



**PROCLAMATION
BUILDING SAFETY MONTH 2015**

WHEREAS, our city's continuing efforts to address the critical issues of safety, energy efficiency, and sustainability in the built environment that affect our citizens, both in everyday life and in times of natural disaster, give us confidence that our structures are safe and sound; and

WHEREAS, building safety and fire prevention officials are at work year round to guide the safe construction of buildings; and

WHEREAS, Building Safety Week is sponsored by the International Code Council Foundation® to remind the public about the critical role of our community's largely unknown guardians of public safety – our local code officials – who assure us of safe, efficient and livable buildings; and

WHEREAS, the theme, "*Resilient Communities Start with Building Codes*" reinforces the need for adoption of modern model building codes, a strong and efficient system of code enforcement and a well-trained, professional workforce to maintain the system

NOW, THEREFORE, I, Douglas Kindig, Mayor of the City of La Vista, do hereby proclaim the month of May, 2015 as Building Safety Month in La Vista. Accordingly our citizens are encouraged to join communities across America to participate in Building Safety Month activities.

IN WITNESS WHEREOF, I have set my hand and caused the official Seal of the City of La Vista to be affixed this 5th day of May, 2015.



Douglas Kindig, Mayor

ATTEST:

Pamela A. Buehe, CMC
City Clerk



**PROCLAMATION
NATIONAL POLICE WEEK**

WHEREAS, The Congress and President of the United States have designated May 15th as Peace Officers' Memorial Day, and the week in which May 15th falls as National Police week; and

WHEREAS, the members of the La Vista Police Department play an essential role in safeguarding the rights and freedoms of La Vista; and

WHEREAS, it is important that all citizens know and understand the duties, responsibilities, hazards, and sacrifices of their law enforcement agency, and that members of our law enforcement agency recognize their duty to serve the people by safeguarding life and property, by protecting them against violence and disorder, and by protecting the innocent against deception and the weak against oppression; and

WHEREAS, the men and women of the La Vista Police Department unceasingly provide a vital public service.

NOW, THEREFORE, I, Douglas Kindig, Mayor of the City of La Vista, call upon all citizens of La Vista and upon all patriotic, civic, and educational organizations to observe the week of May 10-16, 2015 as **NATIONAL POLICE WEEK** in La Vista and call upon all citizens and civic organizations to observe this week with appropriate ceremonies commemorating law enforcement officers, past and present, who, by their faithful and loyal devotion to their responsibilities, have rendered a dedicated service to their communities and, in so doing, have established for themselves an enviable and enduring reputation for preserving the rights and security of all citizens. I further call upon all citizens of La Vista to observe, May 15, 2015 as Peace Officers' Memorial Day in honor of those law enforcement officers who, through their courageous deeds have made the ultimate sacrifice in service to their community or have become disabled in the performance of duty, and let us recognize and pay respect to the survivors of our fallen heroes.

IN WITNESS WHEREOF, I have set my hand and caused the official Seal of the City of La Vista to be affixed this 5th day of May, 2015.



Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk



**PROCLAMATION
NATIONAL PUBLIC WORKS WEEK**

WHEREAS, public works services provided in the City of La Vista are an integral part of our citizens' everyday lives; and

WHEREAS, the support of an understanding and informed citizenry is vital to the efficient operation of public works systems and programs such as sewers, streets and highways, public buildings, snow removal, park maintenance; and

WHEREAS, the health, safety and comfort of La Vista citizens greatly depend on these facilities and services; and

WHEREAS, the quality and effectiveness of these facilities, as well as their planning, design, and construction are dependent upon the efforts and skill of public works officials; and

WHEREAS, the efficiency of the qualified and dedicated personnel who staff the public works department is influenced by the public's attitude and understanding of the importance of their work.

NOW, THEREFORE, I, Douglas Kindig, Mayor of the City of La Vista, do hereby proclaim the week of May 17 through May 23, 2015 as **NATIONAL PUBLIC WORKS WEEK** with the theme, *Community Begins Here*, and call upon all citizens and civic organizations to recognize the contributions that public works staff and officials make every day to our health, safety and comfort.

IN WITNESS WHEREOF, I have set my hand and caused the official Seal of the City of La Vista to be affixed this 5th day of May, 2015.



Douglas Kindig Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk



CITY OF LA VISTA

CERTIFICATE OF APPRECIATION

A CERTIFICATE OF APPRECIATION PRESENTED TO **BRIAN LUKASIEWICZ OF THE LA VISTA PUBLIC WORKS DEPARTMENT**, FOR 15 YEARS OF FAITHFUL AND EFFICIENT SERVICE TO THE CITY OF LA VISTA.

WHEREAS, **Brian Lukasiewicz**, has served the City of La Vista since April 30, 2000 and


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

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

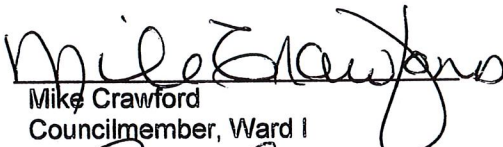
DATED THIS 5TH DAY OF MAY, 2015.




Douglas Kindig, Mayor



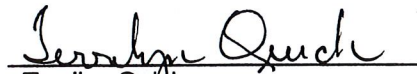
Kim J. Thomas
Councilmember, Ward I




Mike Crawford
Councilmember, Ward I



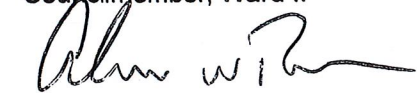
Ronald Sheehan
Councilmember, Ward II




Terrilyn Quick
Councilmember, Ward II




Deb Hale
Councilmember, Ward III



Alan W. Ronan
Councilmember, Ward III




Kelly R. Sell
Councilmember, Ward IV



Jim Frederick
Councilmember, Ward IV

ATTEST:



Pamela A. Buethe, CMC
City Clerk





CITY OF LA VISTA

CERTIFICATE OF APPRECIATION

A CERTIFICATE OF APPRECIATION PRESENTED TO **MARK HARDESTY OF THE LA VISTA POLICE DEPARTMENT**, FOR 10 YEARS OF FAITHFUL AND EFFICIENT SERVICE TO THE CITY OF LA VISTA.

WHEREAS, **Mark Hardesty**, has served the City of La Vista since April 18, 2005 and

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

NOW, THEREFORE BE IT RESOLVED that this Certificate of Appreciation is hereby presented to **Mark Hardesty** on behalf of the City of La Vista for 10 years of service to the City.

DATED THIS 5TH DAY OF MAY, 2015.

Douglas Kindig, Mayor

Kim/J. Thomas
Councilmember, Ward I

Mike Crawford
Councilmember, Ward I

Ronald Sheehan
Councilmember, Ward II

Terrilyn Quick
Councilmember, Ward II

Deb Hale
Councilmember, Ward III

Alan W. Ronan
Councilmember, Ward III

Kelly R. Sell
Councilmember, Ward IV

Jim Frederick
Councilmember, Ward IV

ATTEST:

Pamela A. Buethe, CMC
City Clerk





CITY OF LA VISTA

CERTIFICATE OF APPRECIATION

A CERTIFICATE OF APPRECIATION PRESENTED TO **SHAWN DOOLING OF THE LA VISTA POLICE DEPARTMENT**, FOR 10 YEARS OF FAITHFUL AND EFFICIENT SERVICE TO THE CITY OF LA VISTA.

WHEREAS, **Shawn Dooling**, has served the City of La Vista since April 18, 2005 and

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

NOW, THEREFORE BE IT RESOLVED that this Certificate of Appreciation is hereby presented to **Shawn Dooling** on behalf of the City of La Vista for 10 years of service to the City.

DATED THIS 5TH DAY OF MAY, 2015.

Douglas Kindig, Mayor

Kim J. Thomas
Councilmember, Ward I

Mike Crawford
Councilmember, Ward I

Ronald Sheehan
Councilmember, Ward II

Terrilyn Quick
Councilmember, Ward II

Deb Hale
Councilmember, Ward III

Alan W. Ronan
Councilmember, Ward III

Kelly R. Sell
Councilmember, Ward IV

Jim Frederick
Councilmember, Ward IV

ATTEST:

Pamela A. Buethe, CMC
City Clerk





CITY OF LA VISTA

CERTIFICATE OF APPRECIATION

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

WHEREAS, **Nick Jeanette**, has served the City of La Vista since April 26, 2010 and

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

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

DATED THIS 5TH DAY OF MAY, 2015.

Douglas Kindig, Mayor

Mike Crawford
Councilmember, Ward I

Kim J. Thomas
Councilmember, Ward I

Ronald Sheehan
Councilmember, Ward II

Terrilyn Quick
Councilmember, Ward II

Deb Hale
Councilmember, Ward III

Alan W. Ronan
Councilmember, Ward III

Kelly R. Sell
Councilmember, Ward IV

Jim Frederick
Councilmember, Ward IV

ATTEST:

Pamela A. Buethe, CMC
City Clerk



MINUTE RECORD

A-2

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

LA VISTA CITY COUNCIL MEETING April 21, 2015

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 April 21, 2015. Present were Councilmembers: Frederick, Ronan, Sheehan, Thomas, Crawford, Hale and Sell. Also in attendance were City Attorney McKeon, Assistant City Administrator Ramirez, City Clerk Buethe, Police Chief Lausten, Director of Administrative Services Pokorny, Community Development Director Birch, Recreation Director Stopak, Library Director Barcal, Human Resource Manager Garrod and City Engineer Kottmann.

A notice of the meeting was given in advance thereof by publication in the Times on April 8, 2015. 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.

SERVICE AWARD - RANDY RUHGE, BRAD WOOD - 15 YEARS

Mayor Kindig recognized Randy Ruhge and Brad Wood for 15 years of service to the City of La Vista.

A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE APRIL 7, 2015 CITY COUNCIL MEETING
3. APPROVAL OF THE MINUTES OF THE MARCH 12, 2015 LIBRARY ADVISORY BOARD MEETING
4. APPROVAL OF THE MINUTES OF THE MARCH 18, 2015 PARK & RECREATION ADVISORY BOARD MEETING
5. APPROVAL OF THE MINUTES OF THE MARCH 19, 2015 PLANNING COMMISSION MEETING
6. APPROVAL OF THE MINUTES OF THE APRIL 8, 2015 PARK & RECREATION ADVISORY BOARD MEETING
7. MONTHLY FINANCIAL REPORTS - JANUARY 2015
8. RESOLUTION NO. 15-049 - APPROVAL OF INDIVIDUAL BOND - TREASURER

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING OFFICIAL BOND OF CITY TREASURER.

WHEREAS, Section 16-318 of the Nebraska Revised Statutes, as amended, and Section 31.21 of the City of La Vista Municipal Code ("Code") require that the City Treasurer give a bond in favor of the City in the amount of not less than \$25,000.00 and subject to certain conditions, including the faithful performance of official duties; the premiums of which shall be paid by the City and have been included in the budget of the City adopted for fiscal year 2014-2015; and

WHEREAS, the Statutes and Code specify requirements of bonds when bonds are required; and

WHEREAS, a bond, number 71652885, issued by Western Surety Company as surety ("Bond") has been issued and has been executed by the City Treasurer as principal and by said surety and has been submitted to the City Clerk; and

WHEREAS, the Bond has been presented by the City Clerk at this meeting for approval by the Mayor and City Council; and

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

WHEREAS, the submitted Bond is in joint and several form, payable to the City of La Vista, and in such amount(s) as have been fixed by Statutes or the City Council; and

WHEREAS, the Bond has been executed by the principal and the surety and the required oaths have been endorsed thereon; and

WHEREAS, the corporate surety of the Bond is legally authorized to transact business in the State of Nebraska; and

WHEREAS, the Bond obligates the principal and surety named therein for the faithful performance of the duties of the office and position held by the City Treasurer; and

WHEREAS, all applicable legal requirements with respect to said Bond have been satisfied.

NOW, THEREFORE, BE IT RESOLVED, that, the Mayor and City Council have reviewed the penalty amounts set forth in the Bond and hereby set, fix and approve said amount as the required penalty pursuant to Neb. Rev. Stat. Section 16-318 and any other applicable law.

BE IT FURTHER RESOLVED, that, the recitals above are hereby adopted and approved and shall be and constitute findings and determinations of the Mayor and City Council for purposes of this Resolution; the penalty amounts set forth in the Bond are hereby adopted and approved; and the Mayor and City Council find and determine that the Bond for the City Treasurer submitted at this meeting satisfies all requirements of applicable law.

BE IT FURTHER RESOLVED, that said Bond, and the surety named therein, are hereby approved, and the Mayor is hereby authorized to endorse approval of the City Council and surety in writing on the Bond or by attachment incorporating or incorporated into said Bond by reference, which shall be and constitute endorsement of approval upon said Bond.

BE IT FURTHER RESOLVED that the City shall pay the premiums for said Bond (except for any premium that is voluntarily paid by any other person), including all renewal premiums necessary, if any, to continue said bond in effect during the term of office of the Treasurer.

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

9. RESOLUTION NO. 15-050 – SPECIAL DESIGNATED LIQUOR LICENSE – SWIZZLE STIX LOUNGE, INC. – BEER GARDEN – LA VISTA DAZE

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE SALE AND CONSUMPTION OF BEER AT A CAR SHOW IN THE PARKING LOT OF SWIZZLE STIX LOUNGE INC. 7101 S 84TH STREET ON MAY 22, 2015, IN CONJUNCTION WITH THE ANNUAL SALUTE TO SUMMER CELEBRATION.

WHEREAS, Swizzle Stix Lounge Inc., 7101 S 84th Street is located within the City of La Vista; and

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April 21, 2015

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

WHEREAS, Swizzle Stix Lounge Inc. has requested approval of a Special Designated Permit to sell and serve beer at a car show in the parking lot on May 22, 2015, in conjunction with the annual Salute to Summer celebration.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize the City of La Vista to proceed with the application for a "Special Designated License" from the Nebraska Liquor Control Commission to sell and serve beer in the parking lot of Swizzle Stix Lounge Inc., 7101 S 84th Street on May 22, 2015, in conjunction with the annual Salute to Summer celebration.

10. APPROVAL OF CLAIMS

ABE'S PORTABLES INC, supplies	\$57.54
ACTION BATTERIES, supplies	\$455.18
ACTION SIGNS INC., maint.	\$179.50
AED ZONE, services	\$477.00
AKSARBEN HEATING/ARS, bld&grnds	\$512.95
ALAMAR UNIFORMS, apparel	\$180.26
ALL MAKES OFFICE EQUIPMENT, bld&grnds	\$600.00
AMERICAN LEGAL PUBLISHING, services	\$116.00
ANDREA STICKNEY, refund	\$95.00
ASSURANT EMPLOYEE BENEFITS, services	\$1,493.40
BAKER & TAYLOR, books	\$16.39
BARCAL, R., travel	\$56.58
BIBLIONIX LLC, services	\$3,850.00
BISHOP BUSINESS EQUIPMENT, services	\$852.30
BLACK HILLS ENERGY, utilities	\$1,688.81
BLICK ART MATERIALS, supplies	\$67.92
BOBCAT OF OMAHA, maint.	\$482.88
BOMA/OMAHA, services	\$22.00
BUETHE, P., travel	\$531.88
BUILDERS SUPPLY CO., services	\$1,086.67
CARDMEMBER SERVICE-ELAN, services	\$14,649.91
CARNAHAN EVANS CANTWELL & BROWN, services	\$2,451.64
CDW GOVERNMENT INC., services	\$6,680.62
CENTURY LINK BUSN SVCS, phones	\$71.38
CENTURY LINK, phones	\$575.31
CHILD'S WORLD INC., books	\$151.60
CHRIS MADDEN, services	\$5,293.40
CITY OF OMAHA, services	\$739.91
CITY OF OMAHA-WALL/STAGE RENT, services	\$1,855.00
CITY OF PAPILLION PARKS/RECR, services	\$30.00
CNA SURETY, services	\$20.00
COCA-COLA BOTTLING CO., supplies	\$194.62
COMFORT INN-KEARNEY, travel	\$539.70
COMP CHOICE INC, services	\$150.00
CORNHUSKER STATE INDUSTRIES, services	\$83.31
COX COMMUNICATIONS, services	\$221.20
D & D COMMUNICATIONS, services	\$503.00
DASH MEDICAL GLOVES, supplies	\$65.90
DELL MARKETING, supplies	\$1,387.37
DXP ENTERPRISES, maint.	\$262.32
EDGEWEAR SCREEN PRINTING, apparel	\$2,532.25
EXCHANGE BANK, services	\$1,035.79
FELD FIRE, maint.	\$807.94
FELSBURG HOLT & ULLEVIG, services	\$3,833.23
FERRELLGAS, utilities	\$189.94
FILTER CARE, maint.	\$44.80
FITZGERALD SCHORR BARMETTLER, services	\$23,003.06

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FUTUREWARE DISTRIBUTING INC, supplies	\$168.00
GALLS, apparel	\$81.35
GCR TIRES & SERVICE, maint.	\$202.40
GENERAL SERVICE BUREAU, services	\$116.00
GOVERNMENT FINANCE OFFICER'S, services	\$190.00
GRAYBAR ELECTRIC, services	\$1,341.17
GREENKEEPER COMPANY, supplies	\$576.00
GUNN, B., travel	\$81.02
HAMPTON INN-KEARNEY, travel	\$149.00
HARTS AUTO SUPPLY, maint.	\$588.00
HOTSY EQUIPMENT CO., services	\$118.94
HSMC ORIZON LLC, services	\$725.00
INGRAM LIBRARY SERVICES, books	\$1,085.63
J Q OFFICE EQUIPMENT, services	\$54.26
KRIHA FLUID POWER CO., maint.	\$304.30
LEAGUE OF NE MUNICIPALITIES, services	\$1,990.00
LERNER PUBLISHING, books	\$12.74
LIBRARY IDEAS LLC, media	\$8.50
LOGAN CONTRACTORS, maint.	\$807.68
LOU'S SPORTING GOODS, supplies	\$296.50
LOWE'S, services	\$195.60
LUEDERS LOCK & KEY INC, bld&grnds	\$93.00
MATHESON TRI-GAS INC, bld&grnds	\$129.15
MENARDS-RALSTON, bld&grnds	\$194.08
METROPOLITAN UTILITIES DIST., utilities	\$632.65
MID AMERICA PAY PHONES, services	\$50.00
MIDWEST EXCAVATING, services	\$7,252.78
MIDWEST TURF & IRRIGATION, servoces	\$31.20
MILLER PRESS, services	\$660.00
MOORE, DEETTE, refund	\$120.00
NATIONAL ENTERTAINMENT, services	\$840.00
NATIONAL EVERYTHING WHOLESALE, supplies	\$421.57
NE BUSINESS ELECTRONICS, services	\$243.00
NEBRASKA ENVIRONMENTAL PRODS., maint.	\$267.85
NEBRASKA SOFTBALL ASSN DIST#10, services	\$1,490.00
NEBRASKA TURF PRODUCTS, supplies	\$747.50
NEW CENTURY PHYSICIANS, services	\$369.00
NIKE USA INC., supplies	\$776.50
NUTS AND BOLTS INC., maint.	\$63.86
OFFICE DEPOT, supplies	\$1,190.22
OMAHA PUBLIC POWER DISTRICT, utilities	\$50,221.14
ONE CALL CONCEPTS INC, services	\$270.10
ORIENTAL TRADING CO., supplies	\$205.26
PAPILLION SANITATION, services	\$968.86
PARAMOUNT LINEN & UNIFORM, apparel	\$330.16
PERFORMANCE CHRYSLER JEEP, maint.	\$102.78
PERFORMANCE FORD, maint.	\$29.53
PLAINS EQUIPMENT, maint.	\$865.40
PREMIER-MIDWEST BEVERAGE, supplies	\$692.30
PRO-PAPILLION RECREATION ORG., services	\$1,355.00
QUALITY BRANDS OF OMAHA, supplies	\$813.20
RDG PLANNING & DESIGN, services	\$750.00
READY MIXED CONCRETE, maint.	\$2,937.98
REGAL AWARDS, services	\$168.00
REPCO MARKETING INC, supplies	\$25.75
RIVER CITY RECYCLING, maint.	\$340.00
SAM'S CLUB, supplies	\$676.22
SARGUS, H., travel	\$268.12
SINNETT, J., travel	\$8.63
SIRCHIE FINGER PRINT LABS, services	\$154.92

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

SPARTAN MEDIA, services	\$700.00
SPRINT, phones	\$832.78
TED'S MOWER SALES, maint.	\$66.55
THERMO KING CHRISTENSEN, maint.	\$239.80
THOMPSON DREESSEN & DORNER, services	\$6,084.39
TITAN MACHINERY, maint.	\$471.84
TORNADO WASH LLC, maint.	\$570.00
UNITE PRIVATE NETWORKS LLC, services	\$8,667.00
UNITED DISTRIBUTORS INC, bld&grnds	\$71.20
UNITED PARCEL, services	\$123.90
VAL VERDE ANIMAL HOSPITAL INC, services	\$75.85
VAN RU CREDIT CORP., services	\$40.58
VIERREGGER ELECTRIC CO., maint.	\$2,480.37
WHITE CAP CONSTR SUPPLY, apparel	\$82.98

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

REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Director of Public Works Soucie gave an update on the Thompson Creek projects. Soucie stated that the cleanup days for La Vista are April 24 and 25 and there will be no paper shredding this year.

Director of Administrative Services Pokorny gave an update on the council chambers upgrade.

Library Director Barcal informed Council that 90 people signed up for the Winter Reading Program.

B. ZONING TEXT AMENDMENTS – ANIMAL SPECIALTY SERVICES & KENNELS

1. PUBLIC HEARING

At 7:09 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the Zoning Text Amendments – Animal Specialty Services & Kennels..

At 7:10 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Crawford. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

2. ORDINANCE

Councilmember Sell introduced Ordinance No. 1242 entitled; AN ORDINANCE TO AMEND SECTION 5.05 OF ORDINANCE NO. 848 (ZONING ORDINANCE); TO REPEAL SECTION 5.05 OF ORDINANCE NO. 848 AS PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Sheehan moved to strike kennels from C-1 and move to CUP seconded by Councilmember Crawford. Discussion was held regarding changes to the ordinance and it was determined that the suggested changes need to go through the Planning Commission. Councilmember Sheehan and Councilmember Crawford withdrew their motion and second. Councilmember Sheehan moved to table item B 2 until changes could be recommended by the Planning Commission. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

MINUTE RECORD

April 21, 2015

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

C. ZONING TEXT AMENDMENTS – INDUSTRIAL CONDOMINIUMS

1. PUBLIC HEARING

At 7:17 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the Zoning Text Amendments – Industrial Condominiums..

At 7:18 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Frederick. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

2. ORDINANCES

Councilmember Hale introduced Ordinance No. 1245 entitled; AN ORDINANCE TO AMEND SECTION 2.02 OF ORDINANCE NO. 848 (ZONING ORDINANCE); TO REPEAL SECTION 2.02 OF ORDINANCE NO. 848 AS PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Hale moved that the statutory rule requiring reading on three different days be suspended. Councilmember Crawford seconded the motion to suspend the rules and roll call vote on the motion. The following Councilmembers voted aye: Frederick, Ronan, Sheehan, Thomas, Crawford, 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 Hale. The Mayor then stated the question, "Shall Ordinance No. 1245 be passed and adopted?" Upon roll call vote the following Councilmember voted aye Frederick, Ronan, Sheehan, Thomas, Crawford, 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.

Councilmember Sell introduced Ordinance No. 1246 entitled; AN ORDINANCE TO AMEND SECTION 5.13 OF ORDINANCE NO. 848 (ZONING ORDINANCE); TO REPEAL SECTION 5.13 OF ORDINANCE NO. 848 AS PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Thomas moved that the statutory rule requiring reading on three different days be suspended. Councilmember Sell seconded the motion to suspend the rules and roll call vote on the motion. The following Councilmembers voted aye: Frederick, Ronan, Sheehan, Thomas, Crawford, 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 Sheehan moved for final passage of the ordinance which motion was seconded by Councilmember Hale. The Mayor then stated the question, "Shall Ordinance No. 1246 be passed and adopted?" Upon roll call vote the following Councilmember voted aye Frederick, Ronan, Sheehan, Thomas, Crawford, 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.

Councilmember Sheehan introduced Ordinance No. 1247 entitled; AN ORDINANCE TO AMEND SECTION 5.14 OF ORDINANCE NO. 848 (ZONING ORDINANCE); TO REPEAL SECTION 5.14 OF ORDINANCE NO. 848 AS PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

MINUTE RECORD

April 21, 2015

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

Councilmember Hale moved that the statutory rule requiring reading on three different days be suspended. Councilmember Crawford seconded the motion to suspend the rules and roll call vote on the motion. The following Councilmembers voted aye: Frederick, Ronan, Sheehan, Thomas, Crawford, 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 Frederick moved for final passage of the ordinance which motion was seconded by Councilmember Thomas. The Mayor then stated the question, "Shall Ordinance No. 1247 be passed and adopted?" Upon roll call vote the following Councilmember voted aye Frederick, Ronan, Sheehan, Thomas, Crawford, 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.

D. CONDITIONAL USE PERMIT – SELF-SERVICE STORAGE FACILITY LOT 1, SARPY COUNTY INDUSTRIAL PARK REPLAT 2 (S OF GILES ON 126TH ST)

1. PUBLIC HEARING

At 7:24 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the Conditional Use Permit – Self-Service Storage Facility Lot 1, Sarpy County Industrial Park Replat 2 (S of Giles on 126th St).

At 7:33 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Crawford. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

2. RESOLUTIONS

Councilmember Sell introduced and moved for the adoption of Resolution No.15-051; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF A CONDITIONAL USE PERMIT FOR SGTS, LLC, TO ALLOW FOR A SELF-SERVICE STORAGE FACILITY ON LOT 2, SARPY COUNTY INDUSTRIAL PARK REPLAT 3.

WHEREAS, SGTS, LLC has applied for a conditional use permit for to allow for a self-service storage facility on Lot 2, Sarpy County Industrial Park Replat 3, located ½ mile south of Giles Road on the east side of 126th Street; and

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

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

NOW THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista hereby authorize the execution of a Conditional Use Permit in form and content submitted at this meeting, for SGTS, LLC to allow for a self-service storage facility on Lot 2, Sarpy County Industrial Park Replat 3.

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

Councilmember Sell introduced and moved for the adoption of Resolution No.15-052; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, FOR APPROVAL OF THE REPLAT FOR LOT 1, SARPY COUNTY INDUSTRIAL PARK REPLAT 2, TO BE REPLATTED AS LOT 2, SARPY COUNTY INDUSTRIAL PARK REPLAT 3, A SUBDIVISION LOCATED IN THE NORTHEAST

MINUTE RECORD

April 21, 2015

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

QUARTER OF SECTION 19, 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, Sarpy County Industrial Park Replat 2, to be replatted as Lot 2, Sarpy County Industrial Park Replat 3; and

WHEREAS, the City Engineer has reviewed the replat; and

WHEREAS, on March 19, 2015, the La Vista Planning Commission held a public hearing and reviewed the replat and recommended approval.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, that the replat for Lot 1, Sarpy County Industrial Park Replat 2, to be replatted as Lot 2, Sarpy County Industrial Park Replat 3, a subdivision located in the Northeast $\frac{1}{4}$ of Section 19, Township 14 North, Range 12 East of the 6th P.M., Sarpy County, Nebraska, generally located $\frac{1}{2}$ mile of Giles Road on the east side of 126th Street be, and hereby is, approved.

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

Councilmember Sell introduced and moved for the adoption of Resolution No.15-053; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING A SUBDIVISION AGREEMENT FOR LOT 2, SARPY COUNTY INDUSTRIAL PARK REPLAT 3 SUBDIVISION.

WHEREAS, the City Council did on April 21, 2015, approve the replat for Lot 2, Sarpy County Industrial Park Replat 3 Subdivision subject to certain conditions; and

WHEREAS, the Subdivider, SGTS, Inc., 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 April 21, 2015, City Council meeting for the Sarpy County Industrial Park Replat 3 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 modifications that the City Administrator or City Engineer may determine necessary or advisable.

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

E. FIREWORKS PERMITS

1. RESOLUTION – ESTABLISH NUMBER OF PERMITS

Councilmember Crawford introduced and moved for the adoption of Resolution No.15-054; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, ESTABLISHING THE MAXIMUM NUMBER OF FIREWORKS STANDS TO BE PERMITTED IN THE CITY OF LA VISTA FOR CALENDAR YEAR 2015.

WHEREAS, Section 111.17 and Section 111.18 of the Municipal Code establish criteria that must be met for the issuance of fireworks stand permits, and

WHEREAS, Section 111.17 (A) of the Municipal Code states in part that, "Each year the City Council shall, by resolution, establish the maximum number of permits to be issued."

MINUTE RECORD

April 21, 2015

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, that the maximum number of fireworks stand permits to be issued in calendar year 2015 shall not exceed eight.

BE IT FURTHER RESOLVED, that per Section 111.17 (C) (10) of the Municipal Code, permit holders shall provide the City of La Vista with a certificate of insurance for their fireworks stand in the type and amount outlined.

BE IT FURTHER RESOLVED, that the written statement of income and expenses, which is required by Section 111.17 (C) (3) of the Municipal Code, be detailed and provide the City with a breakdown of specific expenditures related to the fireworks operation, income from the sale of fireworks, net profit, and specific community betterment expenditures.

BE IT FURTHER RESOLVED, that the issuance of a fireworks permit is conditional upon compliance with the Municipal Code, the Zoning Ordinance, and any other applicable regulations.

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

2. RESOLUTION – ISSUANCE OF PERMITS

Councilmember Sheehan introduced and moved for the adoption of Resolution No.15-055; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING THE FIREWORKS STAND PERMIT APPLICATION OF MONARCH YOUTH WRESTLING, LA VISTA YOUTH FOOTBALL AND CHEER, LA VISTA COMMUNITY FOUNDATION, LA VISTA YOUTH, LA VISTA LANCER SOCCER CLUB, LA VISTA YOUTH BASEBALL ASSOCIATION, CORNERSTONE CHURCH, AND BEAUTIFUL SAVIOR LUTHERAN CHURCH.

WHEREAS, the City of La Vista requires City approval of the sale of fireworks within the City limits, and

WHEREAS, the guidelines for application and sale of fireworks in La Vista are specified in the La Vista Municipal Code, Section 111.17 and Section 111.18; and

WHEREAS, eight (8) non-profit organizations have applied for permission to sell fireworks in the City of La Vista in conformance with the Municipal Code, the Zoning Ordinance and any other applicable regulations; and

WHEREAS, City staff has reviewed all applications received in 2015 for the purpose of determining which applications were compliant with the Municipal Code, the Zoning Ordinance or any other applicable regulations.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, hereby conditionally grant a permit to:

Monarch Youth Wrestling, La Vista Youth Football and Cheer, La Vista Community Foundation, La Vista Youth, La Vista Lancer Soccer Club La Vista Youth Baseball Association, Cornerstone Church, and Beautiful Savior Lutheran Church to sell fireworks within the City of La Vista for the 2015 calendar year subject to receipt of all appropriate application materials and compliance with recommendations made by the Chief Building Official regarding their site plan; compliance with the Municipal Code, the Zoning Ordinance and any other applicable regulations; and attendance by an official of the nonprofit organization which applied for the permit and a representative for their fireworks supplies at a meeting with City staff (date and time to be established).

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

MINUTE RECORD

April 21, 2015

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

F. RESOLUTION – HOMETOWN HEROES BANNER PROGRAM

Councilmember Sheehan introduced and moved for the adoption of Resolution No.15-056; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING A COUNCIL POLICY STATEMENT.

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

WHEREAS, a Council Policy Statement entitled "Hometown Heroes Banner Program" has been established to conjunction with the implementation of this program.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby approve the Council Policy Statement entitled "Hometown Heroes Banner Program" and do further hereby direct the distribution of said Council Policy Statement to the appropriate City Departments.

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

G. RESOLUTION – INTERLOCAL AGREEMENT – CITY PARK FIELD USAGE

Councilmember Hale introduced and moved for the adoption of Resolution No.15-057; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING EXECUTION OF AN INTERLOCAL COOPERATION AGREEMENT BETWEEN SARPY COUNTY SCHOOL DISTRICT 0027 (COMMONLY KNOWN AS THE PAPILLION LA VISTA SCHOOL DISTRICT) AND THE CITY OF LA VISTA FOR FIELD USAGE AT CITY PARK.

WHEREAS, the School District has a need for athletic fields for the girls high school softball program; and

WHEREAS, the City has fields available at City Park that would satisfy the School District's needs without interfering with City programs; and

WHEREAS, the School District would make significant permanent improvements to fields at City Park at no cost to the City; and

WHEREAS, these types of cooperative efforts between public entities are an efficient use of taxpayer resources; and

WHEREAS, an interlocal agreement between the City of La Vista and Sarpy County School District 0027 for a period of ten years has been proposed.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of La Vista, Nebraska, that the proposed interlocal agreement between Sarpy County School District 0027 and the City of La Vista for field usage at City park is hereby approved, and that the Mayor and City Clerk are hereby authorized to execute said agreement on behalf of the City of La Vista.

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

MINUTE RECORD

April 21, 2015

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

H. RESOLUTION – THOMPSON CREEK, PHASE VI, PART 2 WATERSHED RESTORATION NET GRANT CONTRACT

Councilmember Hale introduced and moved for the adoption of Resolution No.15-058; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE 2013 GRANT CONTRACT WITH NEBRASKA ENVIRONMENTAL TRUST (NET) FOR FUNDING FROM THEIR ENVIRONMENTAL TRUST FUND FOR ACTIVITIES ASSOCIATED WITH THOMPSON CREEK WATERSHED MANAGEMENT.

WHEREAS, the City Council of the City of La Vista has determined that said Thompson Creek improvements are necessary; and

WHEREAS, the FY 2014/2015 Capital Improvement Program (CIP) has funding budgeted for this project; and

WHEREAS, the grant application was required in order to seek funding from the PNMRD; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, authorizing the execution of an amendment to the 2013 Grant Contract with Nebraska Environmental Trust (NET) for funding from heir environmental trust fund for activities associated with Thompson Creek Watershed Management, in form and content approved by the City Attorney.

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

I. RESOLUTION – AWARD OF CONTRACT – CONCESSION STAND OPERATIONS

Councilmember Sell introduced and moved for the adoption of Resolution No.15-059; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE MAYOR TO EXECUTE A THREE-YEAR CONTRACT WITH HAMS, INC., OMAHA, NEBRASKA, FOR THE OPERATION OF CONCESSIONS AT THE SPORTS SOFTBALL COMPLEX, SOCCER COMPLEX, CITY PARK, AND COMMUNITY CENTER.

WHEREAS, the City has determined that it is desirable to contract for the operation of concession stands at various recreation sites in the City with HAMS Inc.; and

WHEREAS, HAMS, Inc. operated concessions at various recreation sites in the City since 2005; and

WHEREAS, the current contract with HAMS, Inc. will expire in April of 2015; and

WHEREAS, the Recreation Director recommends extending the current contract with HAMS, Inc. for three years; and

WHEREAS, the contract provides for Hams Inc. to make payments of 10% of the gross revenues from all sales to the City; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize the Mayor to sign a three-year contract with HAMS Inc., Omaha, Nebraska, for the operation of the concessions at the Sports Softball Complex , Soccer Complex, City Park and Community Center.

MINUTE RECORD

April 21, 2015

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

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

J. DISCUSSION – BLUE STAR MEMORIAL

Assistant City Administrator Ramirez gave a synopsis of the purpose for the memorial. This memorial will stand until the large memorial can be done when the park improvement plan comes to fruition. The memorial will be unveiled during the Salute To Summer Festival in May.

COMMENTS FROM THE FLOOR

Comments were heard from the public regarding city wide code enforcement.

K. EXECUTIVE SESSION – CONTRACT NEGOTIATIONS

Mayor Kindig stated that there would not be an executive session.

COMMENTS FROM MAYOR AND COUNCIL

Councilmember Sheehan commented on a possible watering system for the raised community gardens.

At 8:09 p.m. Councilmember Hale made a motion to adjourn the meeting. Seconded by Councilmember Crawford. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

PASSED AND APPROVED THIS 5TH DAY OF MAY, 2015

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

MIDWEST

Right of Way Services, Inc.

A-3

www.midwestrow.com

April 10, 2015

LaVista Community Development Agency
c/o Ms. Brenda Gunn
8116 Park View Boulevard
LaVista, Nebraska 68128

Invoice No.: 3902
Midwest Right of Way Services #391
**Acquisition Services in connection with the
Brentwood Crossing Redevelopment Project**

Total Contract \$ 4,920.00
Amount Previously Invoiced \$ 2,170.00

For the period of August 1, 2014 through March 31, 2015

Project Manager	9.00 hours at	\$95 per hour	\$	855.00
Acquisition Agent	- hours at	\$85 per hour	\$	-
Miles	- miles	\$0.575 per mile	\$	-
Meals			\$	-
Lodging			\$	-
Total Amount Due for this Invoice:				\$ 855.00

Total Remaining on Contract (after this invoice) \$ 1,895.00

Past Due Invoices: \$ -
Total Amount for Past Due Invoices: \$ -

TOTAL AMOUNT CURRENTLY DUE: \$ 855.00

For questions regarding this invoice, please call Jack Borgmeyer at 402-955-2900.

APPROVED

AB 4-17-15
05-71-0830.01

Invoice

A-4



FELSBURG
HOLT &
ULLEVIG

connecting and enhancing communities

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

April 15, 2015
Project No: 113112-01
Invoice No: 13951

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: February 01, 2015 to March 31, 2015

Phase 003 Preliminary Design

Professional Personnel

	Hours	Rate	Amount	
Engineer V				
Lampe, David	5.50	150.00	825.00	
Engineer I				
Thomas, Stacey	11.00	90.00	990.00	
Env Scientist/Planner V				
Baumert, Anthony	3.00	150.00	450.00	
Labor	19.50		2,265.00	
Total Labor				2,265.00
		Phase Sub-Total		\$2,265.00
		TOTAL AMOUNT DUE		\$2,265.00

Billed-To-Date Summary

	Current	Prior	Total
Labor	2,265.00	61,165.00	63,430.00
Subconsultant	0.00	38,955.06	38,955.06
Expense	0.00	266.99	266.99
In-House	0.00	226.08	226.08
Totals	2,265.00	100,613.13	102,878.13

O.K. to pay
JMK
4/22/2015
05.71.0865.02

Project Manager David Lampe

A-5

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

April 14, 2015
Project No: 113112-02
Invoice No: 13898

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

Project 113112-02 Hell Creek Channel Improvements Phase II TO2
Supplemental Agreement No. 1
CIP Project No. PWST-15-009

Professional Services for the Period: March 01, 2015 to March 31, 2015

Professional Personnel

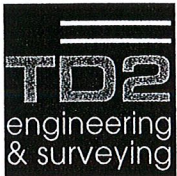
	Hours	Rate	Amount	
Engineer V				
Lampe, David	8.50	150.00	1,275.00	
Labor	8.50		1,275.00	
Total Labor				1,275.00
				TOTAL AMOUNT DUE
				\$1,275.00

Billed-To-Date Summary

	Current	Prior	Total
Labor	1,275.00	24,797.50	26,072.50
Subconsultant	0.00	13,816.07	13,816.07
In-House	0.00	62.28	62.28
Totals	1,275.00	38,675.85	39,950.85

Project Manager David Lampe

O.K. to pay
05.71.0891.03
JMK
4/22/2015



Thompson, Dreessen & Dorner, Inc.
 Consulting Engineers & Land Surveyors

A-6

INVOICE

Please remit to:
 TD2 Nebraska Office
 10836 Old Mill Road; Omaha, NE 68154
 Office: 402/330-8860 Fax: 402/330-5866

TD2 South Dakota Office
 5000 S. Minnesota Ave., Ste. 300; Sioux Falls, SD 57108
 Office: 605/951-0886

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

Invoice number 108979
 Date 04/03/2015

Project 0171-408 THOMPSON CREEK PHASE 1

Professional Services from February 16, 2015 through March 15, 2015

P.O. #15-0092

Description	Current Billed
Task A-Project Start-up	0.00
Task B-Design Development	0.00
Task C-Construction Documentation	0.00
Task D-Phase 2 Grant Acquisition	0.00
Task E-Pre-Construction Monitoring	1,362.50
Construction Phase Services	3,377.66
<i>Contract Administration and Prepare for and Attend Pre-construction Meeting.</i>	
Additional Services - OPPD	0.00
Total	4,740.16

Invoice total 4,740.16

Aging Summary

Invoice Number	Invoice Date	Outstanding	Current	Over 30	Over 60	Over 90	Over 120
108643	03/04/2015	2,925.51		2,925.51			
108979	04/03/2015	4,740.16	4,740.16				
	Total	7,665.67	4,740.16	2,925.51	0.00	0.00	0.00

O.K. to pay
 JMK 4-13-2015

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

Splits to:
 05.71. 0855.03 (City) \$1,362.50
 05.71. 0870.03 (NRD) \$3,377.66

A-7

Invoice



601 P St Suite 200
PO Box 84608
Lincoln, NE 68501-4608
Tel 402.474.6311, Fax 402.474.5063

March 23, 2015
Invoice No: 227084

John Kottmann, City Engineer/Assistant
Public Works Director
City of La Vista NE
8116 Park View Blvd
La Vista, NE 68128-2198

OA Project No. 015-0065 La Vista 96th St Signal Warrant Evaluation Giles Rd to Harrison St
Professional services rendered from February 1, 2015 through March 7, 2015 for work completed in accordance with our
Letter Agreement dated January 13, 2015.

Phase 100 Traffic Study

Fee

Billing Phase	Fee	Percent Complete	Billed To Date	Previous Fee Billing	Current Fee Billing
Traffic Study	8,950.00	95.00	8,502.50	5,370.00	3,132.50
Total Fee	8,950.00		8,502.50	5,370.00	3,132.50
	8650 <i>mark</i>	Subtotal			3,132.50
			Total this Phase		\$3,132.50
			AMOUNT DUE THIS INVOICE		\$3,132.50

Authorized By: Christopher Rolling

O.K. to pay
mark 4-24-2015
05.71.0883.02

A-8

Invoice



601 P St Suite 200
PO Box 84608
Lincoln, NE 68501-4608
Tel 402.474.6311, Fax 402.474.5063

April 14, 2015
Invoice No: 228392

John Kottmann, City Engineer/Assistant
Public Works Director
City of La Vista NE
8116 Park View Blvd
La Vista, NE 68128-2198

OA Project No. 015-0065 La Vista 96th St Signal Warrant Evaluation Giles Rd to Harrison St
Professional services rendered from March 8, 2015 through April 4, 2015 for work completed in accordance with our
Letter Agreement dated January 13, 2015.
This is a corrected invoice and replaces the previously submitted invoice.

Phase 100 Traffic Study

Fee

Billing Phase	Fee	Percent Complete	Billed To Date	Previous Fee Billing	Current Fee Billing
Traffic Study	8,650.00	100.00	8,650.00	8,502.50	147.50
Total Fee	8,650.00		8,650.00	8,502.50	147.50
Subtotal					147.50
Total this Phase					\$147.50
AMOUNT DUE THIS INVOICE					\$147.50

Outstanding Invoices

Number	Date	Balance
227084	3/23/2015	3,132.50
Total		3,132.50

O.K. to pay
JMK 4-24-2015
05.71.0883.02

Authorized By: Christopher Rolling

A-9

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE CONSUMPTION OF ALCOHOL AT A FUNDRAISER AT 6240-6254 S 108th STREET ON MAY 31, 2015.

WHEREAS, 6240-6254 S 108th Street is located within the City of La Vista; and

WHEREAS, Nebraska Brewing Company has requested approval of a Special Designated License to serve alcohol at an open house at 6240-6254 S 108th Street on May 31, 2015 from 11:00 a.m. to 6:00 p.m.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize Nebraska Brewing Company to proceed with the application for a "Special Designated License" from the Nebraska Liquor Control Commission to serve alcohol at 6240-6254 S 108th Street on May 31, 2015.

PASSED AND APPROVED THIS 5TH DAY OF MAY, 2015.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk



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

TO: Pam Buethe, City Clerk

FROM: Robert S. Lausten, Police Chief

DATE: 4-30-15

RE: Application for SDL

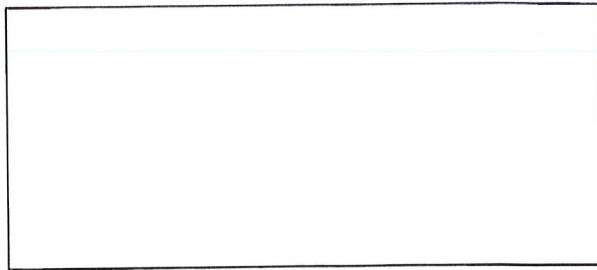
CC:

Re: Nebraska Brewing Co.
Special Designated Use Permit

The La Vista Police Department has been informed and has reviewed the request by the Nebraska Brewing Co. for a special designated use permit on 5-31-15 at 6240-6254 S. 108th St in La Vista. No concerns regarding the event identified by the police department at this time.

APPLICATION FOR SPECIAL DESIGNATED LICENSE

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/



DO YOU NEED POSTERS? YES NO

RETAIL LICENSE HOLDERS

NON PROFIT APPLICANTS

Non Profit Status (check one that best applies)

Municipal Political Fine Arts Fraternal Religious Charitable Public Service

COMPLETE ALL QUESTIONS

1. Type of alcohol to be served and/or consumed: Beer Wine Distilled Spirits

2. Liquor license number and class (i.e. C-55441) (If you're a nonprofit organization leave blank)

3. Licensee name (last, first,), corporate name or limited liability company (LLC) name (As it reads on your liquor license)

NAME: Nebraska Brewing Company

ADDRESS: 6946 S. 108th Street

CITY La Vista ZIP 68128

4. Location where event will be held; name, address, city, county, zip code

BUILDING NAME Brooke Valley 14

ADDRESS: 6240-6254 S. 108th Street CITY La Vista

ZIP 68128 COUNTY and COUNTY # Sarpy 59

a. Is this location within the city/village limits? YES NO

b. Is this location within the 150' of church, school, hospital or home for aged/indigent or for veterans and/or wives? YES NO

c. Is this location within 300' of any university or college campus? YES NO

5. Date(s) and Time(s) of event (no more than six (6) **consecutive** days on one application)

Date 5/31/2015	Date	Date	Date	Date	Date
Hours From 1100	Hours From	Hours From	Hours From	Hours From	Hours From
To 1800	To	To	To	To	To

a. Alternate date: _____

b. Alternate location: _____
(Alternate date or location must be specified in local approval)

6. Indicate type of activity to be carried on during event:

- Dance
 Reception
 Fund Raiser
 Beer Garden
 Sampling/Tasting
 Other _____

7. Description of area to be licensed

Inside building, dimensions of area to be covered **IN FEET** 300 x 65
 (not square feet or acres)

*Outdoor area dimensions of area to be covered **IN FEET** _____ x _____

***SKETCH OF OUTDOOR AREA (or attach copy of sketch)** *see attached*

If outdoor area, how will premises be enclosed?

- Fence; snow fence chain link cattle panel other barricades blocking the entrances into the parking lot
 Tent

8. How many attendees do you expect at event? 100

9. If over 150 attendees. Indicate the steps that will be taken to prevent underage persons from obtaining alcohol beverages. (Attach separate sheet if needed)

10. Will premises to be covered by license comply with all Nebraska sanitation laws? YES NO

a. Are there separate toilets for both men and women? YES NO

11. **Retailer:** Will you be purchasing your alcohol from a wholesaler? YES NO
Non-Profit: Where will you be purchasing your alcohol?

Wholesaler Retailer Both BYO
(includes wineries)

12. Will there be any games of chance operating during the event? YES NO

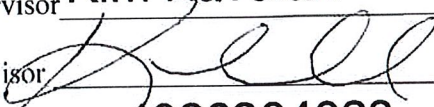
If so, describe activity raffle tickets will be sold with profits benefiting dog rescue

NOTE: Only games of chance approved by the Department of Revenue, Charitable Gaming Division are permitted. All other forms of gambling are prohibited by State Law. There are no exceptions for Non Profit Organizations or any events raising funds for a charity. This is only an application for a Special Designated License under the Liquor Control Act and is not a gambling permit application.

13. Any other information or requests for exemptions: _____

14. Name and **telephone number/cell phone number** of immediate **supervisor**. This person will be at the location of the event when it occurs, able to answer any questions from Commission and/or law enforcement before and during the event, and who will be responsible for ensuring that any applicable laws, ordinances, rules and regulations are adhered to. **PLEASE PRINT LEGIBLY**

Print name of Event Supervisor Kim Kavulak

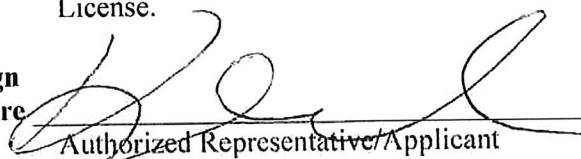
Signature of Event Supervisor 

Phone of Event Supervisor: Before 4026304023 During 4026304023

Consent of Authorized Representative/Applicant

15. I declare that I am the authorized representative of the above named license applicant and that the statements made on this application are true to the best of my knowledge and belief. I also consent to an investigation of my background including all records of every kind including police records. I agree to waive any rights or causes of action against the Nebraska Liquor Control Commission, the Nebraska State Patrol or any other individual releasing said information to the Liquor Control Commission or the Nebraska State Patrol. I further declare that the license applied for will not be used by any other person, group, organization or corporation for profit or not for profit and that the event will be supervised by persons directly responsible to the holder of this Special Designated License.

sign
here


Authorized Representative/Applicant

Vice President 4/30/15

Title

Date

Kim Kavulak

Print Name

This individual must be listed on the application as an officer or stockholder unless a letter has been filed appointing an individual as the catering manager allowing them to sign all SDL applications.

The law requires that no special designated license provided for by this section shall be issued by the Commission without the approval of the local governing body. For the purposes of this section, the local governing body shall be the city or village within which the particular place for which the special designated license is requested is located, or if such place is not within the corporate limits of a city or village, then the local governing body shall be the county within which the place for which the special designated license is requested is located.



A-10

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE CONSUMPTION OF ALCOHOL AT A FUNDRAISER AT 6240-6254 S 108th STREET ON SEPTEMBER 5, 2015.

WHEREAS, 6240-6254 S 108th Street is located within the City of La Vista; and

WHEREAS, Nebraska Brewing Company has requested approval of a Special Designated License to serve alcohol at an open house at 6240-6254 S 108th Street on September 5, 2015 from 7:00 a.m. to 6:00 p.m.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize Nebraska Brewing Company to proceed with the application for a "Special Designated License" from the Nebraska Liquor Control Commission to serve alcohol at 6240-6254 S 108th Street on September 5, 2015.

PASSED AND APPROVED THIS 5TH DAY OF MAY, 2015.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk



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

TO: Pam Buethe, City Clerk

FROM: Robert S. Lausten, Police Chief

DATE: 4-30-15

RE: Application for SDL

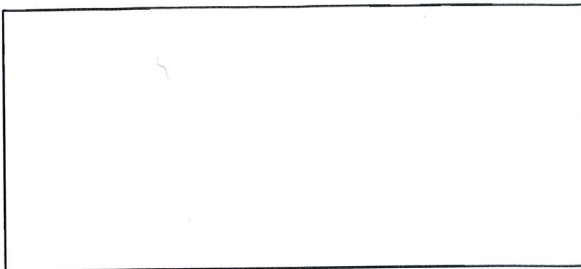
CC:

Re: Nebraska Brewing Co.
Special Designated Use Permit

The La Vista Police Department has been informed and has reviewed the request by the Nebraska Brewing Co. for a special designated use permit on 9-5-15 at 6240-6254 S. 108th St in La Vista. No concerns regarding the event identified by the police department at this time.

APPLICATION FOR SPECIAL DESIGNATED LICENSE

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/



DO YOU NEED POSTERS? YES NO

RETAIL LICENSE HOLDERS

NON PROFIT APPLICANTS

Non Profit Status (check one that best applies)

Municipal Political Fine Arts Fraternal Religious Charitable Public Service

COMPLETE ALL QUESTIONS

1. Type of alcohol to be served and/or consumed: Beer Wine Distilled Spirits

2. Liquor license number and class (i.e. C-55441)
(If you're a nonprofit organization leave blank)

3. Licensee name (last, first,), corporate name or limited liability company (LLC) name
(As it reads on your liquor license)

NAME: Nebraska Brewing Company

ADDRESS: 6946 S. 108th Street

CITY La Vista ZIP 68128

4. Location where event will be held; name, address, city, county, zip code

BUILDING NAME Brooke Valley 14

ADDRESS: 6240-6254 S. 108th Street CITY La Vista

ZIP 68128 COUNTY and COUNTY # Sarpy 59

a. Is this location within the city/village limits? YES NO

b. Is this location within the 150' of church, school, hospital or home
for aged/indigent or for veterans and/or wives? YES NO

c. Is this location within 300' of any university or college campus? YES NO

5. Date(s) and Time(s) of event (no more than six (6) **consecutive** days on one application)

Date 9/5/2015	Date	Date	Date	Date	Date
Hours From 0700	Hours From	Hours From	Hours From	Hours From	Hours From
To 1800	To	To	To	To	To

a. Alternate date: _____

b. Alternate location: _____
(Alternate date or location must be specified in local approval)

6. Indicate type of activity to be carried on during event:

- Dance
 Reception
 Fund Raiser
 Beer Garden
 Sampling/Tasting
 Other _____

7. Description of area to be licensed

Inside building, dimensions of area to be covered **IN FEET** 300 x 65
(not square feet or acres)

*Outdoor area dimensions of area to be covered **IN FEET** _____ x _____

***SKETCH OF OUTDOOR AREA (or attach copy of sketch)** *see attached*

If outdoor area, how will premises be enclosed?

Fence; snow fence chain link cattle panel other barricades blocking the entrances into the parking lot

Tent

8. How many attendees do you expect at event? 100

9. If over 150 attendees. Indicate the steps that will be taken to prevent underage persons from obtaining alcohol beverages. (Attach separate sheet if needed)

10. Will premises to be covered by license comply with all Nebraska sanitation laws? YES NO

a. Are there separate toilets for both men and women? YES NO

11. **Retailer: Will you be purchasing your alcohol from a wholesaler?** YES NO
Non-Profit: Where will you be purchasing your alcohol?

Wholesaler Retailer Both BYO
(includes wineries)

12. Will there be any games of chance operating during the event? YES NO

If so, describe activity _____

NOTE: Only games of chance approved by the Department of Revenue, Charitable Gaming Division are permitted. All other forms of gambling are prohibited by State Law: There are no exceptions for Non Profit Organizations or any events raising funds for a charity. This is only an application for a Special Designated License under the Liquor Control Act and is not a gambling permit application.

13. Any other information or requests for exemptions: _____

14. Name and **telephone number/cell phone number** of immediate **supervisor**. This person will be at the location of the event when it occurs, able to answer any questions from Commission and/or law enforcement before and during the event, and who will be responsible for ensuring that any applicable laws, ordinances, rules and regulations are adhered to. **PLEASE PRINT LEGIBLY**

Print name of Event Supervisor Kim Kavulak

Signature of Event Supervisor 

Phone of Event Supervisor: Before 4026304023 During 4026304023

Consent of Authorized Representative/Applicant

15. I declare that I am the authorized representative of the above named license applicant and that the statements made on this application are true to the best of my knowledge and belief. I also consent to an investigation of my background including all records of every kind including police records. I agree to waive any rights or causes of action against the Nebraska Liquor Control Commission, the Nebraska State Patrol or any other individual releasing said information to the Liquor Control Commission or the Nebraska State Patrol. I further declare that the license applied for will not be used by any other person, group, organization or corporation for profit or not for profit and that the event will be supervised by persons directly responsible to the holder of this Special Designated License.

sign here


Authorized Representative/Applicant

Vice President 4/30/15

Title

Date

Kim Kavulak

Print Name

This individual must be listed on the application as an officer or stockholder unless a letter has been filed appointing an individual as the catering manager allowing them to sign all SDL applications.

The law requires that no special designated license provided for by this section shall be issued by the Commission without the approval of the local governing body. For the purposes of this section, the local governing body shall be the city or village within which the particular place for which the special designated license is requested is located, or if such place is not within the corporate limits of a city or village, then the local governing body shall be the county within which the place for which the special designated license is requested is located.



A-11

BANK NO CHECK NO	BANK NAME DATE	VENDOR NO VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL

1 Bank of Nebraska (600-873)						
46370		Payroll Check				
46371		Gap in Checks				
Thru 117595						
117596	4/22/2015	4058 CALENTINE, JEFFREY	2,681.04			**MANUAL**
117597	4/22/2015	2626 GENERAL SERVICE BUREAU INC	116.00			**MANUAL**
117598	4/22/2015	4867 VAN RU CREDIT CORPORATION	28.86			**MANUAL**
117599	4/22/2015	1919 WAUGH, BRYAN	160.00			**MANUAL**
117600	4/27/2015	4222 GREAT PLAINS GFOA	300.00			**MANUAL**
117601	4/27/2015	944 NE DEPT OF REVENUE-LOTT/51	92,526.00			**MANUAL**
117602	5/05/2015	4545 4 SEASONS AWARDS	30.00			
117603	5/05/2015	1741 A.M. SURPLUS MILITARY STORE	142.80			
117604	5/05/2015	762 ACTION BATTERIES UNLTD INC	62.86			
117605	5/05/2015	557 APWA-AMER PUBLIC WORKS ASSN	750.00			
117606	5/05/2015	55 BADGER BODY	98.00			
117607	5/05/2015	201 BAKER & TAYLOR BOOKS	19.18			
117608	5/05/2015	238 TARON BALLARD	60.00			
117609	5/05/2015	849 BARONE SECURITY SYSTEMS	804.00			
117610	5/05/2015	929 BEACON BUILDING SERVICES	5,812.00			
117611	5/05/2015	3119 BIRCH, ANN	431.00			
117612	5/05/2015	196 BLACK HILLS ENERGY	4,276.10			
117613	5/05/2015	1242 BRENTWOOD AUTO WASH	77.00			
117614	5/05/2015	830 BROWN TRAFFIC PRODUCTS INC	702.50			
117615	5/05/2015	76 BUILDERS SUPPLY CO INC	450.03			
117616	5/05/2015	523 CARROT-TOP INDUSTRIES INC	110.29			
117617	5/05/2015	2285 CENTER POINT PUBLISHING	340.32			
117618	5/05/2015	219 CENTURY LINK	215.10			
117619	5/05/2015	2540 CENTURY LINK BUSN SVCS	60.51			
117620	5/05/2015	152 CITY OF OMAHA	40.16			
117621	5/05/2015	3126 COCA-COLA BOTTLING COMPANY	1,154.00			
117622	5/05/2015	3176 COMP CHOICE INC	227.50			
117623	5/05/2015	313 CONRECO INCORPORATED	133.67			
117624	5/05/2015	4435 CORE PRODUCTS USA	521.19			
117625	5/05/2015	2158 COX COMMUNICATIONS	250.45			
117626	5/05/2015	3136 D & D COMMUNICATIONS	35.00			
117627	5/05/2015	3132 DEARBORN NATIONAL LIFE INS CO	1,085.00			
117628	5/05/2015	243 DEI INCORPORATED	100.00			
117629	5/05/2015	111 DEMCO INCORPORATED	240.67			
117630	5/05/2015	2149 DOUGLAS COUNTY SHERIFF'S OFC	225.00			
117631	5/05/2015	3334 EDGEWEAR SCREEN PRINTING	.00	**CLEARED**	**VOIDED**	
117632	5/05/2015	3334 EDGEWEAR SCREEN PRINTING	1,834.95			
117633	5/05/2015	4012 EMBASSY SUITES HOTEL	3,660.86			
117634	5/05/2015	211 BRAD J EVERT	360.00			
117635	5/05/2015	3415 FOCUS PRINTING	3,069.68			
117636	5/05/2015	1344 GALE	188.92			
117637	5/05/2015	53 GCR TIRES & SERVICE	16.21			
117638	5/05/2015	966 GENUINE PARTS COMPANY-OMAHA	.00	**CLEARED**	**VOIDED**	
117639	5/05/2015	966 GENUINE PARTS COMPANY-OMAHA	.00	**CLEARED**	**VOIDED**	

BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
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117640	5/05/2015	966	GENUINE PARTS COMPANY-OMAHA	1,212.85			
117641	5/05/2015	71	GREENKEEPER COMPANY INC	274.00			
117642	5/05/2015	1624	GUNN, BRENDA	431.00			
117643	5/05/2015	1044	H & H CHEVROLET LLC	62.60			
117644	5/05/2015	3775	HARTS AUTO SUPPLY	293.00			
117645	5/05/2015	630	HOCKENBERGS	42.09			
117646	5/05/2015	251	CHRISTINE HOIT	404.00			
117647	5/05/2015	3549	HOLSTEIN'S HARLEY DAVIDSON	2,806.79			
117648	5/05/2015	2323	INGRAM LIBRARY SERVICES	1,263.06			
117649	5/05/2015	162	INLAND TRUCK PARTS	37.28			
117650	5/05/2015	4851	J & J SMALL ENGINE SERVICE	.00	**CLEARED**	**VOIDED**	
117651	5/05/2015	4851	J & J SMALL ENGINE SERVICE	1,041.09			
117652	5/05/2015	187	JOCHIM PRECAST CONCRETE CO	4,080.00			
117653	5/05/2015	1054	KLINKER, MARK A	200.00			
117654	5/05/2015	2394	KRIHA FLUID POWER CO INC	49.18			
117655	5/05/2015	2057	LA VISTA COMMUNITY FOUNDATION	50.00			
117656	5/05/2015	4425	LANDPORT SYSTEMS INC	125.00			
117657	5/05/2015	230	LIGHT AND SIREN	354.54			
117658	5/05/2015	263	LOVELAND GRASS PAD	157.92			
117659	5/05/2015	3307	MAACO	659.85			
117660	5/05/2015	544	MAPA-METRO AREA PLANNING AGNCY	30.00			
117661	5/05/2015	193	CATHERINE DEMES MAYDEW	2,648.75			
117662	5/05/2015	4943	MENARDS-RALSTON	66.39			
117663	5/05/2015	4813	MERRY MAKERS ASSOCIATION	1,200.00			
117664	5/05/2015	3884	METRO LANDSCAPE MATERIALS &	3,150.00			
117665	5/05/2015	553	METROPOLITAN UTILITIES DIST.	.00	**CLEARED**	**VOIDED**	
117666	5/05/2015	553	METROPOLITAN UTILITIES DIST.	1,862.52			
117667	5/05/2015	2497	MID AMERICA PAY PHONES	50.00			
117668	5/05/2015	2299	MIDWEST TAPE	56.47			
117669	5/05/2015	1046	MIDWEST TURF & IRRIGATION	120.53			
117670	5/05/2015	288	MOTOROLA SOLUTIONS INC	76,361.00			
117671	5/05/2015	342	MUNICIPAL PIPE TOOL CO LLC	122.08			
117672	5/05/2015	1830	NE DEPT OF LABOR-WORKFORCE DEV	6,366.76			
117673	5/05/2015	911	NEBRASKA AIR FILTER INC	131.76			
117674	5/05/2015	2883	NEBRASKA LANDSCAPE SOLUTIONS	1,777.88			
117675	5/05/2015	2685	NEBRASKA TURF PRODUCTS	1,592.50			
117676	5/05/2015	124	NPZA-NE PLANNING/ZONING ASSN	995.00			
117677	5/05/2015	179	NUTS AND BOLTS INCORPORATED	3.00			
117678	5/05/2015	1831	O'REILLY AUTOMOTIVE STORES INC	403.79			
117679	5/05/2015	1808	OCLC INC	117.99			
117680	5/05/2015	1014	OFFICE DEPOT INC	.00	**CLEARED**	**VOIDED**	
117681	5/05/2015	1014	OFFICE DEPOT INC	.00	**CLEARED**	**VOIDED**	
117682	5/05/2015	1014	OFFICE DEPOT INC	.00	**CLEARED**	**VOIDED**	
117683	5/05/2015	1014	OFFICE DEPOT INC	.00	**CLEARED**	**VOIDED**	
117684	5/05/2015	1014	OFFICE DEPOT INC	.00	**CLEARED**	**VOIDED**	
117685	5/05/2015	1014	OFFICE DEPOT INC	686.12			
117686	5/05/2015	79	OMAHA COMPOUND COMPANY	535.36			
117687	5/05/2015	225	OMAHA PRINTING COMPANY	265.00			
117688	5/05/2015	46	OMAHA WORLD-HERALD	537.66			
117689	5/05/2015	4514	PATRICK STIBBS	4,550.00			
117690	5/05/2015	2686	PARAMOUNT LINEN & UNIFORM	332.46			
117691	5/05/2015	3058	PERFORMANCE CHRYSLER JEEP	147.75			
117692	5/05/2015	4037	PERFORMANCE FORD	107.29			

BANK NO CHECK NO	BANK NAME DATE	VENDOR NO VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
117693	5/05/2015	1821 PETTY CASH-PAM BUETHE	300.00			
117694	5/05/2015	74 PITNEY BOWES INC-PA	204.00			
117695	5/05/2015	1784 PLAINS EQUIPMENT GROUP	800.32			
117696	5/05/2015	427 RAMIREZ, RITA M	431.00			
117697	5/05/2015	3155 REDSHAW PAINT SUPPLY INC	431.42			
117698	5/05/2015	3774 RETRIEVEX	117.10			
117699	5/05/2015	487 SAPP BROS PETROLEUM INC	846.00			
117700	5/05/2015	1335 SARPY COUNTY CHAMBER OF	40.00			
117701	5/05/2015	2240 SARPY COUNTY COURTHOUSE	4,083.17			COUNCIL MEMBER
117702	5/05/2015	150 SARPY COUNTY TREASURER	2,309.50			
117703	5/05/2015	1483 SHEPPARD'S BUSINESS INTERIORS	197.00			
117704	5/05/2015	4045 SHRM-SOCIETY FOR HUMAN	190.00			
117705	5/05/2015	738 SIGN IT	5,066.00			
117706	5/05/2015	4272 SOLBERG, CHRISTOPHER	431.00			
117707	5/05/2015	3838 SPRINT	119.97			
117708	5/05/2015	505 STANDARD HEATING AND AIR COND	36.70			
117709	5/05/2015	871 STOPAK, SCOTT	431.00			COUNCIL MEMBER
117710	5/05/2015	7 SUTPHEN TOWERS INC	65.13			
117711	5/05/2015	264 TED'S MOWER SALES & SERVICE	67.42			
117712	5/05/2015	248 KIM THOMAS	213.00			
117713	5/05/2015	961 TIELKE'S SANDWICHES	132.91			
117714	5/05/2015	2941 TOTAL MARKETING INC	34.00			
117715	5/05/2015	161 TRACTOR SUPPLY CREDIT PLAN	304.93			
117716	5/05/2015	4800 USBORNE BOOKS & MORE	126.24			
117717	5/05/2015	809 VERIZON WIRELESS	91.55			
117718	5/05/2015	809 VERIZON WIRELESS	186.23			COUNCIL MEMBER
117719	5/05/2015	766 VIERREGGER ELECTRIC COMPANY	5,032.75			
117720	5/05/2015	1174 WAL-MART COMMUNITY BRC	.00			**CLEARED** **VOIDED**
117721	5/05/2015	1174 WAL-MART COMMUNITY BRC	1,432.60			

APPROVED BY COUNCIL MEMBERS

05/05/15

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

1814101
Thru 1830201

Payroll checks

BANK TOTAL	264,880.10
OUTSTANDING	264,880.10
CLEARED	.00
VOIDED	.00

FUND	TOTAL	OUTSTANDING	CLEARED	VOIDED
01 GENERAL FUND	66,626.28	66,626.28	.00	.00
02 SEWER FUND	2,920.07	2,920.07	.00	.00
05 CONSTRUCTION	84,470.77	84,470.77	.00	.00
08 LOTTERY FUND	104,928.30	104,928.30	.00	.00
09 GOLF COURSE FUND	2,605.75	2,605.75	.00	.00
15 OFF-STREET PARKING	3,328.93	3,328.93	.00	.00

REPORT TOTAL	264,880.10
OUTSTANDING	264,880.10
CLEARED	.00
VOIDED	.00

+ Gross Payroll 04/24/15	244,052.93
GRAND TOTAL	\$508,933.03

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
MAY 5, 2015 AGENDA**

Subject:	Type:	Submitted By:
ORDINANCE AMENDMENT - COX CABLE FRANCHISE AGREEMENT 1 YEAR EXTENSION	RESOLUTION ◆ ORDINANCE RECEIVE/FILE	KEVIN POKORNY DIRECTOR OF ADMINISTRATIVE SERVICES

SYNOPSIS

An ordinance has been prepared to amend the Cox Cable Franchise Agreement ordinance to provide for a 1 year extension.

FISCAL IMPACT

N/A

RECOMMENDATION

Approval.

BACKGROUND

The City Attorney has proposed a one year extension of the existing franchise agreement with Cox Cable to May 31, 2016. During the next several months the City Attorney and Staff will be negotiating a new franchise agreement with Cox Cable for Council's consideration.

ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA TO AMEND THE NONEXCLUSIVE CABLE FRANCHISE AGREEMENT, CERTIFICATE OF FRANCHISE AND COMMUNITY SERVICES AGREEMENT AND PERMIT COX COMMUNICATIONS OMAHA, L.L.C. TO CONTINUE TO OPERATE A CABLE SYSTEM; TO REPEAL CONFLICTING ORDINANCES, PROVIDE FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

SECTION 1. Proposed Amendment. The Mayor and City Council by Ordinance No. 805 on May 16, 2000 approved a nonexclusive franchise agreement between the City and Cox Communications Omaha, L.L.C. ("Company"), as subsequently amended by Ordinance No. 827 on February 20, 2001 ("Franchise Agreement"). The City and Company desire to amend the Franchise Agreement and related certificate of franchise and community services agreement as set forth in the Amendment presented at this City Council meeting ("Amendment").

SECTION 2. Approval of Amendment. The Amendment and addition of Section 12.18 of the Franchise Agreement is hereby adopted and approved.

SECTION 3. Further Authorization. The Mayor and City Clerk are hereby authorized to execute the Amendment and take such further actions as necessary or appropriate to carry out said amendment or actions approved herein.

SECTION 4. Repeal. All ordinances in conflict with this Ordinance, or any parts of ordinances in conflict with any parts of this Ordinance, are hereby repealed.

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

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

PASSED AND APPROVED THIS 5TH DAY OF MAY, 2015.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

Amendment

**Nonexclusive Franchise Agreement
Between
Cox Communications Omaha, L.L.C.
And
City of La Vista, Nebraska**

WHEREAS, the City of La Vista, Nebraska ("City") and Cox Communications Omaha, L.L.C. ("Company") entered a Nonexclusive Franchise Agreement Between Cox Communications Omaha, L.L.C. and City of La Vista, Nebraska, as amended by a First Amendment ("Franchise Agreement") and related certificate of franchise and community services agreement; and

WHEREAS, the City and Company desire to amend the Franchise Agreement and related certificate of franchise and community service agreement as described in this Amendment.

NOW THEREFORE, in consideration of the mutual promises of the parties and other good and valuable consideration, the sufficiency and receipt of which are hereby acknowledged, the City and Company hereby agree as follows:

1. The Company shall be permitted to continue to operate and maintain the cable system, shall be entitled to exercise all rights, and shall perform all obligations in accordance with the Franchise Agreement and related certificate of franchise and community services agreement through May 31, 2016.
2. All provisions of the Franchise Agreement and related certificate of franchise and community services agreement shall be deemed modified to be consistent with this Amendment.
3. The recitals above are incorporated into this Amendment by reference.
4. The provisions of this Amendment relating to the Franchise Agreement shall become Section 12.18 of the Franchise Agreement.
5. The Franchise Agreement and related certificate of franchise and community services agreement, except as modified by this Amendment, shall continue in full force and effect.

AGREED to this _____ day of _____, 2015.

CITY OF LA VISTA, a Municipal Corporation

Douglas Kindig, Mayor

Attest:

Pamela A. Buethe, CMC
City Clerk

COX COMMUNICATIONS OMAHA, L.L.C.

(Name)

(Title)

Attest:

_____, Secretary

NCTA Standards – Cox Communications, Omaha, 1999

Office and Telephone Availability

1. Telephones will be covered 24 hours a day, seven days a week. (During normal business hours, customers will receive personal service from trained company representatives; after normal business hours the access line may be covered by a service or an automated response system, including an answering machine.)

Cox Communications, Omaha is staffed for telephone coverage by trained company representatives as follows: 7 a.m. to 10 p.m., 7 days a week. Every Cox representative receives extensive training, including on-going monitoring and coaching by Quality Assurance Associates and individual supervisors. The answering service employees cover the phones from 10 p.m. to 7 a.m., 7 days a week. Each answering service employee receives continual communication regarding needs and changes for our operational needs.

2. Telephone answer time, including wait time and the time required to transfer the call, shall not exceed 30 seconds.

During 1999, the average speed of answering all telephone calls was 27 seconds.

3. Callers will receive a busy signal less than 3 percent of the time.

At Cox Omaha, customers received a busy signal less than 1% of the time during 1999.

4. Customer service centers and bill payment centers will be open during normal business hours and will be conveniently located.

Payment centers and hours are as follows:

5011 Capitol Avenue	Monday through Friday	8 a.m. to 6 p.m.
	Saturday	9 a.m. to 2 p.m.

11505 West Dodge Road	Monday through Friday	8 a.m. to 6 p.m.
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11507 S. 42 nd Street (Sarpy County)	Monday through Friday	8 a.m. to 6 p.m.
	Saturday	9 a.m. to 2 p.m.

1600 McPherson Avenue (Council Bluffs)	Monday Through Friday	8 a.m. to 6 p.m.
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Installations, Outages and Service Calls

1. Excluding those situations beyond the control of the cable operator, response to service interruptions will be prompt and in no event later than 24 hours.

Cox Omaha has averaged 43.9 minutes in responding to all service interruptions throughout 1999 – even those “beyond the control” of the company.

2. Actions to correct all other service problems the next business day after notification of the service problem.

Immediate corrective action is taken the next business day for all other service problems.

3. Standard installations (125 feet from distribution center) should be completed within 7 business days.

Cox Omaha has averaged 2.44 days between order placement and order installation throughout 1999.

4. Appointment windows will be no longer than 4 hours.

Cox Omaha is one of the few cable systems that offers customers the choice of appointment times Monday through Friday as follows:

1. 8-10 a.m.
 2. 11 a.m. to 1 p.m.
 3. 1-3 p.m.
 4. 3-5 p.m.
 5. 5-7 p.m.
 6. 7-9 p.m.
- Saturday and Sunday appointment hours are as follows:**
1. 8-10 a.m.
 2. 11 a.m. to 1 p.m.
 3. 1-3 p.m.
 4. 3-5 p.m.
 5. 5-7 p.m.

5. Appointments may not be canceled with a customer after close of business on the business day prior to the scheduled appointment.

Cox Omaha does not cancel appointments with customers after the close of business on the business day prior to the scheduled appointment.

6. Customers will be contacted if the cable operator will be late or unable to keep a scheduled appointment.

Cox Omaha routinely contacts customers if the technician or installer will be late or unable to keep a scheduled appointment.

Communication, Bills and Refunds

1. Written information on each of the following areas shall be provided at the time of installation of service, at least annually to all subscribers, and at any time upon request; products and services offered; prices and service options; conditions of subscription to programming and other services; installation and service maintenance policies; information on how to use cable service; channel positions of offered programming; and billing and complaint procedures, including the address and telephone number of the local franchise authority's cable office.

Cox Omaha provides a Welcome Packet and a complimentary Cable Guide, which contain products and services offered, prices and service options, and installation and service maintenance policies. Additionally, printed materials regarding how to operate equipment and converter boxes is given to the customer. The telephone number and address to the local franchise authority is printed on the customer's cable bill.

2. 30 day notice of rate or channel changes must be provided if the changes is within the control of the cable operator.

Cox Omaha notifies customers at least 30 days prior to any rate or channel change.

3. Bills must be itemized, including, but not limited to, basic and premium services charges and equipment charges. Bills will also clearly delineate all activity during the billing period, including optional charges, rebates and credits.

Cox Omaha itemizes basic and premium service charges, as well as equipment charges. Bills clearly reflect any and all activity during a customer's billing period, including credits, rebates and prorated charges and/or credits.

Additionally, a group of front line employees, who regularly talk with customers about their bills, meets regularly to ensure that the statement is clear and discusses ways to improve it.

4. A response to any written complaint from a customer regarding a billing dispute will be issued within 30 days.

All (billing) complaints, whether in written or verbal form, are addressed with the customer within 30 days.

5. Refund checks will be issued promptly, but no later than either: (1) the customer's next billing cycle following resolution of the request or 30 days, whichever is earlier, OR (2) the return of the cable company equipment if service is terminated.

Cox Omaha completes all refunds to customers within 30 days, or by the customer's next billing cycle following the resolution of the request, whichever is earlier, pending any equipment return to the company.

6. Credits for service will be issued no later than the customer's next billing cycle following the determination that a credit is warranted.

In almost every case, credits for service are issued immediately upon the customer's request. Those that are not issued immediately are issued within 7 days of the request.

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
MAY 5, 2015 AGENDA**

Subject:	Type:	Submitted By:
COMMUNICATIONS CABLE & FACILITIES AGREEMENT BETWEEN CITY OF LA VISTA AND McLEOD USA TELECOMMUNICATION SERVICES, LLC	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOHN KOTTMANN CITY ENGINEER/ASSISTANT PUBLIC WORKS DIRECTOR

SYNOPSIS

A resolution has been prepared authorizing the Mayor and City Clerk to enter into an Agreement with McLeod USA Telecommunications Services, LLC for the use of public rights-of-way within the City limits for installation of communications facilities.

FISCAL IMPACT

The Statement of Policy and Standard Specifications for Communication Facilities on City Property provides for the permittees to pay to the City an occupation tax in accordance with Chapter 113 of the La Vista Municipal Code for the use of public space to serve users or subscribers within the corporate limits of the City.

RECOMMENDATION

Approval

BACKGROUND

The proposed agreement includes a Statement of Policy and Standard Specifications for Communication Facilities on City Property as an attachment. The agreement also includes an exhibit of the currently existing installation and may be amended from time-to-time if additional installations are proposed. The agreement sets forth the basis for charges for use of City right-of-ways. McLeod USA is an Iowa Corporation licensed to do business in Nebraska. This agreement replaces a prior agreement from 2000 with McLeodUSA Telecommunications Services, Inc. and is needed due to a corporate restructuring.

McLeadUSA Telecommunications Services, LLC has agreed to use the City's standardized form of agreement and is agreeable to the Policy and Standard Specifications for Communications Facilities on City property, which is set forth in Exhibit "A" to the agreement. Their representative has signed the agreement

McLeodUSA Telecommunications Services, LLC has existing facilities in the City as identified on Exhibit "B". No new facilities are currently proposed but could occur in the future.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING A COMMUNICATIONS CABLE AND FACILITIES AGREEMENT TO OCCUPY PUBLIC RIGHTS-OF-WAY WITH MCLEOD USA TELECOMMUNICATION SERVICES, LLC FOR USE OF PUBLIC RIGHTS-OF-WAY WITHIN THE CITY LIMITS FOR INSTALLATION OF COMMUNICATIONS FACILITIES

WHEREAS, the Mayor and City Council find it necessary to have a new agreement setting forth conditions for use of the rights-of-way within the City of La Vista, Nebraska due to McLeod corporate restructuring; and

WHEREAS, a Communications Cable and Facilities Agreement to Occupy Public Rights-of-Way is attached hereto as Exhibit 1 and incorporated herein by reference (the "Agreement"). The Agreement would grant McLeod USA Telecommunication Services, LLC to use public rights-of way in the City of La Vista; and

WHEREAS, the Agreement includes a Statement of Policy and Standard Specifications for Communication Facilities on City Property; and

WHEREAS, the Agreement provides for the installation of communications facilities by McLeod USA Telecommunication Services, LLC subject to certain terms and conditions as set forth in the Agreement;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of La Vista, Nebraska, that the Agreement is hereby approved and the Mayor and City Clerk are hereby authorized to execute the Agreement with McLeod USA Telecommunication Services, LLC for use of public rights-of-way within the city limits for installation of communications facilities.

PASSED AND APPROVED THIS 5TH DAY OF MAY, 2015

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

COMMUNICATIONS CABLE AND FACILITIES AGREEMENT

THIS AGREEMENT ("Agreement") is made and entered into as of the ____ day of _____, 2015 ("Effective Date") by and between McLeodUSA Telecommunications Services, LLC, incorporated in the State of Iowa, authorized to do business in Nebraska, whose address for notice purposes under this Agreement is 11101 Anderson Drive, Little Rock, AR 72212 ("PERMITTEE") and THE CITY OF LA VISTA, NEBRASKA, a municipal corporation organized under the laws of the State of Nebraska ("CITY").

WHEREAS, CITY is organized and existing under and by virtue of the laws of the State of Nebraska and has control and authority over the use and occupation of the public rights of way within its corporate boundaries;

WHEREAS, PERMITTEE desires to install, operate and maintain communications facilities upon, under and within certain streets and public rights of way within the corporate boundaries of CITY;

WHEREAS, CITY is authorized to grant leases and permits to occupy public rights of way; and

WHEREAS, PERMITTEE has acquired ownership of McLeodUSA Telecommunications Services, LLC, (formerly McLeodUSA Telecommunications, Inc.); and

WHEREAS, CITY previously entered into an agreement with McLeodUSA Telecommunications Services, Inc. dated January 25, 2000 for fiber optic communication lines enclosed in underground ducts; and

WHEREAS, CITY agrees that facilities installed under the agreement with McLeodUSA Telecommunications Services, Inc. are authorized to continue to occupy CITY rights of way as shown on Exhibit "B" attached hereto in accordance with this Agreement; and

WHEREAS, any facilities installed by PERMITTEE after the date of this Agreement shall comply with the conditions and procedures set forth in this Agreement.

NOW, THEREFORE, in consideration of the foregoing recitals, which are incorporated in the Agreement by reference, and the covenants and agreements herein contained, the parties agree as follows:

1. **PERMIT.** In consideration of and upon the terms and conditions set forth in this Agreement and those set forth in the "Statement of Policy and Standard Specifications for Communications Facilities on City Property (Revised December, 2013)," attached hereto as "EXHIBIT A" and incorporated herein by this reference, as modified from time to time, CITY hereby agrees to grant and give to PERMITTEE a limited and non-exclusive permit to survey and construct, subsequent to acquisition of all necessary permits and payment of all applicable fees, and to then install, operate, inspect, maintain, protect, repair, alter, replace or remove PERMITTEE'S communications facilities ("Communications Facilities"), as the Communications Facilities are described on documents to be added to this Agreement from time to time, which documents are described in Paragraph 2 below and shall collectively be known as "EXHIBIT B," each of which shall be considered a part hereof after being dated and signed by authorized representatives of both parties, and attached hereto by CITY. The Communications Facilities shall consist of existing or future underground conduits, cables, wires, optic fibers, dark fibers, splicing boxes, and appropriate appurtenances located on, above and/or beneath the surface of the streets, alleys, sidewalks or other public grounds within CITY, but only as such Communications Facilities and such streets, alleys, sidewalks or other public grounds are described in EXHIBIT B. PERMITTEE shall not install its Communication Facilities on, above, or beneath any street, alley, sidewalk or other public ground except as specifically described in EXHIBIT B. The permit contemplated by this paragraph shall include the right of reasonable access to the Communications Facilities.

2. **PERMITS; PLANS AND SPECIFICATIONS.** PERMITTEE shall secure all permits required to be issued by the appropriate officials of CITY in connection with the installation of the Communications Facilities. The Communications Facilities shall be laid substantially in accordance with the plans and specifications submitted to and approved by CITY and in conformity with any and all specific conditions as may be set forth by CITY from time to time in the permits granted to PERMITTEE by CITY pursuant hereto, copies of which permits, plans, and specifications shall be kept on file at the Public Works Department of CITY.

3. **BINDING EFFECT; ASSIGNMENTS.** This Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective successors and permitted assigns. Neither party hereto shall assign or otherwise convey any of its rights, title, or interest under this Agreement without the prior written consent of the other party, which consent shall not be unreasonably withheld or delayed.

4. **CONDITIONS PRECEDENT TO AGREEMENT.** This Agreement shall not be effective until it has been approved by resolution of the City Council of CITY and signed by its Mayor and an authorized representative of PERMITTEE.

5. **NON-DISCRIMINATION.** PERMITTEE, and each and every contractor employed, used or hired by PERMITTEE to plan, construct, repair or maintain the Communications Facilities, shall not unlawfully discriminate or permit discrimination at any time in violation of state or federal law on account of race, color, religion, sex, age, national origin, or disability, nor

discriminate in any other respect prohibited by federal or state law in the performance of work or the performance of other activities permitted by this Agreement,

6. **CONFLICT OF INTEREST.** No elected official or officer of the CITY may have an interest in any CITY contract contrary to the provisions of Section 33.57 of the La Vista Municipal Code. If a person or organization enters into such an agreement with the CITY with knowledge of such a violation, such agreement may be voidable.

7. **WAIVER OF CITY LIABILITY.** PERMITTEE acknowledges and agrees that CITY makes no representation to PERMITTEE as to the suitability of CITY right-of-way or property for the purposes intended by PERMITTEE. PERMITTEE hereby waives relinquishes and releases CITY from any and all loss, claim or liability arising out of PERMITTEE'S use of CITY right-of-way or property or arising out of PERMITTEE'S exercise of rights or authority under this Agreement and under any permit issued pursuant to this Agreement.

8. **SALES, USE, AND OCCUPATION TAXES.** PERMITTEE shall pay sales, use and occupation taxes as follows:

- (A) PERMITTEE shall obtain a sales and use tax license from CITY and comply with all conditions, requirements, and other provisions of such license.
- (B) To the extent PERMITTEE'S sales of communications services and sales and leases of optical fibers to third parties are subject to sales and/or use taxes imposed by law, PERMITTEE shall collect such taxes from such third parties and promptly remit them to the appropriate tax collection and revenue authority.
- (C) To the extent PERMITTEE provides communication services, fiber rental, or fiber use to users or subscribers, PERMITTEE shall pay to CITY an occupation tax in an amount equal to five percent (5%) of all gross revenue PERMITTEE has collected as a result of PERMITTEE'S use of the CITY'S public rights-of-way or public grounds to provide such communication services, fiber rental, or fiber use to users or subscribers within the corporate limits of the City of La Vista to the extent permitted under Nebraska law as may be amended from time to time. Such tax shall be collected in accordance with the La Vista Municipal Code, Chapter 113, Section 113.07. PERMITTEE shall file at least quarterly, unless otherwise agreed upon with the CITY, a statement of such gross receipts from subscribers and users within the CITY, in such form as is approved or specified by CITY. Additionally, the CITY acknowledges that PERMITTEE is subject to the requirements of section H of EXHIBIT A.

9. **RENT.** If Permittee's use of installed cable, line, facilities, and appurtenances is not described in Section 8(C) above, the occupation tax described in Section 8(C) shall not apply and Permittee instead shall pay to the City an annual rental for use and occupancy of the space

terrorism, floods or abnormal severe weather; riots, rebellion, or sabotage; fires or explosions; labor disputes, strikes, or other concerted acts of workmen; accidents or other casualty; and failures of utilities, local exchange carriers, cities, municipalities, and other political subdivision to follow laws, agreements, or contracts. Further, neither party will be liable for delays caused by the inaction of utilities, local exchange carriers, or other political subdivisions in granting access to rights of way, poles, or any other required items needed for the installation or operation of the Communications Facilities.

CITY OF LA VISTA, NEBRASKA,

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

ACCEPTED AND AGREED TO:

McLeodUSA Telecommunications Services, LLC

By: *Angie M. Light*
Title: *Manager - OSP Engineering*
Date: *4/14/15*

Attest: *Audrey L. Meeker*
Title: *SE Analyst - OSP Engineering*
Date: *4-14-15*

EXHIBIT A

STATEMENT OF POLICY AND STANDARD SPECIFICATIONS FOR COMMUNICATIONS FACILITIES ON CITY PROPERTY (Revised December, 2013)

As used in this document, "Permittee" includes the permittee issued a permit to which a statement of policy and specifications set forth in this document are applicable by agreement between the City of La Vista, Nebraska and the permittee, as well as any successor in interest and/or assignee of such permittee.

SECTION A – PERMIT REQUIRED

No person shall use any space above, on, or beneath the surface of any street, alley, sidewalk or other public ground within the City of La Vista for the installation, operation and maintenance of any underground fiber optic cable, coaxial cable, or any other communication cable, line, facility or appurtenance, unless such person has received a permit therefor, granted by agreement approved by resolution of the City Council or as otherwise provided herein. This policy and these specifications shall not apply to any cable installed or operated by the holder of any City franchise for the provision of telephone, cable television, or communications service to the inhabitants of the City as described in such franchise.

SECTION B – APPLICATION FOR PERMIT

- (1) Application for such permit shall be made to the Permits and Inspection Division of the Community Development Department of the City, and such application shall be in writing, stating specifically the space desired, its length, breadth and depth, the streets, alleys, sidewalks or other public spaces intended to be used, the use intended to be made thereof, a description of the user(s) if the facility is not to be available to the general public, a description of all users if any conduit is to be shared by a number of users, and the carrying capacity and diameter of the cable or other facilities being installed. The Permits and Inspection Division shall forward the application to the Public Works Department for review and comment. The Permits and Inspection Division and/or the Public Works Department may request such additional information as they deem appropriate for their determination or that of the City Council with reference to such application. All such applications and requests for which there is no agreement currently in effect conforming to this statement of policy and these specifications shall be referred to the City Council for approval of an agreement by resolutions prior to the granting of a permit. Other permits (for which such an agreement is currently in effect) may be granted by the Permits and Inspection Division with the approval of the Public Works Department.
- (2) Following initial application and discussions with the Permits and Inspection Division and/or the Public Works Department concerning the placement of such cable, line or facility, and related appurtenances, the applicant shall supply accurate drawings under seal of a Nebraska-licensed professional engineer produced to a scale as specified by the City representatives during discussion and review of the initial application. The plans include a plan and profile of the proposed route, with right-of-way lines and pavement

lines shown. Such plans must show typical sections for pavement cuts and crossings, with specific details for any conflicts with other utility structures and conduits.

- (3) Within thirty days after completion of the construction and installation work, the Permittee shall provide as-built construction drawings, signed and certified by a Nebraska-licensed professional engineer, to the Public Works Department. In that connection, one set of paper prints shall be provided, along with a digital copy on electronic storage media and with each sheet being a .pdf file. In addition, ArcGIS or AutoCAD files shall be provided to the Public Works Department on electronic storage media so that city-wide maps may be kept current. Updated route maps, required drawings, and as-built construction drawings must be provided to the Public Works Department whenever a change is made to the approved cable, line, or facility, and related appurtenances placement.

SECTION C – CONSTRUCTION SPECIFICATIONS

- (1) The work shall be constructed in accordance with plans and specifications approved by the Public Works Department, which approval shall be granted in a competitively neutral and non-discriminatory manner. All excavations and pavement replacements in public streets shall comply with Chapter 93 of the La Vista Municipal Code. Where cable or conduit is located beneath the pavement of major traffic streets, or as directed in writing by the Public Works Department, the minimum depth from the top of the cable or conduit to the top surface of the street shall be not less than thirty inches. Cable or conduit buried beneath residential streets shall have a minimum depth below the top surface of the street of twenty-four inches, unless a greater depth is directed by the Public Works Department in writing. In no instances shall cable or conduit be buried to a depth of less than twenty-four inches. Pull boxes and other appurtenances shallower than the depths above specified shall be clearly shown on the completed plans and as-built construction drawings covering the installation work.
- (2) All land surfaces and all pavement shall be restored to the same or similar conditions existing prior to Permittee's construction. All established lawns which have been disturbed by the installation shall be re-sodded and all other earthen surfaces shall be seeded unless otherwise specified in the permit.
- (3) All cable buried beneath public streets must be encased in a protective sheath strong enough to avoid damage from the first accidental contact with hand tools. All pavement cuts must be completed in accord with current City ordinances and specifications.

SECTION D – BOND, INSURANCE AND PUBLIC LIABILITY

- (1) Prior to commencing any construction or installation activity under a permit, Permittee shall file with the City Engineer a continuing performance bond guaranteeing Permittee's performance of the agreement and compliance with the conditions of the agreement and of the permit. Such bond shall be in the sum of Fifty Thousand Dollars (\$50,000.00), such greater sum as may be reasonably proportionate to the size and scope of the work to be performed within the City's rights-of-way and the potential loss(es) or damage(s) the City may sustain if Permittee fails to perform the agreement and comply with the

conditions of the agreement and of the permit. Such bond shall be conditioned that Permittee:

- (A) shall faithfully perform the agreement and comply with all conditions of the agreement and of the permit;
- (B) shall save and keep the City free and harmless from any and all loss, liability and damage, and claims for damages, arising from or out of the use of the space subject to the permit or arising from or out of Permittee's activities and operations under the agreement and permit, except such claims as may arise based solely upon the City's own gross negligence or intentional misconduct;
- (C) shall conduct operations and activities under the agreement and permit such that the street(s), alley(s), sidewalk(s) and other public ground(s) affected by Permittee's operations under the agreement and permit shall at all times after the completion of such operations be safe for public use;
- (D) shall save and keep the City free and harmless from any and all loss, liability or damages, and claims for damages, arising from or growing out of the granting of such permit, except such claims as may arise based solely upon the City's own gross negligence or intentional misconduct;
- (E) will remove, at the conclusion of the term of the agreement and at Permittee's own cost, any cable, conduit, equipment, and other facility buried or installed by Permittee, to the extent such removal is requested by the City, at the sole expense of Permittee or its successors or assigns, and after such removal restore all land surfaces and all pavement as specified more fully in SECTION C(2), above;
- (F) shall faithfully comply with and observe all of the terms and conditions of this statement of policy and of these specifications, and of the conditions and provisions of the La Vista Municipal Code; and
- (G) shall promptly and fully pay, when due, any amounts coming due to the City or others under the agreement or permit.

Such bond by its terms shall remain in effect through the end of the term of the agreement or until Permittee is no longer operating its telecommunications facilities within the City, whichever is later. The bond shall be written by a surety company or companies authorized to transact a surety business in Nebraska, and the bond and surety(ies) must be approved by the City Engineer before the permit shall become effective. The Permittee and the owners (from time to time) of the permitted facility shall be jointly and severally liable to the City for the performance of all of the conditions of the bond. Whenever the City Engineer shall be of the opinion that the sum or the surety on the bond given in connection with the permit has become insufficient and shall so declare in writing sent by regular U.S. Mail to Permittee or his, her or its successor or assign, a new bond for such permit shall thereupon be filed with a new surety to be approved by the City Engineer.

- (2) The Permittee, or his, her or its successor or assign, shall at all times have in full force and effect, and provide to the City Engineer, certificates of insurance demonstrating insurance coverages having limits of liability of not less than the following amounts:
- (A) Comprehensive General Liability Insurance: Limits of not less than \$1,000,000 per occurrence and \$2,000,000 general aggregate. The City of La Vista shall be named as an Additional Insured on such coverages on a primary and on-contributory basis.
 - (B) Automobile Liability Insurance: Limits of not less than \$2,000,000 Combined Single Limit (CSL) per accident, with coverage applying to and regarding all Owned, Hired, and Non-Owned motor vehicles.
 - (C) Workers' Compensation Insurance: Limits: Statutory coverage for each State in which the work and any portion of the work is located or performed.
 - (D) Employer's Liability Insurance: Limits: \$100,000 each Accident; \$100,000 Disease (per person); \$500,000 Disease (policy limit).

The Comprehensive General Liability Insurance coverage described in Section D(2)(A) above and the Automotive Liability Insurance coverage described in Section D(2)(B) above may each be provided by one or more policies of insurance, including umbrella liability policies, which in combination are sufficient to provide the minimum limit of liability coverage specified.

All such policies and certificates of insurance shall be issued by companies authorized to issue such policies in the State of Nebraska, shall be subject to approval by the City Engineer prior to the commencement of any construction or installation activity under a permit, and shall provide that the policy shall not be cancelled or terminated except upon filing by the insurer with the City Engineer a written notice of cancellation or termination at least thirty (30) days prior to the effective date of such cancellation or termination. Any cancellation, termination, or lapse of a required insurance coverage shall automatically revoke any permit issued, but the Director of Public Works may reinstate such permit if satisfactory certificate(s) of insurance is/are provided within thirty days.

SECTION E – INTERFERENCE WITH OTHER PUBLIC FACILITIES, RELOCATION, IDENTIFICATION OF COMMUNICATIONS CABLE

- (1) No person, whether permitted under this document or otherwise, shall ever use the space above, on or beneath any street, alley, sidewalk or public ground of the City in such manner as to interfere with any traffic control or energy cable, sewer, gas or water installation, or any other public facility or utility lawfully located above, on, or beneath such street, alley, sidewalk or other public space, except upon consent of the City specifically granted in the permit. Whenever any applicant or Permittee is given permission to relocate any existing public facility, such relocation shall be entirely at the cost and expense of the applicant or Permittee. All such relocation work shall be subject to the approval of the City of La Vista or other public entity controlling such public facility or utility, and all such work shall be done promptly in accordance with the

directions of the Public Works Department so as to minimize the interruption of the public's use of such facilities.

- (2) All work undertaken by the applicant or Permittee that requires inspection by the City, as specified by law or ordinance or in the permit or agreement, shall be performed subject to the requirement that the City be fully reimbursed for its reasonable and documented inspection costs, whether the same are incurred during the initial installation, during the relocation of Permittee's facilities or facilities belonging to the City or any other utility service, or during maintenance or repair work by Permittee.
- (3) All permits governed by these specifications are granted subject to the express requirement and condition that whenever the City of La Vista, the State of Nebraska, the County of Sarpy, any other public body, Omaha Public Power District, Metropolitan Utilities District, any other publicly-owned entity, Black Hills Energy, or any holder of any franchise from the City, needs or desires to perform work in proximity to the facilities of Permittee, Permittee shall relocate or otherwise safeguard its facilities within a reasonable time, not to exceed sixty (60) days, after written request for the same, in order to reasonably accommodate such work. If Permittee fails to relocate or safeguard same within a reasonable time following such request, then the City of La Vista shall have the right to relocate or allow relocation of Permittee's facility(ies) and to assess and collect from Permittee the reasonable and documented cost of such relocation.
- (4) At its own cost, Permittee shall appoint a local agent, who shall be available on a twenty-four hours per day, seven days per week basis, to provide to the City, any public entity, or any other person permitted to do work in a City right-of-way, detailed and accurate information concerning the location (whether in plan, section or profile, or any combination of the same) of the Permittee's cable, lines, appurtenances or other facilities. This requirement may be satisfied by the Permittee's utilization of a local utility locating service maintained by a third party or any other local agency able to provide such information. Permittee shall be a member of the Underground Digger's Hotline system.
- (5) Permittee shall at all times be solely responsible for injuries and damage to its cable, lines, appurtenances and other facilities, caused by any party due to any inaccuracy in the information provided by Permittee or its agent(s) with respect to the location of such cable, lines, appurtenances, or other facilities. The City of La Vista and other parties working on public property shall be responsible for damage to the Permittee's cable, lines, appurtenances, and other facilities only if and to the extent that such damage results from intentional damage or willful disregard of the cable, lines, appurtenances or other facilities of the Permittee.

SECTION F – REVOCATION OF PERMIT; REMOVAL OF FACILITIES

- (1) If Permittee
 - (a) fails to make any required payment to the City within thirty (30) days after the due date, or

- (b) fails or neglects to comply with any material provision of this statement of policy, these specifications, the permit, the agreement, or any other provision of the La Vista Municipal Code applicable to the permit or use and occupancy of City right-of-way,

and if in either event Permittee fails to cure such breach within thirty (30) days after the City Engineer has mailed written notice of such breach to Permittee, then the City Council may revoke the permit issued to Permittee.

- (2) Upon revocation, expiration or termination of the permit, Permittee shall forthwith either remove or abandon in place, as directed by the City Engineer, the cable, lines, facilities, and/or appurtenances for which the permit was granted; *provided, however*, that cable buried directly (i.e., not buried in conduit) may be abandoned in place at the option of Permittee. If pursuant to the foregoing, the City Engineer directs Permittee to remove Permittee's cable, lines, facilities and/or appurtenances, then within a reasonable time and at its own cost, Permittee shall remove as directed any cable, lines, facilities, and/or appurtenances buried or installed by Permittee, and after such removal Permittee shall restore all land surfaces and all pavement as specified more fully in SECTION C(2) above. Cable, lines, facilities, and/or appurtenances that are not removed, with the permission of or at the direction of the City Engineer, shall become the property of the City upon the City Engineer's certification that the Permittee has complied with all of the City Engineer's directives concerning removal or abandonment in place of the specific segment of cable, lines, facilities, and/or appurtenances involved. If Permittee fails or refuses to conclude removal or abandonment in place as directed by the City, and restoration as specified more fully in SECTION C(2), within six (6) months after revocation, expiration or termination of the permit under this section, then the City may cause such work to be performed and the cost of such work shall be paid by Permittee to the City on demand, and until paid such cost shall be a lien against and upon call cable, lines, facilities, appurtenances, and other property of the Permittee located within the corporate limits of the City.
- (3) If the City Council determines that right-of-way or other public ground space for which the permit was granted is needed for other public use and that no relocation within the specific right-of-way or public ground is available as a reasonably feasible alternative space, then Permittee's rights under the permit may be transferred, by co-operation between the City and the Permittee, and to the extent reasonably possible, to another specific nearby right-of-way. Such relocation work shall be accomplished by the permit holder at its own cost within the time frame specified in Section E(3), above.

SECTION G – RENTAL FEE FOR SPACE (FOR NON-PUBLIC USE)

- (1) When Permittee is making private use of the installed cable, lines facilities, and appurtenances, Permittee shall pay to the City an annual rental for the use and occupancy of the space beneath public streets, alleys, sidewalks or other public grounds occupied by such cable, lines, facilities, and appurtenances, which rental shall be Two Dollars (\$2.00) per lineal foot of space occupied underneath the public streets, alleys, sidewalks or other public grounds. For this purpose, private use means any use that is not described in Section H below. So as to prevent expense to the public for such private use of right-of-

way, and to fully compensate the public for all regulatory expenses resulting from such use, and in addition to the Permittee's obligation to pay for all inspection, relocation and facility location costs as specified above, Permittee shall promptly pay the City for all actual direct and indirect costs incurred by the City in providing barricading, traffic detour or warning signing or cautionary flagging not actually performed by Permittee and for all other actual direct and indirect expenses incurred by the City in regulating Permittee's use of public right-of-way pursuant to the permit and the agreement.

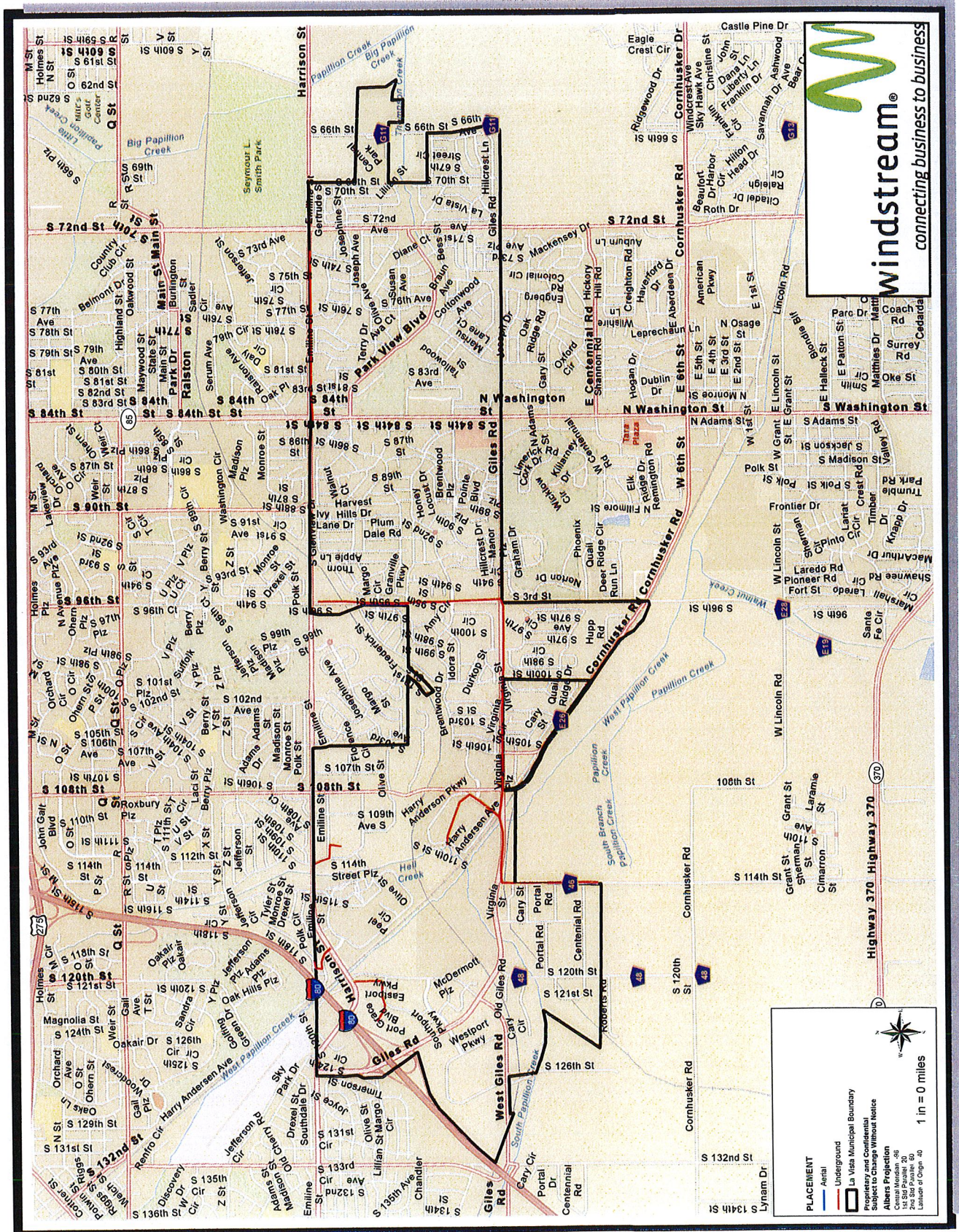
- (2) All payments becoming due under this document shall be made to the City of La Vista and shall be due and payable, in advance, on the first day of January of each year; *provided, however*, if the permit is issued after the first day of January, the amount of the initial rental payment shall be prorated from the date such permit is issued through December 31 of that same calendar year, and such initial rental payment shall be due and payable within ten days after the prorated rental amount due is certified to Permittee by the City Engineer. Any annual rental due (other than the rental due for any initial partial year) shall be due and payable on the first day of January each year. All rental not paid when due shall bear interest at the maximum rate of interest allowable by law in the State of Nebraska under such circumstances, or at any lesser rate of interest that may be specified in the permit.

SECTION H – COSTS TO BE PAID FOR PUBLIC USE PROVIDERS

- (1) If the Permittee is a communications company offering communication services, fiber rental, or fiber use to users or subscribers within the corporate limits of the City for a fee and using the public space for such purposes, the rental fee stated in Section G above shall not apply. In lieu thereof, the City's occupation tax per Chapter 113 of the La Vista Municipal Code shall apply. Communications services shall be defined as services provided by the carrier that accommodate and enable the transmission, between or among points specified by the subscriber or user, of information or data of the subscriber's or user's choosing, without a change in the form or content of the information as sent or received. In addition to the occupation tax, Permittee shall promptly pay the City for all actual direct and indirect costs incurred by the City in providing barricading, traffic detour, or warning signing and cautionary flagging not performed or provided by Permittee, and for all other actual direct and indirect expense incurred by the City in regulating Permittee's use of public right-of-way pursuant to the permit and the agreement.

SECTION I – CONFLICTS WITH PERMIT OR AGREEMENT

All terms and provisions of the agreement between the City and Permittee, of the permit issued to Permittee, and of this document, shall be enforced and applicable to the maximum extent possible. If, however, there is any conflict between or among such terms and provisions, then (1) the terms and provisions of the permit shall control over any conflicting terms in this document, and (2) the terms and provisions of the agreement shall control over any conflicting terms in the permit and/or this document. All Permittee requirements shall be carried out at Permittee's sole cost.



windstream
connecting business to business

PLACEMENT

- Aerial
- Underground

BOUNDARY

- City
- In Visa Municipal Boundary

Proprietary and Confidential
Subject to Change Without Notice
Abers Projection
2nd SBE Parcel 20
2nd SBE Parcel 20
Latitude of Origin: 34

1 in = 0 miles

EXHIBIT "B"

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
MAY 5, 2015 AGENDA**

Subject:	Type:	Submitted By:
AUTHORIZATION TO PURCHASE COMPUTER EQUIPMENT – WESTERN STATES CONTRACTING ALLIANCE, CDW-G & DELL	◆ RESOLUTION ORDINANCE RECEIVE/FILE	KEVIN POKORNY DIRECTOR OF ADMINISTRATIVE SERVICES

SYNOPSIS

A resolution has been prepared approving the following technology related purchases for various City departments:

- Thirteen (13) computers with monitors and software from Dell through the Western States Contracting Alliance (WSCA) and CDW-G in an amount not to exceed \$17,976.33.

FISCAL IMPACT

The FY 15 Computer Budget provides funding for the proposed Information Technology purchases.

RECOMMENDATION

Approval.

BACKGROUND

The State of Nebraska bid for computer services designates WSCA as the lowest responsible bidder for the hardware and software that is being requested and they are currently purchasing through Dell. The departmental software are the lowest and most responsible bidder through Sarpy IT Department. The library is able to purchase their computers through CDW-G and receives the educational rate.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE PURCHASE OF TECHNOLOGY RELATED ITEMS FROM WESTERN STATES CONTRACTING ALLIANCE (WSCA) CDW-G AND DELL IN AN AMOUNT NOT TO EXCEED \$17,976.33.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of technology related items is necessary; and

WHEREAS, the FY 2015 Computer Budget provides funding for the proposed Information Technology purchases; 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 technology related items, from Western States Contracting Alliance (WSCA) CDW-G and Dell in an amount not to exceed \$17,976.33.

PASSED AND APPROVED THIS 5TH DAY OF MAY, 2015.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe CMC
City Clerk

From: DellOnlineSales@Dell.com [mailto:DellOnlineSales@Dell.com]
Sent: Monday, April 20, 2015 10:33 AM
To: Rusty Ethridge
Subject: Dell Computer - Saved Quote Information 1021566351578

Your E-Quote has been saved.

Dear Rusty Ethridge:

An E-Quote containing computer equipment from Dell Computer Corporation has been saved in your name the Dell Online Store. The E-Quote will be held for 60 days to allow for completion of the order.

Per your request, this E-Quote has been forwarded to the following recipients:

Your Comments:

To retrieve this E-Quote:

1. Log on to your Premier page for Sarpy County, Nebraska
2. Click into your online store.
3. Select "Retrieve" E-Quote from the top section of the page.
4. Select E-Quote Number: 1021566351578

Premier.dell.com log-in: <http://premier.dell.com>

A read-only view of this E-Quote is provided below:

E-Quote Information

E-Quote number: 1021566351578

E-Quote name: LV-NEW

Description: 9020MT

Customer Name: Sarpy County, Nebraska

E-quote Name	LV-NEW	E-Quote Description	9020MT
Saved By:	Rusty Ethridge	Phone Number:	(402) 593-1569
	Rusty@sarpy.com	Purchasing Agent:	
Saved On:	Monday, April 20, 2015	Notes/Comments:	
Expires On:	Friday, June 19, 2015	Additional Comments:	
Premier Page Name Sarpy County, Nebraska			

Ship to Address:

Bill to Address:

Rusty Ethridge
Sarpy County Courthouse

1210 Golden Gate Dr
Papillion, NE 68046 2839

402 5931569

402 5934302

Description



OptiPlex 9020 Mini Tower – Build Your Own

Date & Time: April 20, 2015 3:32 PM CST

SYSTEM COMPONENTS

OptiPlex 9020 Mini Tower – Build Your Own Qty 4

OptiPlex 9020 Minitower, Windows 7 Professional English/French 64bit
(Includes Windows 8.1 Pro license)

Unit Price \$1,447.6

Catalog Number: 84 CUBTO9020MTB

Module	Description	Product Code	Sku	Id
OptiPlex 9020 Minitower	OptiPlex 9020 Minitower	9MTC	[210-AATM]	1
Operating System(s)	Windows 7 Professional English/French 64bit (Includes Windows 8.1 Pro license)	DW17P6M	[536-BBBJ]	11
Memory	8GB (2x4GB) 1600MHz DDR3 Memory	8G2D	[370-AAMG]	3

Keyboard	US English (QWERTY) Dell KB212-B QuietKey USB Keyboard Black	8KBUS	[580-AAQX]	4
Monitors	No Monitor Selected	NOMNTR	[480-ABHJ]	5
Video Cards	AMD Radeon™ R5 240, 1GB, Full Height (DP and DVI-I)	FOUG11	[490-BBXS]	6
Wirelss Drivers	No Wireless	NOWRLS	[555-BBFO]	7
Boot Hard Drives	500GB 3.5inch SATA (7.200 RPM) Hard Drive	500SG7	[400-AANO]	8
1394 FireWire Adapter	NO ADD-IN CONTROLLER CARD, PCI	NOCNTL	[340-ADBJ]	9
Mouse	Dell MS111 USB Optical Mouse	USBOP	[570-AACR]	12
Network Card	No Bcom required	NOBCOM	[555-BBKH]	13
Optical Drivers	16X DVD+/-RW and Media Card Reader	16DRW	[385-BBBN] [385-BBBO] [429-AAED]	16

Speakers	Internal Speaker	SPKR	[520- AABP]	18
Wireless	No Wireless	NOWRLS	[555- BBFO]	19
Power Cord	System Power Cord (English)	US125V	[450- AAOJ]	20
Documentation	No Quick Reference Guide	NOTSH	[340- ABKW]	21
Productivity Software	Microsoft® Office Professional 2013, English, French and Spanish	13P	[630- AABM]	22
Hardware Support Services	3 Year Hardware Service with Onsite/In-Home Service After Remote Diagnosis	NBD3	[997- 6870] [997- 6872]	29
Low Power Mode	No Bios Required	NOBIOS	[696- BBBC]	38
Systems Management	Intel® vPro Technology Enabled	VPRO	[631- AABI]	49
Diagnostic CD / Diskette	Resource DVD contains Diagnostics and Drivers	RDVD	[340- ABJK]	50
Placemat	No Quick Reference Guide	NOTSH	[340- ABKW]	60

Additional Opticals	No Optical Drive	NODD	[429-AAHB]	105
Cables - Multi select	NO ADAPTER	NOADPTR	[470-AAJL]	106
Canada Ship Options	US No Canada Ship Charge	USNONE	[332-1286]	111
Chassis Options	OptiPlex 9020 MiniTower up to 85% efficient PSU	MTBRZ2	[329-BCKH]	116
E-Star	No Estar	NOESMRT	[387-BBCG]	122
Processor	Intel® Core™ i5-4590 Processor (Quad Core, 6MB, 3.30GHz w/HD4600 Graphics)	I54590	[338-BFIN]	146
Dell Data Protection Encryption Security SW	No DDPE Encryption Software	NODDPE	[954-3465]	156
Chassis intrusion switch	Chassis Intrusion Switch	NTRSN	[461-AAAZ]	289
Intel Rapid Start Technology and Smart Connect	NO INTEL RESPONSIVE	NOINTR	[551-BBBJ]	346
Thermals	Heatsink, Performance, Minitower	THMT9	[412-AAAV]	412

Packaging	Shipping Material for System, Minitower	SHPDAO	[340-ABVE]	465
Dell Monitors	Dell 22 Monitor - P2214H	P2214H	[480-ABMD]	496
Optical Software	PowerDVD Software not included	NOPDVD	[429-AAGQ]	597
Additional Hard Drive	No Additional Hard Drive	NOAHD	[340-ADBJ]	637
Digitally Delivered Software	NCR	NOUPGRD	[340-ADBJ]	640
Regulatory Label	Regulatory Label	REGMEX	[389-BCCV]	676
ADD-IN Port Cards	No Add On Cards	NOADDIN	[382-BBBZ]	698
Processor Branding	Intel® Core™ I5 VPro Label	VICI5	[389-BBWQ]	749
Non-Microsoft Application Software	Additional Software for Window 7 Downgrade	W7DGRD	[421-4047] [421-9982] [422-0008] [632-BBBZ] [632-BBCB] [640-	1003

BBDF]
[640-
BBEV]
[658-
BBMQ]
[658-
BBMT]
[658-
BBNH]

Raid Connectivity	NO RAID	NORAIID	[817- BBBN]	1009
Security Software	No Anti-Virus SW	NOSCRTY	[650- AAHJ]	1014
Operating System Media	Windows 8.1 English OS Recovery - DVD	M81D6E	[620- AASU]	200013
Dell Backup & Recovery	Dell Backup and Recovery Basic (BC)	DBRBSC6	[637- AAAS]	200076

TOTAL: \$5,790.76

Sub-total

\$5,790.76

Tax --

Total Price --

In the event that you are subject to a tax holiday, you will not be charged tax.

Thanks for shopping on the Dell Online Store and for using our E-Quote service. We hope you find it useful making your purchase and will continue to think of Dell.com for all of your computing needs.

Sincerely,
Dell Online Sales

From: Rusty Ethridge [rusty@sarpy.com]
Sent: Monday, April 20, 2015 10:08 AM
To: Jean Hurst
Subject: FW: Dell Computer - Saved Quote Information 1020164878537

Did you get this quote for the laptop?

From: Rusty Ethridge
Sent: Friday, April 03, 2015 3:33 PM
To: jhurst@cityoflavista.org
Subject: FW: Dell Computer - Saved Quote Information 1020164878537

Quote for 15.6" laptop with docking station, carrying case, and Office 2013 license. Please let me know if you need anything else!

From: DellOnlineSales@Dell.com [mailto:DellOnlineSales@Dell.com]
Sent: Friday, April 03, 2015 3:33 PM
To: Rusty Ethridge
Subject: Dell Computer - Saved Quote Information 1020164878537

Your E-Quote has been saved.

Dear Rusty Ethridge:

An E-Quote containing computer equipment from Dell Computer Corporation has been saved in your name the Dell Online Store. The E-Quote will be held for 60 days to allow for completion of the order.

Per your request, this E-Quote has been forwarded to the following recipients:

Your Comments:

To retrieve this E-Quote:

1. Log on to your Premier page for Sarpy County, Nebraska
2. Click into your online store.
3. Select "Retrieve" E-Quote from the top section of the page.
4. Select E-Quote Number: 1020164878537

Premier.dell.com log-in: <http://premier.dell.com>

A read-only view of this E-Quote is provided below:

E-Quote Information

E-Quote number: 1020164878537

E-Quote name: lv-laptop2

Description: 15.6"

Customer Name: Sarpy County, Nebraska

E-quote Name	lv-laptop2	E-Quote Description	15.6"
Saved By:	Rusty Ethridge	Phone Number:	(402) 593-1569
	<u>Rusty@sarpy.com</u>	Purchasing Agent:	
Saved On:	Friday, April 03, 2015	Notes/Comments:	
Expires On:	Tuesday, June 02, 2015	Additional Comments:	
Premier Page Name Sarpy County, Nebraska			

Ship to Address: Bill to Address:

Rusty Ethridge
Sarpy County Courthouse
1210 Golden Gate Dr
Papillion, NE 68046 2839 ,

402 5931569

402 5934302

Description

Latitude E6540 Laptop – Build Your Own



Date & Time: April 03, 2015 3:32 PM CST

SYSTEM COMPONENTS

Latitude E6540 Laptop – Build Your Own Qty 1

Latitude E6540, Windows 7 Professional, 64-bit, English Unit Price \$1,674.31

Catalog Number: 84 B165CUBTO

Module	Description	Product Code	Sku	Id
Latitude E6540	Latitude E6540	E6540C	[210-AAFM]	1
Operating System	Windows 7 Professional, 64-bit, English	W7PN61E	[421-8067]	11
Memory	8GB (2x4GB) 1600MHz DDR3L Memory	8G2D6	[370-AAIE]	3
Keyboard	Internal English Backlit Dual Pointing Keyboard	ENGDB	[580-AAFH]	4
Graphics	Intel® HD graphics 4600	NEXPUE	[490-BCIF]	6
Wireless Driver	Intel® 6235 2X2 802.11n + Bluetooth 4.0 + WiDi Driver	DR6235	[555-BBDQ]	7
Hard Drive	500GB 7200rpm Hard Drive	500G72	[400-AFXH]	8
Optical Drive	8X DVD+/-RW	DVDRW	[429-AABK]	16
Wireless	Intel® Advanced -N 6235 802.11AGN Dual Band Wi-Fi + BT 4.0LE Half Mini Card	DW6235	[555-BBDR]	19

Power Cord	US Power Cord	US25AE5	[537- BBBD]	20
Documentation	System Documentation, English	UDOCE	[343- BBBM] [389- BCNB]	21
Camera Software	Software for Integrated Camera	SCW7	[319- BBBH]	25
Hardware Support Services	3 Year Hardware Service with In-Home/Onsite Service After Remote Diagnosis	NBD3	[997- 8705] [997- 8720]	29
Accidental Damage Service	3 Year Accidental Damage Service	ACDAM3	[973- 9189]	33
Systems Management	No Out-of-Band Systems Management	NOVPRO	[631- AAAG]	49
Resource DVD	Resource DVD	RDVD	[430- XXYF]	50
Security Hardware	No Dell ControlVault, No Fingerprint Reader, No Smartcard Reader & No Contactless Smartcard Reader	NOFR	[346- BBBW]	55
Canada Shipping	US No Canada Ship Charge	USNONE	[332- 1286]	111

Dell Battery	6-cell (60Wh) Lithium Ion battery with ExpressCharge™	6C	[451-BBBL]	112
Mobile Broadband	No Wireless Wan Card	NOWW	[362-BBBB]	114
Dell case	Dell Professional Topload 15.6 inch Carry Case	15PROT	[460-BBLG]	118
Energy Efficient Option	No Energy Star	NOESTAR	[387-BBCE]	122
Processor	4th gen Intel® Core™ i5-4310M Processor (2.7 GHz, 3M cache, Upgradable to Intel® vPro™ technology)	4310M	[338-BESD]	146
Dell Data Protection Encryption Security SW	No DDPE Encryption Software	NODDPE	[954-3465]	156
Docking Stations	E-Port, dock for charging, digital video, and USB 3.0 / eSATA port support	ESPR2	[452-BBBI]	271
Camera/Microphone	Light Sensitive Webcam and Noise Cancelling Digital Array Mic	CAMMIC	[325-BBBT]	379
Shipping Material	SHIP,NBK,E6540,DAO,UMA,Mix-model	SHPMXU	[340-ADIN]	465

Optical Software	No Power DVD	PDVDW7	[430- XXYY]	597
CFI Included (Smart Selection)	CFI Not Included	CFINO	[469- 2486]	706
Intel Rapid Start and Smart Connect	No Intel Rapid Start or Smart Connect	NONE	[551- BBBJ]	707
Intel Label	Intel® Core™ i5 Processor Label	I5INTEL	[389- BCCI]	749
LCD	15.6inch HD (1366x768) Anti-Glare LED	HDFE	[391- BBVN]	760
Office Productivity Software	Microsoft® Office Professional 2013, English, French and Spanish	13P	[630- AABM]	1002
Non-Microsoft Application Software	Additional Software for Windows 7	WIN7	[330- 6322] [421- 9982] [422- 0007] [551- BBBH] [640- BBDI] [640- BBEU] [640- BBHQ] [640- BBHR] [658- BBNF]	1003

Antivirus Security Software (Pre-installed)	No Security Software	NOSS	[650-AAHI]	1014
Adapter	90W AC Adapter, 3-pin	90WES6	[492-BBOG]	1015
Operating System Recovery Options	No Media	NOMEDIA	[620-AAOH]	200013
Dell Backup and Recovery	Ubuntu Recovery	NONE	[619-ABJJ]	200076
Shipping	Thank you for choosing Dell.	STND	[800-BBFB]	200080

TOTAL: \$1,674.31

Sub-total \$1,674.31

Tax --

Total Price --

In the event that you are subject to a tax holiday, you will not be charged tax.

Thanks for shopping on the Dell Online Store and for using our E-Quote service. We hope you find it useful making your purchase and will continue to think of Dell.com for all of your computing needs.

Sincerely,
Dell Online Sales

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
MAY 5, 2015 AGENDA**

Subject:	Type:	Submitted By:
96 TH STREET TRAFFIC SIGNAL STUDY - DISCUSSION	RESOLUTION ORDINANCE ◆ RECEIVE/FILE	JOHN KOTTMANN CITY ENGINEER/ASSISTANT PUBLIC WORKS DIRECTOR

SYNOPSIS

A summary of the 96th Street Traffic Signal Study conducted by Olsson Associates will be presented by staff.

FISCAL IMPACT

The FY 15 Capital Improvement Program provided funding for this study.

RECOMMENDATION

N/A

BACKGROUND

Traffic signal warrants along 96th Street were examined in 2008 and the warrants were not met at that time. Over the last year there have been requests from citizens for a traffic signal at the 96th and Brentwood intersection. Before proceeding with the design of a traffic signal at a particular intersection on 96th Street between Giles Road and Harrison Street it was necessary to conduct an updated review of traffic signal warrants and evaluate the placement of signals in regards to traffic operations and progression along 96th Street. A study was conducted by Olsson Associates and a report has been completed. The report indicates that a warrant is just barely met at the Brentwood Drive intersection and warrants are not met at other locations. Additional development is expected in Mayfair Commons. Therefore, a traffic signal at the Brentwood Drive intersection is recommended.

The City Engineer will present an overview of the study at the Council meeting.

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
MAY 5, 2015 AGENDA**

Subject:	Type:	Submitted By:
HOLIDAY LIGHTS & DECORATIONS	RESOLUTION ORDINANCE ◆ RECEIVE/FILE	BRENDA S. GUNN CITY ADMINISTRATOR

SYNOPSIS

A discussion item has been placed on the agenda to discuss the City's holiday lights and decorations.

FISCAL IMPACT

TBD

RECOMMENDATION

Provide direction

BACKGROUND

The Mayor has expressed an interest in expanding the City's holiday lights and decorations in order to create a more memorable experience for residents and visitors. Currently the City places lights and banners on the 84th Street light poles and in the City Hall/Community Center facility.

Examples of improvements could include:

- Coordinated lighting and decorations on all City buildings
- Expanded displays at the City's boundary entrances
- Expanded decorating of light poles and trees along 84th Street
- Additional decorating on 72nd, 96th, Harrison and Giles to Southport
- Lighting and displays at the golf course (trees and clubhouse)
- Upgrades to Santa's sleigh

In order to get a better sense of the possibilities and associated costs staff recommends consulting with local lighting and decoration experts. It is anticipated that this would be done informally and the information obtained would be brought back to Council for review and for subsequent direction.

Since FY13 the Council has included \$50,000 in the lottery fund budget for holiday decorations. To date, the City has spent approximately \$40,000. Which includes the lighted decorations and banners on 84th Street. No funds have been expended for the current fiscal year.