AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA
TO AMEND AND RESTATE THE CITY OF LA VISTA POLICE OFFICERS RETIREMENT PLAN
AND TRUST; TO AUTHORIZE FURTHER ACTIONS; AND TO PROVIDE FOR REPEAL OF
CONFLICTING ORDINANCES, SEVERABILITY AND THE EFFECTIVE DATE HEREOF.

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

SECTI0N 1. Pursuant to Nebraska Statutes, Sections 16-1001 through and including 16-1019
("Police Retirement Plan Statutes"), the City maintains the City of La Vista Police Officers Retirement
Plan and Trust embodied in plan documents including an adoption agreement and basic plan
document constituting an integral part thereof, as well as various amendments required by applicable
law ("Plan").

SECTI0N 2. The Plan is required by applicable tax law to be amended and restated into a restated
plan document incorporating prior amendments and changes to tax laws, regulations and other
guidance, including without limitation the Pension Protection Act of 2006, Heroes, Earnings
Assistance and Relief Tax Act of 2008, and Worker, Retiree, and Employer Recovery Act of 2008,
and changes to the Police Retirement Plan Statutes. For this purpose, there has been presented to
the City a proposed retirement plan and trust embodied in instruments entitled "Adoption Agreement"
with a "Basic Municipal Employees Plan and Trust Agreement" ("Basic Plan Document") as
an integral part thereof (together the Adoption Agreement and Basic Plan Document sometimes are
referred to herein together as "Agreements"), which Agreements have been reviewed by legal
counsel for the City.

SECTI0N 3. The City does hereby approve and adopt said Agreements as the amendment and
restatement of the Plan, and makes the designations and elections with respect to the Plan as
indicated in the Adoption Agreement, to be effective on the date(s) specified in the Adoption
Agreement or Basic Plan Document.

SECTI0N 4. That the Mayor is authorized to execute said Adoption Agreement and Basic Plan
Document on behalf of the City, and the City Administrator is authorized and directed to provide the
same to the Trustee (for its written acceptance, if determined necessary or appropriate), and if
directed in this Ordinance or otherwise determined necessary or advisable, to cause said Agreements
to be submitted, together with such supporting data as may be necessary or advisable and applicable
application fee, to the Internal Revenue Service for ruling as to whether the same complies with the
pertinent provisions of the Internal Revenue Code of the United States and, in particular, Sections
401(a) and 501(a) thereof, with authority to make any changes in or to the designations, elections or
provisions under or of said Adoption Agreement or Basic Plan Document and take such further
actions as the City Administrator determines necessary or appropriate to obtain a favorable ruling or
as otherwise required for the qualified status of the Plan.

SECTI0N 5. All ordinances and parts of ordinances as previously enacted that are in conflict with
this Ordinance or any part hereof are hereby repealed.

SECTI0N 6. 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 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.

SECTI0N 7. This Ordinance shall be in force and take effect from and after passage, approval and
publication as provided by law.

PASSED AND APPROVED THIS 19TH DAY OF NOVEMBER, 2013.

CITY OF LA VISTA, NEBRASKA

ATTEST:

Pamela A. Buethe, CMC
City Clerk