. Pursuant to Nebraska Statutes, Section 19-3501, the Mayor and Council of the City of La Vista maintain the City of La Vista General Employees Defined Contribution Pension Plan and Trust, embodied in plan documents including an adoption agreement and basic plan document constituting an integral part thereof, as well as various amendments required by applicable law ("Plan").

SECTION 2. The Plan is required by applicable tax law to be amended and restated into a restated plan document incorporating prior amendments and changes to tax laws, regulations and other guidance, including without limitation the Pension Protection Act of 2006, Heroes, Earnings Assistance and Relief Tax Act of 2008, and Worker, Retiree, and Employer Recovery Act of 2008 and subsequent legislation. For this purpose, there has been presented to the City a proposed retirement plan and trust embodied in instruments entitled "Adoption Agreement" together with a "Basic Municipal Employees Plan and Trust Agreement" ("Basic Plan Document") as an integral part thereof (together the Adoption Agreement and Basic Plan Document sometimes are referred to herein together as "Agreements"), which Agreements have been reviewed by legal counsel for the City.

SECTION 3. The City does hereby approve and adopt said Agreements as the amendment and restatement of the Plan, and hereby makes the designations and elections with respect to the Plan as indicated in the Adoption Agreement, to be effective on the date(s) specified in the Adoption Agreement or Basic Plan Document.

SECTION 4. That the Mayor is authorized to execute said Adoption Agreement and Basic Plan Document on behalf of the City, and the City Administrator is authorized and directed to provide the same to the Trustee (for its written acceptance, if determined necessary or appropriate), and if directed in this resolution or otherwise determined necessary or advisable, to cause said Agreements to be submitted, together with such supporting data as may be necessary or advisable and applicable application fee, to the Internal Revenue Service for ruling as to whether the same complies with the pertinent provisions of the Internal Revenue Code of the United States and, in particular, Sections 401(a) and 501(a) thereof, with authority to make any changes in or to the designations, elections or provisions under or of said Adoption Agreement or Basic Plan Document and take such further actions as the City Administrator determines necessary or appropriate to obtain a favorable ruling or as otherwise required for the qualified status of the Plan.

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

## **4. RESOLUTION – CITY ADMINISTRATOR**

Councilmember Quick introduced and moved for the adoption of Resolution No. 13-128: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA TO AMEND AND RESTATE THE CITY OF LA VISTA CITY ADMINISTRATORS' DEFINED CONTRIBUTION PENSION PLAN AND TRUST, AND TO AUTHORIZE FURTHER ACTIONS.

BE IT RESOLVED:

SECTION 1. Pursuant to Nebraska Statutes, Section 19-3501, the Mayor and Council of the City of La Vista maintain the City of La Vista City Administrators' Defined

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Contribution Pension Plan and Trust, embodied in plan documents including an adoption agreement and basic plan document constituting an integral part thereof, as well as various amendments required by applicable law ("Plan").

**SECTION 2.** The Plan is required by applicable tax law to be amended and restated into a restated plan document incorporating prior amendments and changes to tax laws, regulations and other guidance, including without limitation the Pension Protection Act of 2006, Heroes, Earnings Assistance and Relief Tax Act of 2008, and Worker, Retiree, and Employer Recovery Act of 2008 and subsequent legislation. For this purpose, there has been presented to the City a proposed retirement plan and trust embodied in instruments entitled "Adoption Agreement" together with a "Basic Municipal Employees Plan and Trust Agreement" ("Basic Plan Document") as an integral part thereof (together the Adoption Agreement and Basic Plan Document sometimes are referred to herein together as "Agreements"), which Agreements have been reviewed by legal counsel for the City.

**SECTION 3.** The City does hereby approve and adopt said Agreements as the amendment and restatement of the Plan, and hereby makes the designations and elections with respect to the Plan as indicated in the Adoption Agreement, to be effective on the date(s) specified in the Adoption Agreement or Basic Plan Document.

**SECTION 4.** That the Mayor is authorized to execute said Adoption Agreement and Basic Plan Document on behalf of the City, and the City Administrator is authorized and directed to provide the same to the Trustee (for its written acceptance, if determined necessary or appropriate), and if directed in this resolution or otherwise determined necessary or advisable, to cause said Agreements to be submitted, together with such supporting data as may be necessary or advisable and applicable application fee, to the Internal Revenue Service for ruling as to whether the same complies with the pertinent provisions of the Internal Revenue Code of the United States and, in particular, Sections 401(a) and 501(a) thereof, with authority to make any changes in or to the designations, elections or provisions under or of said Adoption Agreement or Basic Plan Document and take such further actions as the City Administrator determines necessary or appropriate to obtain a favorable ruling or as otherwise required for the qualified status of the Plan.

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

## **C. RESOLUTION – FIRST AMENDMENT TO RESIDENTIAL SUBDIVISION AGREEMENT – CIMARRON WOODS REPLAT TWO**

Councilmember Sell introduced and moved for the adoption of Resolution No. 13-129; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING THE EXECUTION OF THE FIRST AMENDMENT TO THE RESIDENTIAL SUBDIVISION AGREEMENT FOR THE CIMARRON WOODS REPLAT TWO SUBDIVISION.

WHEREAS, since the adoption of the Cimarron Woods Replat Two subdivision agreement, issues require an amendment to the subdivision agreement to address these changes; and

WHEREAS, for the past several months the City Engineer has been working with the SID Engineer to modify the subdivision agreement as noted below:

1. Trail connection from the park through the Cimarron Terrace apartments: Due to wetlands issues and coordination with the next phase of the apartment complex construction, an amendment is proposed to revise the trail route and timing of the construction.
2. Purchase of Lot 285, Cimarron Woods: With the opening of the splash pad in Cimarron Woods Park the City has discussed the need for the SID to acquire the vacant lot on the northeast corner of 101<sup>st</sup> Avenue and Cimarron Woods Drive to be used to accommodate additional parking demand, if needed, in the future.

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3. Maintenance of Outlot F and G: The City Engineer identified erosion repair and stabilization work that needed to be done in Outlot G and contacted the SID Engineer. It was noted in the subdivision agreement that maintenance of Outlots F and G is the responsibility of the Cimarron Woods East Homeowners Association, however the organization is not active. These outlots are owned by the SID and because there is public storm sewer runoff being conveyed through the outlots, the City Engineer agreed the SID should be allowed to undertake the stabilization work as an SID expense;

WHEREAS, the City Attorney has reviewed the documents; they have been signed by representatives of the SID and the developers;

NOW THEREFORE, BE IT RESOLVED, that the Mayor and City Council have approved the execution of the First Amendment to the Residential Subdivision Agreement for the Cimarron Woods Replat Two Subdivision, subject to such revisions that the City Administrator or City Engineer may determine necessary or advisable.

Seconded by Councilmember Hale. Councilmember Gowan asked if there had been any parking issues there. City Engineer Kottmann stated that they had not observed any and no one has brought forward any to date. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

**D. RESOLUTION – APPROVE AGREEMENT – THOMPSON CREEK WATERSHED RESTORATION – PRE-CONSTRUCTION WATER QUANTITY MONITORING AGREEMENT**

Councilmember Quick introduced and moved for the adoption of Resolution No. 13-130: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING AN AGREEMENT WITH THE U.S. GEOLOGICAL SURVEY, UNITED STATES DEPARTMENT OF THE INTERIOR FOR PRE-CONSTRUCTION WATER QUANTITY MEASUREMENT SERVICES FOR THE THOMPSON CREEK WATERSHED MANAGEMENT PROJECT.

WHEREAS, the City of La Vista has determined that it is necessary to conduct pre-construction monitoring of water quantity; and

WHEREAS, the City of La Vista as a recipient of a grant for EPA Section 319 Non-Point Source funds through the Nebraska Department of Environmental Quality (NDEQ) which required the preparation of a Quality Assurance Protocol Plan (QAPP); and

WHEREAS, within the QAPP is a requirement to conduct pre-construction monitoring of water quantity to demonstrate successful implementation of watershed management;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska to approve and agreement with the U.S. Geological Survey, United States Department of the Interior for pre-construction water quantity measurement services for the Thompson Creek Watershed Management Project and do authorize the City Administrator to sign said agreement.

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

**E. RESOLUTION – APPROVAL OF CONTRACT – REMODEL OF FIRE STATION #1**

Councilmember Crawford introduced and moved for the adoption of Resolution No. 13-131; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA

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VISTA, NEBRASKA APPROVINF A CONTRACT FOR THE REMODEL OF THE FIRST FLOOR OF THE LA VISTA FIRE STATION #1 WITH OAKHAVEN HOMES, PAPILLION, NEBRASKA, IN AN AMOUNT NOT TO EXCEED \$29,435.00.

WHEREAS, the City of La Vista entered into an Interlocal Cooperation Agreement for Fire and EMS services with the City of Papillion and the Papillion Rural Fire District; and

WHEREAS, the Interlocal Cooperation Agreement became effective on October 1, 2013; and

WHEREAS, La Vista Fire Station #1 will be staffed by career firefighters under the terms of the Interlocal Agreement and improvements to the living quarters of the fire station are needed; and

WHEREAS, the fire services transition team has recommended Oakhaven Homes to complete the project; and

WHEREAS, the La Vista Municipal Code requires all purchases under \$30,000 to be approved by the La Vista City Council.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council hereby approve a contract for the remodeling of La Vista Fire Station #1 with Oakhaven Homes, Papillion, Nebraska, in an amount not to exceed \$29,435.00.

Seconded by Councilmember Quick. Councilmember Sheehan asked why we did not go out for bids. Police Chief Lausten stated that this project is under the \$30,000. Threshold and the City worked with Papillion to obtain a contractor. La Vista has worked with this contractor before and they are local and do good work. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

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

## COMMENTS FROM THE FLOOR

There were no comments from the floor.

## F. EXECUTIVE SESSION -CONTRACT NEGOTIATIONS

At 7:18 p.m. Councilmember Crawford made a motion to go into executive session protection of the public interest for contract negotiations. Seconded by Councilmember Gowan. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried. Mayor Kindig stated the executive session would be limited to the subject matter contained in the motion.

At 7:32 p.m. the Council came out of executive session. Councilmember Crawford made a motion to reconvene in open and public session. Seconded by Councilmember Sell. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

## COMMENTS FROM MAYOR AND COUNCIL

Mayor Kindig stated that the 125<sup>th</sup> Anniversary Open House for Fitzgerald, Schorr, Barnettler and Brennan is November 20 from 4:30 – 6:30 p.m. He also stated that he, Councilmember Sheehan, Brenda, and Rita will be attending a staff meeting on Friday the 22<sup>nd</sup> to present FSBB with the Mayor's award. He stated Joe Barnettler will be there on Friday.

Councilmember Crawford stated that he feels an area to honor Veterans is necessary sooner than when the Civic Park is created. Mayor Kindig directed staff to look at areas and ideas and bring a recommendation back to Council.

# MINUTE RECORD

November 19, 2013

No. 729 -- REEDIE & COMPANY, INC., OMAHA E1107788LD

At 7:40 p.m. Councilmember Hale made a motion to adjourn the meeting. Seconded by Councilmember Sheehan. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

PASSED AND APPROVED THIS 3RD DAY OF DECEMBER, 2013

CITY OF LA VISTA

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

ATTEST:

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

## MEETING OF THE LIBRARY ADVISORY BOARD CITY OF LA VISTA

### MINUTES OF MEETING November 14, 2013

Members Present: Rose Barcal Jill Frederick Huyen-Yen Hoang  
Valerie Russell Kim Schmit-Pokorny Carol Westlund

#### Agenda Item #1: Call to Order

The meeting was called to order at 5:31 p.m.

#### Agenda Item #2: Announcement of Location of Posted Open Meetings Act

An announcement was made of the location of the posted copy of the Open Meetings Act for public reference.

#### Agenda Item #3: Introductions

There were no introductions made.

#### Agenda Item #4: Approval of Minutes of September 12, 2013 Meeting

It was moved by Frederick and seconded by Schmit-Pokorny that the minutes be accepted as presented. Ayes: all. Nays: none. Motion carried.

#### Agenda Item #5: Library Director's Report

- a. Programs: an overview of various programs was given including a possible GED preparation class that would take place in 2014.
- b. Employee updates were given.
- c. Library Meetings were reviewed including Project Search which includes an intern position in February, the Directors' meeting and the meeting of Sarpy County librarians.
- d. General Library Information included the extension of database information for Ebsco which includes ConsumerReports.org.

#### Agenda Item #6: Circulation Report

Library Director Barcal distributed the final circulation report. The report was discussed and accepted.

#### Agenda Item #7: Old Business

- a. Current and future grants were reviewed.
  - i) Youth Grant for Excellence 2013 submitted for a 3D printer was sent. It was announced recently that this has been fully awarded. The grant includes teens holding instructional classes for adults and children.
  - ii) Scholarship to attend the Conference for Association for Rural and Small Libraries. Staff member, Rose Barcal, sent in an application to attend this national conference which was held in Omaha in September 2013. The award was granted.
  - iii) Created Equal: America's Civil Rights Struggle from Gilder Lehrman Institute of American History. This grant was submitted to provide informational programming concerning Civil Rights. A support letter was provided by Dean of Sarpy Center with

Metropolitan Community College, Robin Hixson. This grant was awarded. Programming will be October of 2015.

- iv) Civil War 150: There will be a 3 week exhibit at the Library beginning October 13<sup>th</sup> through November 3<sup>rd</sup>. An open house will be held. The grant included \$1,000 for programming. A committee has been formed to assist with the planning.
- v) American Recovery and Reinvestment Act for the Nebraska Library Commission Broadband Technology Opportunities Program has been finalized. A concluding survey was completed.

- b. Boards and Commissions Manual. City Administration and staff are reviewing and finalizing the manual.
- c. Policy Review: Volunteers. The policy was distributed to staff for feedback. No changes were received. The Board did not have any edits so the policy will remain as issued in 2006.

Agenda Item #8: New Business

- a. State Aid Report FY13. Statistics are being gathered for the annual report. Submission is due by February 2014.
- b. Gate Count. The end of year count was 105,535 which was an increase from the last fiscal year by 1,004 attendees to the library.
- c. Meeting Dates:
  - i. January 9
  - ii. March 13
  - iii. May 8
  - iv. July 10
  - v. September 11
  - vi. November 13

It was moved by Schmit-Pokorny and seconded by Frederick that the 2014 meeting dates accepted as presented. Ayes: all. Nays: none. Motion carried.

- d. President and Secretary. Thank you to Frederick for holding the president position and to Schmit-Pokorny for holding the secretary position for 2013. Their time is much appreciated. Elections for the office of president and secretary were held: Schmit-Pokorny made a motion and Frederick seconded to close nominations and a unanimous ballot cast for Hoang as President. Ayes: all. Nays: none. Motion carried. Schmit-Pokorny then made a motion and Frederick seconded to close nominations and a unanimous ballot cast for Westlund as Secretary. Ayes: all. Nays: none. Motion carried.

Agenda Item #9: Comments from the Floor

There were no comments from the floor.

Agenda Item #10: Comments from the Board

Schmit-Pokorny inquired about the banned book, Eleanor & Park, by Rainbow Rowell, a former Nebraskan. A discussion was held concerning censorship and banning books. Frederick suggested a banned book program at the library. This will be taken to staff.

There was a motion by Westlund and seconded by Frederick to adjourn the meeting at 6:02 p.m.

The next meeting is scheduled for January 9, 2014 at 5:30 p.m. at the La Vista Public Library, Conference Room #142.



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

**PLANNING COMMISSION MINUTES**  
**SEPTEMBER 19, 2013**

The City of La Vista Planning Commission held a meeting on Thursday, September 19, 2013, in the Harold "Andy" Anderson Council Chamber at La Vista City Hall, 8116 Park View Boulevard. Chairman Krzywicki called the meeting to order at 7:00 p.m. with the following members present: Tom Miller, Krzywicki, Malmquist, Gahan, Andsager, and Alexander. Members absent were: Circo, Nielsen and Lowell Miller. Also in attendance were Christopher Solberg, City Planner, Ann Birch, Community Development Director, and John Kottmann, 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**

- a. The meeting was called to order by Chairman Krzywicki at 7:00 p.m. Copies of the agenda and staff reports were made available to the public.

**2. Approval of Meeting Minutes – August 15, 2013**

- a. Gahan moved, seconded by Tom Miller to approve the August 15, 2013 minutes as submitted. **Ayes:** Tom Miller, Krzywicki, Malmquist, Gahan, Andsager, and Alexander. **Nays:** None. **Abstain:** None. **Absent:** Circo, Nielsen and Lowell Miller. **Motion Carried.** (6-0)

**3. Old Business**

None.

**4. New Business**

**A. Public Hearing regarding Lakeview South II Replat 5**

- i. **Staff Report:** Solberg explained the request is to consolidate Lot 4, Lakeview South II, and Lot 4, Lakeview South Replat 3, into a single lot for development. Staff recommends approval of the replat.
- ii. **Public Hearing Opened:** Malmquist moved, seconded by Alexander to open the public hearing. **Ayes:** Tom Miller, Krzywicki, Malmquist, Gahan, Andsager and Alexander. **Nays:** None. **Abstain:** None. **Absent:** Circo, Nielsen and Lowell Miller. **Motion Carried.** (6-0)

Mark Westergard, E & A Consulting, representing the owner explained that Bobcat of Omaha on Highway 50 is looking to expand their parking area, have an area to display some of their machinery, and also to have an area where they can have a demonstration area, they call it a "play in the dirt" area, where they

demonstrate some of their equipment. They are a growing company and in order to expand they need to combine two lots. What is before the Planning Commission is three items, a preliminary plat, final plat, and an amendment to their conditional use permit. They have addressed all the items that were a concern to staff.

Krzywicki asked if the entire area around the current building unpaved.

Mr. Westergard explained it is paved.

Krzywicki asked if the additional area for the demonstrations will be paved.

Mr. Westergard explained the parking area and the display area will be paved but the area for demonstration for using the equipment would not be.

Krzywicki asked if there was any concern by the city about dust or other impacts to the area.

Solberg explained staff's main concern about the demonstration area was regarding run off.

Kottmann explained the post construction storm water management plan would include dust provisions. Kottmann included a comment in his review that water should be available if it needs to be applied during a dusty time.

- iii. **Public Hearing Closed:** Malmquist moved, seconded by Andsager to close the public hearing. **Ayes:** Tom Miller, Krzywicki, Malmquist, Gahan, Andsager and Alexander. **Nays:** None. **Abstain:** None. **Absent:** Circo, Nielsen and Tom Miller. **Motion Carried.** (6-0)
- iv. **Recommendation:** Malmquist moved, seconded by Gahan to recommend approval of the application by Retreat Financial, LLC, for Lakeview South II Replat 5. **Ayes:** Tom Miller, Krzywicki, Malmquist, Gahan, Andsager and Alexander. **Nays:** None. **Abstain:** None. **Absent:** Circo, Nielsen and Lowell Miller. **Motion Carried.** (6-0)

**B. Public Hearing regarding Conditional Use Permit – Farm Implement Sales and Service – Lot 4, Lakeview South II, and Lot 2, Lakeview South II Replat 3, Sarpy County, Nebraska**

- i. **Staff Report:** Solberg explained this was the same applicant as the replat. They are requesting a conditional use permit to operate a farm implement sales and service facility. They currently have a facility on the main lot however in order to expand their business they need to obtain a conditional use permit. They were previously under Sarpy County's jurisdiction and a conditional use permit was not required. Staff recommends approval.
- ii. **Public Hearing Opened:** Tom Miller moved, seconded by Gahan to open the public hearing. **Ayes:** Tom Miller, Krzywicki, Malmquist, Gahan, Andsager and Alexander. **Nays:** None. **Abstain:** None. **Absent:** Circo, Nielsen and Lowell Miller.

***Motion Carried. (6-0)***

Mark Westergard, E & A Consulting, was present to represent the applicant. He had no further comments.

- iii. **Public Hearing Closed:** Malmquist moved, seconded by Andsager to close the public hearing. **Ayes:** *Tom Miller, Krzywicki, Malmquist, Gahan, Andsager and Alexander.* **Nays:** *None.* **Abstain:** *None.* **Absent:** *Circo, Nielsen and Lowell Miller.*  
***Motion Carried. (6-0)***
  
- iv. **Recommendation:** Gahan moved, seconded by Malmquist to recommend approval of the conditional use permit for Retreat Financial, LLC, for farm implement sales and service on Lot 4, Lakeview South II, and Lot 2, Lakeview South II Replat 3. **Ayes:** *Tom Miller, Krzywicki, Malmquist, Gahan, Andsager and Alexander.* **Nays:** *None.* **Abstain:** *None.* **Absent:** *Circo, Nielsen and Lowell Miller.*  
***Motion Carried. (6-0)***

**C. Public Hearing regarding Conditional Use Permit – Indoor Recreation Facility, Lot 4, I-80 Industrial Park, Sarpy County, Nebraska**

- i. **Staff Report:** Solberg explained Millard Athletic Association is requesting to use a bay within an existing industrial building as an indoor training facility for baseball, football and softball practice. The bay is approximately 40,000 square feet in size. Staff recommends approval.
  
- ii. **Public Hearing Opened:** Malmquist moved, seconded by Alexander to open the public hearing. **Ayes:** *Tom Miller, Krzywicki, Malmquist, Gahan, Andsager and Alexander.* **Nays:** *None.* **Abstain:** *None.* **Absent:** *Circo, Nielsen and Lowell Miller.*  
***Motion Carried. (6-0)***

Nick Dafney, Abrahams, Kaslow & Cassman, representing the applicant as an attorney and as vice-chairman of the Board. Also present was Mitch Campbell who is chairman of the Board for the Millard Athletic Association. The application is for a conditional use permit for an indoor recreation facility to train Millard Athletic Association's youth athletes in the areas of softball, baseball and football.

Malmquist asked if this is a new venture.

Mr. Dafney stated yes, the organization is over 70 years old and has been moving toward some projects they wanted to pursue. They wanted to do an indoor facility for some time but it has been hard to find a building without the extensive columns and low ceilings. So when this space opened up and the opportunity presented itself, the association was excited and starting looking at pricing artificial turf and netting.

Malmquist asked if the youth that would participate would be members of the Millard Athletic Association teams.

Mr. Dafney stated yes, that is their goal. They have engaged some coaches and the intention is to focus on their athletes.

Malmquist asked if they have looked at the conditions on the conditional use permit and are able to comply with them.

Mr. Dafney stated yes, the conditions fall in line with their intended use of the facility and the volume of activities.

- iii. **Public Hearing Closed:** Tom Miller moved, seconded by Malmquist to close the public hearing. **Ayes:** Tom Miller, Krzywicki, Malmquist, Gahan, Andsager and Alexander. **Nays:** None. **Abstain:** None. **Absent:** Circo, Nielsen and Lowell Miller. **Motion Carried.** (6-0)
- iv. **Recommendation:** Tom Miller moved, seconded by Malmquist to recommend approval of the conditional use permit for Millard Athletic Association on Lot 4, I-80 Industrial Park. **Ayes:** Tom Miller, Krzywicki, Malmquist, Gahan, Andsager and Alexander. **Nays:** None. **Abstain:** None. **Absent:** Circo, Nielsen and Lowell Miller. **Motion Carried.** (6-0)

#### 5. Comments from the Floor

None.

#### 6. Comments from the Planning Commission

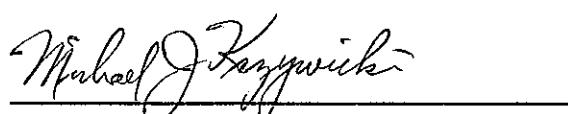
Solberg noted there is a copy of *The Commissioner* magazine on their desks. Also, NPZA is planning a workshop for Planning Commission members in Omaha at the Mattress Factory in October. If members are interested in attending, let Chris know and the fee is paid by the city.

#### 7. Adjournment

Gahan moved, seconded by Andsager to adjourn. **Ayes:** Tom Miller, Krzywicki, Malmquist, Gahan, Andsager and Alexander. **Nays:** None. **Abstain:** None. **Absent:** Circo, Nielsen and Lowell Miller. **Motion Carried.** (6-0)

Reviewed by Planning Commission:

  
\_\_\_\_\_  
Planning Commission Secretary

  
\_\_\_\_\_  
Planning Commission Chairperson

11-21-2013

Approval Date

## Invoice



FELSBURG  
HOLT &  
ULLEVIG

connecting and enhancing communities

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

November 11, 2013  
Project No: 112094-01  
Invoice No: 10477

Mr. John Kottmann, PE  
City Engineer  
City of La Vista  
8116 Park View Blvd  
La Vista, NE 68128

Project 112094-01 Giles Road Signal Coordination  
Project Number MAPA 5129(1)  
Control Number 22485

**Professional Services for the Period: October 01, 2013 to October 31, 2013**

Phase 06 Shop Drawings  
Professional Personnel

	Hours	Rate	Amount
Engineer IV			
Meisinger, Mark	6.50	37.98	246.87
Labor	6.50		246.87
Total Labor		2.5521 times	246.87
			630.04

**Fixed Fee**

13% Fee	13.00 % of 630.04	81.91
		81.91
<b>Total Fixed Fee</b>		<b>81.91</b>
	<b>Phase Sub-Total</b>	<b>\$711.95</b>

Phase ODC Other Direct Costs  
In-House Units

Vehicle per mile Federal	31.4 Miles @ 0.565	17.74
B&W Printing	15.0 B&W Prints @ 0.08	1.20
Color Printing	6.0 Prints @ 0.19	1.14
<b>Total In-House</b>		<b>20.08</b>
	<b>Phase Sub-Total</b>	<b>\$20.08</b>

**TOTAL AMOUNT DUE** **\$732.03**

**Billed-To-Date Summary**

	Current	Prior	Total	
Labor	630.04	9,622.06	10,252.10	O.K. to pay
Expense	0.00	30.73	30.73	05.71.0856.03
In-House	20.08	102.36	122.44	
Fixed Fee	81.91	1,238.44	1,320.35	
<b>Totals</b>	<b>732.03</b>	<b>10,993.59</b>	<b>11,725.62</b>	I actually funded, no federal aid for PE services

Invoice is due upon receipt.

Project Manager Mark Meisinger

Consent 12/3/13

Invoice is due upon receipt.

11-18-2013

JK



FELSBURG  
HOLT &  
ULLEVIG

connecting and enhancing communities

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

November 18, 2013  
Project No: 113112-01  
Invoice No: 10548

Mr. John Kottmann, PE  
City Engineer  
City of La Vista  
8116 Park View Blvd  
La Vista, NE 68128

Project 113112-01 Hell Creek Channel Improvements Phase II  
CIP Project No. PWST-13-010

Professional Services for the Period: October 01, 2013 to October 31, 2013

Phase 002 Wetlands and Permitting

**Professional Personnel**

	Hours	Rate	Amount
Env Scientist/Planner IV			
Baumert, Anthony	12.00	120.00	1,440.00
Labor	12.00		1,440.00
<b>Total Labor</b>			<b>1,440.00</b>
		<b>Phase Sub-Total</b>	<b>\$1,440.00</b>

Phase 003 Preliminary Design

**Professional Personnel**

	Hours	Rate	Amount
Engineer V			
Lampe, David	12.00	135.00	1,620.00
Engineer I			
Joy, Stacey	14.75	80.00	1,180.00
Administrative			
Strub, Mary	.25	80.00	20.00
Labor	27.00		2,820.00
<b>Total Labor</b>			<b>2,820.00</b>
		<b>Phase Sub-Total</b>	<b>\$2,820.00</b>

Phase ODC Other Direct Costs

**Reimbursable Expenses**

Mileage	11.30		
<b>Total Reimbursables</b>	<b>11.30</b>	<b>11.30</b>	

**In-House Units**

B&W Printing	1.0 B&W Print @ 0.08	.08	
Color Printing	15.0 Prints @ 0.19	2.85	
Plotting Materials	98.69 SF @ 0.24	23.69	
<b>Total In-House</b>	<b>26.62</b>	<b>26.62</b>	
		<b>Phase Sub-Total</b>	<b>\$37.92</b>

Phase SUBS Subconsultants

**Subconsultants**

Project	113112-01	Hell Creek Channel Improvements Phase II	Invoice	10548
Olsson Associates		742.00		
<b>Total Subconsultants</b>		<b>742.00</b>	<b>742.00</b>	
		<b>Phase Sub-Total</b>		<b>\$742.00</b>
			<b>TOTAL AMOUNT DUE</b>	<b>\$5,039.92</b>

**Billed-To-Date Summary**

	Current	Prior	Total
Labor	4,260.00	34,425.00	38,685.00
Subconsultant	742.00	34,011.72	34,753.72
Expense	11.30	255.69	266.99
In-House	26.62	76.79	103.41
<b>Totals</b>	<b>5,039.92</b>	<b>68,769.20</b>	<b>73,809.12</b>

Project Manager      David Lampe

O.K. to pay  
AMK 11/25/2013  
05.71.0865.02

Consent  
12/3



November 22, 2013

Mayor & Council Members

**CERTIFICATE OF COMPLETION**

**QUIET ZONE CROSSING IMPROVEMENTS**

**LA VISTA QUIET ZONE**

**CIP PROJECT NO. PWST-08-008**

I hereby certify that TAB Construction Company has completed the construction of the above-referenced project in substantial compliance with the plans and specifications.

The work was satisfactorily performed and final payment is recommended.

Submitted by:



John M. Kottmann, P.E.

City Engineer

**City Hall**  
8116 Park View Blvd.  
La Vista, NE 68128-2198  
p: 402-331-4343  
f: 402-331-4375

**Community Development**  
8116 Park View Blvd.  
p: 402-331-4343  
f: 402-331-4375

**Fire**  
8110 Park View Blvd.  
p: 402-331-4748  
f: 402-331-0410

**Golf Course**  
8305 Park View Blvd.  
p: 402-339-9147

**Library**  
9110 Giles Rd.  
p: 402-537-3900  
f: 402-537-3902

**Police**  
7701 South 96th St.  
p: 402-331-1582  
f: 402-331-7210

**Public Works**  
9900 Cornhusker Rd.  
p: 402-331-8927  
f: 402-331-1051

**Recreation**  
8116 Park View Blvd.  
p: 402-331-3455  
f: 402-331-0299



TAB HOLDING COMPANY, INC.  
4153 SOUTH 67TH STREET  
OMAHA, NE 68117  
402-331-1244

INVOICE

A.7

To:  
CITY OF LAVISTA  
PUBLIC WORKS DEPARTMENT  
9900 PORTAL ROAD  
LA VISTA, NE 68128

Job #: 12-0792  
Location: QUIET ZONE IMPROVEMENTS  
Project #:   
Date: November 18, 2013  
Payment request #: EST.#00003  
Invoice #: 4821  
Period covered: November 18, 2013

Item	Description	Estimated Units	Unit of measure	Unit Price	Current Quantity	Current Billing	Quantity to Date	Total Billing to Date
01	REMOVE ASPHALT PAVEMENT	7.00	SY	\$ 25.00			7.00 \$	175.00
02	REMOVE CONCRETE PAVEMENT	8.00	SY	\$ 68.00			8.00 \$	544.00
03	TACKED-ON CONCRETE MEDIAN	2,137.00	SF	\$ 12.00			2,137.00 \$	25,644.00
04	9" CONCRETE PAVEMENT TYPE L85	397.00	SY	\$ 62.00			397.00 \$	24,614.00
05	9" CONCRETE DRIVEWAY TYPE L85	26.00	SY	\$ 113.00			26.00 \$	2,938.00
06	ASPHALT PAVEMENT 9" PG 64-22	28.72	SY	\$ 170.00			28.72 \$	4,882.40
07	REMOVE CURB & GUTTER	126.00	LF	\$ 10.00			126.00 \$	1,260.00
08	AGGREGATE SURFACE COURSE	13.00	SY	\$ 38.00			13.00 \$	494.00
09	EARTHWORK EMBANKMENT, EST QTY	43.00	CY	\$ 21.50	43.00 \$	924.50	43.00 \$	924.50
10	EARTHWORK EXCAVATION, EST QTY	75.00	CY	\$ 10.50	75.00 \$	787.50	75.00 \$	787.50
11	SEEDING - TYPE "A"	0.00	SY	\$ 2.00			0.00 \$	0.00
12	REMOVE PAVEMENT MARKINGS	2,421.00	LF	\$ 0.85	-116.00 \$	-98.60	2,421.00 \$	2,057.85
13	PERM PAINT PVMT MARKS 4" WHITE	2,421.00	LF	\$ 0.70	-116.00 \$	-81.20	2,421.00 \$	1,694.70
14	PERM PAINT PVMT MARKS 24" WHIT	48.00	LF	\$ 9.00			48.00 \$	432.00
15	PERM PAINT PVMT MARK RR SYMBOL	6.00	EA	\$ 160.00			6.00 \$	960.00
16	INSTALL TRAFFIC SIGNS & POSTS	1.00	LS	\$ 2,500.00			1.00 \$	2,500.00
17	INSTALL TUBULAR MARKERS	109.00	EA	\$ 55.00	1.00 \$	55.00	109.00 \$	5,995.00
18	MOBILIZATION	1.00	LS	\$ 12,000.00			1.00 \$	12,000.00
87	SEEDING - TYPE "A"	1,116.00	SY	\$ 1.35	1,116.00 \$	1,506.60	1,116.00 \$	1,506.60
88	AGGREGATE SURFACE COURSE	10.00	SY	\$ 38.00	10.00 \$	380.00	10.00 \$	380.00
89	INCREASE QTY 24" PVT MARKING	78.00	LF	\$ 9.00			78.00 \$	702.00
90	REPLACE 2 PANELS	38.00	SY	\$ 118.95			38.00 \$	4,520.10
91	RMV CONCRETE PVT; 132ND ST WIDENIN	29.50	SY	\$ 35.60	29.50 \$	1,050.20	29.50 \$	1,050.20
92	GRIND EX CURB HEAD, 132ND ST	8.00	LF	\$ 27.40			8.00 \$	219.20
93	MODIFY SIGN POST BASES	6.00	EA	\$ 32.55			6.00 \$	195.30
94	RELOCATE EX SIGN PLATE ON EX POST	2.00	EA	\$ 63.00			2.00 \$	126.00
95	RELOCATE EX SIGN PLATE & EX SIGN PO	1.00	EA	\$ 63.00	-1.00 \$	-63.00	1.00 \$	63.00

96	PAINT MEDIAN NOSES	3.00	EA	\$	136.50		3.00	\$	409.50		
97	COVER NO HORN SIGNS	6.00	EA	\$	15.75		6.00	\$	94.50		
98	9" CONCRETE PAVEMENT TYPE L85	45.00	SY	\$	62.00	45.00	\$	2,790.00	45.00	\$	2,790.00
99	9" CONCRETE DRIVEWAY TYPE L85	29.40	SY	\$	113.00	29.40	\$	3,322.20	29.40	\$	3,322.20

Current Estimate Total	\$	10,573.20
Prior Retainage Held	\$	9,270.84
<b>Final Estimate Due</b>	<b>\$</b>	<b>19,844.04</b>

#### Contract Summary

Original contract amount	\$	86,173.85
Approved changes	\$	17,107.70
Revised contract amount	\$	103,281.55
Invoiced to date	\$	<u>103,281.55</u>
Percent billed		100.00%
Retainage balance	\$	0.00

#### Payment Summary

Deposit date	11/08/13
	11/22/13

Amount  
40,594.59  
42,842.92  
83,437.51

O.K. to pay

05.71.0824.03

8 MK

11-22-2013

Consent Agenda 12/3/13

BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
1 Bank of Nebraska (600-873)									
46290 Payroll Checks									
Thru	46302								
46303 Gap in Checks									
Thru	112897								
112898	11/20/2013	4945	ENTERPRISE FM TRUST			981.48			**MANUAL**
112899	11/20/2013	143	THOMPSON DREESSEN & DORNER			366.00			**MANUAL**
112900	11/20/2013	328	SWAIN CONSTRUCTION INC			8,269.83			**MANUAL**
112901	11/20/2013	3511	TAB HOLDING COMPANY INC			42,842.92			**MANUAL**
112902	11/20/2013	143	THOMPSON DREESSEN & DORNER			10,864.57			**MANUAL**
112903	11/20/2013	4653	RDG PLANNING & DESIGN			3,749.04			**MANUAL**
112904	11/20/2013	192	ICMA - D C			5,550.00			**MANUAL**
112905	11/22/2013	4151	HUNDEN STRATEGIC PARTNERS			4,992.50			**MANUAL**
112906 Gap in Checks									
112907	11/22/2013	4947	BNSF RAILWAY COMPANY			7,702.50			**MANUAL**
112908	11/22/2013	3702	LAUGHLIN, KATHLEEN A, TRUSTEE			437.00			**MANUAL**
112909	11/22/2013	4867	VAN RU CREDIT CORPORATION			31.42			**MANUAL**
112910	12/03/2013	571	ALAMAR UNIFORMS			.00	**CLEARED**	**VOIDED**	
112911	12/03/2013	571	ALAMAR UNIFORMS			721.47			
112912	12/03/2013	4949	APA-NEBRASKA CHAPTER			70.00			
112913	12/03/2013	536	ARAMARK UNIFORM SERVICES INC			24.62			
112914	12/03/2013	680	ARBOR DAY FOUNDATION			15.00			
112915	12/03/2013	188	ASPHALT & CONCRETE MATERIALS			94.50			
112916	12/03/2013	201	BAKER & TAYLOR BOOKS			3,776.47			
112917	12/03/2013	1839	BCDM-BERINGER CIACCIO DENNELL			1,890.00			
112918	12/03/2013	929	BEACON BUILDING SERVICES			6,712.00			
112919	12/03/2013	4781	BISHOP BUSINESS EQUIPMENT			88.80			
112920	12/03/2013	196	BLACK HILLS ENERGY			4,553.75			
112921	12/03/2013	3760	BUETHE, PAM			56.50			
112922	12/03/2013	76	BUILDERS SUPPLY CO INC			86.17			
112923	12/03/2013	1294	CAPSTONE			1,639.41			
112924	12/03/2013	3336	CELEBRITY STAFFING-OMAHA			591.15			
112925	12/03/2013	2285	CENTER POINT PUBLISHING			215.70			
112926	12/03/2013	219	CENTURY LINK			1,046.31			
112927	12/03/2013	1195	CHEMSEARCH			190.00			
112928	12/03/2013	244	CHILD'S WORLD INCORPORATED			466.80			
112929	12/03/2013	152	CITY OF OMAHA			124,448.41			
112930	12/03/2013	152	CITY OF OMAHA			22.59			
112931	12/03/2013	4789	COLIBRI SYSTEMS NORTH AMER INC			202.50			
112932	12/03/2013	3176	COMP CHOICE INC			1,002.50			
112933	12/03/2013	4615	CONSOLIDATED MANAGEMENT			167.00			
112934	12/03/2013	836	CORNHUSKER INTL TRUCKS INC			54.32			
112935	12/03/2013	272	COUNCIL OF STATE GOVERNMENTS			112.50			
112936	12/03/2013	2158	COX COMMUNICATIONS			.00	**CLEARED**	**VOIDED**	
112937	12/03/2013	2158	COX COMMUNICATIONS			.00	**CLEARED**	**VOIDED**	
112938	12/03/2013	2158	COX COMMUNICATIONS			352.86			

BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
112939	12/03/2013	4126	CREW OMAHA METRO	285.00					
112940	12/03/2013	3793	DEIML, KEITH	1,062.50					
112941	12/03/2013	619	DELL MARKETING L.P.	913.23					
112942	12/03/2013	619	DELL MARKETING L.P.	1,094.53					
112943	12/03/2013	364	DULTMEIER SALES & SERVICE	22.12					
112944	12/03/2013	4942	DYE, ALLISON	7.99					
112945	12/03/2013	2983	EAGLE ENGRAVING	136.24					
112946	12/03/2013	632	EASTERN LIBRARY SYSTEM	34.00					
112947	12/03/2013	3334	EDGEWEAR SCREEN PRINTING	462.00					
112948	12/03/2013	4786	ENO-A-EASTERN NE ON AGING	300.00					
112949	12/03/2013	3460	FEDEX	239.39					
112950	12/03/2013	1235	FEDEX KINKO'S	1,935.08					
112951	12/03/2013	1245	FILTER CARE	16.30					
112952	12/03/2013	3415	FOCUS PRINTING	4,734.38					
112953	12/03/2013	3132	FORT DEARBORN LIFE INS COMPANY	1,323.00					
112954	12/03/2013	1344	GALE	192.67					
112955	12/03/2013	1161	GALLS, AN ARAMARK COMPANY	119.43					
112956	12/03/2013	1248	GASSERT, MIKE	498.00					
112957	12/03/2013	53	GCR TIRE CENTERS	104.96					
112958	12/03/2013	2981	GLOCK PROFESSIONAL INC	195.00					
112959	12/03/2013	4767	GOLEY, CHRIS	100.00					
112960	12/03/2013	826	GOVERNMENT FINANCE OFFICER'S	190.00					
112961	12/03/2013	285	GRAYBAR ELECTRIC COMPANY INC	127.16					
112962	12/03/2013	4086	GREAT PLAINS UNIFORMS	74.50					
112963	12/03/2013	1044	H & H CHEVROLET LLC	201.76					
112964	12/03/2013	426	HANEY SHOE STORE	111.95					
112965	12/03/2013	387	HARM'S CONCRETE INC	2,548.00					
112966	12/03/2013	1403	HELGET GAS PRODUCTS INC	45.00					
112967	12/03/2013	1612	HY-VEE INC	57.00					
112968	12/03/2013	1760	INTERSTATE ALL BATTERY CENTER	109.50					
112969	12/03/2013	1054	KLINKER, MARK A	200.00					
112970	12/03/2013	2057	LA VISTA COMMUNITY FOUNDATION	50.00					
112971	12/03/2013	4425	LANDPORT SYSTEMS INC	125.00					
112972	12/03/2013	1241	LEAGUE ASSN OF RISK MGMT	459.49					
112973	12/03/2013	231	LEAGUE OF NEBRASKA MUNICIPAL	2,560.00					
112974	12/03/2013	4213	LIBERTY FLAG & SPECIALTY CO	280.70					
112975	12/03/2013	4784	LIBRARY IDEAS LLC	1.50					
112976	12/03/2013	1573	LOGAN CONTRACTORS SUPPLY	22.50					
112977	12/03/2013	544	MAPA-METRO AREA PLANNING AGNCY	140.00					
112978	12/03/2013	877	MATHESON TRI-GAS INC	197.67					
112979	12/03/2013	4084	MAX'S BODY SHOP INCORPORATED	4,377.46					
112980	12/03/2013	153	METRO AREA TRANSIT	590.00					
112981	12/03/2013	872	METROPOLITAN COMMUNITY COLLEGE	15,598.50					
112982	12/03/2013	553	METROPOLITAN UTILITIES DIST.	.00	**CLEARED**	**VOIDED**			
112983	12/03/2013	553	METROPOLITAN UTILITIES DIST.	1,947.41					
112984	12/03/2013	98	MICHAEL TODD AND COMPANY INC	825.35					
112985	12/03/2013	640	MID CONTINENT SAFETY LLC	80.00					
112986	12/03/2013	371	MIDWEST SERVICE AND SALES CO	86.00					
112987	12/03/2013	2299	MIDWEST TAPE	1,732.89					
112988	12/03/2013	589	MONARCH TIRES & WHEELS INC	80.00					
112989	12/03/2013	2818	MULHALL'S	199.00					
112990	12/03/2013	4946	NACO PLANNING & ZONING	50.00					
112991	12/03/2013	808	NEWMAN TRAFFIC SIGNS INC	.00	**CLEARED**	**VOIDED**			

BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
112992	12/03/2013	808	NEWMAN TRAFFIC SIGNS INC			1,982.64			
112993	12/03/2013	1045	NEWSBANK			2,395.00			
112994	12/03/2013	408	NOBBIES INC			27.86			
112995	12/03/2013	179	NUTS AND BOLTS INCORPORATED			140.84			
112996	12/03/2013	3504	OCCUVAX, LLC			207.00			
112997	12/03/2013	1808	OCLC INC			91.48			
112998	12/03/2013	1014	OFFICE DEPOT INC			.00	**CLEARED**	**VOIDED**	
112999	12/03/2013	1014	OFFICE DEPOT INC			955.29			
113000	12/03/2013	4815	ONE CALL CONCEPTS INC			38.75			
113001	12/03/2013	2686	PARAMOUNT LINEN & UNIFORM			160.37			
113002	12/03/2013	4654	PAYFLEX SYSTEMS USA INC			250.00			
113003	12/03/2013	3089	PFEIFER, VICKI			400.00			
113004	12/03/2013	4808	PFEIFER, VICKI			100.00			
113005	12/03/2013	74	PITNEY BOWES INC-PA			204.00			
113006	12/03/2013	1784	PLAINS EQUIPMENT GROUP			284.68			
113007	12/03/2013	4447	PPE INCORPORATED			1,400.00			
113008	12/03/2013	2387	PROFESSIONAL GROUNDS MGMT SOC			175.00			
113009	12/03/2013	962	QUINN, JEFF			150.00			
113010	12/03/2013	3774	RETRIEVEX			97.48			
113011	12/03/2013	604	ROURKE PUBLISHING COMPANY			446.92			
113012	12/03/2013	4228	RUNZA RESTAURANT			960.00			
113013	12/03/2013	2240	SARPY COUNTY COURTHOUSE			3,960.21			
113014	12/03/2013	150	SARPY COUNTY TREASURER			29,097.00			
113015	12/03/2013	4062	SECURITY EQUIPMENT INC.			11,462.00			
113016	12/03/2013	4641	SHRED-SAFE LLC 2011-2012			85.00			
113017	12/03/2013	3707	SMITH, MELANIE			100.00			
113018	12/03/2013	3838	SPRINT			62.11			
113019	12/03/2013	3838	SPRINT			119.97			
113020	12/03/2013	1149	STATE FIRE MARSHAL			100.00			
113021	12/03/2013	4276	SUPERIOR VISION SVCS INC			391.52			
113022	12/03/2013	4798	SYMBOL ARTS LLC			143.00			
113023	12/03/2013	1416	TELEVISION EQUIP ASSOCS INC			59.68			
113024	12/03/2013	822	THERMO KING CHRISTENSEN			154.74			
113025	12/03/2013	4941	THOMAS, DONNA			80.00			
113026	12/03/2013	143	THOMPSON DREESSEN & DORNER			4,609.10			
113027	12/03/2013	2337	VALUATION SERVICES			26,000.00			
113028	12/03/2013	809	VERIZON WIRELESS			91.37			
113029	12/03/2013	809	VERIZON WIRELESS			175.61			
113030	12/03/2013	809	VERIZON WIRELESS			159.72			
113031	12/03/2013	1174	WAL-MART COMMUNITY BRC			.00	**CLEARED**	**VOIDED**	
113032	12/03/2013	1174	WAL-MART COMMUNITY BRC			988.83			
113033	12/03/2013	3150	WHITE CAP CONSTR SUPPLY/HDS			188.16			
113034	12/03/2013	492	WINGATE BY WYNDHAM			1,709.05			
113035	12/03/2013	4948	WINTER, JAMES A			260.00			
113036	12/03/2013	984	ZIMCO SUPPLY COMPANY			140.00			
113037	12/03/2013	3836	ZOO BOOKS MAGAZINE			24.95			

610601 Payroll Checks

Thru 629401

APCHCKRP  
02.05.13

Tue Nov 26, 2013 10:08 AM

\*\*\*\*  
City of LaVista  
ACCOUNTS PAYABLE CHECK REGISTER

OPER: HF

PAGE 4

BANK NO BANK NAME

CHECK NO DATE VENDOR NO VENDOR NAME

CHECK AMOUNT CLEARED VOIDED MANUAL

BANK TOTAL	371,862.08
OUTSTANDING	371,862.08
CLEARED	.00
VOIDED	.00

FUND	TOTAL	OUTSTANDING	CLEARED	VOIDED
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01 GENERAL FUND	154,587.41	154,587.41	.00	.00
02 SEWER FUND	134,651.73	134,651.73	.00	.00
04 BOND(S) DEBT SERVICE FUND	21.66	21.66	.00	.00
05 CONSTRUCTION	69,679.82	69,679.82	.00	.00
08 LOTTERY FUND	11,963.06	11,963.06	.00	.00
09 GOLF COURSE FUND	958.40	958.40	.00	.00

REPORT TOTAL	371,862.08
OUTSTANDING	371,862.08
CLEARED	.00
VOIDED	.00

+Gross Payroll 11/22/13 250,279.20

GRAND TOTAL \$622,141.28

APPROVED BY COUNCIL MEMBERS 12/03/13

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

**OAKHAVEN HOMES, INC.**

501 East Gold Coast Road, Suite 100  
Papillion, NE 68046

**Invoice**

Date	Invoice #
11/27/2013	650

Bill To
City of Lavista 8116 Park View Blvd. La Vista, NE 68128

Description	Amount
Deposit - District 1 Fire Station Remodel	3,435.00

*Consent Agency  
OK  
M  
01.*

Thanks for choosing Oakhaven Homes as your contractor. We look forward to working with you!

**Total** **\$3,435.00**

ITEM B

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
DECEMBER 3, 2013 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
INSTALLATION OF STOP SIGN 110 <sup>TH</sup> AND OLIVE ST. INTERSECTION	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOHN KOTTMANN CITY ENGINEER/ASSISTANT PUBLIC WORKS DIRECTOR

**SYNOPSIS**

A resolution has been prepared to authorize Public Works to install one stop sign on Olive Street at its intersection with 110<sup>th</sup> Street at the location shown on the attached exhibit.

**FISCAL IMPACT**

The FY 13/14 General Fund Budget provides funding for sign purchases.

**RECOMMENDATION**

Approval

**BACKGROUND**

The installation of this stop sign is justified on the basis of the guidelines in the MUTCD. In this location Olive Street is a less important road than 110<sup>th</sup> Street. Traffic on 110<sup>th</sup> Street, which is the main road, should have the right-of-way. Therefore, the installation of a stop sign on Olive Street is recommended.

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

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA,  
NEBRASKA, AUTHORIZING THE INSTALLATION OF ONE (1) STOP SIGN ON OLIVE  
STREET AT ITS INTERSECTION WITH 110<sup>TH</sup> STREET**

WHEREAS, the Mayor and City Council of the City of La Vista have determined that installing one (1) stop sign on Olive Street at its intersection with 110<sup>th</sup> Street; and

WHEREAS, the FY 13/14 General Fund Budget provides funding for sign purchases; and

WHEREAS, the City Engineer has recommended this stop sign based on the guidelines in the MUTCD; and

WHEREAS, Section 70.072 of the La Vista Municipal Code requires City Council approval prior to the placement of any regulatory traffic sign, signal or mechanical devices.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, hereby authorize the installation of one (1) stop sign on Olive Street at its intersection with 110<sup>th</sup> Street.

PASSED AND APPROVED THIS 3RD DAY OF DECEMBER, 2013.

**CITY OF LA VISTA**

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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk

## Sarpy County, Nebraska



*Disclaimer: This data is for informational purposes only, and should not be substituted for a true titles search, property appraisal, survey, or for zoning district verification. Sarpy County and the Sarpy County GIS Coalition assume no legal responsibility for the information contained in this data.*

Map Scale  
1 inch = 100 feet

**110TH AND OLIVE STREETS STOP SIGN**

11/19/2013

**CITY OF LA VISTA**  
**MAYOR AND CITY COUNCIL REPORT**  
**DECEMBER 3, 2013 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
APPROVE CHANGE ORDER 2 - QUIET ZONE CROSSING IMPROVEMENTS	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOHN KOTTMANN CITY ENGINEER/ASSISTANT PUBLIC WORKS DIRECTOR

**SYNOPSIS**

A resolution has been prepared to approve a change order to the contract with TAB Construction Company, Omaha, Nebraska to allow for increase in quantities of asphalt pavement replacement and seeding as well as to provide payment for some minor items of work not included in the original contract in an additional amount not to exceed \$5,410.60.

**FISCAL IMPACT**

The change order increases the project costs but remains within the funding available for the project. Other aspects of the project are anticipated to be less than previously estimated.

**RECOMMENDATION**

Approval

**BACKGROUND**

Quantities of asphalt pavement replacement and seeding of disturbed areas were significantly underestimated in the original contract documents. Also, some minor work items such as painting raised island median noses and bagging the "No Horn" signs were not included in the original contract but were found to be necessary. The contractor has agreed to a lower price for the seeding due to the large quantity increase and the lower unit price is reflected in the change order.

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

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING A CHANGE ORDER TO THE CONTRACT WITH TAB CONSTRUCTON COMPANY, OMAHA, NEBRASKA, IN AN ADDITIONAL AMOUNT NOT TO EXCEED \$5,410.60

WHEREAS, the City has determined it is necessary to increase the quantities of asphalt pavement replacement and seeding as well as to provide payment for some minor items of work not included in the original contract; and

WHEREAS, this change order increases the project costs but remains within the FY 13/14 funding available for this project; and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of La Vista, Nebraska, that the Mayor is authorized to execute the necessary documents for a change order with TAB Construction Company., Omaha, Nebraska, in an additional amount not to exceed \$5,410.60..

PASSED AND APPROVED THIS 3RD DAY OF DECEMBER, 2013.

**CITY OF LA VISTA**

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**Douglas Kindig, Mayor**

**ATTEST:**

---

Pamela A. Buethe, CMC  
City Clerk

CHANGE ORDER NO. 2

QUIET ZONE CROSSING IMPROVEMENTS

LA VISTA QUIET ZONE

CITY OF LA VISTA, NEBRASKA

DATE OF CONTRACT: April 4, 2013

CHANGE ORDER PREPARED: November 21, 2013

OWNER: City of La Vista  
8116 Park View Blvd.  
La Vista, NE 68128  
Attn: John Kottmann

CONTRACTOR: TAB Construction Company  
4153 South 67<sup>th</sup> Street  
Omaha, NE 68117  
Attn: Chris Wilsey

DESCRIPTION OF CHANGES:

Correct underestimated quantities in original contract, paint median noses, cover "No Horn" signs, and additional seeding.

Additions:

Item	Description	Unit		
		Price	Qty.	Amount
1.	Construct Asphalt Pavement, (9") PG 64-22	\$ 170.00/SY	20 SY	\$ 3,400.00
2.	Paint Median Noses	\$ 68.25/EA	6 EA	\$ 409.50
3.	Cover "No Horn" Signs	\$ 15.75/EA	6 EA	\$ 94.50
4.	Seeding, Type "A", Reduced Unit Price For Increased Quantity	\$ 1.35/SY	1,116 SY	\$ 1,506.60

Total Additions: \$ 5,410.60

Final Costs Through Change Order No. 1 \$ 97,870.95

Final Contract Price \$103,281.55

The contract time will be unchanged at 30 working days.

**REASONS FOR CHANGES:**

- A. The plan quantity of asphalt pavement was underestimated.
- B. Painting of median noses and covering of "No Horn" signs was not included in the original bid documents.
- C. The plan quantity of seeding was underestimated and a reduced unit price was agreed upon.

RECOMMENDED BY:



John M. Kottmann, P.E.  
City Engineer

The undersigned parties to the above-referenced contract hereby agree to the changes set forth above.

CITY OF LA VISTA

TAB CONSTRUCTION COMPANY

---

By: \_\_\_\_\_ Title: \_\_\_\_\_

Attest

---

By: \_\_\_\_\_ Title: \_\_\_\_\_

Attest

**CITY OF LA VISTA**  
**MAYOR AND CITY COUNCIL REPORT**  
**DECEMBER 3, 2013 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
AUTHORIZATION TO PURCHASE COMPUTER EQUIPMENT – AWE: DIGITAL LEARNING SOLUTIONS.	◆ RESOLUTION ORDINANCE RECEIVE/FILE	ROSE BARCAL LIBRARY DIRECTOR

**SYNOPSIS**

A resolution has been prepared approving the purchase of two (2) new computers with software for replacement of 2 children's computers from the AWE: Digital Learning Solutions in an amount not to exceed \$5,161.

**FISCAL IMPACT**

The FY 13/14 budget provides funds for computer replacement needs associated with the update and age of the existing children's computers of \$3,084. The remainder will be taken from State Aid Money the Library was awarded in the amount of \$2,077.

**RECOMMENDATION**

Approval.

**BACKGROUND**

The two (2) computers being update were both purchased in 2009. AWE is the only resource to offer the Early Literacy Station™. The library currently owns two of the Early Literacy Stations complete with computer, touch screen, software, and headphones. Shipping charges are also included in this price. One Early Literacy Station will be purchased as well as an AfterSchool Edge™ Station designed for older children, per the requests of patrons and their families. Both come with a three (3) year warranty. By purchasing now, the library will save \$1,438 on each unit due to a group, regional purchase with substantial savings.

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

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE PURCHASE OF TWO (2) COMPUTERS WITH SOFTWARE FROM AWE: DIGITAL LEARNING SOLUTIONS IN AN AMOUNT NOT TO EXCEED \$5,161.00.

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

WHEREAS, the FY 13/14 General Fund budget provides funding for computer replacement needs associated with the update and age of the existing children's computers of \$3,084. The remainder will be taken from State Aid Money the Library was awarded in the amount of \$2,077.; 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 two (2) computers with software from AWE: Digital Learning Solutions. in an amount not to exceed \$5,161.00.

PASSED AND APPROVED THIS 3RD DAY OF DECEMBER, 2013.

CITY OF LA VISTA

---

Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk