

## LA VISTA CITY COUNCIL MEETING AGENDA

October 15, 2019

6:00 P.M.

Harold "Andy" Anderson Council Chamber  
La Vista City Hall  
8116 Park View Blvd

- Call to Order
- Pledge of Allegiance
- Announcement of Location of Posted Open Meetings Act
- Appointment – Pat Dowse – City Engineer

*All matters listed under item A, Consent Agenda, are considered to be routine by the city council and will be enacted by one motion in the form listed below. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.*

### A. CONSENT AGENDA

1. Approval of the Agenda as Presented
2. Approval of the Minutes of the October 1, 2019 City Council Meeting
3. Approval of the Minutes of the September 19, 2019 Planning Commission Meeting
4. Monthly Financial Report – August 2019
5. Request for Payment – Burton Plumbing – Maintenance Services – Sanitary Sewer Repair – \$12,709.78
6. Request for Payment – CivicPlus – Professional Services – Website Redesign – \$15,805.17
7. Request for Payment – Design Workshop – Professional Services – 84<sup>th</sup> Streetscape Plan - \$3,768.52
8. Request for Payment – Hawkins Construction Company – Construction Services – Offstreet Parking District No. 2, Structure No. 1 – \$464,508.46
9. Request for Payment – Kissel, Kohout, ES Associates LLC – Professional Services – Legislation - \$9,305.21
10. Request for Payment – Olsson – Professional Services – City Centre Phase 1 Public Infrastructure – \$42,801.50
11. Request for Payment – Olsson –Professional Services – City Center Geotechnical - \$2,855.99
12. Request for Payment – SIEREX Design and Construction – Construction Services – Mini Park Improvements – Eberle Walden Park Structure – \$15,149.20
13. Request for Payment – Swain Construction – Construction Services – 84<sup>th</sup> Street Rehabilitation – \$691,237.68
14. Request for Payment – Thompson, Dreessen & Dorner, Inc. – Professional Services – City Parking District Access Improvements – Drainage - \$15,712.50
15. Request for Payment – Thompson, Dreessen & Dorner, Inc. – Professional Services – Phase 2 Golf Course Transformation – Proposed Lake Improvements - \$3,589.70
16. Request for Payment – Water's Edge Aquatic Design, LLC – Professional Services – Concept Planning – \$2,677.50
17. Approve Manager Application – Class I Liquor License – Chili's Grill & Bar – Stephanie Hinman
18. Approval of Claims

- Reports from City Administrator and Department Heads

### B. Citizen Advisory Review Committee – EDP Report

1. Public Hearing

### C. Amend Zoning Ordinance – Sections 5.06, 5.07, 5.08, 5.09 and 5.19 (Setbacks for Public Facilities in Zones R1-R4 and MU-CC)

1. Public Hearing
2. Ordinance

### D. Planned Unit Development Site Plan – Lots 19-20, Southport West & Lots 2-3, Southport West Replat 2 (NW of Westport Pkwy)

1. Public Hearing
2. Resolution

### E. Ordinance – Amend Master Fee Ordinance

### F. Resolution – Award Contract – Mini Park Improvements – Eberle Walden Park Playground

**G. Discussion: Fireworks**

- **Comments from the Floor**
- **Comments from Mayor and Council**
- **Adjournment**

The public is welcome and encouraged to attend all meetings. If special accommodations are required, please contact the City Clerk prior to the meeting at 402-331-4343. A copy of the Open Meeting Act is posted in the Council Chamber and available in the public copies of the Council packet. Citizens may address the Mayor and Council under "Comments from the Floor." Comments should be limited to three minutes. We ask for your cooperation in order to provide for an organized meeting.

# MINUTE RECORD

A-2

No. 729 — REEDIE & COMPANY, INC. OMAHA E1310556LD

## LA VISTA CITY COUNCIL MEETING OCTOBER 1, 2019

A meeting of the City Council of the City of La Vista, Nebraska was convened in open and public session at 6:00 p.m. on October 1, 2019. Present were Councilmembers. Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Also in attendance were City Attorney McKeon, Assistant City Administrator Ramirez, City Clerk Buethe, Police Chief Lausten, Director of Public Works Soucie, Director of Administrative Services Pokorny, Library Director Barcal, Recreation Director Stopak, Finance Director Miserez, City Engineer Kottmann, Senior Planner Solberg, Human Resources Director Trail and Fire Chief Bowes.

A notice of the meeting was given in advance thereof by publication in the Times on September 18, 2019. Notice was simultaneously given to the Mayor and all members of the City Council and a copy of the acknowledgment of the receipt of notice attached to the minutes. Availability of the agenda was communicated to the Mayor and City Council in the advance notice of the meeting. All proceedings shown were taken while the convened meeting was open to the attendance of the public. Further, all subjects included in said proceedings were contained in the agenda for said meeting which is kept continuously current and available for public inspection at City Hall during normal business hours.

Mayor Kindig called the meeting to order, led the audience in the Pledge of Allegiance, and made the announcements.

### **SERVICE AWARD: JIM RUFFNER – 25 YEARS**

Mayor Kindig presented a service award to Jim Ruffner for 25 years of service to the City.

Mayor Kindig presented retiring City Engineer John Kottmann with a key to the City

### **CONSENT AGENDA**

- 1. APPROVAL OF THE AGENDA AS PRESENTED**
- 2. APPROVAL OF THE MINUTES OF THE SEPTEMBER 17, 2019 CITY COUNCIL MEETING**
- 3. APPROVAL OF THE MINUTES OF THE AUGUST 15, 2019 PLANNING COMMISSION MEETING**
- 4. APPROVAL OF THE MINUTES OF THE SEPTEMBER 19, 2019 PLANNING COMMISSION MEETING**
- 5. APPROVAL OF THE MINUTES OF THE SEPTEMBER 12, 2019 LIBRARY ADVISORY BOARD MEETING**
- 6. REQUEST FOR PAYMENT – ALFRED BENESCH & COMPANY – PROFESSIONAL SERVICES – 2019 PARK VIEW BLVD RESURFACING – \$6,187.96**
- 7. REQUEST FOR PAYMENT – DESIGN WORKSHOP, INC. – PROFESSIONAL SERVICES – 84<sup>TH</sup> STREETSCAPE PLAN – \$11,448.19**
- 8. REQUEST FOR PAYMENT – DLR GROUP – PROFESSIONAL SERVICES – CITY CENTRE PARKING FACILITY CA – \$2,070.47**
- 9. REQUEST FOR PAYMENT – GRAHAM CONSTRUCTION, INC. – CONSTRUCTION SERVICES – 84<sup>TH</sup> STREET REDEVELOPMENT AREA – CITY CENTRE INFRASTRUCTURE – \$510,201.94**
- 10. REQUEST FOR PAYMENT – HGM ASSOCIATES, INC. – PROFESSIONAL SERVICES – EAST LA VISTA SEWER AND PAVEMENT REHABILITATION – PHASE I INVESTIGATION – \$10,814.25**
- 11. REQUEST FOR PAYMENT – HDR ENGINEERING, INC. – PROFESSIONAL SERVICES – PROJECT MANAGEMENT FOR PUBLIC IMPROVEMENTS AND OTHER WORKS – \$7,881.59**
- 12. REQUEST FOR PAYMENT – RDG PLANNING & DESIGN – PROFESSIONAL SERVICES – CIVIC CENTER PARK PHASE 2 – \$649.90**
- 13. REQUEST FOR PAYMENT – SIEREX DESIGNS, INC. – CONSTRUCTION SERVICES – MINI PARK IMPROVEMENTS – EBERLE WALDEN PARK SHELTER – \$11,862.00**
- 14. REQUEST FOR PAYMENT – SWAIN CONSTRUCTION – CONSTRUCTION SERVICES – PARK VIEW BLVD. RESURFACING – \$98,429.50**
- 15. REQUEST FOR PAYMENT – THOMPSON, DREESSEN & DORNER, INC. – PROFESSIONAL SERVICES – MISC. SERVICES, SURVEY – \$383.05**

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16. **REQUEST FOR PAYMENT – THOMPSON, DREESSEN & DORNER, INC. –**  
**PROFESSIONAL SERVICES – SURVEYING SERVICES – 72<sup>ND</sup> STREET**  
**STORM SEWER SETTLEMENT – \$1,406.20**

17. **REQUEST FOR PAYMENT – WATER'S EDGE AQUATIC DESIGN, LLC –**  
**PROFESSIONAL SERVICES – CONCEPT PLANNING – \$1,387.50**

18. **APPROVAL OF CLAIMS**

4 SEASONS AWARDS, services	8.00
911 CUSTOM LLC, maint.	14,154.68
AMAZON CAPITAL, services	835.53
AOI CORP, services	560.52
A-RELIEF, services	86.00
ASPHALT & CONCRETE MATERIALS, bld&grnds	771.50
AT&T MOBILITY LLC, phones	93.80
AXON ENTERPRISE INC, services	2,130.00
AYALA, B., travel	185.50
BAUER BUILT INC, maint.	1,947.24
BAXTER CHRYSLER JEEP, maint.	782.24
BISHOP BUSINESS EQUIPMENT, services	1,694.42
BLACK HILLS ENERGY, utilities	1,068.93
BLAND, T., travel	185.50
BOBCAT OF OMAHA, maint.	23.15
BOTACH INC, services	289.01
BROWNELLS INC, maint.	385.77
BUETHE, P., travel	135.72
BURTON A/C, HEATING & PLUMBING, bld&grnds	170.95
CALENTINE, J., travel	54.65
CATHERINE DEMES MAYDEW, services	1,787.50
CENTURY LINK BUSN SVCS, phones	177.01
CENTURY LINK, phones	363.89
CINTAS CORP, services	408.35
CIOX HEALTH, LLC, services	20.00
CITY OF OMAHA, services	445,124.59
CITY OF PAPILLION, services	9,678.68
COMP CHOICE INC, services	272.70
CONSOLIDATED MANAGEMENT CO, services	109.54
COX COMMUNICATIONS, INC., services	147.03
D & K PRODUCTS, supplies	85.00
DAIKIN APPLIED, bld&grnds	3,063.00
DELL MARKETING L.P., services	3,180.64
DEMCO INC, supplies	309.49
DOUGLAS COUNTY SHERIFF, services	337.50
DSLRPROS, services	4,697.00
DULTMEIER SALES LLC, maint.	44.80
EBIX, INC, supplies	64.95
EDGEWEAR SCREEN PRINTING, apparel	889.00
ENVISIO SOLUTIONS INC, services	6,300.00
EXPRESS DISTRIBUTION LLC, supplies	5.00
FASTENAL CO, services	3,160.50
FBG SERVICE CORP, services	275.00
FELSBURG HOLT & ULLEVIG INC, services	1,424.60
FILTER CARE OF NEBRASKA, maint.	45.45
FIRST WIRELESS INC, services	104.65
FITZGERALD SCHORR BARMETTLER, services	26,875.60
FOCUS PRINTING, services	238.60
GALE, books	76.47
GALLS LLC, apparel	215.00
GARY GIST, apparel	118.99
GLOCK, INC, services	107.00
GRAHAM CONSTRUCTION, services	260,668.80
GUNN, B., travel	330.50
H & H CHEVROLET LLC, maint.	461.90

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HALE, D., travel	116.00
HARM'S CONCRETE INC, services	118.75
HARTS AUTO SUPPLY, maint.	826.00
HAWKINS CONSTRUCTION CO, services	466,744.50
HYDRAULIC EQUIPMENT SERVICE INC, maint.	927.50
IDEAL IMAGES, INC, apparel	1,334.00
INGRAM LIBRARY SERVICES, books	3,080.26
J & J SMALL ENGINE, maint.	6.49
J RETZ LANDSCAPE, INC, services	4,405.90
JMAC CONSULTING GROUP, services	254.86
JOHNSON HARDWARE CO, bld&grnds	156.50
JULIA RODEHORST, refund	43.00
K & K MASONRY, INC, bld&grnds	9,000.00
KELLY'S CARPET OMAHA, bld&grnds	2,683.38
KLUTE TRUCK EQUIPMENT, services	2,625.00
KUBOTA OF OMAHA, maint.	58.65
LARSEN SUPPLY CO, supplies	143.65
LEAGUE OF NEBR MUNICIPALITIES, services	48,150.00
LILLY JOHNSON, services	40.00
LOU'S SPORTING GOODS, supplies	230.40
LV COMM FOUNDATION, payroll	60.00
MAMA'S PIZZA, services	260.28
MARCO INC, services	120.80
MATHESON TRI-GAS, maint.	1,806.18
MENARDS-RALSTON, bld&grnds	373.03
METRO AREA TRANSIT, services	622.00
MH ENTERPRISE, services	200.00
MICROFILM IMAGING SYSTEMS, services	3,040.00
MIDWEST RIGHT OF WAY, services	340.00
MMC MECHANICAL CONTRACTORS, bld&grnds	3,823.37
MOTOROLA SOLUTIONS INC, services	64,934.20
MSC INDUSTRIAL SUPPLY, maint.	309.73
MUD, utilities	9,235.13
NE IOWA INDL FASTENERS INC, maint.	144.87
NE LAW ENFORCEMENT, services	228.00
NE MOSQUITO/VECTOR ASSN, services	100.00
NEWMAN TRAFFIC SIGNS, services	169.81
NORTH STAR DESTINATION STRATEGIES, services	673.62
OFFICE DEPOT INC, supplies	369.35
O'HANLON, PAT, services	1,500.00
OLSSON, INC, services	2,920.91
OMNI ENGINEERING, services	861.23
PAY-LESS OFFICE PRODUCTS, supplies	217.68
PETTY CASH, supplies	299.58
PLAINS EQUIPMENT GROUP, services	308.46
POKORNY, K., travel	330.50
POWER DMS INC, services	7,689.50
PRIMA DISTRIBUTION, INC, supplies	128.06
PROUHET, T., travel	391.50
RAMIREZ, R., travel	391.50
RDG PLANNING & DESIGN, services	12,439.09
REACH SPORTS MARKETING GROUP, services	1,408.00
RED MUNICIPAL & INDUSTRIAL EQUIP, maint.	48.41
REDZ, LLC, services	105,000.00
RIVER CITY RECYCLING, services	510.00
RUFFNER, J., travel	87.50
SARPY COUNTY COURTHOUSE, services	4,207.68
SARPY COUNTY FISCAL ADMINSTRTN, services	236,128.91
SCHEMMER ASSOCIATES INC, services	2,320.00
SETCOM CORP, services	2,678.10

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SID DILLON WAHOO INC, services	33,396.00
SIGN IT, services	540.00
SIRCHIE ACQUISITION CO, supplies	185.99
SNAP-ON INDUSTRIAL-TOOL, maint.	974.22
SOUTHERN UNIFORM & EQUIPMENT, apparel	2,613.20
STOLTEMBERG NURSERIES, services	312.00
SWAIN CONSTRUCTION INC, services	212,474.69
SWANK MOTION PICTURES INC, services	693.00
TARGET INNOVATIONS, supplies	150.00
TED'S MOWER SALES, services	2,020.16
THOMPSON DREESSEN & DORNER, INC, services	4,039.75
THORNBURG, J., travel	87.50
THREE RIVERS LIBRARY SYSTEM, services	25.00
TRAIL, R., travel	297.00
TRUCK CENTER COMPANIES, maint.	541.00
TURFWERKS, services	7,768.31
URETEK USA, INC, services	16,549.58
VERIZON CONNECT, services	731.25
VERIZON WIRELESS, phones	210.69
WAL-MART, supplies	1,120.44
WATCHGUARD, INC, services	4,202.00
WHITE CAP CONSTR SUPPLY, maint.	43.19
WICK'S STERLING TRUCKS INC, maint.	61.62

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

## REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Director of Administrative Services Pokorny reported the Restaurant and Drinking Places Occupation Tax went into effect today. Reminder letters will be sent to businesses on Friday. The first remittance will be due November 30.

Community Relations Coordinator Beaumont reported on the Coat Drive.

Library Director Barcal introduced Justina Wakeman a practicum student intern from UNO who will be serving 60 hours at the Library.

Fire Chief Bowes reported that two new ambulances are on the frontline and that a new engine has been ordered and should be in service in January. He also reported on staffing, the Open House at Station No. 4, and the Pancake Feed.

## B. ORDINANCE – ZONING TEXT AMENDMENTS – PERSONAL SERVICES

Councilmember Hale announced that she would be abstaining from any discussion or votes on this item as her firm manages the real estate.

### 1. PUBLIC HEARING

At 6:14 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the proposed zoning text amendments.

At 6:14 p.m. Councilmember Sell made a motion to close the public hearing. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, and Sell. Nays: None. Abstain: Hale. Absent: None. Motion carried.

### 2. ORDINANCE

Councilmember Frederick introduced Ordinance No. 1369 entitled: AN ORDINANCE TO AMEND SECTIONS 2.17, 5.10, 5.11, 5.12, AND 5.19 OF ORDINANCE NO. 848 (ZONING ORDINANCE); TO REPEAL SECTIONS 2.17, 5.10, 5.11, 5.12, AND 5.19

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OF ORDINANCE NO. 848 AS PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF

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

Said ordinance was then read by title, and thereafter Councilmember Sheehan moved for final passage of the ordinance which motion was seconded by Councilmember Quick. The Mayor then stated the question, "Shall Ordinance No. 1369 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, and Sell. Nays: None. Abstain: Hale. Absent: None. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the City Clerk attested the passage/approval of the same and affixed her signature thereto.

## **C. ORDINANCE – AMENDMENTS TO MUNICIPAL CODE CHAPTER 71: TRAFFIC REGULATIONS**

Councilmember Quick introduced Ordinance No. 1370 entitled: AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AMENDING AND RENUMBERING LA VISTA MUNICIPAL CODE SECTIONS 71.095, 71.096, 71.097, 71.110, 71.111, 71.113, 71.114 AND 71.115 TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

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

Said ordinance was then read by title, and thereafter Councilmember Quick moved for final passage of the ordinance which motion was seconded by Councilmember Frederick. The Mayor then stated the question, "Shall Ordinance No. 1370 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Hale, Quick, and Sell. Nays: None. Abstain: None. Absent: None. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the City Clerk attested the passage/approval of the same and affixed her signature thereto.

## **D. APPLICATION FOR REPLAT – LA VISTA CITY CENTRE REPLAT 3 – 84<sup>TH</sup> ST & BARMETTLER DR.**

### **1. RESOLUTION - REPLAT**

Councilmember Thomas introduced and moved for the adoption of Resolution No. 19-134 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, FOR APPROVAL OF THE REPLAT FOR LOTS 5-12 LA VISTA CITY CENTRE AND LOT 1 LA VISTA CITY CENTRE REPLAT 1, TO BE REPLATTED AS LOTS 1-12 LA VISTA CITY CENTRE REPLAT 3, A SUBDIVISION LOCATED IN THE WEST HALF OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 14, TOWNSHIP 14 NORTH, RANGE 12 EAST OF THE 6TH P.M., IN SARPY COUNTY, NEBRASKA.

WHEREAS, the owners of the above described property applied for approval of a replat for Lots 5-12 La Vista City Centre and Lot 1 La Vista City Centre Replat 1, to be replatted as Lots 1-12 La Vista City Centre Replat 3; and

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WHEREAS, the City Engineer has reviewed the replat; and

WHEREAS, on July 18, 2019, the La Vista Planning Commission held a meeting and reviewed the replat and recommended approval.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, that the replat for Lots 5-12 La Vista City Centre and Lot 1 La Vista City Centre Replat 1, to be replatted as Lots 1-12 La Vista City Centre Replat 3, a subdivision located in the West Half of the Northwest Quarter of the Southwest Quarter of Section 14, Township 14 North, Range 12 East of the 6<sup>th</sup> P.M., Sarpy County, Nebraska, generally located east of the intersection of 84<sup>th</sup> Street and Barnettler Drive, be, and hereby is, approved, subject to adoption and execution of the corresponding Subdivision Agreement amendment presented at this Council meeting.

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

## **2. RESOLUTION – SUBDIVISION AGREEMENT AMENDMENT**

Councilmember Sell introduced and moved for the adoption of Resolution No.19-135 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING AN AMENDMENT TO THE SUBDIVISION AGREEMENT FOR LA VISTA CITY CENTRE.

WHEREAS, the City Council did on October 1, 2019, approve of La Vista City Centre Replat 3 subject to certain conditions; and

WHEREAS, the Subdivider, La Vista City Centre, LLC, and Subdivider's successor, City Centre I LLC, as owners of the affected lots agreed to execute an amendment to the original Subdivision Agreement satisfactory in form and content to the City;

NOW THEREFORE, BE IT RESOLVED, that the First Amendment to Subdivision Agreement presented at the October 1, 2019, City Council meeting for the La Vista City Centre Subdivision be and hereby is approved and the Mayor and City Clerk be and hereby are authorized to execute the same on behalf of the City, subject to any specified conditions of Council and any revisions that the City Administrator or City Engineer may determine necessary or advisable.

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

## **E. RESOLUTION – CHANGE ORDER NO. 2 – 84<sup>TH</sup> STREET REHABILITATION PROJECT**

Councilmember Hale introduced and moved for the adoption of Resolution No.19-136 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING CHANGE ORDER NO. 2 TO THE 84TH STREET PAVEMENT REHABILITATION CONTRACT WITH SWAIN CONSTRUCTION, INC., OMAHA, NEBRASKA, TO PROVIDE FOR ADDITIONS OF WORK TO THE CONTRACT IN AN AMOUNT NOT TO EXCEED \$30,661.00.

WHEREAS, the City has determined it is necessary for additions of work to the contract; and

WHEREAS, the FY19/20 biennial budget provides funding for this project; and

WHEREAS, the change order will increase the contract price by \$30,661.00 to a total of \$1,820,574.73; and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of La Vista, Nebraska, that the Mayor is authorized to execute the necessary documents for Change Order No. 2 to the 84th

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Street Pavement Rehabilitation contract with Swain Construction, Inc., Omaha Nebraska, to provide for additions of work to the contract in an amount not to exceed \$30,661.50.

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

## F. RESOLUTION – AMENDMENT NO. 1 – OPPD TRANSMISSION LINE PERMANENT RELOCATION AGREEMENT

Councilmember Hale introduced and moved for the adoption of Resolution No.19-137 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING AN AMENDMENT TO THE OMAHA PUBLIC POWER DISTRICT ("OPPD") 69KV TRANSMISSION LINE 26 RELOCATION AGREEMENT.

WHEREAS, on March 6, 2018, the City Council approved an agreement with OPPD to permanently relocate Overhead Transmission Line #26; and

WHEREAS, there is a need to address any future modifications or relocations and the release and/or granting of easements in relation to that work; and

WHEREAS, a proposed FIRST AMENDMENT to the OPPD 69KV Transmission Line 26 Relocation Agreement has been prepared for this purpose as presented at this meeting or on file with the City Clerk;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of La Vista, Nebraska, that the FIRST AMENDMENT to the OPPD 69KV Transmission Line 26 Relocation Agreement as presented at this meeting or on file with the City Clerk is hereby approved and the Mayor and City Clerk are hereby authorized to execute said amendment on behalf of the City of La Vista, subject to review and any modifications the City Administrator determines necessary or appropriate.

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

## G. RESOLUTION – ARCHITECTURAL SERVICES – PUBLIC OFFSTREET PARKING FACILITIES

Councilmember Hale introduced and moved for the adoption of Resolution No 19-138 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING AMENDMENT NUMBER SEVEN TO THE PROFESSIONAL SERVICES AGREEMENT WITH DLR GROUP, INC TO PROVIDE ADDITIONAL ARCHITECTURAL CONSULTING SERVICES RELATED TO OFF STREET PARKING FACILITY NO. 2 IN AN AMOUNT NOT TO EXCEED \$547,000.00.

WHEREAS, the Mayor and City Council of the City of La Vista Nebraska have determined additional architectural consulting services related to off street parking facility no. 2 are necessary; and

WHEREAS, the City Council on behalf of the City of La Vista desires to approve amendment number seven to the professional services agreement with DLR Group, LLC to provide additional architectural consulting services; and

WHEREAS, the amendment establishes a not-to-exceed fee for \$547,000 and an estimated \$10,000 for direct reimbursable expenses; and

WHEREAS, the FY19/FY20 Biennial Budget provides funding for this project; and

WHEREAS, Subsection (C) (9) of Section 31.23 of the La Vista Municipal Code requires that the City Administrator secure Council approval prior to authorizing any expenditure over \$5,000.00;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of

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La Vista, Nebraska, do hereby approve amendment number seven to the professional services agreement with DLR Group, LLC to provide additional architectural consulting services related to off street parking facility no. 2 in an amount not to exceed \$547,000.00.

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

## **H. RESOLUTION – PROFESSIONAL ENGINEERING SERVICES – OFFSTREET PARKING DISTRICT NO. 2 – STRUCTURE NO. 2**

Councilmember Hale introduced and moved for the adoption of Resolution No.19-139 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH OLSSON, INC. FOR SURVEYING AND GEOTECHNICAL ENGINEERING SERVICES FOR THE PROPOSED PARKING STRUCTURE NO. 2 IN OFFSTREET PARKING DISTRICT NO. 2 IN AN AMOUNT NOT TO EXCEED \$8,940.00.

WHEREAS, the City Council of the City of La Vista has determined that surveying and geotechnical engineering services are necessary for the proposed Parking Structure No. 2 in Offstreet Parking District No. 2; and

WHEREAS, the FY 19/20 Biennial Budget includes funding for these services; and

WHEREAS, the agreement has a not-to-exceed cost of \$8,940.00 for the scope of services;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, authorizing the execution of a professional services agreement with Olsson, Inc. for surveying and geotechnical engineering services for the proposed Parking Structure No. 2 in Offstreet Parking District No. 2 in an amount not to exceed \$8,940.00.

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

## **I. RESOLUTION – AWARD CONTRACT – EROSION CONTROL MAINTENANCE – 84<sup>TH</sup> STREET REDEVELOPMENT AREA**

Councilmember Thomas introduced and moved for the adoption of Resolution No.19-140 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AWARDING A CONTRACT TO COMMERCIAL SEEDING CONTRACTORS, VALLEY, NEBRASKA FOR EROSION CONTROL MAINTENANCE IN THE 84<sup>TH</sup> STREET REDEVELOPMENT AREA AN AMOUNT NOT TO EXCEED \$40,880.00.

WHEREAS, the City Council of the City of La Vista has determined that erosion control maintenance in the 84<sup>th</sup> Street Redevelopment Area is necessary; and

WHEREAS, the FY19/FY20 Biennial Budget provides funding for the proposed maintenance; and

WHEREAS, bids were solicited, and two bids were received; and

WHEREAS Subsection (C) (9) of Section 31.23 of the La Vista Municipal Code requires that the City Administrator secures Council approval prior to authorizing any purchase over \$5,000.00;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska award the contract to Commercial Seeding Contractors, Valley, Nebraska for Erosion Control Maintenance in the 84<sup>th</sup> Street Redevelopment Area in an amount not to exceed \$40,880.00.

# MINUTE RECORD

October 1, 2019

No. 729 — REEDIE & COMPANY, INC. OMAHA E1310556D

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

## J. APPROVAL OF CLASS D LIQUOR LICENSE APPLICATION – QUIKTRIP CORPORATION DBA QUIKTRIP

### 1. PUBLIC HEARING

At 6:27 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the Class D liquor license application. Ashley Albertsen, representing QuikTrip, was present to answer any questions.

At 6:28 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Crawford. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

### 2. RESOLUTION

Councilmember Sell introduced and moved for the adoption of Resolution No.19-141 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA RECOMMENDING TO THE NEBRASKA LIQUOR CONTROL COMMISSION, APPROVAL OF A CLASS D LIQUOR LICENSE FOR QUIKTRIP CORPORATION DBA QUIKTRIP IN LA VISTA, NEBRASKA.

WHEREAS, QuikTrip Corporation dba QuikTrip, 11626 Virginia Plaza, La Vista, Sarpy County, Nebraska, has applied to the Nebraska Liquor Control Commission for a Class D Liquor License; and

WHEREAS, the Nebraska Liquor Control Commission has notified the City of said application; and

WHEREAS, the City has adopted local licensing standards to be considered in making recommendations to the Nebraska Liquor Control Commission; and

WHEREAS, said licensing standards have been considered by the City Council in making its decision;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, hereby recommend to the Nebraska Liquor Control Commission approval of a Class D Liquor License submitted by QuikTrip Corporation dba QuikTrip, 11626 Virginia Plaza, La Vista, Sarpy County, Nebraska

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

### COMMENTS FROM THE FLOOR

There were no comments from the floor.

### COMMENTS FROM MAYOR AND COUNCIL

Councilmember Crawford asked that Fireworks be added as a discussion item on the next agenda. There was Council consensus to add Fireworks to the next agenda

Councilmember Sheehan commended the La Vista Police Department on how they handled a recent situation at Brentwood Apartments.

Councilmember Frederick encouraged people to volunteer with the Coat Drive.

Mayor Kindig commented on the La Vista Community Foundation's Veterans Dinner and on working with other cities on legislative issues.

At 6:39 p.m. Councilmember Crawford made a motion to adjourn the meeting. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Ronan,

# MINUTE RECORD

October 1, 2019

No. 729 — REEDIE & COMPANY, INC. OMAHA E1310556LD

Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None.  
Absent: None. Motion carried.

PASSED AND APPROVED THIS 15TH DAY OF OCTOBER 2019.

CITY OF LA VISTA

\_\_\_\_\_

Douglas Kindig, Mayor

ATTEST:

\_\_\_\_\_

Pamela A. Buethe, CMC  
City Clerk



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

**PLANNING COMMISSION MINUTES  
SEPTEMBER 19, 2019 6:30 P.M.**

The City of La Vista Planning Commission held a meeting on Thursday, September 19, 2019 in the Harold "Andy" Anderson Council Chamber at La Vista City Hall, 8116 Park View Boulevard. Chairman Kevin Wetuski called the meeting to order at 6:30 p.m. with the following members present: Gayle Malmquist, John Gahan, Mike Circo, Harold Sargus, Kathleen Alexander, and Kevin Wetuski. Members absent were: Jason Dale and Mike Krzywicki. Also in attendance were Chris Solberg, Senior Planner; Meghan Engberg, Permit Technician; Cale Brodersen, Assistant Planner; Pat Dowse, City Engineer; and John Kottmann, City Engineer.

Legal notice of the public meeting and hearing were posted, distributed and published according to Nebraska law. Notice was simultaneously given to all members of the Planning Commission. All proceedings shown were taken while the convened meeting was open to the attendance of the public.

**1. Call to Order**

The meeting was called to order by Vice Chairman Wetuski at 6:30 p.m. Copies of the agenda and staff reports were made available to the public.

**2. Approval of Meeting Minutes – August 15, 2019**

*Malmquist moved, seconded by Alexander, to approve the August 15th minutes. Ayes: Sargus, Gahan, Wetuski, and Malmquist. Nays: None. Abstain: Circo and Alexander. Absent: Dale and Krzywicki. Motion Carried, (4-0-2)*

**3. Old Business**

None.

**4. New Business**

*Malmquist moved, seconded by Circo to move election of officers to the last agenda item. Ayes: Sargus, Gahan, Wetuski, Circo, Alexander, and Malmquist. Nays: None. Abstain: None. Absent: Dale and Krzywicki. Motion Carried, (6-0)*

**A. Zoning Ordinance Amendment – Sections 5.06-5.09 (Setbacks for Public Facilities in Zones R1-R4, and MU-CC)**

i. **Staff Report – Chris Solberg:** Solberg stated that, upon review, staff has concluded that an update to the Zoning Ordinance – Sections 5.06-5.09 and 5.19 (R1-R4, and MU-CC Districts) relating to the building setbacks for publicly owned and operated facilities is warranted. La Vista’s current Zoning Ordinance does not directly address the building setbacks for publicly owned and operated facilities in all residential and mixed-use districts. The proposed changes will provide the City with more flexibility in the placement of its public facilities in these districts. Staff recommends approval of the attached amendments.

ii. **Public Hearing:** Wetuski opened the public hearing.

Wetuski closed the public hearing as no members of the public came forward.

iii. **Recommendation:** Circo moved, seconded by Malmquist to recommend approval for an update to the Zoning Ordinance – Sections 5.06-5.09, and 5.19 (R1-R4, and MU-CC Districts) relating to the building setbacks for publicly owned and operated facilities. **Ayes:** *Sargus, Gahan, Wetuski, Circo, Alexander, and Malmquist.* **Nays:** *None.* **Abstain:** *None.* **Absent:** *Dale and Krzywicki.* **Motion Carried, (6-0)**

**B. Zoning Ordinance Amendment – Sections 2.17, 5.10-5.12, and 5.19 (Definitions and Permitted Uses in Zones C1-C3, and MU-CC)**

i. **Staff Report – Cale Brodersen:** Brodersen stated that staff recently received a building permit application for “Float District”, a float spa or sensory deprivation tank spa in Southport West that provides equipment-based therapies. During the zoning review it was found that this use is not addressed in the La Vista Zoning Ordinance, though it does fit the character and intent of the C-1, C-3, C-3, and MU-CC Districts. Additionally, the La Vista Zoning Ordinance does not clearly address similar issues such as day spas or massage therapy spas. Surrounding communities account for these wellness-oriented uses in a category called “Personal Services”. The proposed changes to the Zoning Ordinance provide for a definition for “Personal Services” and allow for its permitted use in the C-1, C-2, C-3, and MU-CC Districts. Staff recommends approval of the proposed amendments.

ii. **Public Hearing:** Wetuski opened the public hearing.

Wetuski closed the public hearing as no members of the public came forward.

Circo asked where hair salons fit in La Vista’s Zoning Ordinance.

Brodersen said that they are currently accounted for in categories called Barber & Beauty Shops in the Zoning Ordinance.

- iii. *Gahan* moved, seconded by *Sargus* to approve the proposed amendments to the Zoning Ordinance to provide a definition for “Personal Services” and allow for it as a permitted use in the C-1, C-2, C-3, and MU-CC Districts. **Ayes: Sargus, Gahan, Wetuski, Circo, Alexander, and Malmquist. Nays: None. Abstain: None. Absent: Dale and Krzywicki. Motion Carried, (6-0)**

### **C. Planned Unit Development – Brixmor Property Group, LLC**

- i. **Staff Report – Chris Solberg:** Solberg stated the applicant, Heritage West La Vista LLC, is requesting a Planned Unit Development (PUD) Site Plan amendment to allow for the development of three commercial strip centers and one stand-alone restaurant, including two fast food establishments with drive-thrus. The proposed development is generally located Northwest of the intersection of Giles Road and Southport Parkway. Staff recommends approval of the PUD Site Plan for a commercial development contingent on satisfactory resolution of the issues stated within the staff report prior to City Council approval, as the PUD Site Plan request is consistent with the Comprehensive Plan and the Zoning Ordinance.
- ii. **Applicant Presentation:** Larry Jobeun and Patrick Morgan came up and spoke on behalf of the applicant. Both voiced concerns over having to meet all of the design guideline elements required by guidelines adopted within Southport West PUD ordinance and were hoping to see an amendment to the staff report to reflect some leniency.

Solberg explained that the Planning Commission deals specifically with land use concerns of the PUD, and that the implementation of the building design guidelines are handled administratively by staff.

Larry Jouben asked if City Council has the authority to alter the amendment to the Planned Unit Development to remove some of the aesthetic requirements.

Solberg explained that they do have that ability through the adopting ordinance for the PUD, but that the applicant should first communicate with staff to discuss strategies in meeting the guidelines as previously adopted by City Council.

- iii. **Public Hearing: Wetuski opened the Public Hearing.**

**Wetuski closed the public hearing as no members of the public came forward.**

iv. **Recommendation:** Sargus moved, seconded by Malmquist for approval of the PUD Site Plan for a commercial development contingent on satisfactory resolution of the issues stated within the staff report prior to City Council approval, as the PUD Site plan request is consistent with the Comprehensive Plan and the Zoning Ordinance. **Ayes: Sargus, Gahan, Wetuski, Circo, Alexander, and Malmquist. Nays: None.** **Abstain: None. Absent: Dale and Krzywicki. Motion Carried, (6-0)**

**D. Election of Officers:** Malmquist moved, seconded by Circo to elect Wetuski as Chair, Sargus as Vice-Chair, and Alexander as Secretary. **Ayes: Sargus, Gahan, Wetuski, Circo, Alexander, and Malmquist. Nays: None. Abstain: None. Absent: Dale and Krzywicki. Motion Carried, (6-0)**

**5. Comments from the Floor:**

No members of the public came forward.

**6. Comments from the Planning Commission:**

None.

**7. Comments from Staff:**

None.

**8. Adjournment**

Wetuski adjourned the meeting at 6:57 p.m.

Reviewed by Planning Commission:

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Planning Commission Secretary

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Planning Commission Chair

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Date

**CITY OF LAVISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
For the eleven months ending August 31, 2019  
92% of the Fiscal Year 2019

<b>Total All Funds</b>						
	<b>Budget</b> <b>(12 month)</b>	<b>MTD</b> <b>Actual</b>	<b>YTD</b> <b>Actual</b>	<b>Over(under)</b> <b>Budget</b>	<b>% of Budget</b> <b>Used</b>	

**OPERATING REVENUES**

General Fund	\$ 18,435,291	\$ 3,503,885	\$ 17,032,868	\$ (1,402,423)	92%
Sewer Fund	4,528,909	399,166	3,749,297	(779,612)	83%
Debt Service Fund	4,232,911	582,791	4,108,686	(124,225)	97%
Capital Improvement Program Fund	811,366	-	-	(811,366)	0%
Lottery Fund	1,206,691	92,870	1,067,999	(138,692)	89%
Economic Development Fund	718	6	107	(611)	15%
Off Street Parking Fund	464	862	12,919	12,455	
Redevelopment Fund	3,164,298	224,627	2,224,648	(939,650)	70%
Police Academy	80,055	33	101,081	21,026	126%
TIF 1A	-	9,034	18,067	18,067	0%
TIF 1B	-	-	-	-	0%
Sewer Reserve Fund	3,003	311	7,498	4,495	250%
Qualified Sinking Fund	250	26	624	374	249%
<b>Total Operating Revenues</b>	<b>32,463,956</b>	<b>4,813,612</b>	<b>28,323,793</b>	<b>(4,140,163)</b>	<b>87%</b>

**OPERATING EXPENDITURES**

General Fund	18,155,822	1,413,991	14,989,704	(3,166,119)	83%
Sewer Fund	3,978,263	667,533	2,872,583	(1,105,680)	72%
Debt Service Fund	4,130,462	1,042,945	3,422,764	(707,698)	83%
Capital Improvement Program Fund	-	-	-	-	0%
Lottery Fund	760,175	56,215	539,480	(220,695)	71%
Economic Development Fund	134,559	-	-	(134,559)	0%
Off Street Parking Fund	1,137,642	270,342	912,374	(225,268)	80%
Redevelopment Fund	2,508,057	-	1,268,284	(1,239,773)	51%
Police Academy	95,104	7,535	86,105	(8,999)	91%
TIF 1A	-	90	12,544	12,544	0%
TIF 1B	-	-	19,136	19,136	0%
Sewer Reserve Fund	-	-	-	-	0%
Qualified Sinking Fund	-	-	-	-	0%
<b>Total Operating Expenditures</b>	<b>30,900,084</b>	<b>3,458,652</b>	<b>24,122,974</b>	<b>(6,777,110)</b>	<b>78%</b>

**OPERATING REVENUES NET OF EXPENDITURES**

General Fund	279,469	2,089,894	2,043,165	1,763,696
Sewer Fund	550,646	(268,367)	876,714	326,068
Debt Service Fund	102,449	(460,155)	685,921	583,472
Capital Improvement Program Fund	811,366	-	-	(811,366)
Lottery Fund	446,516	36,655	528,519	82,003
Economic Development Fund	(133,841)	6	107	133,948
Off Street Parking Fund	(1,137,178)	(269,480)	(899,454)	237,724
Redevelopment Fund	656,241	224,627	956,364	300,123
Police Academy	(15,049)	(7,502)	14,976	30,025
TIF 1A	-	8,943	5,523	5,523
TIF 1B	-	-	(19,136)	(19,136)
Sewer Reserve Fund	3,003	311	7,498	4,495
Qualified Sinking Fund	250	26	624	374
<b>Operating Revenues Net of Expenditures</b>	<b>1,563,872</b>	<b>1,354,959</b>	<b>4,200,819</b>	<b>2,636,947</b>

**CITY OF LAVISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
For the eleven months ending August 31, 2019  
92% of the Fiscal Year 2019

	<b>Total All Funds</b>				
	<u>Budget</u> (12 month)	<u>MTD</u> <u>Actual</u>	<u>YTD</u> <u>Actual</u>	Over(under) <u>Budget</u>	% of Budget <u>Used</u>
<b><u>OTHER FINANCING SOURCES &amp; USES</u></b>					
<b><u>TRANSFERS IN</u></b>					
General Fund	96,902	-	122,652	25,750	127%
Sewer Fund	3,000	-	-	(3,000)	0%
Debt Service Fund	724,604	-	-	(724,604)	0%
Capital Improvement Program Fund	2,570,012	-	1,831,664	(738,348)	71%
Lottery Fund	-	-	2,460	2,460	
Economic Development Fund	200,000	-	-	(200,000)	0%
Off Street Parking Fund	1,138,651	-	607,239	(531,412)	53%
Redevelopment Fund	-	-	-	-	
Police Academy	20,000	-	20,000	-	100%
TIF 1A	-	-	-	-	
TIF 1B	-	-	-	-	
Sewer Reserve Fund	1,201,125	-	1,201,125	-	100%
Qualified Sinking Fund	100,000	-	100,000	-	100%
<b>Total Transfers In</b>	<b>6,054,294</b>	<b>-</b>	<b>3,885,139</b>	<b>(2,169,155)</b>	<b>64%</b>

**TRANSFERS OUT**

General Fund	(772,604)	-	(80,250)	692,354	10%
Sewer Fund	(1,201,125)	-	(1,201,125)	-	100%
Debt Service Fund	(3,179,106)	-	(1,873,698)	1,305,408	59%
Capital Improvement Program Fund	(90,000)	-	-	90,000	0%
Lottery Fund	(395,902)	-	(177,983)	217,919	45%
Economic Development Fund	-	-	-	-	
Off Street Parking Fund	-	-	-	-	
Redevelopment Fund	(415,557)	-	(552,083)	(136,526)	133%
Police Academy	-	-	-	-	
TIF 1A	-	-	-	-	
TIF 1B	-	-	-	-	
Sewer Reserve Fund	-	-	-	-	
Qualified Sinking Fund	-	-	-	-	
<b>Total Transfers Out</b>	<b>(6,054,294)</b>	<b>-</b>	<b>(3,885,139)</b>	<b>2,169,155</b>	<b>64%</b>

**NET TRANSFERS**

General Fund	(675,702)	-	42,402	718,104	
Sewer Fund	(1,198,125)	-	(1,201,125)	(3,000)	100%
Debt Service Fund	(2,454,502)	-	(1,873,698)	580,804	76%
Capital Improvement Program Fund	2,480,012	-	1,831,664	(648,348)	74%
Lottery Fund	(395,902)	-	(175,523)	220,379	44%
Economic Development Fund	200,000	-	-	(200,000)	0%
Off Street Parking Fund	1,138,651	-	607,239	(531,412)	53%
Redevelopment Fund	(415,557)	-	(552,083)	(136,526)	133%
Police Academy	20,000	-	20,000	-	100%
TIF 1A	-	-	-	-	
TIF 1B	-	-	-	-	
Sewer Reserve Fund	1,201,125	-	1,201,125	-	100%
Qualified Sinking Fund	100,000	-	100,000	-	100%
<b>Total Net Transfers</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>(0)</b>	

**CITY OF LAVISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
For the eleven months ending August 31, 2019  
92% of the Fiscal Year 2019

	<b>Total All Funds</b>				% of Budget Used
	<u>Budget</u> (12 month)	<u>MTD</u> <u>Actual</u>	<u>YTD</u> <u>Actual</u>	Over(under) <u>Budget</u>	
Sewer Fund	-	-	-	-	-
Capital Improvement Program Fund	10,270,000	-	-	(10,270,000)	0%
Economic Development Fund	3,000,000	-	-	(3,000,000)	0%
Off Street Parking Fund	2,503,611	-	-	(2,503,611)	0%
Redevelopment Fund	17,130,000	-	-	(17,130,000)	0%
<b>Total Bond Proceeds</b>	<b>32,903,611</b>	<b>-</b>	<b>-</b>	<b>(32,903,611)</b>	<b>0%</b>

**OTHER REVENUE: BOND PROCEEDS**

Sewer Fund	-	-	-	-	-
Capital Improvement Program Fund	10,270,000	-	-	(10,270,000)	0%
Economic Development Fund	3,000,000	-	-	(3,000,000)	0%
Off Street Parking Fund	2,503,611	-	-	(2,503,611)	0%
Redevelopment Fund	17,130,000	-	-	(17,130,000)	0%
<b>Total Bond Proceeds</b>	<b>32,903,611</b>	<b>-</b>	<b>-</b>	<b>(32,903,611)</b>	<b>0%</b>

**OTHER EXPENDITURES: CAPITAL IMPROVEMENT PROGRAM**

Sewer Fund	125,000	89,546	100,214	(24,786)	80%
Capital Improvement Program Fund	8,982,012	347,047	2,568,751	(6,413,261)	29%
Off Street Parking Fund	6,852,315	475,481	2,825,500	(4,026,815)	41%
Redevelopment Fund	10,780,187	708,558	4,049,697	(6,730,490)	38%
<b>Total Capital Improvement Program</b>	<b>26,739,514</b>	<b>1,620,632</b>	<b>9,544,162</b>	<b>(17,195,352)</b>	<b>36%</b>

**OTHER EXPENDITURES: EDP GRANT**

Economic Development Fund	<b>3,000,000</b>	<b>-</b>	<b>-</b>	<b>(3,000,000)</b>	<b>0%</b>
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**NET FUND ACTIVITY**

General Fund	(396,233)	2,089,894	2,085,566	2,481,799
Sewer Fund	(772,479)	-	(357,913)	347,853
Debt Service Fund	(2,352,053)	(460,155)	(1,187,777)	1,164,276
Capital Improvement Program Fund	4,579,366	(347,047)	(737,087)	(5,316,453)
Lottery Fund	50,614	36,655	352,996	302,382
Economic Development Fund	66,159	6	107	(66,052)
Off Street Parking Fund	(4,347,231)	(744,961)	(3,117,715)	1,229,516
Redevelopment Fund	6,590,497	(483,931)	(3,645,416)	(10,235,913)
Police Academy	4,951	(7,502)	34,976	30,025
TIF 1A	-	8,943	5,523	5,523
TIF 1B	-	-	(19,136)	(19,136)
Sewer Reserve Fund	1,204,128	311	1,208,623	4,495
Qualified Sinking Fund	<b>100,250</b>	<b>26</b>	<b>100,624</b>	<b>374</b>
<b>Net Activity</b>	<b>\$ 4,727,969</b>	<b>(265,673)</b>	<b>(5,343,343)</b>	<b>(10,071,312)</b>
		(0)	-	-

**CITY OF LAVISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the eleven months ending August 31, 2019**  
**92% of the Fiscal Year 2019**

	<b>Total All Funds</b>				
	<u>Budget</u> <u>(12 month)</u>	<u>MTD</u> <u>Actual</u>	<u>YTD</u> <u>Actual</u>	Over(under) <u>Budget</u>	% of Budget <u>Used</u>
<b>FUND BALANCE</b>	<u>As of FYE 9/30/19</u>		<u>As of 8/31/19</u>	<u>Variance</u>	<u>Notes</u>
General Fund	6,050,646		7,922,761	1,872,115	
Sewer Fund	825,173		1,340,175	515,002	
Debt Service Fund	2,577,299		4,415,390	1,838,091	
Capital Improvement Program Fund	4,568,738		(1,291,041)	(5,859,779)	Bond Proceeds
Lottery Fund	3,387,235		3,535,602	148,367	
Economic Development Fund	178,182		7,041	(171,141)	
Off Street Parking Fund	619,369		1,826,524	1,207,155	Bond Proceeds
Redevelopment Fund	16,539,092		6,691,712	(9,847,380)	Bond Proceeds
Police Academy	13,554		54,019	40,465	
TIF 1A	0		5,523	5,523	
TIF 1B	0		(19,136)	(19,136)	
Sewer Reserve Fund	1,204,128		1,208,623	4,495	
Qualified Sinking Fund	100,250		100,623	373	
<b>Net Fund Balance</b>	<b>36,063,666</b>	-	<b>25,797,816</b>	<b>(10,265,851)</b>	

**CITY OF LAVISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the eleven months ending August 31, 2019**  
**92% of the Fiscal Year 2019**

**General Fund**

	<u>Budget</u> (12 month)	<u>MTD</u> <u>Actual</u>	<u>YTD</u> <u>Actual</u>	Over(under) <u>Budget</u>	% of Budget <u>Used</u>
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**REVENUES**

Property Taxes	\$ 8,102,903	\$ 2,629,416	\$ 7,764,767	\$ (338,136)	96%
Sales and use taxes	5,196,961	442,052	4,334,157	(862,804)	83%
Payments in Lieu of taxes	281,875	-	305,721	23,846	108%
State revenue	1,868,498	156,282	1,707,259	(161,239)	91%
Occupation and franchise taxes	882,000	59,962	911,447	29,447	103%
Hotel Occupation Tax	1,007,475	90,583	901,534	(105,941)	89%
Licenses and permits	460,250	55,765	406,533	(53,717)	88%
Interest income	30,992	8,008	69,414	38,422	224%
Recreation fees	170,710	23,900	170,212	(498)	100%
Special Services	19,500	978	21,932	2,432	112%
Grant Income	163,185	24,980	125,737	(37,448)	77%
Other	250,942	11,957	314,154	63,212	125%
<b>Total Revenues</b>	<b>18,435,291</b>	<b>3,503,885</b>	<b>17,032,868</b>	<b>(1,402,423)</b>	<b>92%</b>

**EXPENDITURES**

Administrative Services	529,503	40,418	460,402	(69,101)	87%
Mayor and Council	242,643	12,767	169,469	(73,174)	70%
Boards & Commissions	10,338	2,351	5,477	(4,861)	53%
Public Buildings & Grounds	670,385	26,183	450,239	(220,146)	67%
Administration	768,999	50,780	661,896	(107,103)	86%
Police and Animal Control	5,103,734	375,473	4,466,150	(637,584)	88%
Fire	1,975,871	161,690	1,788,145	(187,726)	90%
Community Development	691,268	31,728	508,036	(183,232)	73%
Public Works	3,826,276	309,359	2,992,185	(834,091)	78%
Recreation	866,314	72,411	676,801	(189,513)	78%
Library	880,477	64,926	702,233	(178,244)	80%
Information Technology	268,300	15,431	234,139	(34,161)	87%
Human Resources	1,010,268	78,352	747,920	(262,348)	74%
Public Transportation	106,272	8,772	78,883	(27,389)	74%
Finance	463,027	49,341	396,632	(66,395)	86%
Capital outlay	742,147	114,009	651,097	(91,050)	88%
<b>Total Expenditures</b>	<b>18,155,822</b>	<b>1,413,991</b>	<b>14,989,704</b>	<b>(3,166,119)</b>	<b>83%</b>

<b>REVENUES NET OF EXPENDITURES</b>	<b>279,469</b>	<b>2,089,894</b>	<b>2,043,165</b>	<b>1,763,696</b>
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**OTHER FINANCING SOURCES (USES)**

Operating transfers in (Lottery)	96,902	-	122,652	25,750	127%
Operating transfers out (DSF, OSP, CIP)	(772,604)	-	(80,250)	692,354	10%
<b>Total other Financing Sources (Uses)</b>	<b>(675,702)</b>	<b>-</b>	<b>42,402</b>	<b>718,104</b>	<b>_____</b>
<b>NET FUND ACTIVITY</b>	<b>\$ (396,233)</b>	<b>\$ 2,089,894</b>	<b>\$ 2,085,566</b>	<b>\$ 2,481,799</b>	<b>_____</b>

**CITY OF LAVISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-PROPRIETARY FUNDS**  
For the eleven months ending August 31, 2019  
92% of the Fiscal Year 2019

	<b>Sewer Fund</b>					
	<b>Budget</b>	<b>MTD Actual</b>	<b>YTD Actual</b>	<b>(Under) Budget</b>	<b>% of Budget Used</b>	
<b>REVENUES</b>						
User fees	\$ 4,352,612	\$ 387,819	\$ 3,577,162	\$ (775,450)	82%	
Service charge and hook-up fees	170,173	9,206	158,012	(12,161)	93%	
Miscellaneous	115	944	1,096	981	953%	
<b>Total Revenues</b>	<b>4,522,900</b>	<b>397,969</b>	<b>3,736,270</b>	<b>(786,630)</b>	<b>83%</b>	
<b>EXPENDITURES</b>						
Personnel Services	618,649	41,880	493,410	(125,239)	80%	
Commodities	39,046	4,784	14,836	(24,210)	38%	
Contract Services	2,856,232	473,420	2,152,711	(703,521)	75%	
Maintenance	38,201	3,409	21,568	(16,633)	56%	
Other	227	-	2,112	1,885		
Storm Water Grant	54,000	(24)	13,126	(40,874)	24%	
Capital Outlay	371,908	144,065	174,821	(197,087)	47%	
<b>Total Expenditures</b>	<b>3,978,263</b>	<b>667,533</b>	<b>2,872,583</b>	<b>(1,105,680)</b>	<b>72%</b>	
<b>OPERATING INCOME (LOSS)</b>	<b>544,637</b>	<b>(269,564)</b>	<b>863,687</b>	<b>319,050</b>	<b>Note 1</b>	
<b>NON-OPERATING REVENUE (EXPENSE)</b>						
Interest income	6,009	1,198	13,027	7,018	217%	
	<u>6,009</u>	<u>1,198</u>	<u>13,027</u>	<u>7,018</u>	<u>217%</u>	
<b>INCOME (LOSS) BEFORE OPERATING TRANSFERS</b>	<b>550,646</b>	<b>(268,367)</b>	<b>876,714</b>	<b>326,068</b>		
<b>OTHER FINANCING SOURCES (USES)</b>						
Operating transfers in (Lottery Events)	3,000	-	-	(3,000)	0%	
Operating transfers out (CIP)	(1,201,125)	-	(1,201,125)	-	100%	
Bond/registered warrant proceeds					0%	
Capital Improvement	(125,000)	(89,546)	(100,214)	24,786	80%	
<b>Total other Financing Sources (Uses)</b>	<b>(1,323,125)</b>	<b>(89,546)</b>	<b>(1,301,339)</b>	<b>21,786</b>	<b>98%</b>	
<b>NET INCOME (LOSS)</b>	<b>\$ (772,479)</b>	<b>\$ (357,913)</b>	<b>\$ (424,626)</b>	<b>\$ 347,853</b>		

**Note 1: Restatement of Operating Income Variance**

Operating Income Variance	319,050
City of Omaha billing in arrears -1 months	(200,000)
Adjusted Operating Income Variance	<u>119,050</u>

**CITY OF LAVISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the eleven months ending August 31, 2019**  
**92% of the Fiscal Year 2019**

<b>Debt Service Fund</b>						
	<b>Budget</b>	<b>MTD Actual</b>	<b>YTD Actual</b>	<b>Over(under) Budget</b>	<b>% of Budget Used</b>	
<b>REVENUES</b>						
Property Taxes	\$ 940,376	\$ 315,219	\$ 938,407	\$ (1,969)		100%
Sales and use taxes	2,598,480	221,026	2,167,078	(431,402)		83%
Payments in Lieu of taxes	91,225	-	37,435	(53,790)		41%
Other (Special Assessments, Fire Reimbursmt)	584,244	42,437	920,450	336,206		158%
Interest income	18,586	4,109	45,315	26,729		244%
<b>Total Revenues</b>	<b>4,232,911</b>	<b>582,791</b>	<b>4,108,686</b>	<b>(124,225)</b>		<b>97%</b>
<b>EXPENDITURES</b>						
Administration	162,869	3,105	22,110	(140,759)		14%
Fire Contract Bond	122,513	10,209	112,299	(10,214)		92%
Debt service						
Principal	3,180,000	995,000	2,895,000	(285,000)		91%
Interest	665,080	34,631	393,355	(271,725)		59%
<b>Total Expenditures</b>	<b>4,130,462</b>	<b>1,042,945</b>	<b>3,422,764</b>	<b>(707,698)</b>		<b>83%</b>
<b>REVENUES NET OF EXPENDITURES</b>	<b>102,449</b>	<b>(460,155)</b>	<b>685,921</b>	<b>583,472</b>		
<b>OTHER FINANCING SOURCES (USES)</b>						
Operating transfers in (GF Hwy Alloc)	724,604	-	-	(724,604)		0%
Operating transfers out (CIP, OSP)	(3,179,106)	-	(1,873,698)	1,305,408		59%
<b>Total other Financing Sources (Uses)</b>	<b>(2,454,502)</b>	<b>-</b>	<b>(1,873,698)</b>	<b>580,804</b>		
<b>NET FUND ACTIVITY</b>	<b>\$ (2,352,053)</b>	<b>\$ (460,155)</b>	<b>\$ (1,187,777)</b>	<b>\$ 1,164,276</b>		

**CITY OF LAVISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the eleven months ending August 31, 2019**  
**92% of the Fiscal Year 2019**

<b>Capital Fund</b>						
	<b>Budget</b>	<b>MTD Actual</b>	<b>YTD Actual</b>	<b>Over(under) Budget</b>	<b>% of Budget Used</b>	
<b><u>REVENUES</u></b>						
Interest income	\$ 11,366	\$ -	\$ -	\$ (11,366)		0%
Grant Income	-	-	-	-		0%
Special Assessment	800,000	-	-	(800,000)		0%
Interagency	-	-	-	-		0%
<b>Total Revenues</b>	<b>811,366</b>	<b>-</b>	<b>-</b>	<b>(811,366)</b>		<b>0%</b>
<b><u>EXPENDITURES</u></b>						
Other	-	-	-	-		0%
<b>Total Expenditures</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>		<b>0%</b>
<b><u>REVENUES NET OF EXPENDITURES</u></b>	<b>811,366</b>	<b>-</b>	<b>-</b>	<b>(811,366)</b>		
<b><u>OTHER FINANCING SOURCES (USES)</u></b>						
Operating transfers in (GF, DSF)	2,570,012	-	1,831,664	(738,348)		71%
Operating transfers out (DSF)	(90,000)	-	-	90,000		0%
Bond/registered warrant proceeds	10,270,000	-	-	(10,270,000)		0%
Capital outlay	(8,982,012)	(347,047)	(2,568,751)	6,413,261		29%
<b>Total other Financing Sources (Uses)</b>	<b>3,768,000</b>	<b>(347,047)</b>	<b>(737,087)</b>	<b>(4,505,087)</b>		<b>-20%</b>
<b><u>NET FUND ACTIVITY</u></b>	<b>\$ 4,579,366</b>	<b>\$ (347,047)</b>	<b>\$ (737,087)</b>	<b>\$ (5,316,453)</b>		

**CITY OF LAVISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the eleven months ending August 31, 2019**  
**92% of the Fiscal Year 2019**

	<b>Lottery Fund</b>					% of Budget Used
	<b>Budget (12 month)</b>	<b>MTD Actual</b>	<b>YTD Actual</b>	<b>Over(under) Budget</b>		
<b>REVENUES</b>						
Lottery Rev/Community Betterment	\$ 850,000	\$ 63,574	\$ 729,372	\$ (120,628)		86%
Lottery Tax Form 51	340,000	25,430	291,270	(48,730)		86%
Event Revenue	-	-	-	-		0%
Interest income	16,691	3,867	47,356	30,665		284%
Miscellaneous / Other	-	-	-	-		0%
<b>Total Revenues</b>	<b>1,206,691</b>	<b>92,870</b>	<b>1,067,999</b>	<b>(138,692)</b>		<b>89%</b>
<b>EXPENDITURES</b>						
Professional Services	285,813	27,326	157,032	(128,781)		55%
Salute to Summer	32,634	-	25,782	(6,852)		79%
Community Events	11,832	120	15,345	3,513		130%
Events - Marketing	31,668	818	22,968	(8,700)		73%
Recreation Events	4,507	522	1,422	(3,085)		32%
Concert & Movie Nights	13,721	2,000	10,659	(3,062)		78%
City Anniversary Celebration	30,000	-	15,000	(15,000)		50%
Travel & Training	-	-	-	-		0%
State Taxes	350,000	25,430	291,272	(58,728)		83%
Other	-	-	-	-		0%
Capital outlay	-	-	-	-		0%
<b>Total Expenditures</b>	<b>760,175</b>	<b>56,215</b>	<b>539,480</b>	<b>(220,695)</b>		<b>71%</b>
<b>REVENUES NET OF EXPENDITURES</b>	<b>446,516</b>	<b>36,655</b>	<b>528,519</b>	<b>82,003</b>		
<b>OTHER FINANCING SOURCES (USES)</b>						
Operating transfers in	-	-	2,460	2,460		
Operating transfers out (GF, SF, DSF)	(395,902)	-	(177,983)	217,919		45%
<b>Total other Financing Sources (Uses)</b>	<b>(395,902)</b>	<b>-</b>	<b>(175,523)</b>	<b>220,379</b>		<b>44%</b>
<b>NET FUND ACTIVITY</b>	<b>\$ 50,614</b>	<b>\$ 36,655</b>	<b>\$ 352,996</b>	<b>\$ 302,382</b>		

**CITY OF LAVISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the eleven months ending August 31, 2019**  
**92% of the Fiscal Year 2019**

**Economic Development**

	<u>Budget</u> (12 month)	<u>MTD</u> <u>Actual</u>	<u>YTD</u> <u>Actual</u>	Over(under) <u>Budget</u>	% of Budget <u>Used</u>
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**REVENUES**

Other Income	\$	-	-	-	0%
Interest income		718	6	107	(611)
<b>Total Revenues</b>		<b>718</b>	<b>6</b>	<b>107</b>	<b>(611)</b>

**EXPENDITURES**

Professional Services	75,000	-	-	(75,000)	0%
Debt service: (Warrants)					0%
Principal	-	-	-	-	0%
Interest	59,559	-	-	(59,559)	0%
<b>Total Expenditures</b>	<b>134,559</b>	<b>-</b>	<b>-</b>	<b>(134,559)</b>	<b>0%</b>

<b>REVENUES NET OF EXPENDITURES</b>	<b>(133,841)</b>	<b>6</b>	<b>107</b>	<b>133,948</b>
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**OTHER FINANCING SOURCES (USES)**

Operating transfers in (GF, DSF)	200,000	-	-	(200,000)	0%
Operating transfers out		-	-	-	0%
Bond/registered warrant proceeds	3,000,000			(3,000,000)	0%
Community Development - Grant	(3,000,000)	-	-	3,000,000	0%
<b>Total other Financing Sources (Uses)</b>	<b>200,000</b>	<b>-</b>	<b>-</b>	<b>(200,000)</b>	<b>0%</b>

<b>NET FUND ACTIVITY</b>	<b>\$ 66,159</b>	<b>\$ 6</b>	<b>\$ 107</b>	<b>\$ (66,052)</b>
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**CITY OF LAVISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the eleven months ending August 31, 2019**  
**92% of the Fiscal Year 2019**

<b>Off Street Parking</b>					
	<u>Budget</u> (12 month)	<u>MTD</u> <u>Actual</u>	<u>YTD</u> <u>Actual</u>	Over(under) <u>Budget</u>	% of Budget <u>Used</u>
<b>REVENUES</b>					
Interest income	\$ 464	862	12,919	12,455	
<b>Total Revenues</b>	<b>\$ 464</b>	<b>862</b>	<b>12,919</b>	<b>12,455</b>	
<b>EXPENDITURES</b>					
General & Administrative	20,518	3,436	12,487	(8,031)	61%
Professional Services	163,150	-	966	(162,184)	1%
Maintenance	34,073	3,380	8,048	(26,025)	24%
Debt service (Warrants)					
Principal	670,000	185,000	670,000	-	100%
Interest	249,901	78,526	220,872	(29,029)	88%
<b>Total Expenditures</b>	<b>1,137,642</b>	<b>270,342</b>	<b>912,374</b>	<b>(225,268)</b>	<b>80%</b>
<b>REVENUES NET OF EXPENDITURES</b>	<b>(1,137,178)</b>	<b>(269,480)</b>	<b>(899,454)</b>	<b>237,724</b>	
<b>OTHER FINANCING SOURCES (USES)</b>					
Operating transfers in (GF, DSF, RDF)	1,138,651	-	607,239	(531,412)	53%
Operating transfers out	-	-	-	-	0%
Bond/registered warrant proceeds	2,503,611	-	-	(2,503,611)	0%
Capital Improvement	(6,852,315)	(475,481)	(2,825,500)	4,026,815	41%
<b>Total other Financing Sources (Uses)</b>	<b>(3,210,053)</b>	<b>(475,481)</b>	<b>(2,218,261)</b>	<b>991,792</b>	<b>69%</b>
<b>NET FUND ACTIVITY</b>	<b>\$ (4,347,231)</b>	<b>\$ (744,961)</b>	<b>\$ (3,117,715)</b>	<b>\$ 1,229,516</b>	

**CITY OF LAVISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the eleven months ending August 31, 2019**  
**92% of the Fiscal Year 2019**

<b>Redevelopment Fund</b>					
	<u>Budget</u> (12 month)	<u>MTD</u> <u>Actual</u>	<u>YTD</u> <u>Actual</u>	Over(under) <u>Budget</u>	% of Budget <u>Used</u>
<b>REVENUES</b>					
Sales and use taxes	\$ 2,598,480	221,026	2,167,078	(431,402)	83%
Franchise Fee & Occupation Tax	500,000	-	-	(500,000)	0%
Interest income	65,818	3,600	57,570	(8,248)	87%
<b>Total Revenues</b>	<b>3,164,298</b>	<b>224,627</b>	<b>2,224,648</b>	<b>(939,650)</b>	<b>70%</b>
<b>EXPENDITURES</b>					
Community Development	-	-	-	-	0%
Professional Services	556,639	-	3,943	(552,696)	1%
Financial / Legal Fees	175,500	-	131,723	(43,777)	75%
Debt service: (Warrants)					0%
Principal	775,000		495,000	(280,000)	64%
Interest	1,000,918		637,618	(363,300)	64%
<b>Total Expenditures</b>	<b>2,508,057</b>	<b>-</b>	<b>1,268,284</b>	<b>(1,239,773)</b>	<b>51%</b>
<b>REVENUES NET OF EXPENDITURES</b>	<b>656,241</b>	<b>224,627</b>	<b>956,364</b>	<b>300,123</b>	
<b>OTHER FINANCING SOURCES (USES)</b>					
Operating transfers in	-	-	-	-	0%
Operating transfers out (OSP)	(415,557)	-	(552,083)	(136,526)	133%
Bond/registered warrant proceeds	17,130,000	-	-	(17,130,000)	0%
Capital Improvement	(10,780,187)	(708,558)	(4,049,697)	6,730,490	38%
<b>Total other Financing Sources (Uses)</b>	<b>5,934,256</b>	<b>(708,558)</b>	<b>(4,601,780)</b>	<b>(10,536,036)</b>	
<b>NET FUND ACTIVITY</b>	<b>\$ 6,590,497</b>	<b>\$ (483,931)</b>	<b>\$ (3,645,416)</b>	<b>\$ (10,235,913)</b>	

**CITY OF LAVISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the eleven months ending August 31, 2019**  
**92% of the Fiscal Year 2019**

**Police Academy Fund**

	<u>Budget</u> (12 month)	<u>MTD</u> <u>Actual</u>	<u>YTD</u> <u>Actual</u>	Over(under) <u>Budget</u>	% of budget <u>Used</u>
<b>REVENUES</b>					
Other Income	\$ 80,000	-	100,877	20,877	126%
Interest income	55	33	204	149	372%
<b>Total Revenues</b>	<b>80,055</b>	<b>33</b>	<b>101,081</b>	<b>21,026</b>	<b>126%</b>
<b>EXPENDITURES</b>					
Personnel Services	76,404	5,760	67,772	(8,632)	89%
Commodities	3,500	976	1,648	(1,852)	47%
Contract Services	11,700	400	9,392	(2,308)	80%
Other Charges	3,500	400	7,293	3,793	208%
<b>Total Expenditures</b>	<b>95,104</b>	<b>7,535</b>	<b>86,105</b>	<b>(8,999)</b>	<b>91%</b>
<b>REVENUES NET OF EXPENDITURES</b>	<b>(15,049)</b>	<b>(7,502)</b>	<b>14,976</b>	<b>30,025</b>	
<b>OTHER FINANCING SOURCES (USES)</b>					
Operating transfers in (GF)	20,000	-	20,000	-	100%
Operating transfers out	-	-	-	-	0%
<b>Total other Financing Sources (Uses)</b>	<b>20,000</b>	<b>-</b>	<b>20,000</b>	<b>-</b>	
<b>NET FUND ACTIVITY</b>	<b>\$ 4,951</b>	<b>\$ (7,502)</b>	<b>\$ 34,976</b>	<b>\$ 30,025</b>	

**CITY OF LAVISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the eleven months ending August 31, 2019**  
**92% of the Fiscal Year 2019**

**TIF 1A**

	<u>Budget</u> <u>(12 month)</u>	<u>MTD</u> <u>Actual</u>	<u>YTD</u> <u>Actual</u>	Over(under) <u>Budget</u>	% of Budget <u>Used</u>
<b><u>REVENUES</u></b>					
Property Tax		\$ 9,034	18,067	18,067	0%
Interest income				-	0%
<b>Total Revenues</b>	<b>_____ -</b>	<b>9,034</b>	<b>18,067</b>	<b>18,067</b>	<b>0%</b>
<b><u>EXPENDITURES</u></b>					
Other	-	-	-	-	0%
Contract Services	-	90	12,544	12,544	0%
<b>Total Expenditures</b>	<b>_____ -</b>	<b>90</b>	<b>12,544</b>	<b>12,544</b>	<b>0%</b>
<b><u>REVENUES NET OF EXPENDITURES</u></b>	<b>_____ -</b>	<b>8,943</b>	<b>5,523</b>	<b>5,523</b>	
<b><u>OTHER FINANCING SOURCES (USES)</u></b>					
Operating transfers in				-	0%
Operating transfers out				-	0%
<b>Total other Financing Sources (Uses)</b>	<b>_____ -</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b><u>NET FUND ACTIVITY</u></b>	<b>\$ _____ -</b>	<b>\$ 8,943</b>	<b>\$ 5,523</b>	<b>\$ 5,523</b>	

**CITY OF LAVISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the eleven months ending August 31, 2019**  
**92% of the Fiscal Year 2019**

**TIF 1B**

	<u>Budget</u> (12 month)	<u>MTD</u> <u>Actual</u>	<u>YTD</u> <u>Actual</u>	Over(under) <u>Budget</u>	% of Budget <u>Used</u>
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**REVENUES**

Property Tax	\$			-	0%
Interest income				-	0%
<b>Total Revenues</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>0%</b>

**EXPENDITURES**

Other	-	-	-	-	0%
Contract Services	-	-	<b>19,136</b>	<b>19,136</b>	0%
<b>Total Expenditures</b>	<b>-</b>	<b>-</b>	<b>19,136</b>	<b>19,136</b>	<b>-</b>

<b><u>REVENUES NET OF EXPENDITURES</u></b>	<b>-</b>	<b>-</b>	<b>(19,136)</b>	<b>(19,136)</b>	
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**OTHER FINANCING SOURCES (USES)**

Operating transfers in	-	-	-	-	0%
Operating transfers out	-	-	-	-	0%
<b>Total other Financing Sources (Uses)</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>

<b><u>NET FUND ACTIVITY</u></b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ (19,136)</b>	<b>\$ (19,136)</b>	
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**CITY OF LAVISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the eleven months ending August 31, 2019**  
**92% of the Fiscal Year 2019**

**Sewer Reserve Fund**

	<u>Budget</u> (12 month)	<u>MTD</u> <u>Actual</u>	<u>YTD</u> <u>Actual</u>	Over(under) <u>Budget</u>	% of Budget <u>Used</u>
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**REVENUES**

Interest income	\$ 3,003	311	7,498	4,495	250%
<b>Total Revenues</b>	<b><u>3,003</u></b>	<b><u>311</u></b>	<b><u>7,498</u></b>	<b><u>4,495</u></b>	<b><u>250%</u></b>

**EXPENDITURES**

Other	-	-	-	-	0%
<b>Total Expenditures</b>	<b><u>-</u></b>	<b><u>-</u></b>	<b><u>-</u></b>	<b><u>-</u></b>	<b><u>-</u></b>

<b><u>REVENUES NET OF EXPENDITURES</u></b>	<b><u>3,003</u></b>	<b><u>311</u></b>	<b><u>7,498</u></b>	<b><u>4,495</u></b>	
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**OTHER FINANCING SOURCES (USES)**

Operating transfers in	1,201,125	-	1,201,125	-	100%
Operating transfers out	-	-	-	-	0%
<b>Total other Financing Sources (Uses)</b>	<b><u>1,201,125</u></b>	<b><u>-</u></b>	<b><u>1,201,125</u></b>	<b><u>-</u></b>	<b><u>-</u></b>

<b><u>NET FUND ACTIVITY</u></b>	<b><u>\$ 1,204,128</u></b>	<b><u>\$ 311</u></b>	<b><u>\$ 1,208,623</u></b>	<b><u>\$ 4,495</u></b>	
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**CITY OF LAVISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the eleven months ending August 31, 2019**  
**92% of the Fiscal Year 2019**

**Qualified Sinking Fund**

	<u>Budget</u> (12 month)	<u>MTD</u> <u>Actual</u>	<u>YTD</u> <u>Actual</u>	Over(under) <u>Budget</u>	% of Budget <u>Used</u>
<b><u>REVENUES</u></b>					
Interest income	\$ 250	26	624	374	249%
<b>Total Revenues</b>	<b>250</b>	<b>26</b>	<b>624</b>	<b>374</b>	<b>249%</b>
<b><u>EXPENDITURES</u></b>					
Other	-	-	-	-	0%
<b>Total Expenditures</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>REVENUES NET OF EXPENDITURES</b>	<b>250</b>	<b>26</b>	<b>624</b>	<b>374</b>	
<b><u>OTHER FINANCING SOURCES (USES)</u></b>					
Operating transfers in	100,000	-	100,000	-	100%
Operating transfers out	-	-	-	-	0%
<b>Total other Financing Sources (Uses)</b>	<b>100,000</b>	<b>-</b>	<b>100,000</b>	<b>-</b>	<b>-</b>
<b>NET FUND ACTIVITY</b>	<b>\$ 100,250</b>	<b>\$ 26</b>	<b>\$ 100,624</b>	<b>\$ 374</b>	



(402) 343-0011

*...just call Burton!*

5010 F Street  
Omaha, NE 68117

FIND US ON



Date

9-31-2019

124 223

Job # 101100

A-5

Customer Name <u>City of LaVista</u>	Phone No. <u>John 402-669-9003</u>
Job Address <u>8305 Park View Boulevard</u>	Email Address
City, State, Zip	Billing Address (if different) <u>9000 Portal Road</u> <u>LaVista, NE 68128</u>
SUMMARY: <u>Repair 12 foot of Sanitary Sewer, Pour Back Concrete</u>	

**WORK AUTHORIZATION:** I the undersigned, am owner/authorized representative/tenant of the premises at which the work above is being done. I hereby authorize you to perform the above recommendation, and to use such labor and materials as you deem advisable. Unless prior authorization for billing; payment for all work done is due upon completion (C.O.D.). A \$10.00 BILLING CHARGE is due there after. An office billing charge and/or finance charge of 1.75% per month (21% per annum) will be added after 10 days past due. I agree to pay reasonable attorney's fees, court costs and collection fees in the event of legal action. I have read this contract, including the terms and conditions on the reverse side hereof and agree to be bound by all the terms contained herein. All old parts will be removed from premises and discarded, unless otherwise specified herein.

I HEREBY AUTHORIZE YOU TO PROCEED WITH  
THE ABOVE WORK AT THE UP FRONT FEE OF \$ 12,709.78

Signature: Per Contract John Kottman

**ACCEPTANCE OF WORK PERFORMED:** I acknowledge satisfactory completion of the above described work and that the premises has been left in satisfactory condition. I understand that if my check does not clear, I am liable for the check and any charges from the bank. I agree to pay 1.75% per month for past due contracts (minimum charge \$15) in the event that collection efforts are initiated against me. I shall pay for all associated fees at the posted rates as well as all cost of collection fees and reasonable attorney fees. I agree that the amount set forth in the space marked "TOTAL COST" is the total flat price I have agree to.

Signature: Pen Contract John Kottman

**PAYMENT 1**      Cash       Check       Check #: \_\_\_\_\_

**PAYMENT 2**      Cash       Check       Check #: \_\_\_\_\_

**Signature:** \_\_\_\_\_ **Date:** \_\_\_\_\_

## **CUSTOMER SERVICE IS OUR #1 FOCUS**

If you are not completely satisfied for any reason, please call and speak with the Service Manager. Your feedback is very important to us.

**THANK YOU  
FOR CHOOSING US!!**

OFFICE COPY Consent Agenda 10/15/19 (re)

A-6



**CivicPlus**  
302 South 4th St. Suite 500  
Manhattan, KS 66502  
US

**Quote #:** Q-04167-1  
**Date:** 7/10/2019 2:52 PM  
**Expires On:** 10/8/2019  
**Product:** CivicEngage

**Ship To**  
La Vista NE - CivicEngage

**Bill To**  
La Vista NE - CivicEngage

SALESPERSON	Phone	EMAIL	DELIVERY METHOD	PAYMENT METHOD
Melissa Fries	x7853234765	fries@civicplus.com		Net 30

**Exhibit A.1 - Statement of Work**

QTY	Product Name	DESCRIPTION	TOTAL
3.00	Premium Department Header Package	Page specific Site ID, Navigation, Banner, Graphic Links, Colors; follows main site layout.	\$0.00
3.00	Premium Department Header Annual	Premium Department Header Annual	\$1,444.25
3.00	Premium Department Header Implementation	Premium Department Header Implementation	\$10,499.96
2.00	Virtual Training (Half Day Block)	Training (Virtual) - half day, up to 4 hours	\$1,250.00
1.00	Custom IdP Integration Package	Custom IdP Integration Package Custom IdP Integration Annual Fee Custom IdP Integration Implementation Fee	\$0.00
1.00	Custom IdP Integration Annual Fee	Custom IdP Integration Annual Fee	\$1,110.96
1.00	Custom IdP Integration Implementation Fee	Custom IdP Integration Implementation Fee	\$1,500.00
<b>TOTAL:</b>			<b>\$15,805.17</b>

Total Days of Quote: 270

One Time Costs	\$13,249.96
Recurring Costs	\$2,555.21

\* Recurring Costs stated herein are based upon the number of days stated above.  
Upon renewal of this SOW, the Recurring Costs will reflect a 365 day calendar year.

Website redesign

01.26.0314

6K to pay

✓ Mich Bahl

CivicPlus • 302 S. 4<sup>th</sup> Street, Suite 500 • Manhattan, KS 66502 • www.CivicPlus.com  
Toll Free 888-228-2233 • Accounting Ext. 291 • Support Ext. 307 • Fax 785-587-8951  
Page 1 of 3

Consent Agenda 10/15/19 @

A-7

APPROVED

CAS - 10/7/19

Consent Agenda

16.71.0935.001

Design Workshop, Inc.  
Landscape Architecture  
Planning  
Urban Design

October 4, 2019

Invoice No: 0062741

Cindy Miserez  
City of La Vista  
8116 Parkview Blvd.  
La Vista, NE 68128

Current Invoice Total	\$3,768.52
-----------------------	------------

Project 005806.00 84th Streetscape Plan  
Professional Planning and Design Services including -

1. Design Development
2. Travel Arrangements for Cost Scenarios Presentation

Professional Services from September 1, 2019 to September 30, 2019

Task 010 Existing Context Survey & Mapping  
Fee

Fee	Percent Complete	Earned to Date	Previous Fee Billing	Current Fee Billing
48,920.00	100.00	48,920.00	48,920.00	0.00

**Total Fee** 0.00

**Total this Task** 0.00

Task 020 Meetings  
Fee

Fee	Percent Complete	Earned to Date	Previous Fee Billing	Current Fee Billing
73,130.00	100.00	73,130.00	73,130.00	0.00

**Total Fee** 0.00

**Total this Task** 0.00

Task 030 Conceptual Illustrative Plan  
Fee

Fee	Percent Complete	Earned to Date	Previous Fee Billing	Current Fee Billing
63,740.00	100.00	63,740.00	63,740.00	0.00

**Total Fee** 0.00

# DESIGNWORKSHOP

Aspen • Austin • Chicago • Denver • Houston • Lake Tahoe • Los Angeles • Shanghai  
1390 Lawrence Street, Suite 100, Denver, Colorado 80204 • 303.623.5186 • 303.623.2260 (fax)

Project	005806.00	84th Streetscape Plan			Invoice	0062741
		<b>Total this Task</b>				<b>0.00</b>
<hr/>						
Task Fee	040	Selection of Preferred Streetscape Plan				
		Fee	Percent Complete	Earned to Date	Previous Fee Billing	Current Fee Billing
		55,245.00	100.00	55,245.00	55,245.00	0.00
		<b>Total Fee</b>				<b>0.00</b>
		<b>Total this Task</b>				<b>0.00</b>
<hr/>						
Task Fee	041	Additional Services #1 (Phase I)				
		Fee	Percent Complete	Earned to Date	Previous Fee Billing	Current Fee Billing
		4,999.00	100.00	4,999.00	4,999.00	0.00
		<b>Total Fee</b>				<b>0.00</b>
		<b>Total this Task</b>				<b>0.00</b>
<hr/>						
Task Fee	050	Meetings and Project Management				
		Fee	Percent Complete	Earned to Date	Previous Fee Billing	Current Fee Billing
		34,360.00	97.00	33,329.20	33,329.20	0.00
		<b>Total Fee</b>				<b>0.00</b>
		<b>Total this Task</b>				<b>0.00</b>
<hr/>						
Task Fee	060	Design Development				
		Fee	Percent Complete	Earned to Date	Previous Fee Billing	Current Fee Billing
		240,880.00	95.578	230,228.23	226,459.71	3,768.52
		<b>Total Fee</b>				<b>3,768.52</b>
		<b>Total this Task</b>				<b>\$3,768.52</b>
<hr/>						
Task Fee	070	Construction Documentation (Phase I)				

**DESIGNWORKSHOP**

Aspen • Austin • Chicago • Denver • Houston • Lake Tahoe • Los Angeles • Shanghai  
1390 Lawrence Street, Suite 100, Denver, Colorado 80204 • 303.623.5186 • 303.623.2260 (fax)

Project	005806.00	84th Streetscape Plan			Invoice	0062741
		Fee	Percent Complete	Earned to Date	Previous Fee Billing	Current Fee Billing
		118,940.00	0.00	0.00	0.00	0.00
<b>Total Fee</b>					<b>0.00</b>	
<b>Total this Task</b>					<b>0.00</b>	
Task Fee	080	Bidding and Negotiation				
		Fee	Percent Complete	Earned to Date	Previous Fee Billing	Current Fee Billing
		22,935.00	0.00	0.00	0.00	0.00
<b>Total Fee</b>					<b>0.00</b>	
<b>Total this Task</b>					<b>0.00</b>	
Task Fee	099	Reimbursable Expenses				
		Fee	Percent Complete	Earned to Date	Previous Fee Billing	Current Fee Billing
		33,250.00	98.0494	32,601.43	32,601.43	0.00
<b>Total Fee</b>					<b>0.00</b>	
<b>Total this Task</b>					<b>0.00</b>	
<b>Total this Invoice</b>					<b><u>\$3,768.52</u></b>	

#### Outstanding Invoices

Number	Date	Balance	
0062518	9/5/2019	11,448.19	
<b>Total</b>		<b>11,448.19</b>	
			<b>Total Now Due</b>

Please include invoice number on remittance to: 1390 Lawrence Street, Suite 100, Denver, CO 80204

*Consent Agenda 10/15/19*

  
**DESIGNWORKSHOP**

Aspen • Austin • Chicago • Denver • Houston • Lake Tahoe • Los Angeles • Shanghai  
1390 Lawrence Street, Suite 100, Denver, Colorado 80204 • 303.623.5186 • 303.623.2260 (fax)

## APPLICATION AND CERTIFICATE FOR PAYMENT

Invoice #: 15

To Owner: City of LaVista  
 John Kottmann  
 9900 Portal Road  
 LaVista, NE 68128

Project: 3146- LaVista Garage District 2 Structure  
 1

Application No.: 15

Distribution to :  
 Owner  
 Architect  
 Contractor

From Contractor: Hawkins Construction Company Via Architect: DLR Group Matthew Gulsvig  
 P.O. Box 9008  
 Omaha, NE 68109

Period To: 9/30/2019

Project Nos: DLR-10-17105-00 Hawkins  
 3146

Contract Date: 1/2/2018

Contract For:

## CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract  
 Continuation Sheet is attached.

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information, and belief, the work covered by this Application for Payment has been completed in accordance with the Contract Documents. That all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

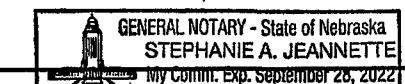
1. Original Contract Sum .....	\$3,863,000.00
2. Net Change By Change Order .....	\$283,122.91
3. Contract Sum To Date .....	\$4,146,122.91
4. Total Completed and Stored To Date.....	\$4,102,982.91
5. Retainage :	
a. 10.00% of Completed Work	\$410,298.29
b. 0.00% of Stored Material	\$0.00
Total Retainage .....	\$410,298.29
6. Total Earned Less Retainage .....	\$3,692,684.62
7. Less Previous Certificates For Payments .....	\$3,228,176.16
8. Current Payment Due .....	\$464,508.46
9. Balance To Finish, Plus Retainage .....	\$453,438.29

CONTRACTOR: Hawkins Construction Company

By: Josh Bilyeu Date: 9-26-19

State of: Nebraska

Subscribed and sworn to before me this

Notary Public: Stephanie A. JeannetteMy Commission expires: 9-28-21County of: Douglas  
 26<sup>th</sup> day of September 2019

## ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the above application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information, and belief, the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

*O.K. to pay  
 8/26/2019  
 15.71.0911.003*

AMOUNT CERTIFIED \$464,508.46

(Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified.)

ARCHITECT: DLR Group Matthew Gulsvig

By: Matthew Gulsvig Date: 9/30/2019

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment, and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

CHANGE ORDER SUMMARY	Additions	Deductions
Total changes approved in previous months by Owner	\$283,922.91	\$800.00
Total Approved this Month	\$0.00	\$0.00
<b>TOTALS</b>	<b>\$283,922.91</b>	<b>\$800.00</b>
Net Changes By Change Order	<b>\$283,122.91</b>	

Consent Agenda 10/15/19 RC

# CONTINUATION SHEET

Page 2 of 3

Application and Certification for Payment, containing  
Contractor's signed certification is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use Column I on Contracts where variable retainage for line items may apply.

Application No. : 15

Application Date : 9/26/2019

To: 9/30/2019

Architect's Project No.: DLR-10-17105-00

Hawkins 3146

Invoice # : 15

Contract : 3146- LaVista Garage District 2 Structure 1

A Item No.	B Description of Work	C Scheduled Value	D Work Completed		F Materials Presently Stored (Not in D or E)	G Total Completed and Stored To Date (D+E+F)	H % (G / C)	I Balance To Finish (C-G)	J Retainage
			From Previous Application (D+E)	This Period In Place					
1	Bond	26,347.00	26,347.00	0.00	0.00	26,347.00	100.00%	0.00	2,634.70
2	Allowances	60,000.00	60,000.00	0.00	0.00	60,000.00	100.00%	0.00	6,000.00
3	Concrete Paving and Sidewalks	47,100.00	35,325.00	11,775.00	0.00	47,100.00	100.00%	0.00	4,710.00
4	Concrete Formwork	797,800.00	794,086.00	3,714.00	0.00	797,800.00	100.00%	0.00	79,780.00
5	Concrete Reinforcing	279,500.00	278,520.00	980.00	0.00	279,500.00	100.00%	0.00	27,950.00
6	C.I.P. Foundations	107,900.00	107,900.00	0.00	0.00	107,900.00	100.00%	0.00	10,790.00
7	C.I.P. Slab on Grade	439,900.00	439,900.00	0.00	0.00	439,900.00	100.00%	0.00	43,990.00
8	C.I.P. Walls & Columns	150,200.00	150,200.00	0.00	0.00	150,200.00	100.00%	0.00	15,020.00
9	C.I.P. Elevated Decks	440,453.00	440,453.00	0.00	0.00	440,453.00	100.00%	0.00	44,045.30
10	Post-tensioned Concrete	159,200.00	159,200.00	0.00	0.00	159,200.00	100.00%	0.00	15,920.00
11	Concrete Curing	20,900.00	20,900.00	0.00	0.00	20,900.00	100.00%	0.00	2,090.00
12	Precast Architectural Concrete	84,300.00	84,300.00	0.00	0.00	84,300.00	100.00%	0.00	8,430.00
13	Unit Masonry	158,500.00	100,950.00	41,700.00	0.00	142,650.00	90.00%	15,850.00	14,265.00
14	Metals	135,600.00	121,832.80	6,987.20	0.00	128,820.00	95.00%	6,780.00	12,882.00
15	Wood, Plastics and Composites	4,500.00	2,500.00	2,000.00	0.00	4,500.00	100.00%	0.00	450.00
16	Garage Waterproofing System	24,600.00	24,600.00	0.00	0.00	24,600.00	100.00%	0.00	2,460.00
17	Self-Adhering Sheet Waterproofing	8,400.00	8,400.00	0.00	0.00	8,400.00	100.00%	0.00	840.00
18	Water Repellents	900.00	900.00	0.00	0.00	900.00	100.00%	0.00	90.00
19	Thermal Insulation	3,200.00	3,200.00	0.00	0.00	3,200.00	100.00%	0.00	320.00
20	Metal Framing, Sheathing, DEFS	15,500.00	0.00	15,500.00	0.00	15,500.00	100.00%	0.00	1,550.00
21	Fluid-Applied Membrane Air Barriers	6,400.00	6,400.00	0.00	0.00	6,400.00	100.00%	0.00	640.00
22	TPO Roofing, Sheet Metal, Roof Expa	11,800.00	7,500.00	4,300.00	0.00	11,800.00	100.00%	0.00	1,180.00
23	Joint Sealants, Joint Firestopping, Pref	41,100.00	20,000.00	19,045.00	0.00	39,045.00	95.00%	2,055.00	3,904.50
24	HM Doors, Frames and Hardware	15,700.00	1,000.00	14,700.00	0.00	15,700.00	100.00%	0.00	1,570.00
25	Alum, Sotrefronts, Glazing, Fire-Resist	12,000.00	0.00	12,000.00	0.00	12,000.00	100.00%	0.00	1,200.00
26	High-Performance Coatings	64,900.00	38,000.00	23,655.00	0.00	61,655.00	95.00%	3,245.00	6,165.50
27	Fire Protection Cabinets & Extinguishe	2,500.00	0.00	2,500.00	0.00	2,500.00	100.00%	0.00	250.00
28	Signage	19,800.00	0.00	19,800.00	0.00	19,800.00	100.00%	0.00	1,980.00
29	Parking Access and Revenue Control	103,400.00	0.00	98,230.00	0.00	98,230.00	95.00%	5,170.00	9,823.00
30	Fire Suppression Systems	16,400.00	0.00	16,400.00	0.00	16,400.00	100.00%	0.00	1,640.00
31	Plumbing & Site Utilities	170,600.00	170,600.00	0.00	0.00	170,600.00	100.00%	0.00	17,060.00
32	HVAC	11,800.00	0.00	11,800.00	0.00	11,800.00	100.00%	0.00	1,180.00

# CONTINUATION SHEET

Page 3 of 3

Application and Certification for Payment, containing  
Contractor's signed certification is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use Column I on Contracts where variable retainage for line items may apply.

Application No. : 15

Application Date : 9/26/2019

To: 9/30/2019

Architect's Project No.: DLR-10-17105-00  
Hawkins 3146

Invoice # : 15

Contract : 3146- LaVista Garage District 2 Structure 1

A Item No.	B Description of Work	C Scheduled Value	D E Work Completed		F Materials Presently Stored (Not in D or E)	G Total Completed and Stored To Date (D+E+F)	H % (G / C)	I Balance To Finish (C-G)	Retainage
			From Previous Application (D+E)	This Period In Place					
33	Electrical	200,800.00	128,500.00	62,260.00	0.00	190,760.00	95.00%	10,040.00	19,076.00
34	Ground Soil Improvement	92,400.00	92,400.00	0.00	0.00	92,400.00	100.00%	0.00	9,240.00
35	Garage Pavement Markings	5,400.00	0.00	5,400.00	0.00	5,400.00	100.00%	0.00	540.00
36	Chain Link Fences and Gates	13,100.00	0.00	13,100.00	0.00	13,100.00	100.00%	0.00	1,310.00
37	Excavation, Backfill, Hauling Soils	110,100.00	110,100.00	0.00	0.00	110,100.00	100.00%	0.00	11,010.00
38	Change Order 1	74,068.60	23,000.00	51,068.60	0.00	74,068.60	100.00%	0.00	7,406.86
39	Change Order 2	2,981.31	0.00	2,981.31	0.00	2,981.31	100.00%	0.00	298.13
40	Change Order 3	4,791.00	4,274.00	517.00	0.00	4,791.00	100.00%	0.00	479.10
41	Change Order 4	10,503.00	10,503.00	0.00	0.00	10,503.00	100.00%	0.00	1,050.30
42	Change Order 5	-800.00	-800.00	0.00	0.00	-800.00	100.00%	0.00	-80.00
43	Change Order 6	40,904.00	26,587.60	14,316.40	0.00	40,904.00	100.00%	0.00	4,090.40
44	Change Order 7	20,030.00	20,030.00	0.00	0.00	20,030.00	100.00%	0.00	2,003.00
45	Change Order 8	5,569.00	3,200.00	2,369.00	0.00	5,569.00	100.00%	0.00	556.90
46	Change Order 9	50,535.00	0.00	50,535.00	0.00	50,535.00	100.00%	0.00	5,053.50
47	Change Order 10	0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
48	Change Order 11	59,712.00	5,000.00	54,712.00	0.00	59,712.00	100.00%	0.00	5,971.20
49	Change Order 12	2,358.00	2,358.00	0.00	0.00	2,358.00	100.00%	0.00	235.80
50	Change Order 13	12,471.00	0.00	12,471.00	0.00	12,471.00	100.00%	0.00	1,247.10
Grand Totals		4,146,122.91	3,528,166.40	574,816.51	0.00	4,102,982.91	98.96%	43,140.00	410,298.29

**Kissel, Kohout,  
ES Associates LLC**

301 South 13th Street Suite 400  
Lincoln, Nebraska 68508  
kisselkohoutes.com  
Phone: 402-476-1188  
Fax: 402-476-6167

**INVOICE  
October 1<sup>st</sup> 2019**

**Inv. # UCSC-LAV-1019**

TO: United Cities of Sarpy County  
Brenda Gunn, City Administrator  
City of La Vista  
8116 Park View Blvd  
La Vista, Nebraska 68128

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For Legislative Services: October 1, 2019 – September 30, 2020 \$9,305.21  
(\$46,560 - \$33.91 = \$46,526.09) / 5 = \$9,305.21

**Total Due: \$9,305.21**

Please remit, net 30, to:

Joseph D. Kohout  
Kissel, Kohout, ES Associates LLC  
301 S 13<sup>th</sup> Street, Suite 400  
Lincoln NE, 68508

**THANK YOU FOR YOUR BUSINESS!!!**

Consent Agenda 10/15/19  
JAD

ON PA 53  
01.11.0314.000

## Invoice

olsson

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

September 26, 2019  
Invoice No: 339976

City of La Vista NE  
8116 Park View Blvd  
La Vista, NE 68128-2198

**Invoice Total** **\$2,855.99**

Phase 100 Geotechnical Exploration  
Fee

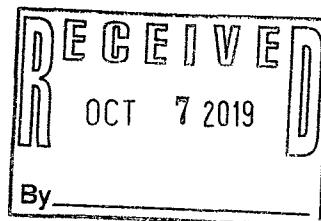
Billing Phase	Fee	Percent Complete	Billed To Date	Previous Fee Billing	Current Fee Billing
Geotechnical Exploration	6,490.90	89.00	5,776.90	2,920.91	2,855.99
Total Fee	6,490.90		5,776.90	2,920.91	2,855.99
<b>Subtotal</b>					<b>2,855.99</b>
<b>Total this Phase</b>					<b>\$2,855.99</b>
<b>AMOUNT DUE THIS INVOICE</b>					<b>\$2,855.99</b>

Authorized By: Timothy Jensen

O.K. to pay

©MK 10-8-2019

16.71.0939.003



## Consent Agenda 10/15/19

INVOICE PAYMENT IS REQUESTED WITHIN 30 DAYS

## Invoice

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

City of La Vista NE  
 8116 Park View Blvd  
 La Vista, NE 68128-2198

O.K. to pay  
 BPAK 8-27-2019  
 16.71.0909.003

# olsson

September 24, 2019  
 Invoice No: 338910

**Invoice Total \$42,801.50**



Olsson Project # B16-0546

La Vista NE City Centre Phase 1 Public Infrastructure

Professional services rendered August 4, 2019 through September 7, 2019 for work completed in accordance with agreement dated October 7, 2016 and Amendment #1 dated July 7, 2017, Amendment #2 dated July 21, 2017, Amendment #3 dated November 21, 2017, Amendment #4 dated May 17, 2018, and Amendment #5 dated October 24, 2018.

NTP: 12.06.16

City of La Vista Project No. CD-17-008

Phase 300 Project Management (Including Amendments 2, 3 & 5)

### Labor

		Hours	Rate	Amount
Associate Engineer				
Niewohner, Philip		2.50	106.00	265.00 ✓
Team/Technical Leader				
Egelhoff, Anthony		3.00	185.00	555.00 ✓
Administrative				
Chambers, Veronica		.25	73.00	18.25 ✓
	Totals	5.75		838.25
	<b>Total Labor</b>			<b>838.25</b>
			<b>Total this Phase</b>	<b>\$838.25 ✓</b>

Phase 400 Construction Services (Including Amendments 3 & 5)

### Labor

		Hours	Rate	Amount
Technician				
Belling, James		2.00	60.00	120.00
Hineline, Mitchell		11.50	60.00	690.00
Snyder, Sue		2.25	60.00	135.00
Senior Technician				
Fossler, David		2.00	100.00	200.00

INVOICE PAYMENT IS REQUESTED WITHIN 30 DAYS

Consent Agenda 10/15/19 *RC*

Project	B16-0546	La Vista NE City Centre Phase 1 Public			Invoice	338910
Project Manager						
Markham, Matthew		47.50	115.00	5,462.50		
Assistant Engineer						
Turek, Zachary		72.00	90.00	6,480.00		
Surveyor						
Hanna, Daniel		11.00	110.00	1,210.00		
2-Man Survey Crew						
Hug, Nicholas		4.00	150.00	600.00		
Rokusek, Zachary		8.00	150.00	1,200.00		
Team/Technical Leader						
Egelhoff, Anthony		4.00	185.00	740.00		
Administrative						
Zablocki, Stacy		2.25	73.00	164.25		
Team Leader						
Rothanzl, Terrence		1.00	112.00	112.00		
Student Technician - Level 1						
Sturdivant, Evan		2.50	52.00	130.00		
Totals		170.00		17,243.75		
<b>Total Labor</b>					<b>17,243.75</b>	

#### Unit Billing

Field Vehicle	9.0 Miles @ 0.75	6.75	
Field Vehicle	17.0 Miles @ 0.75	12.75	
Field Vehicle	31.0 Miles @ 0.75	23.25	
Compressive Strength - Concrete			
4 Tests @ \$15/Test		60.00	
4 Tests @ \$15/Test		60.00	
4 Tests @ \$15/Test		60.00	
<b>Total Units</b>		<b>222.75</b>	<b>222.75</b>
	<b>Total this Phase</b>		<b>\$17,466.50</b>

-----  
Phase 402 SWPPP Inspections (Including Amendment 5)

#### Fee

Number of Mo Insp Fees	1.00	
Fee Each	800.00	
Subtotal	800.00	
	<b>Subtotal</b>	<b>800.00</b>
	<b>Total this Phase</b>	<b>\$800.00</b>

-----  
Phase 900 Expenses (Including Amendment 5)

#### Reimbursable Expenses

Personal Vehicle Mileage	36.00	
<b>Total Reimbursables</b>	<b>36.00</b>	<b>36.00</b>

INVOICE PAYMENT IS REQUESTED WITHIN 30 DAYS

Project	B16-0546	La Vista NE City Centre Phase 1 Public	Invoice	338910
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**Unit Billing**

Field Vehicle	353.0 Miles @ 0.75	264.75
<b>Total Units</b>		<b>264.75</b>
	<b>Total this Phase</b>	<b>\$300.75</b> ✓○

Phase 915 Amendment 1 Pavement Rehabilitation Expenses

**Unit Billing**

Field Vehicle	80.0 Miles @ 0.75	60.00
<b>Total Units</b>		<b>60.00</b>
	<b>Total this Phase</b>	<b>\$60.00</b> ✓○

Phase 925 Amendment #1 Access Improvements Expenses

**Unit Billing**

Field Vehicle	45.0 Miles @ 0.75	33.75
Field Vehicle	12.0 Miles @ 0.75	9.00
Field Vehicle	132.0 Miles @ 0.75	99.00
Field Vehicle	320.0 Miles @ 0.75	240.00
Survey Supplies		117.25
<b>Total Units</b>		<b>499.00</b>
	<b>Total this Phase</b>	<b>\$499.00</b> ✓○

Phase 930 Amendment #4 84th Street Pavement & Sewers

**Labor**

	Hours	Rate	Amount
Technician	18.25	60.00	1,095.00
Project Manager	22.25	115.00	2,558.75
Assistant Engineer	95.75	90.00	8,617.50
Surveyor	8.50	110.00	935.00
Associate Surveyor	1.00	110.00	110.00
2-Man Survey Crew	18.25	150.00	2,737.50
Team/Technical Leader	3.00	185.00	555.00
Team Leader	3.00	112.00	336.00
<b>Totals</b>	170.00		<b>16,944.75</b>
<b>Total Labor</b>			<b>16,944.75</b> ✓

**Unit Billing**

Field Vehicle	16.0 Miles @ 0.75	12.00
Field Vehicle	17.0 Miles @ 0.75	12.75

INVOICE PAYMENT IS REQUESTED WITHIN 30 DAYS

Project	B16-0546	La Vista NE City Centre Phase 1 Public	Invoice	338910
Field Vehicle		29.0 Miles @ 0.75		21.75
Compressive Strength - Concrete				
5 Tests @ \$15/Test			75.00	
5 Tests @ \$15/Test			75.00	
5 Tests @ \$15/Test			75.00	
4 Tests @ \$15/Test			60.00	
5 Tests @ \$15/Test			75.00	
5 Tests @ \$15/Test			75.00	
4 Tests @ \$15/Test			60.00	
4 Tests @ \$15/Test			60.00	
4 Tests @ \$15/Test			60.00	
<b>Total Units</b>			<b>661.50</b>	<b>661.50</b>
		<b>Total this Phase</b>		<b>\$17,606.25</b>

Phase 940 Amendment #6 Pavement Rehabilitation Construction Services

#### Labor

	Hours	Rate	Amount
Technician	3.00	60.00	180.00
Project Manager	14.25	115.00	1,638.75
Assistant Engineer	3.25	90.00	292.50
Team/Technical Leader	1.75	185.00	323.75
Construction Services Senior Technician	26.00	90.00	2,340.00
Administrative	2.00	73.00	146.00
<b>Totals</b>	<b>50.25</b>		<b>4,921.00</b>
<b>Total Labor</b>			<b>4,921.00</b>

#### Reimbursable Expenses

Personal Vehicle Mileage	48.00
<b>Total Reimbursables</b>	<b>48.00</b>

#### Unit Billing

Field Vehicle	28.0 Miles @ 0.75	21.00
Field Vehicle	28.0 Miles @ 0.75	21.00
Field Vehicle	13.0 Miles @ 0.75	9.75
Compressive Strength - Concrete		
5 Tests @ \$15/Test		75.00
4 Tests @ \$15/Test		60.00
5 Tests @ \$15/Test		75.00
<b>Total Units</b>		<b>261.75</b>
	<b>Total this Phase</b>	<b>\$5,230.75</b>

#### Billing Limits

	Current	Prior	To-Date
Total Billings	42,801.50	1,048,957.67	1,091,759.17
Limit			1,116,326.50
Balance Remaining			24,567.33

INVOICE PAYMENT IS REQUESTED WITHIN 30 DAYS

Project	B16-0546	La Vista NE City Centre Phase 1 Public	Invoice	338910
---------	----------	--	---------	--------

**AMOUNT DUE THIS INVOICE** **\$42,801.50**

Email Invoices to: [jkottmann@cityoflavista.org](mailto:jkottmann@cityoflavista.org)

Authorized By: Anthony Egelhoff

**INVOICE PAYMENT IS REQUESTED WITHIN 30 DAYS**

Owner  
 City of La Vista  
 Public Works  
 8116 Park View Boulevard  
 La Vista, NE 68128

Contractor  
 SIEREX Designs, Inc,  
 2101 Woolworth Ave, #1  
 Omaha, NE 68108

Project  
 Mini Park Improvements  
 Eberle Walden Park Shelter

Application number:  
 19765-02  
Application date:  
 9/27/2019  
Contract Date:  
 4/15/2019  
Project number:  
 19675

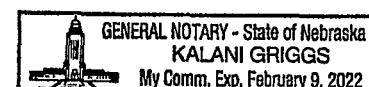
## CONTRACTOR'S APPLICATION FOR PAYMENT

<b>ORIGINAL CONTRACT SUM</b>	<b>\$</b>	<b>27,011.20</b>
Net change by Change Orders	\$	-
<b>CONTRACT SUM TO DATE</b>	<b>\$</b>	<b>27,011.20</b>
Total completed to date	\$	<u>27,011.20</u>
Materials stored to date	\$	-
<b>TOTAL COMPLETED &amp; STORED TO DATE</b>	<b>\$</b>	<b>27,011.20</b>
<b>RETAINAGE</b>	<b>\$</b>	<b>-</b>
Percentage of completed work	0%	\$ -
Percentage of stored material	0%	\$ -
Total Retainage	\$	-
<b>TOTAL EARNED LESS RETAINAGE</b>	<b>\$</b>	<b>27,011.20</b>
<b>PREVIOUS CERTIFICATES FOR PAYMENT</b>	<b>\$</b>	<b>11,862.00</b>
<b>CURRENT PAYMENT DUE</b>	<b>\$</b>	<b>15,149.20</b>
<b>BALANCE TO FINISH, INCLUDING RETAINAGE</b>	<b>\$</b>	<b>-</b>

The undersigned Contractor certifies that to the best of the Contractor's knowledge, the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates of Payment were issued and payments received from the Owner, and that current payment shown herein is now due:

SIEREX Design & Construction

By: Morgan S. Lykes Date: 9/28/19  
 State of: Nebraska  
 County of: Sarpy  
 Subscribed and sworn before  
 me this 28 day of September, 2019  
 Notary Public: Kelani Griggs  
 My Commission expires: 02/09/2022



Application number: 19765-02

Application date: 9/27/2019

Period to: 9/27/2019

Project number: 15391

Item #	Description of Work	Scheduled value	Work Completed		Materials presently stored	Total completed and stored to date	% Complete	Balance to finish	Retainage
			From previous application	This period					
									0%
1	Mobilization	\$ 2,130.00	\$ 2,130.00	\$ -	\$ -	\$ 2,130.00	100.0%	\$ -	\$ -
2	Demolition and site prep	\$ 3,190.00	\$ 2,500.00	\$ 690.00	\$ -	\$ 3,190.00	100.0%	\$ -	\$ -
3	Concrete walkway	\$ 3,841.20	\$ -	\$ 3,841.20	\$ -	\$ 3,841.20	100.0%	\$ -	\$ -
4	Concrete slab for shelter	\$ 3,160.00	\$ 1,200.00	\$ 1,960.00	\$ -	\$ 3,160.00	100.0%	\$ -	\$ -
5	Furnish and install shelter	\$ 14,690.00	\$ 7,350.00	\$ 7,340.00	\$ -	\$ 14,690.00	100.0%	\$ -	\$ -
6		\$ -	\$ -	\$ -	\$ -				
7		\$ -	\$ -	\$ -	\$ -				
8		\$ -	\$ -	\$ -	\$ -				
9		\$ -	\$ -	\$ -	\$ -				
10		\$ -			\$ -				
11		\$ -	\$ -	\$ -	\$ -				
12		\$ -	\$ -	\$ -	\$ -				
13		\$ -	\$ -	\$ -	\$ -				
14		\$ -	\$ -	\$ -	\$ -				
15		\$ -	\$ -	\$ -	\$ -				
Totals:		\$ 27,011.20	\$ 13,180.00	\$ 13,831.20	\$ -	\$ 27,011.20		\$ -	\$ -

**Contractor's Application for Payment No.**

olsson

2111 S3 67th Str, Ste 200  
Omaha, NE 68106

Contractor's Application for Payment No. 2			
olsson 2111 S 36th Str, Ste 200 Omaha, NE 68106		Application Period	Application Date 9/25/2019
To (Owner)	City of LaVista	From (Contractor) Swain Construction	Via (Engineer) Olsson, Inc
Project	84th Street REHAB	Contract: 84th Street Rehab	
Owner's Contract No	N/A	Contractor's Project No	Engineer's Project No B16-0546

**Application For Payment  
Change Order Summary**

**Contractor's Certification**

The undersigned Contractor certifies that to the best of its knowledge: (1) all previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with Work covered by prior Applications for Payment; (2) title of all Work, materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for Payment will pass to Owner at time of payment free and clear of all Liens, security interests and encumbrances (except such as are covered by a Bond acceptable to Owner indemnifying Owner against any such Liens, security interest or encumbrances), and (3) all Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

## Payroll

\$ 691,237.68

(If type 8 or other - attach explanation of the other amount)

By John

Date 9/21/19

Approxd by

9/26/19

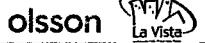
1200

EJCDC C-620 Contractor's Application for Payment  
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OK TO PAY  
PMO 9/27/19

05-71.0948.603

## Consent Agenda 10/15/19 (2)



Project: 54th Street REHAB  
Contractor: SWAIN

Project #: B16-0546  
Date: 9/25/2019

ITEM NO.	DESCRIPTION OF WORK	Pay Unit	Total Est. Qty	Unit Price	SCHEDULED VALUE (D * E)	WORK COMPLETED						BALANCE TO FINISH (F-M)	RETAINAGE
						Qty from previous pay appl.	Total from previous pay appl.	Qty this Period	Total from this Period	MATERIALS PRESENTLY STORED (NOT IN HOR J)	TOTAL QUANTITY TO DATE (G+H)		
1	MOBILIZATION	LS	0.98	\$ 120,381.00	\$ 118,376.66	0.50	\$ 60,190.50	0.50	\$ 60,190.50		1.00	\$ 120,381.00	102% \$ (2,004.34) \$ 6,019.05
2	PROVIDE TEMPORARY TRAFFIC CONTROL - 84TH STREET	LS	1.00	\$ 29,116.00	\$ 29,116.00	0.50	\$ 14,556.00	0.50	\$ 14,556.00		1.00	\$ 29,116.00	100% \$ - \$ 1,455.80
3	GRANVILLE	LS	0.61	\$ 7,768.00	\$ 4,761.78	0.61	\$ 4,761.78	-	\$ -		0.61	\$ 4,761.78	100% \$ - \$ 238.09
4	FURNISH FLASHING ARROW PANEL	DAY	66.00	\$ 98.60	\$ 6,507.60	32.00	\$ 3,155.20	21.00	\$ 2,070.80	53.00	\$ 5,225.80	80% \$ 1,281.80	\$ 261.29
5	REMOVE CURB	LF	252.00	\$ 8.64	\$ 2,227.68	236.00	\$ 2,066.24	181.00	\$ 1,600.04	417.00	\$ 3,686.28	165% \$ (1,458.60) \$ 184.31	
6	CONCRETE CURB & GUTTER (2' WIDE)	LF	-	\$ 27.30	\$ -	-	\$ -	-	\$ -	-	\$ -	\$ -	\$ -
7	CONCRETE CURB REPAIR	LF	-	\$ 37.70	\$ -	-	\$ -	-	\$ -	-	\$ -	\$ -	\$ -
8	REMOVE SIGN	EA	1.00	\$ 87.00	\$ 87.00	-	\$ -	1.00	\$ 87.00	1.00	\$ 87.00	100% \$ -	\$ 4.35
9	REMOVE SIDEWALK	SF	1,901.00	\$ 1.24	\$ 2,357.24	3,155.00	\$ 3,912.20	358.50	\$ 444.54	3,513.50	\$ 4,356.74	185% \$ (1,999.50) \$ 217.84	
10	CONSTRUCT PCC SIDEWALK	SF	-	\$ 6.19	\$ -	-	\$ -	-	\$ -	-	\$ -	\$ -	\$ -
11	CONSTRUCT CONCRETE CURB RAMP	SF	-	\$ 12.40	\$ -	-	\$ -	-	\$ -	-	\$ -	\$ -	\$ -
12	CONSTRUCT DETECTABLE WARNING PANEL	SF	104.00	\$ 17.55	\$ 1,825.20	80.00	\$ 1,404.00	8.00	\$ 140.40	88.00	\$ 1,544.40	85% \$ 280.80	\$ 77.22
13	RECONSTRUCT MEDIAN CROSSING	SF	-	\$ 10.35	\$ -	-	\$ -	-	\$ -	-	\$ -	\$ -	\$ -
14	REPAIR MEDIAN SURFACING	SF	-	\$ 8.71	\$ -	-	\$ -	-	\$ -	-	\$ -	\$ -	\$ -
15	CONCRETE PAVEMENT REPAIR, TYPE A, FULL DEPTH	CY	-	\$ 650.00	\$ -	-	\$ -	-	\$ -	-	\$ -	\$ -	\$ -
16	CONCRETE PAVEMENT REPAIR, TYPE B, FULL DEPTH	CY	-	\$ 505.00	\$ -	-	\$ -	-	\$ -	-	\$ -	\$ -	\$ -
17	CONCRETE PAVEMENT REPAIR, TYPE C, FULL DEPTH	GY	38.58	\$ 424.00	\$ 16,357.82	38.58	\$ 16,357.92	-	\$ -	38.58	\$ 16,357.92	100% \$ -	\$ 817.90
18	FOUNDATION COURSE REPLACEMENT	GY	-	\$ 182.00	\$ -	-	\$ -	-	\$ -	-	\$ -	\$ -	\$ -
19	PREFORMED EXPANSION JOINT, TYPE A	LF	-	\$ 2.00	\$ -	-	\$ -	-	\$ -	-	\$ -	\$ -	\$ -
20	REPLACE INLET TOP	EA	-	\$ 2,866.00	\$ -	-	\$ -	-	\$ -	-	\$ -	\$ -	\$ -
21	*RECONSTRUCT CURB INLET	EA	-	\$ 3,742.00	\$ -	-	\$ -	-	\$ -	-	\$ -	\$ -	\$ -
22	*RECONSTRUCT 15' RCP, CLASS III	LF	25.00	\$ 78.15	\$ 1,953.75	-	\$ -	-	\$ -	-	-	0%	\$ 1,853.75
23	*RECONSTRUCT 18' RCP, CLASS III	LF	25.00	\$ 81.20	\$ 2,030.00	-	\$ -	-	\$ -	-	-	0%	\$ 2,030.00
24	ADJUST MANHOLE TO GRADE	EA	-	\$ 741.00	\$ -	-	\$ -	-	\$ -	-	\$ -	\$ -	\$ -
25	*ADJUST VALVE BOX TO GRADE	EA	-	\$ 683.00	\$ -	-	\$ -	-	\$ -	-	\$ -	\$ -	\$ -
26	INSTALL PERMANENT PERFORMED TAPE MARKING - TYPE 4, 5"	LF	6,793.00	\$ 3.89	\$ 26,424.77	3,357.00	\$ 13,058.73	2,492.00	\$ 9,693.88	5,849.00	\$ 22,752.61	56% \$ 3,672.16	\$ 1,137.63
27	INSTALL PERMANENT TAPE MARKING - TYPE 4, 5"	LF	1,628.00	\$ 4.58	\$ 7,456.24	1,809.00	\$ 8,285.22	-	\$ -	1,809.00	\$ 8,285.22	111% \$ (828.98) \$ 414.26	
28	INSTALL PERMANENT PERFORMED TAPE MARKING - TYPE 3, 12"	LF	387.00	\$ 10.75	\$ 4,160.25	198.00	\$ 2,128.50	154.00	\$ 1,655.50	352.00	\$ 3,784.00	91% \$ 376.25	\$ 189.20
29	INSTALL PERMANENT PERFORMED TAPE MARKING - TYPE 3, 24"	LF	1,239.00	\$ 22.90	\$ 28,373.10	544.00	\$ 12,457.60	384.00	\$ 8,793.60	928.00	\$ 21,251.20	75% \$ 7,121.90	\$ 1,062.56
30	INSTALL PERMANENT PERFORMED TAPE MARKING SYMBOL - TYPE DIRECTIONAL ARROW/RIGHT WHITE	EA	19.00	\$ 273.00	\$ 5,187.00	5.00	\$ 1,385.00	5.00	\$ 1,385.00	10.00	\$ 2,730.00	53% \$ 2,457.00	\$ 136.50
31	INSTALL PERMANENT PERFORMED TAPE MARKING SYMBOL - TYPE DIRECTIONAL ARROW/LEFT WHITE	EA	28.00	\$ 273.00	\$ 7,098.00	11.00	\$ 3,003.00	6.00	\$ 1,638.00	17.00	\$ 4,641.00	65% \$ 2,457.00	\$ 232.05
32	INSTALL TEMPORARY PAINT MARKING - WHITE	LF	5,000.00	\$ 0.35	\$ 1,750.00	-	\$ -	-	\$ -	-	-	0%	\$ 1,750.00
33	HYDRATED LIME/ARM MIX ASPHALT	EA	6,885.00	\$ 2.91	\$ 20,202.63	3,530.11	\$ 10,272.62	2,331.34	\$ 6,784.20	5,881.45	\$ 17,056.82	65% \$ 2,983.98	\$ 852.84
34	ASPHALTIC CONCRETE, TYPE SLX	TON	6,880.00	\$ 69.55	\$ 478,504.00	3,528.11	\$ 245,380.05	2,331.34	\$ 162,144.70	5,859.45	\$ 407,524.75	85% \$ 70,972.25	\$ 20,376.24
35	*ASPHALTIC CONCRETE FOR PATCHING, TYPE SLX	TON	10.00	\$ 159.00	\$ 1,590.00	2.00	\$ 318.00	-	\$ -	2.00	\$ 318.00	20% \$ 1,272.00	\$ 15.90
36	PERFORMANCE GRADED BINDER (5%V-34)	TON	283.00	\$ 767.00	\$ 221,663.00	178.94	\$ 138,013.98	109.99	\$ 84,362.33	289.93	\$ 222,376.31	100% \$ (713.31) \$ 11,118.82	
37	TACK COAT	GAL	8,485.00	\$ 3.46	\$ 29,358.10	3,250.00	\$ 11,245.00	3,425.00	\$ 11,850.50	6,675.00	\$ 23,095.50	79% \$ 6,262.60	\$ 1,154.78
38	*REMOVE ASPHALT SURFACING FROM PAVEMENT	SY	100.00	\$ 6.67	\$ 667.00	-	\$ -	-	\$ -	-	-	0%	\$ 667.00
38A	COLD MILLING, CLASS 4 - 2" DEPTH	SY	36,864.00	\$ 5.78	\$ 213,073.92	22,401.44	\$ 129,480.32	14,462.56	\$ 83,593.60	36,864.00	\$ 213,073.92	100% \$ -	\$ 10,653.70
39	CONCRETE SURFACE MILLING - 2" DEPTH	SY	7,437.00	\$ 7.81	\$ 58,082.97	2,418.22	\$ 18,894.11	3,917.78	\$ 30,597.86	6,337.00	\$ 49,491.97	85% \$ 8,591.00	\$ 2,474.60
40	RAP INCENTIVE	EA	11,696.00	\$ 1.22	\$ 14,269.12	4,664.16	\$ 5,650.28	3,080.28	\$ 3,757.94	7,744.44	\$ 9,448.22	66% \$ 4,820.30	\$ 472.41
41	*SEEDING TYPE TURF (EROSION CONTROL TYPE II)	AC	0.50	\$ 8,422.00	\$ 4,211.00	0.00	\$ 757.98	0.07	\$ 606.38	0.16	\$ 1,364.36	32% \$ 2,846.64	\$ 68.22
42	INSTALL CURB INLET PROTECTION	EA	68.00	\$ 191.00	\$ 12,988.00	-	\$ -	-	\$ -	-	-	0%	\$ 12,988.00
43	RENTAL OF DUMP TRUCK, FULLY OPERATED	HOUR	10.00	\$ 84.35	\$ 843.50	-	\$ -	-	\$ -	-	-	0%	\$ 843.50
44	RENTAL OF SKID LOADER, FULLY OPERATED	HOUR	10.00	\$ 61.60	\$ 616.00	-	\$ -	-	\$ -	-	-	0%	\$ 616.00
45	RENTAL OF LOADER, FULLY OPERATED	HOUR	10.00	\$ 102.00	\$ 1,020.00	-	\$ -	-	\$ -	-	-	0%	\$ 1,020.00
46	RENTAL OF MOTOR GRADER, FULLY OPERATED	HOUR	10.00	\$ 114.00	\$ 1,140.00	-	\$ -	-	\$ -	-	-	0%	\$ 1,140.00
Updated Total						\$ 1,324,097.60	\$ 706,776.23	\$ 485,934.57	\$ -	\$ 1,192,710.80	90%	\$ 131,386.80	\$ 59,635.54

ITEM NO	DESCRIPTION OF WORK	Pay Unit	Total Est. Qty	Unit Price	SCHEDULED VALUE (D * E)	WORK COMPLETED					TOTAL QUANTITY TO DATE (G+H)	TOTAL COMPLETED & STORED TO DATE (I+J+K)	% (M)	BALANCE TO FINISH (F-M)	RETAINAGE	
						Qty from previous pay appl.	Total From previous pay appl.	Qty this Period	Total from this Period	MAATERIALS PREVIOUSLY STORED (NOT IN H OR J)						
<b>Change Order</b>																
1	Milling to City	SY	44,301.00	\$ (0.23)	\$ (10,189.23)	24,820.66	\$ (5,708.75)	18,380.34	\$ (4,227.48)	43,201.00	\$ (9,936.23)	98%	\$ (253.00)	\$ (496.81)		
6A	CONCRETE CURB & GUTTER (2' W/DB) CO#1 Price Reduction	LF	252.00	\$ 25.32	\$ 6,380.64	236.00	\$ 5,975.52	181.00	\$ 4,582.92	417.00	\$ 10,556.44	165%	\$ (4,177.80)	\$ 527.92		
7A	CONCRETE CURB REPAIR CO#1 Price Reduction	LF	402.00	\$ 35.72	\$ 14,356.44	52.00	\$ 1,857.44	-	\$ -	52.00	\$ 1,857.44	13%	\$ 12,502.00	\$ 92.87		
10A	CONSTRUCT 4" PCC SIDEWALK CO#1 Price Reduction	SF	992.00	\$ 5.90	\$ 5,852.80	2,477.00	\$ 14,814.30	358.50	\$ 2,115.15	2,835.50	\$ 16,729.45	286%	\$ (10,876.65)	\$ 836.47		
11A	CONSTRUCT CONCRETE CURB & RAMP CO#1 Price Reduction	SF	908.00	\$ 11.74	\$ 10,671.66	396.00	\$ 4,648.04	54.00	\$ 633.96	450.00	\$ 5,283.00	50%	\$ 5,388.68	\$ 264.15		
13A	RECONSTRUCT MEDIAN CROSSING CO#1 Price Reduction	SF	116.00	\$ 9.91	\$ 1,148.56	-	\$ -	108.00	\$ 1,050.46	108.00	\$ 1,050.46	91%	\$ 99.10	\$ 52.52		
14A	PAINT MEDIAN SURFACING CO#1 Price Reduction	SF	797.00	\$ 8.27	\$ 6,591.19	21.00	\$ 173.67	480.80	\$ 3,976.22	501.80	\$ 4,149.89	63%	\$ 2,441.30	\$ 207.49		
15A	CONCRETE PAVEMENT REPAIR, TYPE A, FULL DEPTH															
15A	CO#1 Price Reduction	CY	84.00	\$ 621.88	\$ 52,237.92	3.23	\$ 2,008.67	7.32	\$ 4,552.16	10.55	\$ 6,560.83	13%	\$ 45,877.09	\$ 328.04		
CONCRETE PAVEMENT REPAIR, TYPE B, FULL DEPTH																
16A	CO#1 Price Reduction	CY	140.00	\$ 474.63	\$ 66,448.20	39.83	\$ 18,904.51	48.12	\$ 22,839.20	87.95	\$ 41,743.71	63%	\$ 24,704.49	\$ 2,087.19		
17A	CO#1 Price Reduction	CY	300.00	\$ 385.42	\$ 115,826.00	261.37	\$ 100,736.53	82.50	\$ 24,088.75	323.87	\$ 124,826.98		\$ (9,199.98)	\$ 6,241.30		
18A	FOUNDATION COURSE REPLACEMENT CO#1 Price Reduction	CY	59.00	\$ 158.35	\$ 9,342.65	15.70	\$ 2,486.10	-	\$ -	15.70	\$ 2,486.10	27%	\$ 6,858.56	\$ 124.30		
20A	REPLACE INLET TOP CO#1 Price Reduction	EA	61.00	\$ 2,854.17	\$ 174,104.37	25.00	\$ 71,354.25	36.00	\$ 102,750.12	61.00	\$ 174,104.37	100%	\$ -	\$ 705.22		
21A	RECONSTRUCT CURB INLET CO#1 Price Reduction	EA	2.00	\$ 3,534.20	\$ 7,068.40	-	\$ -	-	\$ -	-	\$ -	0%	\$ 7,068.40	\$ -		
24A	ADJUST MANHOLE TO GRADE CO#1 Price Reduction	EA	4.00	\$ 729.17	\$ 2,916.68	1.00	\$ 729.17	-	\$ -	1.00	\$ 729.17	25%	\$ 2,187.51	\$ 36.46		
25A	ADJUST VALVE BOX TO GRADE CO#1 Price Reduction	EA	5.00	\$ 651.17	\$ 3,255.85	-	\$ -	-	\$ -	-	\$ -	0%	\$ 3,255.85	\$ -		
<b>Change Order #2</b>																
X2-1	Temporary Traffic Control	LS	1.00	\$ 500.00	\$ 500.00	-	\$ -	1.00	\$ 500.00	1.00	\$ 500.00	100%	\$ -	\$ 25.00		
X2-2	Sawcut Full Depth	LF	150.00	\$ 7.00	\$ 1,050.00	-	\$ -	150.00	\$ 1,050.00	150.00	\$ 1,050.00	100%	\$ -	\$ 52.50		
X2-3	Remove Sidewalk	SF	270.00	\$ 2.00	\$ 540.00	-	\$ -	270.00	\$ 540.00	270.00	\$ 540.00	100%	\$ -	\$ 27.00		
X2-4	Remove Pavement	SY	235.00	\$ 14.00	\$ 3,290.00	-	\$ -	235.00	\$ 3,290.00	235.00	\$ 3,290.00	100%	\$ -	\$ 164.50		
X2-5	Construct 8-inch concrete pavement	SY	235.00	\$ 75.00	\$ 17,625.00	-	\$ -	235.00	\$ 17,625.00	235.00	\$ 17,625.00	100%	\$ -	\$ 881.25		
X2-6	Construct Concrete Curb Ramp	SF	270.00	\$ 20.00	\$ 5,400.00	-	\$ -	270.00	\$ 5,400.00	270.00	\$ 5,400.00	100%	\$ -	\$ 270.00		
X2-7	Construct Detachable Warning Panel	SF	18.00	\$ 16.00	\$ 256.00	-	\$ -	16.00	\$ 256.00	16.00	\$ 256.00	100%	\$ -	\$ 12.80		
X2-8	Brentwood and Granville Inlet Repair	LS	1.00	\$ 2,000.00	\$ 2,000.00	-	\$ -	1.00	\$ 2,000.00	1.00	\$ 2,000.00	100%	\$ -	\$ 100.00		
<b>CO TOTALS</b>					\$ 496,477.13	\$ 23,589.88		\$ 193,022.46		\$ 410,403.81		83%	\$ 85,673.52	\$ 19,007.13		
<b>BID ITEMS + CO TOTALS</b>					\$ 1,820,574.73	\$ 730,346.12		\$ 678,557.03	\$ -	\$ 1,603,514.41		88%	\$ 217,060.32	\$ 78,642.67		
<b>Original Contract</b>																
CO1						\$ 1,875,046.23							\$ 1,606,520.63			
CO2						\$ (65,132.50)							\$ 3,006.22			
Total Contract to Date						\$ 1,820,574.73										
Total Work Completed to Date						\$ 1,603,514.41										
Total Materials Stored to Date						\$ 2,916,68										
Total Value completed & Stored to Date						\$ 1,603,514.41										
Retainage						\$ 80,175.72										
Net Total Due Less Retainage						\$ 1,523,338.69										
Total Previous						\$ 832,101.01										
Net Amount Due This Estimate						\$ 691,237.68										
<b>Estimates</b>																

SWAIN CONSTRUCTION, INC.  
6002 NORTH 89TH CIRCLE  
OMAHA, NE 68134

DATE: 9/25/19  
ESTIMATE #: 2  
JOB #: C-1908

OWNER / ENGINEER

City of La Vista, Nebraska  
8116 Park View Boulevard  
La Vista, Nebraska 68128

PROJECT DESCRIPTION

84th Street  
Paving Rehabilitation  
Giles Road to Harrison Street

ITEM #	DESCRIPTION	CONTRACT QUANTITY	UNIT	UNIT PRICE	QUANTITY TO DATE	TOTAL PRICE
1	MOBILIZATION	1.00	LS	120,381.00	1.00	120,381.00
2	TEMPORARY TRAFFIC CONTROL - 84TH STREET	1.00	LS	29,116.00	1.00	29,116.00
3	TEMPORARY TRAFFIC CONTROL - BRENTWOOD & GRANVILLE	61.00	LS	7,768.00	61.00	7,768.00
4	FURNISH FLASHING ARROW PANEL	86.00	DY	98.60	53.00	5,225.80
5	REMOVE CURB	252.00	LF	8.84	417.00	3,686.28
6	CONCRETE CURB & GUTTER (2' WIDE)	252.00	LF	27.30		0.00
7	CONCRETE CURB REPAIR	402.00	LF	37.70		0.00
8	REMOVE SIGN	1.00	EA	87.00	1.00	87.00
9	REMOVE SIDEWALK	1,901.00	SF	1.24	3,513.50	4,356.74
10	CONSTRUCT 4" PCC SIDEWALK	992.00	SF	6.19		0.00
11	CONSTRUCT CONCRETE CURB RAMP	909.00	SF	12.40		0.00
12	CONSTRUCT DETECTABLE WARNING PANEL	104.00	SF	17.55	88.00	1,544.40
13	RECONSTRUCT MEDIAN CROSSING	116.00	SF	10.35		0.00
14	REPAIR MEDIAN SURFACING	797.00	SF	8.71		0.00
15	CONCRETE PAVEMENT REPAIR, TYPE A, FULL DEPTH **	84.00	CY	650.00		0.00
16	CONCRETE PAVEMENT REPAIR, TYPE B, FULL DEPTH **	140.00	CY	503.00		0.00
17	CONCRETE PAVEMENT REPAIR, TYPE C, FULL DEPTH **	209.00	CY	424.00	38.58	16,357.92
18	FOUNDATION COURSE REPLACEMENT **	159.00	CY	182.00		0.00
19	PREFORMED EXPANSION JOINT, TYPE A (OMITTED)	0.00	LF	0.00		0.00
20	REPLACE INLET TOP	61.00	EA	2,866.00		0.00
21	RECONSTRUCT CURB INLET **	5.00	EA	3,742.00		0.00
22	RECONSTRUCT 15" RCP, CLASS III **	100.00	LF	78.15		0.00
23	RECONSTRUCT 18" RCP, CLASS III **	500.00	LF	81.20		0.00
24	ADJUST MANHOLE TO GRADE **	8.00	EA	741.00		0.00
25	ADJUST VALVE BOX TO GRADE **	5.00	EA	663.00		0.00
26	PERFORMED TAPE MARKING - TYPE 4, 5" WHITE	6,793.00	LF	3.89	5,849.00	22,752.61
27	PERFORMED TAPE MARKING - TYPE 4, 5" YELLOW	1,628.00	LF	4.58	1,809.00	8,285.22
28	PERFORMED TAPE MARKING - TYPE 3, 12" WHITE	387.00	LF	10.75	352.00	3,784.00
29	PERFORMED TAPE MARKING - TYPE 3, 24" WHITE	1,239.00	LF	22.90	928.00	21,251.20
30	PERFORMED TAPE MARKING SYMBOL - ARROW RIGHT, WHITE	19.00	EA	273.00	10.00	2,730.00
31	PERFORMED TAPE MARKING SYMBOL - ARROW LEFT, WHITE	26.00	EA	273.00	17.00	4,641.00
32	INSTALL TEMPORARY PAINT MARKING - WHITE	5,000.00	LF	0.35		0.00
33	HYDRATED LIME/WARM MIX ASPHALT	6,880.00	EA	2.91	5,861.45	17,056.82
34	ASPHALTIC CONCRETE, TYPE SLX	6,880.00	TS	69.55	5,859.45	407,524.75
35	*ASPHALTIC CONCRETE FOR PATCHING, TYPE SLX	125.00	TS	159.00	2.00	318.00
36	PERFORMANCE GRADED BINDER (58V-34)	289.00	TS	767.00	289.93	222,376.31
37	TACK COAT	8,485.00	GAL	3.46	6,675.00	23,095.50
38	*REMOVE ASPHALT SURFACING FROM PAVEMENT	500.00	SY	6.67		0.00
39	COLD MILLING, CLASS 4 - 2' DEPTH	36,864.00	SY	5.78	36,864.00	213,073.92
40	CONCRETE SURFACE MILLING - 2' DEPTH	7,461.00	SY	7.81	6,337.00	49,491.97
41	RAP INCENTIVE	11,696.00	EA	1.22	7,744.44	9,448.22
42	SEEDING TYPE TURF (EROSION CONTROL TYPE II) **	0.50	AC	8,422.00	0.162	1,364.36
43	INSTALL CURB INLET PROTECTION	68.00	EA	191.00		0.00
44	RENTAL OF DUMP TRUCK, FULLY OPERATED	15.00	HR	84.35		0.00

45	RENTAL OF SKID LOADER, FULLY OPERATED	15.00	HR	61.60		0.00
46	RENTAL OF LOADER, FULLY OPERATED	15.00	HR	102.00		0.00
47	RENTAL OF MOTOR GRADER, FULLY OPERATED	15.00	HR	114.00		0.00
48	ALTERNATIVE NO. 1 – DISPOSAL OF MILLINGS	0.00	SY	-0.23	43,201.00	-9,936.23

CHANGE ORDER - PRICE REDUCTIONS

6	CONCRETE CURB & GUTTER (2' WIDE)	252.00	LF	25.32	417.00	10,558.44
7	CONCRETE CURB REPAIR	402.00	LF	35.72	52.00	1,857.44
10	CONSTRUCT 4" PCC SIDEWALK	992.00	SF	5.90	2,835.50	16,729.45
11	CONSTRUCT CONCRETE CURB RAMP	909.00	SF	11.74	450.00	5,283.00
13	RECONSTRUCT MEDIAN CROSSING	116.00	SF	9.91	106.00	1,050.46
14	REPAIR MEDIAN SURFACING	797.00	SF	8.27	501.80	4,149.89
15	CONCRETE PAVEMENT REPAIR, TYPE A, FULL DEPTH **	84.00	CY	621.88	10.55	6,560.83
16	CONCRETE PAVEMENT REPAIR, TYPE B, FULL DEPTH **	140.00	CY	474.63	87.95	41,743.71
17	CONCRETE PAVEMENT REPAIR, TYPE C, FULL DEPTH **	209.00	CY	385.42	323.87	124,825.98
18	FOUNDATION COURSE REPLACEMENT **	159.00	CY	158.35	15.70	2,486.10
20	REPLACE INLET TOP	61.00	EA	2,854.17	61.00	174,104.37
21	RECONSTRUCT CURB INLET **	5.00	EA	3,534.20		0.00
24	ADJUST MANHOLE TO GRADE **	8.00	EA	729.17	1.00	729.17
25	ADJUST VALVE BOX TO GRADE **	5.00	EA	651.17		0.00

CHANGE ORDER #2

A	TEMPORARY TRAFFIC CONTROL	1.00	LS	500.00	1.00	500.00
B	SAW CUT - FULL DEPTH	150.00	LF	7.00	150.00	1,050.00
C	REMOVE SIDEWALK	270.00	SF	2.00	270.00	540.00
D	REMOVE PAVEMENT	235.00	SY	14.00	235.00	3,290.00
E	CONSTRUCT 8-INCH CONCRETE PAVEMENT	235.00	SY	75.00	235.00	17,625.00
F	CONSTRUCT CONCRETE CURB RAMP	270.00	SF	20.00	270.00	5,400.00
G	CONSTRUCT DETECTABLE WARNING PANEL	16.00	SF	16.00	16.00	256.00
H	BRENTWOOD & GRANVILLE INLET REPAIR	1.00	LS	2,000.00	1.00	2,000.00

TOTAL WORK COMPLETED TO DATE	1,606,520.63
LESS RETAINAGE 5.000%	80,326.03
WORK COMPLETED LESS RETAINAGE	1,526,194.60
TOTAL PAID PREVIOUS ESTIMATES	832,101.01
AMOUNT OWED THIS PAY ESTIMATE	694,093.59

A-14



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

INVOICE

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

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

CITY OF LA VISTA  
JOHN KOTTMANN  
9900 PORTAL ROAD  
LA VISTA, NE 68128

Invoice number 133799  
Date 10/04/2019  
Project 0171-414 CITY PARKING DISTRICT  
ACCESS IMPROVEMENTS - DRAINAGE

Professional Services from November 26, 2018 through September 30, 2019

see detail other side

Description	Contract Amount	Prior Billed	Remaining	Current Billed
Task 3 - Topographic Survey (Alt Area Between Bldgs)	9,820.50	9,820.50	0.00	0.00
Task 4 - Design Drainage Impr N Side of Old Giles Road	17,050.00	11,275.00	12.50	5,762.50
Task 5 - Design Grading & Drainage Impr N Side of Old Giles Rd	11,005.00	10,905.52	1.98	97.50
Task 6 - Design Drainage Impr S Side of Old Giles Road	16,664.50	10,681.25	2.00	5,981.25
Task 7 - Construction Phase Services	16,740.00	145.00	12,723.75	3,871.25
Total	71,280.00	42,827.27	12,740.23	15,712.50

\* Remaining when orig. agreement and amendment are combined  
Invoice total 15,712.50 ←  
JM/K

Aging Summary

Invoice Number	Invoice Date	Outstanding	Current	Over 30	Over 60	Over 90	Over 120
133799	10/04/2019	15,712.50	15,712.50				
	Total	15,712.50	15,712.50	0.00	0.00	0.00	0.00

Terms Net 30 Days. A Finance Charge of 1 1/2% Per Month (18% per Annum) Will Be Charged on Past Due Accounts. Also Liable for all Legal and Collection Fees. Invoices not paid within 90 days of the invoice date will be subject to possible lien filings.

O.K. to pay  
JM/K 10-7-2019  
05.71.0899.003

Consent Agenda 10/15/19 *PD*

**THOMPSON, DREESSEN & DORNER, INC.***Consulting Engineers and Land Surveyors*

10836 Old Mill Road  
 Omaha, Nebraska 68154  
 Phone (402) 330-8860 Fax (402) 330-5866

October 4, 2019

Invoice #  
133799**INVOICE**

City of La Vista  
 9900 Portal Road  
 La Vista, NE 68128

**Project No. 171-414****City Parking District Access Improvements - Drainage**

Professional Services from November 26, 2018 through September 30, 2019

CIP Project No. PWST -16-002

P.O. #18-0080

**Task 4 - Design Drainage Impr N Side of Old Giles Road**

	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
Chris Dorner - Principal Survey	0.25	\$ 145.00	\$ 36.25
David Neef - Reg Land Surveyor	7.5	\$ 130.00	\$ 975.00
Richard Madson - Senior Engineer	32.75	\$ 130.00	\$ 4,257.50
Roger Meyer - Cad Tech	0.25	\$ 100.00	\$ 25.00
Dustin Henson - Engineer EIT	6.25	\$ 75.00	\$ 468.75
			\$ 5,762.50

**Task 5 - Design Grading & Drainage Impr N Side of Old Giles Road**

	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
Richard Madson - Senior Engineer	0.75	\$ 130.00	\$ 97.50

**Task 6 - Design Drainage Impr S Side of Old Giles Road**

	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
Donald Heine - Senior Engineer	1	\$ 155.00	\$ 155.00
Richard Madson - Senior Engineer	29	\$ 130.00	\$ 3,770.00
Roger Meyer - Cad Tech	2	\$ 100.00	\$ 200.00
Bridget Drews - Engineer EIT	24.75	\$ 75.00	\$ 1,856.25
			\$ 5,981.25

**Task 7 - Construction Phase Services**

	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
Richard Madson - Senior Engineer	28.5	\$ 130.00	\$ 3,705.00
David Neef - Reg Land Surveyor	0.75	\$ 135.00	\$ 101.25
Roger Meyer - Cad Tech	0.5	\$ 100.00	\$ 50.00
Tiffany Pedersen - Clerical	0.25	\$ 60.00	\$ 15.00
			\$ 3,871.25

**TOTAL INVOICE AMOUNT \$ 15,712.50**



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

INVOICE

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

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

CITY OF LA VISTA  
JOHN KOTTMANN  
9900 PORTAL ROAD  
LA VISTA, NE 68128

Invoice number 133800  
Date 10/04/2019

Project 0171-417 LA VISTA PHASE 2 GOLF  
COURSE TRANSFORMATION -  
PROPOSED LAKE IMPROVEMENTS

Professional Services from August 19, 2019 through September 30, 2019

PO #18-0080

Description	Contract Amount	Prior Billed	Remaining	Current Billed
Interface Area Topographic Survey	6,700.00	6,700.00	0.00	0.00
Construction Staking - Sanitary Sewer Relocation Phase 2	3,000.00	3,000.00	0.00	0.00
Construction Staking - Trail Phase 2	5,000.00	4,882.55	117.45	0.00
Pre-Construction "As-Built" Survey Phase 2	7,500.00	3,602.50	3,897.50	0.00
Post Construction "As-Built Survey Phase 2	7,500.00	0.00	7,500.00	0.00
Construction Administration - Sanitary Sewer Relocation Ph 2	7,500.00	7,171.40	42.35	286.25
Meetings	8,000.00	6,198.00	1,802.00	0.00
Construction Testing - Sanitary Sewer Relocation Phase 2	25,000.00	23,524.69	1,475.31	0.00
Construction Testing - Trail Phase 2	15,000.00	12,530.77	87.43	2,381.80
Erosion Control Monitoring and Reporting Services	9,000.00	4,486.55	3,591.80	921.65
3D Video Update Phase 2	5,500.00	5,229.39	270.61	0.00
Total	99,700.00	77,325.85	18,784.45	3,589.70

Invoice total

3,589.70

Aging Summary

Invoice Number	Invoice Date	Outstanding	Current	Over 30	Over 60	Over 90	Over 120
133800	10/04/2019	3,589.70	3,589.70				
	Total	3,589.70	3,589.70	0.00	0.00	0.00	0.00

O.K. to pay  
8MK 10-7-2019  
16,71,0942.003

Terms Net 30 Days. A Finance Charge of 1 1/2% Per Month (18% per Annum) Will Be Charged on Past Due Accounts. Also Liable for all Legal and Collection Fees. Invoices not paid within 90 days of the invoice date will be subject to possible lien filings.

**waters edge**  
AQUATIC DESIGN

11205 W 79th St. Lenexa, KS 66214  
913-438-4338 – wedesignpools.com

Water's Edge Aquatic Design, LLC

## Invoice

## Invoice

Date	Invoice #
10/8/2019	4082

**Bill To**  
Brenda Gunn, City Administrator  
Scott Stopak, Project Manager

Terms	Due Date	Rep
Net 30	11/7/2019	JAB

Consent Agenda 10/15/19 (2019)

<b>Total</b>	\$2,677.50
<b>Payments/Credits</b>	\$0.00
<b>Balance Due</b>	\$2,677.50

Phone #	Fax #	E-mail	Web Site
913-438-4338	913-438-1465	cschwarz@wedesignpools.com	<a href="http://www.wedesignpools.com">www.wedesignpools.com</a>



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

---

**TO:** Pam Buethe, City Clerk

**FROM:** Chief Robert S. Lausten

**DATE:** October 4, 2019

**RE:** LOCAL BACKGROUND- MANAGER  
CHILI'S

**CC:**

---

The police department reviewed the Nebraska Liquor Control Commission documents completed by the applicant and conducted a check of local records relating to the Manager Application for Stephanie Hinman. Hinman has no criminal record in Sarpy County.

As with all Nebraska Retail Liquor Licenses, I am asking that the applicant strictly conform to Nebraska Liquor Control Commission rules and regulations under (Sec 53-131.01) Nebraska Liquor Control Act.

**MANAGER APPLICATION  
INSERT - FORM 3c**

NEBRASKA LIQUOR CONTROL COMMISSION  
301 CENTENNIAL MALL SOUTH  
PO BOX 95046  
LINCOLN, NE 68509-5046  
PHONE: (402) 471-2571  
FAX: (402) 471-2814  
Website: [www.lcc.nebraska.gov](http://www.lcc.nebraska.gov)

Office Use

**RECEIVED**

SEP 17 2019

NEBRASKA LIQUOR  
CONTROL COMMISSION

**MUST BE:**

- ✓ Citizen of the United States. Include copy of US birth certificate, naturalization paper or current US passport
- ✓ Nebraska resident. Include copy of voter registration card or print out document from Secretary of State website
- ✓ Fingerprinted. See form 147 for further information, read form carefully to avoid delays in processing, this form **MUST** be included with your application
- ✓ 21 years of age or older

Name of Corporation/LLC: \_\_\_\_\_  
M&G Nebraska F & B Inc

Liquor License Number: 086128 Class Type \_\_\_\_\_ (if new application leave blank)

Premise Trade Name/DBA: Chili's Grill & Bar

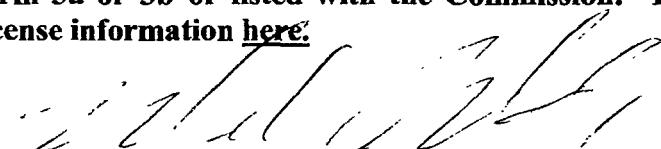
Premise Street Address: 7865 S. 84th Street

City: LaVista County: Sarpy Zip Code: 68128

Premise Phone Number: 402-592-4900

Premise Email address: lavista@eatchilis.com

The individual whose name is listed as a corporate officer or managing member as reported on insert form 3a or 3b or listed with the Commission. To see authorized officers or members search your license information here.



**SIGNATURE REQUIRED BY CORPORATE OFFICER / MANAGING MEMBER**

(Faxed signatures are acceptable)

Last Name: Hinman First Name: Stephanie MI: A

Home Address: 10807 S. 215<sup>th</sup> Street

City: Gretna County: Sarpy Zip Code: 68028

Home Phone Number: \_\_\_\_\_

Driver's License Number & State: \_\_\_\_\_

Social Security Number: \_\_\_\_\_

Date Of Birth: \_\_\_\_\_ Place Of Birth: \_\_\_\_\_

Email address: Stephaniehinman@gmail.com

YES

NO

Spouses Last Name: \_\_\_\_\_ First Name: \_\_\_\_\_ MI: \_\_\_\_\_

Social Security Number: \_\_\_\_\_

Driver's License Number & State: \_\_\_\_\_

Date Of Birth: \_\_\_\_\_ Place Of Birth: \_\_\_\_\_

CITY & STATE	YEAR FROM	YEAR TO	CITY & STATE	YEAR FROM	YEAR TO
Gretna Ne	2018	Present			
LaVista Ne	2009	2018			
Omaha Ne	2005	2009			

YEAR FROM	TO	NAME OF EMPLOYER	NAME OF SUPERVISOR	TELEPHONE NUMBER
03	Present	Chilis Grill & Bar	Justin Diers	402-592-4900
01	05	College of St Mary	Claire Oswald	402-399-2400

**1. READ CAREFULLY. ANSWER COMPLETELY AND ACCURATELY.**

Must be completed by both applicant and spouse, unless spouse has filed an affidavit of non-participation.

Has anyone who is a party to this application, or their spouse, EVER been convicted of or plead guilty to any charge. Charge means any charge alleging a felony, misdemeanor, violation of a federal or state law; a violation of a local law, ordinance or resolution. List the nature of the charge, where the charge occurred and the year and month of the conviction or plea, include traffic violations. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name. Commission must be notified of any arrests and/or convictions that may occur after the date of signing this application.

YES       NO

If yes, please explain below or attach a separate page.

Name of Applicant	Date of Conviction (mm/yyyy)	Where Convicted (City & State)	Description of Charge	Disposition

2. Have you or your spouse ever been approved or made application for a liquor license in Nebraska or any other state?

YES       NO

IF YES, list the name of the premise(s):

---

3. Do you, as a manager, qualify under Nebraska Liquor Control Act (§53-131.01) and do you intend to supervise, in person, the management of the business?

YES       NO

4. List the alcohol related training and/or experience (when and where) of the person making application.

\*NLCC Training Certificate Issued: 7/23/19 Name on Certificate: Stephoni Human

Applicant Name	Date (mm/yyyy)	Name of program (attach copy of course completion certificate)
Stephoni Human	07/2019	Sensafe Alcohol Certificate

\*For list of NLCC Certified Training Programs see [training](#)

Experience:

Applicant Name / Job Title	Date of Employment:	Name & Location of Business:
Stephoni Human Server	6/2003-12/06	Chili's Grill & Bar 7400 Dodge Street Omaha NE
Stephoni Human Bartender	6/2003-5/12/06	Chili's Grill & Bar 7400 Dodge Street Omaha NE
Stephoni Human Manager	12/06-9/11	Chili's Grill & Bar 7805 S. 84th Street Lincoln NE
Stephoni Human AM	9/11-8/12	Chili's Grill & Bar 6730 S. 27th Street Lincoln NE
Stephoni Human AM	8/12-Present	Chili's Grill & Bar 7805 S. 84th Street Lincoln NE

5. Have you enclosed form 147 regarding fingerprints?

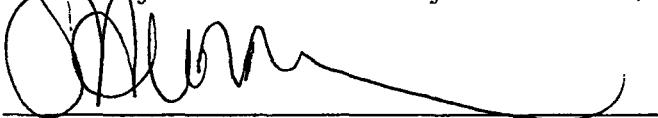
YES  NO

The above individual(s), being first duly sworn upon oath, deposes and states that the undersigned is the applicant and/or spouse of applicant who makes the above and foregoing application that said application has been read and that the contents thereof and all statements contained therein are true. If any false statement is made in any part of this application, the applicant(s) shall be deemed guilty of perjury and subject to penalties provided by law. (Sec §53-131.01) Nebraska Liquor Control Act.

The undersigned applicant hereby consents to an investigation of his/her background including all records of every kind and description including police records, tax records (State and Federal), and bank or lending institution records, and said applicant and spouse waive any rights or causes of action that said applicant or spouse may have against the Nebraska Liquor Control Commission and any other individual disclosing or releasing said information to the Nebraska Liquor Control Commission. If spouse has **NO** interest directly or indirectly, a spousal affidavit of non-participation may be attached.

The undersigned understand and acknowledge that any license issued, based on the information submitted in this application, is subject to cancellation if the information contained herein is incomplete, inaccurate, or fraudulent.

**Applicant Notification and Record Challenge:** Your fingerprints will be used to check the criminal history records of the FBI. You have the opportunity to complete or challenge the accuracy of the information contained in FBI identification record. The procedures for obtaining a change, correction, or updating an FBI identification record are set forth in Title 28, CFR, 16.34.



Signature of Manager Applicant

Signature of Spouse

ACKNOWLEDGEMENT

State of Nebraska  
County of \_\_\_\_\_

Sarpy

The foregoing instrument was acknowledged before me this

8/29/2019

date

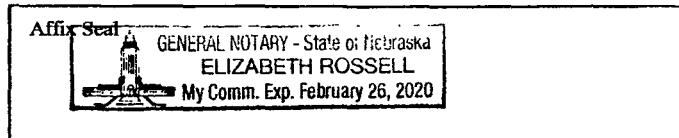
by

Stephanie A Hinman

NAME OF PERSON BEING ACKNOWLEDGED

Elizabeth Rossell

Notary Public signature



In compliance with the ADA, this application is available in other formats for persons with disabilities. A ten day advance period is required in writing to produce the alternate format.

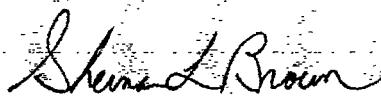
Thank you for participating in the ServSafe Alcohol program. Responsible alcohol service begins with the choices you make, and ServSafe Alcohol training will help you make the right decision when the moment arises.

By completing the ServSafe Alcohol program, you show your dedication to safe and responsible alcohol service. The ServSafe Alcohol program and the National Restaurant Association are dedicated to helping you continue to raise the bar on alcohol safety.

To learn more about our full suite of responsible alcohol service training products, contact your State Restaurant Association, your distributor or visit us at [ServSafe.com](http://ServSafe.com).

We value your dedication to responsible alcohol service and applaud you for making the commitment to keep your operation, your customers and your community safe.

Sincerely,



Sherman Brown

Executive Vice President, National Restaurant Association Solutions

ID # 16215

CARD # 4456



## ServSafe Alcohol® CERTIFICATE

STEPHANIE HINMAN

NAME

7/1/2019

DATE OF EXAMINATION

Or earlier if test taken on or before the date of issuance of this card.



President & CEO, National Restaurant Association Solutions

Sherman Brown

responsible alcohol service program.

This certificate confirms completion of the **ServSafe Alcohol**

In Alaska you must laminate your card for it to be valid

**NOTE:** You can access your score and certification information anytime at

If you have any questions regarding your certification please contact the National Restaurant Association Service Center at

or

Check #	Check Date	Vendor Name	Amount	Voided
130745	10/02/2019	ALFRED BENESCH & COMPANY	6,187.96	N
130746	10/02/2019	ANDERSON FORD OF LINCOLN	34,769.00	N
130747	10/02/2019	DESIGN WORKSHOP INC	11,448.19	N
130748	10/02/2019	DLR GROUP	2,070.47	N
130749	10/02/2019	GRAHAM CONSTRUCTION, INC	510,201.94	N
130750	10/02/2019	HDR ENGINEERING INC	7,881.59	N
130751	10/02/2019	HGM ASSOCIATES, INC.	10,814.25	N
130752	10/02/2019	K & K MASONRY, INC.	4,500.00	N
130753	10/02/2019	RDG PLANNING & DESIGN	649.90	N
130754	10/02/2019	SIEREX DESIGNS, INC.	11,862.00	N
130755	10/02/2019	SWAIN CONSTRUCTION INC	98,429.50	N
130756	10/02/2019	THOMPSON DREESSEN & DORNER, IN	1,789.25	N
130757	10/02/2019	TRAIL, RANDY	69.63	N
130758	10/02/2019	WATER'S EDGE AQUATIC DESIGN	1,387.50	N
130759	10/10/2019	NE DEPT OF MOTOR VEHICLE-94789	6.60	N
130760	10/15/2019	ACCENT DRYWALL SUPPLY COMPANY	184.32	N
130761	10/15/2019	ACTION BATTERIES UNLTD INC	37.50	N
130762	10/15/2019	AMAZON CAPITAL SERVICES, INC.	96.37	N
130763	10/15/2019	AMERICAN LEGAL PUBLISHING CO	2,277.00	N
130764	10/15/2019	BERRY DUNN	3,500.00	N
130765	10/15/2019	BIG RIG TRUCK ACCESSORIES	190.00	N
130766	10/15/2019	BISHOP BUSINESS EQUIPMENT COMPA	261.90	N
130767	10/15/2019	BLACK HILLS ENERGY	15.49	N
130768	10/15/2019	BRODART COMPANY	142.20	N
130769	10/15/2019	BURTON A/C, HEATING & PLUMBING	1,512.21	N
130770	10/15/2019	CENTER POINT, INC.	364.32	N
130771	10/15/2019	CENTURY LINK	586.07	N
130772	10/15/2019	CENTURY LINK BUSN SVCS	139.01	N
130773	10/15/2019	CINTAS CORPOTATION	167.35	N
130774	10/15/2019	CITY OF PAPILLION	188,687.00	N
130775	10/15/2019	CONSOLIDATED MANAGEMENT CO	285.56	N
130776	10/15/2019	CORNHUSKER INTL TRUCKS INC	398.76	N
130777	10/15/2019	COX COMMUNICATIONS, INC.	277.40	N
130778	10/15/2019	CULLIGAN OF OMAHA	63.65	N
130779	10/15/2019	D & K PRODUCTS	1,167.60	N
130780	10/15/2019	DATASHIELD CORPORATION	40.00	N
130781	10/15/2019	DELL MARKETING L.P.	6,030.87	N
130782	10/15/2019	DULTMEIER SALES LLC	329.71	N
130783	10/15/2019	FASTENAL COMPANY	99.06	N
130784	10/15/2019	FBG SERVICE CORPORATION	11,930.00	N
130785	10/15/2019	FERGUSON ENTERPRISES INC #226	300.64	N
130786	10/15/2019	FINDAWAY WORLD, LLC	139.90	N
130787	10/15/2019	FIRST NATIONAL BANK FREMONT	25,309.38	N
130788	10/15/2019	FLEETPRIDE	233.37	N
130789	10/15/2019	GALE	164.18	N
130790	10/15/2019	GCR TIRES & SERVICE	375.44	N
130791	10/15/2019	GRAYBAR ELECTRIC COMPANY INC	361.64	N
130792	10/15/2019	GREATAMERICA FINANCIAL SERVICES	1,127.00	N
130793	10/15/2019	HERRICK, ANGELA DAWN	40.00	N
130794	10/15/2019	HOBBY LOBBY STORES INC	196.95	N
130795	10/15/2019	HOME DEPOT CREDIT SERVICES	52.74	N
130796	10/15/2019	IDEAL IMAGES, INC.	454.77	N
130797	10/15/2019	INGRAM LIBRARY SERVICES	597.50	N
130798	10/15/2019	INLAND TRUCK PARTS	325.55	N
130799	10/15/2019	J & J SMALL ENGINE SERVICE	65.95	N
130800	10/15/2019	J RETZ LANDSCAPE, INC	8,082.66	N
130801	10/15/2019	KRIHA FLUID POWER CO INC	140.07	N
130802	10/15/2019	LIBRARY IDEAS LLC	878.85	N
130803	10/15/2019	LOGAN CONTRACTORS SUPPLY	21.24	N
130804	10/15/2019	LOVELAND GRASS PAD	170.55	N

User: mgustafson

DB: La Vista

Check #

Check #	Check Date	Vendor Name	Amount	Voided
130805	10/15/2019	MARK A KLINKER	200.00	N
130806	10/15/2019	MARTIN MARIETTA AGGREGATES	209.85	N
130807	10/15/2019	MATHESON TRI-GAS INC	255.12	N
130808	10/15/2019	MAX I WALKER UNIFORM & APPAREL	30.50	N
130809	10/15/2019	MENARDS-RALSTON	2,035.43	N
130811	10/15/2019	METROPOLITAN COMMUNITY COLLEG	47,888.22	N
130812	10/15/2019	MICROFILM IMAGING SYSTEMS, INC.	180.00	N
130813	10/15/2019	MIDWEST TAPE	306.58	N
130814	10/15/2019	MONTANEZ, FERNANDO	148.50	N
130815	10/15/2019	MOTOROLA SOLUTIONS INC	12,086.40	N
130816	10/15/2019	NEBRASKA MUNICIPAL CLERKS ASSN	90.00	N
130817	10/15/2019	O'REILLY AUTO ENTERPRISES, LLC	1,828.15	N
130818	10/15/2019	OCLC INC	322.42	N
130819	10/15/2019	OFFICE DEPOT INC	434.69	N
130820	10/15/2019	OMAHA PUBLIC POWER DISTRICT	54,667.72	N
130823	10/15/2019	ONE CALL CONCEPTS INC	340.44	N
130824	10/15/2019	ORIENTAL TRADING COMPANY	135.85	N
130825	10/15/2019	PAPILLION SANITATION	1,099.40	N
130826	10/15/2019	PAPIO VALLEY NURSERY INC	893.86	N
130827	10/15/2019	PETTY CASH-PAM BUETHE	492.37	N
130828	10/15/2019	PLAINS EQUIPMENT GROUP	1,006.19	N
130829	10/15/2019	PLUTA, DON	118.50	N
130830	10/15/2019	QUALITY AUTO REPAIR & TOWING	75.00	N
130831	10/15/2019	READY MIXED CONCRETE COMPANY	4,068.73	N
130832	10/15/2019	RED WING BUSINESS ADVANTAGE ACC	150.00	N
130833	10/15/2019	SCARPA, DAN	100.50	N
130834	10/15/2019	SCHLEGEL, JEREMY	100.50	N
130835	10/15/2019	SHEPPARD'S BUSINESS INTERIORS	1,439.08	N
130836	10/15/2019	SIGN-O-VATION, INC.	273.43	N
130837	10/15/2019	SUBURBAN NEWSPAPERS INC	779.83	N
130838	10/15/2019	SUSAN G KOMEN GREAT PLAINS	100.00	N
130839	10/15/2019	TAYLOR CASCADEN	100.50	N
130840	10/15/2019	TED'S MOWER SALES & SERVICE	337.23	N
130841	10/15/2019	THEATRICAL MEDIA SERVICES INC	105.00	N
130842	10/15/2019	TOSHIBA FINANCIAL SERVICES	138.00	N
130843	10/15/2019	TRACTOR SUPPLY CREDIT PLAN	19.99	N
130844	10/15/2019	TRANS UNION RISK AND ALT. DATA S	50.00	N
130845	10/15/2019	TRUCK CENTER COMPANIES	18.40	N
130846	10/15/2019	TURFWERKS	215.87	N
130847	10/15/2019	UHE, ROBERT	100.50	N
130848	10/15/2019	UNITE PRIVATE NETWORKS LLC	3,850.00	N
130849	10/15/2019	UNITED PARCEL SERVICE	22.55	N
130850	10/15/2019	VAL VERDE ANIMAL HOSPITAL INC	443.77	N
130851	10/15/2019	VIERREGGER ELECTRIC COMPANY	758.00	N
130852	10/15/2019	VOIANCE LANGUAGE SERVICES, LLC	8.39	N
130853	10/15/2019	WALKUP WOOD PRODUCTS	190.00	N
130854	10/15/2019	WEMHOFF, ASHLEY	213.50	N
130855	10/15/2019	WESTLAKE HARDWARE INC NE-022	1,256.68	N
130856	10/15/2019	WESTLAKE HARDWARE INC NE-022	55.95	N
130857	10/15/2019	WICK'S STERLING TRUCKS INC	58.22	N
130858	10/15/2019	WOODHOUSE FORD OF OMAHA	694.31	N

TOTAL: 1,100,383.63

User: mgustafson

DB: La Vista

Check #

Check Date

Vendor Name

Amount

Voided

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

User: mgustafson

DB: La Vista

Check #

Check #	Check Date	Vendor Name	Amount	Voided
796(E)	09/04/2019	ELAN FINANCIAL SERVICES	18,907.86	N
804(E)	09/30/2019	ACCESS BANK	3,066.27	N
805(E)	09/30/2019	AMERICAN HERITAGE LIFE INSURANCE	1,396.84	N
806(E)	09/30/2019	BLUE CROSS BLUE SHIELD OF NEBR	107,137.98	N
807(E)	09/30/2019	CATERPILLAR FINANCIAL SVCS CORP	2,693.39	N
808(E)	09/30/2019	CATERPILLAR FINANCIAL SVCS CORP	382.23	N
809(E)	09/30/2019	CCAP AUTO LEASE LTD	449.00	N
810(E)	09/30/2019	DEARBORN NATIONAL LIFE INSURANC	1,147.00	N
811(E)	09/30/2019	DEARBORN NATIONAL LIFE INSURANC	5,308.03	N
812(E)	09/30/2019	ESSENTIAL SCREENS	79.50	N
813(E)	09/30/2019	LINCOLN NATIONAL LIFE INS CO	6,341.86	N
814(E)	09/30/2019	MID-AMERICAN BENEFITS INC	676.00	N
815(E)	09/30/2019	NE DEPT OF REVENUE-SALES TAX	592.10	N
816(E)	09/30/2019	TASC	771.75	N
817(E)	09/30/2019	TASC	3,037.51	N
818(E)	09/30/2019	TASC	0.01	N
819(E)	09/30/2019	TASC	3,037.50	N
820(E)	09/30/2019	TOSHIBA FINANCIAL SERVICES	127.40	N
821(E)	09/30/2019	UNITED HEALTHCARE INSURANCE CO	879.12	N
TOTAL:				156,031.35

APPROVED BY COUNCIL MEMBERS ON: 10/15/2019

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COUNCIL MEMBER

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
OCTOBER 15, 2019 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
CITIZEN ADVISORY REVIEW COMMITTEE — EDP REPORT	RESOLUTION ORDINANCE ◆ RECEIVE/FILE	RITA RAMIREZ ASST. CITY ADMINISTRATOR/ DIR. COMMUNITY SERVICES

**SYNOPSIS**

A public hearing has been scheduled for the Citizen Advisory Review Committee to submit a written report to the Mayor and City Council regarding the City's Economic Development Program. A copy of the report is attached.

**FISCAL IMPACT**

N/A.

**RECOMMENDATION**

Approval.

**BACKGROUND**

Ordinance No. 921 established the City's Economic Development Program and formed the Citizen Advisory Review Committee which is charged with reporting to the Mayor and City Council in a public hearing at least once every six months.

## LA VISTA CITIZEN ADVISORY REVIEW COMMITTEE

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To: Mayor and City Council

Dt: September 12, 2019

Fr: City Advisory Review Committee

Re: Economic Development Program Review

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The Citizen Advisory Review committee is required to report to the Mayor and City Council at least once every six months regarding the Economic Development Program. The following is provided for the Committee's information and generally covers activity for FY18 (the period from October 1, 2017 to September 30, 2018) and FY19 to date.

One application to the Economic Development Program has been received to date. The application was from John Q. Hammons to construct a full service Embassy Suites Hotel and conference center facility, which opened in July of 2008 and a Marriott Courtyard Hotel, which opened in May of 2009. These facilities are located in the Southport West subdivision. The Program provided a construction loan for this project. The City received a balloon loan payment from JQH on May 17, 2018 in the amount of \$16,023,483. Outstanding bonds were paid off on June 20, 2018, closing out this Economic Development Program project. No new applications have been made to the Economic Development Program.

1. The City's assessed valuation for FY2019 was \$1,542,141,658, and the assessed valuation for FY2020 is \$1,651,417,826, which is an increase of 3.02% from 2018. Over the past several years, the growth in the City's valuation has averaged approximately 5.2% annually.

FY2015 Valuation - \$1,269,085,286

FY2016 Valuation - \$1,331,138,549 (up 4.89%)

FY2017 Valuation - \$1,410,681,076 (up 5.97%)

FY2018 Valuation - \$1,496,821,908 (up 6.11%)

FY2018 Valuation - \$1,496,821,908 (up 6.11%)

FY2019 Valuation - \$1,542,141,658 (up 3.02%)

FY2020 Valuation - \$1,651,417,826 (up 7.08%)

2. Sales and use tax revenue has continued to show a substantial increase over the last several years. The City has started to build a sales and use tax reserve for potential future rebates. FY2018 sales tax revenues (earned) were up 12.8% over last year.

FY2010 Sales and Use Tax - \$3,499,187 (up 9.2%)

FY2011 Sales and Use Tax - \$3,741,187 (up 6.9%)

FY2012 Sales and Use Tax - \$4,471,391 (up 19.5%)

FY2013 Sales and Use Tax - \$5,999,367 (up 34.2%)

FY2014 Sales and Use Tax - \$3,212,977 (actually received - \$2.4 million rebate to SON)

FY2015 Sales and Use Tax - \$6,956,421 (up 23.9% over total earned in FY14)

FY2016 Sales and Use Tax - \$8,238,608 (up 18.4%)

FY2017 Sales and Use Tax - \$7,550,882 (actually received - \$1.7 million rebate to SON; earned total up 12.3% over FY16)

FY2018 Sales and Use Tax - \$8,033,943 (actually received - \$2.4 million rebate to SON; earned total up 12.8% over FY17)

FY2019 Sales and Use Tax - \$8,668,314 (October 2018 through August 2019)

3. Building permit valuations are reported in calendar year, not fiscal year. The past several years have remained fairly consistent—up and down somewhat based on various construction projects.

2008 - \$43,487,781 (a decrease from the previous year).

2009 - \$27,316,647

2010 - \$50,312,009 (two large multi-family projects at the end of the year)

2011 - \$34,936,491

2012 - \$28,813,664

2013 - \$31,603,604

2014 - \$48,455,140

2015 - \$53,935,091

2016 - \$27,782,343

2017 - \$43,036,890

2018 - \$45,980,935

2019 - \$29,325,665 (Through August)

Total building permit valuations since 1997 are over \$1.21 billion.

**CITY OF LA VISTA**  
**MAYOR AND CITY COUNCIL REPORT**  
**OCTOBER 15, 2019 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
AMEND ZONING ORDINANCE — SETBACKS FOR PUBLIC FACILITIES	◆ RESOLUTION ◆ ORDINANCE RECEIVE/FILE	CHRIS SOLBERG SENIOR PLANNER

**SYNOPSIS**

A public hearing has been scheduled and an ordinance prepared to amend Sections 5.06 (R-1 Single-Family Residential), 5.07 (R-2 Two-Family Residential), 5.08 (R-3 High Density Residential), 5.09 (R-4 Condominium Residential), and 5.19 (MU-CC Mixed Use City Centre District) of the La Vista Zoning Ordinance to address the building setbacks for publicly owned and operated facilities.

**FISCAL IMPACT**

N/A.

**RECOMMENDATION**

Approval.

**BACKGROUND**

Upon review, staff has concluded that an update to the Zoning Ordinance - Sections 5.06-5.09, and 5.19 (R1-R4, and MU-CC Districts) relating to the building setbacks for publicly owned and operated facilities is warranted. La Vista's current Zoning Ordinance does not directly address the building setbacks for publicly owned and operated facilities in all residential districts. Additionally, a minor verbiage adjustment has been made to the setbacks section of the Mixed Use – City Centre District.

Redline copies of the proposed amendments are attached.

The Planning Commission held a public hearing on September 19, 2019, and unanimously recommended approval of the text amendments to the City Council.

## ORDINANCE NO.

AN ORDINANCE TO AMEND SECTIONS 5.06, 5.07, 5.08, 5.09, AND 5.19 OF ORDINANCE NO. 848 (ZONING ORDINANCE); TO REPEAL SECTIONS 5.06, 5.07, 5.08, 5.09, AND 5.19 OF ORDINANCE NO. 848 AS PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

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

**SECTION 1. Amendment of Section 5.06.** Section 5.06 of the Ordinance No. 848 is hereby amended to read as follows:

### **Section 5.06 R-1 Single-Family Residential.**

**5.06.01 Intent:** The Single-Family Residential District is intended to permit low to medium-density residential developments to accommodate residential and compatible uses.

**5.06.02 Permitted Uses:**

- 5.06.02.01 Single family dwellings.
- 5.06.02.02 Public and private schools.
- 5.06.02.03 Public Services.
- 5.06.02.04 Publicly owned and operated facilities.
- 5.06.02.05 *Child Care Home, as per Section 7.10. (Ordinance No. 880, 11-19-02)*
- 5.06.02.06 *Group Care Home (Ordinance No. 1118, 4-6-10)*

**5.06.03**

**Permitted Conditional Uses:**

- 5.06.03.01 Public and private recreation areas as, country clubs, golf courses, lakes, common areas and swimming pools.
- 5.06.03.02 Churches, temples, seminaries, convents, including residences for teachers and pastors.
- 5.06.03.03 Public utility main transmission lines including substations, distribution centers, regulator stations, pumping stations, storage, equipment buildings, garages, towers, or similar public service uses.
- 5.06.03.04 Home Occupations, as per Section 7.10.
- 5.06.03.05 Child Care Center.

**5.06.04 Permitted Accessory Uses:**

- 5.06.04.01 Buildings and uses customarily incidental to the permitted uses.
- 5.06.04.02 Decks, elevated patios either attached or detached.
- 5.06.04.03 Private swimming pool, tennis court, and other recreational facilities in conjunction with a residence.
- 5.06.04.04 Parking for permitted uses as per Section 7.05 through 7.09.
- 5.06.04.05 Signs allowed in Section 7.01 through 7.04.
- 5.06.04.06 Temporary buildings incidental to construction work where such building or structures are removed upon completion of work.
- 5.06.04.07 Landscaping as required by Section 7.17.

**5.06.05 Height and Lot Requirements:**

5.06.05.01 The height and minimum lot requirements shall be as follows:

Uses	Lot Area (SF)	Lot Width	Front Yard	Side Yard	Rear Yard	Max. Height	Max. Building Coverage
Single-family Dwelling (existing development) <sup>4,2</sup>	5,000	60'	30'	5'	30'	35'	35%
Single-family Dwelling (future development) <sup>3,2</sup>	7,000	70'	30'	10'	30'	35'	40%
Other Permitted Uses	8,000	75'	25'	25'	25'	35'	25%
Other Conditional Uses	8,000	75'	25'	25'	25'	45'	25%
Publicly owned and operated facilities <sup>5</sup>	-	-	-	-	-	-	-
Accessory Buildings	-	-	50'	5'	5'	17'	10% <sup>1</sup>

<sup>1</sup> Provided total area of accessory structures for single family does not exceed 700 sq. ft. and the total lot coverage of all buildings and accessory structure does not exceed 50%

<sup>2</sup> On Corner Lots the following criteria apply to setbacks. In existing developed areas, the Street Side Yard setback may conform to existing setbacks of existing structures along that street. In new developments, the Street Side Yard setback shall be equal to the Front Yard setback.

<sup>3</sup> Future development shall be defined as all new subdivisions created after the adoption of Ordinance No. 848 on November 20, 2001.

<sup>4</sup> Existing development shall be defined as existing prior to the adoption of this regulation and shall not include any replatting or lot splits done after the date of original adoption.

<sup>5</sup> Publicly owned and operated facilities are exempt from requirements of this subsection 5.06.05.

**SECTION 2. Amendment of Section 5.07.** Section 5.07 of the Ordinance No. 848 is hereby amended to read as follows:

**Section 5.07 R-2 Two-Family Residential**

**5.07.01 Intent:** The purpose of this district is to permit single-family density residential with an increase of density to include duplexes and similar residential development in areas providing all public facilities and supporting facilities to maintain a sound and pleasant environment for the inhabitants.

**5.07.02 Permitted Uses:**

- 5.07.02.01 Single family detached dwellings.
- 5.07.02.02 Single family attached.
- 5.07.02.03 Two-family, duplex, dwellings.
- 5.07.02.04 Public and private schools.
- 5.07.02.05 Publicly owned and operated facilities.
- 5.07.02.06 Public Services.
- 5.07.02.07 *Child Care Home, as per Section 7.10. (Ordinance No. 880, 11-19-02)*
- 5.07.02.08 *Group Care Home (Ordinance No. 1118, 4-6-10)*

**5.07.03 Permitted Conditional Uses:**

- 5.07.03.01 Bed and Breakfasts.
  - 1. Guest rooms shall be within the principal residential building only and not within an accessory building.
  - 2. Each room that is designated for guest occupancy must be provided with a smoke detector which is kept in good working order.
- 5.07.03.02 Churches, temples, seminaries, and convents including residences for teachers and pastors.
- 5.07.03.03 *Nursing care and rehabilitation facilities, or assisted living facilities (Ordinance No. 1118, 4-6-10)*
- 5.07.03.04 Public utility substations, distribution centers, regulator stations, pumping stations, storage, equipment buildings, garages, towers, or similar uses.
- 5.07.03.05 Home Occupations as per Section 7.10.
- 5.07.03.06 Child Care Center.

**5.07.04 Permitted Accessory Uses:**

- 5.07.04.01 Buildings and uses customarily incidental to the permitted uses.
- 5.07.04.02 Decks, elevated patios either attached or detached.
- 5.07.04.03 Temporary buildings incidental to construction work where such buildings or structures are removed upon completion of work.
- 5.07.04.04 Signs as provided for in Section 7.01 through 7.04.
- 5.07.04.05 Parking as provided for in Section 7.05 through 7.09.
- 5.07.04.06 Private swimming pool, tennis court, and other recreational facilities in conjunction with a residence.
- 5.07.04.07 Landscaping as required by Section 7.17.

**5.07.05 Height and Lot Requirements:**

The height and minimum lot requirements shall be follows:							
	Lot Area (SF)	Lot Width	Front Yard	Side Yard <sup>3</sup>	Rear Yard	Max. Height	Max. Building Coverage
<i>Single-family Dwelling (existing development)<sup>5</sup></i> <sup>2</sup>	5,000	50'	30'	5'	30'	35'	35%
<i>Single-family Dwelling (future development)<sup>4</sup></i> <sup>2</sup>	7,000	70'	30'	10'	30'	35'	40%
<i>Two-family Dwelling<sup>2</sup></i>	10,000	100'	30'	10'	30'	35'	40%
Single-family attached	4,500 per unit	50' per unit	30'	10'	30'	35'	40%
<i>Other Permitted Uses</i>	8,000	75'	30'	10'	30'	35'	30%
<i>Other Conditional Uses</i>	8,000	75'	30'	10'	30'	45'	30%
<i>Publicly owned and operated facilities<sup>6</sup></i>	-	-	-	-	-	-	-
<i>Accessory Buildings</i>	-	-	50'	5'	5'	17'	10% <sup>1</sup>

<sup>1</sup> Provided total area of accessory structures for single family does not exceed 700 sq. ft. and the total lot coverage of all buildings and accessory structure does not exceed 50%.

<sup>2</sup> On Corner Lots the following criteria apply to setbacks. In existing developed areas, the Street Side Yard setback may conform to existing setbacks of existing structures along that street. In new developments, the Street Side Yard setback shall be equal to the Front Yard setback.

<sup>3</sup> The side yard along the common wall shall be 0 feet. The common wall shall be along the adjoining lot line.

<sup>4</sup> Future development shall be defined as all new subdivisions created after the adoption of Ordinance No. 848 on November 20, 2001.

<sup>5</sup> Existing development shall be defined as existing prior to the adoption of Ordinance No. 848 and shall not include any replatting or lot splits done after the adoption of Ordinance No. 848 on November 20, 2001.

**(Ordinance No. 895, 2-04-03) (Ordinance No. 968, 11-15-05)**

<sup>6</sup> Publicly owned and operated facilities are exempt from requirements of this subsection 5.07.05.

**SECTION 3. Amendment of Section 5.08.** Section 5.08 of the Ordinance No. 848 is hereby amended to read as follows:

**Section 5.08 R-3 High Density Residential**

**5.08.01 Intent:** The purpose of this district is to permit high density residential in areas providing all public facilities and supporting facilities to maintain a sound and pleasant environment for the inhabitants.

**5.08.02 Permitted Uses:**

- 5.08.02.01 Townhouses and Condominiums.
- 5.08.02.02 Public and private schools.
- 5.08.02.03 Publicly owned and operated facilities.
- 5.08.02.04 Public Services.
- 5.08.02.05 *Child Care Home, as per Section 7.10. (Ordinance No. 880, 11-19-02)*
- 5.08.02.06 *Group Care Home (Ordinance No. 1118, 4-6-10)*
- 5.08.02.07 *Multiple family dwellings constructed prior to November 20, 2001 (Ordinance No. 1132, 12-7-10)*

**5.08.03 Permitted Conditional Uses:**

- 5.08.03.01 *Multiple family dwellings constructed after November 20, 2001.*
- 5.08.03.02 *Bed and Breakfast.*
  - 1. Guest rooms shall be within the principal residential building only and not within an accessory building.
  - 2. Each room that is designated for guest occupancy must be provided with a smoke detector which is kept in good working order.
- 5.08.03.03 *Public utility substations, distribution centers, regulator stations, pumping stations, storage, equipment buildings, garages, towers, or similar uses.*
- 5.08.03.04 *Home Occupations, as per Section 7.10.*
- 5.08.03.05 *Child Care Center.*
- 5.08.03.06 *Charitable clubs and organizations.*
- 5.08.03.07 *Nursing care and rehabilitation facilities, and assisted living facilities (Ordinance No. 1118, 4-6-10)*
- 5.08.03.08 *Congregate housing, senior apartments (age restricted to 55+ years old), or continuing care retirement community. (Ordinance No. 1118, 4-6-10)*

**5.08.04 Permitted Accessory Uses:**

- 5.08.04.01 *Buildings and uses customarily incidental to the permitted uses.*
- 5.08.04.02 *Decks, elevated patios either attached or detached.*
- 5.08.04.03 *Temporary buildings incidental to construction work where such buildings or structures are removed upon completion of work.*
- 5.08.04.04 *Signs as provided for in Section 7.01 through 7.04.*
- 5.08.04.05 *Parking as provided for in Section 7.05 through 7.09.*
- 5.08.04.06 *Private swimming pool, tennis court, and other recreational facilities in conjunction with a residence.*
- 5.08.04.07 *Landscaping as required by Section 7.17.*

**5.08.05 Height and Lot Requirements:**

5.08.05.01 The height and minimum lot requirements shall be follows:

Uses	Lot Area (SF)	Lot Width	Front Yard	Side Yard	Rear Yard	Max. Height	Max. Building Coverage
Townhouses/Condominiums <sup>4</sup>	2,500 per unit	25' per unit	30'	10' <sup>5</sup>	30'	35'	40%
Multi-family Dwelling <sup>3</sup>	2,250 per unit	100'	30'	( <sup>1</sup> )	30'	45' <sup>1</sup>	40%
<i>Other Permitted Uses</i>	8,500	75'	30'	10'	30'	35'	30%
Other Conditional Uses	8,500	75'	30'	10'	30'	45'	30%
<i>Publicly owned and operated facilities<sup>6</sup></i>	-	-	-	-	-	-	-
Accessory Buildings	-	-	50'	5'	5'	17'	10% <sup>2</sup>

<sup>1</sup> For Multi-Family units the side yard shall be 10 feet if it is a 3-story structure, and 5 feet additional side yard on each side shall be provided for each story in excess of 3 stories.

<sup>2</sup> Provided total area of accessory structures for single family does not exceed 700 sq. ft. and the total lot coverage of all buildings and accessory structure does not exceed 50%

<sup>3</sup> On Corner Lots the following criteria apply to setbacks. In existing developed areas, the Street Side Yard setback may conform to existing setbacks of existing structures along that street. In new developments, the Street Side Yard setback shall be equal to the Front Yard setback.

<sup>4</sup> This applies to Condominiums and Townhouses where there are three (3) more units connected and where there is a minimum of two (2) common walls; otherwise the criteria for single-family attached or two-family dwelling shall apply depending upon the appropriate condition.

<sup>5</sup> Where there are three (3) or more units connected the side yard at the ends shall meet this criteria otherwise the side yard setback shall zero (0) at common walls.

<sup>6</sup> Publicly owned and operated facilities are exempt from requirements of this subsection 5.08.05.

**SECTION 4. Amendment of Section 5.09.** Section 5.09 of the Ordinance No. 848 is hereby amended to read as follows:

**Section 5.09 R-4 Condominium Residential**

**5.09.01 Intent:** The purpose of this district is to permit high density residential, including condominium dwellings, in areas providing all public facilities and supporting facilities to maintain a sound and pleasant environment for the inhabitants.

**5.09.02 Permitted Uses:**

- 5.09.02.01 Townhouses and Condominium dwellings.
- 5.09.02.02 Public and private schools.
- 5.09.02.03 Publicly owned and operated facilities.
- 5.09.02.04 *Child Care Home, as per Section 7.10. (Ordinance No. 880, 11-19-02)*
- 5.09.02.05 *Multiple family dwellings constructed prior to November 20, 2001. (Ordinance No. 1132, 12-07-10)*

**5.09.03 Permitted Conditional Uses:**

- 5.09.03.01 *Multiple family dwellings constructed after November 20, 2001.*
- 5.09.03.02 Bed and Breakfast.
  - 1. Guest rooms shall be within the principal residential building only and not within an accessory building.
  - 2. Each room that is designated for guest occupancy must be provided with a smoke detector which is kept in good working order.
- 5.09.03.03 Churches, temples, seminaries, and convents including residences for teachers and pastors.
- 5.09.03.04 Public utility substations, distribution centers, regulator stations, pumping stations, storage, equipment buildings, garages, towers, or similar uses.
- 5.09.03.05 Home Occupations, as per Section 7.10.
- 5.09.03.06 Child Care Center.
- 5.09.03.07 Charitable clubs and organizations.
- 5.09.03.08 *Nursing care and rehabilitation facilities, and assisted living facilities (Ordinance No. 1118, 4-6-10)*

**5.09.04 Permitted Accessory Uses:**

- 5.09.04.01 Buildings and uses customarily incidental to the permitted uses.
- 5.09.04.02 Decks, elevated patios either attached or detached.
- 5.09.04.03 Temporary buildings incidental to construction work where such buildings or structures are removed upon completion of work.
- 5.09.04.04 Signs as provided for in Section 7.01 through 7.04.
- 5.09.04.05 Parking as provided for in Section 7.05 through 7.09.
- 5.09.04.06 Private swimming pool, tennis court, and other recreational facilities in conjunction with a residence.
- 5.09.04.07 Landscaping as required by Section 7.17.

**5.09.05 Height and Lot Requirements:**

5.09.05.01 The height and minimum lot requirements shall be follows:

Uses	Lot Area (SF)	Lot Width	Front Yard	Side Yard	Rear Yard	Max. Height	Max. Building Coverage
Townhouses/Condominiums <sup>4</sup>	2,500 per unit	25' per unit	30'	10' <sup>5</sup>	30'	35'	40%
Multi-family Dwelling <sup>3</sup>	2,250 per unit	100'	30'	(1)	30'	45' <sup>1</sup>	40%
Other Permitted Uses	8,500	75'	30'	10'	30'	35'	30%
Other Conditional Uses	8,500	75'	30'	10'	30'	45'	30%
Publicly owned and operated facilities <sup>6</sup>	-	-	-	-	-	-	-
Accessory Buildings	-	-	50'	8'	10'	17'	10% <sup>2</sup>

<sup>1</sup> For Multi-Family units the side yard shall be 10 feet if it is a 3-story structure, and 5 feet additional side yard on each side shall be provided for each story in excess of 3 stories.

<sup>2</sup> Provided total area of accessory structures for single family does not exceed 700 sq. ft. and the total lot coverage of all buildings and accessory structure does not exceed 50%

<sup>3</sup> On Corner Lots the following criteria apply to setbacks. In existing developed areas, the Street Side Yard setback may conform to existing setbacks of existing structures along that street. In new developments, the Street Side Yard setback shall be equal to the Front Yard setback.

<sup>4</sup> This applies to Condominiums and Townhouses where there are three (3) or more units connected and where there is a minimum of two (2) common walls; otherwise the criteria for single-family attached or two-family dwelling shall apply depending upon the appropriate condition.

<sup>5</sup> Where there are three (3) or more units connected the side yard at the ends shall meet these criteria otherwise the side yard setback shall zero (0) at common walls. (*Ordinance No. 881, 11-19-02*)

<sup>6</sup> Publicly owned and operated facilities are exempt from requirements of this subsection 5.09.05.

**SECTION 5. Amendment of Section 5.19.** Section 5.19 of the Ordinance No. 848 is hereby amended to read as follows:

**Section 5.19 MU-CC Mixed Use City Centre District**

**5.19.01 Intent:** The intent of the Mixed Use Town Centre District (MU-CC) is to:

1. Accommodate mixed use buildings with neighborhood-serving retail, service, and other uses on the ground floor and residential units and office uses above the ground floor;
2. Buildings can be solely residential provided they are designed in a building-forward environment, with buildings at the street edge or having only shallow front setbacks.
3. Encourage development that exhibits the physical design characteristics of pedestrian-oriented, storefront-style shopping streets; and
4. Promote the health and well-being of residents by encouraging physical activity, alternative transportation, and greater social interaction.

**5.19.02 Permitted Uses:**

Uses are allowed in “MU-CC” zoning districts in accordance with the use table of this section.

**Uses Allowed in the MU-CC Zoning District**

Use Category (Specific Use Type)	MU-CC District
<b>Residential:</b>	
Artist Live/Work Space located above the ground floor	P
Artist Live/Work Space, ground floor	P
Bed & breakfasts	P
Townhouses/condominiums	P
Multi-Family, above ground floor	P
Multi-Family, ground floor	C
Senior living: nursing care, rehab facility & assisted living facility	C
<b>Public and Civic:</b>	
Meeting hall	C
Museum	P
Publicly owned and operated facilities	P
Public services	P
Recreation areas/parks (public)	P
Social club/fraternal organizations	C
Parking Structures or Lots	P
<b>Commercial:</b>	
Antique store	P
Apparel shop	P
Art gallery	P
Attorneys	P
Automated Teller Machines	C
Bakery shop (retail)	P
Banks	P
Barber and beauty shop	P
Bicycle shop	P
Book store, not including uses defined in Adult Establishment.	P
Brew pubs	P
Brew-on premises store	P
Business or trade school	C
Business services	P
Camera store	P
Charitable organizations	C
Child care (center)	P
Coffee kiosks	P

Communication services	C
Computer store	P
Confectionery	P
Credit services	P
Dairy product sales	P
Dance studio	P
Dental office	P
Department store	P
Drug store	P
Dry cleaning & laundry pickup	P
Event center	C
Exercise, fitness & tanning spa	P
Finance/investment services	P
Fireworks stands	T
Floral shop	P
Food sales (general)	P
Food sales (limited)	P
Furniture store or showroom	P
Gift shop	P
Gunsmith	C
Hardware store	P
Health club or recreation facility, not including uses defined in Adult Establishment.	C
Hobby, craft store	P
Home occupations	C
Hotels, including restaurants, convention and meeting facilities and other related uses, not including uses defined in Adult Establishment.	P
Insurance	P
Jewelry store	P
Liquor store	P
Locksmith	P
Mail order services	C
Meat market, retail	C
Medical office	P
Micro-breweries, connected to restaurant	P
Music retail store	P
Music studio	P
Newsstands	P
Office	P
Open-air farmers markets	P
Outdoor display of merchandise	P
Paint store	P
Pet health services	P
Pet shop	C
Photographer	P
Picture framing shop	P
Pinball or video games business	C
Produce stands	P
Real estate offices	P
Recreational establishments	C
Restaurants, café, and fast food	P
Second hand stores	C
Security brokers	P
Shoe store	P
Sporting goods	P

Stamp and coin stores	P
Tailors and dressmakers	P
Tanning salon	P
Tavern and cocktail lounge, not including uses defined in Adult Establishment.	P
Theater, indoor, not including uses defined in Adult Establishment.	P
Title abstracting	P
Toy store	P
Travel agencies	P
Video store, not including uses defined in Adult Establishment.	P

#### **Industrial:**

Manufacturing: Artisan (Limited) (hand tools only: e.g., jewelry or ceramics)	C
--	---

#### **Other:**

Temporary structures (events)	T
Temporary structures (construction)	T

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P = permitted by right; C = conditional use; T = temporary

### **5.19.03 Permitted Accessory Uses**

- 5.19.03.01 Buildings and uses customarily incidental to the permitted uses.
- 5.19.03.02 Urban residential storage as an accessory to a primary residential use.
- 5.19.03.03 Parking as permitted in Section 7.05 through 7.09.
- 5.19.03.04 Signs allowed in Section 7.01 through 7.04.
- 5.19.03.05 Landscaping as required by Section 7.17.

### **5.19.04 Setbacks**

1. The entire building façade must abut front and street side property lines or be located within 10 feet of such property lines.
2. No rear setback shall be required, except where the rear lot line is contiguous to a residential use, in which case the following standards shall apply:
  - a. There shall be a minimum rear setback of twenty (25) feet the full width of the lot;
3. No interior side setbacks are required in the MU-CC district, except when MU-CC zoned property abuts a residential use, in which case the minimum side setback required in the MU-CC district shall be the same as required for a residential use on the abutting residentially-zoned lot.

### **5.19.05 Building Height**

The maximum building height shall be 90 feet.

### **5.19.06 Off-Street Parking**

1. No off-street parking is required in the MU-CC district.
2. If off-street parking is utilized, it shall comply with Sections 7.08-7.09 of this ordinance.
3. All parking spaces shall be paved with asphalt, concrete or other approved hard surface.
4. The use of shared parking is encouraged.
5. Off-street parking spaces should be located to the rear of the main façade of the principal building or otherwise screened to satisfy the screening requirements of the district design standards.

### **5.19.10 Circulation and Connectivity**

Uses shall be integrated with the surrounding community, easily accessible, and have a good internal circulation system for a variety of travel options.

1. Internal walk connections are required between buildings, and from buildings to all on site facilities, such as parking areas, bicycle facilities, and open space.
2. External walk connections are required to provide direct access from all buildings on the site to existing or planned sidewalks, adjacent multi-use trails, parks, and greenways.

SECTION 6. Repeal of Sections 5.06, 5.07, 5.08, 5.09, and 5.19 as Previously Enacted.  
Sections 5.06, 5.07, 5.08, 5.09, and 5.19 of Ordinance No. 848 as previously enacted is hereby repealed.

SECTION 7. Severability Clause. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional or invalid, such unconstitutionality or invalidity shall not affect the validity of the remaining portions of this ordinance. The Mayor and City Council of the City of La Vista hereby declare that it would have passed this ordinance and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or invalid.

SECTION 8. Effective Date. This ordinance shall be in full force and effect from and after passage, approval and publication as provided by law.

SECTION 9. This ordinance shall be published in pamphlet form and take effect as provided by law.

PASSED AND APPROVED THIS 15TH DAY OF OCTOBER 2019.

CITY OF LA VISTA

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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk

**Section 5.06 R-1 Single-Family Residential.**

**5.06.01 Intent:** The Single-Family Residential District is intended to permit low to medium-density residential developments to accommodate residential and compatible uses.

**5.06.02 Permitted Uses:**

- 5.06.02.01 Single family dwellings.
- 5.06.02.02 Public and private schools.
- 5.06.02.03 Public Services.
- 5.06.02.04 Publicly owned and operated facilities.
- 5.06.02.05 *Child Care Home, as per Section 7.10. (Ordinance No. 880, 11-19-02)*
- 5.06.02.06 *Group Care Home (Ordinance No. 1118, 4-6-10)*

**5.06.03****Permitted Conditional Uses:**

- 5.06.03.01 Public and private recreation areas as, country clubs, golf courses, lakes, common areas and swimming pools.
- 5.06.03.02 Churches, temples, seminaries, convents, including residences for teachers and pastors.
- 5.06.03.03 Public utility main transmission lines including substations, distribution centers, regulator stations, pumping stations, storage, equipment buildings, garages, towers, or similar public service uses.
- 5.06.03.04 Home Occupations, as per Section 7.10.
- 5.06.03.05 Child Care Center.

**5.06.04 Permitted Accessory Uses:**

- 5.06.04.01 Buildings and uses customarily incidental to the permitted uses.
- 5.06.04.02 Decks, elevated patios either attached or detached.
- 5.06.04.03 Private swimming pool, tennis court, and other recreational facilities in conjunction with a residence.
- 5.06.04.04 Parking for permitted uses as per Section 7.05 through 7.09.
- 5.06.04.05 Signs allowed in Section 7.01 through 7.04.
- 5.06.04.06 Temporary buildings incidental to construction work where such building or structures are removed upon completion of work.
- 5.06.04.07 Landscaping as required by Section 7.17.

**5.06.05 Height and Lot Requirements:**

5.06.05.01 The height and minimum lot requirements shall be as follows:

Uses	Lot Area (SF)	Lot Width	Front Yard	Side Yard	Rear Yard	Max. Height	Max. Building Coverage
Single-family Dwelling (existing development) <sup>4</sup> <sup>2</sup>	5,000	60'	30'	5'	30'	35'	35%
Single-family Dwelling (future development) <sup>3</sup> <sup>2</sup>	7,000	70'	30'	10'	30'	35'	40%
<i>Other Permitted Uses</i>	8,000	75'	25'	25'	25'	35'	25%
Other Conditional Uses	8,000	75'	25'	25'	25'	45'	25%
<u><i>Publicly owned and operated facilities</i></u> <sup>5</sup>	-	-	-	-	-	-	-
Accessory Buildings	-	-	50'	5'	5'	17'	10% <sup>1</sup>

<sup>1</sup> Provided total area of accessory structures for single family does not exceed 700 sq. ft. and the total lot coverage of all buildings and accessory structure does not exceed 50%

<sup>2</sup> On Corner Lots the following criteria apply to setbacks. In existing developed areas, the Street Side Yard setback may conform to existing setbacks of existing structures along that street. In new developments, the Street Side Yard setback shall be equal to the Front Yard setback.

<sup>3</sup> Future development shall be defined as all new subdivisions created after *the adoption of Ordinance No. 848 on November 20, 2001*.

<sup>4</sup> Existing development shall be defined as existing prior to the adoption of this regulation and shall not include any replatting or lot splits done after the date of original adoption.

<sup>5</sup> *Publicly owned and operated facilities are exempt from requirements of this subsection 5.06.05.*

## **Section 5.07 R-2 Two-Family Residential**

**5.07.01 Intent:** The purpose of this district is to permit single-family density residential with an increase of density to include duplexes and similar residential development in areas providing all public facilities and supporting facilities to maintain a sound and pleasant environment for the inhabitants.

### **5.07.02 Permitted Uses:**

- 5.07.02.01 Single family detached dwellings.
- 5.07.02.02 Single family attached.
- 5.07.02.03 Two-family, duplex, dwellings.
- 5.07.02.04 Public and private schools.
- 5.07.02.05 Publicly owned and operated facilities.
- 5.07.02.06 Public Services.
- 5.07.02.07 *Child Care Home, as per Section 7.10. (Ordinance No. 880, 11-19-02)*
- 5.07.02.08 *Group Care Home (Ordinance No. 1118, 4-6-10)*

### **5.07.03 Permitted Conditional Uses:**

- 5.07.03.01 Bed and Breakfasts.
  - 1. Guest rooms shall be within the principal residential building only and not within an accessory building.
  - 2. Each room that is designated for guest occupancy must be provided with a smoke detector which is kept in good working order.
- 5.07.03.02 Churches, temples, seminaries, and convents including residences for teachers and pastors.
- 5.07.03.03 *Nursing care and rehabilitation facilities, or assisted living facilities (Ordinance No. 1118, 4-6-10)*
- 5.07.03.04 Public utility substations, distribution centers, regulator stations, pumping stations, storage, equipment buildings, garages, towers, or similar uses.
- 5.07.03.05 Home Occupations as per Section 7.10.
- 5.07.03.06 Child Care Center.

### **5.07.04 Permitted Accessory Uses:**

- 5.07.04.01 Buildings and uses customarily incidental to the permitted uses.
- 5.07.04.02 Decks, elevated patios either attached or detached.
- 5.07.04.03 Temporary buildings incidental to construction work where such buildings or structures are removed upon completion of work.
- 5.07.04.04 Signs as provided for in Section 7.01 through 7.04.
- 5.07.04.05 Parking as provided for in Section 7.05 through 7.09.
- 5.07.04.06 Private swimming pool, tennis court, and other recreational facilities in conjunction with a residence.
- 5.07.04.07 Landscaping as required by Section 7.17.

### **5.07.05 Height and Lot Requirements:**

5.07.05.01 The height and minimum lot requirements shall be follows:

	Lot Area (SF)	Lot Width	Front Yard	Side Yard <sup>3</sup>	Rear Yard	Max. Height	Max. Building Coverage
<i>Single-family Dwelling (existing development)<sup>2</sup></i>	5,000	50'	30'	5'	30'	35'	35%
<i>Single-family Dwelling (future development)<sup>4</sup></i>	7,000	70'	30'	10'	30'	35'	40%
<i>Two-family Dwelling<sup>2</sup></i>	10,000	100'	30'	10'	30'	35'	40%
Single-family attached	4,500 per unit	50' per unit	30'	10'	30'	35'	40%
<i>Other Permitted Uses</i>	8,000	75'	30'	10'	30'	35'	30%
<i>Other Conditional Uses</i>	8,000	75'	30'	10'	30'	45'	30%
<i>Publicly owned and operated facilities<sup>6</sup></i>	-	-	-	-	-	-	-
Accessory Buildings	-	-	50'	5'	5'	17'	10% <sup>1</sup>

<sup>1</sup> Provided total area of accessory structures for single family does not exceed 700 sq. ft. and the total lot coverage of all buildings and accessory structure does not exceed 50%.

<sup>2</sup> On Corner Lots the following criteria apply to setbacks. In existing developed areas, the Street Side Yard setback may conform to existing setbacks of existing structures along that street. In new developments, the Street Side Yard setback shall be equal to the Front Yard setback.

<sup>3</sup> The side yard along the common wall shall be 0 feet. The common wall shall be along the adjoining lot line.

<sup>4</sup> Future development shall be defined as all new subdivisions created after the adoption of Ordinance No. 848 on November 20, 2001.

<sup>5</sup> Existing development shall be defined as existing prior to the adoption of Ordinance No. 848 and shall not include any replatting or lot splits done after the adoption of Ordinance No. 848 on November 20, 2001.

**(Ordinance No. 895, 2-04-03) (Ordinance No. 968, 11-15-05)**

<sup>6</sup> Publicly owned and operated facilities are exempt from requirements of this subsection 5.07.05.

## **Section 5.08 R-3 High Density Residential**

**5.08.01 Intent:** The purpose of this district is to permit high density residential in areas providing all public facilities and supporting facilities to maintain a sound and pleasant environment for the inhabitants.

### **5.08.02 Permitted Uses:**

- 5.08.02.01 Townhouses and Condominiums.
- 5.08.02.02 Public and private schools.
- 5.08.02.03 Publicly owned and operated facilities.
- 5.08.02.04 Public Services.
- 5.08.02.05 *Child Care Home, as per Section 7.10. (Ordinance No. 880, 11-19-02)*
- 5.08.02.06 *Group Care Home (Ordinance No. 1118, 4-6-10)*
- 5.08.02.07 *Multiple family dwellings constructed prior to November 20, 2001 (Ordinance No. 1132, 12-7-10)*

### **5.08.03 Permitted Conditional Uses:**

- 5.08.03.01 Multiple family dwellings *constructed after November 20, 2001.*
- 5.08.03.02
  - 1. Guest rooms shall be within the principal residential building only and not within an accessory building.
  - 2. Each room that is designated for guest occupancy must be provided with a smoke detector which is kept in good working order.
- 5.08.03.03 Public utility substations, distribution centers, regulator stations, pumping *stations*, storage, equipment buildings, garages, towers, or similar uses.
- 5.08.03.04 Home Occupations, as per Section 7.10.
- 5.08.03.05 Child Care Center.
- 5.08.03.06 Charitable clubs and organizations.
- 5.08.03.07 *Nursing care and rehabilitation facilities, and assisted living facilities (Ordinance No. 1118, 4-6-10)*
- 5.08.03.08 *Congregate housing, senior apartments (age restricted to 55+ years old), or continuing care retirement community. (Ordinance No. 1118, 4-6-10)*

### **5.08.04 Permitted Accessory Uses:**

- 5.08.04.01 Buildings and uses customarily incidental to the permitted uses.
- 5.08.04.02 Decks, elevated patios either attached or detached.
- 5.08.04.03 Temporary buildings incidental to construction work where such buildings or structures are removed upon completion of work.
- 5.08.04.04 Signs as provided for in Section 7.01 through 7.04.
- 5.08.04.05 Parking as provided for in Section 7.05 through 7.09.
- 5.08.04.06 Private swimming pool, tennis court, and other recreational facilities in conjunction with a residence.
- 5.08.04.07 Landscaping as required by Section 7.17.

### **5.08.05 Height and Lot Requirements:**

5.08.05.01 The height and minimum lot requirements shall be follows:

Uses	Lot Area (SF)	Lot Width	Front Yard	Side Yard	Rear Yard	Max. Height	Max. Building Coverage
Townhouses/Condominiums <sup>4</sup>	2,500 per unit	25' per unit	30'	10 <sup>5</sup>	30'	35'	40%
Multi-family Dwelling <sup>3</sup>	2,250 per unit	100'	30'	( <sup>1</sup> )	30'	45 <sup>1</sup>	40%
Other Permitted Uses	8,500	75'	30'	10'	30'	35'	30%
Other Conditional Uses	8,500	75'	30'	10'	30'	45'	30%
<i>Publicly owned and operated facilities<sup>6</sup></i>	-	-	-	-	-	-	-
Accessory Buildings	-	-	50'	5'	5'	17'	10% <sup>2</sup>

<sup>1</sup> For Multi-Family units the side yard shall be 10 feet if it is a 3-story structure, and 5 feet additional side yard on each side shall be provided for each story in excess of 3 stories.

<sup>2</sup> Provided total area of accessory structures for single family does not exceed 700 sq. ft. and the total lot coverage of all buildings and accessory structure does not exceed 50%

<sup>3</sup> On Corner Lots the following criteria apply to setbacks. In existing developed areas, the Street Side Yard setback may conform to existing setbacks of existing structures along that street. In new developments, the Street Side Yard setback shall be equal to the Front Yard setback.

<sup>4</sup> This applies to Condominiums and Townhouses where there are three (3) more units connected and where there is a minimum of two (2) common walls; otherwise the criteria for single-family attached or two-family dwelling shall apply depending upon the appropriate condition.

<sup>5</sup> Where there are three (3) or more units connected the side yard at the ends shall meet this criteria otherwise the side yard setback shall zero (0) at common walls.

<sup>6</sup> *Publicly owned and operated facilities are exempt from requirements of this subsection 5.08.05.*

## **Section 5.09 R-4 Condominium Residential**

**5.09.01 Intent:** The purpose of this district is to permit high density residential, including condominium dwellings, in areas providing all public facilities and supporting facilities to maintain a sound and pleasant environment for the inhabitants.

### **5.09.02 Permitted Uses:**

- 5.09.02.01 Townhouses and Condominium dwellings.
- 5.09.02.02 Public and private schools.
- 5.09.02.03 Publicly owned and operated facilities.
- 5.09.02.04 *Child Care Home, as per Section 7.10. (Ordinance No. 880, 11-19-02)*
- 5.09.02.05 *Multiple family dwellings constructed prior to November 20, 2001. (Ordinance No. 1132, 12-07-10)*

### **5.09.03 Permitted Conditional Uses:**

- 5.09.03.01 Multiple family dwellings *constructed after November 20, 2001.*
- 5.09.03.02 Bed and Breakfast.
  - 1. Guest rooms shall be within the principal residential building only and not within an accessory building.
  - 2. Each room that is designated for guest occupancy must be provided with a smoke detector which is kept in good working order.
- 5.09.03.03 Churches, temples, seminaries, and convents including residences for teachers and pastors.
- 5.09.03.04 Public utility substations, distribution centers, regulator stations, pumping *stations*, storage, equipment buildings, garages, towers, or similar uses.
- 5.09.03.05 Home Occupations, as per Section 7.10.
- 5.09.03.06 Child Care Center.
- 5.09.03.07 Charitable clubs and organizations.
- 5.09.03.08 *Nursing care and rehabilitation facilities, and assisted living facilities (Ordinance No. 1118, 4-6-10)*

### **5.09.04 Permitted Accessory Uses:**

- 5.09.04.01 Buildings and uses customarily incidental to the permitted uses.
- 5.09.04.02 Decks, elevated patios either attached or detached.
- 5.09.04.03 Temporary buildings incidental to construction work where such buildings or structures are removed upon completion of work.
- 5.09.04.04 Signs as provided for in Section 7.01 through 7.04.
- 5.09.04.05 Parking as provided for in Section 7.05 through 7.09.
- 5.09.04.06 Private swimming pool, tennis court, and other recreational facilities in conjunction with a residence.
- 5.09.04.07 Landscaping as required by Section 7.17.

### **5.09.05 Height and Lot Requirements:**

5.09.05.01 The height and minimum lot requirements shall be follows:

Uses	Lot Area (SF)	Lot Width	Front Yard	Side Yard	Rear Yard	Max. Height	Max. Building Coverage
Townhouses/Condominiums <sup>4</sup>	2,500 per unit	25' per unit	30'	10' <sup>5</sup>	30'	35'	40%
Multi-family Dwelling <sup>3</sup>	2,250 per unit	100'	30'	( <sup>1</sup> )	30'	45' <sup>1</sup>	40%
Other Permitted Uses	8,500	75'	30'	10'	30'	35'	30%
Other Conditional Uses	8,500	75'	30'	10'	30'	45'	30%
<i>Publicly owned and operated facilities<sup>6</sup></i>	-	-	-	-	-	-	-
Accessory Buildings	-	-	50'	8'	10'	17'	10% <sup>2</sup>

<sup>1</sup> For Multi-Family units the side yard shall be 10 feet if it is a 3-story structure, and 5 feet additional side yard on each side shall be provided for each story in excess of 3 stories.

<sup>2</sup> Provided total area of accessory structures for single family does not exceed 700 sq. ft. and the total lot coverage of all buildings and accessory structure does not exceed 50%

<sup>3</sup> On Corner Lots the following criteria apply to setbacks. In existing developed areas, the Street Side Yard setback may conform to existing setbacks of existing structures along that street. In new developments, the Street Side Yard setback shall be equal to the Front Yard setback.

<sup>4</sup> This applies to Condominiums and Townhouses where there are three (3) or more units connected and where there is a minimum of two (2) common walls; otherwise the criteria for single-family attached or two-family dwelling shall apply depending upon the appropriate condition.

<sup>5</sup> Where there are three (3) or more units connected the side yard at the ends shall meet these criteria otherwise the side yard setback shall zero (0) at common walls.

*(Ordinance No. 881, 11-19-02)*

<sup>6</sup> *Publicly owned and operated facilities are exempt from requirements of this subsection 5.09.05.*

## **Section 5.19 MU-CC Mixed Use City Centre District**

**5.19.01 Intent:** The intent of the Mixed Use Town Centre District (MU-CC) is to:

1. Accommodate mixed use buildings with neighborhood-serving retail, service, and other uses on the ground floor and residential units and office uses above the ground floor;
2. Buildings can be solely residential provided they are designed in a building-forward environment, with buildings at the street edge or having only shallow front setbacks.
3. Encourage development that exhibits the physical design characteristics of pedestrian-oriented, storefront-style shopping streets; and
4. Promote the health and well-being of residents by encouraging physical activity, alternative transportation, and greater social interaction.

**5.19.02 Permitted Uses:**

Uses are allowed in “MU-CC” zoning districts in accordance with the use table of this section.

### **Uses Allowed in the MU-CC Zoning District**

Use Category (Specific Use Type)	MU-CC District
<b>Residential:</b>	
Artist Live/Work Space located above the ground floor	P
Artist Live/Work Space, ground floor	P
Bed & breakfasts	P
Townhouses/condominiums	P
Multi-Family, above ground floor	P
Multi-Family, ground floor	C
Senior living: nursing care, rehab facility & assisted living facility	C
<b>Public and Civic:</b>	
Meeting hall	C
Museum	P
Publicly owned and operated facilities	P
Public services	P
Recreation areas/parks (public)	P
Social club/fraternal organizations	C
Parking Structures or Lots	P
<b>Commercial:</b>	
Antique store	P
Apparel shop	P
Art gallery	P
Attorneys	P
Automated Teller Machines	C
Bakery shop (retail)	P
Banks	P
Barber and beauty shop	P
Bicycle shop	P
Book store, not including uses defined in Adult Establishment.	P
Brew pubs	P
Brew-on premises store	P

Business or trade school	C
Business services	P
Camera store	P
Charitable organizations	C
Child care (center)	P
Coffee kiosks	P
Communication services	C
Computer store	P
Confectionery	P
Credit services	P
Dairy product sales	P
Dance studio	P
Dental office	P
Department store	P
Drug store	P
Dry cleaning & laundry pickup	P
Event center	C
Exercise, fitness & tanning spa	P
Finance/investment services	P
Fireworks stands	T
Floral shop	P
Food sales (general)	P
Food sales (limited)	P
Furniture store or showroom	P
Gift shop	P
Gunsmith	C
Hardware store	P
Health club or recreation facility, not including uses defined in Adult Establishment.	C
Hobby, craft store	P
Home occupations	C
Hotels, including restaurants, convention and meeting facilities and other related uses, not including uses defined in Adult Establishment.	P
Insurance	P
Jewelry store	P
Liquor store	P
Locksmith	P
Mail order services	C
Meat market, retail	C
Medical office	P
Micro-breweries, connected to restaurant	P
Music retail store	P
Music studio	P
Newsstands	P
Office	P
Open-air farmers markets	P

Outdoor display of merchandise	P
Paint store	P
Pet health services	P
Pet shop	C
Photographer	P
Picture framing shop	P
Pinball or video games business	C
Produce stands	P
Real estate offices	P
Recreational establishments	C
Restaurants, café, and fast food	P
Second hand stores	C
Security brokers	P
Shoe store	P
Sporting goods	P
Stamp and coin stores	P
Tailors and dressmakers	P
Tanning salon	P
Tavern and cocktail lounge, not including uses defined in Adult Establishment.	P
Theater, indoor, not including uses defined in Adult Establishment.	P
Title abstracting	P
Toy store	P
Travel agencies	P
Video store, not including uses defined in Adult Establishment.	P

#### **Industrial:**

Manufacturing: Artisan (Limited) (hand tools only: e.g., jewelry or ceramics)	C
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#### **Other:**

Temporary structures (events)	T
Temporary structures (construction)	T

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P = permitted by right; C = conditional use; T = temporary

#### **5.19.03 Permitted Accessory Uses**

- 5.19.03.01 Buildings and uses customarily incidental to the permitted uses.
- 5.19.03.02 Urban residential storage as an accessory to a primary residential use.
- 5.19.03.03 Parking as permitted in Section 7.05 through 7.09.
- 5.19.03.04 Signs allowed in Section 7.01 through 7.04.
- 5.19.03.05 Landscaping as required by Section 7.17.

#### **5.19.04 Setbacks**

1. The entire building façade must abut front and street side property lines or be located within 10 feet of such property lines.

2. No rear setback shall be required, except where the rear lot line is contiguous to a residential ~~zoneuse~~, in which case the following standards shall apply:
  - a. There shall be a minimum rear setback of twenty (25) feet the full width of the lot;
3. No interior side setbacks are required in the MU-CC district, except when MU-CC zoned property abuts ~~R-zoned a residential use property~~, in which case the minimum side setback required in the MU-CC district shall be the same as required for a residential use on the abutting residentially-zoned lot.

#### **5.19.05 Building Height**

The maximum building height shall be 90 feet.

#### **5.19.06 Off-Street Parking**

1. No off-street parking is required in the MU-CC district.
2. If off-street parking is utilized, it shall comply with Sections 7.08-7.09 of this ordinance.
3. All parking spaces shall be paved with asphalt, concrete or other approved hard surface.
4. The use of shared parking is encouraged.
5. Off-street parking spaces should be located to the rear of the main façade of the principal building or otherwise screened to satisfy the screening requirements of the district design standards.

#### **5.19.10 Circulation and Connectivity**

Uses shall be integrated with the surrounding community, easily accessible, and have a good internal circulation system for a variety of travel options.

1. Internal walk connections are required between buildings, and from buildings to all on site facilities, such as parking areas, bicycle facilities, and open space.
2. External walk connections are required to provide direct access from all buildings on the site to existing or planned sidewalks, adjacent multi-use trails, parks, and greenways.

**CITY OF LA VISTA**  
**MAYOR AND CITY COUNCIL REPORT**  
**OCTOBER 15, 2019 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
APPLICATION FOR PUD SITE PLAN – LOTS 19-20, SOUTHPORT WEST & LOTS 2-3 SOUTHPORT WEST REPLAT 2 (NW OF WESTPORT PKWY)	◆ RESOLUTION ORDINANCE RECEIVE/FILE	CHRISTOPHER SOLBERG SENIOR PLANNER

**SYNOPSIS**

A public hearing has been scheduled and a resolution prepared to approve a PUD Site Plan Amendment to allow for the construct three multi-tenant commercial strip centers and one stand-alone restaurant, located on approximately 3.29 acres in Southport West.

**FISCAL IMPACT**

None.

**RECOMMENDATION**

Approval, subject to completion of all requirements and conditions specified in the Planning Division Recommendation Report included with this agenda item.

**BACKGROUND**

A public hearing has been scheduled to consider an application submitted by Heritage Westwood La Vista, LLC for a PUD Site Plan Amendment to allow for the construction of three multi-tenant commercial strip centers and one stand-alone restaurant on approximately 3.29 acres platted as Lots 19-20, Southport West and Lot 2-3 Southport West Replat Two. The site is located northwest of the intersection Giles Road and Southport Parkway, south of the Embassy Suites hotel.

The original PUD Site Plan for this property was approved on December 21, 2004. The property lies within the Gateway Corridor Overlay District as well as Southport West and is subject to the building design review process. The applicant has submitted the building design for staff review, which is ongoing. Design review must be completed prior to the issuance of a building permit, along with completion of other specified requirements and conditions.

A detailed staff report is attached.

The Planning Commission held a public hearing on September 19, 2019 and voted unanimously to recommend approval of the PUD Site Plan for a commercial development contingent on satisfactory resolution of the issues stated within the staff report prior to City Council approval, as the PUD Site Plan request is consistent with the Comprehensive Plan and the Zoning Ordinance.

**RESOLUTION NO.**

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING A PLANNED UNIT DEVELOPMENT (PUD) SITE PLAN AMENDMENT FOR LOTS 19-20, SOUTHPORT WEST, AND LOTS 2-3 SOUTHPORT WEST REPLAT TWO, LOCATED IN THE SW 1/4 OF SECTION 18, T14N, R12E OF THE 6TH P.M., SARPY COUNTY, NEBRASKA.

WHEREAS, the applicant, Heritage Westwood La Vista, LLC, has made an application for approval of a PUD Site Plan Amendment for Lots 19-20 Southport West, and Lots 2-3 Southport West Replat Two; and

WHEREAS, the Senior Planner and the City Engineer have reviewed the PUD Site Plan Amendment; and

WHEREAS, the La Vista Planning Commission held a public hearing on September 19, 2019 and voted unanimously to recommend approval of the PUD Site Plan Amendment; and

WHEREAS, the PUD Site Plan Amendment request is consistent with the Comprehensive Plan and the Zoning Ordinance;

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, that the PUD Site Plan Amendment presented at this meeting for Lots 19-20 Southport West, and Lots 2-3 Southport West Replat Two, located in the Southwest 1/4 of Section 18, T14N, R12E of the 6th P.M., Sarpy County, Nebraska, generally located north of Westport Parkway between Giles Road and S. 125th Street, be, and hereby is, approved, subject to completion of all requirements and conditions specified in the Planning Division Recommendation Report included with this agenda item to the satisfaction of the City Administrator, City Engineer, or her or his designee.

PASSED AND APPROVED THIS 15TH DAY OF OCTOBER, 2019.

CITY OF LA VISTA

ATTEST:

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Douglas Kindig, Mayor

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Pamela A. Buethe, CMC  
City Clerk



**CITY OF LA VISTA  
PLANNING DIVISION**

**RECOMMENDATION REPORT**

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CASE NUMBER: PPUD-19-0001

For Hearing of: October 15, 2019  
Report Prepared on: October 9, 2019

**I. GENERAL INFORMATION**

**A. APPLICANT:** Heritage Westwood La Vista LLC

**B. PROPERTY OWNER(S):**

Heritage Westwood LLC  
450 Lexington Ave  
New York, NY 10017

**C. LOCATION:** Northwest of the intersection of Giles Road and Southport Parkway.

**D. LEGAL DESCRIPTION:** Lots 19-20 Southport West, together with Lots 2-3 Southport West Replat Two

**E. REQUESTED ACTION(S):**

Planned Unit Development (PUD) Site Plan amendment to allow for the development of three commercial strip centers and one stand-alone restaurant, including two fast food establishments with drive-thrus.

**F. EXISTING ZONING AND LAND USE:**

C-3 Highway Commercial/Office Park District, Gateway Corridor District (Overlay District), and Southport West PUD District (Overlay District); the property is currently vacant.

**G. PROPOSED USES:**

Developer wishes to construct three multi-tenant commercial strip centers and one stand-alone restaurant, including two fast food establishments with drive-thrus.

**H. SIZE OF SITE:** 3.29 Acres.

**II. BACKGROUND INFORMATION**

**A. EXISTING CONDITION OF SITE:** The existing site is vacant ground. There is a slight downward grade toward the southeast.

**B. GENERAL NEIGHBORHOOD/AREA LAND USES AND ZONING:**

1. **North:** Embassy Suites; C-3 Highway Commercial/Office Park District, Gateway Corridor District (Overlay District), and Southport West PUD District (Overlay District)
2. **West:** Cabela's; C-3 Highway Commercial/Office Park District, Gateway Corridor District (Overlay District), and Southport West PUD District (Overlay District)
3. **South:** Vacant; C-3 Highway Commercial/Office Park District, Gateway Corridor District (Overlay District), and Southport West PUD District (Overlay District)
4. **East:** Pinnacle Bank; C-3 Highway Commercial/Office Park District, Gateway Corridor District (Overlay District), and Southport West PUD District (Overlay District)

**C. RELEVANT CASE HISTORY:**

1. The PUD Plan and Ordinance for Southport West was originally approved on December 21, 2004.
2. The PUD Ordinance for Southport West was last amended on February 16, 2016.
3. Southport West Replat 2 was approved on June 6, 2006.

**III. ANALYSIS**

**A. COMPREHENSIVE PLAN:** The Future Land Use Map of the Comprehensive Plan designates this property for commercial uses.

**B. OTHER PLANS: N/A**

**C. TRAFFIC AND ACCESS:**

1. Access to the property will be provided from a right-in/right-out off of Southport Parkway as well as connections through the Embassy Suites parking lot.
2. Applicant has provided a traffic impact study in relation to the development of this project. The study, dated July 2019, finds that traffic is generally anticipated to operate with acceptable delay. However, several turning movements at the intersection of Southport Parkway and Giles Road are anticipated to approach or exceed capacity in short-term future conditions. The intersection of Southport Parkway and Giles Road is expected to have overall level of service "D" in the AM peak and overall level of service "E" in the PM peak with and without the project.
3. The traffic study recommends the addition of a westbound right-turn lane be constructed at the relocated access break for the Site Drive &

onto Southport Parkway. This is depicted in the PUD Plan Set and will be required at the time of construction.

4. Applicant should install all access and signage improvements as recommended in Section 7 of the Traffic Impact Study.

**D. UTILITIES:** All utilities are available to the site.

**E. PARKING REQUIREMENTS:**

The plans indicate approximately 21,262 square feet of combined gross floor area between the four buildings. The PUD ordinance for Southport West requires a ratio of 4.5 stalls per 1,000 square feet of leasable gross floor area. The gross floor area proposed within the development requires 96 stalls. The parking count depicted within the PUD Site Plan set is 141 stalls, exceeding the minimum requirement by 45 stalls.

**F. LANDSCAPING:**

The overall landscape plan design review is substantially complete. However, minor adjustments may be warranted resulting from utility installations and the final design package for the building design process. Each adjustment will be reviewed by the City's Design Review Architect and approved by the City.

**G. BUILDING DESIGN:**

The building design is currently under review by the City's Design Review Architect as part of the overall building and site design package. The design review process needs to be completed prior to the issuance of a building permit.

**IV. REVIEW COMMENTS:**

1. The applicant has submitted the following proposed schedule of construction:
  - a. Phase 1 - Shell & Turnkey CD Preparation – January, 2020
  - b. Phase 1 break-ground - March/April 2020
  - c. Deliver to tenants October 1, 2020
  - d. Phase II – Shell and Turnkey CD Preparation – December 2020
  - e. Phase II break- ground - March 2021
  - f. Deliver to tenants October 1, 2021

Applicant has indicated that Phase 1 consists of the eastern-most multi-tenant commercial building. Phase 2 consists of the remaining buildings in the development. Staff has no issues with the proposed timeline.

2. Steve Thornburg of the Papillion Fire Department has noted that the Fire Department approves of the PUD Amendment as long as the proposed development complies with emergency responder radio coverage requirements.

This shall be verified by the Papillion Fire Department upon the completion of construction.

3. The development will need to obtain FAA approval prior to the issuance of a building permit.
4. A common area installation and maintenance agreement needs to be approved, executed and recorded prior to obtaining a building permit. Additionally, a satisfactory financial guarantee, such as a performance bond or letter of credit, will be required prior to the issuing of the first building permit in this PUD.
5. Although the engineering consultant's response letter notes adjustments to the grading plan in relation to the berthing required as per Section 8(B)(ii)(c) of the Southport West PUD, the PUD documents only depict berthing along Westport Parkway and Southport Parkway. Berthing is required along all sides "adjacent to a public street". Berthing is required along Giles Road.
6. Movement of the existing Right-In/Right-Out (RICO) access will need to be completed through an Administrative Plat process as existing plats show a right in only access between Lot 20 and Lot 3 Per Southport West Replat 2. Such replatting could also adjust the boundaries between Lot 20 and Lot 3 to prevent potential fire code issues, in addition to revising the RICO access.

**V. STAFF RECOMMENDATION – PUD SITE PLAN:**

Approval of the PUD Site Plan for a commercial development contingent on satisfactorily meeting the requirements stated within the staff report prior to issuance of a building permit, as the PUD Site Plan request is consistent with the Comprehensive Plan and the Zoning Ordinance.

**VI. PLANNING COMMISSION RECOMMENDATION – PUD**

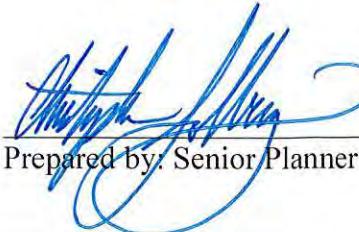
The Planning Commission held a public hearing on September 19, 2019 and voted unanimously to recommend approval of the PUD Site Plan for a commercial development contingent on satisfactory resolution of the issues stated within the staff report prior to City Council approval, as the PUD Site Plan request is consistent with the Comprehensive Plan and the Zoning Ordinance.

**VII. ATTACHMENTS TO REPORT:**

1. Vicinity Map
2. Staff Review and Consultant Response Letters
3. Draft PUD Site Plan Map Set
4. Brixmor North Traffic Impact Study (Without Appendices)

**VIII. COPIES OF REPORT TO:**

1. Marc Newman, Brixmor
2. Eric Williams, Olsson Associates
3. Patrick Morgan, Slaggie Architects, Inc.
4. Public Upon Request

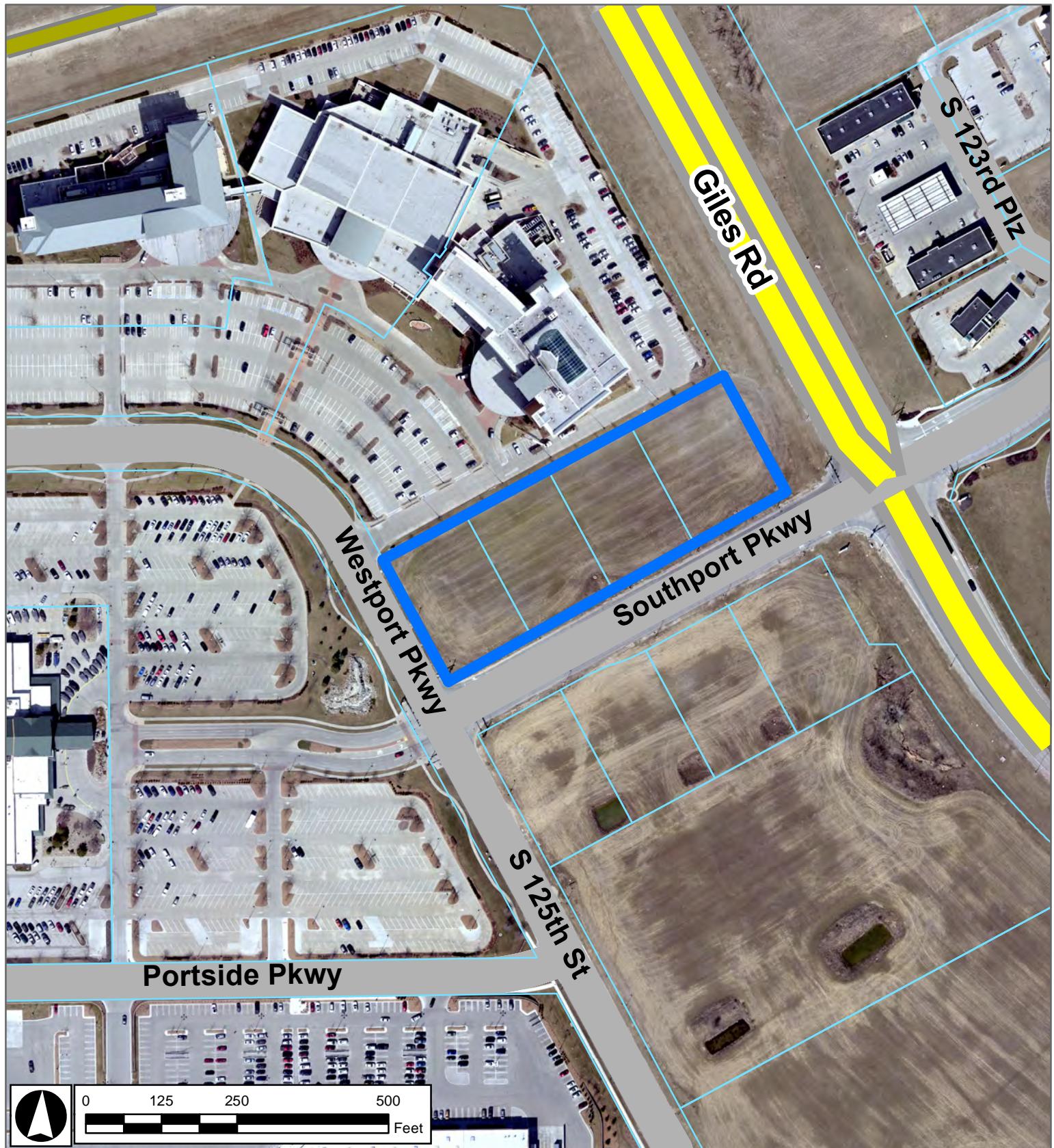


10/10/19

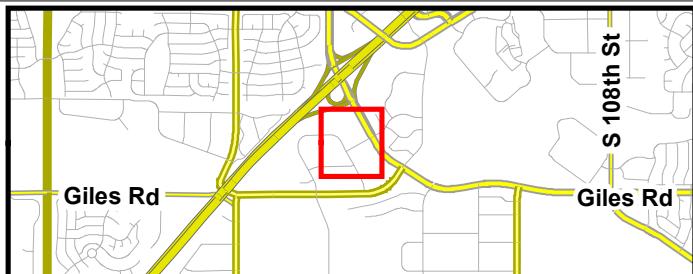
Prepared by: Senior Planner

Community Development Director

Date



## Project Vicinity Map



**Brixmor North PUD**  
**Lots 19-20 Southport West, &**  
**Lots 2-3 Southport West Replat Two**

9/11/2019

CB





June 20, 2019

Marc Newman  
Brixmor Property Group  
450 Lexington Avenue  
New York, NY 10017

RE: Planned Unit Development (PUD) Amendment  
Initial Review  
Brixmor North – Southport West

Mr. Newman,

We have reviewed the documents submitted for the above-referenced application. Based on the elements for consideration set forth in the applicable sections of the Zoning Ordinance, the City has the following comments:

#### General Comments

- Per Section 5.15.04.01, you need to submit a schedule of construction. If project phasing is planned, phasing plan and schedule needs to be included. Since there are individual lots that might be conveyed separately, there needs to be information on phasing of construction so that common area elements such as drives, storm water facilities, utilities or other common area shared items can be addressed for maintenance. If appurtenances are not all built with first phase/first lot, then financial guarantees to assure completion will be needed as part of PUD approval.
- Per Section 5.15.04.06, you need to provide evidence of meeting and coordination with the hotel property owner.
- As per Section 5.15.04.05, the application to amend the PUD needs to be signed by at least 51% of the initial PUD property owners. Provision of signed letters of support would be acceptable.

#### Traffic Study

- Section 5.1 and Table 5 identify General Office uses for trip generation, but Sheet C2.1 labels the building use as Retail. Please confirm use and adjust trip generation accordingly. The distribution of exiting traffic at the proposed access onto Southport Parkway at 3% seems low given pass by trips can be generated due to trips to the existing businesses within Southport.
- The proposed right-in right out (RIRO) access can suffer stacking if the first internal entrance is congested. This would be more than the two vehicles noted.

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

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

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

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

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

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

**Public Buildings & Grounds**  
8112 Park View Blvd.  
p: 402-331-4343  
f: 402-331-4375

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

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

Lengthening of the taper and/or lane storage may reduce the stacking effects to Southport Parkway. A delivery truck might need to queue in this bay waiting for vehicles to clear to enter the site for deliveries.

- Pushing the Southport Parkway drive access drive east will give drivers much less room to maneuver over to access turn lane from the inside northbound to westbound left, in a pass-by situation, which may cause unforeseen vehicle conflicts. Consideration to shifting the access farther of way from the Giles Road intersection should be considered.
- The traffic study does not identify the potential for hotel related traffic to use the proposed access. Signage should be installed to direct hotel traffic to the Westport Drive access. There should also be signage at the drive connections to the hotel driveway noting no access to Giles Road. One-way signage on the island opposite the new access will be needed and No U-Turn signage at Southport & Westport intersection will be needed.
- The traffic study should discuss the on-site circulation at the proposed drive-up windows and identify improvements to accommodate the proposed movements.
- Olsson prepared signal timings for the Westport Parkway & Southport Parkway traffic signal as part of the improvement plans prepared for the City with the Costco project. The study needs to identify if signal timings need modification.

#### Landscaping Sheet

- Ordinance 1267 requires each lot to have 25% of each lot as open space and parking areas to include green space equal to at least 10% of the total paved area. The Landscaping plan notes 27% greenspace of the total of the four lots. This area needs to be illustrated with hatching or shading. It does not appear that each lot would individually meet the 25%, therefore language may be needed to address this in the PUD Amendment. Data on the parking lot greenspace is needed.
- Confirm all landscaping/berm requirements are being met per current PUD, unless otherwise noted within a proposed PUD amendment.

#### Sheet C1.1

- The existing storm sewer and landscaping easements from the existing previous plats need to be noted.
- Any removals of existing infrastructure or landscaping should be noted on this sheet.

- The RIRO access change will most likely need to be done through a replatting process as existing plats show a right in only access at the between lots 20 and 3 Per Southport West Replat 2. Replatting could also adjust the boundaries between lot 20 and 3 and perhaps address any setback and/or fire code issues, as well as add notation for the RIRO access.

Sheet C2.1

- Proposed public sidewalk needs to be 6 inches thick and not closer than 6 feet to back of curb.
- Pavement thicknesses in the Site Key Notes need to be filled in.
- Need dual ADA ramps at Southport Parkway and Westport Parkway intersection (currently only one ramp is shown)
- Walk connections to hotel not shown
- Walk connections to public sidewalk not shown
- Traffic circulation to the buildings with drive-up windows needs clarified, appears that one-way traffic may be intended but not clearly shown.
- The drive-up lane at rear of bldg. on Lot 2 needs barrier from inbound traffic to avoid confusion/accidents
- Parallel parking stalls in front of 4,844 sf building are too small and will potentially add congestion. Confirm parking count is adequate per building use.
- Radii at the proposed RIRO access on the interior turns should be greater.
- The Site Information Table lists the existing and proposed zoning as "MU". Both should be listed as "C-3 PUD with a Gateway Corridor Overlay"
- Ordinance 1267 states that building setbacks shall meet C-3 zoning unless otherwise approved by City Council as part of the final PUD. The setbacks in the site information table and on the map of C2.1 need to depict the setbacks set forth within Section 5.12.06.01 of the Zoning Ordinance. Specifically,

Front Yard Setback:	25'
Front Yard Setback (when parking present in front yard):	50'
Side Yard Setback:	15'
Rear Yard Setback:	15'

The building setback dimension along Giles Road and Southport Parkway needs to be adjusted to 50 feet; 25 feet along Westport Parkway; and 15 feet along the property line shared with the hotel.

- Proposed building on Lot 20 does not meet the 15 ft side yard setback of the C-3 District. Dimension proposed setbacks from the side yard lines.
- Building coverage does not appear to be an issue, but data should be set forth on the site layout plan to show compliance with the 60% limitation to conform with Article 5.15.04.10.
- Proposed locations for potential project directory or center identification signs need to be shown

#### Sheet C3.1

- Grading work will require a grading permit. Refer to the Master Fee Ordinance for details.
- Grading plan needs to address a conceptual design of water quality and 2-year peak flow detention, such as indication of bio-basins or under parking lot facilities.
- As there are drainage capacity limitations at the culvert crossing near under the rail road southeast of Giles road, all catchments drain that drain into said basin should be held to a no-net increase of the predevelopment flows until the drainage culverts at the railroad is up-sized to account for post-developed conditions for a 100-year return frequency.
- The grading plan submitted does not depict the required berthing of the landscaped areas along Westport Parkway as required per Section 8(B)(ii)(c) of the Southport West PUD.

#### Sheet C4.1

- Please confirm that the water main on the hotel lot proposed for connection is a public water main.
- The proposed sanitary sewer is running against the topography to reach Westport Parkway. There may be stub outs in Southport Parkway that could be able to serve the lots.
- PCSMP Plan will need to be reference to this drawing as well.
- If the existing storm sewer at the northeasterly side of Lot 2 is outside of the 15 ft easement as it is shown, additional easement will be required.

A separate Emergency Vehicle Access Plan which includes Site Plan, Fire Lane, Fire Hydrants, PIV, and FDC - Use Auto-Turn Professional, or similar program, using specifications provided by Fire Marshal.

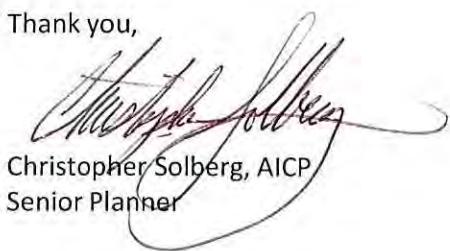
The building, site design, and the landscape plan are currently under review by the City's Design Review Architect. A separate design review letter will be forwarded once the initial review has been completed. The design review process needs to be substantially complete prior to proceeding through City Council approval process.

Note that the development will need to obtain FAA approval prior to the issuance of a building permit. Also, there may be private, protective covenants recorded against the property that the applicant should review.

In order for the PUD to be considered for review at the July 18th Planning Commission meeting, revised documents will need to be provided for review. Please submit 4 full size copies (along with electronic copies) of the required documents by noon on June 26, 2019 to ensure that the application stays on track for the review by the Planning Commission in July. If the issues within this letter are not resolved sufficiently with the next submittal, the submittal of the application to the Planning Commission for review will be laid over until the August Planning Commission meeting.

If you have any questions regarding these comments please feel free to contact me at any time.

Thank you,



Christopher Solberg, AICP  
Senior Planner

cc: John Kottmann, City Engineer  
Pat Dowse, City Engineer  
Eric Williams, Olsson  
Patrick Morgan, Slaggie Architecture

## Comment Response: PUD Brixmor North

### General Comments

- Per Section 5.15.04.01, you need to submit a schedule of construction. If project phasing is planned, phasing plan and schedule needs to be included. Since there are individual lots that might be conveyed separately, there needs to be information on phasing of construction so that common area elements such as drives, storm water facilities, utilities or other common area shared items can be addressed for maintenance. If appurtenances are not all built with first phase/first lot, then financial guarantees to assure completion will be needed as part of PUD approval.  
**Response: Schedule of construction will be provided by the owner.**
- Per Section 5.15.04.06, you need to provide evidence of meeting and coordination with the hotel property owner. **Response: The owner has been in contact with the hotel and will provide evidence of this coordination.**
- As per Section 5.15.04.05, the application to amend the PUD needs to be signed by at least 51% of the initial PUD property owners. Provision of signed letters of support would be acceptable.  
**Response: Sign off from the property owners will be provided once completed.**

### Traffic Study

- Section 5.1 and Table 5 identify General Office uses for trip generation, but Sheet C2.I labels the building use as Retail. Please confirm use and adjust trip generation accordingly. The distribution of exiting traffic at the proposed access onto Southport Parkway at 3% seems low given pass by trips can be generated due to trips to the existing businesses within Southport.  
**Response: The general office land (LUC 710) use was updated to LUC 820 Shopping Center as a general retail land use for the development. In addition, the pass-by trip distribution and trips were updated. [See Section 5.1 and 5.2 of TIS]**
- The proposed right-in right out (RIRO) access can suffer stacking if the first internal entrance is congested. This would be more than the two vehicles noted. **Response: The issue of internal congestion was added to the report and adding 25 feet to the turn lane is proposed (75 feet storage plus taper – allowing for 3 vehicles to stack in turn lane). Delivery truck traffic is being proposed to be directed to use the Westport entrance to have less potential impact on Southport operations (similar for hotel traffic in comment 4). [See Section 5.3 of TIS]**
- Pushing the Southport Parkway drive access drive east will give drivers much less room to maneuver over to access turn lane from the inside northbound to westbound left, in a pass-by situation, which may cause unforeseen vehicle conflicts. Consideration to shifting the access farther off of way from the Giles Road intersection should be considered. **Response: Based on coordination with John Kottmann with the City of La Vista and the client during site plan concept meetings, the location of the access was noted to be at the current location shown on the plans. Language was added to the report to note this. [See Section 5.0 of TIS]**
- The traffic study does not identify the potential for hotel related traffic to use the proposed access. Signage should be installed to direct hotel traffic to the Westport Drive access. There should also be

signage at the drive connections to the hotel driveway noting no access to Giles Road. One-way signage on the island opposite the new access will be needed and No U-Turn signage at Southport & Westport intersection will be needed. **Response: Signage will be proposed to direct hotel traffic (and delivery traffic) to use Westport Parkway to reduce potential congestion at the Southport drive. [See Section 5.3 and 7.0 of TIS]**

- The traffic study should discuss the on-site circulation at the proposed drive-up windows and identify improvements to accommodate the proposed movements. **Response: Language added to the report to describe available stacking distances for each drive-through window. [See Section 5.3 of TIS]**
- Olsson prepared signal timings for the Westport Parkway & Southport Parkway traffic signal as part of the improvement plans prepared for the City with the Costco project. The study needs to identify if signal timings need modification. **Response: Signal timings at Westport Parkway & Southport Parkway were updated. Note that only weekday PM and Saturday signal timings were analyzed in the Costco project – therefore only PM signal timings from Costco project were used in this study. There are no recommended modifications to these timings. [See Section 3.2 and 7.0 of TIS]**

#### Landscaping Sheet

- Ordinance 1267 requires each lot to have 25% of each lot as open space and parking areas to include green space equal to at least 10% of the total paved area. The Landscaping plan notes 27% greenspace of the total of the four lots. This area needs to be illustrated with hatching or shading. It does not appear that each lot would individually meet the 25%, therefore language may be needed to address this in the PUD Amendment. Data on the parking lot greenspace is needed. **Response: Landscaping Plans have been updated with the requested table.**
- Confirm all landscaping/berm requirements are being met per current PUD, unless otherwise noted within a proposed PUD amendment. **Response: Berms have been added along Westport Parkway and shrubs are provided along Southport for screening.**

#### Sheet C1.1

- The existing storm sewer and landscaping easements from the existing previous plats need to be noted. **Response: This has been added to the plan.**
- Any removals of existing infrastructure or landscaping should be noted on this sheet. **Response: Removals have been added to the plans.**
- The RIRO access change will most likely need to be done through a replatting process as existing plats show a right in only access at the between lots 20 and 3 Per Southport West Replat 2. Replatting could also adjust the boundaries between lot 20 and 3 and perhaps address any setback and/or fire code issues, as well as add notation for the RIRO access. **Response: Understood. Follow up discussion is needed to determine what is requested for this replat.**

#### Sheet C2.1

- Proposed public sidewalk needs to be 6 inches thick and not closer than 6 feet to back of curb. **Response: Notes have been revised.**

- Pavement thicknesses in the Site Key Notes need to be filled in. **Response: This has been completed.**
- Need dual ADA ramps at Southport Parkway and Westport Parkway intersection (currently only one ramp is shown). **Response: Ramps have been revised.**
- Walk connections to hotel not shown. **Response: Connection to the hotel has been added.**
- Walk connections to public sidewalk not shown. **Response: Connection to public sidewalk have been provided.**
- Traffic circulation to the buildings with drive-up windows needs clarified, appears that one-way traffic may be intended but not clearly shown. **Response: The site has been modified to provide a 3' island for separation of drive-thru traffic and circulating traffic.**
- The drive-up lane at rear of bldg. on Lot 2 needs barrier from inbound traffic to avoid confusion/accidents. **Response: The site has been modified to provide a 3' island for separation of drive-thru traffic and circulating traffic.**
- Parallel parking stalls in front of 4,844 sf building are too small and will potentially add congestion. Confirm parking count is adequate per building use. **Response: This parking has been removed and parking counts provided.**
- Radii at the proposed RIRO access on the interior turns should be greater. **Response: This has been revised.**
- The Site Information Table lists the existing and proposed zoning as "MU". Both should be listed as "C-3 PUD with a Gateway Corridor Overlay". **Response: This has been revised.**

Ordinance 1267 states that building setbacks shall meet C-3 zoning unless otherwise approved by City Council as part of the final PUD. The setbacks in the site information table and on the map of C2.1 need to depict the setbacks set forth within Section 5.12.06.01 of the Zoning Ordinance. Specifically, The building setback dimension along Giles Road and Southport Parkway needs to be adjusted to 50 feet; 25 feet along Westport Parkway; and 15 feet along the property line shared with the hotel. **Response: Setbacks along the roadways have been revised and noted.**

- Proposed building on Lot 20 does not meet the 15 ft side yard setback of the C- 3 District. Dimension proposed setbacks from the side yard lines. **Response: Per conversations with staff, this is an interior lot line and would not need to meet this requirement. *"In review of the regulations, Section 5.15.04.16 will allow for up to a zero lot line setback for lot lines that are interior to the development. Hence, an Administrative Plat will not be required."***
- Building coverage does not appear to be an issue, but data should be set forth on the site layout plan to show compliance with the 60% limitation to conform with Article 5.15.04.10. **Response: A table has been provided with the building coverage.**
- Proposed locations for potential project directory or center identification signs need to be shown. **Response: Directory sign location has been noted within the existing signage easement.**

### Sheet C3.1

- Grading work will require a grading permit. Refer to the Master Fee Ordinance for details. **Response: Grading permit will be obtained during the permit process.**
- Grading plan needs to address a conceptual design of water quality and 2-year peak flow detention, such as indication of bio-basins or under parking lot facilities. **Response: A water quality structure has been provided along with under parking storage to ensure we are not increasing the offsite flow.**
- As there are drainage capacity limitations at the culvert crossing near under the rail road southeast of Giles road, all catchments drain that drain into said basin should be held to a no-net increase of the predevelopment flows until the drainage culverts at the railroad is up-sized to account for post-developed conditions for a 100-year return frequency. **Response: A water quality structure has been provided along with under parking storage to ensure we are not increasing the offsite flow.**
- The grading plan submitted does not depict the required berthing of the landscaped areas along Westport Parkway as required per Section 8(B)(ii)(c) of the Southport West PUD. **Response: Berthing has been added and noted on the plan.**

### Sheet C4.1

- Please confirm that the water main on the hotel lot proposed for connection is a public water main. **Response: We have coordinated with MUD for the main locations and revised the plan to connect to the main in Westpoint Parkway.**
- The proposed sanitary sewer is running against the topography to reach Westport Parkway. There may be stub outs in Southport Parkway that could be able to serve the lots. **Response: Based on GIS, there are no stubs in Southport Parkway to serve the lots.**
- PCSMP Plan will need to be reference to this drawing as well. **Response: PCSMP note has been referenced.**
- If the existing storm sewer at the northeasterly side of Lot 2 is outside of the 15 ft easement as it is shown, additional easement will be required. **Response: Based on survey, this line appears to be just inside of the easement line and has been modified accordingly.**

A separate Emergency Vehicle Access Plan which includes Site Plan, Fire Lane, Fire Hydrants, PIV, and FDC - Use Auto-Turn Professional, or similar program, using specifications provided by Fire Marshal. **Response: A fire access plan has been provided with the submittal.**

July 31, 2019



Marc Newman  
Brixmor Property Group  
450 Lexington Avenue  
New York, NY 10017

RE: Planned Unit Development (PUD) Amendment  
Second Review  
Brixmor North – Southport West

Mr. Newman,

We have reviewed the documents submitted for the above-referenced application. Based on the elements for consideration set forth in the applicable sections of the Zoning Ordinance, the City has the following comments:

General Comments

- Per Section 5.15.04.01, Applicant needs to submit a schedule of construction as discussed in the previous review letter. In discussions between the Applicant's consulting engineer and Engineering Department staff, it appears that all private improvements will be completed with the construction of the first lot. City will need assurances that installing/encumbering/providing necessary common improvements will take place with the construction of the initial lot.
- Per Section 5.15.04.06, Applicant needs to provide evidence of meeting and coordination with the hotel property owner. This has yet to be provided.
- As per Section 5.15.04.05, the application to amend the PUD needs to be signed by at least 51% of the initial PUD property owners. Signed letters of support have been provided. However, calculations need to be provided that the three entities received make up the 51%+ necessary.

Traffic Study

- Please note the source of Existing ADT values in Figure 2 of the study.
- Please provide total driveway volumes when considering both primary and pass-by trips.
- Trip distribution does not appear to fully take into account pass by trips to destinations within Southport development. Is there a standard methodology that is being used to apply the distribution percentages as applicable adjacent land uses/trip generators?

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La Vista, NE 68128-2198  
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f: 402-331-4375

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**Public Buildings & Grounds**  
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9900 Portal Rd.  
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**Recreation**  
8116 Park View Blvd.  
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f: 402-331-0299

- AM signal timings should be reviewed to make recommendations as to any pertinent modifications.
- Applicant should install all access and signage improvements as recommended in Section 7 of the Traffic Impact Study.

Sheet L1.1

- Confirm all landscaping/berm requirements are being met per current PUD ordinance.

Sheet C2.1

- The traffic flow around the building in Lot 19 is not clearly indicated; appears the traffic is intended to travel one way.
- Applicant needs one additional walking connection north to the hotel that lines up with the side door to the building. Confirm with hotel site plan.
- Although developments are provided some flexibility in regards to setbacks through the use of a PUD, the Planning Commission and City Council will need to know what revised setbacks they are reviewing. Hence, the proposed side yard setbacks for the buildings planned for Lot 3 and Lot 20 need to be adequately dimensioned on the PUD Site Plan.
- Confirm adequate parking for Lot 2 given the proposed use(s) of the building.
- The building setback dimension along Southport Parkway still needs to be adjusted to 50 feet.
- The site plan depicts a “monument sign” in the southeast corner of the development. Applicant needs to clarify if this is the type of sign requested to be used. If a multi-tenant style sign is planned, the labeling needs to be changed to “Project Directory” or “Center Identification”. Please note the spacing requirements for Center Identification signage in Article 7 of the zoning ordinance when considering the signage plan and related impacts on future development of the property on the south side of Southport Parkway.
- Setbacks for the signage based on the sign type mentioned above and the PUD ordinance need to be depicted for the sign in the southeast corner of the development.

Sheet C3.1

- Underground storage is an acceptable method for post construction requirement, however it is unknown what sizing parameters were used. Sizing should be confirmed within the drainage report.

- Although the engineering consultant's response letter notes adjustments to the grading plan in relation to the berthing required as per Section 8(B)(ii)(c) of the Southport West PUD, the PUD documents submitted do not sufficiently depict the required berthing.

Sheet C4.1

- City provided to the Applicant's engineering consultant a scan of what is believed to be the as-built locations of the sanitary sewer stubs in Southport Parkway, to which each lot should have a stub out to Southport Parkway.
- Per the engineering consultant's response letter, the storm sewer on the northeasterly side of Lot 2 is stated to be within an existing easement. However, it does not appear so in the revised plans. The easement would appear to need to be modified.

Sheet C5.1

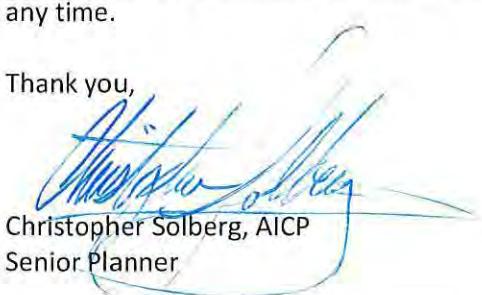
- The Fire Marshall requests to see how trucks can maneuver throughout the site, not just between the entrances to the development.

The building, site design, and the landscape plan are currently under review by the City's Design Review Architect. A separate design review letter is expected by the end of this week and will be forwarded once the initial review has been completed. The design review process needs to be substantially complete prior to proceeding through City Council approval process.

Revised documents will need to be provided for review. Please submit 4 full size copies (along with electronic copies) of the required documents as soon as possible to ensure that the application stays on track for the review by the Planning Commission in September.

If you have any questions regarding these comments please feel free to contact me at any time.

Thank you,

  
Christopher Solberg, AICP  
Senior Planner

cc: John Kottmann, City Engineer  
Pat Dowse, City Engineer  
Eric Williams, Olsson  
Patrick Morgan, Slaggie Architecture



## Comment Response: PUD Brixmor North

### General Comments

- Per section 5.15.04.01, Applicant needs to submit a schedule of construction as discussed in the previous review letter. In discussions between the Applicant's consulting engineer and Engineering Department staff, it appears that all private improvements will be completed with the construction of the first lot. **Response: Based on updated utility information, the lots each now will have their own separate water and sewer service which would need to be extended as the lots come are ready for construction. The turn lane and full drive width for shared access will be provided when the first lot is constructed.**
- Per Section 5.15.04.06, you need to provide evidence of meeting and coordination with the hotel property owner. **Response: The owner has been in contact with the hotel JDHQ Hotels/Atrium Hospitality – the owner of record and has provided the city both the email evidencing coordination with JDHQ as well as a letter evidencing the JDHQ's consent to the project.**
- As per Section 5.15.04.05, the application to amend the PUD needs to be signed by at least 51% of the initial PUD property owners. Provision of signed letters of support would be acceptable. **Response: The owner has provided the city with letters of consent of 54% of the PUD ownership.**

### Traffic Study

- Please note the source of Existing ADT values in Figure 2 of the study **Response:**
- Please provide total driveway volumes when considering both primary and pass-by trips. **Response:**
- AM signal timings should be reviewed to make recommendations as to any pertinent modifications **Response:**
- Applicant should install all access and signage improvements as recommended in Section 7 of the Traffic Impact Study **Response:**

### Landscaping Sheet

- Confirm all landscaping/berm requirements are being met per current PUD ordinance **Response: Landscaping Plans have been revised to add the requested berms coordinated with Civil sheets.**

Sheet C2.1

- The traffic flow around the building in Lot 19 is not clearly indicated; appears the traffic is intended to travel one way  
**Response: The traffic is intended to be one-way traffic. Direction arrows and signage have been added.**
- Applicant needs one additional walking connection north to the hotel that lines up with the side door to the building. Confirm with hotel site plan  
**Response: This has been added and coordinated with hotel site configuration.**
- Although developments are provided some flexibility in regards to setbacks through the use of a PUD, the Planning Commission and City Council will need to know what revised setbacks they are reviewing. Hence, the proposed side yard setbacks for the buildings planned for Lot 3 and Lot 20 need to be adequately dimensioned on the PUD Site Plan.  
**Response: Dimensions for the internal setbacks have been provided.**
- Confirm adequate parking for Lot 2 given the proposed use(s) of the building  
**Response: A breakout of parking per lot has been provided.**
- The building setback dimension along Southport Parkway still needs to be adjusted to 50 feet.  
**Response: Setbacks have been adjusted on the plan.**
- The site plan depicts a “monument sign” in the southeast corner of the development. Applicant needs to clarify if this is the type of sign requested to be used. If a multi-tenant style sign is planned, the labeling needs to be changed to “Project Directory” or “Center Identification”. Please note the spacing requirements for Center Identification signage in Article 7 of the zoning ordinance when considering the signage plan and related impacts on future development of the property on the south side of Southport Parkway.  
**Response: This has been revised to reflect a Project Directory signage note.**
- Setbacks for the signage based on the sign type mentioned above and the PUD ordinance need to be depicted for the sign in the southeast corner of the development.  
**Response: Setbacks have been updated. Signage has not been designed for the development.**

Sheet C3.1

- Underground storage is an acceptable method for post construction requirement, however it is unknown what sizing parameters were used. Sizing should be confirmed within the drainage report.  
**Response: Sizing of the underground storage will be provided with the drainage report provided with the construction drawings. Preliminary calculations through ADS has noted 2 tanks with a minimum length of 112' per run with 2 tanks is required to separate out the 2 drainage areas.**
- Although the engineering consultant’s response letter notes adjustments to the grading plan in relation to the berthing required as per Section 8(B)(ii)(c) of the Southport West PUD, the PUD documents submitted do not sufficiently depict the required berthing.  
**Response: Berthing has been identified and coordinated with the landscape plan.**

Sheet C4.1

- City provided to the Applicant's engineering consultant a scan of what is believed to be the as-built locations of the sanitary sewer stubs in Southport Parkway, to which each lot should have a stub out to Southport Parkway.

**Response: The sanitary has been updated to reflect the information kindly provided from the City.**

- Per the engineering consultant's response letter, the storm sewer on the northeasterly side of Lot 2 is stated to be within an existing easement. However, it does not appear so in the revised plans. The easement would appear to need to be modified.

**Response: With the survey information we have for the site, it appears the line possibly veers from the existing easement. An Easement will be provided by separate instrument for this storm outside of the easement. (attached)**

Sheet C5.1

- The Fire Marshall requests to see how trucks can maneuver throughout the site, not just between the entrances to the development.

**Response: Routing has been updated through the site.**

September 6, 2019



Marc Newman  
Brixmor Property Group  
450 Lexington Avenue  
New York, NY 10017

RE: Planned Unit Development (PUD) Amendment  
Third Review  
Brixmor North – Southport West

Mr. Newman,

We have reviewed the documents submitted for the above-referenced application. Based on the elements for consideration set forth in the applicable sections of the Zoning Ordinance, the City has the following comments:

#### General Comments

- Per Section 5.15.04.01, Applicant needs to submit a schedule of construction as discussed in the previous review letter. This has yet to be provided.
- It appears that there are several common area elements, such as the master water service and storm water management systems in addition to the RIRO access. There needs to be an itemized estimate of construction costs for these items, and any other common area items. It will be necessary to have a satisfactory financial guarantee, such as a performance bond or letter of credit, prior to issuing the first building permit in this PUD.

#### Sheet L1.1

- Proposed berthing not in conformance with regulations. See comments regarding Sheet C3.1 for more information.
- The dumpster location in the northeast corner of the property needs to be moved away from the Giles Road frontage.

#### Sheet C2.1

- Resubmitted documents depict the proposed sign at the Southeast corner of the development as a Project Directory sign. As such, minimum setbacks from Giles Road (arterial road) and Southport Parkway (collector road) need to be 20 feet as per Section 7.01.05(6)(C) of the Zoning Ordinance. Setbacks are currently dimensioned at 10 feet in either direction, but are measured from the landscaping easement. Measuring the setbacks from the edge of property should alleviate this issue without impacting the existing sign location.

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Sheet C3.1

- Although the engineering consultant's response letter notes adjustments to the grading plan in relation to the berthing required as per Section 8(B)(ii)(c) of the Southport West PUD, the PUD documents only depict berthing along Westport Parkway and the western half of Southport Parkway.

To provide assistance in ways to meet the requirements the following clarification is provided:

- a. Although Section 7.17.03.02(3) of the Zoning Ordinance requires the planting of one tree per 40-feet, the intention isn't that it must be planted regularly "on-center". Attached to this letter is Appendix "C" that depicts grouping of the trees (though possibly too close for survivability), which opens up space for berthing.
- b. Additionally, 7.17.03.02(3) doesn't require overstory trees. Hence a mixture of overstory trees combined with understory/ornamental trees that have a smaller growth radius provides variety and additional space between trees for berthing.
- c. The recent Hooters grading and landscaping plans (attached) depict a method where the berthing is incorporated with landscaping and understory trees. This design is replicated along Westport Parkway in the Boot Barn/Shoppes at Southport area further south of Hooters.
- d. As the parking is close to the property lines, trees in the two bump-outs in the parking lot along Southport Parkway and Giles can be counted in the calculations needed to meet requirements of Section 7.17.03.02(3).

Sheet C5.1

- In the Emergency Vehicle Access Plan, the proper apparatus turning radii and proper vehicle size were not used. The proper apparatus, provided by the Fire Marshall, is attached. Please adjust the turns and display the proper basis/legend in the top-right corner.

The City's Design Review Architect is awaiting a full resubmittal of the building, site design, and the landscape plan. Due to the timing of the design review in relation to the PUD, it is important to provide complete resubmittals to ensure there are no delays in regards to City Council review of the PUD.

It has been determined that this application, dependent on the resolution of the aforementioned issues, is ready for review by the Planning Commission. Please submit 14 full size copies of the PUD exhibits for the Planning Commission packet preparation by noon on Wednesday, September 11, 2019.

The next Planning Commission meeting is Thursday, September 19, 2019 at 7:00pm. Please have someone in attendance at the meeting to provide a short presentation of the project to the Planning Commission and to answer questions as necessary.

If you have any questions regarding these comments please feel free to contact me at any time.

Thank you,



Christopher Solberg, AICP  
Senior Planner

cc: John Kottmann, City Engineer  
Pat Dowse, City Engineer  
Eric Williams, Olsson  
Patrick Morgan, Slaggie Architecture

## Comment Response: PUD Brixmor North 09/09/19

### General Comments

- Per Section 5.15.04.01, Applicant needs to submit a schedule of construction as discussed in the previous review letter. This has yet to be provided. **Response: Please see below for a list from the developer for planned construction:**
  - a. **Phase 1 - Shell & Turnkey CD Preparation – January, 2020**
  - b. **Phase 1 break-ground - March/April 2020**
  - c. **Deliver to Starbucks and other tenants October 1, 2020**
  - d. **Phase II – Shell and Turnkey CD Preparation – December 2020**
  - e. **Phase II break- ground - March 2021**
  - f. **Deliver to other tenants October 1, 2021**
- It appears that there are several common *area* elements, such as the master water service and storm water management systems in addition to the RIRO access. There needs to be an itemized estimate of construction costs for these items, and any other common area items. It will be necessary to have a satisfactory financial guarantee, such as a performance bond or letter of credit, prior to issuing the first building permit in this PUD. **Response: Cost Assumption provided with the submittal for the RIRO, storm/detention, water and fire lines.**

### Sheet L1.1

- Proposed berthing not in conformance with regulations. See *comments* regarding Sheet C3.1 for more information. **Response: Berming has been revised to meet the requirements provided in Appendix C.**
- The dumpster location in the northeast corner of the property needs to be moved away from the Giles Road frontage. **Response: Dumpster has been relocated to the north parking area. This has been placed outside of the easement and the site plan has been updated.**

### Sheet C2.1

- Resubmitted documents depict the proposed sign at the Southeast corner of the development as a Project Directory sign. As such, minimum setbacks from Giles Road (arterial road) and Southport Parkway (collector road) need to be 20 feet as per Section 7.01.05(6)(C) of the Zoning Ordinance. Setbacks are currently dimensioned at 10 feet in either direction, but are measured from the landscaping easement. Measuring the setbacks from the edge of property should alleviate this issue without impacting the existing sign location. **Response: The dimensions have been revised to be from property line instead of setback line.**

### Sheet C3.1

- Although the engineering consultant's response letter notes adjustments to the grading plan in relation to the berthing required as per Section 8(B)(ii)(c) of the Southport West PUD, the PUD documents only depict berthing along Westport Parkway and the western half of

Southport Parkway.

To provide assistance in ways to meet the requirements the *following* clarification is provided:

- a. Although Section 7.17.03.02(3) of the Zoning Ordinance requires the planting of one tree per 40-feet, the intention isn't that it must be planted regularly "on-center". Attached to this letter is Appendix "C" that depicts grouping of the trees (though possibly too close for survivability), which opens up space for berthing.
- b. Additionally, 7.17.03.02(3) doesn't require overstory trees. Hence a mixture of overstory trees combined with understory/ornamental trees that have a smaller growth radius provides variety and additional space between trees for berthing.
- c. The recent Hooters grading and landscaping plans (attached) depict a method where the berthing is incorporated with landscaping and understory trees. This design is replicated *along* Westport Parkway in the Boot Barn/Shoppes at Southport area further south of Hooters.
- d. As the parking is close to the property lines, trees in the two bump-outs in the parking lot along Southport Parkway and Giles can be counted in the calculations needed to meet requirements of Section 7.17.03.02(3).

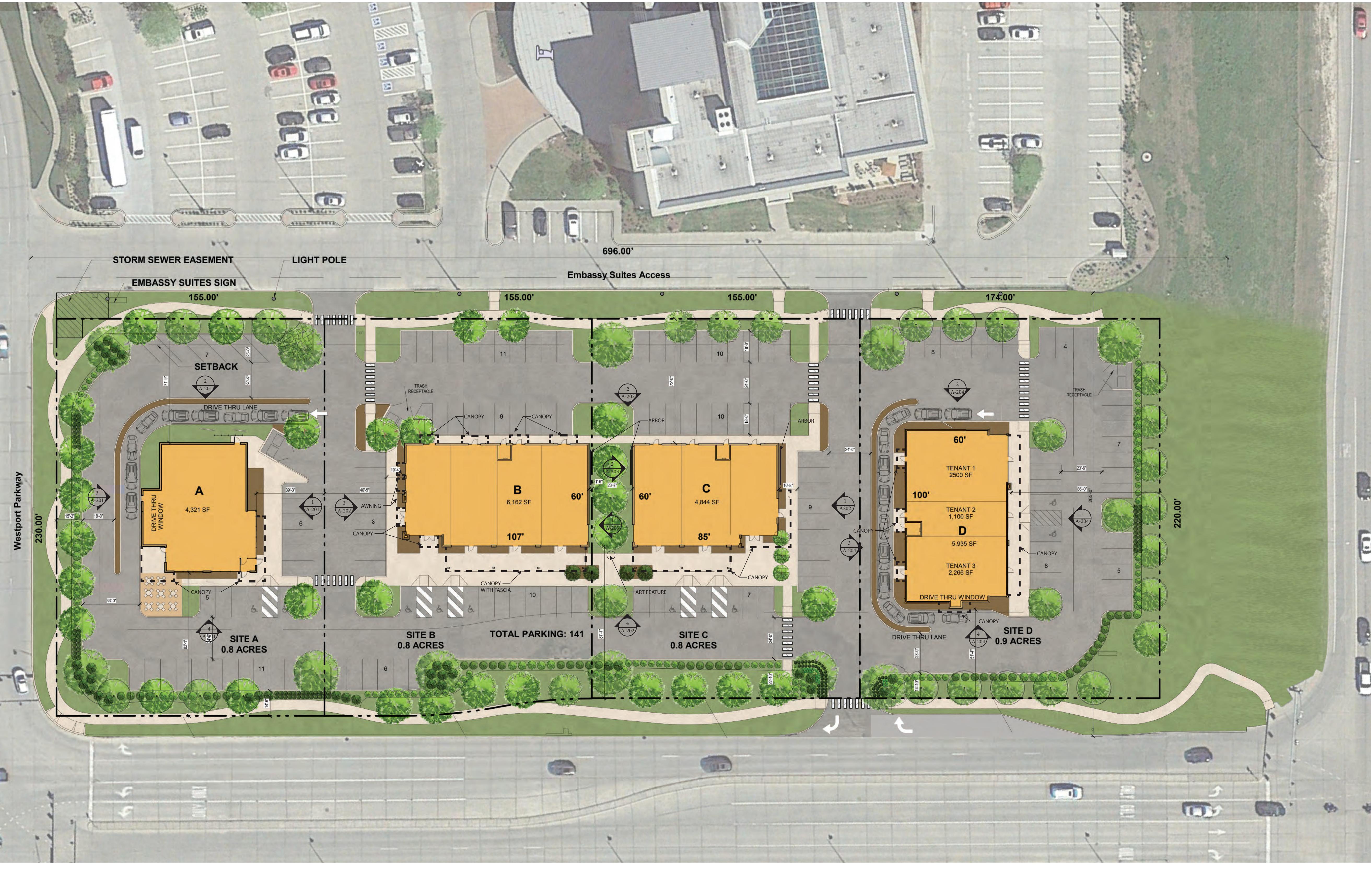
**Response: Berming and landscape have been revised to meet the requirements provided in Appendix C. Counts and plans have been revised to reflect the berms and landscape/trees and sidewalks have been revised to accommodate the berthing to meet the requirements and example plans provided.**

#### Sheet C5.1

- In the Emergency Vehicle Access Plan, the proper apparatus turning radii and proper vehicle size were not used. The proper apparatus, provided by the Fire Marshall, is attached. Please adjust the turns and display the proper basis/legend in the top-right corner. **Response: Emergency Access Plan has been updated per the approved apparatus and plan information has been updated.**

# Southport West

# Retail Development Lots 2, 3, 19, 20



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Project #: 18070

PUD Resubmittal

August 30, 2010

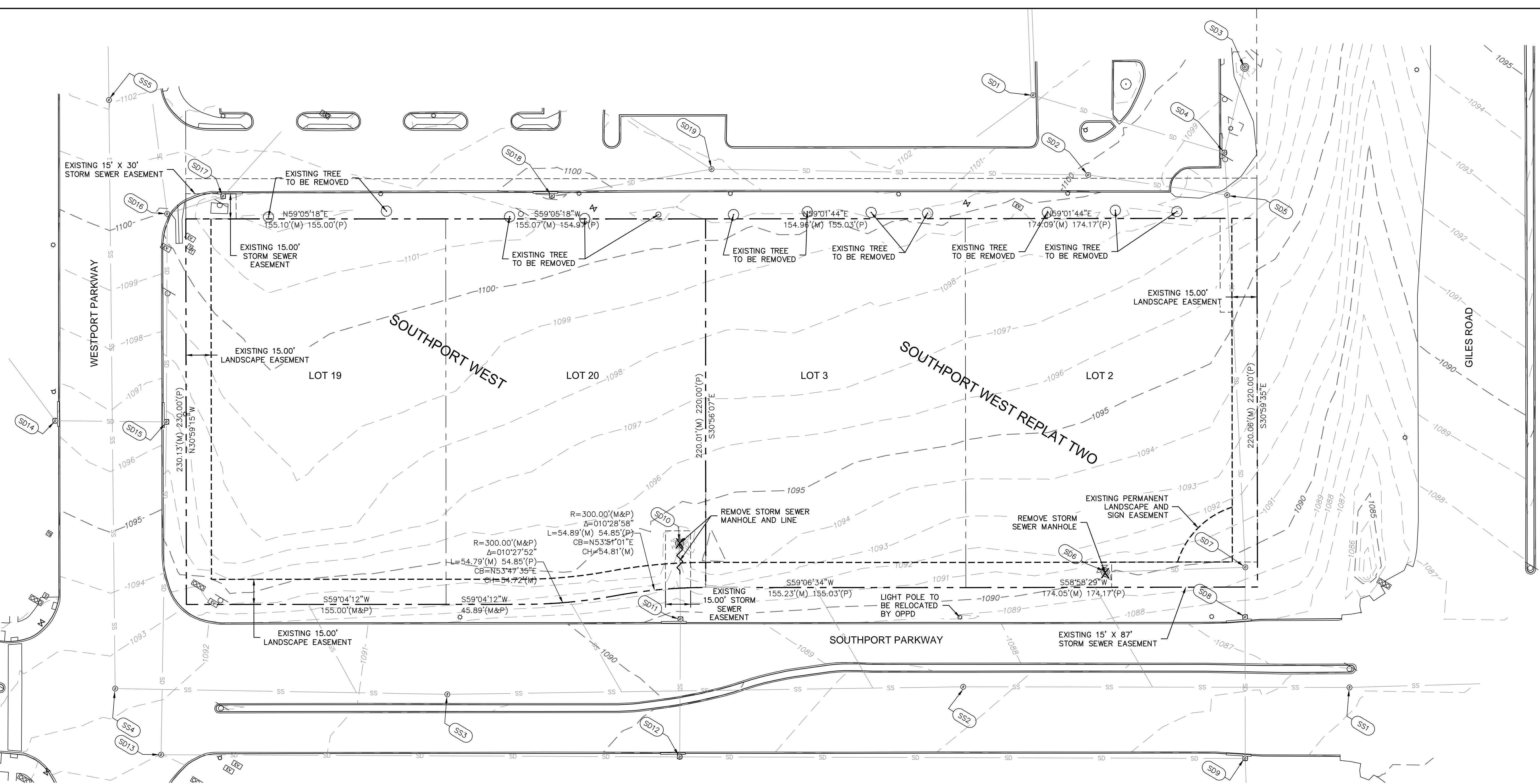
## Site Plan

A-101



# Site Plan

Site Plan 1



## STRUCTURE LEGEND

(SD1)	STORM SEWER MANHOLE RIM EL.=1101.38 4"CPP(N)=1098.34 8"PVC(N)=1098.43 12"CPP(SE)=1094.99 6"PVC(SW)=1098.23	(SD8)	STORM SEWER MANHOLE RIM EL.=1087.20 30"RCP(NW)=1082.23 36"RCP(SE)=1082.19	(SD15)	STORM SEWER MANHOLE RIM EL.=1096.85 30"RCP(NW)=1090.64 24"RCP(SW)=1090.91 36"RCP(SE)=1090.43	(SS1)	SANITARY MANHOLE RIM EL.=1086.31 12"PPC(SW)=1074.27 12"PPC(NE)=1074.21
(SD2)	STORM SEWER MANHOLE RIM EL.=1099.84 24"CPP(SW)=1093.50 24"CPP(SE)=1093.43	(SD9)	STORM SEWER MANHOLE RIM EL.=1087.06 36"RCP(NW)=1080.00 42"RCP(SW)=1079.56 60"RCP(SE)=1079.35	(SD16)	STORM SEWER MANHOLE RIM EL.=1099.85 24"RCP(NW)=1094.55 30"RCP(NE)=1094.18 30"RCP(SE)=1093.94	(SS2)	SANITARY MANHOLE RIM EL.=1088.29 12"PPC(SW)=1076.49 12"PPC(NE)=1076.41
(SD3)	STORM SEWER MANHOLE RIM EL.=1099.01 30"RCP(SE)=1094.32	(SD10)	STORM SEWER MANHOLE RIM EL.=1094.40 24"RCP(SE)=1086.75	(SD17)	STORM SEWER MANHOLE RIM EL.=1100.96 30"RCP(NE)=1096.91 30"RCP(SW)=1096.40	(SS3)	SANITARY MANHOLE RIM EL.=1090.66 12"PPC(SW)=1076.95 12"PPC(NE)=1076.80
(SD4)	STORM SEWER MANHOLE RIM EL.=1099.18 30"CPP(NW)=1092.58 30"CPP(SE)=1092.55 12"CPP(SE)=1092.90	(SD11)	STORM SEWER MANHOLE RIM EL.=1089.49 24"RCP(NW)=1084.88 24"RCP(SE)=1084.79	(SD18)	STORM SEWER MANHOLE RIM EL.=1100.00 24"RCP(NE)=1096.47	(SS4)	SANITARY MANHOLE RIM EL.=1092.42 12"PPC(NW)=1080.87 12"PPC(NE)=1080.83
(SD5)	STORM SEWER MANHOLE RIM EL.=1098.74 30"RCP(SE)=1092.01 30"RCP(NW)=1092.34 24"CPP(SW)=1092.16	(SD12)	STORM SEWER MANHOLE RIM EL.=1090.03 24"RCP(NW)=1083.83 36"RCP(SW)=1082.53 42"RCP(NE)=1082.49	(SD19)	STORM SEWER MANHOLE RIM EL.=1100.83 15"RCP(NW)=1097.04 24"CPP(SW)=1095.59 24"CPP(NE)=1096.32	(SS5)	SANITARY MANHOLE RIM EL.=1102.16 12"PPC(NW)=1089.25 12"PPC(NE)=1089.05
(SD6)	STORM SEWER MANHOLE RIM EL.=1090.88 15"RCP(NE)=1087.09	(SD13)	STORM SEWER MANHOLE RIM EL.=1090.99 36"RCP(NW)=1084.89 36"RCP(SE)=1084.82	(SD14)	STORM SEWER MANHOLE RIM EL.=1096.87 24"RCP(NE)=1091.75 15"RCP(NW)=1092.07		
(SD7)	STORM SEWER MANHOLE RIM EL.=1089.42 30"RCP(NW)=1084.03 15"RCP(SW)=1084.61 30"RCP(SE)=1083.88						

## LEGEND

-----	PROPERTY LINE
SD	EXISTING STORM SEWER
SS	EXISTING SANITARY SEWER
W	EXISTING WATER LINE
CATV	EXISTING CABLE/TELEVISION LINE
XXXX	EXISTING MAJOR CONTOUR
XXXX	EXISTING MINOR CONTOUR
=====	EXISTING CURB AND GUTTER

0' 15' 30' 60'

SCALE IN FEET

drawn by: JLC  
checked by: EW  
approved by: .  
QA/CC by: .  
project no.: 019-1124  
drawing no.: 06.03.19  
date: 06.03.19  
CALL 811 SEVEN-TWO HOURS PRIOR TO  
DIGGING, GRAVING OR EXCAVATING FOR  
THE MARKING OF UNDERGROUND MEMBER UTILITIES.

SHEET  
C.1.1

EXISTING CONDITIONS & REMOVAL PLAN  
PUD PLANS  
BRIXMOR NORTH  
LOTS 2, 3, 19, 20

LA VISTA, NEBRASKA

Olsson  
2111 South 67th Street, Suite 200  
Omaha, NE 68106  
TEL: 402.341.1116  
www.olsson.com

SITE KEY NOTES	
(A)	CONSTRUCT CURB RAMP PER ADA REGULATIONS AND LOCAL JURISDICTIONAL REQUIREMENTS. REFERENCE DETAIL SHEET AND CITY OF OMAHA STANDARD PLATE 500-82.
(B)	INSTALL ADA PARKING STALL AND ASSOCIATED STRIPING AND SIGNAGE PER ADA REGULATIONS AND LOCAL JURISDICTIONAL REQUIREMENTS. REFERENCE DETAIL SHEET.
(C)	PROPOSED ADA ACCESSIBLE ROUTE PER ADA REGULATIONS AND LOCAL JURISDICTIONAL REQUIREMENTS.
(D)	INSTALL 4-INCH WHITE PAVEMENT STRIPING. PAINT SHALL MEET OR EXCEED CITY OF OMAHA STANDARD SPECIFICATIONS (TYP.)
(E)	INSTALL 4-INCH WHITE PAVEMENT STRIPING AT 45°; 2-FEET O.C. PAINT SHALL MEET OR EXCEED CITY OF OMAHA STANDARD SPECIFICATIONS (TYP.)
(F)	INSTALL 24-INCH WHITE CROSSWALK PAVEMENT STRIPING. REFERENCE DETAIL SHEET. PAINT SHALL MEET OR EXCEED CITY OF OMAHA STANDARD SPECIFICATIONS (TYP.)
(G)	CONSTRUCT 4-INCH THICK P.C.C. SIDEWALK. REFERENCE DETAIL SHEET AND CITY OF OMAHA STANDARD PLATE 500-02.
(H)	CONSTRUCT 6-INCH THICK P.C.C. SIDEWALK IN PUBLIC R.O.W. 5' WIDE AND SPACED 6.5' OFF BACK OF CURB OF PUBLIC STREET (UNLESS OTHERWISE NOTED ON PLANS).
(I)	SAWCUT EXISTING PAVEMENT, FULL DEPTH AND CONSTRUCT THICKENED EDGE JOINT WITH DOWEL BAR CONNECTION PER CONCRETE WIDENING REINFORCED JOIN, PER CITY OF OMAHA STANDARD PLATE 500-60.
(J)	CONSTRUCT TYPE 'A' INTEGRAL CURB AND GUTTER PER CITY OF OMAHA STANDARD PLATE 500-52.
(K)	TRASH ENCLOSURE. REFERENCE ARCHITECTURAL PLANS. CONSTRUCT HEAVY DUTY PAVEMENT APRON AS SHOWN ON PLAN.
(L)	CONSTRUCT 6-INCH THICK STANDARD DUTY P.C. CONCRETE PAVEMENT. REFERENCE DETAIL SHEET.
(M)	CONSTRUCT 7-INCH THICK HEAVY DUTY P.C. CONCRETE PAVEMENT. REFERENCE DETAIL SHEET.
(N)	CONSTRUCT 9-INCH DRIVE ENTRANCE APRON HEAVY DUTY P.C. CONCRETE PAVEMENT. REFERENCE DETAIL SHEET.

(O)	INSTALL STOP SIGN PER MUTCD STANDARDS AND PER CITY OF OMAHA STANDARD PLATES 900-84 AND 900-85. REFERENCE DETAIL SHEET.
(P)	STRUCTURAL STOOP AND DOOR. REFERENCE ARCHITECTURAL PLANS FOR EXACT LOCATION, SIZE, AND SLOPE.
(Q)	INSTALL ONE WAY SIGN PER MUD STANDARDS AND PER CITY OF OMAHA STANDARD PLATES 906-02 AND 906-03. REFERENCE DETAIL SHEET.
(R)	INSTALL HOTEL DIRECTION/DELIVERY ROUTE SIGN PER MUD STANDARDS.
(S)	PROPOSED PROJECT DIRECTORY.
(T)	PROPOSED LIGHT POLE LOCATION.

## NOTES:

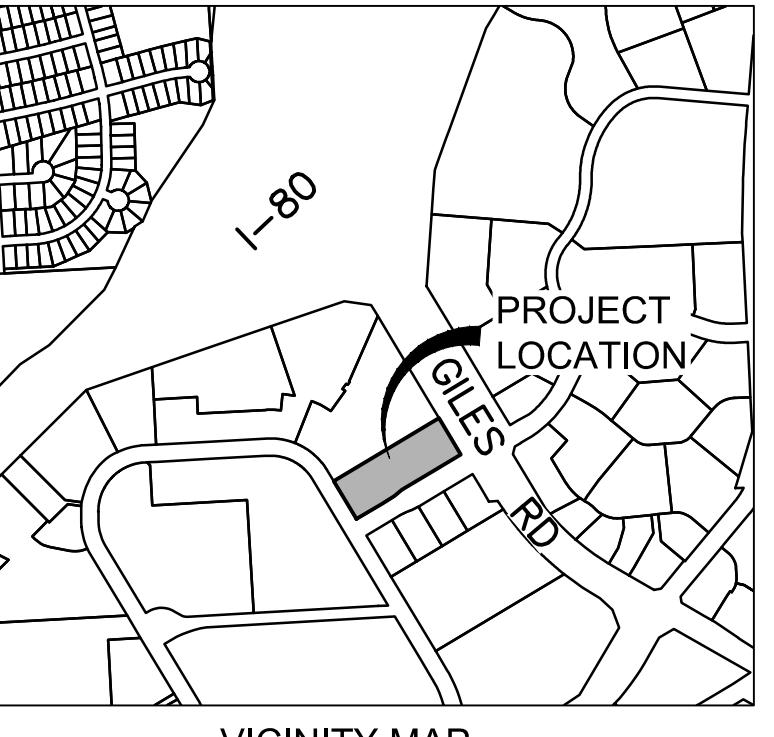
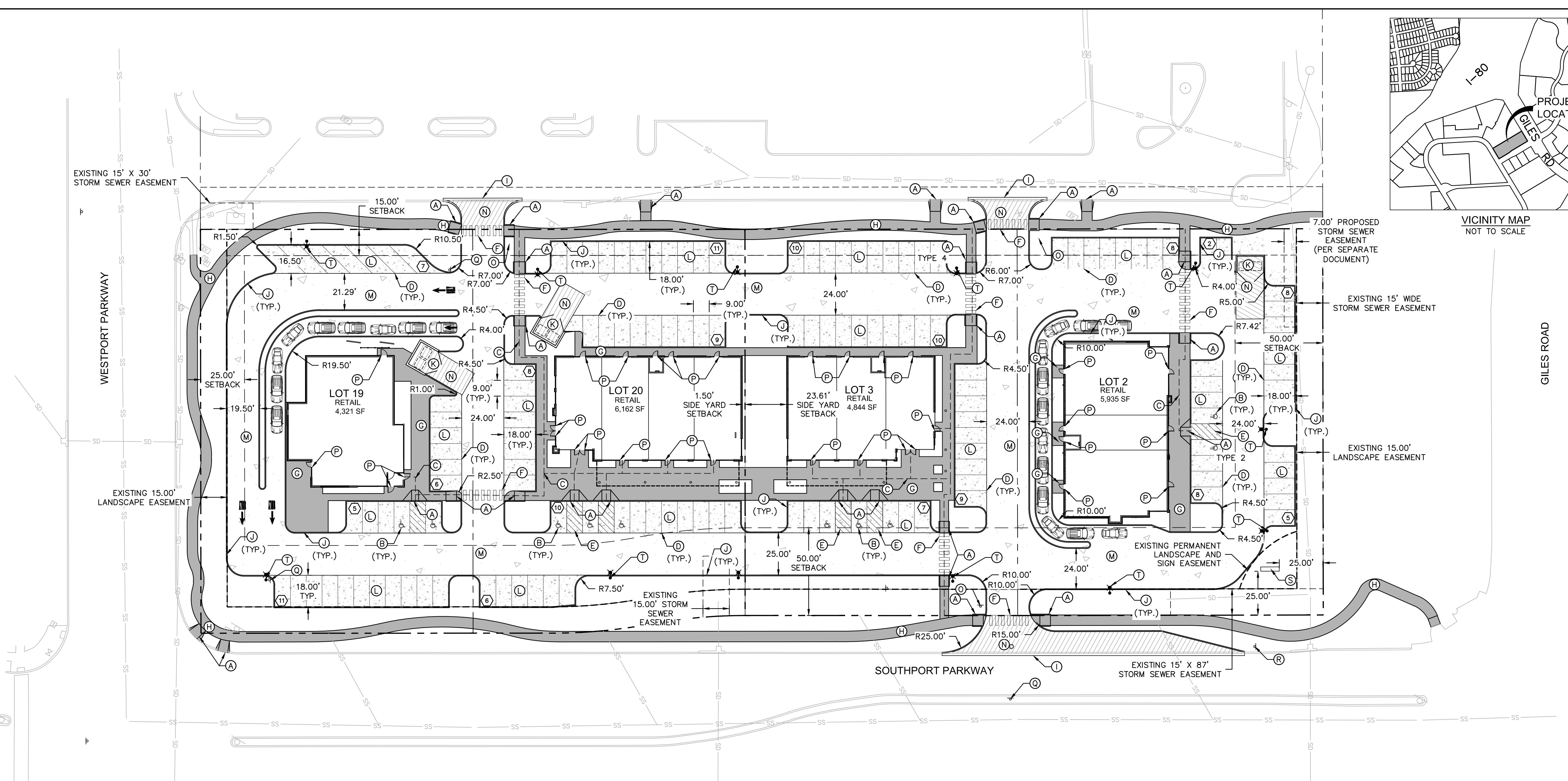
1. ALL RADII SHOWN ARE TO BACK-OF-CURB.
2. ALL RADII ARE 5' UNLESS OTHERWISE NOTED.
3. ALL DIMENSIONS SHOWN ARE TO BACK-OF-CURB.
4. ALL CURB AND GUTTER IS TYPE "A" INTEGRAL CURB PER CITY OF OMAHA STANDARD PLATE 1-52, UNLESS OTHERWISE NOTED.
5. CONTRACTOR TO SUBMIT SHOP DRAWINGS OF SIDEWALK JOINTING PLAN TO ENGINEER FOR APPROVAL PRIOR TO CONSTRUCTION.

SITE INFORMATION TABLE	
LEGAL DESCRIPTION:	BRIXMOR NORTH LOTS 2,3,19,20
EXISTING ZONING:	C-3 PUD WITH A GATEWAY CORRIDOR OVERLAY
PROPOSED ZONING:	C-3 PUD WITH A GATEWAY CORRIDOR OVERLAY
SETBACKS:	
FRONT YARD:	25'-0"
FRONT YARD: (PARKING PRESENT IN FRONT YARD)	50'-0"
SIDE YARD:	15'-0"
REAR YARD:	15'-0"
BUILDING COVERAGE:	15%
IMPERVIOUS COVERAGE:	25%
PARKING REQUIREMENTS:	
REQUIRED: (LOT 2)	27 STALLS (4.5 PER 1,000 SF; 5,935 SF BUILDING REQUIRES 27 STALLS)
PROVIDED: (LOT 2)	ON-SITE PARKING: 31 STALLS (5.22 CARS PER 1,000 SF)
REQUIRED: (LOT 3)	22 STALLS (4.5 PER 1,000 SF; 4,844 SF BUILDING REQUIRES 22 STALLS)
PROVIDED: (LOT 3)	ON-SITE PARKING: 36 STALLS (7.43 CARS PER 1,000 SF)
REQUIRED: (LOT 19)	19 STALLS (4.5 PER 1,000 SF; 4,321 SF BUILDING REQUIRES 19 STALLS)
PROVIDED: (LOT 19)	ON-SITE PARKING: 29 STALLS (6.71 CARS PER 1,000 SF)
REQUIRED: (LOT 20)	28 STALLS (4.5 PER 1,000 SF; 6,162 SF BUILDING REQUIRES 28 STALLS)
PROVIDED: (LOT 20)	ON-SITE PARKING: 36 STALLS (5.84 CARS PER 1,000 SF)
TOTAL REQUIRED:	96 STALLS
TOTAL PROVIDED:	141 STALLS
ACCESSIBLE PARKING:	
REQUIRED:	4
PROVIDED:	10

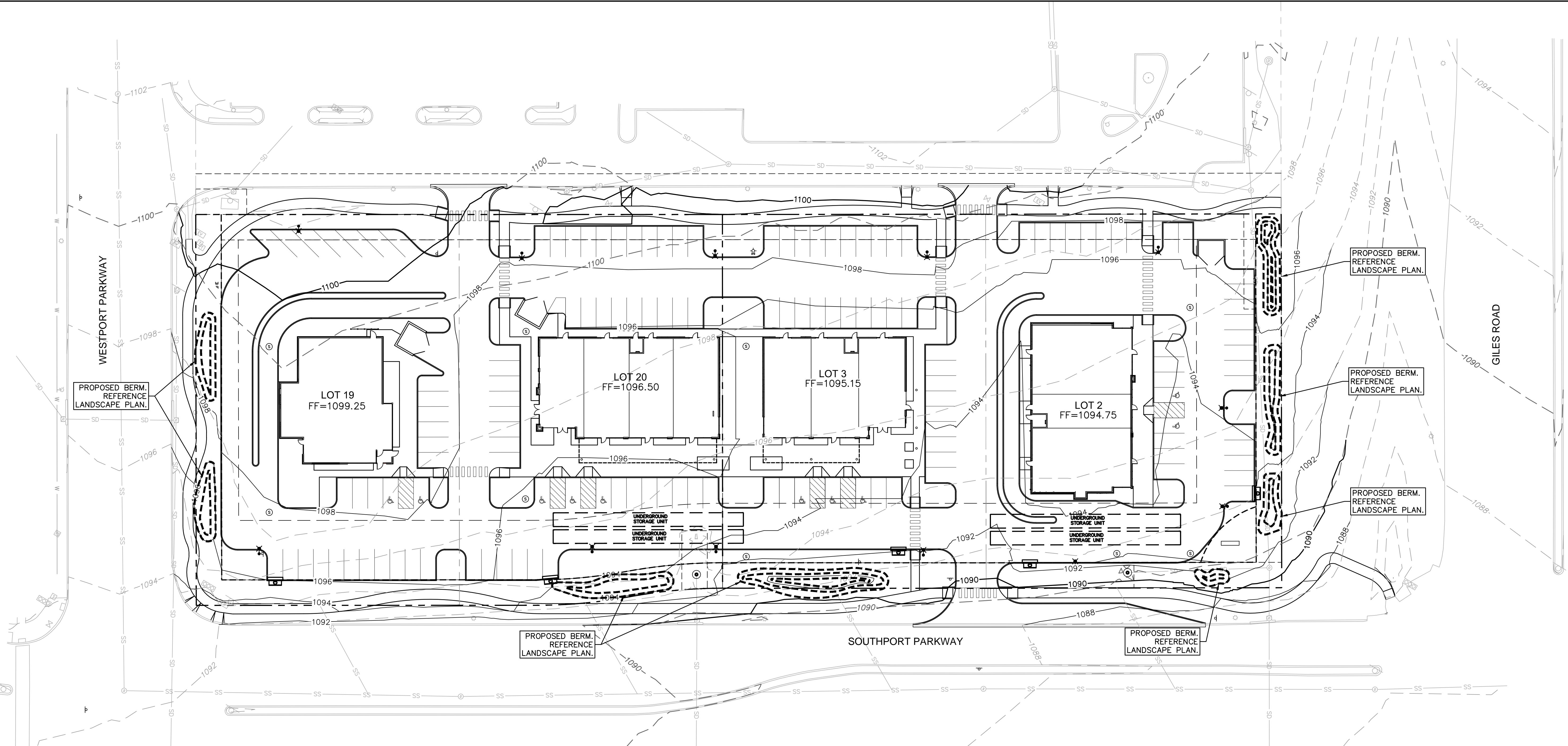
811  
Know what's below.  
Call before you dig.  
CALL 811 SEVEN-TWO HOURS PRIOR TO  
DIGGING, GRAVING OR EXCAVATING FOR THE  
MARKING OF UNDERGROUND MEMBER UTILITIES.

JLC  
EW  
checked by:  
approved by:  
QA/CC by:  
project no.: 019-1124  
drawing no.: 06.03.19  
date: 06.03.19

SHEET  
C.2.1



**olsson**



GRADING INFORMATION TABLE		
AREA	CONTOURS REPRESENT	CONTRACTOR TO GRADE TO
STREETS/INTERNAL DRIVES	FINISHED GROUND (TOP OF SLAB)	SUBGRADE (REF. SITE PLANS FOR PAVEMENT THICKNESS)
PARKING LOT PAVED AREAS	FINISHED GROUND (TOP OF SLAB)	SUBGRADE (REF. SITE PLANS FOR PAVEMENT THICKNESS)
BUILDING AREAS	FINISHED GROUND (FINISHED FLOOR ELEV.)	SUBGRADE (REF. ARCHITECTURAL PLANS FOR FLOOR SLAB AND SUBBASE THICKNESS)
ALL OTHER NON-PAVED/ NON-BUILDING AREAS	FINISHED GROUND	6" BELOW CONTOURS (FOR TOPSOIL)*

NOTES:

1. CONTOURS REPRESENT TOP OF SLAB ELEVATION IN PAVED AREAS AND FINISHED GRADE ELEVATION IN NON-PAVED AREAS, UNLESS OTHERWISE NOTED.
2. CONTRACTOR SHALL PROVIDE POSITIVE DRAINAGE AWAY FROM ALL BUILDING AND GARAGE PAD AREAS AND PAVEMENTS..
3. REFERENCE THE GRADING INFORMATION TABLE FOR CONTOUR INFORMATION.
4. REFERENCE THE FILL PLACEMENT / COMPACTION REQUIREMENTS TABLE FOR MINIMUM SUBGRADE PREPARATION REQUIREMENTS FOR VARIOUS AREAS OF THE PROJECT.
5. CONTOURS ARE SHOWN AT 2' INTERVALS FOR BOTH EXISTING AND PROPOSED.
6. DEVELOPMENT ON PRIVATE LOTS CREATING MORE THAN 5,000 SQUARE FEET OF IMPERVIOUS SURFACE FOR THE PURPOSE OF VEHICULAR TRAVEL AND PARKING SHALL PROVIDE ON-SITE STORM WATER MANAGEMENT FACILITIES FOR WATER QUALITY AS REQUIRED BY SECTION 154.19 OF THE LA VISTA MUNICIPAL CODE AND SHALL BE DESIGNED IN ACCORDANCE WITH THE APPLICABLE SECTIONS OF THE OMAHA REGIONAL STORM WATER DESIGN MANUAL, SUCH WATER QUALITY FACULTIES SHALL BE MAINTAINED BY BRIXMOR PROPERTY GROUP. MANAGEMENT OF THE 2-YEAR STORM RUNOFF PEAK FLOWS WILL BE PROVIDED BY THE CITY OWNED FACILITIES.

#### LEGEND

<u>LEGEND</u>	
— — — 11XX — — —	EXISTING MAJOR CONTOUR
— — — 11XX — — —	EXISTING MINOR CONTOUR
<u>————— 11XX —————</u>	PROPOSED MAJOR CONTOUR
<u>————— 11XX —————</u>	PROPOSED MINOR CONTOUR
	PROPOSED PERM



ow what's below.  
**Call** before you dig.

# GRADING PLAN PUD PLANS

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RIAMUR NURH  
OTS 2, 3 19, 20

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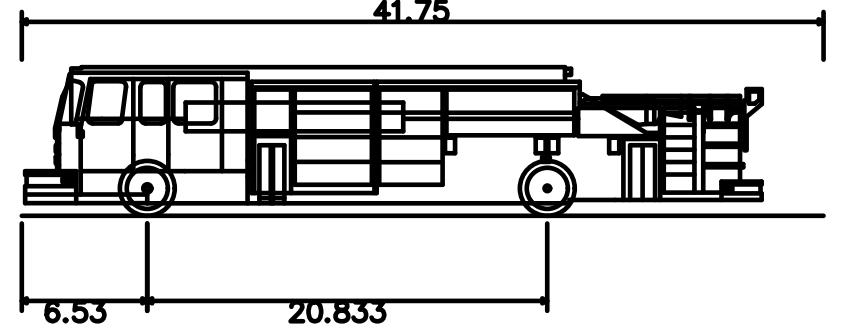
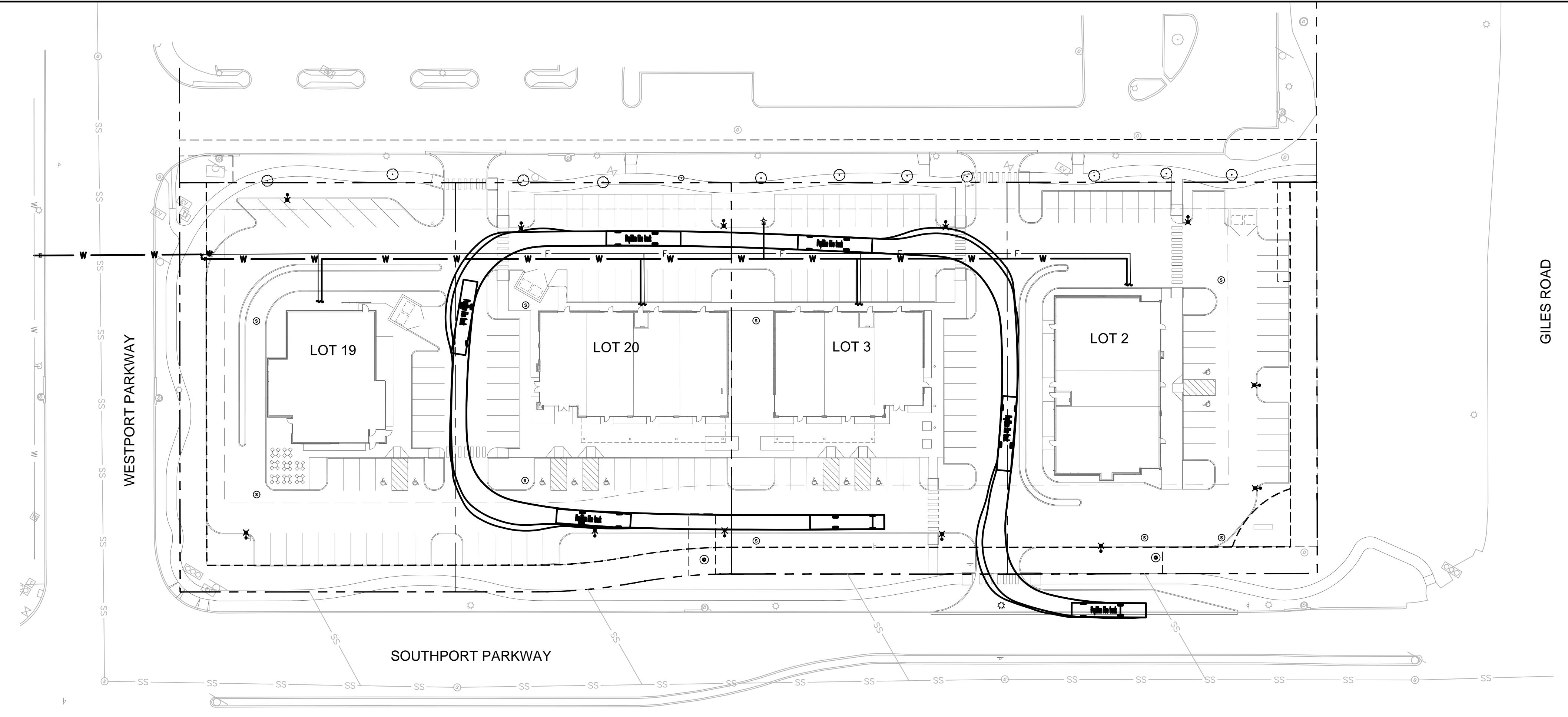
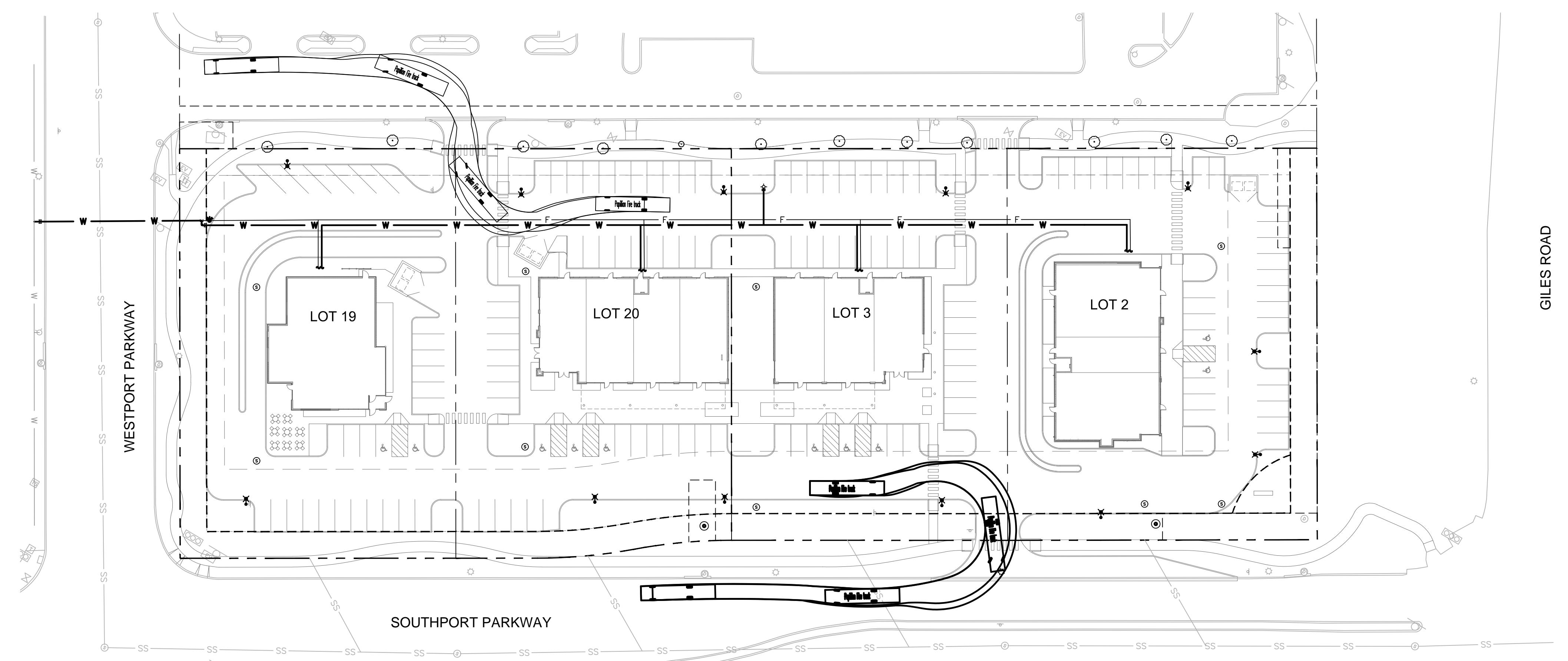
A VISTA, NEBRASKA

# HEET

## C3.1



DWG: F:\2019\1001-1500\019-1124\40-Design\AutoCAD\Preliminary Plans\Sheets\GNCV\C\_FPR01\_0191124.dwg  
DATE: Oct 10, 2019 11:01am XREFS: c\_ptblk\_0191124 c\_pbase\_0191124 c\_xbase\_0191124 c\_putil\_0191124  
USER: ewilliams



Papillion Fire truck  
Overall Length  
Overall Width  
Overall Body Height  
Min Body Ground Clearance  
Track Width  
Lock-to-lock time  
Max Wheel Angle

41.750ft  
8.000ft  
7.496ft  
0.746ft  
8.142ft  
5.00s.  
37.00•

ISSON

2111 South 67th Street, Suite 200  
Omaha, NE 68106      TEL 402.341.1116  
[www.olsson.com](http://www.olsson.com)

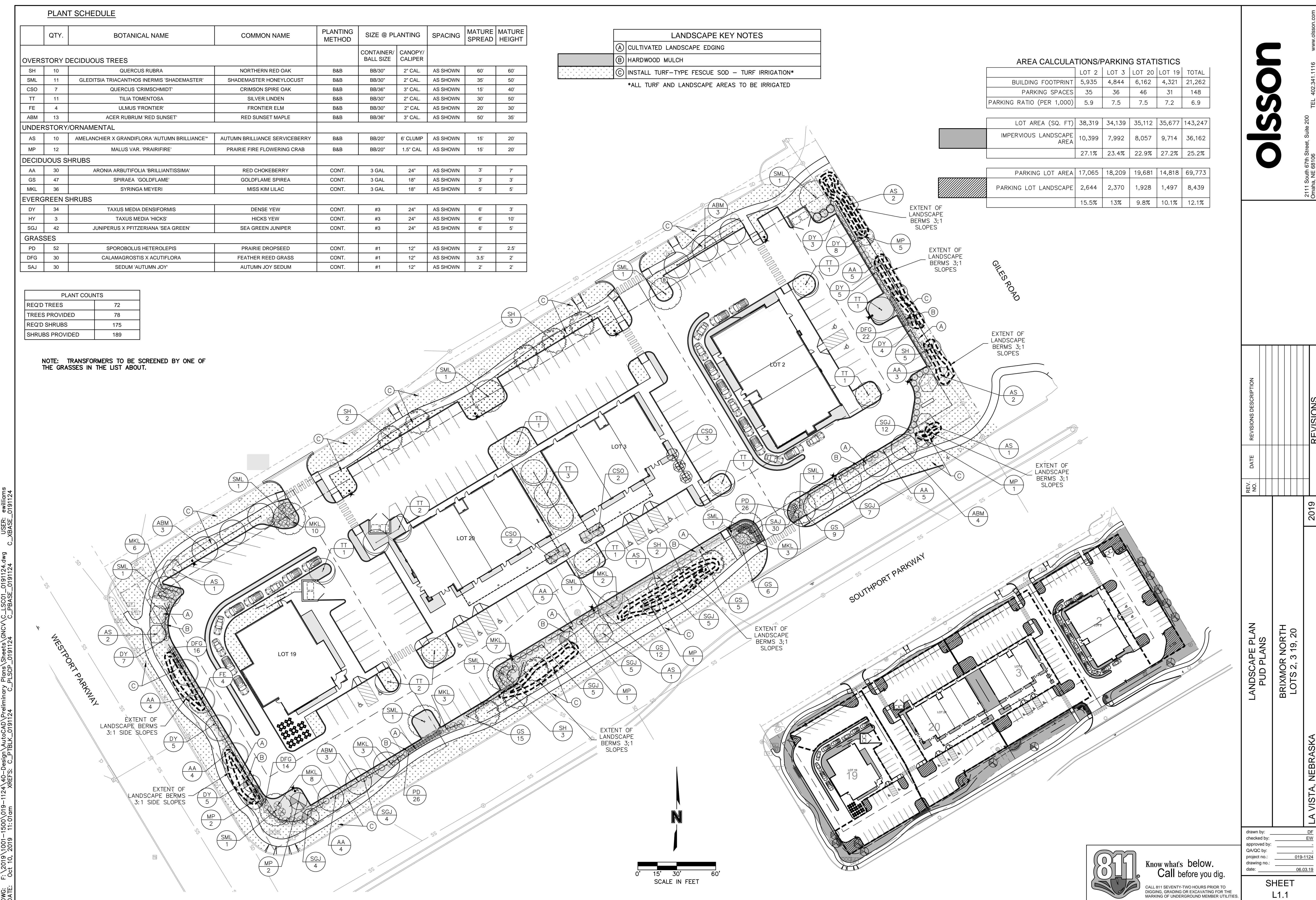
EMERGENCY VEHICLE ACCESS PLAN		NO.	DATE	REVISED DESCRIPTION
PUD PLANS				
BRIXMOR NORTH LOTS 2, 3 19, 20			2019	REVISIONS
LA VISTA, NEBRASKA				
Drawn by:	JLC			
Checked by:	EW			
Approved by:	-			
VQC by:	-			
Project no.:	019-1124			
Drawing no.:				
Date:	06.03.19			
SHEET C5.1				



Know what's below.  
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**SHEET**  
**C5.1**

---





Brixmor North  
Description  
019-2182  
Omaha, NE  
10/10/2019

#### Common Area Estimated Costs

Disclaimer: This Opinion of Probable Construction Cost is subject to change based on several factors including, due diligence investigation findings, jurisdictional permitting and/or entitlement requirements, final design scope and changes in construction pricing. Since Olsson has no control over the cost of labor, materials, equipment or services furnished by others, or over the contractor(s)' methods of determining prices, or over competitive bidding or market conditions, Olsson's Opinion of Probable Cost provided for herein is made on basis of Olsson's experience and qualifications and represent Olsson's best judgment as an experienced and qualified professional engineer, familiar with the construction industry. Client acknowledges and agrees that Olsson cannot and does not guarantee proposals or bids and that actual total Project(s) or construction costs may reasonably vary from Olsson's Opinion of Probable Costs.

Item No.	Description	Qty	Units	Unit Price	Total	Notes
<b>Project 4 Storm Sewer :</b>						
101	Underground Detention	18,500.00	CF	\$15.00	\$277,500.00	
113	Perform CCTV Pipeline Inspection	370.00	LF	\$1.50	\$555.00	
114	Construct 15-36" RCP Class III Piping	370.00	LF	\$55.00	\$20,350.00	
115	Construct Water Quality Unit	2	EA	\$25,000.00	\$50,000.00	
116	Construct Curb Inlet - Type III	5	EA	\$5,000.00	\$25,000.00	
<b>Engineering, Staking, Testing &amp; Inspection</b>					<b>10%</b>	\$37,340.50
					<b>Subtotal</b>	<b>\$410,745.50</b>
<b>Project 5 Water:</b>						
101	Construct Fire Hydrant	1	EA	\$2,000.00	\$2,000.00	
102	Construct 6" Fire Line	371	EA	\$55.00	\$20,405.00	
103	Construct 6" Water Main	95	EA	\$30.00	\$2,850.00	
104	Construct 2" Water Line	371	EA	\$55.00	\$20,405.00	
<b>Engineering, Staking, Testing &amp; Inspection</b>					<b>10%</b>	\$4,566.00
					<b>Subtotal</b>	<b>\$50,226.00</b>
<b>Project 6 Paving</b>						
100	Mobilization	1.00	LS	\$10,000.00	\$10,000.00	
101	Pavement Marking/Signage	1.00	LS	\$5,000.00	\$5,000.00	
102	Subgrade Preparation	352.00	SY	\$3.00	\$1,056.00	
103	Sawcut-Full Depth	170.00	LF	\$6.00	\$1,020.00	
115	Construct 5" Concrete Sidewalk	18,010.00	SF	\$5.00	\$90,050.00	
116	Construct 9" Concrete Road	252.00	SY	\$65.00	\$16,380.00	
<b>Engineering, Staking, Testing &amp; Inspection</b>					<b>10%</b>	\$11,350.60
					<b>Subtotal</b>	<b>\$134,856.60</b>
<b>Construction Costs Plus Engineering Fees Subtotal</b>						<b>\$595,828.10</b>
<b>110% Construction Costs Plus Engineering Fees Total</b>						<b>\$655,410.91</b>

# **BRIXMOR NORTH TRAFFIC IMPACT STUDY LA VISTA, NEBRASKA**

**Prepared For:**

Slaggie Architects, Inc.  
622 N 109<sup>th</sup> Plaza  
Omaha, NE 68154

**Prepared By:**

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Olsson Project No. 019-1124  
August 2019

**olsson**

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Appendix A	Count Data
Appendix B	Existing Conditions Capacity Analysis Reports
Appendix C	2022 Background Capacity Analysis Reports
Appendix D	Opening Day Capacity Analysis Reports

# 1.0 INTRODUCTION AND OBJECTIVE

This report documents the results of analyses conducted for a proposed commercial development (Brixmor North) located in the northeast quadrant of Southport Parkway & Westport Parkway in La Vista, Nebraska. A map showing the general location of the proposed development is illustrated in **Figure 1**.

This study was conducted to evaluate current roadway conditions and to identify potential improvements to mitigate existing and future traffic issues. Three scenarios were analyzed as part of this study: Existing, 2022 Background, and 2020 plus Site (Opening Day) conditions. The year 2022 was chosen to represent the short-term horizon year with full build out and occupation of the development. Specific recommendations are included at the end of the report.

# 2.0 DATA COLLECTION

The data collection effort included obtaining peak hour turning movement counts and documentation of current roadway geometrics and traffic control.

## 2.1 Peak Hour Turning Movement Counts

Olsson coordinated intersection peak hour turning movement counts on Thursday, April 18th, 2019 at the following intersections:

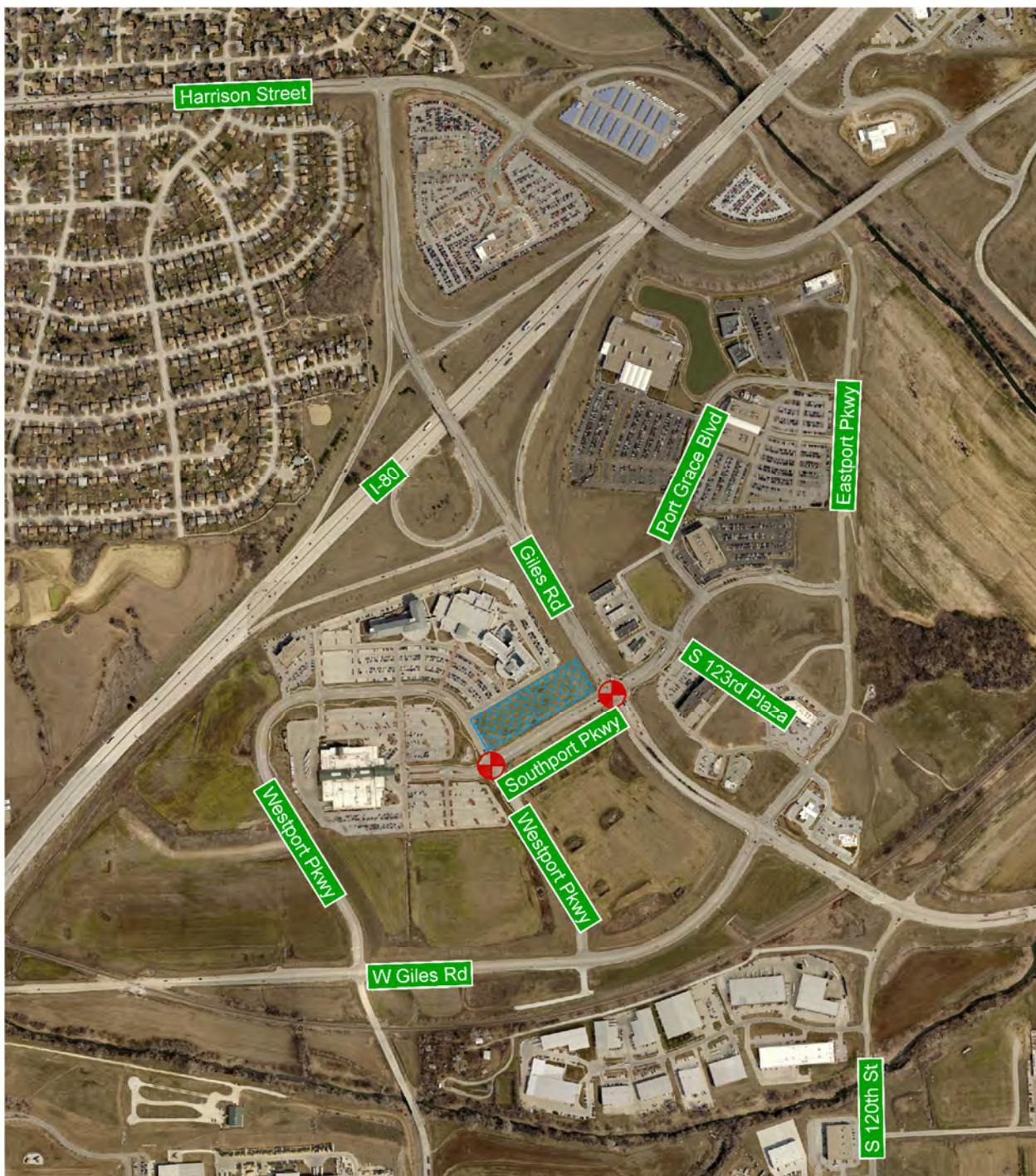
- Southport Parkway & Giles Road
- Southport Parkway & Westport Parkway

All counts were collected at 15-minute intervals from 7:00am – 9:00am, and 4:00pm – 6:00pm. Counts include documentation of heavy vehicles at all count locations. Existing average daily traffic (ADT) volumes were estimated by applying a k-factor of 0.09 to turning movement volumes at each leg of Southport Parkway & Giles Road.

Existing peak hour traffic volumes are shown in **Figure 2**. Count data collected for this study can be found in **Appendix A**.

## 2.2 Field Review of Street Geometrics

A review of the existing roadway network including roadway type, general roadway geometrics, and traffic control device locations was completed as part of the data collection effort. Cross-section measurements and turn bay storage lengths were collected on each leg of the study intersections.



**Figure 1. Vicinity Map**

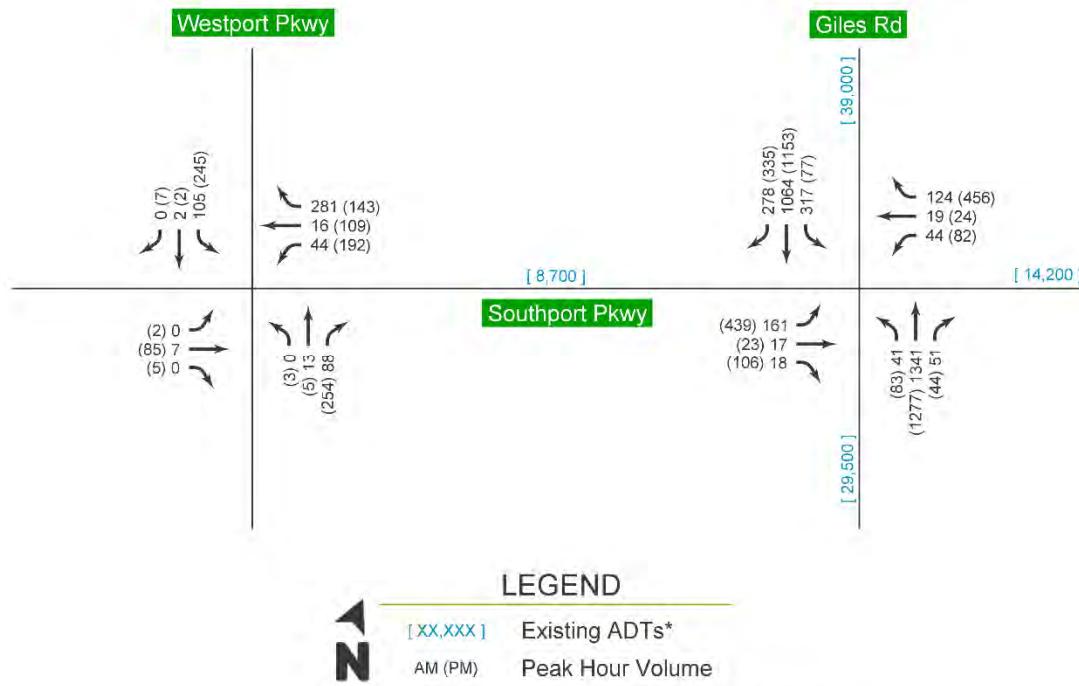


Figure 2. Existing Traffic Volumes

## 3.0 EXISTING CONDITIONS

Street conditions were evaluated to identify any existing deficiencies and to provide a baseline for comparison purposes.

### 3.1 Network Characteristics

Current roadway characteristics are summarized in **Table 1** below. Data for each roadway was acquired from aerial photography and the Metropolitan Area Planning Agency (MAPA) Federal Functional Classification map.

Table 1. Existing Roadway Characteristics.

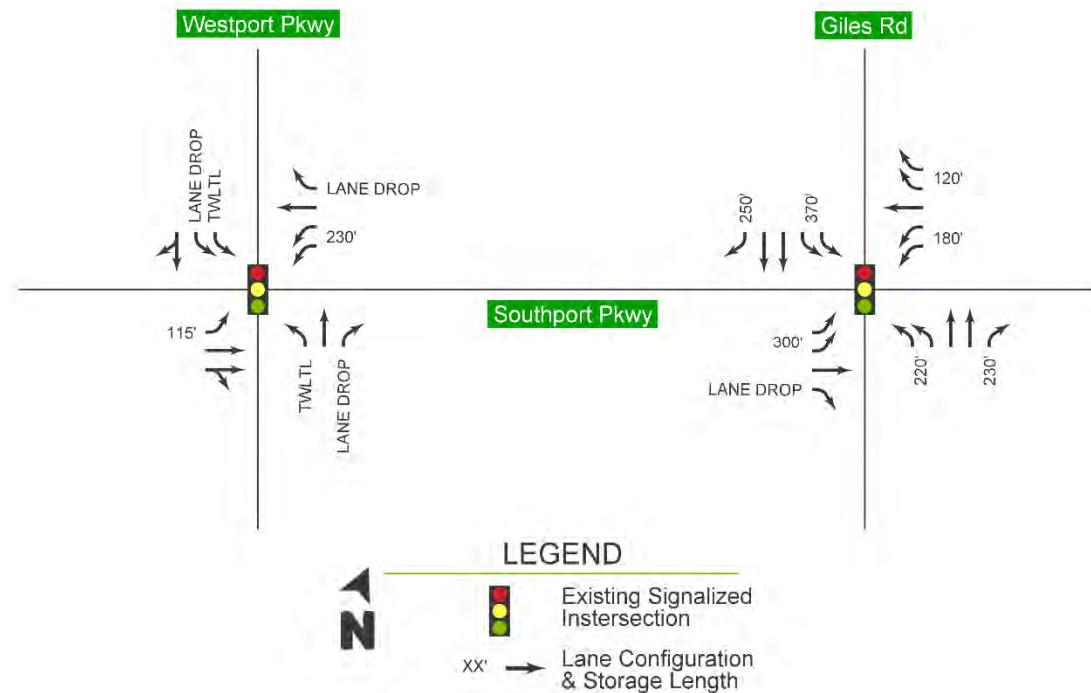
Roadway	Section	Median Type	Posted Speed	Functional Classification
Giles Road	4-Lane	Divided	45 mph	Other Principal Arterial
Southport Parkway	4-Lane	Divided	25 mph	Local
Westport Parkway	5-Lane	TWLTL <sup>1</sup>	25 mph	Local

<sup>1</sup>TWLTL = two-way left-turn lane.

The two study intersections, Southport Parkway & Giles Road and Southport Parkway & Westport Parkway, are both signalized. The intersection of Southport Parkway & Giles Road is built out with dual left-turn lanes at all approaches. Interstate 80 (I-80) is located approximately one-quarter mile north of Southport Parkway & Giles Road. There are sidewalks on the westbound approach of Southport Parkway & Giles Road.

The intersection of Southport Parkway & Westport Parkway has dual left turn lanes at southbound and westbound approaches. There are currently sidewalks on the west leg of the intersection, that extend north and south.

Existing lane configurations and traffic control are illustrated in **Figure 3**.



**Figure 3. Existing Lane Configurations and Traffic Control**

## 3.2 Existing Capacity Analysis

Capacity analyses were performed for the existing study intersections using the existing lane configurations and traffic control. Analyses were conducted using Synchro, Version 10.1 which is based on the Highway Capacity Manual (HCM), 6<sup>th</sup> Edition delay methodologies. For simplicity, the amount of control delay is equated to a grade or Level of Service (LOS) based on thresholds of driver acceptance. The amount of delay is assigned a letter grade A through F, LOS A representing little or no delay and LOS F representing very high delay. **Table 2** shows the delays associated with each LOS grade for signalized and unsignalized intersections. Signal timings were provided by the City of La Vista and these were incorporated in this and subsequent analyses.

**Table 2. Intersection LOS Criteria.**

Level-of-Service	Average Control Delay (seconds)	
	Signalized	Unsignalized
<b>A</b>	$\leq 10$	$\leq 10$
<b>B</b>	> 10-20	> 10-15
<b>C</b>	> 20-35	> 15-25
<b>D</b>	> 35-55	> 25-35
<b>E</b>	> 55-80	> 35-50
<b>F</b>	> 80	> 50

Highway Capacity Manual (HCM, 6<sup>th</sup> Edition)

Based on the capacity analysis, both signalized intersections operate at LOS D or better in both peak hours. Most individual movements operate at LOS D or better in both peak hours. There are several movements that operate at LOS E or LOS F in the AM and PM peak hours. Operations for these movements are detailed in **Table 3** below.

Table 3. Existing Capacity Analysis – Signalized LOS

Intersection	Movement	LOS AM (PM)	Delay (sec/veh) AM (PM)	Queue (ft) AM (PM)	V/C Ratio AM (PM)
Southport Parkway & Giles Road	EBL	E (E)	72 (61)	#117 (240)	0.80 (0.88)
	EBT	E (E)	59 (60)	0 (38)	0.37 (0.46)
	WBT	E (D)	56 (52)	41 (42)	0.24 (0.25)
	WBR	C (F)	25 (179)	25 (135)	0.32 (1.30)
	SBL	F (E)	91 (58)	#185 (55)	0.99 (0.56)

The vehicle-to-capacity (v/c) ratio for the westbound right-turning movement exceeds 1.0 in the PM peak hour which indicates these movements are oversaturated. In addition, the v/c ratio for the southbound left-turning movement approaches 1.0 in the AM peak hour indicating this movement is reaching capacity. All queue lengths are contained within existing storage lengths.

The Existing capacity analysis summary is illustrated in **Figure 4**. Detailed results may be found in **Appendix B**.

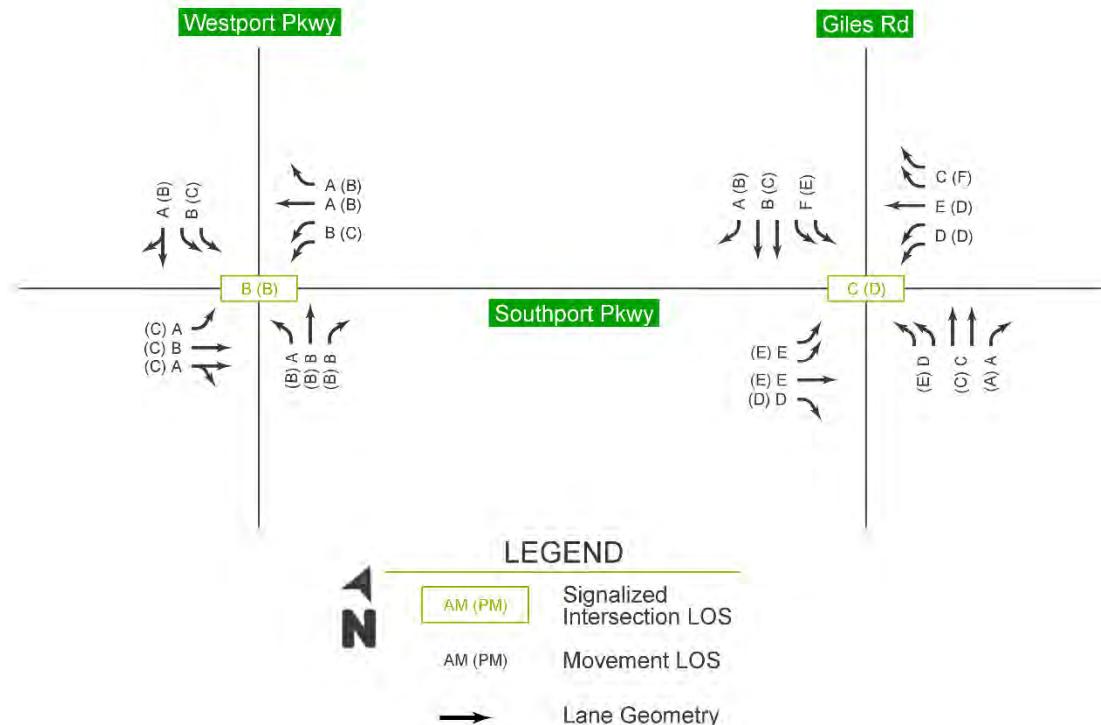


Figure 4. Existing Capacity Analysis

## 4.0 2022 BACKGROUND VOLUMES AND ANALYSIS

Year 2022 Background volumes were established to evaluate Opening Day conditions. 2022 Background volumes were applied to the study intersections and a capacity analysis was performed.

### 4.1 2022 Background Volumes

Year 2022 Background volumes were generated using an assumed annual growth rate for traffic volumes in the area. Olsson performed a traffic impact study in the area in the year 2017 for the La Vista Multi-Sport Complex (Olsson 2017). Based on traffic volumes and projections from the Olsson 2017 study, a two percent growth rate was applied to existing traffic volumes along Giles Road to develop future background volumes. Side street volumes along Southport Parkway are assumed to be development dependent. 2022 Background volumes are illustrated in **Figure 5**.

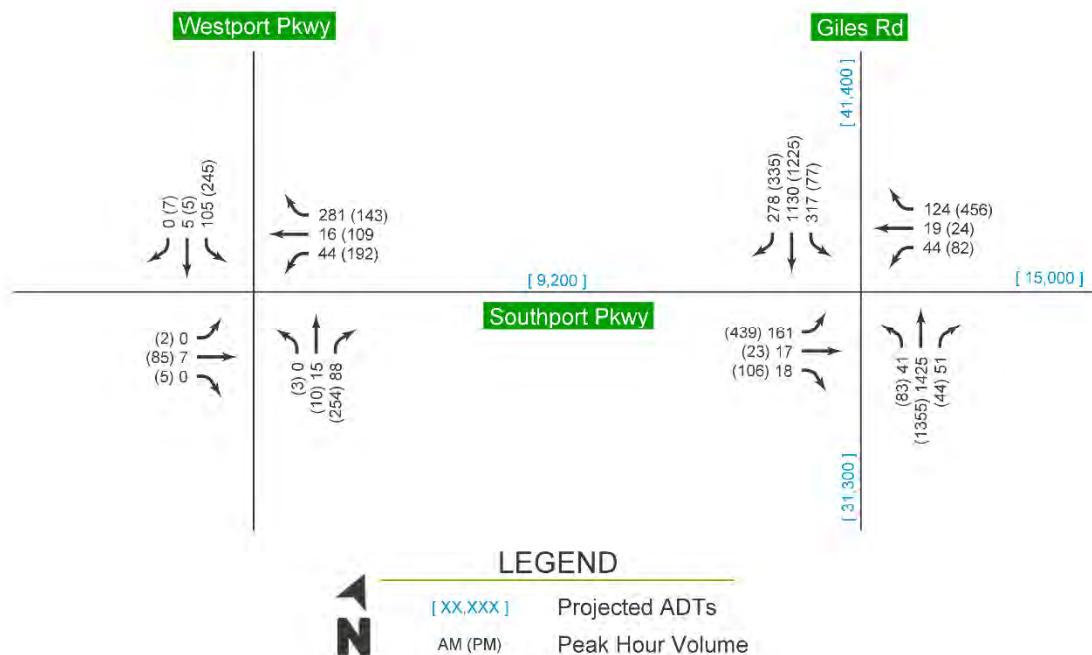


Figure 5. 2022 Background Traffic Volumes

### 4.2 2022 Background Capacity Analysis

Based on the capacity analysis, both signalized intersections are anticipated to operate at LOS D or better in both peak hours. Most turning movements are anticipated to operate at LOS D or better in either peak hour. Movements anticipated to operate at unacceptable levels of service are detailed in **Table 4** below.

Table 4. 2022 Background Capacity Analysis – Signalized LOS

Intersection	Movement	LOS AM (PM)	Delay (sec/veh) AM (PM)	Queue (ft) AM (PM)	V/C Ratio AM (PM)
Southport Parkway & Giles Road	EBL	E (E)	75 (61)	#120 (240)	0.82 (0.88)
	EBT	E (E)	59 (60)	0 (38)	0.37 (0.46)
	WBT	E (D)	56 (52)	41 (42)	0.24 (0.25)
	WBR	C (F)	25 (179)	24 (135)	0.32 (1.30)
	SBL	F (E)	95 (58)	#191 (55)	1.00 (0.56)

All queue lengths are anticipated to be contained within the current storage length for each of these movements. Similar to existing conditions, westbound right-turning vehicles are anticipated to have v/c ratios exceeding 1.0 in the PM peak hour. In addition, the southbound left-turning movement also experiences a v/c ratio of 1.0 in the AM peak hour which indicates this movement is oversaturated and may experience additional delay.

The 2022 Background conditions capacity analysis summary is illustrated in **Figure 6**. Detailed results may be found in **Appendix C**.

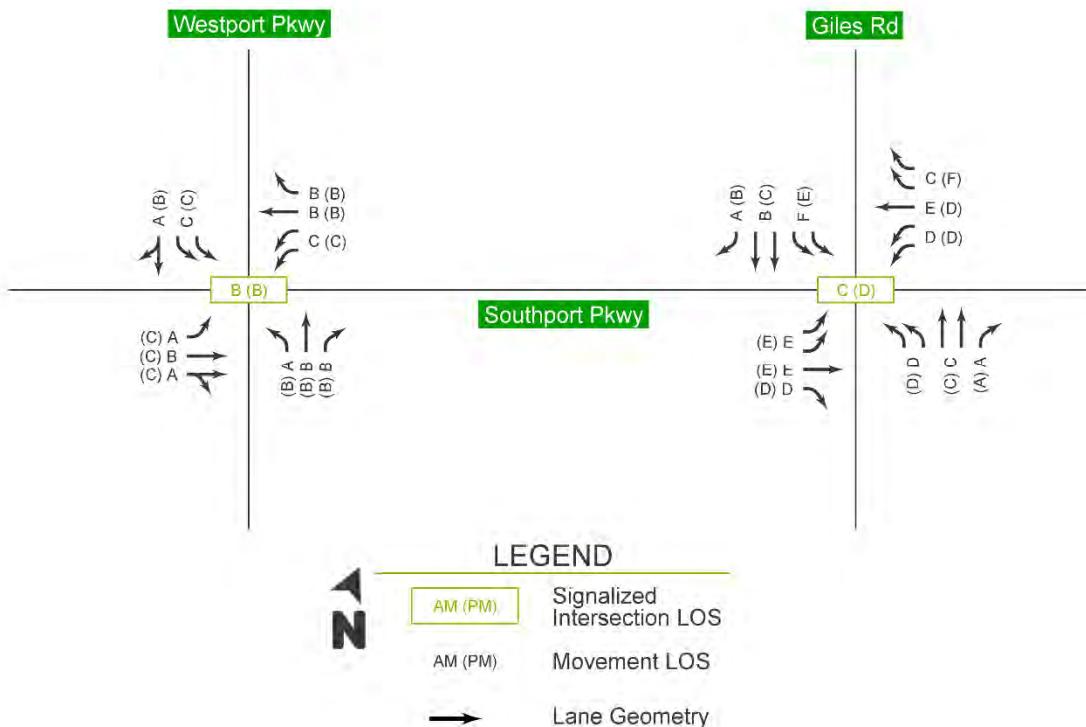


Figure 6. 2022 Background Capacity Analysis Summary

## 5.0 SITE CHARACTERISTICS

Trips anticipated to be associated with the Brixmor North Development were generated and applied to the study network to determine impacts to the existing roadway network. This study assumes one right-in, right-out (RIRO) connection to Southport Parkway. The location of this access is proposed to be approximately 300 feet west of Giles Road. The location was determined based on coordination with the City of La Vista and the client during site plan concept meetings. There is also an existing drive (Embassy Suites Drive) located approximately 250 feet northwest of Southport Parkway along Westport Parkway. This drive will be utilized for indirect access to the site. The site plan used for this study is provided in **Figure 7**.

### 5.1 Trip Generation

Trip generation characteristics were developed for the proposed site using rates found in the ITE Trip Generation Manual (10th Edition). Common Land Use Codes (LUC) are published with rates that can be applied to values related to the size of the proposed site to estimate the anticipated entering and exiting trips. LUC 820 Shopping Center, LUC 934 Fast-Food Restaurant with Drive-Through Window, and LUC 937 Coffee/Donut Shop with Drive-Through Window were used for the trip generation. The site is anticipated to be fully built out and occupied by year 2022.

Based on ITE methodologies, a pass-by reduction was applied to the site trips to account for trips made to the site while on the way to another destination. Pass-by trips include trips that are diverted from the roadways adjacent to the development that have direct access. Primary trips are trips made for the specific purpose of visiting the development.

A summary of the anticipated number of daily, AM peak hour, and PM peak hour trips for Brixmor North are shown in **Table 5**. This site is anticipated to generate a net of 4,567 daily trips, 402 AM peak hour trips, and 302 PM peak hour trips peak hour trips.

### 5.2 Trip Distribution

A trip distribution was developed based on existing travel patterns, surrounding land uses, and proximity to the interstate. The primary trip distribution, pass-by site trips, and total site trips are illustrated in **Figures 8-12**.



LEGEND



Signalized  
Intersection

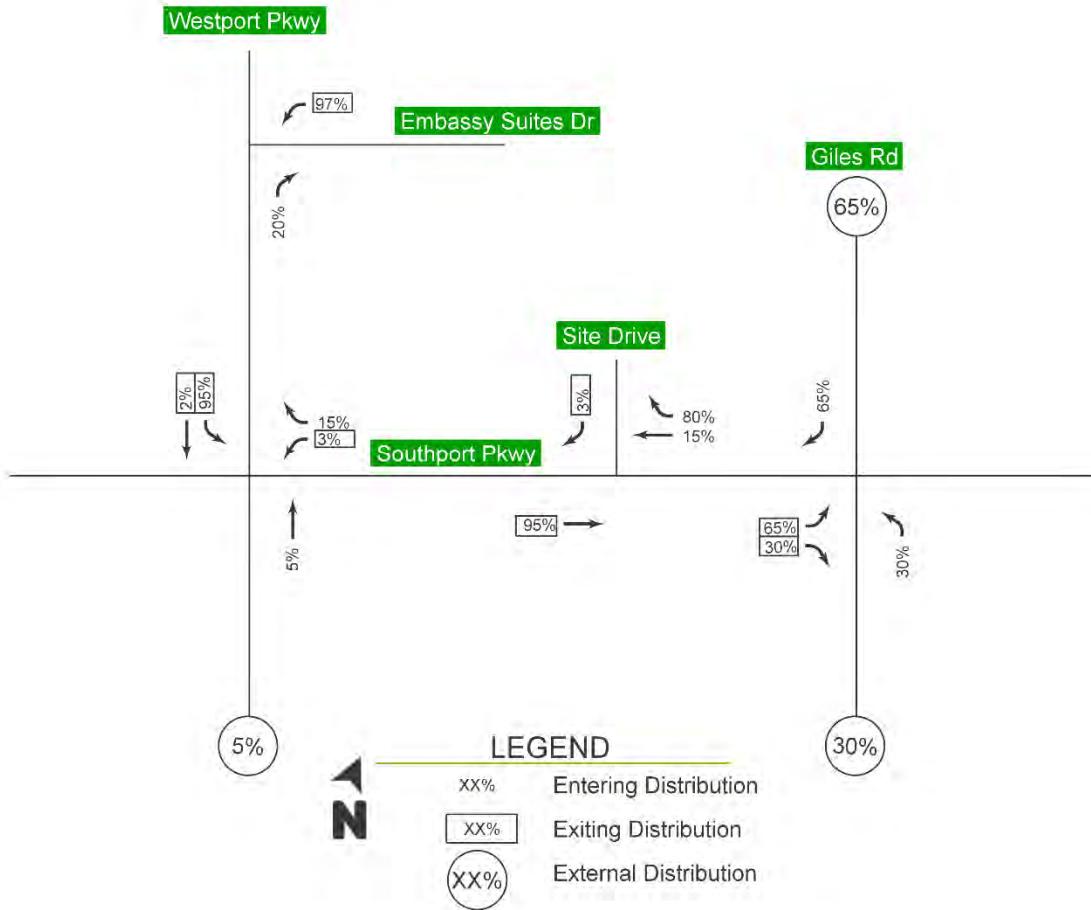
Figure 7. Site Plan

**Table 5. Trip Generation**

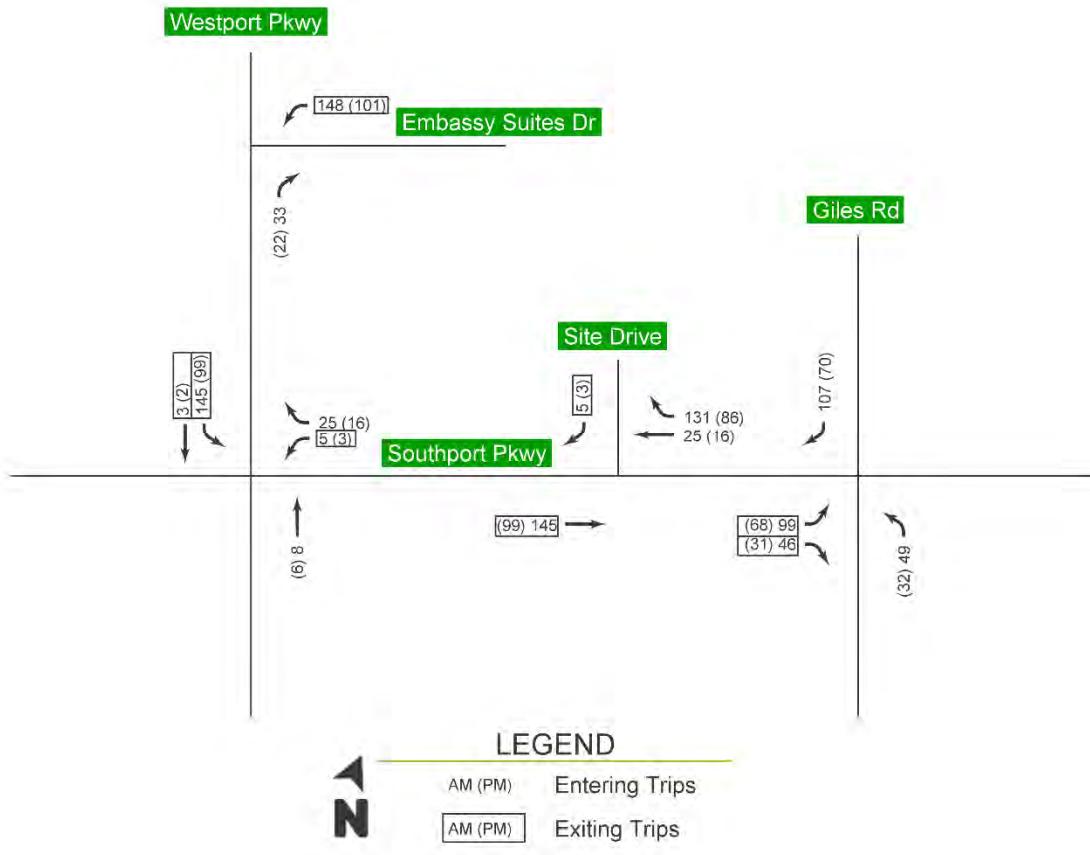
ITE 10th Ed Code/Page	Lot	Land Use	Size	Daily Trip Generation							
				Trip Gen. Avg. Rate/Eq.	Daily Trips	Trip Distribution		Total Daily Trips			
						Enter	Exit	Enter	Exit		
934/201	A	Fast-Food Restaurant with Drive-Through Window	4,313	SF	470.95	2,031	50%	50%	1,016	1,016	
820/138	B	Shopping Center	6,307	SF	37.75	238	50%	50%	119	119	
820/138	C	Shopping Center	4,931	SF	37.75	186	50%	50%	93	93	
820/138	D	Shopping Center	2,500	SF	37.75	94	50%	50%	47	47	
820/138	D	Shopping Center	1,100	SF	37.75	42	50%	50%	21	21	
937/231	D	Coffee/Donut Shop with Drive-Through Window	2,408	SF	820.38	1,975	50%	50%	988	988	
Total					4,567			2,283	2,283		

ITE 10th Ed Code/Page	Lot	Land Use	Size	AM Peak Hour Trips							
				Trip Gen. Avg. Rate/Eq.	AM Peak Trips	Trip Distribution		Total AM Trips		Pass-by Reduction	Pass-by Trips
						Enter	Exit	Enter	Exit	Enter	Exit
934/202	A	Fast-Food Restaurant with Drive-Through Window	4,313	SF	40.19	173	51%	49%	88	85	49%
820/139	B	Shopping Center	6,307	SF	0.94	6	62%	38%	4	2	0%
820/139	C	Shopping Center	4,931	SF	0.94	5	62%	38%	3	2	0%
820/139	D	Shopping Center	2,500	SF	0.94	2	62%	38%	1	1	0%
820/139	D	Shopping Center	1,100	SF	0.94	1	62%	38%	1	0	0%
937/232	D	Coffee/Donut Shop with Drive-Through Window	2,408	SF	88.99	214	51%	49%	109	105	0%
Total					402			206	195	42	42
										164	153

ITE 10th Ed Code/Page	Lot	Land Use	Size	PM Peak Hour Trips							
				Trip Gen. Avg. Rate/Eq.	PM Peak Trips	Trip Distribution		Total PM Trips		Pass-by Reduction	Pass-by Trips
						Enter	Exit	Enter	Exit	Enter	Exit
934/203	A	Fast-Food Restaurant with Drive-Through Window	4,313	SF	32.67	141	52%	48%	73	68	50%
820/140	B	Shopping Center	6,307	SF	3.81	24	48%	52%	12	12	34%
820/140	C	Shopping Center	4,931	SF	3.81	19	48%	52%	9	10	34%
820/140	D	Shopping Center	2,500	SF	3.81	10	48%	52%	5	5	34%
820/140	D	Shopping Center	1,100	SF	3.81	4	48%	52%	2	2	34%
937/233	D	Coffee/Donut Shop with Drive-Through Window	2,408	SF	43.38	104	50%	50%	52	52	0%
Total					302			153	149	45	45
										108	104



**Figure 8. Trip Distribution**



**Figure 9. Primary Site Trips**

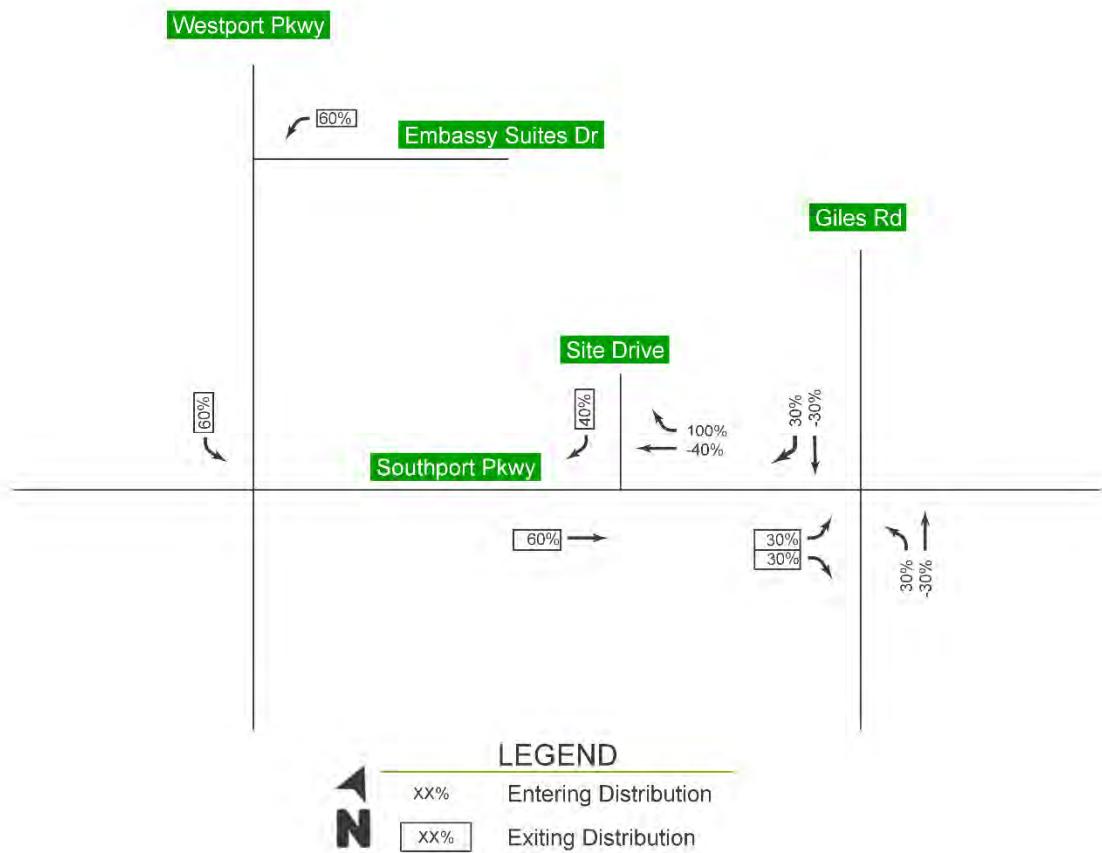


Figure 10. Pass-By Trip Distribution



**Figure 11. Pass-By Site Trips**

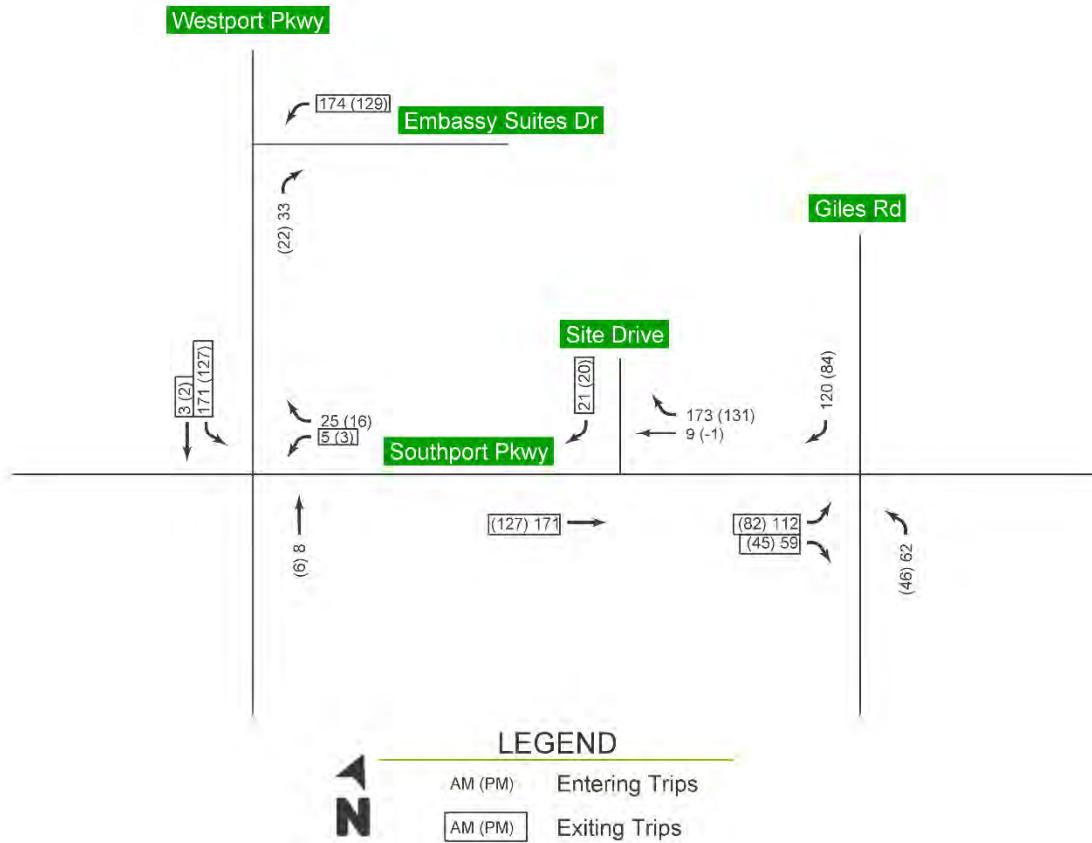


Figure 12. Total Site Trips

## 5.3 Site Traffic Circulation

The circulation of site traffic was analyzed to determine potential impacts on the roadway network.

Based on the location of the proposed Site Drive along Southport Parkway, there are concerns that traffic may use this drive for access to the adjacent hotel property. In addition, there are concerns delivery trucks using this access may need to wait for exiting vehicles in order to have adequate space to make a wide turn into the site, potentially stacking vehicles onto Southport Parkway. To address these concerns, the Southport Parkway access should include signage directing hotel traffic and delivery trucks to use Westport Parkway.

The current site plan proposes two land uses that include drive-through windows. Based on the current site plan, the available stacking for the coffee shop use is approximately 15 vehicles before it will begin to impede free flow parking lot movements along the east side of the lot. Due to the layout of the site, this is not anticipated to impact operations at any development access. The available stacking for the fast-food drive-through shown in the site plan is approximately nine vehicles. Queues longer than nine vehicles will block some movements at the westernmost development access off Embassy Suites Drive. In these cases, site traffic will be able to use the easternmost development access along Embassy Suites Drive.

## 6.0 FUTURE PLUS SITE ANALYSIS

The 2022 Background volumes were combined with the proposed site trips to develop the Opening Day volume scenario for capacity analysis purposes. The Opening Day peak hour volumes are shown in **Figure 13**.

### 6.1 Opening Day Capacity Analysis

Based on conversations with the City of La Vista, the construction of a westbound right-turn lane at the Site Drive along Southport Parkway will be required with site development and was included as part of the Opening Day analysis. All other intersections were analyzed with existing geometrics and intersection control.

Results of the capacity analysis indicate traffic operations along the north-south Giles Road mainline are anticipated to operate similar to 2022 Background conditions. There are several turning movements at Southport Parkway & Giles Road anticipated to operate at LOS E or LOS F in both peak hours that are detailed in **Table 6** below.

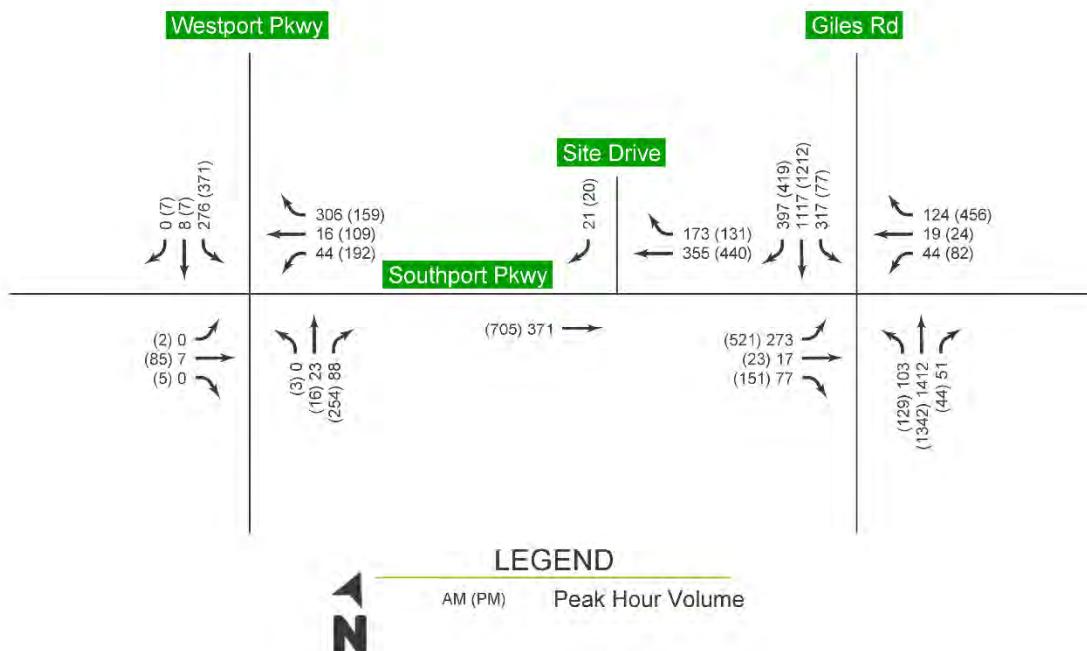


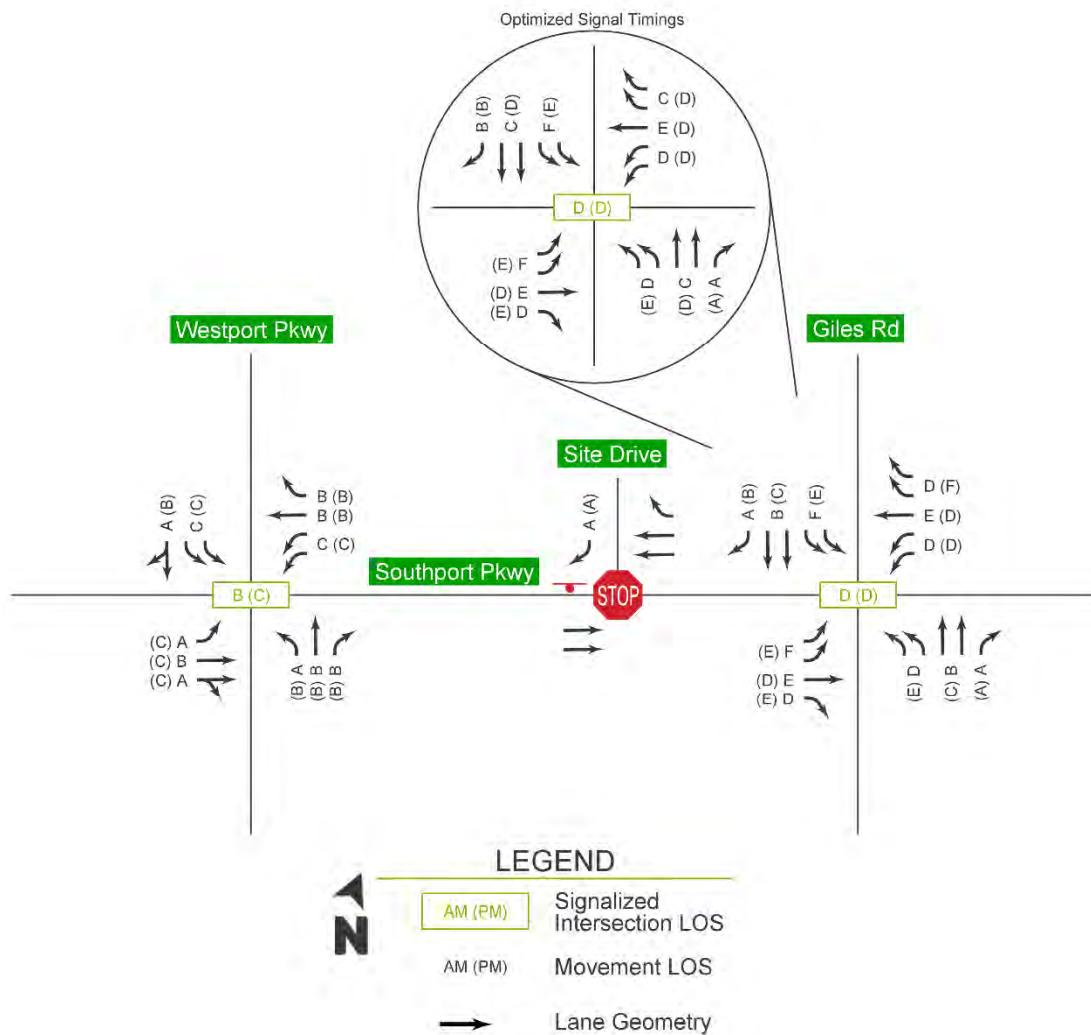
Figure 13. Opening Day Traffic Volumes

**Table 6. Opening Day Capacity Analysis – Signalized LOS**

Intersection	Movement	LOS AM (PM)	Delay (sec/veh) AM (PM)	Queue (ft) AM (PM)	V/C Ratio AM (PM)
<b>Southport Parkway &amp; Giles Road</b>	EBL	F (E)	256 (66)	#238 (#319)	1.39 (0.91)
	EBT	E (D)	59 (54)	35 (43)	0.37 (0.26)
	EBR	D (E)	39 (59)	10 (82)	0.33 (0.87)
	WBT	E (D)	55 (52)	41 (42)	0.23 (0.25)
	WBR	D (F)	36 (177)	24 (135)	0.32 (1.30)
	NBL	D (E)	42 (57)	70 (88)	0.27 (0.59)
	SBL	F (E)	63 (58)	#191 (55)	1.00 (0.56)

Most queue lengths are anticipated to be contained in the current storage length for each of these movements. The 95<sup>th</sup> percentile queue length for the eastbound left-turning movement at Southport Parkway & Giles Road is anticipated to be approximately 320 feet in the PM peak hour which will extend into the taper of the existing storage bay. The eastbound left-turn lanes at Southport Parkway & Giles Road are currently back-to-back with the westbound left-turn lanes at Southport Parkway & Westport Parkway. There is currently no room to extend eastbound left-turn lanes.

There is an existing site drive approximately 250 feet northwest of the Southport Parkway & Westport Parkway intersection. The queue length for the southbound left-turning movement at this intersection is anticipated to be approximately 135 feet in the PM peak hour which will not extend beyond this drive. The Opening Day capacity analysis summary is illustrated in **Figure 14**. Detailed results may be found in **Appendix D**



**Figure 14. Opening Day Capacity Analysis**

As part of the opening day capacity analysis, signal timings were evaluated for potential modification to improve overall traffic operations. At Southport Parkway & Giles Road, signal timings were optimized in both peak hours. Turning movement operations included in **Table 6** are shown in **Table 7** below for comparison purposes.

However, modifying signal timings at this intersection may impede progression along Giles Road. Northbound through movement queue lengths are anticipated to exceed 800 feet in the AM peak hour with optimized timings. Adjacent intersection signal timing coordination and north-south mainline progression along Giles Road should be considered before modifying signal timings at Southport Parkway & Giles Road. There are no signal timing recommendations for the intersection of Southport Parkway & Westport Parkway.

**Table 7. Opening Day Capacity Analysis – Signalized LOS with Signal Timing Modifications**

Intersection	Movement	LOS AM (PM)	Delay (sec/veh) AM (PM)	Queue (ft) AM (PM)	V/C Ratio AM (PM)
Southport Parkway & Giles Road	EBL	F (E)	89 (72)	153 (269)	0.95 (0.94)
	EBT	E (D)	59 (52)	34 (43)	0.37 (0.23)
	EBR	D (E)	39 (59)	9 (84)	0.34 (0.86)
	WBT	E (D)	55 (46)	41 (42)	0.23 (0.17)
	WBR	C (D)	23 (54)	8 (#154)	0.31 (0.98)
	NBL	D (E)	42 (63)	67 (#93)	0.28 (0.69)
	SBL	F (E)	89 (58)	#184 (56)	0.98 (0.56)

## 7.0 CONCLUSIONS & RECOMMENDED IMPROVEMENTS

This study documents the impacts of the proposed Brixmor North development located in the northeast quadrant of Southport Parkway & Westport Parkway in La Vista, Nebraska. This study was conducted to evaluate current roadway conditions and to identify potential improvements to mitigate existing and future traffic issues. Three scenarios were analyzed at study intersections: Existing, 2022 Background, and 2022 plus Site (Opening Day) conditions. Year 2022 coincides with the full build out of the site.

Trips associated with the development were generated based on ITE methodology. Site trips were combined with 2022 Background volumes and capacity analyses were performed for the Opening Day volume scenario.

Traffic is generally anticipated to operate with acceptable delay. However, several minor street turning movements at the intersection of Southport Parkway & Giles Road are anticipated to experience unacceptable delay or long queues in short-term future conditions. As traffic volumes increase along Giles Road and developments in the area build out, signal timings in the area should be considered for modification to improve traffic operations through the Giles Road corridor. There are no recommended signal timing modifications at study intersections currently.

The City of La Vista is requiring a westbound right-turn lane to be installed with the site at the RIRO site drive along Southport Parkway which is located approximately 300 feet west of Giles Road. This turn lane is proposed to have 75 feet of storage length. There should be a "One Way" sign (MUTCD R6-1) installed in the median along Southport Parkway with the construction of this drive. There should also be signage installed prior to the site drive directing hotel and delivery traffic to use Westport Parkway to reduce potential congestion at this site access. In addition, a "No U-Turn" sign (MUTCD R3-4) should be installed at the intersection of Westport Parkway & Southport Parkway to restrict westbound u-turning movements.



**CITY OF LA VISTA**  
**MAYOR AND CITY COUNCIL REPORT**  
**OCTOBER 15, 2019 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
AMEND MASTER FEE ORDINANCE - PARKING RATES	◆ RESOLUTION ◆ ORDINANCE RECEIVE/FILE	TOMMY PROUHET ASST. TO THE CITY ADMINISTRATOR

**SYNOPSIS**

Approval is needed to amend the Master Fee Ordinance.

**FISCAL IMPACT**

NA

**RECOMMENDATION**

Approval.

**BACKGROUND**

The City has reached substantial completion on construction of Parking Structure 1, adjacent to Civic Center Park and the City Centre development. The structure contains 459 public parking stalls that will serve transient and monthly residential parkers.

City Council approved a flat monthly parking rate of \$50 at the September 3, 2019 City Council Meeting. Subsequently staff and the City's parking operator, ABM Industry Groups, LLC, determined that it would be possible to enforce separate parking zones for covered and uncovered stalls within Parking Structure 1. The ability to attract customers at multiple price points would allow the City to be more competitive. As such, staff is recommending that uncovered and covered parking stalls be assigned monthly rates of \$25 and \$50 respectively.

## ORDINANCE NO.

AN ORDINANCE TO AMEND ORDINANCE NO.132466, AN ORDINANCE TO ESTABLISH THE AMOUNT OF CERTAIN FEES AND TAXES CHARGED BY THE CITY OF LA VISTA FOR VARIOUS SERVICES INCLUDING BUT NOT LIMITED TO BUILDING AND USE, ZONING, OCCUPATION, PUBLIC RECORDS, ALARMS, EMERGENCY SERVICES, RECREATION, LIBRARY, AND PET LICENSING; SEWER AND DRAINAGE SYSTEMS AND FACILITIES OF THE CITY FOR RESIDENTIAL USERS AND COMMERCIAL USERS (INCLUDING INDUSTRIAL USERS) OF THE CITY OF LA VISTA AND TO GRANDFATHER EXISTING STRUCTURES AND TO PROVIDE FOR TRACT PRECONNECTION PAYMENTS AND CREDITS; REGULATING THE MUNICIPAL SEWER DEPARTMENT AND RATES OF SEWER SERVICE CHARGES; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE THE EFFECTIVE DATE HEREOF.

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

**Section 1. General Fee Schedule.** The fees and taxes charged by the City of La Vista for various services, facilities, and occupations shall be, and the same hereby are, fixed in accordance with the following schedule, no modifier shall be used, and such fees and taxes charged shall be in accordance with such rules as the City Council may establish:

### **BUILDING & USE FEES**

#### **(Apply inside City limits and within the Extra-territorial zoning jurisdiction)**

##### **Building Permit**

(Building valuation is determined by the most current issue of the ICC Building Valuation Data)

General	\$30 Base fee + see building fee schedule
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Commercial/Industrial	\$30 Base fee + see building fee schedule
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##### **Plan Review Fee**

Commercial (non-refundable)	\$100 or 10% of building permit fee (whichever is greater)
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##### **Design Review (non-refundable)**

Tenant Bay Façade Renovation	\$500 (min. fee or actual fee incurred)
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Bldgs. 24,999 sq. ft. or less	\$1,500 (min. fee) (or actual fee Incurred)
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Bldgs. 25,000 – 49,999 sq. ft.	\$2,000 (min. fee) (or actual fee Incurred)
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Bldgs. 50,000 -99,999 sq. ft.	\$3,000 (min. fee) (or actual fee Incurred)
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Bldgs. 100,000 + sq. ft.	\$4,000 (min. fee) (or actual fee Incurred)
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##### **Replacement Plan Review Fee**

	\$100 + Request for records fees
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##### **Engineer's Review**

	\$500
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##### **Rental Inspection Program**

##### **License Fees:**

Multi-family Dwellings	\$6.00 per unit
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Single-family Dwellings	\$50.00 per property
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Duplex Dwellings	\$50.00 per unit
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Additional Administrative Processing Fee (late fee)	\$100.00
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##### **Inspection Fees:**

Primary Inspection	No charge
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Class B Property Inspection (after primary inspection):	
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Violation corrected	No charge
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Violation not corrected	See Re-inspection Fee below
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Re-inspection Fee (no show or follow up inspection)	See Re-inspection Fee below
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Re-inspection Fee	\$100.00
Vacant Building Registration Fee	\$500
Penalty Fee	3x Regular permit fee
Refund Policy	75% will be refunded when the project is cancelled or not complete within one year. No refund will be given after one year. (Sewer Hook-up Fee is 100% refunded)
Certificate of Occupancy	\$ 50
Temporary Certificate of Occupancy	\$750
Pre-occupancy fee (Occupancy without C.O.)	\$750
Temporary Use Permit (includes tents, greenhouses, event structures)	\$ 50 plus \$10/day
Sign Permit	\$150/sign
Identification Sign, Incidental Sign	\$75/sign
Master Sign Plan (more than 1 sign)	\$150
Common Sign Plan	\$150
Temporary Sign Permit: Non-profit or tax exempt organization	\$0
All other temporary signs	\$ 30/year
Tower Development Permit	\$8,500(min fee) (or actual fee incurred)
Co-locates – Towers	\$5,000(min fee) (or actual fee incurred)
Tarp Permit (valid for 6 months)	\$ 30
Solar Panel Permit	\$ 30
Satellite Dish Permit	\$ 30
Wading/Swimming Pools at residence	\$ 30
Dedicated Electrical circuit for pumps	\$ 30
Mechanical Permits	\$30 Base fee + See mechanical fee schedule
Plumbing Permits	\$30 Base fee + See plumbing fee schedule
Sewer Repair Permit	\$30
Backflow protector permit	\$ 30 (\$22 permit & \$8 backflow)
Underground Sprinklers	\$ 30 (\$22 issue fee & \$8 fixture)
Electrical Permits	\$30 Base Fee + See electrical fee
City Professional License (Plumbers; Mech. Contractors)	\$ 15 and a \$1,000,000
Liability, and a \$500,000 bodily injury insurance Certificate per each occurrence	
Also a \$5,000 Bond is required, naming the City as the recipient.	
Demolition of building	\$250 plus Insurance Certificate
Moving Permit (buildings 120 square feet or greater)	\$250 plus Insurance Certificate
Sheds and Fences	\$ 30.00
Sidewalks	\$ 30.00
Driveway Replacement	\$ 30.00
Driveway Approach w/o curb cut or grinding	\$ 30.00
With curb requiring cut plus the 4' apron on each side)	
Contractor (Contractor performs curb cut or grind)	\$ 30.00 plus \$1.00/ft.
City Charge (if City performs curb cuts)	\$50 + \$5/ft. (\$40 set up fee; \$10 permit fee)
City charge (if City performs curb grinds)	\$50 + \$6/ft. (\$40 set up fee; \$10 permit fee)
Utility Cut Permit	\$30.00

Appeal Fee Regarding Issuance or Denial of Curb Cut/Driveway Approach Construction Permit	\$250
Street Paving, Surfacing, Resurfacing, Repairing, Sealing or Resealing Permit	\$ 30.00/Yearly
Appeal Fee Regarding Issuance or Denial of Street Paving, Resurfacing, etc. Permit	\$250

#### **RIGHT-OF-WAY PERMIT FEES**

The following are one-time permit fees for structures occupying the public right-of-way:

Canopy or Awning	\$50 for the first 25 ft. + \$10 each additional foot
Balcony	\$75 each
Bicycle Rack	\$50
Light Fixture	\$75 for the first + \$10 each additional light fixture
Marquee	\$50 for the first 25 ft. + \$10 each additional ft.
Sidewalk Café	\$100
Sign	\$100 each (if less than 25 sq. ft.) \$300 each (if 25 sq. ft. or larger)
Windscreen	\$400 each
Planter	\$50
Combination of Awning/Canopy/Sign /Light	\$500
Skywalk	\$500
String Lights	\$150
Other structures as approved by the City Administrator	\$300

Provided, however, notwithstanding anything in this Ordinance to the contrary, all property, or parts thereof or improvements thereon, with respect to which legal title is or will be held by or for the benefit of the City of La Vista, La Vista Community Development Agency, City of La Vista Facilities Corporation, La Vista/Metropolitan Community College Condominium Owners Association, Inc., or any other entity directly or indirectly controlled by the City of La Vista as determined by the City Administrator, for a public purpose, and all owners of such property, parts, or improvements, shall be exempt from the Building and Use Fees and/or any other fees in this ordinance. The City of La Vista pursuant to a policy of the City Council also may provide for waiver of any or all such Building and Use Fees, or any other fees under this Ordinance that are payable to the City, with respect any political subdivisions that levy property taxes within the corporate limits of the City, or any entity controlled by any such political subdivision.

#### **FIRE INSPECTION FEES**

##### Plan Review Fees

Commercial Building	10% of building permit fee with a maximum of \$1,000
Fire Sprinkler Plan Review	
1-20 devices	\$100
21-50 devices	\$200
51-100 devices	\$300
101-200 devices	\$400
201-500 devices	\$500
Over 500 devices	\$500 plus \$1.00 per device over 500
Fire Alarm Plan Review	\$50.00

##### Child Care Facilities:

0 – 8 Children	\$50.00
9 – 12 Children	\$55.00
13 or more children	\$60.00

Foster Care Homes:

Inspection	\$25.00
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Liquor Establishments:

Non-consumption establishments	\$60.00
Consumption establishments	\$85.00

Nursing Homes:

50 beds or less	\$55.00
51 to 100 beds	\$110.00
101 or more beds	\$160.00

Fire Alarm Inspection:

Four year license (Test)	\$100.00
NICET	\$25.00 per year NICET certification last
Annual test (witnessed)	\$30.00

Sprinkler Contractor Certificate:

Annual	\$100.00
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Fuels Division:

Above ground Hazardous Substance Storage Tanks (Title 158)	
Registration	\$25.00 per tank
Re-registration	\$25.00 per tank (Required whenever change is made to tank or contents)
Above ground Petroleum Storage Tanks (Title 153, Chapter 17)	
Inspection Fee	\$50.00 (Per installation regardless of the number of tanks)
Underground Storage Tanks (Title 159, Chapter 2)	
Farm, residential and heating oil tanks	
(tanks with a capacity of 1100 gallons or less)	\$10.00 one-time registration fee
All other tanks	\$30.00 per tank, annually
Petroleum Release Remedial Action Fund	\$90.00 per tank, annually
Tank installation	\$60.00 per tank
Piping only installation	\$60.00

**GRADING PERMIT FEES**

5 acres or less	\$ 500
More than 5 acres	\$1,000

**TAX INCREMENT FINANCING (TIF) APPLICATION FEES**

Application Fee	\$3,000
Administrative Fee	1.5% on TIF Principal up to \$2,000,000 1% on TIF Principal amount above \$2,000,000 thru \$4,000,000 No additional administrative fee for TIF Principal above \$4,000,000
Bond Related Fee	Actual Fees, Costs & Expenses Incurred by the City

**ZONING FEES**

Comprehensive Plan Amendment	\$500
Zoning Map Amendment (rezoning)	\$500

Zoning Text Amendment	\$500
Zoning Verification Letter	\$50
Subdivision Text Amendment	\$500
Conditional Use Permit (1 acre or less)	\$300
Conditional Use Permit (more than 1 acre)	\$500
Conditional Use Permit Amendment	\$200
Flood Plain Development Permit	\$500
Administrative Plat – Lot Split, Lot Consolidation or Boundary Adjustment	\$750+ additional fee of \$250 for review of revised drawings
Preliminary Platting	\$1,000 +additional fee of \$250 for review of revised drawings
Final Platting	\$1000+additional fee of \$250 for review of revised drawings
Subdivision Agreement	\$500 (min. fee) or actual fee incurred
Revised Preliminary Plat	\$500+additional fee of \$250 for review of revised drawings
Replat	\$1500 +additional fee of \$250 for review of revised drawings
P.U.D.	\$1,000+additional fee of \$250 for review of revised drawings
P.U.D. Amendment	\$500 (min. fee) or actual fee incurred
Vacation of Plat and Right of Way Vacation	\$150
Variance, Appeals, Map Interpretation (B.O.A.)	\$250

Watershed Fees –apply to all new development or significant redevelopment as specified in Exhibit “G” to the interlocal agreement for the Papillion Creek Watershed Partnership: (fees are remitted to Papillion Creek Watershed Partnership)

#### **OCCUPATION TAXES**

Publication fees	\$Actual cost
Class A Liquor License Holder	\$200
Class B Liquor License Holder	\$200
Class C Liquor License Holder	\$600
Class D Liquor License Holder	\$400
Class I Liquor License Holder	\$500
Class L Liquor License Holder	\$500
Class Z Liquor License Holder	\$500
Class AB Liquor License Holder	\$400
Class AD Liquor License Holder	\$600
Class ADK Liquor License Holder	\$800
Class AK Liquor License Holder	\$400
Class ABK Liquor License Holder	\$600
Class BK Liquor License Holder	\$400
Class CK Liquor License Holder	\$800
Class DK Liquor License Holder	\$600
Class IB Liquor License Holder	\$700

Class IBK Liquor License Holder	\$900
Class ID Liquor License Holder	\$900
Class IDK Liquor License Holder	\$1100
Class IK Liquor License Holder	\$700
Special Designated Permit – Liquor Control	\$ 50/day except non-profits
Transfer of Liquor License from One Location to Another (These fees are in addition to the State Fee Requirement)	\$ 25
Amusement Concessions (i.e. Carnivals) (This would include any vendors set up for special functions at the La Vista Sports Complex)	\$ 10/concession/day
Auto dealers - new and used - \$250 plus \$.01 per sq. ft. of inside area, and \$.005 per sq. ft. of outside area used for display, sales or storage.	
Auto repair	\$100
Banks, small loan and finance companies	\$250 plus \$75/each detached facility.
Barber shops, beauty salons, tanning & nail salons	\$ 75 plus \$10 per operator over one.
Bowling Alleys or Billiard/Pool Halls	\$ 50/year + \$10/table or alley (Additional fees for Restaurants or Drinking Places if applicable)
Car washes	\$100 (includes all vacuum & supply vending machines)
Circus, Menagerie or Stage Show	\$ 50/day
Collecting agents, detective agents or agencies and bail bondsmen	\$ 75
Construction/Tradesmen	\$ 75 and a \$1,000,000
Liability, \$500,000 bodily injury insurance certificate	
Convenience stores	\$ 75 (Additional fees for Restaurants or Drinking Places if applicable)
Convenience store with car wash	\$120 (Includes all vacuum & supply vending machines)
Dry cleaning or laundry and tailoring	\$ 50
Funeral homes	\$150
Gaming Device Distributors	5% of gross receipts (non- profits exempt)
Games of Chance/Lotteries	5% of gross receipts (non- profits exempt)
Games of Chance/Lottery License Fee	\$ 50/1st location - \$10/ea additional
Gas Companies	5% of gross receipts
Hawkers/Peddlers	\$ 75/day or \$500/year
Home Occupations (not specified elsewhere)	
Home Occupation Permit Application Fee	\$30
Home Occupation 1 and Child Care Home	\$50
Home Occupation Conditional Use Permit – see Zoning Fees	

Hotels/motels – Any hotel or motel in the City shall pay to the City monthly an Occupation Tax equal to 5% of gross receipts from room rentals. Any shops restaurants, and/or drinking places which are part of, associated with, or located in or with a hotel or motel facility will be considered a separate classification of business and taxed in accordance with the provisions of this Ordinance and the applicable classifications(s) of the shops, restaurants, and/or drinking places hereunder. The Occupation Taxes with Respect to any banquet and/or ballroom facilities of, or associated with, or located in or with, any such hotel or motel shall be determined in accordance with the square footage schedule above, based on the actual square

footage of said facilities, which occupation taxes shall be additional to any other applicable occupation taxes such as restaurants or drinking places occupation taxes.

Movie theatres	\$150/complex and \$75/viewing room (Additional fees for Restaurants or Drinking Places if applicable)
Music, Vending, & Pinball Machines Provider Fee of \$75.00 for business outside the City that provides machines for local businesses	\$ 20/year/machine +Service
Nurseries, greenhouses, landscaping businesses, and tree trimmers	\$ 75
Nursing homes, assisted living, hospitals and retirement homes	\$ 5 per bed
Pawnbrokers transaction evidenced by a pawnbroker card or ledger entry per Neb. Rev. Stat. Section 69-204. Minimum of \$30/year	\$ 1.00/pawnbroker
Professional services - engineers, architects, physicians, dentists, chiropractors, osteopaths, accountants, photographers, auctioneers, veterinarians, attorneys, real estate offices and insurance agents or brokers - \$75 plus \$10 per agent or professional over one (1)	
Recreation businesses - indoor and outdoor	\$100
Restaurants, Drinking Places, and drive-in eating establishments	\$ 50 (5 employees or less) \$100 (more than 5 employees) Effective 10/1/19 – Fee of 1.5% of gross receipts pursuant to Municipal Code Section 113.10

Retail, Manufacturing, Wholesale, Warehousing and Other - Any person or entity engaged primarily in a manufacturing, wholesale, and/or warehousing business shall pay an Occupation Tax based on the schedule below and the actual interior or enclosed square footage of facilities in the City used by said person or entity in the conduct of such business; and any person or entity engaged in a business of making retail sales of groceries, clothing, hardware, notions, furniture, home furnishings, services, paint, drugs, or recreational equipment, and any other person or entity engaged in a business for which an Occupation Tax is not specifically provided elsewhere in this Ordinance, shall pay an Occupation Tax based on the schedule below and actual interior or enclosed square footage of facilities in the City used by said person or entity in the conduct of such business; provided, however, that persons or entities that use a basement or one or more additional floors in addition to the main floor (the main floor being the floor with the greatest total square footage) in the conduct of one or more specified businesses of sales at retail shall determine square footage for purposes of the Occupation Tax imposed hereunder based on the square footage of the entire main floor plus one-half (1/2) of the square footage of all such basement and additional floors.

0	999 sq. ft.	\$ 50
1,000	2,999 sq. ft.	\$ 65
3,000	4,999 sq. ft.	\$ 80
5,000	7,999 sq. ft.	\$ 120
8,000	9,999 sq. ft.	\$ 150
10,000	14,999 sq. ft.	\$ 200
15,000	24,999 sq. ft.	\$ 225
25,000	39,999 sq. ft.	\$ 300
40,000	59,999 sq. ft.	\$ 400
60,000	99,999 sq. ft.	\$ 500
100,000	and greater	\$ 750

Schools - trade schools, dance schools, music schools, nursery school or any type of school operated for profit	\$ 50
Service providers, such as persons, firms partnerships or corporations delivering any product, good or service whatsoever in nature within the City	\$ 75
Service stations selling oils, supplies, accessories for service at retail	\$ 75 + \$25.00 for attached car wash
Telephone Companies (includes land lines, wireless, cellular, and mobile)	5% of gross receipts
Telephone Surcharge - 911	\$1.00 per line per month
Tobacco License	\$ 15 (based on State Statute)
Tow Truck Companies	\$ 75
Late Fee (Up to 60 days)	\$ 35
Late Fee (60-90 days)	\$ 75
Late Fee (over 90 days)	Double Occupation tax or \$100, whichever is greater
<b><u>COVENIENCE FEES</u></b>	
Credit Cards	3% of transaction with \$2 minimum transaction
E-Checks	\$3 for transactions $\leq$ \$10,000 \$10 for transactions $>$ \$10,000
<b><u>OTHER FEES</u></b>	
Barricades	
Deposit Fee (returnable)	\$ 60/barricade
Block Parties/Special Event	\$ 5/barricade per day
Construction Use	\$30 ea. (7 days maximum)
Blasting Permit	\$1,000
Bucket Truck Rental w/operator	\$150 per hour
Community Garden Plot Rental	\$20 annually
Conflict Monitor Testing	\$200
Cat License Fee (per cat – limit 3)	\$ 5 each if spayed/neutered \$ 15 each if not spayed/neutered \$ 10 each (delinquent) if spayed/neutered \$ 30 each (delinquent) if not spayed/neutered
Senior Citizen Discount (Age 65+)	Free if spayed/neutered
Dog License Fee (per dog – limit 3)	\$ 5 each if spayed/neutered \$ 15 each if not spayed/neutered \$ 10 each (delinquent) if spayed/neutered \$ 30 each (delinquent) if not spayed/neutered
Senior Citizen Discount (Age 65+)	Free if spayed/neutered
Dog/Cat License Handling Fee (in addition to above fees)	\$5



Zoning Map	\$5 11"x17" \$10 12"x36" \$30 36"x120"
Zoning Ordinance w/Map Subdivision Regulations	\$ 30 \$ 30
Future Land Use Map	\$5 11"x17" \$10 12"x36" \$30 36"x120"
Ward Map	\$ 2
Fire Report	\$ 5
Police Report	\$ 5
Police Photos (5x7)	\$ 5/ea. for 1-15 \$ 3/ea. for additional
Police Photos (8x10)	\$ 10/ea. for 1-15 \$ 5/ea. for additional
Police Photos (Digital)	\$ 10/ea. CD
Criminal history	\$ 10

#### **FALSE AND NUISANCE ALARMS**

Registration Fee for Alarm System (not to include single family or duplexes)	\$25
Renewal Fee for Alarm System (not to include single family or duplexes)	\$25
Late Registration Charge	\$35

False Alarm Fee for any false alarm generated by the registrant's alarm system, a fee in accordance with the following schedule (from 1 January through 31 December of each year) shall be charged:

Number of False/Nuisance Alarms	False/Nuisance Alarm Charge
1	No Charge
2	No Charge
3	\$100.00
4 or more	\$250.00

False Alarm Fee for Alarm Systems without Registration - \$250 per alarm after 1<sup>st</sup> alarm  
(not to include single family or duplexes)

#### **RESPONSE TO LARGE HAZARDOUS MATERIALS INCIDENTS**

A Dispatch and mobilization charge of \$300 + mileage shall be charged for response to any incident where no action is taken. If services are provided, the following rates shall apply:

Response Vehicles: One-hour minimum charge. All charges will be made to the closest 1/4 hour. Mileage will be charged at \$8.00 per mile per vehicle.

Pumper/Tanker Truck	\$500/hour
Weed Truck	\$150/hour
Aerial Ladder Truck	\$750/hour
Utility Vehicle	\$200
Command Vehicle	\$100

Equipment Charges:	
Jaws of Life	\$250
Power Saw	\$75
Hydraulic jack/chisels	\$75

Cribbing Blocks	\$10
Winches	\$10

Air Bags	\$50
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High Lift Jack	\$20
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Supplies: The actual City cost of the supplies plus 25% shall be charged for all supplies including but not limited to safety flares, Class A foam, Class B foam, absorbent pads, absorbent material, salvage covers, and floor dry.

#### **RESCUE SQUAD FEES**

Basic Life Support Emergency	\$650
Basic Life Support Non-Emergency	\$450
Advanced Life Support Emergency I	\$750
Advanced Life Support Emergency 2	\$950
Advanced Life Support Non-Emergency	\$550
Mileage - per loaded mile	\$ 15

#### **LIBRARY FEES**

Membership (Non-Resident Family)	6 month	\$ 35.00
	1 year	\$ 60.00
	1 month	\$ 7.00
Fax		\$2.00 up to 5 pages
Fines		
Books		\$ .05/day
Audio Books/Board Games		\$ .10/day
DVDs/CDs		\$ 1.00/day
Videos		\$ .10/day
Playaway device		\$ 1.00/day
Board Game not returned to Circulation Desk		\$5.00
Damaged & Lost Books		\$5.00 processing fee + actual cost
Videos /DVDs/CDs		\$5.00 processing fee + actual cost
Color Copies		\$ .50
Copies		\$ .10
Inter-Library Loan		\$3.00/transaction
Lamination – 18" Machine		\$2.00 per foot
Lamination – 40" Machine		\$6.00 per foot
Children's Mini-Camp		\$10.00

#### **RECREATION FEES**

Refund Policy (posted at the Community Center)	\$10.00 administrative fee on all approved refunds
Late Registration Fee	\$10.00

	Resident	Non-Resident	Business Groups
Facility Rental			
Gym (1/2 Gym)	\$ 38/Hour	\$ 75/Hour	\$ 75/Hour
Gym (Full)	\$ 75/Hour	\$150/Hour	\$150/Hour
Gym/Stage (Rental)	\$400/Day	\$500/Day	\$500/Day
Whole Community Center	\$600/Day	\$800/Day	\$800/Day
Game Room	\$ 22/Hour	\$ 44/Hour	\$ 44/Hour
Meeting Rooms (Rental)	\$ 12/Hour/Room	\$ 22/Hour/Room	\$ 27/Hour

Kitchen (Rental)	\$ 19/Hour	\$ 27/Hour	\$ 33/Hour
Racquetball Court	\$ 7/Hour	\$ 14/Hour	\$ 14/Hour
Stage (Rental)	\$ 12/Hour	\$ 22/Hour	\$ 27/Hour
<b>Facility Usage</b>	<b>Resident</b>	<b>Non-Resident</b>	
Daily Visit (19 and up)	\$ 3.00	\$ 4.00	
Daily Visit (Seniors 55+)	\$ -0-	\$ 2.00	
<b>Fitness Room (19 and up)</b>			
Membership Card	\$27.00/month		
(Exercise Room, Gym, Racquetball/Wallyball Courts)			
(Mon - Fri 8:00 -5:00 pm)	\$3.00	\$ 4.00/Visit	
Gym (19 and up)			
(Mon - Fri 8:00 -5:00 pm)	\$3.00	\$ 4.00/Visit	
Resident Punch Card (20 punches)	\$50.00		
Non-resident Punch Card (10 punches)		\$35.00	
Senior (Resident)	\$-0-		
Non-resident Sr. Punch Card (10 punches)		\$20.00	

Variety of programs as determined by the Recreation Director  
Fees determined by cost of program  
S

Contractor City

75%  
Contract Instructor Does Registration and Collects Fees

## Fields:

Tournament Fees	\$ 30/Team/Tournament
Tournament Field Fees	\$ 40/Field/Day
Field Rentals (Resident and Non Resident)	\$ 40 / 2 Hours
Gate/Admission Fee	10% of Gross

### Resident Non Resident

## Model Airplane Flying

Field Pass \$30\* \$40\*  
\* includes \$10 club membership 1 – year license

\* includes \$10 club membership 1 – year license

Swimming Pool	Resident	Non-Resident
Youth Daily	\$ 2	\$ 4
Adult Daily	\$ 3	\$ 4
Resident Tag	\$ 2	
Family Season Pass	\$105	\$165
Youth Season Pass	\$ 65	\$ 95
Adult Season Pass	\$ 75	\$105

30-Day Pass	\$ 55	\$ 85
Season Pass (Day Care)	\$275	\$275
Swim Lessons	\$ 30	\$ 55

\*Swimming Pool memberships and specials prices shall be established by the Finance Director

Youth Recreation Programs	Resident	Non-Resident
Coed T-Ball Ages 5-6	\$ 45/55	\$60/70
Softball/Baseball Ages 7-8	\$ 50/60	\$65/75
Softball/Baseball Ages 9-10	\$ 65/75	\$85/95
Softball/Baseball Ages 11-12	\$ 75/85	\$105/115

Softball/Baseball Ages 13-14	\$ 85/95	\$105/115
Softball/Baseball Age 15-18	\$110/120	\$140/150
Basketball Clinic	\$ 17/27	\$22/32
Basketball Grades 3-8	\$ 55/65	\$65/75
Soccer Academy	\$ 33/43	\$53/63
Flag Football	\$ 33/43	\$53/63
Volleyball	\$ 55/65	\$65/75
3 yr. old Soccer Clinic	\$17/27	\$22/33
Programs		
Adult Volleyball– Spring	\$ 55	\$ 55
Adult Spring Softball – Single	\$215	\$215
Adult Spring Softball – Double	\$420	\$420
Adult Volleyball – Fall/Winter	\$110	\$110
Adult Fall Softball – Single	\$120	\$120
Adult Fall Softball – Double	\$235	\$235
Senior Spring Softball		\$15 per game per team
Senior Fall Softball		\$17 per game per team

#### Special Services Van Fees

Zone 1 Trip within city limits (La Vista & Ralston)	\$1.00 one way
Includes trips to grocery stores and senior center	
Zone 2 Trip outside city limits	\$3.00 one way
Zone 3 Trip outside city limits	\$10.00 one way
Bus pass (each punch is worth \$1.00)	\$30.00

#### Section 2. Sewer Fee Schedule.

##### §3-103 Municipal Sewer Department; Rates.

- A. Levy of Sewer Service Charges. The following sewer service charges shall be levied against the user of premises, property or structures of every kind, nature and description, which has water service from any supply source and are located within the wastewater service area of the City of La Vista.
- B. Computation of Sewer Service Charges. For the months of December, January, February and March, the monthly charge for residential sewer services will be computed on the actual water used for these months. The monthly charge for residential sewer service in the months of April, May, June, July, August, September, October and November will be computed on the average water usage of the four (4) preceding winter months of December, January, February and March or for such portion of said consumption, whichever is the lesser. At the option of the City of La Vista, water used from private wells shall be either metered or estimated for billing purposes.
- C. Amount of Sewer Service Charges. The total sewer service charge for each sewer service user will be the sum of three (3) charges: (1) customer charge, (2) flow charge, and (3) abnormal charge.
  - 1. The customer charge is as follows
    - a. For sewer service users classified as Residential, the same being sewer service to a single family dwelling, or a duplex, apartment, or other multi-family dwelling (e.g. apartments) wherein each dwelling unit has a separate water meter that is read and charged for water and sewer use by the Metropolitan Utilities District - \$12.23 per month.
    - b. For sewer service users classified as Residential-Multi-Family, the same being sewer service to Multi-Family dwellings (e.g. apartments)

wherein there is only a separate water meter to each building or complex that is read and charged for water and sewer use by the Metropolitan Utilities District - \$13.11 per month.

- c. For sewer service users classified as General Commercial: Customers who normally use less than 100,000 cubic feet of water per month and who are not Residential users or Residential-Multi-Family users - \$13.11 per month. For sewer service users in this category that require manual billing, add \$10.00 for a total of \$23.11. The manual billing of the customer charge will come from the City of La Vista instead of the Metropolitan Utilities District.
- 2. The flow charge for all sewer service users shall be \$3.71 per hundred cubic feet (ccf).
- 3. If users have abnormal strength sewage as determined by the terms of the Wastewater Service Agreement between the City of La Vista and the City of Omaha, then additional charges will be billed to the user at the applicable rates as determined by said Agreement.
- 4. If users other than those classified herein are connected to the wastewater collection system, the Customer Charges, the Flow Charges and Other Charges will be determined by the City Council in accordance with rules and regulations of the EPA and the Agreement between the City of La Vista and the City of Omaha.

**Section 3. Sewer/Drainage Connection Fee Schedule.** A fee shall be paid to the City Treasurer as set forth in this section for each structure or tract to be connected to the sewer system of the City. No connection permit or building permit shall be issued until the following connection fees have been paid.

	Effective 1/1/2019		Effective 1/1/2020	
Residential				
Single Family Dwelling	\$1,364		\$1,364	
Duplex	\$1,364/unit		\$1,364/unit	
Multiple Family		\$1,064/unit		\$1,064/unit
Commercial/Industrial		\$7,407/acre of land as platted		\$7,407/acre of land as platted

The fee for commercial (including industrial) shall be computed on the number of acres within each platted lot or tract, irrespective of the number of structures to be constructed thereon.

The applicable fee shall be paid in respect to each lot or building site as a condition of City's issuance of any building or sewer connection permit.

- A. **Changes in Use.** If the use of a lot changes subsequent to payment of the fee, which different use would require payment of a fee greater than that payable in respect to the use for which the fee was originally paid, the difference in fee shall be paid to the City at time of such change in use.
- B. **Existing Structures.** Structures for which sewer connection and building permits have been issued, and all permit fees in respect thereto paid, prior to the effective date hereof shall be exempt from the fees herein imposed.
- C. **Preconnection Payments.** Where preconnection payment charges for a subdivision or portion thereof have been paid to City at time of subdivision of a tract pursuant to agreement between the City and the developer and the sanitary and improvement district, if any, financing improvements of the subdivision, the preconnection payment so made shall be credited by City to the sewer/drainage fees payable at time of connection of the individual properties to the sewer/drainage systems of the City.

D. Sewer Tap and Inspection and Sewer Service Fees. The fees imposed by Section 3 hereof are in addition to and not in lieu of (1) sewer tap and inspection fees payable pursuant to Section 3-122 of the La Vista Municipal Code and listed herein and (2) sewer service charges imposed by Section 2 hereof.

Section 4. Sewer Inspection Charges Established for Installation. Inspection charges for nonresidential property sewer installation shall be:

Sewer Tap Fee (Inspection Fee)	
Service Line w/inside diameter of 4"	\$400
Service Line w/inside diameter of 6"	\$600
Service Line w/inside diameter of 8"	\$700
Service Line w/inside diameter over 8"	Special permission/set by Council

Section 5. Miscellaneous Sewer Related Fees: Miscellaneous sewer related fees shall be:

Private Sewage Disposal System Const. Permit	\$	1,500
Appeal Fee Re: Issuance or Denial of Sewer Permits	\$	1,500

Section 6. Repeal of Ordinance No.13241366. Ordinance No. ~~1324-1366~~ as originally approved on September ~~43, 2018-2019~~ and all ordinances in conflict herewith are hereby repealed.

Section 7. Severability Clause. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional or invalid, such unconstitutionality or invalidity shall not affect the validity of the remaining portions of this ordinance. The Mayor and City Council of the City of La Vista hereby declare that it would have passed this ordinance and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or invalid.

Section 8. Effective Date. This Ordinance shall take effect from and after its passage, approval and publication in pamphlet form as provided by law; provided, however, that:

- (1) Pawnbroker occupation taxes of Section 1 shall be effective April 1, 2003. Pawnbroker occupations taxes shall be payable on a monthly basis no later than the last day of the calendar month immediately following the month in which the subject pawnbroker transactions occur. For example, the occupation tax on pawnbroker transactions for the month of April 2003 shall be due and payable on or before May 31, 2003.
- (2) Pawnbroker permit fees shall be effective January 1, 2004. Annual pawnbroker permit fees shall be due and payable annually on or before January 1. Initial pawnbroker permit fees shall be due and payable on or before the date that the pawnbroker license is issued. Issuance of renewal of pawnbroker permits shall be subject to payment of applicable permit fees.
- (3) Rental Inspection Program License fees shall be effective January 1, 2011
- (4) The remaining provisions of this Ordinance other than those specified in Sections 8(1), 8(2) and 8(3) shall take effect upon publication, unless a different effective date is otherwise expressly provided in this Ordinance.

PASSED AND APPROVED THIS 15TH DAY OF OCTOBER, 2019.

CITY OF LA VISTA

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

ATTEST:

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

**CITY OF LA VISTA**  
**MAYOR AND CITY COUNCIL REPORT**  
**OCTOBER 15, 2019 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
AWARD CONTRACT MINI PARK IMPROVEMENTS EBERLE WALDEN PARK PLAYGROUND	◆ RESOLUTION ORDINANCE RECEIVE/FILE	SCOTT STOPAK RECREATION DIRECTOR

**SYNOPSIS**

A resolution has been prepared to award a contract to Crouch Recreation of Omaha, Nebraska for playground equipment for Eberle Walden Park in an amount not to exceed \$47,932.00

**FISCAL IMPACT**

The FY 19/20 Biennial Budget includes funding for Mini Park Improvements.

**RECOMMENDATION**

Approval.

**BACKGROUND**

The City has previously created and approved mini park plans that outline improvements in various parks throughout the City, which will align them with the Master Park Plan. Funds are included in the Capital Improvement Program (CIP) each year for park improvements. The updating of Eberle Walden Park was identified as the priority for FY19 and FY20. A shelter, concrete work and other site improvements were recently completed and funding for the purchase and installation of a new piece of playground equipment is budgeted in FY20.

Quotes were solicited for playground equipment, identifying a basic theme and providing a description of the size and location of this park. Four companies submitted.

The playground equipment proposed by Crouch Recreation is recommended based on functionality and scale of the pieces. The City has purchased playground equipment from Crouch Recreation in the past and has been pleased with the quality and service.

**RESOLUTION NO.**

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AWARDING A CONTRACT TO CROUCH CONSTRUCTION, OMAHA NEBRASKA FOR THE EBERLE WALDEN PARK PLAYGROUND EQUIPMENT IN AN AMOUNT NOT TO EXCEED \$47,932.00.

WHEREAS, the City Council of the City of La Vista has determined that the construction of playground equipment at Eberle Walden Park is necessary; and

WHEREAS, the FY19/FY20 Biennial Budget provides funding for mini park improvements; and

WHEREAS, quotes were solicited, and four quotes were received; and

WHEREAS Subsection (C) (9) of Section 31.23 of the La Vista Municipal Code requires that the City Administrator secures Council approval prior to authorizing any purchase over \$5,000.00;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska award the contract to Crouch Construction, Omaha Nebraska for the Eberle Walden Park Playground Project in an amount not to exceed \$47,932.00.

PASSED AND APPROVED THIS 15TH DAY OF OCTOBER, 2019.

CITY OF LA VISTA

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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk

# Traditional Option



Reverse View



Eberle Walden Park  
LaVista, NE

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
OCTOBER 15, 2019 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
DISCUSSION - FIREWORKS	RESOLUTION ORDINANCE ◆ RECEIVE/FILE	PAM BUETHE CITY CLERK

**SYNOPSIS**

A discussion has been scheduled regarding rules for hours of selling and discharging fireworks in La Vista.

**FISCAL IMPACT**

N/A.

**RECOMMENDATION**

Discussion only.

**BACKGROUND**

At the October 1, 2019 City Council meeting, Councilmember Crawford asked that this item be placed on the agenda to review the current rules for hours of the sale and discharge of fireworks.

Information is attached showing the current rules and those of the surrounding areas.

## FIREWORKS - SARPY & DOUGLAS CITIES

CITY / COUNTY	SUMMER SALES	SUMMER HOURS SALES	SUMMER DISCHARGE	SUMMER HOURS DISCHARGE	WINTER SALES	WINTER HOURS SALES	WINTER DISCHARGE	WINTER HOURS DISCHARGE
Bellevue	June 25 - July 3	8:00am - 11:00pm	June 25 - July 3	8:00am - 10:00pm	N/A	N/A	Dec 31 - Jan 1	9:00pm (12/31) - 12:30am (1/1)
	July 4	8:00am - 11:00pm	July 4	8:00am - 12:00am Midnight				
Gretna	June 25 - July 4	12:01am - 11:59pm	June 25 - July 3	10:00am - 10:00pm	Dec 29 - Dec 30	12:01am - 11:59pm	Dec 29 - Dec 30	10:00am - 10:00pm
	July 4	12:01am - 11:59pm	July 4	10:00am - 12:00am Midnight	Dec 31	12:01am - 11:59pm	Dec 31	10:00am - 12:00am Midnight
La Vista	June 25 - July 3	8:00am - 11:00pm	June 25 - July 2	7:00am - 10:00pm	N/A	N/A	N/A	N/A
	July 4	8:00am - 11:00pm	July 3 - July 4	7:00am - 11:00pm				
Omaha	June 28 - July 3	8:00am - 11:00pm	July 2 - July 3	12:00pm Noon - 11:00pm	N/A	N/A	Dec 31 - Jan 1	5:00pm (12/31) - 1:00am (1/1)
	July 4	8:00am - 11:00pm	July 4	12:00pm Noon - 11:00pm				
Papillion	June 25 - July 3	8:00am - 10:00pm	June 25 - July 3	8:00am - 10:00pm	Dec 29 - 30	8:00am - 10:00m	Dec 29 - 30	8:00am - 10:00m
	July 4	8:00am - 11:59pm	July 4	8:00am - 11:59pm	Dec 31	8:00am - 11:59pm	Dec 31	8:00am - 11:59pm
Ralston	June 25 - July 3	8:00am - 11:00pm	June 25 - July 3	9:00am - 10:30pm	N/A	N/A	N/A	N/A
	July 4	8:00am - Midnight	July 4	9:00am - 11:59pm				
Springfield	June 25 - July 3	12:01am - 11:59pm	June 25 - July 3	8:00am - 10:00pm	Dec 29 - Dec 30	12:01am - 11:59pm	Dec 29 - Dec 30	8:00am - 10:00pm
	July 4	12:01am - 11:59pm	July 4	8:00am - 10:00pm	Dec 31	12:01am - 11:59pm	Dec 31	8:00am - 10:00pm

**FIREWORKS - SUMMER SALES & DISCHARGE**  
**SARPY & DOUGLAS CITIES**

CITY	SALES DATES	SALES HOURS	DISCHARGE DATES	DISCHARGE HOURS
Bellevue	June 25 - July 3	8:00am - 11:00pm	June 25 - July 3	8:00am - 10:00pm
	July 4	8:00am - 11:00pm	July 4	8:00am - 12:00am Midnight
Gretna	June 25 - July 3	12:01am - 11:59pm	June 25 - July 3	10:00am - 10:00pm
	July 4	12:01am - 11:59pm	July 4	10:00am - 12:00am Midnight
La Vista	June 25 - July 2	8:00am - 11:00pm	June 25 - July 2	7:00am - 10:00pm
	July 3 - 4	8:00am - 11:00pm	July 3 - July 4	7:00am - 11:00pm
Omaha	June 28 - July 3	8:00am - 11:00pm	July 2 - July 3	12:00pm Noon - 11:00pm
	July 4	8:00am - 11:00pm	July 4	12:00pm Noon - 11:00pm
Papillion	June 25 - July 3	8:00am - 10:00pm	June 25 - July 3	8:00am - 10:00pm
	July 4	8:00am - 11:59pm	July 4	8:00am - 11:59pm
Ralston	June 25 - July 3	8:00am - 11:00pm	June 25 - July 3	9:00am - 10:30pm
	July 4	8:00am - Midnight	July 4	9:00am - 11:59pm
Springfield	June 25 - July 3	12:01am - 11:59pm	June 25 - July 3	8:00am - 10:00pm
	July 4	12:01am - 11:59pm	July 4	8:00am - 10:00pm

**FIREWORKS - WINTER SALES & DISCHARGE**  
**SARPY & DOUGLAS CITIES**

CITY	SALES DATES	SALES HOURS	DISCHARGE DATES	DISCHARGE HOURS
Bellevue	N/A	N/A	Dec 31 - Jan 1	9:00pm (12/31) - 12:30am (1/1)
Gretna	Dec 29 - Dec 31	12:01am - 11:59pm	Dec 29 - Dec 30 Dec 31	10:00am - 10:00pm 10:00am - 12:00am Midnight
La Vista	N/A	N/A	N/A	N/A
Omaha	N/A	N/A	Dec 31 - Jan 1	5:00pm (12/31) - 1:00am (1/1)
Papillion	Dec 29 - 30 Dec 31	8:00am - 10:00m 8:00am - 11:59pm	Dec 29 - 30 Dec 31	8:00am - 10:00m 8:00am - 11:59pm
Ralston	N/A	N/A	N/A	N/A
Springfield	Dec 29 - Dec 30 Dec 31	12:01am - 11:59pm 12:01am - 11:59pm	Dec 29 - Dec 30 Dec 31	8:00am - 10:00pm 8:00am - 10:00pm

## FIREWORKS COMPLAINTS RECEIVED BY LA VISTA POLICE DEPARTMENT

TIMEFRAME	# OF COMPLAINTS
JUNE 25 - JULY 4, 2015	38
JUNE 25 - JULY 5, 2016	39
JUNE 25 - JULY 4, 2017	43
JUNE 25 - JULY 6, 2018	43

## MAXIMUM NUMBER OF FIREWORKS PERMITS ISSUED PER YEAR

YEAR	MAXIMUM # OF PERMITS ISSUED
2000	7
2001	6
2002	6
2003	6
2004	6
2005	5
2006	4
2007	6
2008	5
2009	6
2010	7
2011	8
2012	8
2013	8
2014	8
2015	8
2016	8
2017	8
2018	9