

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
MAY 6, 2008 AGENDA**

Subject:	Type:	Submitted By:
CALL FOR REDEMPTION OF BONDS AND REFUNDING SERIES 2008 BOND ISSUE	◆ RESOLUTION ◆ ORDINANCE RECEIVE/FILE	SHEILA LINDBERG FINANCE DIRECTOR

SYNOPSIS

Resolutions have been prepared authorizing bonds called for redemption of the Various Purpose Bonds, 2001 Series; Various Purpose Bonds, 2002 Series; General Obligation Bonds, Series 2001, Sanitary Improvement District 198; and General Obligation Bonds, Series 2002, Sanitary Improvement District 200.

An ordinance has been prepared authorizing the Refunding of the 2001 \$1,600,000 G.O. Bond Issue, the 2001 \$2,555,000 GO Various Purpose Bond Issue, the 2002 \$1,600,000 Street Improvement Bond Issue and the 2002 \$3,450,000 G.O. Various Purpose Bond Issue. This will be the Refunding Bonds, Series 2008 in the principal amount of \$6,845,000.

FISCAL IMPACT

Savings of \$913,500 will be recognized over time in the Debt Service Fund as a result of the lower interest rate.

RECOMMENDATION

Approval.

BACKGROUND

The City is paying an average coupon (interest) rate of 5.4% on these current bond issues; however, with the refunding, the average coupon rate will fall to 3.7%. The refinancing of these bond issues will help build up the Debt Service Fund in order to ensure the long term sustainability of the fund and to meet the City's current and future debt obligations.

SOURCES AND USES OF FUNDS

CITY of LA VISTA, NEBRASKA
SERIES 2008 REFUNDING BONDS
Current Refunding of: Ser. 2001 & Ser. 2002 (Var. Purpose bonds)
Current Refunding of: Ser. 2001 (SID 198) & Ser 2002 (SID 200A)
Non-BQ, Insured, 2021 Final Maturity
[Preliminary - For Discussion only]

Dated Date 05/06/2008
Delivery Date 05/06/2008

Sources:

Bond Proceeds:	
Par Amount	6,845,000.00
Other Sources of Funds:	
Prior int. (accr. to closing date)	69,279.44
	<u>6,914,279.44</u>

Uses:

Refunding Escrow Deposits:	
Cash Deposit	6,789,279.44
Delivery Date Expenses:	
Cost of Issuance	13,690.00
Underwriter's Discount	51,337.50
Bond Insurance (est: 60bps; min: \$12K)	51,930.30
Ratings	<u>7,000.00</u>
	123,957.80
Other Uses of Funds:	
Contingency	1,042.20
	<u>6,914,279.44</u>

SUMMARY OF REFUNDING RESULTS

CITY of LA VISTA, NEBRASKA

SERIES 2008 REFUNDING BONDS

Current Refunding of: Ser. 2001 & Ser. 2002 (Var. Purpose bonds)

Current Refunding of: Ser. 2001 (SID 198) & Ser 2002 (SID 200A)

Non-BQ, Insured, 2021 Final Maturity

[Preliminary - For Discussion only]

Dated Date	05/06/2008
Delivery Date	05/06/2008
Arbitrage yield	3.797883%
Escrow yield	
Bond Par Amount	6,845,000.00
True Interest Cost	3.796444%
Net Interest Cost	3.807047%
All-In TIC	3.974140%
Average Coupon	3.702048%
Average Life	7.143
Par amount of refunded bonds	6,720,000.00
Average coupon of refunded bonds	5.429789%
Average life of refunded bonds	7.804
PV of prior debt to 05/06/2008 @ 3.797883%	7,497,369.38
Net PV Savings	636,062.44
Percentage savings of refunded bonds	9.465215%
Percentage savings of refunding bonds	9.292366%

SAVINGS

CITY of LA VISTA, NEBRASKA
 SERIES 2008 REFUNDING BONDS
 Current Refunding of: Ser. 2001 & Ser. 2002 (Var. Purpose bonds)
 Current Refunding of: Ser. 2001 (SID 198) & Ser 2002 (SID 200A)
 Non-BQ, Insured, 2021 Final Maturity
 [Preliminary - For Discussion only]

Date	Prior Debt Service	Prior Receipts	Prior Net Cash Flow	Refunding Debt Service	Refunding Receipts	Refunding Net Cash Flow	Savings	Present Value to 05/06/2008 @ 3.7978834%
09/30/2008	73,931.25	69,279.44	4,651.81		1,042.20	-1,042.20	5,694.01	5,273.63
09/30/2009	357,120.00		357,120.00	321,397.54		321,397.54	35,722.46	33,027.25
09/30/2010	816,021.25		816,021.25	737,618.75		737,618.75	78,402.50	66,564.36
09/30/2011	813,267.50		813,267.50	735,005.00		735,005.00	78,262.50	63,837.20
09/30/2012	818,902.50		818,902.50	740,948.75		740,948.75	77,953.75	61,036.05
09/30/2013	812,580.00		812,580.00	735,130.00		735,130.00	77,450.00	58,376.12
09/30/2014	824,443.75		824,443.75	747,591.25		747,591.25	76,852.50	55,515.44
09/30/2015	819,103.75		819,103.75	743,477.50		743,477.50	75,626.25	52,413.72
09/30/2016	841,026.25		841,026.25	762,377.50		762,377.50	78,648.75	52,481.52
09/30/2017	572,685.00		572,685.00	518,603.75		518,603.75	54,081.25	34,321.20
09/30/2018	580,128.75		580,128.75	527,670.00		527,670.00	52,458.75	31,614.46
09/30/2019	580,400.00		580,400.00	525,437.50		525,437.50	54,962.50	31,938.62
09/30/2020	579,022.50		579,022.50	521,930.00		521,930.00	57,092.50	32,010.71
09/30/2021	576,272.50		576,272.50	522,005.00		522,005.00	54,267.50	28,877.64
09/30/2022	571,882.50		571,882.50	515,857.50		515,857.50	56,025.00	28,774.51
	9,636,787.50	69,279.44	9,567,508.06	8,655,050.04	1,042.20	8,654,007.84	913,500.22	636,062.44

Savings Summary

PV of savings from cash flow	636,062.44
Net PV Savings	636,062.44

SAVINGS BY MATURITY

CITY of LA VISTA, NEBRASKA SERIES 2008 REFUNDING BONDS

Current Refunding of: Ser. 2001 & Ser. 2002 (Var. Purpose bonds)

Current Refunding of: Ser. 2001 (SID 198) & Ser 2002 (SID 200A)

Non-BQ, Insured, 2021 Final Maturity

[Preliminary - For Discussion only]

Bond	Maturity Date	Interest Rate	Par Amount	Adjusted Savings	Adjusted Savings Percent
Ser 2001 SID 198, dtd 10/15/01 callable 10/1/05, 01SID198:					
SER	10/15/2009	4.800%	70,000.00	1,040.59	1.487%
	10/15/2010	4.900%	70,000.00	2,493.10	3.562%
	10/15/2011	5.000%	75,000.00	3,899.33	5.199%
	10/15/2012	5.100%	80,000.00	5,220.93	6.526%
	10/15/2013	5.150%	85,000.00	6,607.45	7.773%
	10/15/2014	5.200%	90,000.00	8,092.53	8.992%
	10/15/2015	5.250%	95,000.00	9,007.84	9.482%
	10/15/2016	5.300%	100,000.00	10,014.27	10.014%
	10/15/2017	5.350%	105,000.00	10,995.95	10.472%
	10/15/2018	5.400%	110,000.00	12,267.97	11.153%
	10/15/2019	5.450%	120,000.00	13,275.58	11.063%
	10/15/2020	5.500%	125,000.00	14,094.35	11.275%
	10/15/2021	5.500%	135,000.00	15,291.14	11.327%
			1,260,000.00	112,301.02	
Ser 2002 SID 200A Dated 4/01/02, 02SD200A:					
SER	04/01/2010	4.850%	140,000.00	2,963.44	2.117%
	04/01/2011	4.950%	150,000.00	6,407.16	4.271%
	04/01/2012	5.050%	160,000.00	9,551.13	5.969%
	04/01/2013	5.150%	165,000.00	12,155.47	7.367%
	04/01/2014	5.250%	175,000.00	15,590.16	8.909%
	04/01/2015	5.350%	185,000.00	19,083.44	10.315%
	04/01/2016	5.450%	195,000.00	22,148.26	11.358%
	04/01/2017	5.550%	205,000.00	25,602.34	12.489%
	04/01/2018	5.750%	220,000.00	31,982.01	14.537%
	04/01/2019	5.750%	235,000.00	34,876.23	14.841%
	04/01/2020	5.750%	245,000.00	35,153.55	14.348%
	04/01/2021	5.750%	260,000.00	37,232.01	14.320%
	04/01/2022	5.750%	275,000.00	38,923.11	14.154%
			2,610,000.00	291,668.30	
Ser 2001 GO VP dtd 1/15/01, GOVP01:					
SERIALS	01/15/2010	5.050%	175,000.00	3,862.22	2.207%
	01/15/2011	5.100%	180,000.00	7,968.06	4.427%
	01/15/2012	5.150%	190,000.00	11,544.62	6.076%
	01/15/2013	5.250%	200,000.00	15,080.00	7.540%
	01/15/2014	5.350%	220,000.00	20,340.67	9.246%
	01/15/2015	5.450%	225,000.00	24,194.39	10.753%
	01/15/2016	5.550%	260,000.00	30,767.50	11.834%
			1,450,000.00	113,757.47	
Ser 2002 GO VP dtd 6/12/02, VPST02R:					
SERIALS	06/15/2010	4.450%	80,000.00	1,136.70	1.421%
	06/15/2011	4.550%	85,000.00	2,750.66	3.236%
	06/15/2012	4.650%	90,000.00	4,140.16	4.600%
	06/15/2013	4.750%	90,000.00	5,082.32	5.647%
	06/15/2014	4.850%	95,000.00	6,536.51	6.881%
	06/15/2015	5.000%	100,000.00	8,465.03	8.465%
	06/15/2016	5.100%	105,000.00	9,607.36	9.150%
	06/15/2017	5.200%	110,000.00	11,009.74	10.009%
	06/15/2018	5.250%	120,000.00	12,394.32	10.329%
	06/15/2019	5.300%	125,000.00	13,661.65	10.929%
	06/15/2020	5.350%	130,000.00	13,734.74	10.565%
	06/15/2021	5.400%	135,000.00	14,725.44	10.908%
	06/15/2022	5.450%	135,000.00	15,091.02	11.179%
			1,400,000.00	118,335.65	
			6,720,000.00	636,062.44	

Note: Calculated Using Remaining Maturities

BOND PRICING

CITY of LA VISTA, NEBRASKA
SERIES 2008 REFUNDING BONDS
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 Current Refunding of: Ser. 2001 (SID 198) & Ser 2002 (SID 200A)
 Non-BQ, Insured, 2021 Final Maturity
 [Preliminary - For Discussion only]

Bond Component	Maturity Date	Amount	Rate	Yield	Price
Serial Bonds:					
	10/15/2008	105,000	2.300%	2.300%	100.000
	10/15/2009	515,000	2.350%	2.350%	100.000
	10/15/2010	525,000	2.500%	2.500%	100.000
	10/15/2011	545,000	2.750%	2.750%	100.000
	10/15/2012	555,000	3.000%	3.000%	100.000
	10/15/2013	585,000	3.150%	3.150%	100.000
	10/15/2014	600,000	3.300%	3.300%	100.000
	10/15/2015	640,000	3.500%	3.500%	100.000
	10/15/2016	415,000	3.650%	3.650%	100.000
	10/15/2017	440,000	3.800%	3.800%	100.000
	10/15/2018	455,000	3.900%	3.900%	100.000
	10/15/2019	470,000	4.100%	4.100%	100.000
	10/15/2020	490,000	4.200%	4.200%	100.000
	10/15/2021	505,000	4.300%	4.300%	100.000
		6,845,000			

Dated Date	05/06/2008	
Delivery Date	05/06/2008	
First Coupon	10/15/2008	
Par Amount	6,845,000.00	
Original Issue Discount		
Production	6,845,000.00	100.000000%
Underwriter's Discount	-51,337.50	-0.750000%
Purchase Price	6,793,662.50	99.250000%
Accrued Interest		
Net Proceeds	6,793,662.50	

BOND SUMMARY STATISTICS

CITY of LA VISTA, NEBRASKA SERIES 2008 REFUNDING BONDS

Current Refunding of: Ser. 2001 & Ser. 2002 (Var. Purpose bonds)

Current Refunding of: Ser. 2001 (SID 198) & Ser 2002 (SID 200A)

Non-BQ, Insured, 2021 Final Maturity

[Preliminary - For Discussion only]

Dated Date	05/06/2008
Delivery Date	05/06/2008
First Coupon	10/15/2008
Last Maturity	10/15/2021
Arbitrage Yield	3.797883%
True Interest Cost (TIC)	3.796444%
Net Interest Cost (NIC)	3.807047%
All-In TIC	3.974140%
Average Coupon	3.702048%
Average Life (years)	7.143
Duration of Issue (years)	6.177
Par Amount	6,845,000.00
Bond Proceeds	6,845,000.00
Total Interest	1,810,050.04
Net Interest	1,861,387.54
Bond Years from Dated Date	48,893,208.33
Bond Years from Delivery Date	48,893,208.33
Total Debt Service	8,655,050.04
Maximum Annual Debt Service	762,377.50
Average Annual Debt Service	643,897.09
Underwriter's Fees (per \$1000)	
Average Takedown	
Other Fee	7.500000
Total Underwriter's Discount	7.500000
Bid Price	99.250000

Bond Component	Par Value	Price	Average Coupon	Average Life	PV of 1 bp change
Serial Bonds	6,845,000.00	100.000	3.702%	7.143	4,090.95
	6,845,000.00			7.143	4,090.95

	TIC	All-In TIC	Arbitrage Yield
Par Value	6,845,000.00	6,845,000.00	6,845,000.00
+ Accrued Interest			
+ Premium (Discount)			
- Underwriter's Discount	-51,337.50	-51,337.50	
- Cost of Issuance Expense		-13,690.00	
- Other Amounts		-58,930.30	-51,930.30
Target Value	6,793,662.50	6,721,042.20	6,793,069.70
Target Date	05/06/2008	05/06/2008	05/06/2008
Yield	3.796444%	3.974140%	3.797883%

BOND DEBT SERVICE

CITY of LA VISTA, NEBRASKA
SERIES 2008 REFUNDING BONDS
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Period Ending	Principal	Coupon	Interest	Debt Service	Annual Debt Service
10/15/2008	105,000	2.300%	102,062.54	207,062.54	
04/15/2009			114,335.00	114,335.00	
09/30/2009					321,397.54
10/15/2009	515,000	2.350%	114,335.00	629,335.00	
04/15/2010			108,283.75	108,283.75	
09/30/2010					737,618.75
10/15/2010	525,000	2.500%	108,283.75	633,283.75	
04/15/2011			101,721.25	101,721.25	
09/30/2011					735,005.00
10/15/2011	545,000	2.750%	101,721.25	646,721.25	
04/15/2012			94,227.50	94,227.50	
09/30/2012					740,948.75
10/15/2012	555,000	3.000%	94,227.50	649,227.50	
04/15/2013			85,902.50	85,902.50	
09/30/2013					735,130.00
10/15/2013	585,000	3.150%	85,902.50	670,902.50	
04/15/2014			76,688.75	76,688.75	
09/30/2014					747,591.25
10/15/2014	600,000	3.300%	76,688.75	676,688.75	
04/15/2015			66,788.75	66,788.75	
09/30/2015					743,477.50
10/15/2015	640,000	3.500%	66,788.75	706,788.75	
04/15/2016			55,588.75	55,588.75	
09/30/2016					762,377.50
10/15/2016	415,000	3.650%	55,588.75	470,588.75	
04/15/2017			48,015.00	48,015.00	
09/30/2017					518,603.75
10/15/2017	440,000	3.800%	48,015.00	488,015.00	
04/15/2018			39,655.00	39,655.00	
09/30/2018					527,670.00
10/15/2018	455,000	3.900%	39,655.00	494,655.00	
04/15/2019			30,782.50	30,782.50	
09/30/2019					525,437.50
10/15/2019	470,000	4.100%	30,782.50	500,782.50	
04/15/2020			21,147.50	21,147.50	
09/30/2020					521,930.00
10/15/2020	490,000	4.200%	21,147.50	511,147.50	
04/15/2021			10,857.50	10,857.50	
09/30/2021					522,005.00
10/15/2021	505,000	4.300%	10,857.50	515,857.50	
09/30/2022					515,857.50
	6,845,000		1,810,050.04	8,655,050.04	8,655,050.04

AGGREGATE NET REFUNDING DEBT SERVICE

CITY of LA VISTA, NEBRASKA
SERIES 2008 REFUNDING BONDS
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Debt Service of Proposed and Unrefunded Bonds

Date	Proposed Debt Service (net of Accrued)	Unrefunded and/or Other Debt Service	Total	Annual Total
06/15/2008		73,047.50	73,047.50	
07/15/2008		4,125.00	4,125.00	
09/30/2008				77,172.50
10/01/2008		3,138.75	3,138.75	
10/15/2008	207,062.54	66,527.50	273,590.04	
12/15/2008		1,612.50	1,612.50	
01/15/2009		169,125.00	169,125.00	
04/01/2009		138,138.75	138,138.75	
04/15/2009	114,335.00		114,335.00	
06/15/2009		76,612.50	76,612.50	
09/30/2009				776,552.54
10/15/2009	629,335.00		629,335.00	
04/15/2010	108,283.75		108,283.75	
09/30/2010				737,618.75
10/15/2010	633,283.75		633,283.75	
04/15/2011	101,721.25		101,721.25	
09/30/2011				735,005.00
10/15/2011	646,721.25		646,721.25	
04/15/2012	94,227.50		94,227.50	
09/30/2012				740,948.75
10/15/2012	649,227.50		649,227.50	
04/15/2013	85,902.50		85,902.50	
09/30/2013				735,130.00
10/15/2013	670,902.50		670,902.50	
04/15/2014	76,688.75		76,688.75	
09/30/2014				747,591.25
10/15/2014	676,688.75		676,688.75	
04/15/2015	66,788.75		66,788.75	
09/30/2015				743,477.50
10/15/2015	706,788.75		706,788.75	
04/15/2016	55,588.75		55,588.75	
09/30/2016				762,377.50
10/15/2016	470,588.75		470,588.75	
04/15/2017	48,015.00		48,015.00	
09/30/2017				518,603.75
10/15/2017	488,015.00		488,015.00	
04/15/2018	39,655.00		39,655.00	
09/30/2018				527,670.00
10/15/2018	494,655.00		494,655.00	
04/15/2019	30,782.50		30,782.50	
09/30/2019				525,437.50
10/15/2019	500,782.50		500,782.50	
04/15/2020	21,147.50		21,147.50	
09/30/2020				521,930.00
10/15/2020	511,147.50		511,147.50	
04/15/2021	10,857.50		10,857.50	
09/30/2021				522,005.00
10/15/2021	515,857.50		515,857.50	
09/30/2022				515,857.50
	8,655,050.04	532,327.50	9,187,377.54	9,187,377.54

SUMMARY OF BONDS REFUNDED

CITY of LA VISTA, NEBRASKA
SERIES 2008 REFUNDING BONDS
Current Refunding of: Ser. 2001 & Ser. 2002 (Var. Purpose bonds)
Current Refunding of: Ser. 2001 (SID 198) & Ser 2002 (SID 200A)
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[Preliminary - For Discussion only]

Bond	Maturity Date	Interest Rate	Par Amount	Call Date	Call Price
Ser 2001 SID 198, dtd 10/15/01 callable 10/1/05:					
SER	10/15/2009	4.800%	70,000.00	05/06/2008	100.000
	10/15/2010	4.900%	70,000.00	05/06/2008	100.000
	10/15/2011	5.000%	75,000.00	05/06/2008	100.000
	10/15/2012	5.100%	80,000.00	05/06/2008	100.000
	10/15/2013	5.150%	85,000.00	05/06/2008	100.000
	10/15/2014	5.200%	90,000.00	05/06/2008	100.000
	10/15/2015	5.250%	95,000.00	05/06/2008	100.000
	10/15/2016	5.300%	100,000.00	05/06/2008	100.000
	10/15/2017	5.350%	105,000.00	05/06/2008	100.000
	10/15/2018	5.400%	110,000.00	05/06/2008	100.000
	10/15/2019	5.450%	120,000.00	05/06/2008	100.000
	10/15/2020	5.500%	125,000.00	05/06/2008	100.000
	10/15/2021	5.500%	135,000.00	05/06/2008	100.000
			1,260,000.00		
Ser 2002 SID 200A Dated 4/01/02:					
SER	04/01/2010	4.850%	140,000.00	05/06/2008	100.000
	04/01/2011	4.950%	150,000.00	05/06/2008	100.000
	04/01/2012	5.050%	160,000.00	05/06/2008	100.000
	04/01/2013	5.150%	165,000.00	05/06/2008	100.000
	04/01/2014	5.250%	175,000.00	05/06/2008	100.000
	04/01/2015	5.350%	185,000.00	05/06/2008	100.000
	04/01/2016	5.450%	195,000.00	05/06/2008	100.000
	04/01/2017	5.550%	205,000.00	05/06/2008	100.000
	04/01/2018	5.750%	220,000.00	05/06/2008	100.000
	04/01/2019	5.750%	235,000.00	05/06/2008	100.000
	04/01/2020	5.750%	245,000.00	05/06/2008	100.000
	04/01/2021	5.750%	260,000.00	05/06/2008	100.000
	04/01/2022	5.750%	275,000.00	05/06/2008	100.000
			2,610,000.00		
Ser 2001 GO VP dtd 1/15/01:					
SERIALS	01/15/2010	5.050%	175,000.00	05/06/2008	100.000
	01/15/2011	5.100%	180,000.00	05/06/2008	100.000
	01/15/2012	5.150%	190,000.00	05/06/2008	100.000
	01/15/2013	5.250%	200,000.00	05/06/2008	100.000
	01/15/2014	5.350%	220,000.00	05/06/2008	100.000
	01/15/2015	5.450%	225,000.00	05/06/2008	100.000
	01/15/2016	5.550%	260,000.00	05/06/2008	100.000
			1,450,000.00		
Ser 2002 GO VP dtd 6/12/02:					
SERIALS	06/15/2010	4.450%	80,000.00	05/06/2008	100.000
	06/15/2011	4.550%	85,000.00	05/06/2008	100.000
	06/15/2012	4.650%	90,000.00	05/06/2008	100.000
	06/15/2013	4.750%	90,000.00	05/06/2008	100.000
	06/15/2014	4.850%	95,000.00	05/06/2008	100.000
	06/15/2015	5.000%	100,000.00	05/06/2008	100.000
	06/15/2016	5.100%	105,000.00	05/06/2008	100.000
	06/15/2017	5.200%	110,000.00	05/06/2008	100.000
	06/15/2018	5.250%	120,000.00	05/06/2008	100.000
	06/15/2019	5.300%	125,000.00	05/06/2008	100.000
	06/15/2020	5.350%	130,000.00	05/06/2008	100.000
	06/15/2021	5.400%	135,000.00	05/06/2008	100.000
	06/15/2022	5.450%	135,000.00	05/06/2008	100.000
			1,400,000.00		
			6,720,000.00		

ESCROW REQUIREMENTS

CITY of LA VISTA, NEBRASKA

SERIES 2008 REFUNDING BONDS

Current Refunding of: Ser. 2001 & Ser. 2002 (Var. Purpose bonds)

Current Refunding of: Ser. 2001 (SID 198) & Ser 2002 (SID 200A)

Non-BQ, Insured, 2021 Final Maturity

[Preliminary - For Discussion only]

Ser 2001 SID 198, dtd 10/15/01 callable 10/1/05

Period Ending	Interest	Principal Redeemed	Total
05/06/2008	3,871.15	1,260,000.00	1,263,871.15
	3,871.15	1,260,000.00	1,263,871.15

ESCROW REQUIREMENTS

CITY of LA VISTA, NEBRASKA SERIES 2008 REFUNDING BONDS

Current Refunding of: Ser. 2001 & Ser. 2002 (Var. Purpose bonds)

Current Refunding of: Ser. 2001 (SID 198) & Ser 2002 (SID 200A)

Non-BQ, Insured, 2021 Final Maturity

[Preliminary - For Discussion only]

Ser 2002 SID 200A Dated 4/01/02

Period Ending	Interest	Principal Redeemed	Total
05/06/2008	13,892.57	2,610,000.00	2,623,892.57
	13,892.57	2,610,000.00	2,623,892.57

ESCROW REQUIREMENTS

CITY of LA VISTA, NEBRASKA SERIES 2008 REFUNDING BONDS

Current Refunding of: Ser. 2001 & Ser. 2002 (Var. Purpose bonds)

Current Refunding of: Ser. 2001 (SID 198) & Ser 2002 (SID 200A)

Non-BQ, Insured, 2021 Final Maturity

[Preliminary - For Discussion only]

Ser 2001 GO VP dtd 1/15/01

Period Ending	Interest	Principal Redeemed	Total
05/06/2008	23,669.21	1,450,000.00	1,473,669.21
	23,669.21	1,450,000.00	1,473,669.21

ESCROW REQUIREMENTS

CITY of LA VISTA, NEBRASKA

SERIES 2008 REFUNDING BONDS

Current Refunding of: Ser. 2001 & Ser. 2002 (Var. Purpose bonds)

Current Refunding of: Ser. 2001 (SID 198) & Ser 2002 (SID 200A)

Non-BQ, Insured, 2021 Final Maturity

[Preliminary - For Discussion only]

Ser 2002 GO VP dtd 6/12/02

Period Ending	Interest	Principal Redeemed	Total
05/06/2008	27,846.52	1,400,000.00	1,427,846.52
	27,846.52	1,400,000.00	1,427,846.52

SUMMARY OF UNREFUNDED BONDS

CITY of LA VISTA, NEBRASKA
SERIES 2008 REFUNDING BONDS
Current Refunding of: Ser. 2001 & Ser. 2002 (Var. Purpose bonds)
Current Refunding of: Ser. 2001 (SID 198) & Ser 2002 (SID 200A)
Non-BQ, Insured, 2021 Final Maturity
[Preliminary - For Discussion only]

Bond	Maturity Date	Interest Rate	Par Amount
Ser 2001 SID 198, dtd 10/15/01 callable 10/1/05: SER	10/15/2008	4.700%	65,000.00
Ser 2002 SID 200A Dated 4/01/02: SER	04/01/2009	4.650%	135,000.00
Ser 2001 GO VP dtd 1/15/01: SERIALS	01/15/2009	5.000%	165,000.00
Ser 2002 GO VP dtd 6/12/02: SERIALS	06/15/2008	4.100%	70,000.00
	06/15/2009	4.300%	75,000.00
			145,000.00
			510,000.00

RESOLUTION _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING THE CALL OF VARIOUS PURPOSE BONDS, 2001 SERIES FOR REDEMPTION

WHEREAS, the following bonds are hereby called for redemption at par plus accrued interest on June 10, 2008 after which date said bonds shall cease to bear interest:

Various Purpose Bonds, 2001 Series, dated January 24, 2001, in the principal amount of \$1,450,000, numbered as shown on the records of the paying agent and registrar, becoming due on January 15 in each year from January 15, 2010, through January 15, 2016, issued by the City to pay the costs of constructing improvements in Street Improvement District Nos. 1997-1, 98-1 and 99-1; and to pay the costs of flood control and storm water sewer improvements within the City of La Vista, Nebraska.

WHEREAS, Said bonds are payable at the office of the City Treasurer, in La Vista, Nebraska.

WHEREAS, a copy of this resolution shall be filed at least 30 days prior to the date of call with the City Treasurer, in La Vista, Nebraska, as Paying Agent and Registrar and said Paying Agent and Registrar is hereby instructed to give notice of redemption in the manner provided for in the ordinance authorizing said bonds.

NOW THEREFORE BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, approving the call of the Various Purpose Bonds, 2001 Series at par plus accrued interest on June 10, 2008 and to authorize the City Treasurer of La Vista, Nebraska as Paying Agent and Registrar to give notice of redemption in the manner provided for in the ordinance authorizing said bonds.

PASSED AND ADOPTED THIS 6TH DAY OF MAY, 2008.

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

(SEAL)

RESOLUTION _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING THE CALL OF VARIOUS PURPOSE BONDS, 2002 SERIES FOR REDEMPTION

WHEREAS, That the following bonds are hereby called for redemption at par plus accrued interest on June 10, 2008 after which date said bonds shall cease to bear interest:

Various Purpose Bonds, 2002 Series, dated June 12, 2002, in the aggregate principal amount of \$1,400,000, numbered as shown on the records of the paying agent and registrar, becoming due on June 15 in each year from June 15, 2010, through June 15, 2022, issued by the City to pay the costs of constructing improvements in Paving Improvement District No. 2000-1, Sanitary Sewer Extension District No. 2000-1 and Storm Sewer District No. 2000-1, all such districts within the City of La Vista, Nebraska.

WHEREAS, Said bonds are payable at the office of the City Treasurer, in La Vista, Nebraska.

WHEREAS, a copy of this resolution shall be filed at least 30 days prior to the date of call with the City Treasurer, in La Vista, Nebraska, as Paying Agent and Registrar and said Paying Agent and Registrar is hereby instructed to give notice of redemption in the manner provided for in the ordinance authorizing said bonds.

NOW THEREFORE BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, approving the call of the Various Purpose Bonds, 2001 Series at par plus accrued interest on June 10, 2008 and to authorize the City Treasurer of La Vista, Nebraska as Paying Agent and Registrar to give notice of redemption in the manner provided for in the ordinance authorizing said bonds.

PASSED AND ADOPTED THIS 6TH DAY OF MAY, 2008.

Douglas Kindig, Mayor

ATTEST:

Pamela A. Bueth, CMC
City Clerk

(SEAL)

RESOLUTION _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING THE CALL OF GENERAL OBLIGATION BONDS, 2001 SERIES FOR REDEMPTION

WHEREAS, That the following bonds are hereby called for redemption at par plus accrued interest on June 10, 2008 after which date said bonds shall cease to bear interest:

General Obligation Bonds, Series 2001, of Sanitary and Improvement District No. 198 of Sarpy County, Nebraska, dated October 15, 2001, in the principal amount of \$1,260,000, numbered as shown on the records of the paying agent and registrar, becoming due on October 15 in each year from October 15, 2009, through and including October 15, 2021, (the "Called Bonds") issued by Sanitary and Improvement District No. 198 of Sarpy County, Nebraska, (the "District") for the acquisition and construction of various public infrastructure improvements for the District. The City by Ordinance No. 1046 has annexed all of the District and the Called Bonds constitute the valid and binding obligations of the City.

WHEREAS, Said bonds are payable at the office of TeamBank, N.A., in Bellevue, Nebraska.

WHEREAS, a copy of this resolution shall be filed at least 30 days prior to the date of call with TeamBank, N.A., in Bellevue, Nebraska, as Paying Agent and Registrar and said Paying Agent and Registrar is hereby instructed to give notice of redemption in the manner provided for in the ordinance authorizing said bonds.

NOW THEREFORE BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, approving the call of the Various Purpose Bonds, 2001 Series at par plus accrued interest on June 10, 2008 and to instruct TeamBank, N.A., in Bellevue, Nebraska as Paying Agent and Registrar to give notice of redemption in the manner provided for in the ordinance authorizing said bonds.

PASSED AND ADOPTED THIS 6TH DAY OF MAY, 2008.

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

(SEAL)

RESOLUTION _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING THE CALL OF GENERAL OBLIGATION BONDS, 2002 SERIES FOR REDEMPTION

WHEREAS, That the following bonds are hereby called for redemption at par plus accrued interest on June 10, 2008 after which date said bonds shall cease to bear interest:

General Obligation Bonds, Series 2002, of Sanitary and Improvement District No. 200 of Sarpy County, Nebraska, dated April 1, 2002, in the aggregate principal amount of \$2,610,000, numbered as shown on the records of the paying agent and registrar, becoming due on April 1 in each year from April 1, 2010, through and including April 1, 2022, (the "Called Bonds") issued by Sanitary and Improvement District No. 200 of Sarpy County, Nebraska, (the "District") for the acquisition and construction of various public infrastructure improvements for the District. The City by Ordinance No. 1046 has annexed all of the District and the Called Bonds constitute the valid and binding obligations of the City.

WHEREAS, Said bonds are payable at the office of Great Western Bank, Omaha, Nebraska.

WHEREAS, a copy of this resolution shall be filed at least 30 days prior to the date of call with Great Western Bank, Omaha, Nebraska, as Paying Agent and Registrar and said Paying Agent and Registrar is hereby instructed to give notice of redemption in the manner provided for in the ordinance authorizing said bonds.

NOW THEREFORE BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, approving the call of the Various Purpose Bonds, 2001 Series at par plus accrued interest on June 10, 2008 and to instruct Great Western Bank, Omaha, Nebraska as Paying Agent and Registrar to give notice of redemption in the manner provided for in the ordinance authorizing said bonds.

PASSED AND ADOPTED THIS 6TH DAY OF MAY, 2008.

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

(SEAL)

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION VARIOUS PURPOSE REFUNDING BONDS, SERIES 2008, OF THE CITY OF LA VISTA, IN THE PRINCIPAL AMOUNT OF SIX MILLION EIGHT HUNDRED FORTY-FIVE THOUSAND DOLLARS (\$6,845,000) TO REFUND CERTAIN OUTSTANDING DEBT OF THE CITY OF LA VISTA; PRESCRIBING THE FORM OF SAID BONDS; PROVIDING FOR THE LEVY OF TAXES TO PAY THE SAME; AND PROVIDING FOR PUBLICATION IN PAMPHLET FORM.

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

Section 1. The Mayor and Council of the City of La Vista, Nebraska (the "City") hereby find and determine that there have been issued and are now outstanding and unpaid valid interest bearing bonds of the City consisting of the following series:

- A) Various Purpose Bonds, 2001 Series, dated January 24, 2001, in the total remaining principal amount of \$1,615,000 which mature and bear interest as follows:

<u>Amount</u>	<u>Interest Rate</u>	<u>Mature January 15 Of Year</u>
\$165,000	5.00%	2009
175,000	5.05	2010
180,000	5.10	2011
190,000	5.15	2012
200,000	5.25	2013
220,000	5.35	2014
225,000	5.45	2015
260,000	5.55	2016

Of which, those bonds maturing in the years 2010 through and including 2016 in the aggregate principal amount of \$1,450,000 (the "Called 2001 VP Bonds") have been called in accordance with their call provisions on June 10, 2008 (the "Redemption Date"); and

- B) Various Purpose Bonds, 2002 Series, dated June 12, 2002, in the total remaining principal amount of \$1,545,000 which mature and bear interest as follows:

<u>Amount</u>	<u>Interest Rate</u>	<u>Mature June 15 Of Year</u>
\$70,000	4.10%	2008
75,000	4.30	2009
80,000	4.45	2010
85,000	4.55	2011
90,000	4.65	2012
90,000	4.75	2013
95,000	4.85	2014
100,000	5.00	2015
105,000	5.10	2016
110,000	5.20	2017
120,000	5.25	2018
125,000	5.30	2019
130,000	5.35	2020
135,000	5.40	2021
135,000	5.45	2022

Of which, those bonds maturing in the years 2010 through and including 2022 in the aggregate principal amount of \$1,400,000 (the "Called 2002 VP Bonds") have been called in accordance with their call provisions on the Redemption Date.

The Mayor and Council of the City further find and determine that City by Ordinance No. 1046 has annexed all of Sanitary and Improvement District No. 198 of Sarpy County, Nebraska ("SID 198") and by Ordinance No. 1046 has annexed all of Sanitary and Improvement District No. 200 of Sarpy County, Nebraska ("SID 200"); that there have been heretofore issued and are now outstanding and unpaid valid interest bearing bonds issued by SID 198 and SID 200 and such outstanding bond

obligations of SID 198 and SID 200 are now obligations of the City of La Vista, Nebraska; that said bonds include the following series:

- C) General Obligation Bonds, Series 2001, of Sanitary and Improvement District No. 198 of Sarpy County, Nebraska, dated October 15, 2001, in the total remaining principal amount of \$1,325,000 which mature and bear interest as follows:

<u>Amount</u>	<u>Interest Rate</u>	<u>Mature October 15 Of Year</u>
\$65,000	4.70%	2008
70,000	4.80	2009
70,000	4.90	2010
75,000	5.00	2011
80,000	5.10	2012
85,000	5.15	2013
90,000	5.20	2014
95,000	5.25	2015
100,000	5.30	2016
105,000	5.35	2017
110,000	5.40	2018
120,000	5.45	2019
125,000	5.50	2020
135,000	5.50	2021

Of which, those bonds maturing in the years 2009 through and including 2021 in the aggregate principal amount of \$1,260,000 (the "Called 2001 SID Bonds") have been called in accordance with their call provisions on the Redemption Date; and

- D) General Obligation Bonds, Series 2002, of Sanitary and Improvement District No. 200 of Sarpy County, Nebraska, dated April 1, 2002, in the total remaining principal amount of \$2,745,000 which mature and bear interest as follows:

<u>Amount</u>	<u>Interest Rate</u>	<u>Mature April 1 Of Year</u>
135,000	4.65	2009
140,000	4.85	2010
150,000	4.95	2011
160,000	5.05	2012
165,000	5.15	2013
175,000	5.25	2014
185,000	5.35	2015
195,000	5.45	2016
205,000	5.55	2017
220,000	5.75	2018
235,000	5.75	2019
245,000	5.75	2020
260,000	5.75	2021
275,000	5.75	2022

Of which, those bonds maturing in the years 2010 through and including 2022 in the aggregate principal amount of \$2,610,000 (the "Called 2002 SID Bonds") have been called in accordance with their call provisions on the Redemption Date.

The Called 2001 VP Bonds, the Called 2002 VP Bonds, the Called 2001 SID Bonds and the Called 2002 SID Bonds are referred to herein collectively as the "Called Outstanding Bonds". The Mayor and Council of the City further find and determine as follows: since the issuance of the Called Outstanding Bonds rates in the market have so declined, that by issuing its refunding bonds to provide for the payment and redemption of the Called Outstanding Bonds, all as set out above, a savings in the amount of yearly annual payments will be achieved; that all conditions, acts and things required to exist or to be done precedent to the issuance of refunding bonds of the City in the principal amount of \$3,942,000 pursuant to Section 10-615 and 10-616, R.R.S. Neb. 1997, as amended, to refund the Called 2001 SID Bonds and the Called 2002 SID Bonds do exist and have been done as required by law; that all conditions, acts and things required to exist or to be done precedent to the issuance of refunding bonds of the City in the principal amount of \$2,903,000 pursuant to Section 10-142, R.R.S. Neb. 1997, as amended, to refund the Called 2001 VP Bonds and the Called 2002 VP Bonds do exist and have been done as required by law; that all conditions, acts and things required to exist or to be

done precedent to the issuance of General Obligation Various Purpose Refunding Bonds of the City in the stated principal amount of not to exceed \$8,840,000 under Sections 18-1801 and 18-1802 R.R.S. Neb. 1997, as amended, to provide for the payment and redemption of the Called Outstanding Bonds do exist and have been done as required by law; and that for the purpose of providing for the payment and redemption of the Called Outstanding Bonds, and to pay the costs of issuance of said bonds, it is in the best interest of the City to issue its General Obligation Refunding Bonds in the amount of not to exceed \$8,840,000.

Section 2. To provide for the payment and redemption of the bonds as described in Section 1 hereof, there shall be and there are hereby ordered issued General Obligation Various Purpose Refunding Bonds, Series 2008, of the City of La Vista, Nebraska, in the principal amount of not to exceed Six Million Eight Hundred Forty-five Thousand Dollars (\$6,845,000) (the "Bonds"), with said Bonds bearing interest at the rates per annum and to become due on October 15 of each year as indicated below:

<u>Principal Amount</u>	<u>Maturing October 15</u>	<u>Interest Rate</u>
\$105,000	2008	5.00%
515,000	2009	5.00
525,000	2010	5.00
545,000	2011	5.00
555,000	2012	5.00
585,000	2013	5.00
600,000	2014	5.00
640,000	2015	5.00
415,000	2016	5.00
440,000	2017	5.00
455,000	2018	5.00
470,000	2019	5.00
490,000	2020	5.00
505,000	2021	5.00

The terms set forth above are intended as preliminary directions relating to the sale and issuance of the Bonds. In connection with determining the final terms of sale for the Bonds under Section 8 of this Ordinance there shall be executed and delivered on behalf of the City a designation of final terms (the "Designation") subject to the following: (a) such Bonds may bear interest at any lower interest rate per annum for each maturity from that shown above, (b) the principal maturity amounts may be modified consistent with the purpose of obtaining an overall savings in interest costs, and (c) serial maturities may be converted to term maturities with mandatory sinking fund redemptions, all as the City Administrator and/or Mayor may establish acting on behalf of the City and as may be agreed to by the Purchaser designated in Section 8 of this Ordinance, provided further that in no event shall the aggregate stated principal amount of the Bonds exceed \$6,845,000 and the Designation shall contain the following provision to govern any term maturities with mandatory sinking fund redemptions: "the bonds maturing as term bonds on October 15, 20__ (the "Term Bonds") shall be subject to call for redemption through application of a mandatory sinking fund payment, said bonds being callable by lot in the amount and on the dates as set out below at par plus accrued interest to the date of such call and in accordance with Section 6 of this Ordinance: [Insert table showing redemption dates and corresponding amounts to be redeemed]"

The Bonds shall be issued in fully registered form in the denomination of \$5,000 or any integral multiple thereof. The date of original issue for the Bonds shall be the date of delivery thereof. Interest on the Bonds, at the respective rates for each maturity, shall be payable semi-annually on October 15 and April 15 of each year, commencing on October 15, 2008 (each an "Interest Payment Date"), and the Bonds shall bear such interest from the date of original issue or the most recent Interest Payment Date, whichever is later. The interest due on each Interest Payment Date shall be payable to the registered owners of record as of the fifteenth day immediately preceding the Interest Payment Date (the "Record Date"), subject to the provisions of Section 4 hereof. The Bonds shall be numbered from 1 upwards in the order of their issuance. No Bond shall be issued originally or upon transfer or partial redemption having more than one principal maturity. The initial bond numbering and principal amounts for each of the Bonds issued shall be as directed by the initial purchaser thereof. Payments of interest due on the Bonds prior to maturity or earlier redemption shall be made by the Paying Agent and Registrar, as designated pursuant to Section 3 hereof, by mailing a check or draft in the amount due for such interest on each Interest Payment Date to the registered owner of each Bond, as of the Record Date for such Interest Payment Date, to such owner's registered address as shown on the books of registration as required to be maintained in Section 3 hereof. Payments of principal due at maturity or at any date fixed for redemption prior to maturity, together with unpaid accrued interest thereon, shall be made by said Paying Agent and Registrar to the registered owners upon presentation

and surrender of the Bonds to said Paying Agent and Registrar. The City and said Paying Agent and Registrar may treat the registered owner of any Bond as the absolute owner of such Bond for the purpose of making payments thereon and for all other purposes and neither the City nor the Paying Agent and Registrar shall be affected by any notice or knowledge to the contrary, whether such Bond or any installment of interest due thereon shall be overdue or not. All payments on account of interest or principal made to the registered owner of any Bond in accordance with the terms of this Ordinance shall be valid and effectual and shall be a discharge of the City and said Paying Agent and Registrar, in respect of the liability upon the Bonds or claims for interest to the extent of the sum or sums so paid.

Section 3. The City Treasurer is hereby designated to serve as Paying Agent and Registrar for the Bonds. The Paying Agent and Registrar shall keep and maintain for the City books for the registration and transfer of the Bonds at the office of the City Treasurer. The names and registered addresses of the registered owner or owners of the Bonds shall at all times be recorded in such books. Any Bond may be transferred pursuant to its provisions at the office of said Paying Agent and Registrar by surrender of such Bond for cancellation, accompanied by a written instrument of transfer, in form satisfactory to said Paying Agent and Registrar, duly executed by the registered owner in person or by such owner's duly authorized agent, and thereupon the Paying Agent and Registrar, on behalf of the City, will deliver at its office (or send by registered mail to the transferee owner or owners thereof at such transferee owner's or owners' risk and expense), registered in the name of the transferee owner or owners, a new Bond or Bonds of the same series, interest rate, aggregate principal amount and maturity. To the extent of the denominations authorized for the Bonds by this Ordinance, one Bond may be transferred for several such Bonds of the same series, interest rate and maturity, and for a like aggregate principal amount, and several such Bonds may be transferred for one or several such Bonds, respectively, of the same series, interest rate and maturity and for a like aggregate principal amount. In every case of transfer of a Bond, the surrendered Bond shall be canceled and destroyed. All Bonds issued upon transfer of the bonds so surrendered shall be valid obligations of the City evidencing the same obligation as the Bonds surrendered and shall be entitled to all the benefits and protection of this Ordinance to the same extent as the Bonds upon transfer of which they were delivered. The City and said Paying Agent and Registrar shall not be required to transfer any Bond during any period from any Record Date until its immediately following Interest Payment Date or to transfer any Bond called for redemption for a period of 30 days next preceding the date fixed for redemption. The Mayor and Council without amending this Ordinance may designate a replacement Paying Agent and Registrar with written notice of any such designation being furnished by mail or other means of communication deemed appropriate to the registered owners of the Bonds.

Section 4. In the event that payments of interest due on the Bonds on an Interest Payment Date are not timely made, such interest shall cease to be payable to the registered owners as of the Record Date for such Interest Payment Date and shall be payable to the registered owners of the Bonds as of a special date of record for payment of such defaulted interest as shall be designated by the Paying Agent and Registrar whenever monies for the purpose of paying such defaulted interest become available.

Section 5. If the date for payment of the principal of or interest on the Bonds shall be a Saturday, Sunday, legal holiday or a day on which banking institutions in the City are authorized by law or executive order to close, then the date for such payment shall be the next succeeding day which is not a Saturday, Sunday, legal holiday or a day on which such banking institutions are authorized to close, and payment on such day shall have the same force and effect as if made on the nominal date of payment.

Section 6. Bonds maturing on or after October 15, 2013 shall be subject to redemption, in whole or in part, prior to maturity at any time on or after the fifth anniversary of the date of original issue of the Bonds at par plus accrued interest on the principal amount redeemed to the date fixed for redemption. The City may select the Bonds to be redeemed for optional redemption in its sole discretion. Any scheduled mandatory redemptions of Term Bonds (if any) shall be at a price equal to 100% of the principal amount redeemed plus interest accrued on the principal amount being redeemed to the date fixed for redemption. The Paying Agent and Registrar shall select the Term Bonds (if any) for mandatory redemption using any random method of selection deemed appropriate by the Paying Agent and Registrar. Notice of redemption of any Bond called for redemption shall be given, at the direction of the City in the case of optional redemption and without further direction in the case of mandatory redemption, by said Paying Agent and Registrar by mail not less than 30 days prior to the date fixed for redemption, first class, postage prepaid, sent to the registered owner of such Bond at said owner's registered address. The Bonds shall be redeemed only in amounts of \$5,000 or integral multiples thereof. Bonds redeemed in part only shall be surrendered to said Paying Agent and Registrar in exchange for new Bonds evidencing the unredeemed principal thereof. Notice of redemption shall designate the Bond or Bonds to be redeemed by maturity or otherwise, the date of original issue and the date fixed for redemption and shall state that such Bond or Bonds are to be presented for prepayment at the office of the Paying Agent and Registrar. In case of any Bond partially redeemed, such notice shall specify the portion of the principal amount of such Bond to be redeemed. No defect in the mailing of notice for any Bond shall affect the sufficiency of the proceedings of the City designating the Bonds called for redemption or the effectiveness of such call for Bonds for which

notice by mail has been properly given and the City shall have the right to further direct notice of redemption for any such Bond for which defective notice has been given.

Section 7. The Bonds shall be in substantially the following form:

UNITED STATES OF AMERICA
STATE OF NEBRASKA
COUNTY OF SARPY

GENERAL OBLIGATION VARIOUS PURPOSE REFUNDING BOND
OF THE CITY OF LA VISTA, NEBRASKA
SERIES 2008

No. R-

<u>Interest Rate</u>	<u>Maturity Date</u>	<u>Date of Original Issue</u>	<u>CUSIP</u>
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	October 15,	Date of Delivery	
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Registered Owner: Cede & Co.
13-2555119

Principal Amount:

KNOW ALL PERSONS BY THESE PRESENTS: That the City of La Vista, in the County of Sarpy, in the State of Nebraska, hereby acknowledges itself to owe and for value received promises to pay to the registered owner specified above, or registered assigns, the principal amount specified above in lawful money of the United States of America on the date of maturity specified above with interest thereon to maturity (or earlier redemption) from the date of original issue or the most recent Interest Payment Date, whichever is later, at the rate per annum specified above, payable semiannually on April 15 and October 15 of each year, commencing October 15, 2008 (each an "Interest Payment Date"). Said interest shall be computed based upon a 360-day year consisting of twelve 30-day months. The principal hereof and interest due at maturity or upon earlier redemption are payable upon presentation and surrender of this bond at the office of the City Treasurer, the Paying Agent and Registrar, in La Vista, Nebraska. Interest on this bond due prior to maturity or early redemption will be paid on each Interest Payment Date by a check or draft mailed by the Paying Agent and Registrar to the registered owner of this bond, as shown on the books of record maintained by the Paying Agent and Registrar, at the close of business on the fifteenth day immediately preceding the Interest Payment Date, to such owner's address as shown on such books and records. Any interest not so timely paid shall cease to be payable to the person entitled thereto as of the record date such interest was payable, and shall be payable to the person who is the registered owner of this bond (or of one or more predecessor bonds hereto) on such special record date for payment of such defaulted interest as shall be fixed by the Paying Agent and Registrar whenever monies for such purpose become available.

This bond is one of an issue of fully registered bonds of the total principal amount of Six Million Eight Hundred Forty-five Thousand Dollars (\$6,845,000), of even date and like tenor herewith, except as to date of maturity and rate of interest and denomination, which were issued by the City in pursuance of and as provided by Sections 10-142, 10-615 and 10-616, R.R.S. Neb. 1997, as amended, and has been duly authorized by ordinance (the "Ordinance") legally passed, approved and published and by proceedings duly had by the Mayor and Council of said City in accordance with Section 18-1801 and 18-1802, R.R.S. Neb. 1997, as amended, for the purpose of refunding the following obligations issued by the City: Various Purpose Bonds, 2001 Series, dated January 24, 2001 in the principal amount of \$1,450,000 maturing in the years 2010 through and including 2016, Various Purpose Bonds, 2002 Series, dated June 12, 2002 in the principal amount of \$1,400,000 maturing in the years 2010 through and including 2022; and for the purpose of refunding the following obligations issued by Sanitary and Improvement District No. 198 of Sarpy County, Nebraska, and Sanitary and Improvement District No. 200 of Sarpy County, Nebraska, which districts have been annexed by the City of La Vista and which bonds now constitute obligations of the City of La Vista: General Obligation Bonds, Series 2001, of Sanitary and Improvement District No. 198 of Sarpy County, Nebraska, dated October 15, 2001, in the principal amount of \$1,260,000 maturing in the years 2009 through and including 2021, General Obligation Bonds, Series 2002, of Sanitary and Improvement District No. 200 of Sarpy County, Nebraska, dated April 1, 2002, in the principal amount of \$2,610,000 maturing in the years 2010 through and including 2022.

Bonds of this issue maturing on or after October 15, 2013, are subject to redemption at the option of the City, in whole or in part, at any time on or after the fifth anniversary of the date of original issue thereof, at par plus interest accrued on the principal amount redeemed to the date fixed for redemption.

[The Bonds due as term bonds in the year 20____ (the "Term Bonds") are required to be redeemed prior to their stated maturity, commencing on October 15, 20____, and continuing on October 15 of each year thereafter through and including payment at maturity, in part, which redemptions and payment at maturity shall be in the years and for the principal amounts set forth below:

Redemption Date

Amount Required to be Redeemed

(final maturity)

Such mandatory redemptions shall be at a price equal to 100% of the principal amount redeemed plus interest accrued on the principal amount being redeemed to the date fixed for redemption. The Paying Agent and Registrar shall select the Term Bonds for mandatory redemption using any random method of selection deemed appropriate by the Paying Agent and Registrar, subject to the terms of the Ordinance.]

Notice of redemption shall be given by mail to the registered owner of any bond to be redeemed in the manner specified in the Ordinance. Individual bonds may be redeemed in part but only in \$5,000 amounts or integral multiples thereof.

This bond is transferable by the registered owner or such owner's attorney duly authorized in writing at the office of the Paying Agent and Registrar upon surrender and cancellation of this bond, and thereupon a new bond or bonds of the same aggregate principal amount, interest rate and maturity will be issued to the transferee as provided in the Ordinance authorizing said issue of bonds, subject to the limitations therein prescribed. The City, the Paying Agent and Registrar and any other person may treat the person in whose name this bond is registered as the absolute owner hereof for the purpose of receiving payment due hereunder and for all purposes and shall not be affected by any notice to the contrary, whether this bond be overdue or not.

If the date for payment of the principal of or interest on this bond shall be a Saturday, Sunday, legal holiday or a day on which banking institutions in the City of La Vista, Nebraska, are authorized by law or executive order to close, then the date for such payment shall be the next succeeding day which is not a Saturday, Sunday, legal holiday or a day on which such banking institutions are authorized to close, and payment on such day shall have the same force and effect as if made on the nominal date of payment.

AS PROVIDED IN THE ORDINANCE REFERRED TO HEREIN, UNTIL THE TERMINATION OF THE SYSTEM OF BOOK-ENTRY-ONLY TRANSFERS THROUGH THE DEPOSITORY TRUST COMPANY, NEW YORK, NEW YORK (TOGETHER WITH ANY SUCCESSOR SECURITIES DEPOSITORY APPOINTED PURSUANT TO THE ORDINANCE, "DTC"), AND NOTWITHSTANDING ANY OTHER PROVISIONS OF THE ORDINANCE TO THE CONTRARY, A PORTION OF THE PRINCIPAL AMOUNT OF THIS BOND MAY BE PAID OR REDEEMED WITHOUT SURRENDER HEREOF TO THE REGISTRAR. DTC OR A NOMINEE, TRANSFEREE OR ASSIGNEE OF DTC OF THIS BOND MAY NOT RELY UPON THE PRINCIPAL AMOUNT INDICATED HEREON AS THE PRINCIPAL AMOUNT HEREOF OUTSTANDING AND UNPAID. THE PRINCIPAL AMOUNT HEREOF OUTSTANDING AND UNPAID SHALL FOR ALL PURPOSES BE THE AMOUNT DETERMINED IN THE MANNER PROVIDED IN THE ORDINANCE.

UNLESS THIS BOND IS PRESENTED BY AN AUTHORIZED OFFICER OF DTC (A) TO THE REGISTRAR FOR REGISTRATION OF TRANSFER OR EXCHANGE OR (B) TO THE REGISTRAR FOR PAYMENT OF PRINCIPAL, AND ANY BOND ISSUED IN REPLACEMENT HEREOF OR SUBSTITUTION HEREFOR IS REGISTERED IN THE NAME OF DTC AND ANY PAYMENT IS MADE TO DTC OR ITS NOMINEE, ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL BECAUSE ONLY THE REGISTERED OWNER HEREOF, DTC OR ITS NOMINEE, HAS AN INTEREST HEREIN.

IT IS HEREBY CERTIFIED AND WARRANTED that all conditions, acts and things required by law to exist or to be done precedent to and in the issuance of this bond did exist, did happen and were done and performed in regular and due form and time as required by law, and that the indebtedness of said City, including this bond, does not exceed any limitation imposed by law. The City agrees that it will cause to be levied and collected annually taxes on all the taxable property within the City, in addition to all other taxes, sufficient in rate and amount to fully pay the principal of and interest on this bond and the other bonds of said issue as the same become due.

This bond shall not be valid and binding on the City until authenticated by the Paying Agent and Registrar.

IN WITNESS WHEREOF, the Mayor and Council have caused this bond to be executed on behalf of the City of La Vista by being signed by facsimile signatures of the Mayor and City Clerk and by causing the official seal of the City to be affixed hereto, all as of the date of original issue specified above.

CITY OF LA VISTA, NEBRASKA

ATTEST:

(facsimile)
Mayor

(facsimile)
City Clerk
[SEAL]

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds authorized by Ordinance of the Mayor and City Council of the City of La Vista, Nebraska, described in the foregoing bond.

CITY TREASURER, City of La Vista, Nebraska, as
Paying Agent and Registrar

STATEMENT OF INSURANCE

Financial Security Assurance Inc. ("Financial Security"), New York, New York, has delivered its municipal bond insurance policy with respect to the scheduled payments due of principal of and interest on this Bond to **the Treasurer of the City of La Vista, Nebraska**, or its successor, as paying agent for the Bonds (the "Paying Agent"). Said Policy is on file and available for inspection at the principal office of the Paying Agent and a copy thereof may be obtained from Financial Security or the Paying Agent.

(FORM OF ASSIGNMENT)

For value received _____ hereby sells,
assigns and transfers unto _____ the within bond and
hereby _____ irrevocably _____ constitutes _____ and _____ appoints
_____, attorney, to transfer the same on the
books of registration in the office of the within mentioned Paying Agent and Registrar with full power of
substitution in the premises.

Date: _____

Registered Owner

Witness: _____

Note: The signature(s) of this assignment must correspond with the name(s) as written on the face of the within bond in every particular, without alteration, enlargement or any change whatsoever.

Section 8. Each of the Bonds shall be executed on behalf of the City with the manual or facsimile signatures of the Mayor and City Clerk and shall have impressed or imprinted thereon the City's seal. The Bonds shall be issued initially as "book-entry-only" bonds using the services of The Depository Trust Company (the "Depository"), with one typewritten bond per maturity being issued to the Depository. In such connection said officers are authorized to execute and deliver a letter of representations (the "Letter of Representations") in the form required by the Depository (including any blanket letter previously executed and delivered by the City), for and on behalf of the City, which shall thereafter govern matters with respect to registration, transfer, payment and redemption of the Bonds. Upon the issuance of the Bonds as "book-entry-only" bonds, the following provisions shall apply:

(a) The City and the Paying Agent and Registrar shall have no responsibility or obligation to any broker-dealer, bank or other financial institution for which the Depository holds Bonds as securities depository (each, a "Bond Participant") or to any person who is an actual purchaser of a Bond from a Bond Participant while the Bonds are in book-entry form (each, a "Beneficial Owner") with respect to the following:

(i) the accuracy of the records of the Depository, any nominees of the Depository or any Bond Participant with respect to any ownership interest in the Bonds,

(ii) the delivery to any Bond Participant, any Beneficial Owner or any other person, other than the Depository, of any notice with respect to the Bonds, including any notice of redemption, or

(iii) the payment to any Bond Participant, any Beneficial Owner or any other person, other than the Depository, of any amount with respect to the Bonds. The Paying Agent and Registrar shall make payments with respect to the Bonds only to or upon the order of the Depository or its nominee, and all such payments shall be valid and effective fully to satisfy and discharge the obligations with respect to such Bonds to the extent of the sum or sums so paid. No person other than the Depository shall receive an authenticated Bond, except as provided in (e) below.

(b) Upon receipt by the Paying Agent and Registrar of written notice from the Depository to the effect that the Depository is unable or unwilling to discharge its responsibilities, the Paying Agent and Registrar shall issue, transfer and exchange Bonds requested by the Depository in appropriate amounts. Whenever the Depository requests the Paying Agent and Registrar to do so, the Paying Agent and Registrar will cooperate with the Depository in taking appropriate action after reasonable notice (i) to arrange, with the prior written consent of the City, for a substitute depository willing and able upon reasonable and customary terms to maintain custody of the Bonds or (ii) to make available Bonds registered in whatever name or names the Beneficial Owners transferring or exchanging such Bonds shall designate.

(c) If the City determines that it is desirable that certificates representing the Bonds be delivered to the Bond Participants and/or Beneficial Owners of the Bonds and so notifies the Paying Agent and Registrar in writing, the Paying Agent and Registrar shall so notify the Depository, whereupon the Depository will notify the Bond Participants of the availability through the Depository of bond certificates representing the Bonds. In such event, the Paying Agent and Registrar shall issue, transfer and exchange bond certificates representing the Bonds as requested by the Depository in appropriate amounts and in authorized denominations.

(d) Notwithstanding any other provision of this Ordinance to the contrary, so long as any Bond is registered in the name of the Depository or any nominee thereof, all payments with respect to such Bond and all notices with respect to such Bond shall be made and given, respectively, to the Depository as provided in the Letter of Representations.

(e) Registered ownership of the Bonds may be transferred on the books of registration maintained by the Paying Agent and Registrar, and the Bonds may be delivered in physical form to the following:

(i) any successor securities depository or its nominee;

(ii) any person, upon (A) the resignation of the Depository from its functions as depository or (B) termination of the use of the Depository pursuant to this Section.

(f) In the event of any partial redemption of a Bond unless and until such partially redeemed Bond has been replaced in accordance with the provisions of this Ordinance, the books and records of the Paying Agent and Registrar shall govern and establish the principal amount of such Bond as is then outstanding and all of the Bonds issued to the Depository or its nominee shall contain a legend to such effect.

If for any reason the Depository resigns and is not replaced, the City shall immediately provide a supply of printed bond certificates for issuance upon the transfers from the Depository and subsequent transfers or in the event of partial redemption. In the event that such supply of certificates shall be insufficient to meet the requirements of the Paying Agent and Registrar for issuance of replacement Bonds upon transfer or partial redemption, the City agrees to order printed an additional supply of certificates and to direct their execution by manual or facsimile signature of its then duly qualified and acting Mayor and City Clerk of said City. In case any officer whose signature or facsimile thereof shall appear on any Bond shall cease to be such officer before the delivery of such Bond (including any bond certificates delivered to the Paying Agent and Registrar for issuance upon transfer or partial redemption), such signature or such facsimile signature shall nevertheless be valid and sufficient for all purposes the same as if such officer or officers had remained in office until the delivery of such Bond. The Bonds shall not be valid and binding on the City until authenticated by the Paying Agent and Registrar. The City Treasurer shall cause a record of the information required by Section 10-140, R.R.S. Neb. 1997, as amended, regarding the Bonds to kept by the City and filed in the office of the Auditor of Public Accounts of the State of Nebraska. The Bonds shall be delivered to the Paying Agent and Registrar for registration and authentication. Upon execution, registration and authentication of the Bonds, they shall be delivered to the City Treasurer, who is authorized to deliver them to D.A. Davidson & Co., as the initial purchaser thereof, (the "Purchaser") upon receipt of 99.25% (which amount may be modified in the Designation to include original issue discount and/or original issue premium if determined appropriate for any maturity in connection with the determination of final interest rates and maturity schedule under the terms of Section 2 of this Ordinance) of the principal amount of the Bonds plus accrued interest thereon to date of payment of the Bonds. The Purchaser shall have the right to direct the registration of the Bonds and the denominations thereof within each maturity, subject to the restrictions of this Ordinance. The final terms of the Bonds shall be set forth in a Designation of Final Maturity Schedule and Interest Rates (the "Designation") executed on behalf of the Purchaser and on behalf of the City by the Mayor. Such purchaser and its agents, representatives and counsel (including its bond counsel) are hereby authorized to take such actions on behalf of the City as are necessary to effectuate the closing of the issuance and sale of the Bonds, including, without limitation, authorizing the release of the Bonds by the Depository at closing. If no other written agreement for the purchase of the Bonds is executed and delivered, this Ordinance and the Designation shall constitute the bond purchase agreement between the City and the Purchaser.

Section 9. The City Clerk shall make and certify duplicate transcripts of the proceedings of the Mayor and Council precedent to the issuance of said Bonds, one of which transcripts shall be delivered to the Purchaser of said Bonds.

Section 10. All accrued interest received from the sale of the Bonds shall be applied to pay interest falling due on October 15, 2008. The net principal proceeds of the Bonds shall be applied upon receipt to the redemption on the Redemption Date on a current basis of the principal of the Called 2001 Bonds, the Called 2002 Bonds, the Called 2001 SID Bonds and the Called 2002 SID Bonds by immediate deposit with the respective paying agent for each such issue of bonds. The City agrees to provide all amounts necessary, in addition to the available net proceeds of the Bonds, to effect the redemption in full of the Called 2001 Bonds, the Called 2002 Bonds, the Called 2001 SID Bonds and the Called 2002 SID Bonds on the Redemption Date. The City hereby agrees to take any and all actions and make any and all payments required to effect the redemption in full of the Called Outstanding Bonds as described in this Ordinance. The City hereby agrees that the holders of the Bonds shall be subrogated to the rights of the Called Outstanding Bonds from and after their respective redemptions as described in this Ordinance.

Section 11. The Mayor and Council shall cause to be levied and collected annually a special levy of taxes on all the taxable property in the City for the purpose of paying and sufficient to pay the interest on and principal of the Bonds when and as such principal and interest become due.

Section 12. The City hereby covenants to the purchasers and holders of the Bonds herein authorized that it will make no use of the proceeds of said issue, including monies held in any sinking fund for the payment of principal and interest on said Bonds, which would cause said Bonds to be arbitrage bonds within the meaning of Sections 103 and 148 and other related sections of the Internal Revenue Code of 1986, as amended, and further covenants to comply with said Sections 103 and 148 and related sections and all applicable regulations thereunder throughout the term of said issue. The City hereby covenants and agrees to take all actions necessary under the Internal Revenue Code of 1986, as amended, to maintain the tax exempt status (as to taxpayers generally) of interest payable on the Bonds.

Section 13. The City's obligations under this Ordinance with respect to any or all of the Bonds shall be fully discharged and satisfied as to any or all of such Bonds and any such Bond shall no longer be deemed to be outstanding hereunder if such Bond has been purchased by the City and canceled or when the payment of the principal of and interest thereon to the respective date of maturity or redemption (a) shall have been made or caused to have been made in accordance with the terms thereof or (b) shall have been provided for by depositing with a national or state bank having trust powers or trust company, in trust, solely for such payment (i) sufficient money to make such payment and/or (ii) direct general obligations of or obligations the principal and interest of which are unconditionally guaranteed by the United States of America (herein referred to as "U.S. Government Obligations") in such amount and bearing interest payable and maturing or redeemable at stated fixed prices at the option of the holder as to principal, at such time or times, as will insure the availability of sufficient money to make such payment; provided, however, that with respect to any Bond to be paid prior to maturity, the City shall have duly called such Bond for redemption and given notice of such redemption as provided by law or made irrevocable provision for the giving of such notice. Any money so deposited with such bank or trust company may be invested and reinvested in U.S. Government Obligations at the direction of the City, and all interest and income from such U.S. Government Obligations in the hands of such bank or trust company in excess of the amount required to pay principal of and interest on the Bonds for which such monies or U.S. Government Obligations were deposited shall be paid over to the City as and when collected.

Section 14. The Mayor and City Council hereby approve the Preliminary Official Statement with respect to the Refunding Bonds and the information therein contained, and the Mayor and City Finance Officer or either of them is authorized to approve and deliver a final Official Statement for and on behalf of the City, and said final Official Statement shall be delivered in accordance with the requirements of Reg. Sec. 240.15c2-12 of the Securities and Exchange Commission.

Section 15. In accordance with the requirements of Rule 15c2-12 (as now existing or subsequently amended, the "Rule") promulgated by the Securities and Exchange Commission (the "Commission"), the City hereby agrees that it will provide the following continuing disclosure information:

(a) to each nationally recognized municipal securities information repository (a "NRMSIR") and to the Purchaser of the Bonds, the City shall provide annual financial and operating information generally consistent with the information set forth under the heading "SELECTED FINANCIAL AND OPERATING INFORMATION" in Appendix A to the Official Statement for the Bonds and its audited financial statements; such information is expected to be available not later than seven months after the end of each fiscal year for the City; audited financial information shall be provided for the regular City funds, proprietary funds and pension trust funds in conformity with generally accepted accounting principles;

(b) in a timely manner to each NRMSIR (as and to the extent required by the Rule) or to the Municipal Securities Rule Making Board ("MSRB") (as and to the extent required by the Rule), notice of the occurrence of any of the following events with respect to the Bonds, if in the judgment of the City, such event is material:

- (1) principal and interest payment delinquencies,
- (2) non-payment related defaults,
- (3) unscheduled draws on debt service reserves reflecting financial difficulties,
- (4) unscheduled draws on credit enhancements reflecting financial difficulties,
- (5) substitution of credit or liquidity providers, or their failure to perform,
- (6) adverse tax opinions or events affecting the tax-exempt status of the Bonds,
- (7) modifications to rights of the registered owners of the Bonds,
- (8) bond calls for the Bonds,
- (9) defeasances for the Bonds,
- (10) release, substitution, or sale of property securing repayment of the

Bonds, and

(11) rating changes, if any.

The City has not undertaken to provide notice of the occurrence of any other material event, except the events listed above.

(c) in a timely manner to each NRMSIR (as and to the extent required by the Rule) or to the MSRB (as and to the extent required by the Rule) notice of any failure on the part of the City to provide required annual financial information not later than seven months from the close of the City's fiscal year.

The City reserves the right to modify from time to time the specific types of information provided or the format of the presentation of such information, to the extent necessary or appropriate in the judgment of the City, consistent with the Rule. The City hereby agrees that such covenants may be enforced by any registered owner or Beneficial Owner of the Bonds, provided that any such right to enforcement shall be limited to specific enforcement of the continuing disclosure provisions of this Ordinance and any failure shall not constitute an event of default under this Ordinance or the Bonds. The continuing disclosure obligations of the City shall cease when none of the Bonds remain outstanding.

Section 16. The Bonds are being sold on the basis of bond insurance to be provided by Financial Security Assurance Inc. with the premium for such insurance to be paid by the City as a part of the terms of the sale of the Bonds and the officers of the City (or any one or more of them) are hereby authorized to take any and all actions deemed necessary in connection with effecting such insurance and to execute any and all agreements, documents and certificates deemed necessary in connection therewith.

For purposes of this Ordinance, the following definitions with respect to such insurance shall apply:

"The Insurer" or the "Insurer" shall mean Financial Security Assurance Inc., a New York-domiciled stock insurance company.

"Financial Guaranty Insurance Policy" shall mean the financial guaranty insurance policy issued by Financial Security Assurance Inc. insuring the payment when due of the principal of and interest on the Bonds as provided therein.

The Financial Guaranty Insurance Policy is to be provided by Financial Security Assurance Inc. pursuant to a Commitment for Financial Guaranty Insurance, Commitment Transaction No. _____ (the "Commitment"). The officers of the City (or any one or more of them) are hereby authorized to accept the Commitment on behalf of the City and to take any and all actions deemed necessary or appropriate in connection with the obtaining of such insurance. The premium for such insurance shall be paid for by the City from its own funds or from the proceeds of the Bonds, as determined appropriate by the officers of the City and if paid from the proceeds of the Bonds may be directly remitted by the Underwriter to The Insurer on behalf of the City. In connection with the requirements set forth in the Commitment relating to the issuance of the Financial Guaranty Insurance Policy, the following terms and conditions as required by The Insurer are hereby made and agreed to by the City with respect to the Bonds:

(a) Consent of The Insurer. As and to the extent that any provision of this Ordinance expressly recognizes or grants rights in or to The Insurer, such provisions may not be amended in any manner which affects the rights of The Insurer under this Ordinance without the prior written consent of The Insurer.

(b) Consent of The Insurer in Addition to Bondholder Consent. Unless otherwise provided in this Section 14, The Insurer's consent shall be required in addition to bondholder consent, when required, for the following purposes: (i) execution and delivery of any supplemental ordinance or any amendment, supplement or change to or modification of this Ordinance, (ii) removal of the Paying Agent and Registrar and selection and appointment of any successor paying agent and registrar; and (iii) initiation or approval of any action not described in (i) or (ii) above which requires bondholder consent.

(c) Consent of The Insurer in the Event of Insolvency. Any reorganization or liquidation plan with respect to the City must be acceptable to The Insurer. In the event of any reorganization or liquidation, The Insurer shall have the right to vote on behalf of all bondholders (registered owners) who hold (or own, including beneficial ownership) The Insurer-insured Bonds absent a default by The Insurer under the Financial Guaranty Insurance Policy.

(d) Consent of The Insurer Upon Default. Anything in this Ordinance to the contrary notwithstanding, upon the occurrence and continuance of a default in payment of principal or interest on the Bonds, The Insurer shall be entitled to control and direct the enforcement of

all rights and remedies granted to the holders (registered owners including Beneficial Owners) under this Ordinance or pursuant to the law of the State of Nebraska.

(e) Notices. The City agrees that notice shall be provided to The Insurer in accordance with the following provisions and further hereby directs the Paying Agent and Registrar to give notice as and to the extent required to be given by the Paying Agent and Registrar under the terms of such provisions:

(1) Notices to be sent to the attention of SURVEILLANCE DEPARTMENT:

- A. While the Financial Guaranty Insurance Policy is in effect, the City shall furnish to The Insurer (to the attention of the Surveillance Department, unless otherwise indicated):
 - (a) as soon as practicable after the filing thereof with the City, a copy of the City's audit and annual report and of any other financial statements of the City prepared by the City's accountants from time to time, at no cost to The Insurer;
 - (b) such additional information as The Insurer may reasonably request from time to time;
- B. a copy of any notice to be given to the registered owners of the Bonds, including, without limitation, notice of any redemption of or defeasance of the Bonds, and any certificate rendered pursuant to this Ordinance relating to the security for the Bonds, as and to the extent that any such certificate may be required under the terms of this Ordinance.
- C. The Insurer shall receive a copy of any information filed with any NRMSIR or the MSRB pursuant to the provisions of Section 13 of this Ordinance

(2) Notices to be sent to the attention of the GENERAL COUNSEL OFFICE:

- A. The City shall notify The Insurer of any failure of the City to provide relevant notices and certifications (if any) as required under the terms of this Section 14.
- B. Notwithstanding any other provision of this Ordinance, the City shall immediately notify The Insurer if at any time there are insufficient moneys to make any payments of principal and/or interest on the Bonds as required.

(f) Access for The Insurer. The City will permit The Insurer to discuss the affairs, finances and accounts of the City or any information The Insurer may reasonably request regarding the security for the Bonds with appropriate officers of the City. The City will permit The Insurer to have access to and to make copies of all books and records relating to the Bonds at any reasonable time. The Paying Agent and Registrar will permit The Insurer to have access to and to make copies of all books and records relating to the Bonds as may be kept by the Paying Agent and Registrar at any reasonable time.

(g) The Insurer's Right to Direct an Accounting. The Insurer shall have the right to direct an accounting at the City's expense, and the City's failure to comply with such direction within thirty (30) days after receipt of written notice of the direction from The Insurer shall be deemed a default hereunder; provided, however, that if compliance cannot occur within such period, then such period will be extended so long as compliance is begun within such period and diligently pursued, but only if such extension would not materially adversely affect the interests of any registered owner (including Beneficial Owners) of the Bonds.

(h) Payment Procedures under Financial Guaranty Insurance Policy. As long as the insurance under the Financial Guaranty Insurance Policy shall be in full force and effect, the City and any Paying Agent and Registrar agree to comply with the following provisions:

- (1) At least one (1) day prior to all Interest Payment Dates, the Paying Agent and Registrar will determine whether there will be sufficient funds available to pay the principal of or interest on the Bonds on such Interest Payment Date. If the Paying Agent and Registrar determines that there will be

insufficient funds available, the Paying Agent and Registrar shall so notify The Insurer. Such notice shall specify the amount of the anticipated deficiency, the Bonds to which such deficiency is applicable and whether such Bonds will be deficient as to principal or interest, or both. If the Paying Agent and Registrar has not so notified The Insurer at least one (1) day prior to an Interest Payment Date, The Insurer will make payments of principal or interest due on the Bonds on or before the first (1st) day next following the date on which The Insurer shall have received notice of nonpayment from the Paying Agent and Registrar.

(2) The Paying Agent and Registrar shall, after giving notice to The Insurer as provided in (1) above, make available to The Insurer and, at The Insurer's direction, to any bank, trust company or other fiduciary institution designated by The Insurer, as insurance trustee for The Insurer or any successor insurance trustee (the "Insurance Trustee"), the registration books of the City maintained by the Paying Agent and Registrar and all records relating to the Bonds maintained under this Ordinance.

(3) The Paying Agent and Registrar shall provide The Insurer and the Insurance Trustee with a list of registered owners of Bonds entitled to receive principal or interest payments from The Insurer under the terms of the Financial Guaranty Insurance Policy, and shall make arrangements with the Insurance Trustee (i) to mail checks or drafts to the registered owners of Bonds entitled to receive full or partial interest payments from The Insurer and (ii) to pay principal upon Bonds surrendered to the Insurance Trustee by the registered owners of Bonds entitled to receive full or partial principal payments from The Insurer.

(4) The Paying Agent and Registrar shall, at the time it provides notice to The Insurer pursuant to (1) above, notify registered owners of Bonds entitled to receive the payment of principal or interest thereon from The Insurer (i) as to the fact of such entitlement, (ii) that The Insurer will remit to them all or a part of the interest payments next coming due upon proof of any such owner's entitlement to interest payments and delivery to the Insurance Trustee, in form satisfactory to the Insurance Trustee, of an appropriate assignment of the registered owner's right to payment, (iii) that should they be entitled to receive full payment of principal from The Insurer, they must surrender their Bonds (along with an appropriate instrument of assignment in form satisfactory to the Insurance Trustee to permit ownership of such Bonds to be registered in the name of The Insurer) for payment to the Insurance Trustee, and not the Paying Agent and Registrar and (iv) that should they be entitled to receive partial payment of principal from The Insurer, they must surrender their Bonds for payment thereon first to the Paying Agent and Registrar who shall note on such Bonds the portion of the principal paid by the Paying Agent and Registrar and then, along with an appropriate instrument of assignment in form satisfactory to the Insurance Trustee, to the Insurance Trustee, which will then pay the unpaid portion of principal.

(5) In the event that the Paying Agent and Registrar has notice that any payment of principal of or interest on a Bond which has become Due for Payment (as defined in the Financial Guaranty Insurance Policy) and which is made to a holder (or registered owner) by or on behalf of the City has been deemed a preferential transfer and theretofore recovered from its registered owner pursuant to the United States Bankruptcy Code by a trustee in bankruptcy in accordance with the final, nonappealable order of a court having competent jurisdiction, the Paying Agent and Registrar shall, at the time The Insurer is notified pursuant to (1) above, notify all registered owners that in the event that any registered owner's payment is so recovered, such registered owner will be entitled to payment from The Insurer to the extent of such recovery if sufficient funds are not otherwise available, and the Paying Agent and Registrar shall furnish to The Insurer its records evidencing the payments of principal of and interest on the Bonds which have been made by the Paying Agent and Registrar and subsequently recovered from registered owners and the dates on which such payments were made.

(f) In addition to those rights granted The Insurer under this Ordinance, The Insurer shall, to the extent it makes payment of principal of or interest on Bonds, become subrogated to the rights of the recipients of such payments in

accordance with the terms of the Financial Guaranty Insurance Policy, and to evidence such subrogation (i) in the case of subrogation as to claims for past due interest, the Paying Agent and Registrar shall note The Insurer's rights as subrogee on the registration books of the City maintained by the Paying Agent and Registrar upon receipt from The Insurer of proof of the payment of interest thereon to the registered owners of the Bonds, and (ii) in the case of subrogation as to claims for past due principal, the Paying Agent and Registrar shall note The Insurer's rights as subrogee on the registration books of the City maintained by the Paying Agent and Registrar upon surrender of the Bonds by the registered owners thereof together with proof of the payment of principal thereof.

To the extent that this Ordinance confers upon or gives or grants to The Insurer any right, remedy or claim under or by reason of this Ordinance, The Insurer is hereby explicitly recognized as being a third-party beneficiary under this Ordinance and may enforce any such right remedy or claim conferred, given or granted under this Ordinance to or for the benefit of the registered owners of the Bonds (including Beneficial Owners). Nothing in this Ordinance expressed or implied is intended or shall be construed to confer upon, or to give or grant to, any person or entity, other than the City, the Paying Agent and Registrar, the Underwriter, The Insurer and the registered owners (including Beneficial Owners) of the Bonds, any right, remedy or claim under or by reason of this Ordinance or any covenant, condition or stipulation hereof, and all covenants, stipulations, promises and agreements in this Ordinance contained by and on behalf of the City shall be for the sole and exclusive benefit of the City, the Paying Agent and Registrar, the Underwriter, The Insurer and the registered owners of the Bonds (including Beneficial Owners). In all cases where the direction or consent of The Insurer is required or permitted under the terms of this Ordinance, the right of The Insurer to require or withhold consent or to direct any actions to be taken shall be conditioned upon the Insurer's not then being in default under the express terms of the Financial Guaranty Insurance Policy as of the time for such consent or direction.

Section 17. This Ordinance shall be published in pamphlet form and shall be in force and take effect from and after its passage as provided by law.

PASSED AND APPROVED THIS 6TH DAY OF MAY, 2008.

ATTEST:

Douglas Kindig, Mayor

Pamela A. Buethe, CMC
City Clerk

[SEAL]

Motion for adjournment was duly made, seconded and on roll call vote was declared adopted by the Mayor.

I, Pamela A. Bueth, the undersigned City Clerk for the City of La Vista, Nebraska, hereby certify that the foregoing is a true and correct copy of the proceedings had and done by the Mayor and Council on May 6, 2008; that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the office of the City Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that a current copy of the Nebraska Open Meetings Act was available and accessible to members of the public, posted during such meeting in the room in which such meeting was held; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes from which the foregoing proceedings have been extracted were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

City Clerk

[SEAL]

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