

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
APRIL 21, 2009 AGENDA**

Subject:	Type:	Submitted By:
ADDENDUM TO INTERLOCAL COOPERATION AGREEMENT	► RESOLUTION ORDINANCE RECEIVE/FILE	BRENDA S. GUNN CITY ADMINISTRATOR

SYNOPSIS

A resolution has been prepared to approve an Addendum to Amended 800 MHZ System Interlocal Agreement dated March 14, 1995.

FISCAL IMPACT

N/A

RECOMMENDATION

Approval.

BACKGROUND

On April 19, 1994, the City of La Vista and other municipalities in Sarpy County entered into an interlocal agreement with Sarpy County to provide 911 services. (*Agreement amended in 1995*). The 1994 agreement was for 15 years and is scheduled to expire on April 19, 2009. There is a provision in the current agreement stating that, "Termination of this Agreement as an Interlocal Cooperation Agreement occurs at the end of the fifteenth (15th) year of system operation. At that time, the parties may negotiate a new Agreement or continue under the terms of this Agreement as a contract for operational cost sharing."

The proposed Addendum to Amended 800 MHZ System Interlocal Agreement as drafted by Sarpy County will extend the term of the Amended Agreement by six (6) months for the purpose of negotiating a successor 911 agreement. Representatives from the United Cities are negotiating on behalf of the cities of Bellevue, Gretna, La Vista, Papillion and Springfield.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING AN ADDENDUM TO AMENDED 800 MHZ SYSTEM INTERLOCAL AGREEMENT DATED MARCH 14, 1995.

WHEREAS, the City of La Vista and Sarpy County entered into an Interlocal Cooperation Agreement to provide for the implementation and operation of an 800 MHZ system and had amended said agreement on March 14, 1995; and

WHEREAS, an addendum to amended 800 MHZ system Interlocal Agreement dated March 14, 1995 has been prepared to extend the term of the amended agreement by six (6) months.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of La Vista, Nebraska, that the addendum to amended 800 MHZ system Interlocal Agreement dated March 14, 1995 is hereby approved and the Mayor and City Clerk are hereby authorized to execute said agreement on behalf of the City of La Vista.

PASSED AND APPROVED THIS 21ST DAY OF APRIL, 2009.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

ADDENDUM TO AMENDED 800 MHZ SYSTEM INTERLOCAL AGREEMENT

This Addendum is entered into by and among the City of Gretna, Nebraska ("Gretna") City of Papillion, Nebraska ("Papillion"), City of Bellevue, Nebraska ("Bellevue"), City of LaVista, Nebraska ("LaVista"), City of Springfield, Nebraska ("Springfield"), (hereinafter collectively called "Cities" or "a City" when used in the singular), and the County of Sarpy, Nebraska, a body politic and Corporate ("Sarpy").

WHEREAS, the parties have previously entered into an agreement pursuant to the Interlocal Cooperation Act, Neb. Rev. Stat. §13-801, *et seq.* (Reissue 2007), to provide for the implementation and operation of a 800 MHZ system, and had amended said agreement in and Amended 800 MHZ System Interlocal Agreement, said Amended Agreement executed on March 14, 1995; and,

WHEREAS, the parties are desirous of amending the provisions of said Amended Agreement by this Addendum.

NOW, THEREFORE, it is hereby agreed by and between the parties:

I.

The prior Amended Agreement between the parties is hereby amended by the terms of this Addendum.

II.

The term of the Amended Agreement is hereby extended by six (6) months for the purposes of paragraph 4.61 of said Amended Agreement. Each party shall fully perform the duties and obligations, including the annual obligations relating to budgeting and funding, as described in said Amended Agreement during said extended time.

III.

The remaining terms and conditions of said prior Agreement shall remain unchanged.

IN WITNESS WHEREOF, we, the contracting parties, by our respective and duly

authorized agents, hereby affix our signatures and seals as shown on the following signature pages.

COUNTY OF SARPY, NEBRASKA
A Body Politic and Corporate

Chairman

SEAL

ATTEST:

County Clerk

Approved as to form:

County Attorney/Deputy

CITY OF PAPILLION, NEBRASKA

(SEAL)

By _____
Mayor

ATTEST:

City Clerk

Approved as to form and content:

City Attorney/Assistant

CITY OF LAVISTA, NEBRASKA

(SEAL)

By _____
Mayor

ATTEST:

City Clerk

Approved as to form and content:

City Attorney/Assistant

CITY OF GRETNA, NEBRASKA

(SEAL)

By _____
Mayor

ATTEST:

City Clerk

Approved as to form and content:

City Attorney/Assistant

CITY OF BELLEVUE, NEBRASKA

(SEAL)

By _____
Mayor

ATTEST:

City Clerk

Approved as to form and content:

City Attorney/Assistant

CITY OF SPRINGFIELD, NEBRASKA

(SEAL)

By _____
Mayor

ATTEST:

City Clerk

Approved as to form and content:

City Attorney/Assistant