

**LA VISTA CITY COUNCIL MEETING AGENDA**

**July 19, 2022**

**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 – Planning Commission Alternate – Austin Partridge – Fill Vacancy**

*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 July 5, 2022 City Council Meeting**
3. **Monthly Financial Report – May 2022**
4. **Request for Payment – METALAB, LLC – Professional Services – Services Relating to The Iconic Feature Over the 84<sup>th</sup> Street Underpass – \$10,000.00**
5. **Request for Payment – DLR Group – Professional Services – La Vista City Centre Parking Structure 2 – \$15,535.60**
6. **Request for Payment – Schemmer – Professional Services – Applewood Creek H&H review – \$4,482.50**
7. **Request for Payment – Olsson, Inc – Professional Services – La Vista City Centre Phase 1 Public Infrastructure – \$2,625.25**
8. **Resolution – Approve Appointments of Safety Steering Committee Members**
9. **Approval of Claims**

- **Reports from City Administrator and Department Heads**

**B. Resolution – Approve Agreement – Internet Service – Cox Business**

**C. Resolution – Authorize Request for Proposals – Pavement Rehabilitation**

**D. Resolution – Submit Ballot Question at 2022 General Election - Local Option Sales Tax – Proposed Continuation of ½ Percent for major street improvement projects and other capital expenditures**

**E. Resolution – Submit Ballot Question at 2022 General Election - Proposed Restaurant and Drinking Places Occupation Tax – 2½ Percent**

- **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.

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## MINUTE RECORD

No. 729 — REDFIELD DIRECT E2106195KV

**LA VISTA CITY COUNCIL  
MEETING  
July 5, 2022**

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 July 5, 2022. Present were Councilmembers: Frederick, Sheehan, Thomas, Quick, Frey, Hale, and Sell. Also in attendance were, City Attorney McKeon, Assistant City Administrator Ramirez, Chief of Police Lausten, City Clerk Buethe, Director of Public Works Soucie, Director of Administrative Services Pokorny, Community Development Director Fountain, Recreation Director Stopak, Finance Director Miserez, City Engineer Dowse and Library Director Barcal.

A notice of the meeting was given in advance thereof by publication in the Papillion Times on June 22, 2022. 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.

**APPOINTMENT – PARK AND RECREATION ADVISORY COMMITTEE – JASON  
RYAN – FILL VACANCY**

Mayor Kindig stated, with the approval of the City Council, he would like to appoint Jason Ryan to the Park and Recreation Advisory Committee to fill a vacancy. Councilmember Thomas motioned the approval, seconded by Councilmember Sheehan. Councilmembers voting aye: Frederick, Sheehan, Thomas, Quick, Frey Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. Motion carried.

**A. CONSENT AGENDA**

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE JUNE 21, 2022 CITY COUNCIL  
MEETING
3. REQUEST FOR PAYMENT – MCANANY CONSTRUCTION –  
CONSTRUCTION SERVICES – UBAS STREET MAINTENANCE  
PROJECT – \$206,499.20
4. REQUEST FOR PAYMENT – LAMP RYNEARSON – PROFESSIONAL  
SERVICES – PAVEMENT ASSET MANAGEMENT - \$4,420.65
5. REQUEST FOR PAYMENT – CITY CENTRE MUSIC VENUE, LLC &  
ASTRO THEATER, LLC – DISBURSEMENT OF EDP AWARD FUNDS –  
\$831,300.09
6. REQUEST FOR PAYMENT – HDR ENGINEERING – PROFESSIONAL  
SERVICES – PROJECT MANAGEMENT FOR PUBLIC  
IMPROVEMENTS – \$1,572.84
7. REQUEST FOR PAYMENT – FELSBURG, HOLT & ULLEVIG –  
PROFESSIONAL SERVICES – GILES ROAD WIDENING – \$8,175.58
8. REQUEST FOR PAYMENT – FELSBURG, HOLT & ULLEVIG –  
PROFESSIONAL SERVICES – 84TH STREET SIGNAL  
IMPROVEMENTS – \$300.00
9. REQUEST FOR PAYMENT – HGM ASSOCIATES INC. –  
PROFESSIONAL SERVICES – EAST LA VISTA SEWER AND  
PAVEMENT REHABILITATION – PHASE 2 FINAL DESIGN – \$4,534.12
10. REQUEST FOR PAYMENT – JE DUNN CONSTRUCTION CO –  
PROFESSIONAL SERVICES – CENTRAL PARK PAVILION AND SITE  
IMPROVEMENTS – \$288,581.00
11. REQUEST FOR PAYMENT – SAMPSON CONSTRUCTION –  
CONSTRUCTION SERVICES – OFFSTREET PARKING DISTRICT NO.  
2, STRUCTURE NO. 2 - \$414,764.00
12. APPROVAL OF CLAIMS

AA WHEEL & TRUCK SUPPLY INC, maint.	34.04
ACCO UNLIMITED CORP, supplies	600.20
ACTION BATTERIES, maint.	309.75
ACTIVE NETWORK LLC, services	342.04

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AKRS EQUIPMENT SOLUTIONS, maint.	149.77
AMAZON, supplies	3,769.55
AMERICAN HERITAGE LIFE INS CO, services	1,294.43
ANDERSON AUTO GROUP LINCOLN, services	33,474.00
AXON ENTERPRISE INC, services	5,820.00
BAUER BUILT INC, maint.	280.00
BIBLIOTHECA LLC, media	10.96
BISHOP BUSINESS EQUIPMENT, services	1,993.58
BOBCAT OF OMAHA, maint.	94.30
CARROT-TOP INDUSTRIES INC, services	152.99
CCAP AUTO LEASE LTD, services	391.12
CENTER POINT INC, books	420.06
CENTURY LINK/LUMEN, phones	862.69
CHAPMAN, YASMINE B, services	1,980.00
CINTAS CORP, services	282.54
CITY OF OMAHA, services	243,432.96
CITY OF PAPILLION, services	16,266.50
COLLAB. SUMMER LIBRARY PRGM, services	101.70
COMPLETE WEDDINGS + EVENTS, services	595.00
CONNER PSYCHOLOGICAL PC, services	1,155.00
CONTINENTAL RESEARCH CORP, services	762.17
CORE BANK. services	345,756.19
CORNHUSKER INTL TRUCKS INC, maint.	56.78
COX COMMUNICATIONS INC, services	147.03
CUMMINS CENTRAL POWER LLC, maint.	450.29
D & K PRODUCTS, services	2,564.50
DEARBORN NAT'L LIFE INS CO, services	7,766.15
DESIGN WORKSHOP INC, services	5,790.00
DLR GROUP, services	10,113.82
DOG WASTE DEPOT, supplies	427.50
DULTMEIER SALES LLC, supplies	237.00
FASTENAL CO, supplies	275.58
FELSBURG HOLT & ULLEVIG INC, services	6,487.89
FIRST WIRELESS INC, phones	114.75
FITZGERALD SCHORR BARMETTLER, services	23,607.80
FNIC, services	6,858.75
FUN EXPRESS LLC, services	652.00
GALE, books	99.71
GENUINE PARTS CO, maint.	36.24
GRAINGER, supplies	1,197.35
GREAT PLAINS UNIFORMS, apparel	496.46
GREATAMERICA FINANCIAL, services	1,337.00
GROUND ZERO - GZ MUSIC, services	1,000.00
GT DISTRIBUTORS INC, supplies	1,031.00
HEIMES CORP, services	265,880.69
HITOUCHE BUSINESS, supplies	173.49
HOME DEPOT, supplies	259.27
HTS AG, supplies	135.99
INDUSTRIAL SALES CO, supplies	679.72
INGRAM LIBRARY SERVICES, books	332.26
INLAND TRUCK PARTS & SERVICE, maint.	555.15
ISLAND SPRINKLER SUPPLY CO, supplies	194.07
J & J SMALL ENGINE, maint.	503.88
JOHNSON CONTROLS, bld&grnds	1,776.75
KINDIG, D., refund	94.73
KRIHA FLUID POWER CO, maint.	32.15
LV COMM FOUNDATION, payroll	210.00
LABRIE, DONALD P, services	300.00
LIBRA INDUSTRIES INC, supplies	199.50
LIBRARY IDEAS LLC, books	267.20
LOGAN CONTRACTORS SUPPLY, maint.	433.98

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MACQUEEN EQUIPMENT LLC, services	1,005.38
MARCO INC, services	138.56
MEDICA INSURANCE CO, services	117,015.44
MENARDS-RALSTON, supplies	1,380.76
METLIFE, services	1,108.90
METRO LANDSCAPE MATERIALS, bld&grnds	280.00
METRO COMM COLLEGE, services	14,499.23
MUD, utilities	3,361.41
MID-AMERICAN BENEFITS INC, services	12,535.12
MIDWEST TAPE, supplies	426.80
MNJ TECHNOLOGIES DIRECT INC, services	1,110.00
MOSS ADAMS, services	6,702.20
MSC INDUSTRIAL, supplies	46.06
NE LAW ENFORCEMENT, services	200.00
NE USSA BASEBALL LLC, refund	900.00
NEBRASKALAND TIRE INC, maint.	3,031.58
NMC GROUP INC, supplies	32.11
NOLL, MARGARET M, services	120.00
OFFICE DEPOT INC, supplies	799.37
OPPD, utilities	41,619.54
OMAHA WINNELSON, supplies	344.50
OMNI ENGINEERING, services	1,843.56
PAPILLION SANITATION, services	761.85
PAPIO-MISSOURI RIVER NRD, services	10,750.00
PAYROLL MAXX, payroll & taxes	397,354.94
PEPSI COLA CO, supplies	494.01
PETROS PACE FINANCE, services	13,320.22
PETTY CASH, supplies	107.57
PITNEY BOWES, postage	1,253.00
RDG PLANNING & DESIGN, services	104,849.14
READY MIXED CONCRETE CO, services	3,756.87
RED EQUIPMENT LLC, supplies	838.01
RED WING BUSINESS ADV, apparel	300.00
REGAL AWARDS INC, services	44.00
RIVER CITY RECYCLING, services	1,820.58
SAPP BROS INC, maint.	238.00
SARPY COUNTY FISCAL ADMIN, services	10,575.00
SHERWIN-WILLIAMS, bld&grnds	419.66
SIGN IT, services	2,414.50
SITE ONE LANDSCAPE SUPPLY , bld&grnds	972.50
SPIRIT FOOTBALL, services	800.00
STOREY KENWORTHY / MATT PARROTT supplies	233.10
SUBURBAN NEWSPAPERS INC, services	452.76
SUN COUNTRY DISTRIBUTING LTD, supplies	81.23
THIELE GEOTECH INC, services	852.00
TOSHIBA FINANCIAL, services	138.00
TRACTOR SUPPLY, supplies	64.99
TRUCK CENTER COMPANIES, maint.	4.48
UNITED STATES TREASURY, services	270.63
VERIZON WIRELESS, phones	18.02
WALMART, supplies	2,224.01
WESTLAKE HARDWARE, bld&grnds	24.73
WHITE CAP LP, supplies	31.38
WOODHOUSE FORD, maint.	28.50

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

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## REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

City Clerk Buethe reported there will be a Budget Workshop on July 18, 2022 and also on July 19, 2022 after the City Council Meeting, if needed.

Director of Administrative Services Pokorny reported that budget books were created with the new program approved by the City Council.

Recreation Director Scott Stopak provided an update on programming at the Community Center.

Police Chief Lausten reported there was a decrease in firework complaints for 2022 and reported there was an attempted robbery at the 84<sup>th</sup> & Brentwood fireworks tent.

## B. CITIZEN ADVISORY REVIEW COMMITTEE – EDP REPORT

### 1. PUBLIC HEARING

At 6:08 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for comment on the Citizen Advisory Review Committee - EDP Report. Michael Narak presented the report.

At 6:09 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Sheehan, Thomas, Quick, Frey, Hale and Sell. Nays: None. Abstain: None. Absent: Ronan. Motion carried.

## C. SOUTHPORT WEST REPLAT NINE – REPLAT & SUBDIVISION AGREEMENT

### 1. RESOLUTION – APPROVE REPLAT

Councilmember Sell introduced and moved for the adoption of Resolution No. 22-062 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, FOR APPROVAL OF THE REPLAT FOR LOTS 23-26 SOUTHPORT WEST TOGETHER WITH LOT 1 SOUTHPORT WEST REPLAT FOUR, TO BE REPLATTED AS LOTS 1 THRU 4 AND OUTLOT A SOUTHPORT WEST REPLAT NINE, A SUBDIVISION LOCATED IN THE SOUTHEAST QUARTER OF SECTION 18, 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 23-26 Southport West, together with Lot 1 Southport West Replat Four, to be replatted as Lots 1 thru 4 and Outlot A Southport West Replat Nine; and

WHEREAS, the City Engineer has reviewed the replat; and

WHEREAS, on May 5, 2022, 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 23-26 Southport West, together with Lot 1 Southport West Replat Four, to be replatted as Lots 1 thru 4 and Outlot A Southport West Replat Nine, a subdivision located in the southeast quarter of Section 18, Township 14 North, Range 12 East of the 6<sup>th</sup> P.M., Sarpy County, Nebraska, generally located south of the intersection of Southport Parkway and Giles Road, be, and hereby is, approved, subject to adoption and execution of the corresponding Subdivision Agreement presented at this Council meeting.

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

### 2. RESOLUTION – APPROVE SUBDIVISION AGREEMENT

Councilmember Sheehan introduced and moved for the adoption of Resolution No. 22-063 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF

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## LA VISTA, NEBRASKA APPROVING A SUBDIVISION AGREEMENT FOR SOUTHPORT WEST REPLAT NINE.

WHEREAS, the City Council did on June 21, 2022, approve of Southport West Replat Nine subject to certain conditions; and

WHEREAS, the Subdivider, Southport Partners, LLC, as owner of the affected lots agreed to execute a Subdivision Agreement satisfactory in form and content to the City;

NOW THEREFORE, BE IT RESOLVED, that the Subdivision Agreement 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, Sheehan, Thomas, Quick, Frey and Sell. Nays: None. Abstain: Hale. Absent: Ronan. Motion carried.

### **D. RESOLUTION – AWARD BID – APPLEWOOD CREEK TRAIL**

Councilmember Sell introduced and moved for the adoption of Resolution No. 22-064 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA TO APPROVE THE AWARDING OF A CONTRACT TO HAWKINS CONSTRUCTION OF OMAHA NEBRASKA FOR THE APPLEWOOD CREEK TRAIL PROJECT IN AN AMOUNT NOT TO EXCEED \$2,245,676.92. THE CITY'S 20% MATCH TO THE CONSTRUCTION OF THE PROJECT IS AN AMOUNT NOT TO EXCEED \$449,135.38.

WHEREAS, in the above agreement, the City has pledged sufficient funds to finance its shares of the cost of the construction of this project identified as TAP-77(61); and

WHEREAS, the above mentioned agreement provided that the City will pay costs as set forth in the agreement; and

WHEREAS, the State, on behalf of the City received bids for the construction of this project based on the final plans and specifications on June 16. 2022, at which time 5 bid(s) were for the construction of the proposed work; and

WHEREAS, the following Contractor(s) for the items of work listed has/have been selected as the low bidder(s) to whom the contract(s) should be awarded;

HAWKINS CONSTRUCTION COMPANY, OMAHA, NE 68109-0008  
GRADING, CONCRETE PAVEMENT, CULVERTS, SEEDING, BRIDGE AT STA 26+89.39, FENCE, ELECTRICAL, SIGNING, GENERAL ITEMS: \$2,245,676.92

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska award a contract in a form satisfactory to the City Administrator and City Attorney to Hawkins Construction Company, Omaha, Nebraska, for the Applewood Creek Trail Project in an amount not to exceed \$2,245,676.92. The City's 20% match to the construction of the project is an amount not to exceed \$449,135.38.

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

### **E. RESOLUTION – APPROVAL OF CLASS CK LIQUOR LICENSE APPLICATION – HOA RESTAURANT HOLDER LLC DBA HOOTERS**

#### **1. PUBLIC HEARING**

At 6:15 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the approval of a Class CK liquor license application for HOA Restaurant Holder LLC dba Hooters.

# MINUTE RECORD

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No. 729 — REDFIELD DIRECT E2106195KV

At 6:15 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Sheehan, Thomas, Quick, Frey, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. Motion carried.

## **2. RESOLUTION**

Councilmember Thomas introduced and moved for the adoption of Resolution No. 22-065 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 CK LIQUOR LICENSE FOR HOA RESTAURANT HOLDER LLC DBA HOOTERS IN LA VISTA, NEBRASKA.

WHEREAS, HOA Restaurant Holder LLC dba Hooters, 12710 Westport Pkwy Street, La Vista, Sarpy County, Nebraska, has applied to the Nebraska Liquor Control Commission for a Class CK 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 CK Liquor License submitted by HOA Restaurant Holder LLC dba Hooters, 12710 Westport Pkwy Street, La Vista, Sarpy County, Nebraska.

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

## **COMMENTS FROM THE FLOOR**

There were no comments from the floor.

## **COMMENTS FROM MAYOR AND COUNCIL**

Mayor Kindig is meeting with Jim Pillen next week at the Sarpy County Mayor's Meeting.

Assistant City Administrator/Director of Community Services Ramirez will provide an update on the Veteran's Memorial next week.

At 6:20 p.m. Councilmember Thomas made a motion to adjourn the meeting. Seconded by Councilmember Frederick. Councilmembers voting aye: Frederick, Sheehan, Thomas, Quick, Frey, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. Motion carried.

PASSED AND APPROVED THIS 19TH DAY OF JULY 2022.

CITY OF LA VISTA

\_\_\_\_\_  
Douglas Kindig, Mayor

ATTEST:

\_\_\_\_\_  
Pamela A. Buethe, MMC  
City Clerk

**CITY OF LA VISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the Eight Month Ending May 31, 2022**  
**67% of the Fiscal Year 2022**

**Total All Funds**

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

General Fund	\$ 22,251,240	\$ 1,745,336	\$ 14,810,576	\$ (7,440,664)	67%
Sewer Fund	4,681,710	330,649	3,195,849	(1,485,861)	68%
Debt Service Fund	3,821,553	428,514	2,626,661	(1,194,892)	69%
Capital Improvement Fund	664	55	4,286	3,622	645%
Lottery Fund	1,361,363	136,152	912,659	(448,704)	67%
Economic Development Program Fund	143,678	975	3,946	(139,732)	3%
Off Street Parking Fund	32,028	3,383	28,151	(3,877)	88%
Redevelopment Fund	2,312,099	277,287	1,666,662	(645,437)	72%
Police Academy	172,058	15	191,786	19,728	111%
TIF 1A	514,534	255,433	255,433	(259,101)	50%
TIF 1B	806,735	90,324	90,324	(716,411)	11%
Sewer Reserve Fund	1,799	—	5,156	3,357	287%
Qualified Sinking Fund	1,848	116	1,003	(845)	54%
TIF 1C	—	13,320	13,320	13,320	—%
<b>Total Operating Revenues</b>	<b>36,101,309</b>	<b>3,281,557</b>	<b>23,805,812</b>	<b>(12,295,497)</b>	<b>66%</b>

**OPERATING EXPENDITURES**

General Fund	21,129,107	1,560,489	11,733,515	(9,395,592)	56%
Sewer Fund	4,312,258	313,901	2,374,875	(1,937,383)	55%
Debt Service Fund	3,458,428	24,713	3,166,269	(292,159)	92%
Capital Improvement Fund	—	—	—	—	—%
Lottery Fund	756,877	74,351	415,050	(341,827)	55%
Economic Development Program Fund	48,426	—	140,545	92,119	290%
Off Street Parking Fund	1,265,821	12,921	899,247	(366,574)	71%
Redevelopment Fund	1,560,866	3,017	354,707	(1,206,159)	23%
Police Academy	192,250	14,817	110,989	(81,261)	58%
TIF 1A	514,534	—	136,153	(378,381)	26%
TIF 1B	806,735	—	53,192	(753,543)	7%
Sewer Reserve Fund	—	—	—	—	—%
Qualified Sinking Fund	—	—	—	—	—%
TIF 1C	—	—	—	—	—%
<b>Total Operating Expenditures</b>	<b>34,045,302</b>	<b>2,004,208</b>	<b>19,384,543</b>	<b>(14,660,759)</b>	<b>57%</b>

**CITY OF LA VISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the Eight Month Ending May 31, 2022**  
**67% of the Fiscal Year 2022**

**Total All Funds**

	<b>Budget (12 month)</b>	<b>Eight MTD Actual</b>	<b>YTD Actual</b>	<b>Over(under) Budget</b>	<b>% of Budget Used</b>
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**OPERATING REVENUES NET  
OF EXPENDITURES**

General Fund	1,122,133	184,848	3,077,061	1,954,928	
Sewer Fund	369,452	16,748	820,974	451,522	
Debt Service Fund	363,125	403,801	(539,608)	(902,733)	
Capital Improvement Fund	664	55	4,286	3,622	
Lottery Fund	604,486	61,801	497,609	(106,877)	
Economic Development Program Fund	95,252	975	(136,599)	(231,851)	
Off Street Parking Fund	(1,233,793)	(9,538)	(871,096)	362,697	
Redevelopment Fund	751,233	274,270	1,311,955	560,722	
Police Academy	(20,192)	(14,802)	80,797	100,989	
TIF 1A	—	255,433	119,279	119,279	
TIF 1B	—	90,324	37,132	37,132	
Sewer Reserve Fund	1,799	—	5,156	3,357	
Qualified Sinking Fund	1,848	116	1,003	(845)	
TIF 1C	—	13,320	13,320	13,320	
<b>Operating Revenues Net of Expenditures</b>	<b>2,056,007</b>	<b>1,277,349</b>	<b>4,421,270</b>	<b>2,365,263</b>	

**OTHER FINANCING  
SOURCES & USES**

**TRANSFERS IN**

General Fund	407,210	—	—	(407,210)	—%
Sewer Fund	1,450,150	—	—	(1,450,150)	—%
Debt Service Fund	679,775	—	—	(679,775)	—%
Capital Improvement Fund	1,341,000	—	8,979	(1,332,021)	1%
Lottery Fund	—	—	—	—	—
Economic Development Program Fund	—	—	—	—	—
Off Street Parking Fund	1,233,847	—	692,491	(541,356)	56%
Redevelopment Fund	—	—	—	—	—
Police Academy	—	—	—	—	—
TIF 1A	—	—	—	—	—
TIF 1B	—	—	—	—	—
Sewer Reserve Fund	—	—	—	—	—
Qualified Sinking Fund	125,000	—	—	(125,000)	—%
TIF 1C	—	—	—	—	—
<b>Total Transfers In</b>	<b>5,236,982</b>	<b>—</b>	<b>701,470</b>	<b>(4,535,512)</b>	<b>13%</b>

**CITY OF LA VISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the Eight Month Ending May 31, 2022**  
**67% of the Fiscal Year 2022**

**Total All Funds**

	<u>Budget (12 month)</u>	<u>Eight MTD Actual</u>	<u>YTD Actual</u>	<u>Over(under) Budget</u>	<u>% of Budget Used</u>
<b>TRANSFERS OUT</b>					
General Fund	(1,300,609)	—	(52,305)	1,248,304	4%
Sewer Fund	—	—	—	—	—%
Debt Service Fund	(1,824,013)	—	(649,165)	1,174,848	36%
Capital Improvement Fund	—	—	—	—	—
Lottery Fund	(662,360)	—	—	662,360	—%
Economic Development Program Fund	—	—	—	—	—
Off Street Parking Fund	—	—	—	—	—
Redevelopment Fund	—	—	—	—	—
Police Academy	—	—	—	—	—
TIF 1A	—	—	—	—	—
TIF 1B	—	—	—	—	—
Sewer Reserve Fund	(1,450,000)	—	—	1,450,000	—%
Qualified Sinking Fund	—	—	—	—	—
TIF 1C	—	—	—	—	—
<b>Total Transfers Out</b>	<b>(5,236,982)</b>	<b>—</b>	<b>(701,470)</b>	<b>4,535,512</b>	<b>13%</b>

**NET TRANSFERS**

General Fund	(893,399)	—	(52,305)	841,094	6%
Sewer Fund	1,450,150	—	—	(1,450,150)	—%
Debt Service Fund	(1,144,238)	—	(649,165)	495,073	57%
Capital Improvement Fund	1,341,000	—	8,979	(1,332,021)	1%
Lottery Fund	(662,360)	—	—	662,360	—%
Economic Development Program Fund	—	—	—	—	—
Off Street Parking Fund	1,233,847	—	692,491	(541,356)	56%
Redevelopment Fund	—	—	—	—	—
Police Academy	—	—	—	—	—
TIF 1A	—	—	—	—	—
TIF 1B	—	—	—	—	—
Sewer Reserve Fund	(1,450,000)	—	—	1,450,000	—%
Qualified Sinking Fund	125,000	—	—	(125,000)	—%
TIF 1C	—	—	—	—	—
<b>Total Net Transfers</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>

**CITY OF LA VISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the Eight Month Ending May 31, 2022**  
**67% of the Fiscal Year 2022**

<b>Total All Funds</b>					
	<b>Budget (12 month)</b>	<b>Eight MTD Actual</b>	<b>YTD Actual</b>	<b>Over(under) Budget</b>	<b>% of Budget Used</b>
<b>OTHER REVENUE: BOND PROCEEDS</b>					
Sewer Fund	4,000,000	—	—	(4,000,000)	—%
Capital Improvement Fund	—	—	—	—	—
Economic Development Program Fund	3,000,000	—	3,080,000	80,000	103%
Off Street Parking Fund	12,500,000	—	13,657,391	1,157,391	109%
Redevelopment Fund	15,567,000	—	—	(15,567,000)	—%
<b>Total Bond Proceeds</b>	<b>35,067,000</b>	<b>—</b>	<b>16,737,391</b>	<b>(18,329,609)</b>	<b>48%</b>
<b>OTHER EXPENDITURES: CIP</b>					
Sewer Fund	5,720,000	4,534	226,124	(5,493,876)	4%
Capital Improvement Fund	4,306,000	10,673	324,829	(3,981,171)	8%
Off Street Parking Fund	9,500,000	520,120	1,575,696	(7,924,304)	17%
Redevelopment Fund	10,689,000	352,249	1,297,299	(9,391,701)	12%
<b>Total Capital Improvement</b>	<b>30,215,000</b>	<b>887,576</b>	<b>3,423,949</b>	<b>(26,791,051)</b>	<b>11%</b>
<b>OTHER EXPENDITURES: GRANTS</b>					
Economic Development Program Fund	8,231,882	—	1,494,418	(6,737,464)	18%
<b>Total Grants</b>	<b>8,231,882</b>	<b>—</b>	<b>1,494,418</b>	<b>(6,737,464)</b>	<b>18%</b>
<b>NET FUND ACTIVITY</b>					
General Fund	228,734	184,848	3,024,756	2,796,022	
Sewer Fund	99,602	12,214	594,850	495,248	
Debt Service Fund	(781,113)	403,801	(1,188,773)	(407,660)	
Capital Improvement Fund	(2,964,336)	(10,618)	(311,564)	2,652,772	
Lottery Fund	(57,874)	61,801	497,609	555,483	
Economic Development Program Fund	(5,136,630)	975	1,448,982	6,585,612	
Off Street Parking Fund	3,000,054	(529,657)	11,903,090	8,903,036	
Redevelopment Fund	5,629,233	(77,980)	14,656	(5,614,577)	
Police Academy	(20,192)	(14,802)	80,797	100,989	
TIF 1A	—	255,433	119,279	119,279	
TIF 1B	—	90,324	37,132	37,132	
Sewer Reserve Fund	(1,448,201)	—	5,156	1,453,357	
Qualified Sinking Fund	126,848	116	1,003	(125,845)	
TIF 1C	—	13,320	13,320	13,320	
<b>Net Activity</b>	<b>(1,323,875)</b>	<b>389,774</b>	<b>16,240,294</b>	<b>17,564,169</b>	

**CITY OF LA VISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the Eight Month Ending May 31, 2022**  
**67% of the Fiscal Year 2022**

**Total All Funds**

	Ending Fund Balance As of		
	9/30/2022	5/31/2022	Variance
<b>FUND BALANCE</b>			
General Fund	11,313,174	13,658,997	2,345,823
Sewer Fund	1,734,585	3,074,910	1,340,325
Debt Service Fund	2,506,501	2,371,939	(134,562)
Capital Improvement Fund	356,814	3,347,024	2,990,210
Lottery Fund	4,475,677	5,028,594	552,917
Economic Development Program Fund	104,799	6,958,476	6,853,677
Off Street Parking Fund	3,030,802	11,918,738	8,887,936
Redevelopment Fund	10,015,720	4,541,020	(5,474,700)
Police Academy	58,925	160,677	101,752
TIF 1A	—	255,433	255,433
TIF 1B	—	90,324	90,324
Sewer Reserve Fund	512,858	1,965,768	1,452,910
Qualified Sinking Fund	529,020	403,375	(125,645)
TIF 1C	—	13,320	13,320
<b>Net Fund Balance</b>	<b><u>\$ 34,638,875</u></b>	<b><u>\$ —</u></b>	<b><u>\$ 53,788,594</u></b>
	<b><u>\$ 19,149,719</u></b>		

**CITY OF LA VISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the Eight Month Ending May 31, 2022**  
**67% of the Fiscal Year 2022**

**General Fund**

	<b>Budget (12 month)</b>	<b>Eight MTD Actual</b>	<b>YTD Actual</b>	<b>Over(under) Budget</b>	<b>% of Budget Used</b>
<b>REVENUES</b>					
Property taxes	\$ 9,840,484	\$ 516,815	\$ 5,597,950	\$ (4,242,534)	57%
Sales and use taxes	4,566,703	552,434	3,315,054	(1,251,649)	73%
Motor vehicle taxes	606,222	41,023	335,700	(270,522)	55%
Payments in Lieu of taxes	197,077	200,977	200,977	3,900	102%
State revenue	1,871,045	147,287	1,309,900	(561,145)	70%
Occupation and franchise taxes	2,248,828	188,150	1,781,130	(467,698)	79%
Licenses and permits	504,708	63,637	431,663	(73,045)	86%
Interest income	30,801	1,450	17,346	(13,455)	56%
Charges for services	388,671	12,583	151,639	(237,032)	39%
Grant Income	1,748,848	7,898	1,620,294	(128,554)	93%
Other	247,853	13,083	48,923	(198,930)	20%
<b>Total Revenues</b>	<b>22,251,240</b>	<b>1,745,336</b>	<b>14,810,576</b>	<b>(7,440,664)</b>	<b>67%</b>
<b>EXPENDITURES</b>					
Administrative Services	613,636	44,107	372,700	(240,936)	61%
Mayor and Council	238,915	14,619	122,991	(115,924)	51%
Boards & Commissions	6,335	138	1,005	(5,330)	16%
Building Maintenance	764,982	39,460	313,675	(451,307)	41%
Administration	738,737	57,507	458,729	(280,008)	62%
Police and Animal Control	5,644,591	415,985	3,441,554	(2,203,037)	61%
Fire	2,608,425	217,977	1,742,292	(866,133)	67%
Community Development	743,511	52,427	406,482	(337,029)	55%
Public Works	4,436,712	289,501	2,160,431	(2,276,281)	49%
Recreation	931,897	58,481	458,338	(473,559)	49%
Library	1,069,905	77,266	580,421	(489,484)	54%
Information Technology	464,863	86,876	304,142	(160,721)	65%
Human Resources	1,076,076	79,996	559,191	(516,885)	52%
Public Transportation	115,430	6,097	52,511	(62,919)	45%
Finance	603,025	26,547	353,680	(249,345)	59%
Communication	307,110	21,259	120,819	(186,291)	39%
Capital outlay	764,957	72,244	284,553	(480,404)	37%
<b>Total Expenditures</b>	<b>21,129,107</b>	<b>1,560,489</b>	<b>11,733,515</b>	<b>(9,395,592)</b>	<b>56%</b>
<b>REVENUES NET OF EXPENDITURES</b>	<b>1,122,133</b>	<b>184,848</b>	<b>3,077,061</b>	<b>1,954,928</b>	

**CITY OF LA VISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the Eight Month Ending May 31, 2022**  
**67% of the Fiscal Year 2022**

**General Fund**

	<b>Budget (12 month)</b>	<b>Eight MTD Actual</b>	<b>YTD Actual</b>	<b>Over(under) Budget</b>	<b>% of Budget Used</b>
<b>OTHER FINANCING SOURCES (USES)</b>					
Operating transfers in (Lottery)	407,210	—	—	(407,210)	—%
Operating transfers out (DSF, OSP, CIP)	<u>(1,300,609)</u>	<u>—</u>	<u>(52,305)</u>	<u>1,248,304</u>	<u>4%</u>
<b>Total other Financing Sources (Uses)</b>	<b>(893,399)</b>	<b>—</b>	<b>(52,305)</b>	<b>841,094</b>	<b>6%</b>
<b>NET FUND ACTIVITY</b>	<b>\$ 228,734</b>	<b>\$ 184,848</b>	<b>\$ 3,024,756</b>	<b>\$ 2,796,022</b>	

**CITY OF LA VISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the Eight Month Ending May 31, 2022**  
**67% of the Fiscal Year 2022**

**Sewer Fund**

	<b>Budget</b> <b>(12 month)</b>	<b>Eight 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>
<b>REVENUES</b>					
User fees	\$ 4,553,306	\$ 329,403	\$ 3,079,877	\$ (1,473,429)	68%
Service charge and hook-up fees	123,613	944	102,399	(21,214)	83%
Miscellaneous	20	2	7,241	7,221	36207%
<b>Total Revenues</b>	<b>4,676,939</b>	<b>330,348</b>	<b>3,189,518</b>	<b>(1,487,421)</b>	<b>68%</b>
<b>EXPENDITURES</b>					
Personnel Services	665,251	44,165	355,029	(310,222)	53%
Commodities	35,356	2,712	15,446	(19,910)	44%
Contract Services	3,159,657	255,265	1,976,146	(1,183,511)	63%
Maintenance	39,084	709	10,556	(28,528)	27%
Other	34,730	—	384	(34,346)	1%
Storm Water	58,180	11,050	17,315	(40,865)	30%
Capital Outlay	250,000	—	—	(250,000)	—%
Debt service	—	—	—	—	—%
Principal	—	—	—	—	—%
Interest	70,000	—	—	(70,000)	—%
<b>Total Expenditures</b>	<b>4,312,258</b>	<b>313,901</b>	<b>2,374,875</b>	<b>(1,937,383)</b>	<b>55%</b>
<b>OPERATING INCOME (LOSS)</b>	<b>364,681</b>	<b>16,448</b>	<b>814,642</b>	<b>449,961</b>	
<b>NON-OPERATING REVENUE</b>					
Interest income	4,771	300	6,332	1,561	133%
<b>INCOME (LOSS) BEFORE TRANSFERS</b>	<b>4,771</b>	<b>300</b>	<b>6,332</b>	<b>1,561</b>	<b>133%</b>
<b>OTHER FINANCING SOURCES (USES)</b>					
Operating transfers in	1,450,150	—	—	(1,450,150)	—%
Operating transfers out	—	—	—	—	—%
Bond proceeds	4,000,000	—	—	(4,000,000)	—%
Capital Improvement	(5,720,000)	(4,534)	(226,124)	5,493,876	4%
<b>Total other Financing Sources (Uses)</b>	<b>(269,850)</b>	<b>(4,534)</b>	<b>(226,124)</b>	<b>43,726</b>	<b>84%</b>
<b>NET INCOME (LOSS)</b>	<b>\$ 99,602</b>	<b>\$ 12,214</b>	<b>\$ 594,850</b>	<b>\$ 495,248</b>	

**CITY OF LA VISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the Eight Month Ending May 31, 2022**  
**67% of the Fiscal Year 2022**

**Debt Service Fund**

	<b>Budget (12 month)</b>	<b>Eight MTD Actual</b>	<b>YTD Actual</b>	<b>Over(under) Budget</b>	<b>% of Budget Used</b>
<b>REVENUES</b>					
Property Taxes	\$ 1,009,029	\$ 89,376	\$ 607,680	\$ (401,349)	60%
Sales and use taxes	2,283,352	276,217	1,657,527	(625,825)	73%
Motor vehicle taxes	—	—	1,673	1,673	—%
Payments in Lieu of taxes	19,707	20,508	20,508	801	104%
Other (Assessments/Fire Reimbursement)	504,517	42,043	336,344	(168,173)	67%
Interest income	4,948	369	2,930	(2,018)	59%
<b>Total Revenues</b>	<b>3,821,553</b>	<b>428,514</b>	<b>2,626,661</b>	<b>(1,194,892)</b>	<b>69%</b>
<b>EXPENDITURES</b>					
Administration	25,670	3,000	4,428	(21,242)	17%
Fire Contract Bond	218,096	18,175	145,400	(72,696)	67%
Debt service					
Principal	2,740,000	—	2,750,100	10,100	100%
Interest	474,662	3,538	266,342	(208,320)	56%
<b>Total Expenditures</b>	<b>3,458,428</b>	<b>24,713</b>	<b>3,166,269</b>	<b>(292,159)</b>	<b>92%</b>
<b>REVENUES NET OF EXPENDITURES</b>	<b>363,125</b>	<b>403,801</b>	<b>(539,608)</b>	<b>(902,733)</b>	
<b>OTHER FINANCING SOURCES (USES)</b>					
Operating transfers in (GF Hwy Alloc)	679,775	—	—	(679,775)	—%
Operating transfers out (CIP, OSP)	(1,824,013)	—	(649,165)	1,174,848	36%
<b>Total other Financing Sources (Uses)</b>	<b>(1,144,238)</b>	<b>—</b>	<b>(649,165)</b>	<b>495,073</b>	
<b>NET FUND ACTIVITY</b>	<b>\$ (781,113)</b>	<b>\$ 403,801</b>	<b>\$ (1,188,773)</b>	<b>\$ (407,660)</b>	

**CITY OF LA VISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the Eight Month Ending May 31, 2022**  
**67% of the Fiscal Year 2022**

**Capital Improvement Program Fund**

	Budget (12 month)	Eight MTD Actual	YTD Actual	Over(under) Budget	% of Budget Used
<b>REVENUES</b>					
Interest income	\$ 664	\$ 55	\$ 4,286	\$ 3,622	645%
Grant income	—	—	—	—	—%
Special assessment	—	—	—	—	—%
Other income	—	—	—	—	—%
<b>Total Revenues</b>	<b>664</b>	<b>55</b>	<b>4,286</b>	<b>3,622</b>	<b>645%</b>
<b>EXPENDITURES</b>					
Administration	—	—	—	—	—%
Other	—	—	—	—	—%
<b>Total Expenditures</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—%</b>
<b>REVENUES NET OF EXPENDITURES</b>	<b>664</b>	<b>55</b>	<b>4,286</b>	<b>3,622</b>	
<b>OTHER FINANCING SOURCES (USES)</b>					
Operating transfers in (GF, DSF)	1,341,000	—	8,979	(1,332,021)	1%
Operating transfers out (DSF)	—	—	—	—	—%
Bond proceeds	—	—	—	—	—%
Capital outlay	(4,306,000)	(10,673)	(324,829)	3,981,171	8%
<b>Total other Financing Sources (Uses)</b>	<b>(2,965,000)</b>	<b>(10,673)</b>	<b>(315,850)</b>	<b>2,649,150</b>	<b>11%</b>
<b>NET FUND ACTIVITY</b>	<b>\$ (2,964,336)</b>	<b>\$ (10,618)</b>	<b>\$ (311,564)</b>	<b>\$ 2,652,772</b>	

**CITY OF LA VISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the Eight Month Ending May 31, 2022**  
**67% of the Fiscal Year 2022**

**Lottery Fund**

	<b>Budget (12 month)</b>	<b>Eight MTD Actual</b>	<b>YTD Actual</b>	<b>Over(under) Budget</b>	<b>% of Budget Used</b>
<b>REVENUES</b>					
Lottery Rev/Community Betterment	\$ 1,000,000	\$ 109,592	\$ 673,019	\$ (326,981)	67%
Lottery Tax Form 51	347,826	26,342	225,124	(122,702)	65%
Interest income	13,537	18	10,666	(2,871)	79%
Miscellaneous / Other	—	200	3,850	3,850	—%
<b>Total Revenues</b>	<b>1,361,363</b>	<b>136,152</b>	<b>912,659</b>	<b>(448,704)</b>	<b>67%</b>
<b>EXPENDITURES</b>					
Professional Services	139,040	2,320	23,702	(115,338)	17%
Salute to Summer	152,182	44,556	131,042	(21,141)	86%
Community Events	44,924	683	23,635	(21,289)	53%
Events - Marketing	60,341	450	10,547	(49,794)	17%
Recreation Events	1,564	—	—	(1,564)	—%
Concert & Movie Nights	11,000	—	1,000	(10,000)	9%
State Taxes	347,826	26,342	225,124	(122,702)	65%
<b>Total Expenditures</b>	<b>756,877</b>	<b>74,351</b>	<b>415,050</b>	<b>(341,827)</b>	<b>55%</b>
<b>REVENUES NET OF EXPENDITURES</b>	<b>604,486</b>	<b>61,801</b>	<b>497,609</b>	<b>(106,877)</b>	
<b>OTHER FINANCING SOURCES (USES)</b>					
Operating transfers in	—	—	—	—	—
Operating transfers out (GF, SF, DSF)	(662,360)	—	—	662,360	—%
<b>Total other Financing Sources (Uses)</b>	<b>(662,360)</b>	<b>—</b>	<b>—</b>	<b>662,360</b>	<b>—%</b>
<b>NET FUND ACTIVITY</b>	<b>\$ (57,874)</b>	<b>\$ 61,801</b>	<b>\$ 497,609</b>	<b>\$ 555,483</b>	

**CITY OF LA VISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the Eight Month Ending May 31, 2022**  
**67% of the Fiscal Year 2022**

**Economic Development Program Fund**

	Budget (12 month)	Eight MTD Actual	YTD Actual	Over(under) Budget	% of Budget Used
<b>REVENUES</b>					
Other Income (Grant Payments)	\$ 143,570	\$ 661	\$ 661	\$ (142,909)	—%
Interest income	108	314	3,285	3,177	3042%
<b>Total Revenues</b>	<b>143,678</b>	<b>975</b>	<b>3,946</b>	<b>(139,732)</b>	<b>3%</b>
<b>EXPENDITURES</b>					
Professional Services	—	—	—	—	—%
Financial / Legal Fees	500	—	76,430	75,930	15286%
Debt service: (Warrants)					
Principal	—	—	—	—	—%
Interest	47,926	—	64,115	16,189	134%
<b>Total Expenditures</b>	<b>48,426</b>	<b>—</b>	<b>140,545</b>	<b>92,119</b>	<b>290%</b>
<b>REVENUES NET OF EXPENDITURES</b>	<b>95,252</b>	<b>975</b>	<b>(136,599)</b>	<b>(231,851)</b>	
<b>OTHER FINANCING SOURCES (USES)</b>					
Operating transfers in (GF, DSF)	—	—	—	—	—%
Operating transfers out	—	—	—	—	—%
Bond proceeds	3,000,000	—	3,080,000	80,000	103%
Community Development - Grant	(8,231,882)	—	(1,494,418)	6,737,464	18%
<b>Total other Financing Sources (Uses)</b>	<b>(5,231,882)</b>	<b>—</b>	<b>1,585,582</b>	<b>6,817,464</b>	<b>(30)%</b>
<b>NET FUND ACTIVITY</b>	<b>\$ (5,136,630)</b>	<b>\$ 975</b>	<b>\$ 1,448,982</b>	<b>\$ 6,585,612</b>	

**CITY OF LA VISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the Eight Month Ending May 31, 2022**  
**67% of the Fiscal Year 2022**

**Off Street Parking Fund**

	Budget (12 month)	Eight MTD Actual	YTD Actual	Over(under) Budget	% of Budget Used
<b>REVENUES</b>					
Garage fees	\$ 29,000	\$ 2,890	\$ 25,585	\$ (3,415)	88%
Interest income	3,028	494	2,566	(462)	85%
<b>Total Revenues</b>	<b>32,028</b>	<b>3,383</b>	<b>28,151</b>	<b>(3,877)</b>	<b>88%</b>
<b>EXPENDITURES</b>					
General & Administrative	35,480	—	157,572	122,092	444%
Professional Services	160,908	12,708	109,006	(51,902)	68%
Maintenance	15,700	214	5,450	(10,250)	35%
Commodities	11,000	—	2,800	(8,200)	25%
Debt service:					
Principal	710,000	—	510,000	(200,000)	72%
Interest	332,733	—	114,419	(218,314)	34%
<b>Total Expenditures</b>	<b>1,265,821</b>	<b>12,921</b>	<b>899,247</b>	<b>(366,574)</b>	<b>71%</b>
<b>REVENUES NET OF EXPENDITURES</b>	<b>(1,233,793)</b>	<b>(9,538)</b>	<b>(871,096)</b>	<b>362,697</b>	
<b>OTHER FINANCING SOURCES (USES)</b>					
Operating transfers in (GF, DSF, RDF)	1,233,847	—	692,491	(541,356)	56%
Operating transfers out	—	—	—	—	—%
Bond proceeds	12,500,000	—	13,657,391	1,157,391	109%
Capital Improvement	(9,500,000)	(520,120)	(1,575,696)	7,924,304	17%
<b>Total other Financing Sources (Uses)</b>	<b>4,233,847</b>	<b>(520,120)</b>	<b>12,774,186</b>	<b>8,540,339</b>	<b>302%</b>
<b>NET FUND ACTIVITY</b>	<b>\$ 3,000,054</b>	<b>\$ (529,657)</b>	<b>\$ 11,903,090</b>	<b>\$ 8,903,036</b>	

**CITY OF LA VISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the Eight Month Ending May 31, 2022**  
**67% of the Fiscal Year 2022**

**Redevelopment Fund**

	<b>Budget (12 month)</b>	<b>Eight MTD Actual</b>	<b>YTD Actual</b>	<b>Over(under) Budget</b>	<b>% of Budget Used</b>
<b>REVENUES</b>					
Sales and use taxes	\$ 2,283,352	\$ 276,217	\$ 1,657,527	(625,825)	73%
Occupation and franchise taxes	100	20	122	22	122%
Interest income	28,647	1,049	9,014	(19,633)	31%
<b>Total Revenues</b>	<b>2,312,099</b>	<b>277,287</b>	<b>1,666,662</b>	<b>(645,437)</b>	<b>72%</b>
<b>EXPENDITURES</b>					
Professional Services	175,000	3,017	148,724	(26,276)	85%
Financial / Legal Fees	36,250	—	450	(35,800)	1%
Debt service: (Warrants)				—	—%
Principal	705,000	—	—	(705,000)	—%
Interest	644,616	—	205,533	(439,083)	32%
<b>Total Expenditures</b>	<b>1,560,866</b>	<b>3,017</b>	<b>354,707</b>	<b>(1,206,159)</b>	<b>23%</b>
<b>REVENUES NET OF EXPENDITURES</b>	<b>751,233</b>	<b>274,270</b>	<b>1,311,955</b>	<b>560,722</b>	
<b>OTHER FINANCING SOURCES (USES)</b>					
Operating transfers in	—	—	—	—	—%
Operating transfers out (OSP)	—	—	—	—	—%
Bond proceeds	15,567,000	—	—	(15,567,000)	—%
Capital Improvement	(10,689,000)	(352,249)	(1,297,299)	9,391,701	12%
<b>Total other Financing Sources (Uses)</b>	<b>4,878,000</b>	<b>(352,249)</b>	<b>(1,297,299)</b>	<b>(6,175,299)</b>	
<b>NET FUND ACTIVITY</b>	<b>\$ 5,629,233</b>	<b>\$ (77,980)</b>	<b>\$ 14,656</b>	<b>\$ (5,614,577)</b>	

**CITY OF LA VISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the Eight Month Ending May 31, 2022**  
**67% of the Fiscal Year 2022**

**Police Academy Fund**

	Budget (12 month)	Eight MTD Actual	YTD Actual	Over(under) Budget	% of budget Used
<b>REVENUES</b>					
Academy income	\$ 172,000	\$ —	\$ 191,706	\$ 19,706	111%
Interest income	58	15	81	23	139%
Other income	—	—	—	—	—%
<b>Total Revenues</b>	<b>172,058</b>	<b>15</b>	<b>191,786</b>	<b>19,728</b>	<b>111%</b>
<b>EXPENDITURES</b>					
Personnel Services	174,050	13,457	96,023	(78,027)	55%
Commodities	2,150	188	2,233	83	104%
Contract Services	11,250	1,106	6,552	(4,698)	58%
Other Charges	4,800	66	6,180	1,380	129%
<b>Total Expenditures</b>	<b>192,250</b>	<b>14,817</b>	<b>110,989</b>	<b>(81,261)</b>	<b>58%</b>
<b>REVENUES NET OF EXPENDITURES</b>	<b>(20,192)</b>	<b>(14,802)</b>	<b>80,797</b>	<b>100,989</b>	
<b>OTHER FINANCING SOURCES (USES)</b>					
Operating transfers in (GF)	—	—	—	—	—%
Operating transfers out	—	—	—	—	—%
<b>Total other Financing Sources (Uses)</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>
<b>NET FUND ACTIVITY</b>	<b>\$ (20,192)</b>	<b>\$ (14,802)</b>	<b>\$ 80,797</b>	<b>\$ 100,989</b>	

**CITY OF LA VISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the Eight Month Ending May 31, 2022**  
**67% of the Fiscal Year 2022**

**TIF 1A Fund**

	Budget (12 month)	Eight MTD Actual	YTD Actual	Over(under) Budget	% of Budget Used
<b>REVENUES</b>					
Property Tax	\$ 514,534	\$ 255,433	\$ 255,433	(259,101)	50%
<b>Total Revenues</b>	<b>514,534</b>	<b>255,433</b>	<b>255,433</b>	<b>(259,101)</b>	<b>50%</b>
<b>EXPENDITURES</b>					
TIF Distributed Funds	509,389	—	136,153	(373,236)	27%
Contract Services	5,145	—	—	(5,145)	—%
<b>Total Expenditures</b>	<b>514,534</b>	<b>—</b>	<b>136,153</b>	<b>(378,381)</b>	<b>26%</b>
<b>REVENUES NET OF EXPENDITURES</b>					
	—	255,433	119,279	119,279	
<b>OTHER FINANCING SOURCES (USES)</b>					
Operating transfers in	—	—	—	—	—%
Operating transfers out	—	—	—	—	—%
<b>Total other Financing Sources (Uses)</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>
<b>NET FUND ACTIVITY</b>	<b>\$ —</b>	<b>\$ 255,433</b>	<b>\$ 119,279</b>	<b>\$ 119,279</b>	

**CITY OF LA VISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the Eight Month Ending May 31, 2022**  
**67% of the Fiscal Year 2022**

**TIF 1B Fund**

	Budget (12 month)	Eight MTD Actual	YTD Actual	Over(under) Budget	% of Budget Used
<b>REVENUES</b>					
Property Tax	\$ 806,735	\$ 90,324	\$ 90,324	(716,411)	11%
<b>Total Revenues</b>	<b>806,735</b>	<b>90,324</b>	<b>90,324</b>	<b>(716,411)</b>	<b>11%</b>
<b>EXPENDITURES</b>					
TIF Distributed Funds	798,668	—	53,192	(745,476)	7%
Contract Services	8,067	—	—	(8,067)	—%
<b>Total Expenditures</b>	<b>806,735</b>	<b>—</b>	<b>53,192</b>	<b>(753,543)</b>	<b>7%</b>
<b>REVENUES NET OF EXPENDITURES</b>					
	—	90,324	37,132	37,132	
<b>OTHER FINANCING SOURCES (USES)</b>					
Operating transfers in	—	—	—	—	—%
Operating transfers out	—	—	—	—	—%
<b>Total other Financing Sources (Uses)</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>
<b>NET FUND ACTIVITY</b>	<b>\$ —</b>	<b>\$ 90,324</b>	<b>\$ 37,132</b>	<b>\$ 37,132</b>	

**CITY OF LA VISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the Eight Month Ending May 31, 2022**  
**67% of the Fiscal Year 2022**

**Sewer Reserve Fund**

	Budget (12 month)	Eight MTD Actual	YTD Actual	Over(under) Budget	% of Budget Used
<b>REVENUES</b>					
Interest income	\$ 1,799	\$ —	\$ 5,156	3,357	287%
<b>Total Revenues</b>	<b>1,799</b>	<b>—</b>	<b>5,156</b>	<b>3,357</b>	<b>287%</b>
<b>EXPENDITURES</b>					
Other	—	—	—	—	—%
<b>Total Expenditures</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—%</b>
<b>REVENUES NET OF EXPENDITURES</b>					
	<b>1,799</b>	<b>—</b>	<b>5,156</b>	<b>3,357</b>	
<b>OTHER FINANCING SOURCES (USES)</b>					
Operating transfers in	—	—	—	—	—%
Operating transfers out	(1,450,000)	—	—	1,450,000	—%
<b>Total other Financing Sources (Uses)</b>	<b>(1,450,000)</b>	<b>—</b>	<b>—</b>	<b>1,450,000</b>	
<b>NET FUND ACTIVITY</b>					
	<b>\$ (1,448,201)</b>	<b>\$ —</b>	<b>\$ 5,156</b>	<b>\$ 1,453,357</b>	

**CITY OF LA VISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the Eight Month Ending May 31, 2022**  
**67% of the Fiscal Year 2022**

**Qualified Sinking Fund**

	<b>Budget (12 month)</b>	<b>Eight MTD Actual</b>	<b>YTD Actual</b>	<b>Over(under) Budget</b>	<b>% of Budget Used</b>
<b>REVENUES</b>					
Interest income	\$ 1,848	\$ 116	\$ 1,003	(845)	54%
<b>Total Revenues</b>	<b><u>1,848</u></b>	<b><u>116</u></b>	<b><u>1,003</u></b>	<b><u>(845)</u></b>	<b><u>54%</u></b>
<b>EXPENDITURES</b>					
Other	—	—	—	—	—%
<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>REVENUES NET OF EXPENDITURES</b>					
	<b><u>1,848</u></b>	<b><u>116</u></b>	<b><u>1,003</u></b>	<b><u>(845)</u></b>	
<b>OTHER FINANCING SOURCES (USES)</b>					
Operating transfers in	125,000	—	—	(125,000)	—%
Operating transfers out	—	—	—	—	—%
<b>Total other Financing Sources (Uses)</b>	<b><u>125,000</u></b>	<b><u>—</u></b>	<b><u>—</u></b>	<b><u>(125,000)</u></b>	
<b>NET FUND ACTIVITY</b>	<b><u>\$ 126,848</u></b>	<b><u>\$ 116</u></b>	<b><u>\$ 1,003</u></b>	<b><u>\$ (125,845)</u></b>	

**CITY OF LA VISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
**For the Eight Month Ending May 31, 2022**  
**67% of the Fiscal Year 2022**

**TIF 1C Fund**

	Budget (12 month)	Eight MTD Actual	YTD Actual	Over(under) Budget	% of Budget Used
<b>REVENUES</b>					
Property Tax	\$ —	\$ 13,320	\$ 13,320	13,320	—%
<b>Total Revenues</b>	<b>—</b>	<b>13,320</b>	<b>13,320</b>	<b>13,320</b>	<b>—%</b>
<b>EXPENDITURES</b>					
TIF Distributed Funds	—	—	—	—	—%
Contract Services	—	—	—	—	—%
<b>Total Expenditures</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—%</b>
<b>REVENUES NET OF EXPENDITURES</b>					
	—	13,320	13,320	13,320	
<b>OTHER FINANCING SOURCES (USES)</b>					
Operating transfers in	—	—	—	—	—%
Operating transfers out	—	—	—	—	—%
<b>Total other Financing Sources (Uses)</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>	<b>—</b>
<b>NET FUND ACTIVITY</b>	<b>\$ —</b>	<b>\$ 13,320</b>	<b>\$ 13,320</b>	<b>\$ 13,320</b>	

METALAB, LLC  
2003 KANE ST  
HOUSTON, TX 77007  
(713)426-3640  
andrew@metalabstudio.com

**METALAB**]

## INVOICE

BILL TO  
LVG La Vista Gateway  
8116 Park View Blvd.  
La Vista, NE 68128

INVOICE # 2598  
DATE 06/08/2022  
DUE DATE 06/08/2022  
TERMS Due on receipt

ACTIVITY	QTY	RATE	AMOUNT
Services:Lump Sum Architecture Conceptualization Services (3 of 3)			10,000.00
BALANCE DUE			<b>\$10,000.00</b>

## Invoice



listen.DESIGN.deliver  
 6457 Frances Street, Suite 200  
 Omaha, NE 68106  
 402-393-4100 Fax 402-393-8747

Pat Dowse

Director Public Works  
 City of La Vista  
 Email Inv: pdowse@cityoflavista.org  
 City of La Vista  
 8116 Park View Boulevard  
 La Vista, NE 68128-2198

July 11, 2022  
 Project No: 10-17105-41  
 Invoice No: 0206020

Project 10-17105-41 La Vista City Cntr Parking Structure2 CS

Billing Period: June 1, 2022 to June 30, 2022

**Fee**

Billing Phase	Fee	Percent Complete	Earned	Previous Fee Billing	Current Fee Billing
Construction Services	198,750.00	49.00	97,387.50	89,437.50	7,950.00
Total Fee	198,750.00		97,387.50	89,437.50	7,950.00
<b>Total Fee</b>					<b>7,950.00</b>

**Consultants**

Olsson, Inc		7,585.60	
	<b>Total Consultants</b>	<b>7,585.60</b>	<b>7,585.60</b>

**Billing Limits**

	Current	Prior	To-Date
Consultants	7,585.60	871.48	8,457.08
Limit			125,350.50
Remaining			116,893.42
Expenses	0.00	219.19	219.19
Limit			13,000.00
Remaining			12,780.81
<b>Total this Invoice</b>			<b>\$15,535.60</b>

**Billings to Date**

	Current	Prior	Total
Fee	7,950.00	89,437.50	97,387.50
Consultant	7,585.60	871.48	8,457.08
Expense	0.00	219.19	219.19
<b>Totals</b>	<b>15,535.60</b>	<b>90,528.17</b>	<b>106,063.77</b>

OK To PA

PMD 7/13/22

15.71.0917.00 - CM0V18002

We appreciate your confidence in us and thank you in advance for your payment.  
 Being environmentally friendly, we encourage payments via Wire Transfer.  
 Routing number: 121000248 Account Number: 4945435436

Matthew Gulsvig, AIA, LEED AP



Design with Purpose. Build with Confidence.

A-6

City of La Vista Nebraska  
8116 Park View Boulevard  
La Vista, NE 68128-5509

July 07, 2022  
Invoice No: 08633.001 - 1

Project 08633.001 Applewood Creek H&H Review 2022

Professional Services April 06, 2022 through May 23, 2022

**Professional Personnel**

	Hours	Rate	Amount
Senior Project Manager II			
Holle, Douglas	6.50	205.00	1,332.50
Registered Engineer II			
Roth, Alexander	21.00	150.00	3,150.00
Totals	27.50		4,482.50
<b>Total Labor</b>			<b>4,482.50</b>
<b>Billing Limits</b>	<b>Current</b>	<b>Prior</b>	<b>To-Date</b>
Labor	4,482.50	0.00	4,482.50
Limit			9,620.00
Total Billings	4,482.50	0.00	4,482.50
Limit			9,620.00
Remaining			5,137.50
<b>Total this Invoice</b>			<b>\$4,482.50</b>

OKTC PA-1  
PMO 7/13/22  
05.71.0917.CCC - 5TAT2ac04

## Invoice

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

olsson

June 23, 2022  
 Invoice No: 424169

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

Invoice Total **\$2,625.25**

Olsson Project # B16-05460 La Vista NE City Centre Phase 1 Public Infrastructure  
 Professional services rendered April 10, 2022 through June 11, 2022 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  
**PO: 20-008346**

Phase	211	Amd 10 Exhibits for Public Documents					
Fee		Billing Phase	Fee	Percent Complete	Billed To Date	Previous Fee Billing	Current Fee Billing
		Amd 10 Exhibits for Public Docs	1,500.00	100.00	1,500.00	1,500.00	0.00
		Total Fee	1,500.00		1,500.00	1,500.00	0.00
<b>Subtotal</b>							<b>0.00</b>
<b>Total this Phase</b>							<b>0.00</b>

Phase	300	Project Management (Including Amendments 2, 3, 5 & 7)				
<b>Labor</b>						

Team/Technical Leader	Hours	Rate	Amount
Egelhoff, Anthony	2.00	185.00	370.00

Project	B16-05460	La Vista NE City Centre Phase 1 Public	Invoice	424169
Administrative				
Rikli, Amy		.50	73.00	36.50
Totals		2.50		406.50
<b>Total Labor</b>				<b>406.50</b>
			<b>Total this Phase</b>	<b>\$406.50</b>
-----	-----	-----	-----	-----
Phase	402	SWPPP Inspections (Including Amendment 5, 7, 11)		
<b>Fee</b>				
Number of Mo Insp Fees		2.00		
Fee Each		800.00		
Subtotal		1,600.00		
		<b>Subtotal</b>		<b>1,600.00</b>
			<b>Total this Phase</b>	<b>\$1,600.00</b>
-----	-----	-----	-----	-----
Phase	403	Astro Theater Amd 11		
<b>Labor</b>				
		<b>Hours</b>	<b>Rate</b>	<b>Amount</b>
Project Manager				
Carey, Douglas		2.25	115.00	258.75
Assistant Engineer				
Deacon, Patrick		4.00	90.00	360.00
Totals		6.25		618.75
<b>Total Labor</b>				<b>618.75</b>
			<b>Total this Phase</b>	<b>\$618.75</b>
<b>Billing Limits</b>		<b>Current</b>	<b>Prior</b>	<b>To-Date</b>
Total Billings		2,625.25	1,188,028.42	1,190,653.67
Limit				1,215,505.92
Balance Remaining				24,852.25
			<b>AMOUNT DUE THIS INVOICE</b>	<b>\$2,625.25</b>

Email Invoices to: pdowse@cityoflavista.org

Authorized By: Anthony Egelhoff

OK TO PAY

PMD 7/14/22

16.710917.00 - CMU 17008

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
JULY 19, 2022 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
APPOINTMENT OF SAFETY STEERING COMMITTEE MEMBERS	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JEFF SINNETT CHIEF BLDG. OFFICIAL/SAFETY STEERING COMMITTEE CHAIRPERSON

**SYNOPSIS**

A resolution has been prepared in reference to the appointment of selected personnel to the La Vista Safety Steering Committee.

**FISCAL IMPACT**

N/A

**RECOMMENDATION**

Approval

**BACKGROUND**

In accordance with the provision of state law 48-443, the Safety Steering Committee is comprised of an equal number of representatives for the Employer and the Employees. It is intended that the committee represent a diverse cross-section of city departments and employees. We had member terms expire the end of April 2022. We will have one vacancy until we have a Human Resources Director who will fill an Employer Representative spot through 4/2024.

I recommend the appointment of these individuals to a 2-year term:

Todd Armbrust	Employer Representative	2-year term through 4/2024
Terry Foster	Employee Representative	2-year term through 4/2024
David Karlson	Employee Representative	2-year term through 4/2024
Derek Schwartz	Employee Representative (FOP) (fill vacancy)	2-year term through 4/2023

Other members of the Safety Steering Committee include:

Jeff Sinnett	Employer Representative (Chairman)	2-year term through 4/2023
Pam Buethe	Employer Representative	2-year term through 4/2023
Don Pluta	Employee Representative	2-year term through 4/2023
Vacancy	Employer Representative	2-year term through 4/2024
Jean Hurst	Ex-Officio (Non-Voting)	
Bill Bowes (Fire)	Ex-Officio (Non-Voting)	

**RESOLUTION NO. \_\_\_\_\_**

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA PROVIDING FOR THE APPOINTMENT OF SAFETY STEERING COMMITTEE MEMBERS.

WHEREAS, The City Council of the City of La Vista has determined that appointments to the La Vista Safety Steering Committee are necessary; and

WHEREAS, a recommendation by the City Administrator, in consultation with the staff, has been made regarding appointments; and

WHEREAS, the recommended appointments comply with N.R.S. 48-443:

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, do hereby appoint the following city employees to the La Vista Safety Steering Committee for the terms specified:

Todd Armbrust Employer Representative 2 year term through 4/2024

Terry Foster Employee Representative 2 year term through 4/2024

David Karlson Employee Representative 2 year term through 4/2024

Derek Schwartz Employee Representative (FOP) (fill vacancy) 2 year term through 4/2023

PASSED AND APPROVED THIS 19TH DAY OF JULY 2022.

CITY OF LA VISTA

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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, MMC  
City Clerk

## COUNCIL REVIEWED

Check #	Check Date	Vendor Name	Amount	Voided
2066(E)	06/30/2022	LINCOLN NATIONAL LIFE INS CO	12,950.85	N
2065(E)	07/06/2022	CITY CENTRE MUSIC VENUE LLC	830,639.50	N
2067(E)	07/06/2022	US BANK NATIONAL ASSOCIATION	28,612.99	N
137422	07/06/2022	FELSBURG HOLT & ULLEVIG INC	8,475.58	N
137423	07/06/2022	HDR ENGINEERING INC	1,572.84	N
137424	07/06/2022	HGM ASSOCIATES, INC.	4,534.12	N
137425	07/06/2022	JE DUNN CONSTRUCTION COMPANY	288,581.00	N
137426	07/06/2022	LAMP RYNEARSON & ASSOCIATES	4,420.65	N
137427	07/06/2022	MCANANY CONSTRUCTION	206,499.20	N
137428	07/06/2022	SAMPSON CONSTRUCTION CO., INC	414,764.00	N
2077(E)	07/14/2022	ACTIVE NETWORK LLC	289.94	N
2078(E)	07/14/2022	BLACK HILLS ENERGY	2,447.92	N
2079(E)	07/14/2022	CENTURY LINK/LUMEN	184.73	N
2080(E)	07/14/2022	FIRST STATE BANK	2,137.23	N
2081(E)	07/14/2022	GREAT PLAINS COMMUNICATION	777.60	N
2082(E)	07/14/2022	MID-AMERICAN BENEFITS INC	2,884.36	N
2083(E)	07/14/2022	PAYROLL MAXX	399,786.47	N
2084(A)	07/19/2022	SHI INTERNATIONAL CORP.	1,590.87	N
137429	07/19/2022	A-RELIEF SERVICES INC	2,585.24	N
137430	07/19/2022	ACCO UNLIMITED CORPORATION	531.00	N
137431	07/19/2022	AED ZONE	527.00	N
137432	07/19/2022	AKRS EQUIPMENT SOLUTIONS, INC.	337.27	N
137433	07/19/2022	AMAZON CAPITAL SERVICES, INC.	5,987.52	N
137434	07/19/2022	ASAP APPLIANCE AND PLUNBING INC	1,772.27	N
137435	07/19/2022	ASPEN EQUIPMENT COMPANY	1,118.00	N
137436	07/19/2022	BIBLIOTHECA LLC	73.81	N
137437	07/19/2022	BISHOP BUSINESS EQUIPMENT COMPANY	1,176.84	N
137438	07/19/2022	BROWN, JAMIE	999.54	N
137439	07/19/2022	CINTAS CORPORATION NO. 2	264.39	N
137440	07/19/2022	CITY OF PAPILLION	119.00	N
137441	07/19/2022	CIVICPLUS	23,855.82	N
137442	07/19/2022	COMP CHOICE INC	1,727.72	N
137443	07/19/2022	CONVERGINT TECHNOLOGIES LLC	25,417.60	N
137444	07/19/2022	CORNHUSKER INTL TRUCKS INC	915.14	N
137445	07/19/2022	COX COMMUNICATIONS, INC.	170.15	N
137446	07/19/2022	CULLIGAN OF OMAHA	90.00	N
137447	07/19/2022	D & K PRODUCTS	3,722.00	N
137448	07/19/2022	DILLON BROS MOTORSPORTS	1,371.65	N
137449	07/19/2022	DULTMEIER SALES LLC	151.60	N
137450	07/19/2022	ECHO GROUP INCORPORATED	9.82	N
137451	07/19/2022	EDGEWEAR SCREEN PRINTING	359.00	N
137452	07/19/2022	FASTENAL COMPANY	11.00	N
137453	07/19/2022	FEDEX	19.40	N
137454	07/19/2022	FERGUSON ENTERPRISES INC #226	24.07	N
137455	07/19/2022	FIKES COMMERCIAL HYGIENE LLC	62.00	N
137456	07/19/2022	GALE	50.23	N
137457	07/19/2022	GENERAL FIRE & SAFETY EQUIP CO	2,045.00	N

Check #	Check Date	Vendor Name	Amount	Voided
137458	07/19/2022	GENUINE PARTS COMPANY-OMAHA	10.32	N
137459	07/19/2022	GODFATHER'S PIZZA	337.26	N
137460	07/19/2022	GRAINGER	8.07	N
137461	07/19/2022	GREAT PLAINS UNIFORMS	2,102.92	N
137462	07/19/2022	HUNTEL COMMUNICATIONS, INC	170.00	N
137463	07/19/2022	INDUSTRIAL SALES COMPANY INC	1,091.42	N
137464	07/19/2022	INGRAM LIBRARY SERVICES	251.03	N
137465	07/19/2022	J & J SMALL ENGINE SERVICE	597.32	N
137466	07/19/2022	J RETZ LANDSCAPE, INC	3,499.29	N
137467	07/19/2022	JO-ON-THE-GO	919.00	N
137468	07/19/2022	JOHNSTONE SUPPLY CO	220.39	N
137469	07/19/2022	KANOPIY, INC.	136.00	N
137470	07/19/2022	KATIE DICKAMORE	427.50	N
137471	07/19/2022	KIMBALL MIDWEST	464.64	N
137472	07/19/2022	KRIHA FLUID POWER CO INC	106.43	N
137473	07/19/2022	LABRIE, DONALD P	262.50	N
137474	07/19/2022	LARSEN SUPPLY COMPANY	1,782.56	N
137475	07/19/2022	LIBRA INDUSTRIES INC	63.45	N
137476	07/19/2022	LIBRARY IDEAS LLC	99.00	N
137477	07/19/2022	LOWE'S CREDIT SERVICES	345.71	N
137478	07/19/2022	MARTIN ASPHALT - MONARCH OIL	372.00	N
137479	07/19/2022	MENARDS-120TH	56.85	N
137480	07/19/2022	MENARDS-RALSTON	227.77	N
137481	07/19/2022	METRO LANDSCAPE MATERIALS	70.00	N
137482	07/19/2022	MIDWEST TURF & IRRIGATION	164.32	N
137483	07/19/2022	MILLARD SPRINKLER INC	1,495.29	N
137484	07/19/2022	MNJ TECHNOLOGIES DIRECT INC	402.00	N
137485	07/19/2022	MOTOROLA SOLUTIONS INC	1,896.04	N
137486	07/19/2022	MUZZY ICE SERVICE INC	182.50	N
137487	07/19/2022	NDEE SWIMMING POOLS	40.00	N
137488	07/19/2022	NEBRASKA LIBRARY COMMISSION	25.00	N
137489	07/19/2022	O'REILLY AUTO PARTS	1,275.27	N
137490	07/19/2022	OCLC INC	2,053.88	N
137491	07/19/2022	OFFICE DEPOT INC	851.72	N
137492	07/19/2022	OMAHA COMPOUND COMPANY	255.43	N
137493	07/19/2022	OMAHA WINNELSON SUPPLY	129.22	N
137494	07/19/2022	OMNI ENGINEERING	461.97	N
137495	07/19/2022	ONE CALL CONCEPTS INC	398.14	N
137496	07/19/2022	PAPILLION SANITATION	2,124.15	N
137497	07/19/2022	READY MIXED CONCRETE COMPANY	2,808.95	N
137498	07/19/2022	REGAL AWARDS INC.	87.00	N
137499	07/19/2022	SARPY COUNTY COURTHOUSE	18,222.00	N
137500	07/19/2022	SCHWARTZ, DEREK	71.56	N
137501	07/19/2022	SHERWIN-WILLIAMS	1,140.30	N
137502	07/19/2022	SOUTHERN UNIFORM AND TACTICAL, INC.	229.04	N
137503	07/19/2022	STAPLES, INC.	77.84	N
137504	07/19/2022	STOMP CHOMP ROAR	350.00	N

User: mgustafson

DB: La Vista

COUNCIL REVIEWED

Check #	Check Date	Vendor Name	Amount	Voided
137505	07/19/2022	SUBURBAN NEWSPAPERS INC	208.48	N
137506	07/19/2022	SUBURBAN NEWSPAPERS INC	78.00	N
137507	07/19/2022	SUN COUNTRY DISTRIBUTING LTD	295.50	N
137508	07/19/2022	SWANK MOTION PICTURES INC	1,425.00	N
137509	07/19/2022	TDI, LLC	1,480.00	N
137510	07/19/2022	THE COLONIAL PRESS, INC	3,016.23	N
137511	07/19/2022	THE LIBRARY STORE INC	185.80	N
137512	07/19/2022	THE SCHEMMER ASSOCIATES INC	617.50	N
137513	07/19/2022	TORNADO WASH LLC	427.00	N
137514	07/19/2022	TRANS UNION RISK AND ALT. DATA SOL.	75.00	N
137515	07/19/2022	TRUCK CENTER COMPANIES	271,553.00	N
137516	07/19/2022	UNITE PRIVATE NETWORKS LLC	4,400.00	N
137517	07/19/2022	USI EDUCATION & GOVERNMENT SALES	272.00	N
137518	07/19/2022	VAL VERDE ANIMAL HOSPITAL INC	108.00	N
137519	07/19/2022	VERIZON CONNECT NWF, INC.	615.22	N
137520	07/19/2022	VERIZON WIRELESS	365.89	N
137521	07/19/2022	VOIANCE LANGUAGE SERVICES, LLC	100.00	N
137522	07/19/2022	WESTLAKE HARDWARE INC NE-022	1,533.82	N
137523	07/19/2022	WINCAN, LLC	4,174.50	N
113	CHECKS PRINTED	TOTAL CLAIM AMOUNT:	\$2,625,937.92	0

Check #	Check Date	Vendor Name	Amount	Voided
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APPROVED BY COUNCIL MEMBERS ON: 07/19/2022

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COUNCIL MEMBER

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
JULY 19, 2022 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
APPROVE COX BUSINESS SERVICE AGREEMENT	◆ RESOLUTION ORDINANCE RECEIVE/FILE	RYAN SOUTH INFORMATION TECHNOLOGY MANAGER

**SYNOPSIS**

A resolution has been prepared to authorize the execution of a service agreement with Cox Business for internet service to The Link in an amount not to exceed \$750.00 per month.

**FISCAL IMPACT**

The FY23/FY24 Biennial Budget provides funding for the proposed service.

**RECOMMENDATION**

Approval.

**BACKGROUND**

The City currently has several agreements with Cox Business to provide internet service to City facilities. Cox provides fast, reliable internet service that is vital to our daily operations. Not only does the service give our staff access to the internet to perform their job, but it also provides free public Wi-Fi in most of our facilities.

The Link, one of the City's newest facilities opening next year, will be a public gathering place for events, entertainment, and recreation. Just as with our other facilities, the City plans to provide free public Wi-Fi for the visitors of The Link. To do so, we must have internet service at this location through an Internet Service Provider (ISP). Cox can deliver the required internet service and necessary bandwidth (speed) to accommodate the needs of this facility and has an excellent record of service with the City. Therefore, we request authorization to enter into a new service agreement with Cox Business for internet service to The Link at a cost of \$750.00 per month for a 60-month term.

**RESOLUTION NO. \_\_\_\_\_**

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF A SERVICE AGREEMENT WITH COX BUSINESS FOR INTERNET SERVICE TO THE LINK.

WHEREAS, the Mayor and City Council have determined that internet service to the Link is necessary; and

WHEREAS, the FY23/FY24 Biennial Budget provides funding for the proposed service,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, hereby authorize the execution of a Service Agreement with Cox Business for internet service to the Link.

PASSED AND APPROVED THIS 19TH DAY OF JULY 2022.

CITY OF LA VISTA

ATTEST:

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Douglas Kindig, Mayor

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Pamela A. Buethe, MMC  
City Clerk



<b>Cox Account Rep:</b>	Domingo Correa	<b>Cox System Address:</b>
<b>Phone Number:</b>	4029341730	401 N 117th St
<b>Fax Number:</b>	8778738959	Omaha, NE 68154

Customer Information		Authorized Customer Representative Information	
<b>Legal Company Name:</b>	City of La Vista – The Link	<b>Full Name:</b>	Ryan South
<b>Street Address:</b>	8303 Central Park Plz	<b>Billing Contact:</b>	402-331-4343
<b>City/State/Zip:</b>	La Vista, NE 68128	<b>Fax:</b>	
<b>Billing Address:</b>	8116 Park View Blvd.	<b>Contact Number:</b>	402-331-4343
<b>City/State/Zip:</b>	La Vista, NE 68128	<b>Email Address:</b>	rsouth@cityoflavista.org
<b>Cox Account #:</b>	132-0000000-00		
<b>Merge Bill</b>	No		

Equipment Charges			
Description	Quantity	Unit Price	Total Fee

<b>Special Conditions</b>	
<b>Promotion Details</b>	
<p>This Commercial Services Agreement (the "Agreement") includes (i) this paragraph, the language above and Exhibit A (collectively, the "Service Terms"); (ii) the terms and conditions set forth at <a href="http://ww2.cox.com/aboutus/policies/business-general-terms.cox">http://ww2.cox.com/aboutus/policies/business-general-terms.cox</a> (the "General Terms") and (iii) any other terms and conditions applicable to the Services set forth above, including without limitation, the Cox tariffs, Service Guides set forth at <a href="http://ww2.cox.com/business/voice/regulatory.cox">http://ww2.cox.com/business/voice/regulatory.cox</a> ("SG"), State and Federal regulations, the Cox Acceptable Use Policy (the "AUP"), and Cox's Internet Service Disclosures located at <a href="http://www.cox.com/internetdisclosures">www.cox.com/internetdisclosures</a>. Exhibit A is attached to and incorporated into this Agreement by this reference. Customer acknowledges receipt and acceptance of the Service Terms (including Exhibit A), the AUP, General Terms, and all other referenced terms and conditions by signing this Agreement. By signing this Agreement, Customer accepts that any and all disputes arising out of, relating to or concerning this Agreement and/or the Services shall be resolved through mandatory and binding arbitration unless Customer opts out pursuant to the Dispute Resolution Provision in the General Terms. This Agreement is subject to credit approval and Customer authorizes Cox to check credit. The prices above do not include applicable taxes, fees, assessments or surcharges which are additional and may change. This proposal is valid provided Customer signs and delivers this Agreement to Cox unchanged within thirty (30) days from the date above. By signing this Agreement, Customer acknowledges that if (i) the transport Service(s) (e.g. Private Line Type Services, Ethernet Services) cross state boundaries or (ii) at least 10% of traffic on said transport Service(s) is Interstate in nature or designated for Internet traffic, then the entire transport Service(s) is considered Interstate. Customer has reviewed the interstate/intrastate designation of the transport Service(s) listed in the Service Description above and attests that all such designations are correct. Each party may use electronic signature to sign this Agreement, provided the electronic signature method used by Customer is acceptable to Cox. This Agreement shall be effective upon execution by Customer and "Acceptance" by Cox. "Acceptance" of the Agreement by Cox shall occur upon the earlier of (i) Cox's countersignature of this Agreement or (ii) Cox's installation of Service at Customer's location. Customer acknowledges that it has read and understands the 911 disclosures in Section 2 of the Service Terms. By signing this Agreement, you represent that you are the authorized Customer representative.</p>	
<b>Customer Authorized Signature</b>	<b>Cox Communications Omaha, LLC; Cox Nebraska Telcom, LLC Signature</b>
Signature:	Signature:
Print:	Print:
Title Position:	Title Position:
Date:	Date:

**1. E911 Services** FOR IMPORTANT INFORMATION ABOUT COX'S 911 PRACTICES, PLEASE REVIEW THE INFORMATION ABOUT E911 SERVICE IN THE GENERAL TERMS AND ON THE WEBSITE <http://ww2.cox.com/business/voice/regulatory.cox>.

**2. Service Start Date and Term** The "Initial Term" shall begin upon installation of Service and shall continue for the applicable Term commitment set forth above in the Service Terms. However, if Customer delays installation or is not ready to receive Services on the agreed-upon installation date, Cox may begin billing for Services on the date Services would have been installed. Cox shall use reasonable efforts to make the Services available by the requested service date. Cox shall not be liable for damages for delays in meeting service dates due to install delays or reasons beyond Cox's control. If Customer delays installation for more than ninety (90) days after Customer's execution of this Agreement, Cox reserves the right to terminate this Agreement by providing written notice to Customer and Customer shall be liable for Cox's reasonable costs incurred. AFTER THE INITIAL TERM, THIS AGREEMENT SHALL AUTOMATICALLY RENEW FOR ONE (1) YEAR TERMS (EACH AN "EXTENDED TERM") UNLESS A PARTY GIVES THE OTHER PARTY WRITTEN TERMINATION NOTICE AT LEAST THIRTY (30) DAYS PRIOR TO THE EXPIRATION OF THE INITIAL TERM OR THEN CURRENT EXTENDED TERM. "Term" shall mean the Initial Term and Extended Term (s), if any. Cox reserves the right to increase rates for all Services by no more than ten percent (10%) during any Extended Term by providing Customer with at least sixty (60) days written notice of such rate increase. This limitation on rate increases shall not apply to video Services or Services for which rates, terms and conditions are governed by a Cox tariff or SG. Upon notice to Customer, Cox may change the rates for video Services periodically during the Term. Cox may change the rates for telephone Service subject to a Cox tariff or SG periodically during the Term. For the avoidance of doubt, promotional rates and promotional discounts provided to Customer will expire at the end of the Initial Term or earlier as set forth in the promotion language. Customer's payment for Service after notice of a rate increase will be deemed to be Customer's acceptance of the new rate.

**3. Termination** Customer may terminate any Service before the end of the Term selected by Customer above in the Service Terms upon at least thirty (30) days written notice to Cox; provided, however, if Customer terminates any such Service before the end of the Term (except for breach by Cox), unless otherwise expressly stated in the General Terms, Customer will be obligated to pay Cox a termination fee equal to the nonrecurring charges (if unpaid) and One Hundred Percent (100%) of the monthly recurring charges for the terminated Service(s) multiplied by the number of months, including partial months, remaining in the Term. Cox may terminate this Agreement without liability at any time prior to installation of Services if Cox determines that Customer's location is not reasonably serviceable or there is signal interference with any Cox Service(s) according to Cox's standard practices. If Customer terminates or decreases any Service that is part of a bundle offering, the remaining Service(s) shall be subject to price increases for the remaining Term. If Customer terminates this Agreement prior to installation of Service by Cox, Customer shall be liable for Cox's costs incurred. This provision survives termination of the Agreement.

**4. Payment** Customer shall pay Cox all monthly recurring charges ("MRCs") and all non-recurring charges ("NRCs"), if any, by the due date on the invoice. Any amount not received by the due date shown on the applicable invoice will be subject to interest or a late charge no greater than the maximum rate allowed by law. If Cox terminates this Agreement due to Customer's breach, or if Customer fails to pay any amounts when due and fails to cure such non-payment upon receipt of written notice of non-payment from Cox, Customer will be deemed to have terminated this Agreement and will be obligated to pay the termination fee described above. If applicable to the Service, Customer shall pay sales, use, gross receipts, and excise taxes, access fees and all other fees, universal service fund assessments, 911 fees, franchise fees, bypass or other local, State and Federal taxes or charges, and deposits, imposed on the use of the Services. Taxes will be separately stated on Customer's invoice. No interest will be paid on deposits unless required by law.

**5. Service and Installation** Cox shall provide Customer with the Services identified above in the Service Terms and may also provide

related facilities and equipment, the ownership of which shall be retained by Cox (the "Cox Equipment"), or for certain Services, Customer, may purchase equipment from Cox ("Customer Purchased Equipment"). Customer is responsible for damage to any Cox Equipment. If Cox Equipment is not returned to Cox after termination or disconnection of Services, Customer shall be liable for the Cox Equipment costs. Customer may use the Services for any lawful purpose, provided that such purpose: (i) does not interfere or impair the Cox network or Cox Equipment; (ii) complies with the AUP; and (iii) is in accordance with the terms and conditions of this Agreement. Customer shall use the Cox Equipment only for the purpose of receiving the Services. Customer shall use Customer Purchased Equipment in accordance with the terms of this Agreement and any related equipment purchase agreement. Unless provided otherwise herein, Cox shall use commercially reasonable efforts to maintain the Services in accordance with applicable performance standards. Cox network management needs may require Cox to modify upstream and downstream speeds. Use of the Services shall be subject to the AUP at <http://ww2.cox.com/aboutus/policies/business-policies.cox>, which is incorporated herein by reference. Cox may change the AUP from time to time during the Term. Customer's continued use of the Services following an AUP amendment shall constitute acceptance of the revised AUP.

**6. General Terms** The General Terms are hereby incorporated into this Agreement by reference. BY EXECUTING THIS AGREEMENT AND/OR USING OR PAYING FOR THE SERVICES, CUSTOMER ACKNOWLEDGES THAT IT HAS READ, UNDERSTOOD, AND AGREED TO BE BOUND BY THE GENERAL TERMS.

**7. LIMITATION OF LIABILITY** IN ADDITION TO ANY OTHER LIMITATIONS ON LIABILITY CONTAINED IN THE AGREEMENT, NEITHER COX NOR ANY COX RELATED PARTY SHALL BE LIABLE FOR DAMAGES FOR FAILURE TO FURNISH OR INTERRUPTION OF ANY SERVICES, OR FOR ANY LOSS OF DATA OR STORED CONTENT, IDENTITY THEFT, OR FOR ANY PROBLEM WITH THE SERVICES OR EQUIPMENT OF ANY THIRD PARTY, NOR SHALL COX NOR ANY COX RELATED PARTY BE RESPONSIBLE FOR FAILURE OR ERRORS OF ANY COX SERVICE, COX EQUIPMENT, SIGNAL TRANSMISSION, LICENSED SOFTWARE, LOST DATA, FILES OR SOFTWARE DAMAGE REGARDLESS OF THE CAUSE. NEITHER COX NOR ANY COX RELATED PARTY WILL BE LIABLE FOR DAMAGE TO PROPERTY OR FOR PHYSICAL INJURY TO ANY PERSON ARISING FROM THE INSTALLATION OR REMOVAL OF EQUIPMENT UNLESS CAUSED BY THE NEGLIGENCE OF COX. UNDER NO CIRCUMSTANCES WILL COX OR ANY COX RELATED PARTY BE LIABLE FOR ANY INDIRECT, INCIDENTAL, SPECIAL OR CONSEQUENTIAL DAMAGES, INCLUDING LOST PROFITS, ARISING FROM THIS AGREEMENT OR PROVISION OF THE SERVICES.

**8. WARRANTIES** EXCEPT AS PROVIDED IN THIS AGREEMENT, THERE ARE NO OTHER AGREEMENTS, WARRANTIES OR REPRESENTATIONS, EXPRESS OR IMPLIED, EITHER IN FACT OR BY OPERATION OF LAW, STATUTORY OR OTHERWISE, INCLUDING WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE, RELATING TO THE SERVICES. SERVICES PROVIDED ARE A BEST EFFORTS SERVICE AND COX DOES NOT WARRANT THAT THE SERVICES, EQUIPMENT OR SOFTWARE SHALL BE ERROR-FREE OR WITHOUT INTERRUPTION. COX DOES NOT GUARANTEE THAT SERVICE CAN BE PROVISIONED TO CUSTOMER'S LOCATION, OR THAT INSTALLATION OF SERVICE WILL OCCUR IN A SPECIFIED TIMEFRAME. COX DOES NOT WARRANT THAT ANY SERVICE OR EQUIPMENT WILL MEET CUSTOMER'S NEEDS, PERFORM AT A PARTICULAR SPEED, BANDWIDTH OR THROUGHPUT RATE, OR WILL BE UNINTERRUPTED, ERROR-FREE, SECURE, OR FREE OF VIRUSES, WORMS, DISABLING CODE OR THE LIKE. INTERNET AND WIFI SPEEDS WILL VARY. COX MAKES NO WARRANTY AS TO TRANSMISSION OR UPSTREAM OR DOWNSTREAM SPEEDS OF THE NETWORK.

**9. Public Performance** If Customer engages in a public performance of any copyrighted material contained in any of the Services, Customer, and not Cox, shall be responsible for obtaining any public performance licenses at Customer's expense. The Video Service that Cox provides under this Agreement does not include a public performance license.

**CITY OF LA VISTA**  
**MAYOR AND CITY COUNCIL REPORT**  
**JULY 19, 2022 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
REQUEST FOR PROPOSALS – PAVEMENT REHABILITATION	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JEFF CALENTINE DEPUTY DIRECTOR OF PUBLIC WORKS

**SYNOPSIS**

A resolution has been prepared authorizing the advertisement of a Request for Proposals (RFP) for consulting engineering services for design and construction phase of pavement rehabilitation on Terry Dr., Lillian Ave., and S. 78<sup>th</sup> St.

**FISCAL IMPACT**

The FY23/FY24 Biennial Budget provides funding for the proposed service.

**RECOMMENDATION**

Approval.

**BACKGROUND**

The existing asphalt overlays on Terry Dr. from S. 81<sup>st</sup> St. to Parkview Blvd., Lillian Ave. from Parkview Blvd. to James Ave., and S. 78<sup>th</sup> St. from Harrison St. to Parkview Blvd. have deteriorated to the point that rehabilitation options need to be explored. This RFP will allow various engineering firms to submit proposals for design and construction phase engineering services for this work. The selected firm will provide rehabilitation options and associated costs, traffic control and public outreach and communication efforts.

**RESOLUTION NO. \_\_\_\_\_**

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE REQUEST FOR PROPOSALS FOR PAVEMENT REHABILITATION.

WHEREAS, the Mayor and Council have determined that pavement rehabilitation services are necessary; and

WHEREAS, the FY23/FY24 Biennial Budget provides funding for the proposed service; and

WHEREAS, proposals will be due August 19, 2022;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council hereby authorize the request for proposals for pavement rehabilitation.

PASSED AND APPROVED THIS 19TH DAY OF JULY 2022.

CITY OF LA VISTA

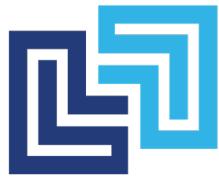
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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, MMC  
City Clerk



REQUEST FOR PROPOSALS  
FOR  
CONSULTING ENGINEERING SERVICES  
FOR  
DESIGN & CONSTRUCTION PHASE

Terry Dr. S. 81<sup>st</sup>. St to Parkview Blvd.  
Lillian Ave. Parkview Blvd. to James Ave.  
S. 78<sup>th</sup> Harrison St. to Parkview Blvd.  
PAVEMENT REHABILITATION

CITY OF LA VISTA, NEBRASKA

PROPOSALS DUE 3:30 PM, August 19, 2022

## PURPOSE

The City of La Vista, Nebraska (City) is hereby soliciting consultant proposals for professional services to provide design and construction phase services for the proposed pavement rehabilitation of Terry Dr. from S. 81<sup>st</sup> St. to Parkview Blvd., Lillian Ave. from Parkview Blvd. to James Ave., and S. 78<sup>th</sup> St. from Harrison St. to Parkview Blvd. for the City of La Vista. This request invites qualified consultants to submit proposals for accomplishment of the work described below under Scope of Services. Once the firm is selected, a contract will be negotiated based upon a mutually agreed upon scope of services. This project is locally funded and does not involve federal aid.

## PROJECT DESCRIPTION

Provide professional engineering and surveying services to prepare opinions of construction costs, preliminary design, final design and construction phase services for the rehab of existing asphalt overlay surfacing and/or existing full depth concrete surfacing on Terry Dr. from 81<sup>st</sup> St. to Parkview Blvd., Lillian Ave. from Parkview Blvd. to James Ave., and S. 78<sup>th</sup> St. from Harrison St. to Parkview Blvd., utilities and coordination with utilities, drainage improvements and/or other related improvements. The site map is attached herewith as Exhibit "A" for the proposed work.

## SCOPE OF SERVICES

- Perform topographic survey of critical improvement areas.
- Obtain subsurface soils investigation and provide geotechnical recommendations related to construction of the proposed pavement rehabilitation treatments. Analyze pavement cores from subsurface investigations to attempt to identify potential rehabilitation solutions. Anticipate 16-20 pavement cores within the project area.
- Review all available reports, plans, maps and studies that the City has available for the project area and incorporate relevant information from such documents into the design work for the contemplated improvements.
- Meet with the City for the purpose of discussing designs, options, construction schedules, phasing relative to traffic control, permitting, alternatives and costs. Anticipate up to three (3) progress meetings with the City.
- Prepare an opinion of probable construction costs based upon the design plans including engineering fees for design and construction phase services. The costs should include geotechnical investigations for the proposed construction areas.
- Prepare preliminary plans and specifications of the proposed rehabilitation treatments and/or improvements. Preliminary plans shall contain proposed vertical and horizontal alignments (if applicable), typical cross sections, proposed construction limits and right of way limits.

- Prepare a temporary traffic control plan for proposed improvements and coordination with other agencies and related projects.
- Provide other durability and life extending recommendations for rehabilitation treatments as applicable.
- Provide public outreach and communication services and recommendations. Anticipate a minimum of two (2) public meetings, one (1) stakeholder meeting, and one (1) City Council presentation.
- Prepare final plans and specifications. Final plans shall include additional details such as complete set of project cross sections, construction and removal plans, joints and grades, utilities coordination, traffic control, construction phasing, quantities and bid items. The 2020 or most current Edition of the City of Omaha Standard Specifications for Public Works Construction shall be utilized.
- Finalize the plans and specifications for bidding purposes based upon review comments provided by the City. Prepare an updated opinion of probable construction costs based upon the finalized plans and specifications.
- Construction phase engineering services will be provided by the selected engineering firm and will be negotiated via agreement amendment after receipt of bids for the construction work.

## PROJECT SCHEDULE

All firms submitting proposals must be prepared to initiate work on this project immediately upon Notice to Proceed. The selected firm must be able to complete the services in time to solicit bids in December 2022. A Notice to Proceed is anticipated to be issued on or about September 12, 2022. Only those firms able to perform the necessary work activities within this schedule should respond to this RFP.

## PROPOSAL REQUIREMENTS

In order to facilitate review of the project proposals by the City of La Vista, the following information must be included in the proposal in the order listed:

1. A letter of interest not to exceed 2 pages. This needs to identify the primary and secondary contact persons with phone and e-mail contact information.
2. The body of the proposal (Project Understanding and Approach) shall be limited to ten (10) pages, 8 1/2" by 11" single sided and up to three (3) additional pages, 11" by 17" single sided.
3. Listing of organization(s) included in the Project Team. This discussion should include the primary areas of responsibility of each team member and an estimated proportion of the total contract work to be performed by each team member/firm.
4. A listing of similar work performed within the last 3-years to include dollar value, project description, project team, and contacts for project owners. Each project description (maximum of four (4) allowed) will be limited to one single sided page.

5. A maximum of 2 pages of additional supportive material such as charts, tables, or photos.
6. The names of key personnel, qualifications, experience and the proposed project manager shall be provided. This should include a discussion of similar projects the key personnel and project manager have worked on. The availability of the key personnel and their redundancy to work on this project needs to be set forth in the Proposal.
7. A project schedule outlining the time frame and estimated completion date of each major task outlined in the project approach section. The project schedule should include estimated dates for deliverable products throughout the course of the design period.
8. Submit three (3) bound copies of the Proposal and one digital submittal containing a pdf copy of the Proposal.
9. Provide proof of professional liability insurance in the amount of not less than \$2,000,000.
10. A separate sealed fee estimate submittal. Include a spreadsheet identifying personnel, hourly rates, project responsibilities, and estimated amount of time expected for each phase expressed in person-hours. Budget is to be presented as a not-to-exceed figure with all overhead and expenses included. The terms on payment, based on monthly billings to the City, should be outlined.

**NOTES:**

Due to the nature of the services sought, evaluation of proposals will in large part be subjective. Award of a contract will be based on a number of factors and may or may not be on the basis of lowest cost to the City. The City reserves the right to accept any proposal in whole or in part and to reject any and all proposals, to waive irregularities and to negotiate and revise terms with proposers without notice to other proposers.

**SELECTION CRITERIA**

Proposals will be reviewed, evaluated, and ranked by an internal review committee. The review committee will evaluate and score the proposals to determine the consultant best qualified for the project. Negotiations will be held with the top ranked consultant to establish a fee for the project. In the event an agreement is not reached, then negotiations will take place with other consultants in the order of ranking if needed. Negotiations are anticipated to occur during February. The selection criteria, including their relative importance are:

Criteria	Point Range
1. Ability and experience of professional personnel and staff.	0 – 25
2. Past performance for La Vista or other agencies.	0 – 25
3. Adequate staff to perform the work and ability to meet time requirements.	0 – 25
4. Project understanding and approach	0 – 25
<b>Total Points (Maximum)</b>	<b>100</b>

## PROTOCOL

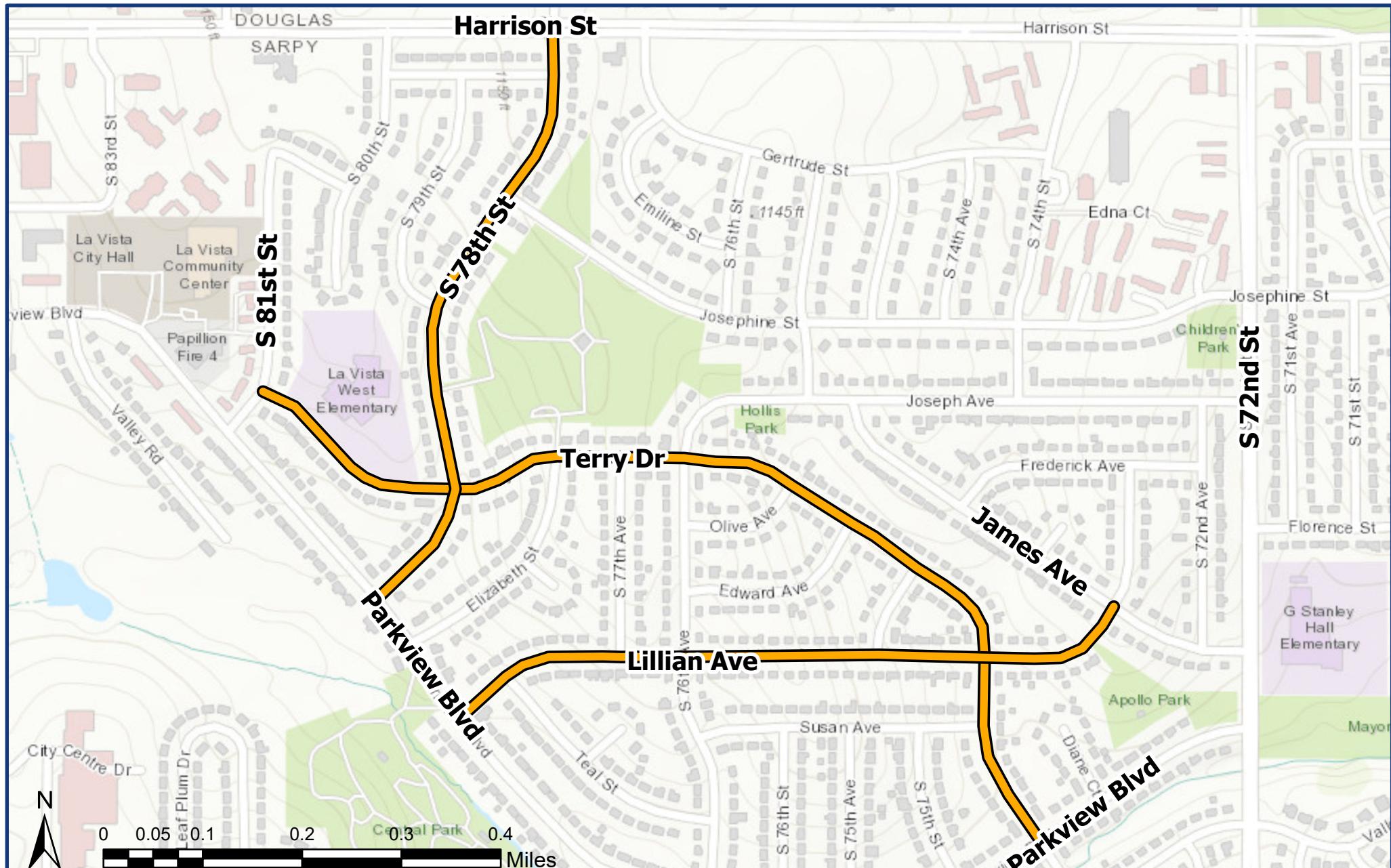
Proposals must be at the City of La Vista Public Works Department, 9900 Portal Road, La Vista, NE 68128 no later than 3:30 pm, August 19, 2022. No exceptions to this deadline will be given. Please provide the required copies of your proposal in an envelope or other sealed container clearly marked on the exterior as containing "Proposal for Engineering Consulting Services Terry Dr., Lillian Ave., S.78<sup>th</sup> St. Resurfacing".

Firms interested in submitting proposals should contact Pat Dowse City Engineer, City of La Vista Public Works Department, 9900 Portal Road, La Vista, NE (402) 331-8927, or [pdowse@cityoflavista.org](mailto:pdowse@cityoflavista.org) for any additional questions regarding the project.

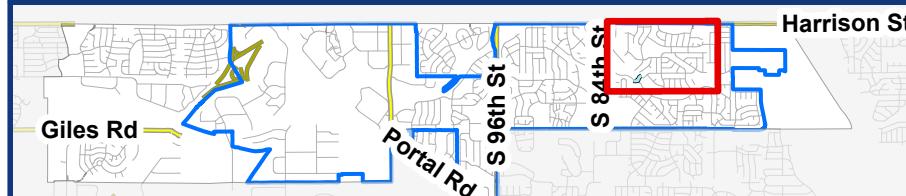
Proposals must remain firm for sixty (60) days from the proposal due date. City of La Vista reserves the right to refuse any or all proposals and to waive technicalities in order to accept proposals that may be in the best interest of the City of La Vista, at its sole discretion.

The consultant, with regard to the services performed by it during the project, shall not discriminate on the grounds of race, color, national origin, sex, age and disability/handicap including selection of sub-consultants.

END OF RFP



## EXHIBIT A - PAVEMENT REHABILITATION RFP



### Legend

- Improvement Area

\*Map not to scale



**CITY OF LA VISTA**  
**MAYOR AND CITY COUNCIL REPORT**  
**JULY 19, 2022 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
LOCAL OPTION SALES TAX — CONTINUATION OF ½ PERCENT OPTION FOR MAJOR STREET IMPROVEMENT PROJECTS AND OTHER CAPITAL EXPENDITURES	◆ RESOLUTION ORDINANCE RECEIVE/FILE	PAM BUETHE CITY CLERK

#### **SYNOPSIS**

A resolution has been prepared to approve placement of the question of continuing the one-half percent sales tax for an additional thirty (30) years on the November 8, 2022 general election ballot.

#### **FISCAL IMPACT**

In FY2021, the one-half percent sales tax generated over \$35M in funding for major street improvement projects and other capital expenditures. If the annual revenue of \$2.6M were replaced with property tax dollars, it would require an increase of approximately \$.11 in the City's current property tax levy of \$0.5400 (21% increase). This change in property taxes would increase a homeowner's tax bill for city services (on a home valued at \$169,100) from \$913 per year to \$1,103 per year.

#### **RECOMMENDATION**

Approval.

#### **BACKGROUND**

In December of 1984, the City established a one percent local option sales tax which continues in perpetuity and funds are used for the day-to-day cost of providing city services, such as police, fire, and public works.

On June 19, 1990, the City Council adopted Ordinance 504 authorizing an additional one-half of one percent (0.5%) local option sales tax, following a successful referendum. The additional one-half of one percent local option sales tax included a “sunset” or end date of the one-half percent option on July 31, 2000. Those funds were dedicated by the City Council to be used for street improvements and other capital expenditures.

On January 19, 1999, the City Council adopted Ordinance 759 continuing the additional one-half of one percent (0.5%) local option sales and use tax following another successful referendum by special election on November 3, 1998, which included a “sunset” date of July 1, 2010. (*Original sunset date of July 31, 2010 was amended in November, 2000 to reflect state regulation that it must sunset on the first day of a calendar quarter.*)

On August 19, 2009 the City Council adopted Ordinance 1071 continuing the additional one-half of one percent (0.5%) local option sales and use tax following another successful referendum in the primary election on May 13, 2008, which included a “sunset” date of July 1, 2025 (Sunset of previous referendum July 1, 2010).

As the City continues to age and grow, additional street improvements and capital expenditures have been projected beyond 2025. As a result, it is recommended that the City ask the voters to approve continuation of the one-half percent sales tax for an **additional thirty (30) year period**.

The alternative of funding road improvements with sales tax dollars versus property tax dollars is an appropriate way of shifting the burden of taxation from La Vista residents (property tax) to a broader base (sales tax) which reflects *shoppers* in La Vista that are both residents and non-residents. Additionally, as a part of a metropolitan community a significant amount of *wear and tear* on City roads is by non-residents — which again supports the use of sales tax dollars for road improvement projects.

Since the local one-half percent option was enacted, over \$35M has been generated to fund a variety of public infrastructure projects.

The one-half percent sales tax revenue has paid for all or a portion of many major street improvement projects/capital expenditures including:

- Widening of Harrison Street (4 lanes/divided) from 72<sup>nd</sup> to 90<sup>th</sup> Street (Pine Drive)
- Widening of Giles Road (4 lanes/divided) from 72<sup>nd</sup> to 107<sup>th</sup>
- Cornhusker Road (*Portal Road*) from 96<sup>th</sup> to 100<sup>th</sup> Street
- 66<sup>th</sup> Street from Giles Road to Harrison Street
- 84<sup>th</sup> Street and Park View Blvd. Improvements
- 96<sup>th</sup> Street from Giles Road to Cornhusker Road (*Portal Road*)
- 78<sup>th</sup> Street and Harrison Signalization
- 72<sup>nd</sup> Street Pedestrian Crossing Signalization and improvements (various crossings)
- Sports Complex Improvements (parking areas)
- 114<sup>th</sup> Street Improvements North of Giles
- 84<sup>th</sup> Street Improvements from Harrison to Giles
- Realign Cornhusker/Portal/107<sup>th</sup> St. with 108<sup>th</sup> and Giles and full signalization (in progress)
- Annual Street Resurfacing projects
- Annual Sidewalk District Improvements
- West Papio Trail
- Keystone Trail
- 96<sup>th</sup> & Brentwood Signal
- 132<sup>nd</sup> & West Giles Improvements
- 120<sup>th</sup> & Giles Signal
- Harrison Street Bridge

Should the Mayor and City Council choose to move forward with placing this question on the November 2022 General Election ballot, the recommended timeline would be:

- Council directs the Election Commissioner to place tax question on the May ballot (Resolution) July 19, 2022
- Deadline to have resolution to Election Commissioner September 1, 2022
- Local Option Sales Tax on the Ballot (General Election) November 8, 2022

If the referendum passes:

- Council approves continuation of the ½ % Sales Tax (Ordinance) January 17, 2023
- Tax continuation becomes effective July 1, 2025

\* *If the voters do not approve continuation of the sales tax, the City could not place the question on the ballot for another 23 months.*

**RESOLUTION NO. \_\_\_\_\_**

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA ORDERING SUBMISSION OF BALLOT QUESTION AT THE 2022 GENERAL ELECTION TO CONTINUE THE ADDITIONAL ONE-HALF OF ONE PERCENT (1/2%) CITY SALES AND USE TAX FOR AN ADDITIONAL THIRTY YEARS BEGINNING JULY 1, 2025 AND ENDING JULY 1, 2055 TO PAY FOR MAJOR STREET IMPROVEMENT PROJECTS AND OTHER CAPITAL EXPENDITURES, CLARIFYING SCOPE, AND AUTHORIZING FURTHER ACTIONS.

WHEREAS, the City's current two percent (2%) sales and use taxes pursuant to the Local Option Revenue Act are comprised of the following:

1. The first one and one-half percent (1½%) consists of a one percent (1%) perpetual sales and use tax approved November 20, 1984 by Ordinance No. 363 ("Perpetual One Percent") and an additional one-half of one percent (½%) sales and use tax enacted June 19, 1990 by Ordinance No. 504, continued by Ordinance No. 759, as amended, and further continued by Ordinance No. 1071 for an additional fifteen years ending July 1, 2025, with revenues from such additional ½% used to pay for major street improvement projects and other capital expenditures ("Additional One-Half of One Percent for Major Street Improvement Projects and Other Capital Expenditures"), and
2. An additional one-half of one percent (½%) sales and use tax approved on June 3, 2014 by Ordinance No. 1215 to fund and pay costs of public infrastructure projects within the 84<sup>th</sup> Street Redevelopment Area ("Additional One-Half of One Percent for Public Infrastructure in 84<sup>th</sup> Street Redevelopment Area"), and continuing for the longer of ten years or complete payment of any bonds with respect to which the Additional One-Half of One Percent for Public Infrastructure in 84<sup>th</sup> Street Redevelopment Area is pledged for payment; and

WHEREAS, the Additional One-Half of One Percent for Major Street Improvement Projects and Other Capital Expenditures is set to end July 1, 2025; and

WHEREAS, the Additional One-Half of One Percent for Major Street Improvement Projects and Other Capital Expenditures generates substantial revenues for major street improvement projects and other capital expenditures of the City; and

WHEREAS, the Mayor and City Council have identified additional major street improvement projects and other capital expenditures to be undertaken by the City; and

WHEREAS, the Mayor and City Council deem it appropriate to submit to the voters of the City the question of whether to continue the Additional One-Half of One Percent for Major Street Improvement Projects and Other Capital Expenditures for an additional 15 years.

NOW THEREFORE BE IT RESOLVED, by the Mayor and City Council of the City of La Vista, Nebraska that the following are adopted and approved:

1. Recitals above are incorporated into this Resolution by reference.

2. The Mayor and City Council propose to continue the Additional One-Half of One Percent for Major Street Improvement Projects and Other Capital Expenditures for an additional 30 years beginning July 1, 2025 and ending July 1, 2055.

3. A question proposing to continue such tax shall be submitted at the 2022 General Election within the City of La Vista at which all qualified voters of the City shall be entitled to vote on such question, in form and content as follows, subject to any additions, subtractions, or modifications as the City Administrator or her designee determines necessary or advisable ("Question"):

"Shall the governing body of the incorporated municipality - the City of La Vista - continue the additional local sales and use tax of one-half of one percent (½%), which is part of the first one and one-half percent (1½%) of the City's current two percent (2%) sales and use tax rate, for an additional thirty (30) years beginning July 1, 2025 and ending July 1, 2055, and continue to impose a sales and use tax of the additional one-half of one percent (½%) upon the same transactions within such municipality on which the State of Nebraska is authorized to impose a tax, with revenues generated by the additional one-half of one percent (½%) to be used for major street improvement projects and other capital expenditures?"

If a majority of the votes cast upon such Question shall be in favor of continuing such additional one-half of one percent tax, then the governing body of the City shall be empowered as provided by Neb. Rev. Stat. §77-27,142 and shall forthwith proceed to continue to impose such tax pursuant to the Local Option Revenue Act. If a majority of those voting on the Question shall be opposed to continuing such additional one-half of one percent tax, then the governing body of the City shall not continue to impose such a tax and the tax will end effective July 1, 2025 unless subsequently approved by voters in accordance with applicable law.

4. Neither the Perpetual One Percent nor the Additional One-Half of One Percent for Public Infrastructure in 84<sup>th</sup> Street Redevelopment Area shall be affected by this Resolution. The Perpetual One Percent and the Additional One-Half of One Percent for Public Infrastructure in 84<sup>th</sup> Street Redevelopment Area each shall continue and remain in effect notwithstanding anything in this Resolution, the Question, results of the 2022 General Election, or any other action in connection with the Additional One-Half of One Percent for Major Street Improvement Projects and Other Capital Expenditures.

5. The Mayor, City Administrator or City Clerk, or any designee of the Mayor, City Administrator or City Clerk, shall be authorized to take any actions on behalf of the City Council or City as the Mayor, City Administrator or City Clerk, or any such designee determines necessary or appropriate to carry this Resolution or any actions approved in this Resolution, including without limitation executing any documents or instruments, certifying or submitting this Resolution, providing any notice, or submitting the Question at the 2022 General Election in form and content approved in section 3 above, subject to any additions, subtractions, or modifications as City Administrator or her designee determines necessary or advisable.

PASSED AND APPROVED THIS 19TH DAY OF JULY 2022.

CITY OF LA VISTA

ATTEST:

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Kim J. Thomas, Acting Mayor

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Pamela A. Buethe, MMC  
City Clerk

K:\APPS\City Hall\22 FINAL RESOLUTIONS\22. La Vista - Sales Tax  
Additional Half Cent - Continuation Resolution Ballot Item 07.19.2022.Docx

## OFFICIAL BALLOT

### City of La Vista

### Proposal to Continue Additional One-half of One Percent (1/2%) City Sales and Use Tax

Shall the governing body of the incorporated municipality - the City of La Vista - continue the additional local sales and use tax of one-half of one percent (½%), which is part of the first one and one-half percent (1½%) of the City's current two percent (2%) sales and use tax rate, for an additional thirty (30) years beginning July 1, 2025 and ending July 1, 2055, and continue to impose a sales and use tax of the additional one-half of one percent (½%) upon the same transactions within such municipality on which the State of Nebraska is authorized to impose a tax, with revenues generated by the additional one-half of one percent (½%) to be used for major street improvement projects and other capital expenditures?

- Yes (in favor of continuing the additional ½% tax)
- No (opposed to continuing the additional ½% tax)

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
JULY 19, 2022 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
RESTAURANTS AND DRINKING PLACES OCCUPATION TAX AT 2 ½ PERCENT	◆ RESOLUTION ORDINANCE RECEIVE/FILE	KEVIN POKORNY DIRECTOR OF ADMINISTRATIVE SERVICES

**SYNOPSIS**

A resolution has been prepared to approve placement of the question of a 2.5 percent Restaurant and Drinking Places Occupation Tax on the November 8, 2022 general election ballot.

**FISCAL IMPACT**

Revenue projections are expected to exceed \$700,000 annually.

**RECOMMENDATION**

Approval.

**BACKGROUND**

On September 3, 2019, the City passed Ordinance 1365 and established Restaurant and Drinking Place occupation tax at a rate of 1.5% of the gross sales of a restaurant or drinking place from the sale of prepared food and beverages from places such as cafés, bakeries, coffee shops, food trucks, caterers, as well as restaurants or drinking places in grocery or convenience stores, and it applies to both alcoholic and non-alcoholic beverages. State statute identifies a maximum collection for first class cities of \$700,000. During the first two years of tax collection, the revenue generated exceeded the \$700,000 limit. (\$765,323 in FY20; \$993,675 in FY21).

The Restaurant Tax was reviewed as part of the budget process and determined to be a potentially significant source of funding to help shoulder the burden of growth. Specifically, because this is a growing area of revenue generation associated with new restaurants, drinking establishments, and tourism. This would share the costs of funding the increased service demands and infrastructure repair and improvements with non-residents who are increasing the demands. If approved, this change would make the restaurant tax over 10% of the City's General Fund tax revenue after property and sales taxes.

Hunden Strategic Partners completed a study in 2021 related to the customer base in La Vista's commercial areas. The results identified that over 90% of the restaurant and drinking tax is paid by visitors to the City.

The proposed placement of a 2.5 percent Restaurant and Drinking Occupation Tax on the November 8, 2022 general election ballot would help ensure the City's continued fiscal strength and address challenges resulting from rapid growth.

**RESOLUTION NO. \_\_\_\_\_**

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA PURSUANT TO APPLICABLE NEBRASKA STATUTES INCLUDING §18-1208 ORDERING SUBMISSION OF THE QUESTION WHETHER TO IMPOSE AN OCCUPATION TAX ON RESTAURANTS AND DRINKING PLACES WITHIN THE CITY CALCULATED AT A FIXED RATE OF 2.5% OF GROSS RECEIPTS FROM FOOD AND BEVERAGES, WHICH TAX IS PROJECTED TO GENERATE ANNUAL REVENUE IN EXCESS OF \$700,000 AND REPLACES THE CITY'S CURRENT OCCUPATION TAX ON RESTAURANTS AND DRINKING PLACES.

WHEREAS, the Mayor and City Council pursuant to applicable Nebraska Statutes including §18-1208 propose and desire to submit to registered voters of the City at the 2022 General Election whether to impose an occupation tax on restaurants and drinking places within the City that is calculated at a fixed rate of two and one-half percent (2½%) of gross receipts from food and beverages, effective on a date and subject to other terms and conditions as specified by Ordinance, which occupation tax is projected to generate annual revenue in excess of \$700,000 and if approved would replace the City's current occupation tax on restaurants and drinking places.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska that the following actions are hereby adopted and approved:

1. The Mayor and City Council pursuant to applicable Nebraska Statutes including §§16-205 and 18-1208 desire to submit to registered voters of the City at the 2022 General Election the following question:

**"Shall the Mayor and City Council of the City of La Vista impose an occupation tax on restaurants and drinking places within the City pursuant to Nebraska Statutes Sections 16-205 and 18-1208 that is calculated at a fixed rate of two and one-half percent (2½%) of gross receipts from food and beverages, effective on a date and subject to other terms and conditions as specified by Ordinance, which occupation tax is projected to generate annual revenue in excess of \$700,000 and replaces the City's current occupation tax on restaurants and drinking places?"**

2. A proposed ballot is approved in form and content presented with this Resolution and incorporated herein by this reference, subject to any additions, subtractions, or modifications as the Mayor, City Administrator, City Clerk, or his or her designee determines necessary or appropriate
3. The City Clerk or any designee of the City Clerk, on behalf of the Mayor and City Council, is authorized and directed to order submission of the Question to registered voters of the City at the 2022 General Election. The City Clerk or any designee of the City Clerk, on behalf of the Mayor and City Council, shall submit a certified copy of this resolution with the Election Commissioner or County Clerk, and by doing so shall order submission of the Question to registered voters of the City at the 2022 General Election.
4. The Mayor, City Administrator, City Clerk, or his or her designee is hereby

authorized and directed to take all actions on behalf of the Mayor, City Council and City as necessary or appropriate to carry out this Resolution and submission of the Question to registered voters of the City at the 2022 General Election, including without limitation, preparing, executing, issuing, providing, certifying, or delivering any notices, ballots, instruments, or other documents.

PASSED AND APPROVED THIS 19TH DAY OF JULY 2022.

CITY OF LA VISTA

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Kim J. Thomas, Acting Mayor

ATTEST:

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Pamela A. Buethe, MMC  
City Clerk

OFFICIAL BALLOT

City of La Vista  
Proposal to Impose Occupation Tax on Restaurants and Drinking Places  
At Fixed 2.5% Rate

Shall the Mayor and City Council of the City of La Vista impose an occupation tax on restaurants and drinking places within the City pursuant to Nebraska Statutes Sections 16-205 and 18-1208 that is calculated at a fixed rate of two and one-half percent (2½%) of gross receipts from food and beverages, effective on a date and subject to other terms and conditions as specified by Ordinance, which occupation tax is projected to generate annual revenue in excess of \$700,000 and replaces the City's current occupation tax on restaurants and drinking places?

- Yes (in favor of occupation tax at fixed 2½% rate)
- No (opposed to occupation tax at fixed 2½% rate)