

# **LA VISTA CITY COUNCIL BUDGET HEARING AGENDA**

**August 2, 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**
- A. Public Hearing - Fiscal Year 22/23 & Fiscal Year 23/24 Municipal Budgets**
- **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 Community Center Gym and available at the entry to the gym. Comments should be limited to three minutes. We ask for your cooperation in order to provide for an organized meeting.

**CITY OF LA VISTA**  
**MAYOR AND CITY COUNCIL REPORT**  
**AUGUST 2, 2022 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
FISCAL YEARS 22/23 & 23/24 MUNICIPAL BUDGET	RESOLUTION ORDINANCES RECEIVE/FILE	CINDY MISEREZ FINANCE DIRECTOR

**SYNOPSIS**

A public hearing has been scheduled to receive comments on the proposed municipal budget for FY 22/23 (FY23) and FY23/24 (FY24).

**FISCAL IMPACT**

The proposed budget for FY23 is \$79,575,086 and for FY24 is \$57,698,478 in all funds. The total proposed preliminary property tax request for FY23 is for \$12,025,715 which will require a property tax levy of \$0.55 per \$100 dollars of assessed valuation.

The owner of a home valued at \$165,000 will pay \$891 in property taxes, or \$74.25 per month.

**RECOMMENDATION**

N/A

**BACKGROUND**

The recommended budget was prepared based on the budget workshops held by the City Council on July 18 and 19, 2022.

## CITY OF LA VISTA

## ALL FUNDS SUMMARY

	FY22	FY23	FY23 - FY22	FY24	FY24 - FY23
	Adopted	Recommended Budget	Percent Change	Recommended Budget	Percent Change
<b>Revenues</b>					
Property Tax	11,455,735	11,195,845	-2.27%	11,490,773	2.63%
Sales Tax	9,133,407	9,778,658	7.06%	10,999,885	12.49%
Payments in Lieu of Taxes	216,784	223,287	3.00%	229,986	3.00%
State Revenue	1,871,045	1,960,688	4.79%	2,052,605	4.69%
Occupation and Franchise Taxes	898,647	861,637	-4.12%	931,685	8.13%
Hotel Occupation Tax	730,361	1,035,000	41.71%	1,089,450	5.26%
Licenses and Permits	433,186	481,456	11.14%	488,869	1.54%
Interest Income	90,209	101,215	12.20%	95,520	-5.63%
Recreation Fees	171,782	169,950	-1.07%	169,950	0.00%
Special Services	24,000	20,500	-14.58%	20,500	0.00%
Grant Income	1,748,848	575,910	-67.07%	5,195,752	802.18%
Restaurant Tax	700,000	2,090,525	198.65%	2,281,787	9.15%
Garage Fees	29,000	100,717	247.30%	392,853	290.06%
Miscellaneous	936,701	826,032	-11.81%	687,675	-16.75%
Bond Proceeds	35,067,000	15,000,000	-57.22%	7,000,000	-53.33%
Sewer Charges	4,676,939	4,906,102	4.90%	5,146,251	4.89%
Special Assessments - Principal	-	-		-	
Special Assessments - Interest	-	-		-	
Grantee Payments	143,570	145,747	1.52%	142,951	-1.92%
Community Betterment	1,000,000	900,000	-10.00%	900,000	0.00%
Taxes - Form 51	347,826	313,043	-10.00%	313,043	0.00%
Police Academy	172,000	214,500	24.71%	214,500	0.00%
Tax Increment Financing	1,321,269	1,477,556	11.83%	1,553,456	5.14%
<b>Total Revenue</b>	<b>71,168,309</b>	<b>52,378,368</b>	<b>-26.40%</b>	<b>51,397,491</b>	<b>-1.87%</b>

Summary by Category

	FY22	FY23	FY23 - FY22	FY24	FY24 - FY23
	Adopted	Recommended Budget	Percent Change	Recommended Budget	Percent Change
<b>Expenditures</b>					
Salary & Benefits	13,829,814	14,751,973	6.67%	15,805,956	7.14%
Commodities	659,324	969,784	47.09%	914,447	-5.71%
Contractual Services	9,542,233	10,274,663	7.68%	10,918,235	6.26%
Maintenance	838,612	1,035,108	23.43%	1,094,783	5.77%
Other Charges	9,141,154	3,764,520	-58.82%	862,747	-77.08%
Debt Service	7,251,090	10,069,283	38.87%	10,404,377	3.33%
Capital Improvement	30,215,000	25,977,000	-14.03%	6,920,000	-73.36%
<b>Total Expenditures</b>	<b>71,477,227</b>	<b>66,842,331</b>	<b>-6.48%</b>	<b>46,920,545</b>	<b>-29.80%</b>
<b>Capital Items</b>	<b>1,014,957</b>	<b>1,580,992</b>	<b>55.77%</b>	<b>1,229,500</b>	<b>-22.23%</b>
<b>Total Capital Items</b>	<b>1,014,957</b>	<b>1,580,992</b>	<b>55.77%</b>	<b>1,229,500</b>	<b>-22.23%</b>
	-	-		-	
<b>Total Expenditures &amp; Capital</b>	<b>72,492,184</b>	<b>68,423,323</b>	<b>-5.61%</b>	<b>48,150,045</b>	<b>-29.63%</b>
	-	-		-	
<b>Other Financing Sources (Uses)</b>					
Transfers In	5,236,982	11,151,763		9,548,433	
Transfers Out	(5,236,982)	(11,151,763)		(9,548,433)	
SID Transfers In	-	-		-	
<b>Total Other Uses of Funds (SID Trf)</b>	<b>-</b>	<b>-</b>		<b>-</b>	
<b>Prior Year Fund Balance</b>	<b>37,628,782</b>	<b>51,816,678</b>		<b>35,771,723</b>	
<b>Net Change</b>	<b>(1,323,875)</b>	<b>(16,044,955)</b>		<b>3,247,446</b>	
<b>Ending Fund Balance</b>	<b>36,304,907</b>	<b>35,771,723</b>		<b>39,019,169</b>	



## CITY OF LA VISTA

## GENERAL FUND SUMMARY

	FY22 Adopted Budget	FY23 Recommended Budget	FY23 - FY22 Percent Change	FY24 Recommended Budget	FY24 - FY23 Percent Change
<b>Revenues</b>					
Property Tax	10,446,706	10,291,415	-1.49%	10,586,207	2.86%
Sales Tax	4,566,703	4,917,452	7.68%	5,562,691	13.12%
Payments in Lieu of Taxes	197,077	202,989	3.00%	209,079	3.00%
State Revenue	1,871,045	1,960,688	4.79%	2,052,605	4.69%
Occupation and Franchise Taxes	898,547	804,051	-10.52%	814,210	1.26%
Hotel Occupation Tax	730,361	1,035,000	41.71%	1,089,450	5.26%
Licenses and Permits	433,186	481,456	11.14%	488,869	1.54%
Interest Income	30,801	26,300	-14.61%	21,625	-17.78%
Recreation Fees	171,782	169,950	-1.07%	169,950	0.00%
Special Services	24,000	20,500	-14.58%	20,500	0.00%
Grant Income	1,748,848	245,910	-85.94%	195,752	-20.40%
Restaurant Tax	700,000	2,090,525	198.65%	2,281,787	9.15%
Parking Garage Fees	29,000	100,717	247.30%	392,853	290.06%
Miscellaneous	432,184	321,694	-25.57%	293,750	-8.69%
<b>Total Revenue</b>	<b>22,280,240</b>	<b>22,668,647</b>	<b>1.74%</b>	<b>24,179,328</b>	<b>6.66%</b>
	-	-		-	
<b>Expenditures</b>					
Salary & Benefits	12,990,513	13,808,183	6.29%	14,817,681	7.31%
Commodities	610,818	751,905	23.10%	687,738	-8.53%
Contractual Services	5,613,237	6,167,415	9.87%	6,466,676	4.85%
Maintenance	753,528	947,487	25.74%	1,004,548	6.02%
Other Charges	396,054	309,625	-21.82%	309,749	0.04%
<b>Total Expenditures</b>	<b>20,364,150</b>	<b>21,984,615</b>	<b>7.96%</b>	<b>23,286,392</b>	<b>5.92%</b>
<b>Total Capital Items</b>	<b>764,957</b>	<b>1,337,514</b>	<b>74.85%</b>	<b>919,500</b>	<b>-31.25%</b>
<b>Total Expenditures &amp; Capital</b>	<b>21,129,107</b>	<b>23,322,129</b>	<b>10.38%</b>	<b>24,205,892</b>	<b>3.79%</b>
	-	-		-	

## GENERAL

	FY22 Adopted Budget	FY23 Recommended Budget	FY23 - FY22 Percent Change	FY24 Recommended Budget	FY24 - FY23 Percent Change
<b>Other Financing Sources (Uses)</b>					
<b>Transfers In</b>					
Transfer from Lottery	407,210	223,100		15,044	
Transfer from EDP	-	-		-	
Transfer from OSP	-	300,000		-	
Transfer from QSF	-	-		-	
Transfer from SID	-	-		-	
<b>Total Tranfers in</b>	<b>407,210</b>	<b>523,100</b>		<b>15,044</b>	
<b>Transfers Out</b>					
Transfer to EDP	-	(993,639)		(1,006,574)	
Transfer to OSP	(155,834)	(697,555)		(434,825)	
Transfer to DSF	(679,775)	(300,000)		(300,000)	
Transfer to CIP	(390,000)	-		(200,000)	
Transfer to PA	-	-		-	
Transfer to QSF	(75,000)	(100,000)		(100,000)	
<b>Total Transfers Out</b>	<b>(1,300,609)</b>	<b>(2,091,194)</b>		<b>(2,041,399)</b>	
<b>Total Other Uses of Funds</b>	<b>(893,399)</b>	<b>(1,568,094)</b>		<b>(2,026,355)</b>	
	-	-		-	
<b>Prior Year Fund Balance</b>	<b>10,739,765</b>	<b>13,858,584</b>		<b>11,637,008</b>	
<b>Net Change</b>	<b>257,734</b>	<b>(2,221,576)</b>		<b>(2,052,919)</b>	
<b>Ending Fund Balance</b>	<b>10,997,499</b>	<b>11,637,008</b>		<b>9,584,089</b>	
	-	-		-	
<b>Operating Reserve %</b>	<b>54.%</b>	<b>53.%</b>		<b>41.%</b>	

## CITY OF LA VISTA

## SEWER FUND SUMMARY

	FY22 Adopted Budget	FY23 Recommended Budget	FY23 - FY22 Percent Change	FY24 Recommended Budget	FY24 - FY23 Percent Change
<b>REVENUES</b>					
Sewer Service Charges	20,498	21,995	7.30%	23,095	5.00%
Sewer User Fees	4,553,306	4,780,971	5.00%	5,020,020	5.00%
Sales Tax Collection Fee	20	21	5.00%	21	0.00%
Sewer Hookup Fee	103,115	103,115	0.00%	103,115	0.00%
Interest Income	4,771	2,870	-39.84%	3,000	4.53%
Grant Income	-	-		-	
Bond Proceeds	4,000,000	-	-100.00%	-	
Miscellaneous	-	-		-	
<b>Total Revenue</b>	<b>8,681,710</b>	<b>4,908,972</b>	<b>-43.46%</b>	<b>5,149,251</b>	<b>4.89%</b>
	-	-		-	
<b>EXPENDITURES</b>					
Salary & Benefits	665,251	666,188	0.14%	697,706	4.73%
Commodities	35,356	36,064	2.00%	36,785	2.00%
Contractual Services	3,172,787	3,425,353	7.96%	3,539,776	3.34%
Maintenance	69,384	71,466	3.00%	73,610	3.00%
Other Charges	14,980	15,593	4.09%	16,068	3.05%
Debt Service	104,500	-	-100.00%	-	
Capital Improvement Program	5,720,000	2,700,000	-52.80%	-	-100.00%
<b>Total Expenditures</b>	<b>9,782,258</b>	<b>6,914,664</b>	<b>-29.31%</b>	<b>4,363,945</b>	<b>-36.89%</b>
<b>Total Capital Items</b>	<b>250,000</b>	<b>243,478</b>	<b>-2.61%</b>	<b>60,000</b>	<b>-75.36%</b>
<b>Total Expenditures &amp; Capital</b>	<b>10,032,258</b>	<b>7,158,142</b>	<b>-28.65%</b>	<b>4,423,945</b>	<b>-38.20%</b>
	-	-		-	
<b>Other Financing Sources (Uses)</b>					
<b>Transfer In</b>					
Transfer from Lottery	150	700		726	
Transfer from Sewer Reserve	1,450,000	-		-	
<b>Total Transfers in</b>	<b>1,450,150</b>	<b>700</b>		<b>726</b>	
<b>Transfer Out</b>					
Transfer to Sewer Reserve	-	-		(745,429)	
<b>Total Transfers Out</b>	<b>-</b>	<b>-</b>		<b>(745,429)</b>	
<b>Total Other Uses of Funds</b>	<b>1,450,150</b>	<b>700</b>		<b>(744,703)</b>	
	-	-		-	
<b>Prior Year Fund Balance</b>	<b>2,480,209</b>	<b>3,356,944</b>		<b>1,108,474</b>	
<b>Net Change</b>	<b>99,602</b>	<b>(2,248,470)</b>		<b>(19,397)</b>	
<b>Ending Fund Balance</b>	<b>2,579,811</b>	<b>1,108,474</b>		<b>1,089,077</b>	
	-	-		-	
<b>Operating Reserve %</b>	<b>65%</b>	<b>26%</b>		<b>25%</b>	

## SEWER RESERVE FUND

## CITY OF LA VISTA

## SEWER RESERVE FUND

	FY22 Adopted Budget	FY23 Recommended Budget	FY23 - FY22 Percent Change	FY24 Recommended Budget	FY24 - FY23 Percent Change
<b>REVENUES</b>					
Interest Income	4,325	6,910	59.77%	8,690	25.76%
<b>Total Revenue</b>	<b>4,325</b>	<b>6,910</b>	<b>59.77%</b>	<b>8,690</b>	<b>25.76%</b>
	-	-		-	
<b>EXPENDITURES</b>					
Other Charges	-	-		-	
<b>Total Expenditures</b>	<b>-</b>	<b>-</b>		<b>-</b>	
	-	-		-	
<b>Other Financing Sources (Uses)</b>					
Transfer from Sewer Fund	-	-		745,429	
Transfer to Sewer Fund	(1,450,000)	-		-	
<b>Total Net Transfers</b>	<b>(1,450,000)</b>	<b>-</b>		<b>745,429</b>	
<b>Total Other Uses of Funds</b>	<b>(1,450,000)</b>	<b>-</b>		<b>745,429</b>	
	-	-		-	
<b>Prior Year Fund Balance</b>	<b>1,960,612</b>	<b>1,967,497</b>		<b>1,974,407</b>	
<b>Net Change</b>	<b>(1,445,675)</b>	<b>6,910</b>		<b>754,119</b>	
<b>Ending Fund Balance</b>	<b>514,937</b>	<b>1,974,407</b>		<b>2,728,526</b>	

## CITY OF LA VISTA

## DEBT SERVICE FUND SUMMARY

	FY22 Adopted Budget	FY23 Recommended Budget	FY23 - FY22 Percent Change	FY24 Recommended Budget	FY24 - FY23 Percent Change
<b>REVENUES</b>					
Property Tax	1,009,029	904,430	-10.37%	904,566	0.02%
Sales Tax	2,283,353	2,430,603	6.45%	2,718,597	11.85%
Special Assessments - Principal	-	-		-	
Special Assessments - Interest	-	-		-	
Interest Income	6,550	5,030	-23.21%	4,100	-18.49%
Bond Proceeds	-	15,000,000		-	-100.00%
Other	524,224	524,636	0.08%	414,832	-20.93%
<b>Total Revenue</b>	<b>3,823,156</b>	<b>18,864,699</b>	<b>393.43%</b>	<b>4,042,095</b>	<b>-78.57%</b>
	1	-		-	
<b>EXPENDITURES</b>					
<b>Operating - Other</b>					
Debt Service - Bond Principal	2,750,000	2,100,000	-23.64%	1,985,000	-5.48%
Debt Service - Bond Interest	450,936	672,633	49.16%	921,149	36.95%
County Treasurer Fees	9,295	9,003	-3.14%	9,272	2.99%
Debt Payment - PFD	218,096	218,051	-0.02%	190,338	-12.71%
Financial/Legal Fees	16,375	61,250	274.05%	8,250	-86.53%
<b>Total Expenditures</b>	<b>3,444,702</b>	<b>3,060,937</b>	<b>-11.14%</b>	<b>3,114,009</b>	<b>1.73%</b>
	-	-		-	
<b>Other Financing Sources (Uses)</b>					
<b>Transfers In</b>					
Transfer from General Fund	619,987	300,000		300,000	
Transfer from CIP	-	-		-	
Transfer from Lottery	-	-		-	
Transfer from SID	-	-		-	
<b>Total Transfers In</b>	<b>619,987</b>	<b>300,000</b>		<b>300,000</b>	
<b>Transfers Out</b>					
Transfer to CIP (construction)	(746,000)	(6,500,000)		(4,700,000)	
Transfer to OSP (debt service)	(1,178,982)	(1,786,769)		(1,795,835)	
<b>Total Transfers Out</b>	<b>(1,924,982)</b>	<b>(8,286,769)</b>		<b>(6,495,835)</b>	
<b>Total Other Sources/Uses of Funds</b>	<b>(1,304,995)</b>	<b>(7,986,769)</b>		<b>(6,195,835)</b>	
	-	-		-	
<b>Prior Year Fund Balance</b>	<b>3,571,169</b>	<b>3,166,560</b>		<b>10,983,553</b>	
<b>Net Change</b>	<b>(926,541)</b>	<b>7,816,993</b>		<b>(5,267,749)</b>	
<b>Ending Fund Balance</b>	<b>2,644,628</b>	<b>10,983,553</b>		<b>5,715,804</b>	
	1	-		-	
<b>Debt Service Coverage Ratio</b>	<b>0.97</b>	<b>0.87</b>		<b>0.89</b>	

## CITY OF LA VISTA

## CAPITAL FUND SUMMARY

	FY22 Adopted Budget	FY23 Recommended Budget	FY23 - FY22 Percent Change	FY24 Recommended Budget	FY24 - FY23 Percent Change
<b>REVENUES</b>					
GRANTS - _____	-	330,000		-	-100.00%
INTEREST INCOME & GAIN/LOSS	664	22,305	3259.19%	12,475	-44.07%
<b>Total Revenue</b>	<b>664</b>	<b>352,305</b>	<b>52957.98%</b>	<b>12,475</b>	<b>-96.46%</b>
	-	-		-	
<b>EXPENDITURES - Capital Improvement Program</b>					
Administration	300,000	50,000	-83.33%	50,000	0.00%
Buildings and Grounds	135,000	39,000	-71.11%	600,000	1438.46%
Community Development	40,000	100,000	150.00%	200,000	100.00%
Information Technology	240,000	-	-100.00%	-	
Parks	770,000	104,000	-86.49%	70,000	-32.69%
Sports Complex	-	-		-	
Streets	2,821,000	6,130,000	117.30%	3,700,000	-39.64%
Recreation	-	-		-	
Financial Fees	-	-		-	
<b>Total Expenditures</b>	<b>4,306,000</b>	<b>6,423,000</b>	<b>49.16%</b>	<b>4,620,000</b>	<b>-28.07%</b>
	-	-		-	
<b>Other Financing Sources (Uses)</b>					
Transfer from GF	390,000	-		200,000	
Transfer from DSF	746,000	6,500,000		4,700,000	
Transfers from RDF	-	-		-	
Transfer from Lottery Fund	205,000	100,000		100,000	
Transfer from Qualified Sinking Fund	-	-		-	
<b>Total Transfers In</b>	<b>1,341,000</b>	<b>6,600,000</b>		<b>5,000,000</b>	
<b>Total Other Sources/Uses of Funds</b>	<b>1,341,000</b>	<b>6,600,000</b>		<b>5,000,000</b>	
	-	-		-	
<b>Prior Year Fund Balance</b>	<b>3,658,588</b>	<b>439,593</b>		<b>968,898</b>	
<b>Net Change</b>	<b>(2,964,336)</b>	<b>529,305</b>		<b>392,475</b>	
<b>Ending Fund Balance</b>	<b>694,252</b>	<b>968,898</b>		<b>1,361,373</b>	

CITY OF LA VISTA

LOTTERY FUND SUMMARY

	FY22 Adopted Budget	FY23 Recommended Budget	FY23 - FY22 Percent Change	FY24 Recommended Budget	FY24 - FY23 Percent Change
<b>REVENUES</b>					
Community Betterment	1,000,000	900,000	-10.00%	900,000	0.00%
Interest Income	13,537	14,325	5.82%	14,800	3.32%
Taxes - Form 51	347,826	313,043	-10.00%	313,043	0.00%
Miscellaneous	-	-		-	
<b>Total Revenue</b>	<b>1,361,363</b>	<b>1,227,368</b>	<b>-9.84%</b>	<b>1,227,843</b>	<b>0.04%</b>
	-	-		-	
<b>EXPENDITURES</b>					
Salary & Benefits	-	97,636		102,233	4.71%
Commodities	-	168,455		176,420	4.73%
Contractual Services	409,051	220,275	-46.15%	204,715	-7.06%
Other Charges	347,826	345,043	-0.80%	346,643	0.46%
<b>Total Expenditures</b>	<b>756,877</b>	<b>831,409</b>	<b>9.85%</b>	<b>830,011</b>	<b>-0.17%</b>
<b>Total Capital</b>	<b>-</b>	<b>-</b>		<b>-</b>	
<b>Total Expenditures &amp; Capital</b>	<b>756,877</b>	<b>831,409</b>	<b>9.85%</b>	<b>830,011</b>	<b>-0.17%</b>
	-	-		-	
<b>Other Financing Sources (Uses)</b>					
<b>Transfers Out</b>					
Transfer to General Fund	(407,210)	(223,100)		(15,044)	
Transfer to Sewer Fund	(150)	(700)		(726)	
Transfers to DSF	-	-		-	
Transfer to CIP	(205,000)	(100,000)		(100,000)	
Transfer to RDF	-	-		-	
Transfer to QSF	(50,000)	(150,000)		(150,000)	
<b>Total Transfers Out</b>	<b>(662,360)</b>	<b>(473,800)</b>		<b>(265,770)</b>	
<b>Total Other Uses of Funds</b>	<b>(662,360)</b>	<b>(473,800)</b>		<b>(265,770)</b>	
	-	-		-	
<b>Prior Year Fund Balance</b>	<b>4,530,980</b>	<b>4,644,550</b>		<b>4,566,709</b>	
<b>Net Change</b>	<b>(57,874)</b>	<b>(77,841)</b>		<b>132,062</b>	
<b>Ending Fund Balance</b>	<b>4,473,106</b>	<b>4,566,709</b>		<b>4,698,771</b>	

## CITY OF LA VISTA

## ECONOMIC DEVELOPMENT FUND SUMMARY

	FY22	FY23	FY23 - FY22	FY24	FY24 - FY23
	Adopted Budget	Recommended Budget	Percent Change	Recommended Budget	Percent Change
<b>REVENUES</b>					
Bond Proceeds	3,000,000	-	-100.00%	-	
Grantee Payments	143,570	145,747	1.52%	142,951	-1.92%
Interest Income	108	-	-100.00%	-	
<b>Total Revenue</b>	<b>3,143,678</b>	<b>145,747</b>	<b>-95.36%</b>	<b>142,951</b>	<b>-1.92%</b>
	-	-		-	
<b>EXPENDITURES</b>					
Contract - Professional Services	-	-		-	
Debt Service - Bond Principal	-	1,050,000		1,055,000	0.48%
Debt Service - Bond Interest	47,926	99,136	106.85%	94,025	-5.16%
Grants	8,231,882	3,000,000	-63.56%	-	-100.00%
Financial Fees	500	500	0.00%	500	0.00%
<b>Total Expenditures</b>	<b>8,280,308</b>	<b>4,149,636</b>	<b>-49.89%</b>	<b>1,149,525</b>	<b>-72.30%</b>
	-	-		-	
<b>Other Financing Sources (Uses)</b>					
<b>Transfers</b>					
Transfer from General Fund	-	993,639		1,006,574	
Transfer to Debt Service Fund	-	-		-	
Transfer to General Fund	-	-		-	
<b>Total Net Transfers</b>	<b>-</b>	<b>993,639</b>		<b>1,006,574</b>	
<b>Total Other Uses of Funds</b>	<b>-</b>	<b>993,639</b>		<b>1,006,574</b>	
	-	-		-	
<b>Prior Year Fund Balance</b>	<b>5,509,493</b>	<b>3,010,250</b>		<b>-</b>	
<b>Net Change</b>	<b>(5,136,630)</b>	<b>(3,010,250)</b>		<b>-</b>	
<b>Ending Fund Balance</b>	<b>372,863</b>	<b>-</b>		<b>-</b>	



## CITY OF LA VISTA

## OFF-STREET PARKING FUND SUMMARY

	FY22 Adopted Budget	FY23 Recommended Budget	FY23 - FY22 Percent Change	FY24 Recommended Budget	FY24 - FY23 Percent Change
<b>REVENUES</b>					
Interest Income	3,028	1,010	-66.64%	1,400	106.06%
Bond Proceeds	12,500,000	-	-100.00%	-	
<b>Total Revenue</b>	<b>12,503,028</b>	<b>1,010</b>	<b>-99.99%</b>	<b>1,400</b>	<b>106.06%</b>
	-	-		-	
<b>EXPENDITURES</b>					
Commodities	11,000	11,210	1.91%	11,354	11.48%
Contractual Services	161,108	166,370	3.27%	405,568	21.03%
Maintenance	15,700	16,155	2.90%	16,625	10.48%
Debt Service - Bond Principal	710,000	1,210,000	70.42%	1,255,000	14.29%
Debt Service - Bond Interest	332,733	576,769	73.34%	540,835	-23.26%
Land/Construction	9,500,000	3,854,000	-59.43%	-	
Financial Fees	35,280	1,280	-96.37%	1,280	0.00%
<b>Total Expenditures</b>	<b>10,765,821</b>	<b>5,835,784</b>	<b>-45.79%</b>	<b>2,230,662</b>	<b>5.63%</b>
	-	-		-	
<b>Other Financing Sources (Uses)</b>					
<b>Transfers In</b>					
Transfer from General Fund	155,834	697,555		434,825	
Transfer from DSF	1,078,013	1,786,769		1,795,835	
Transfer from RDF	-	-		-	
<b>Total Transfers In</b>	<b>1,233,847</b>	<b>2,484,324</b>		<b>2,230,660</b>	
<b>Transfers Out</b>					
Transfer to GF	-	(300,000)		-	
Transfer to RDF	-	-		-	
<b>Total Transfers Out</b>	<b>-</b>	<b>(300,000)</b>		<b>-</b>	
<b>Total Other Uses of Funds</b>	<b>1,233,847</b>	<b>2,184,324</b>		<b>2,230,660</b>	
	-	-		-	
<b>Prior Year Fund Balance</b>	<b>(19,993)</b>	<b>4,451,551</b>		<b>801,101</b>	
<b>Net Change</b>	<b>2,971,054</b>	<b>(3,650,450)</b>		<b>1,398</b>	
<b>Ending Fund Balance</b>	<b>2,951,061</b>	<b>801,101</b>		<b>802,499</b>	

## CITY OF LA VISTA

## REDEVELOPMENT FUND SUMMARY

	FY22	FY23	FY23 - FY22	FY24	FY24 - FY23
	Adopted Budget	Recommended Budget	Percent Change	Recommended Budget	Percent Change
<b>REVENUES</b>					
Sales Tax	2,283,352	2,430,603	6.45%	2,718,597	11.85%
GBOT - Retail Sales	100	8,859	8759.00%	18,073	104.01%
GBOT - Event Sales	-	48,727		99,402	104.00%
Bond Proceeds	15,567,000	-	-100.00%	7,000,000	
State Grants	-	-		5,000,000	
Interest Income	28,647	19,585	-31.63%	25,660	31.02%
<b>Total Revenue</b>	<b>17,879,099</b>	<b>2,507,774</b>	<b>-85.97%</b>	<b>14,861,732</b>	<b>492.63%</b>
	-	-		-	
<b>EXPENDITURES</b>					
Contract - Professional Services	175,000	285,000	62.86%	299,250	21.55%
Debt Service - Bond Principal	705,000	1,350,000	91.49%	1,390,000	31.93%
Debt Service - Bond Interest	644,616	1,329,914	106.31%	1,435,109	3.32%
Land/Construction	10,689,000	13,000,000	21.62%	2,300,000	-100.00%
Financial/Legal Fees	36,250	1,750	-95.17%	141,750	25.00%
<b>Total Expenditures</b>	<b>12,249,866</b>	<b>15,966,664</b>	<b>30.34%</b>	<b>5,566,109</b>	<b>-33.12%</b>
	-	-		-	
<b>Total Other Uses of Funds</b>	<b>-</b>	<b>-</b>		<b>-</b>	
	-	-		-	
<b>Prior Year Fund Balance</b>	<b>4,526,362</b>	<b>16,268,938</b>		<b>2,810,048</b>	
<b>Net Change</b>	<b>5,629,233</b>	<b>(13,458,890)</b>		<b>9,295,623</b>	
<b>Ending Fund Balance</b>	<b>10,155,595</b>	<b>2,810,048</b>		<b>12,105,671</b>	
	-	-		-	
<b>Debt Service Coverage Ratio</b>	<b>1.71</b>	<b>0.94</b>		<b>1.01</b>	

## CITY OF LA VISTA

## POLICE ACADEMY FUND

	FY22 Adopted Budget	FY23 Recommended Budget	FY23 - FY22 Percent Change	FY24 Recommended Budget	FY24 - FY23 Percent Change
<b>REVENUES</b>					
Agency Contribution	154,000	162,500	5.52%	162,500	0.00%
Tuition	18,000	45,000	150.00%	45,000	0.00%
Interest Income	58	140	141.38%	145	3.57%
Miscellaneous	-	7,000		7,000	0.00%
<b>Total Revenue</b>	<b>172,058</b>	<b>214,640</b>	<b>24.75%</b>	<b>214,645</b>	<b>11.07%</b>
	-	-		-	
<b>EXPENDITURES</b>					
Personnel Services	174,050	179,966	3.40%	188,336	4.65%
Commodities	2,150	2,150	0.00%	2,150	0.00%
Contractual Services	11,250	10,450	-7.11%	10,450	0.00%
Maintenance	-	-		-	
Other Charges	4,800	5,500	14.58%	5,500	0.00%
<b>Total Expenditures</b>	<b>192,250</b>	<b>198,066</b>	<b>3.03%</b>	<b>206,436</b>	<b>18.93%</b>
	-	-		-	
<b>Other Financing Sources (Uses)</b>					
Transfer from General Fund	-	-		-	
<b>Total Other Uses of Funds</b>	<b>-</b>	<b>-</b>		<b>-</b>	
	-	-		-	
<b>Prior Year Fund Balance</b>	<b>79,881</b>	<b>122,984</b>		<b>139,558</b>	
<b>Net Change</b>	<b>(20,192)</b>	<b>16,574</b>		<b>8,209</b>	
<b>Ending Fund Balance</b>	<b>59,689</b>	<b>139,558</b>		<b>147,767</b>	

## CITY OF LA VISTA

## TIF CITY CENTRE PHASE 1A

	FY22 Adopted Budget	FY23 Recommended Budget	FY23 - FY22 Percent Change	FY24 Recommended Budget	FY24 - FY23 Percent Change
<b>REVENUES</b>					
TIF Revenue	514,534	555,287	7.92%	583,558	5.09%
Interest Income					
<b>Total Revenue</b>	<b>514,534</b>	<b>555,287</b>	<b>7.92%</b>	<b>583,558</b>	<b>5.09%</b>
	-	-		-	
<b>EXPENDITURES - Other</b>					
TIF Distributions	509,389	549,734	7.92%	577,722	5.09%
Other Charges	5,145	5,553	7.93%	5,836	5.10%
<b>Total Expenditures</b>	<b>514,534</b>	<b>555,287</b>	<b>7.92%</b>	<b>583,558</b>	<b>5.09%</b>
	-	-		-	
<b>Other Financing Sources (Uses)</b>					
Transfer	-	-		-	
<b>Total Other Uses of Funds</b>	<b>-</b>	<b>-</b>		<b>-</b>	
	-	-		-	
<b>Prior Year Fund Balance</b>	<b>136,153</b>	-		-	
<b>Net Change</b>	<b>-</b>	<b>-</b>		<b>-</b>	
<b>Ending Fund Balance</b>	<b>136,153</b>	<b>-</b>		<b>-</b>	
	-	-		-	

## CITY OF LA VISTA

## TIF CITY CENTRE PHASE 1B

	FY22 Adopted Budget	FY23 Recommended Budget	FY23 - FY22 Percent Change	FY24 Recommended Budget	FY24 - FY23 Percent Change
<b>REVENUES</b>					
TIF Revenue	806,735	838,588	3.95%	881,075	5.07%
Interest Income					
<b>Total Revenue</b>	<b>806,735</b>	<b>838,588</b>	<b>3.95%</b>	<b>881,075</b>	<b>5.07%</b>
	-	-		-	
<b>EXPENDITURES - Other</b>					
TIF Distributions	798,668	830,202	3.95%	872,264	5.07%
Other Charges	8,067	8,386	3.95%	8,811	5.07%
<b>Total Expenditures</b>	<b>806,735</b>	<b>838,588</b>	<b>3.95%</b>	<b>881,075</b>	<b>5.07%</b>
	-	-		-	
<b>Other Financing Sources (Uses)</b>					
Transfer	-	-		-	
<b>Total Other Uses of Funds</b>	<b>-</b>	<b>-</b>		<b>-</b>	
	-	-		-	
<b>Prior Year Fund Balance</b>	<b>53,191</b>	-		-	
<b>Net Change</b>	<b>-</b>	<b>-</b>		<b>-</b>	
<b>Ending Fund Balance</b>	<b>53,191</b>	<b>-</b>		<b>-</b>	

## CITY OF LA VISTA

## TIF CITY CENTRE PHASE 1C

	FY22 Adopted Budget	FY23 Recommended Budget	FY23 - FY22 Percent Change	FY24 Recommended Budget	FY24 - FY23 Percent Change
<b>REVENUES</b>					
TIF Revenue	-	83,681		88,823	
Interest Income					
<b>Total Revenue</b>	-	83,681		88,823	
	-	-		-	
<b>EXPENDITURES - Other</b>					
TIF Distributions	-	82,844		87,935	
Other Charges	-	837		888	
<b>Total Expenditures</b>	-	83,681		88,823	
	-	-		-	
<b>Other Financing Sources (Uses)</b>					
Transfer	-	-		-	
<b>Total Other Uses of Funds</b>	-	-		-	
	-	-		-	
<b>Prior Year Fund Balance</b>	-	-		-	
<b>Net Change</b>	-	-		-	
<b>Ending Fund Balance</b>	-	-		-	
	-	-		-	

## CITY OF LA VISTA

## TIF CITY CENTRE PHASE 1D

	FY22 Adopted Budget	FY23 Recommended Budget	FY23 - FY22 Percent Change	FY24 Recommended Budget	FY24 - FY23 Percent Change
<b>REVENUES</b>					
TIF Revenue	-	-		-	
Interest Income					
<b>Total Revenue</b>	-	-		-	
	-	-		-	
<b>EXPENDITURES - Other</b>					
TIF Distributions	-	-		-	
Other Charges	-	-		-	
<b>Total Expenditures</b>	-	-		-	
	-	-		-	
<b>Other Financing Sources (Uses)</b>					
Transfer	-	-		-	
<b>Total Other Uses of Funds</b>	-	-		-	
	-	-		-	
<b>Prior Year Fund Balance</b>	-	-		-	
<b>Net Change</b>	-	-		-	
<b>Ending Fund Balance</b>	-	-		-	
	-	-		-	

# CITY OF LA VISTA

## QUALIFIED SINKING FUND

	FY22 Adopted Budget	FY23 Recommended Budget	FY23 - FY22 Percent Change	FY24 Recommended Budget	FY24 - FY23 Percent Change
<b>REVENUES</b>					
Interest Income	1,848	2,740	48.27%	3,625	32.30%
<b>Total Revenue</b>	<b>1,848</b>	<b>2,740</b>	<b>48.27%</b>	<b>3,625</b>	<b>32.30%</b>
	-	-		-	
<b>EXPENDITURES</b>					
Capital Outlay (Holiday Lights)	-	-		250,000	
<b>Total Expenditures</b>	<b>-</b>	<b>-</b>		<b>250,000</b>	
<b>Other Financing Sources (Uses)</b>					
<b>Transfers In</b>					
Transfer from General Fund	75,000	100,000		100,000	
Transfer from Lottery Fund	50,000	150,000		150,000	
<b>Total Transfers In</b>	<b>125,000</b>	<b>250,000</b>		<b>250,000</b>	
<b>Transfer Out</b>					
Transfer to General Fund	-	-		-	
Transfer to Lottery Fund	-	-		-	
Transfer to CIP	-	-		-	
<b>Total Transfers Out</b>	<b>-</b>	<b>-</b>		<b>-</b>	
<b>Total Other Uses of Funds</b>	<b>125,000</b>	<b>250,000</b>		<b>250,000</b>	
	-	-		-	
<b>Prior Year Fund Balance</b>	<b>402,371</b>	<b>529,226</b>		<b>781,966</b>	
<b>Net Change</b>	<b>126,848</b>	<b>252,740</b>		<b>3,625</b>	
<b>Ending Fund Balance</b>	<b>529,219</b>	<b>781,966</b>		<b>785,591</b>	



**LA VISTA CITY COUNCIL MEETING AGENDA**  
**August 2, 2022**  
**Immediately following adjournment of budget hearing**  
**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**
- **Service Awards: Patricia Robey – 5 Years; John Francavilla – 10 Years; Brenda Gunn – 25 Years**

*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 18, 2022 Budget Workshop**
  3. **Approval of the Minutes of the July 19, 2022 City Council Meeting**
  4. **Approval of the Minutes of the July 19, 2022 Budget Workshop**
  5. **Request for Payment – City Centre Music Venue, LLC & Astro Theater, LLC – Disbursement of EDP Award Funds – \$585,451.37**
  6. **Request for Payment – HGM Associates Inc. – Professional Services – East La Vista Sewer and Pavement Rehabilitation – Phase 2 Final Design – \$2,022.50**
  7. **Request for Payment – Nebraska Department of Transportation – Construction - Applewood Creek Trail - \$131,498.80**
  8. **Request for Payment – Heimes Corporation – Construction – Thompson Creek-Central Park East - \$65,736.95**
  9. **Approval of Claims**
- **Reports from City Administrator and Department Heads**
- B. Ordinance – Amend Master Fee Ordinance – Sewer Connection Fee - Park/Common Area**
- C. Fiscal Year 22/23 and Fiscal Year 23/24 Municipal Budgets**
1. **Appropriations Ordinance – First Reading**
- D. Resolution – Lease and Interlocal Agreement – Metropolitan Community College – Dog Park**
- E. Executive Session – Personnel**
- **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.



**CITY OF LA VISTA**  
**CERTIFICATE OF APPRECIATION**

A CERTIFICATE OF APPRECIATION PRESENTED TO PATRICIA ROBEY OF THE LA VISTA PUBLIC WORKS DEPARTMENT, FOR 5 YEARS OF FAITHFUL AND EFFICIENT SERVICE TO THE CITY OF LA VISTA.

WHEREAS, Patricia Robey has served the City of La Vista since July 24, 2017; and

WHEREAS, Patricia Robey's input and contributions to the City of La Vista have contributed to the success of the City;

NOW, THEREFORE BE IT RESOLVED that this Certificate of Appreciation is hereby presented to Patricia Robey on behalf of the City of La Vista for 5 years of service to the City.

DATED THIS 2ND DAY OF AUGUST 2022.

A handwritten signature in blue ink, appearing to read 'Douglas Kindig', written over a horizontal line.

Douglas Kindig, Mayor

A handwritten signature in blue ink, appearing to read 'Terrilyn Quick', written over a horizontal line.

Terrilyn Quick  
Councilmember, Ward I

A handwritten signature in blue ink, appearing to read 'Kim J. Thomas', written over a horizontal line.

Kim J. Thomas  
Councilmember, Ward I

A handwritten signature in blue ink, appearing to read 'Ron Sheehan', written over a horizontal line.

Ronald Sheehan  
Councilmember, Ward II

A handwritten signature in blue ink, appearing to read 'Josh Frey', written over a horizontal line.

Josh Frey  
Councilmember, Ward II

A handwritten signature in blue ink, appearing to read 'Deb Hale', written over a horizontal line.

Deb Hale  
Councilmember, Ward III

A handwritten signature in blue ink, appearing to read 'Alan W. Ronan', written over a horizontal line.

Alan W. Ronan  
Councilmember, Ward III

A handwritten signature in blue ink, appearing to read 'Kelly R. Sell', written over a horizontal line.

Kelly R. Sell  
Councilmember, Ward IV

A handwritten signature in blue ink, appearing to read 'Jim Frederick', written over a horizontal line.

Jim Frederick  
Councilmember, Ward IV

ATTEST:

A handwritten signature in blue ink, appearing to read 'Pamela A. Buethe', written over a horizontal line.

Pamela A. Buethe, MMC  
City Clerk







CITY OF LA VISTA  
CERTIFICATE OF APPRECIATION

A CERTIFICATE OF APPRECIATION PRESENTED TO JOHN FRANCAVILLA OF THE LA VISTA POLICE DEPARTMENT, FOR 10 YEARS OF FAITHFUL AND EFFICIENT SERVICE TO THE CITY OF LA VISTA.

WHEREAS, John Francavilla has served the City of La Vista since July 2, 2012; and

WHEREAS, John Francavilla's input and contributions to the City of La Vista have contributed to the success of the City;

NOW, THEREFORE BE IT RESOLVED that this Certificate of Appreciation is hereby presented to John Francavilla on behalf of the City of La Vista for 10 years of service to the City.

DATED THIS 2ND DAY OF AUGUST 2022.

A handwritten signature in black ink, appearing to read 'Douglas Kindig'.

Douglas Kindig, Mayor

A handwritten signature in blue ink, appearing to read 'Kitn J. Thomas'.

Kitn J. Thomas  
Councilmember, Ward I

A handwritten signature in black ink, appearing to read 'Terrilyn Quick'.

Terrilyn Quick  
Councilmember, Ward I

A handwritten signature in black ink, appearing to read 'Ronald Sheehan'.

Ronald Sheehan  
Councilmember, Ward II

A handwritten signature in black ink, appearing to read 'Deb Hale'.

Deb Hale  
Councilmember, Ward III

A handwritten signature in black ink, appearing to read 'Kelly R. Sell'.

Kelly R. Sell  
Councilmember, Ward IV

A handwritten signature in blue ink, appearing to read 'Josh Frey'.

Josh Frey  
Councilmember, Ward II

A handwritten signature in black ink, appearing to read 'Alan W. Ronan'.

Alan W. Ronan  
Councilmember, Ward III

A handwritten signature in black ink, appearing to read 'Jim Frederick'.

Jim Frederick  
Councilmember, Ward IV

ATTEST:

A handwritten signature in black ink, appearing to read 'Pamela A. Buethe'.

Pamela A. Buethe, MMC  
City Clerk







CITY OF LA VISTA  
CERTIFICATE OF APPRECIATION

A CERTIFICATE OF APPRECIATION PRESENTED TO BRENDA GUNN OF THE LA VISTA ADMINISTRATION DEPARTMENT, FOR 25 YEARS OF FAITHFUL AND EFFICIENT SERVICE TO THE CITY OF LA VISTA.

WHEREAS, Brenda Gunn has served the City of La Vista since July 28, 1997; and

WHEREAS, Brenda Gunn's input and contributions to the City of La Vista have contributed to the success of the City;

NOW, THEREFORE BE IT RESOLVED that this Certificate of Appreciation is hereby presented to Brenda Gunn on behalf of the City of La Vista for 25 years of service to the City.

DATED THIS 2ND DAY OF AUGUST 2022.

A handwritten signature in blue ink, appearing to read 'Douglas Kindig', written over a horizontal line.

Douglas Kindig, Mayor

A handwritten signature in blue ink, appearing to read 'Terrilyn Quick', written over a horizontal line.

Terrilyn Quick  
Councilmember, Ward I

A handwritten signature in blue ink, appearing to read 'Kim J. Thomas', written over a horizontal line.

Kim J. Thomas  
Councilmember, Ward I

A handwritten signature in blue ink, appearing to read 'Ron Sheehan', written over a horizontal line.

Ronald Sheehan  
Councilmember, Ward II

A handwritten signature in blue ink, appearing to read 'Josh Frey', written over a horizontal line.

Josh Frey  
Councilmember, Ward II

A handwritten signature in blue ink, appearing to read 'Deb Hale', written over a horizontal line.

Deb Hale  
Councilmember, Ward III

A handwritten signature in blue ink, appearing to read 'Alan W. Ronan', written over a horizontal line.

Alan W. Ronan  
Councilmember, Ward III

A handwritten signature in blue ink, appearing to read 'Kelly R. Sell', written over a horizontal line.

Kelly R. Sell  
Councilmember, Ward IV

A handwritten signature in blue ink, appearing to read 'Jim Frederick', written over a horizontal line.

Jim Frederick  
Councilmember, Ward IV

ATTEST:

A handwritten signature in blue ink, appearing to read 'Pamela A. Buethe', written over a horizontal line.

Pamela A. Buethe, MMC  
City Clerk



# MINUTE RECORD

A-2

No. 729 -- REDFIELD DIRECT E2106195KV

## **LA VISTA CITY COUNCIL BUDGET WORKSHOP July 18, 2022**

A Budget Workshop of the City Council of the City of La Vista, Nebraska was convened in open and public session 6:00 p.m. on July 18, 2022. Present were Mayor Kindig and Councilmembers: Frederick, Ronan, Sheehan, Thomas, Quick, Frey, Hale, and Sell. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator/Director of Community Services Ramirez, City Clerk Buethe, Police Chief Lausten, Director of Public Works Soucie, Director of Administrative Services Pokorny, Finance Director Miserez, Recreation Director Stopak, Library Director Barcal and Community Development Director Fountain.

A notice of the workshop was given in advance thereof by publication in the Times on July 6, 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.

### **I. CALL TO ORDER**

Mayor Kindig called the meeting to order.

### **II. PLEDGE OF ALLEGIANCE**

Mayor Kindig led the audience in the Pledge of Allegiance

### **III. ANNOUNCEMENT OF LOCATION OF POSTED OPEN MEETINGS ACT**

Mayor Kindig announced the posted location of the Open Meetings Act information.

### **IV. BUDGET OVERVIEW**

City Administrator Gunn gave an introduction to the FY23 & FY24 Biennial Budget. Gunn went over the budget development process, budget changes, assumptions and budget priorities.

### **V. GENERAL FUND**

Finance Director Miserez gave an overview of the General Fund budget. Miserez talked about sources of revenues and expenditures.

Executive Assistant Larson went over the highlights, FY23 & FY24 priorities, and budget implications for the Mayor and City Council.

City Clerk Buethe went over the highlights, FY23 & FY24 priorities, and budget implications for the Boards and Commissions.

Assistant City Administrator/Director of Community Services Ramirez went over the highlights, FY23 & FY24 priorities, and budget implications for City Administration.

Communications Manager Beaumont went over the highlights, FY23 & FY23 priorities, and budget implications for Communication.

Director of Administrative Services Pokorny gave a general overview of Administrative Services regarding function area priorities, significant budget variances and/or requests, and strategic plan.

City Clerk Buethe went over the highlights, FY23 & FY24 priorities, and budget implications for the City Clerk Department.



# MINUTE RECORD

July 18, 2022 Budget Workshop

No. 729 -- REDFIELD DIRECT E2105155KV

Finance Director Miserez went over the highlights, FY23 & FY24 priorities, and budget implications for the Finance Department.

Director of Administrative Services Pokorny went over the highlights, FY23 & FY24 priorities, and budget implications for the Human Resources Department.

IT Manager South went over the highlights, FY23 & FY24 priorities, and budget implications for the Information Technology Department.

Assistant City Administrator/Director of Community Services Ramirez gave a general overview of Community Services regarding function area priorities, significant budget variances and/or requests, and strategic plan.

Community Development Director Fountain went over the highlights, FY23 & FY24 priorities, and budget implications for the Community Development Department.

Library Director Barcal went over the highlights, FY23 & FY24 priorities, and budget implications for the Library.

Recreation Director Stopak went over the highlights, FY23 & FY24 priorities, and budget implications for Public Transportation, Recreation Department, Senior Services, Special Services Bus, Swimming Pool and The Link.

Chief of Police/Director of Public Safety Lausten gave a general overview of Public Safety regarding function area priorities, significant budget variances and/or requests, and strategic plan.

Chief of Police /Director of Public Safety Lausten went over the highlights, FY23 & FY24 priorities, and budget implications for Animal Control, Fire Services and the Police Department.

Director of Public Works Soucie gave a general overview of Public Works regarding function area priorities, significant budget variances and/or requests, and strategic plan.

Director of Public Works Soucie went over the highlights, FY23 & FY24 priorities, and budget implications for Public Works Administration.

Building Superintendent Meyer went over the highlights, FY23 & FY24 priorities, and budget implications for the Public Works Building Maintenance Division.

Parks Superintendent Allen went over the highlights, FY23 & FY24 priorities, and budget implications for the Public Works Parks Division.

Sports Complex Foreman Aaron Johannsen went over the highlights, FY23 & FY24 priorities, and budget implications for the Public Works Sports Complex Division.

Deputy Director of Public Works Calentine went over the highlights, FY23 & FY24 priorities, and budget implications for the Public Works Streets Division.

Streets Superintendent Small went over the highlights, FY23 & FY24 priorities, and budget implications for the Public Works Streets Division.

Director of Administrative Services Pokorny, Information Technology Manager South, Recreation Director Stopak, Chief of Police /Director of Public Safety Lausten, and Deputy Director of Public Works Calentine went over the recommended capital outlay items.

## **VI. SEWER & SEWER RESERVE FUND**

Director of Public Works Soucie gave a general overview of the Sewer Fund and Sewer Reserve Fund.

Sewer Foreman Terry Foster went over the highlights, FY23 & FY24 priorities, and budget implications for the Public Works Sewer Operations.

# MINUTE RECORD

July 18, 2022 Budget Workshop

No. 729 — REDFIELD DIRECT E2106195KV

## **VII. DEBT SERVICE FUND**

Finance Director Miserez presented the Debt Service Fund Budget.

## **VIII. CAPITAL IMPROVEMENT FUND**

Finance Director Miserez presented the Capital Improvement Fund Budget.

## **IX. LOTTERY FUND**

Assistant City Administrator/Director of Community Services Ramirez presented the Lottery Fund Budget.

## **X. REDEVELOPMENT FUND**

Assistant City Administrator/Director of Community Services Ramirez presented the Redevelopment Fund Budget.

## **XI. OTHER FUNDS**

Finance Director Miserez presented information on other funds.

## **XII. DEBT CAPACITY**

Finance Director Miserez presented information on the debt capacity.

## **XIII. ADJOURNMENT**

At 9:48 p.m. Councilmember Thomas made a motion to adjourn the meeting. Seconded by Councilmember Sell. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Quick, Frey, Hale, and Sell. Nays: None. Absent: None. Motion carried.

PASSED AND APPROVED THIS 2ND DAY OF AUGUST 2022.

CITY OF LA VISTA

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

ATTEST:

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

# MINUTE RECORD

A-3

No. 729 - REDFIELD DIRECT E2106195KV

## LA VISTA CITY COUNCIL MEETING July 19, 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 19, 2022. Present were Councilmembers: Frederick, Ronan, Sheehan, Thomas, Quick, Frey, Hale, and Sell. Also in attendance were, City Attorney McKeon, Assistant City Administrator Ramirez, Chief of Police Lausten, City Clerk Bueth, 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 July 6, 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.

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

### APPOINTMENT - PLANNING COMMISSION ALTERNATE - AUSTIN PARTRIDGE - FILL VACANCY

Acting Mayor Thomas stated, with the approval of the City Council, Mayor Kindig would like to appoint Austin Partridge to the Planning Commission as the alternate to fill a vacancy. Councilmember Sheehan motioned the approval, seconded by Councilmember Hale. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Quick, Frey, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

### 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

ACCO UNLIMITED CORP, supplies	531.00
ACTIVE NETWORK LLC, services	289.94
AED ZONE, services	527.00
AKRS EQUIPMENT SOLUTIONS INC, maint.	337.27
AMAZON, supplies	5,987.52
A-RELIEF, services	2,585.24
ASAP APPLIANCE & PLUMBING INC, bld&grnds	1,772.27
ASPEN EQUIPMENT CO, maint.	1,118.00
BIBLIOTHECA LLC, media	73.81
BISHOP BUSINESS EQUIPMENT CO, services	1,176.84
BLACK HILLS ENERGY, utilities	2,447.92
BROWN, JAMIE, training	999.54
CENTURY LINK/LUMEN, phones	184.73



# MINUTE RECORD

July 19, 2022

No. 729 - FREDFIELD DIRECT E2105195KV

CINTAS CORP, services	264.39
CITY CENTRE MUSIC VENUE LLC, grant	830,639.50
CITY OF PAPILLION, services	119.00
CIVICPLUS, services	23,855.82
COMP CHOICE INC, services	1,727.72
CONVERGINT TECHNOLOGIES LLC, services	25,417.60
CORNHUSKER INTL TRUCKS INC, maint	915.14
COX COMMUNICATIONS INC, services	170.15
CULLIGAN OF OMAHA, services	90.00
D & K PRODUCTS, supplies	3,722.00
DILLON BROS MOTORSPORTS, maint.	1,371.65
DULTMEIER SALES LLC, maint.	151.60
ECHO GROUP INC, bld&grnds	9.82
EDGEWEAR SCREEN PRINTING, apparel	359.00
FASTENAL CO, maint.	11.00
FEDEX, services	19.40
FELSBURG HOLT & ULLEVIG INC, services	8,475.58
FERGUSON ENTERPRISES INC, maint.	24.07
FIKES COMMERCIAL HYGIENE, supplies	62.00
FIRST STATE BANK, services	2,137.23
GALE, books	50.23
GENERAL FIRE & SAFETY, bld&grnds	2,045.00
GENUINE PARTS CO, maint.	10.32
GODFATHER'S PIZZA, services	337.26
GRAINGER, bld&grnds	8.07
GREAT PLAINS COMMUNICATION, services	777.60
GREAT PLAINS UNIFORMS, apparel	2,102.92
HDR ENGINEERING INC, services	1,572.84
HGM ASSOCIATES, services	4,534.12
HUNTEL COMMUNICATIONS, services	170.00
INDUSTRIAL SALES CO, maint.	1,091.42
INGRAM LIBRARY SERVICES, books	251.03
J & J SMALL ENGINE, maint.	597.32
J RETZ LANDSCAPE INC, services	3,499.29
JE DUNN CONSTRUCTION CO, services	288,581.00
JOHNSTONE SUPPLY CO, maint.	220.39
JO-ON-THE-GO, services	919.00
KANOPY INC, media	136.00
KATIE DICKAMORE, services	427.50
KIMBALL MIDWEST, maint.	464.64
KRIHA FLUID POWER CO, maint.	106.43
LABRIE, DONALD P, services	262.50
LAMP RYNEARSON & ASSOC, services	4,420.65
LARSEN SUPPLY CO, supplies	1,782.56
LIBRA INDUSTRIES INC, supplies	63.45
LIBRARY IDEAS LLC, books	99.00
LINCOLN NAT'L LIFE INS CO, services	12,950.85
LOWE'S, bld&grnds	345.71
MARTIN ASPHALT - MONARCH OIL, maint.	372.00
MCANANY CONSTRUCTION, services	206,499.20
MENARDS-120TH, supplies	56.85
MENARDS-RALSTON, supplies	227.77
METRO LANDSCAPE MATERIALS, bld&grnds	70.00
MID-AMERICAN BENEFITS INC, services	2,884.36
MIDWEST TURF & IRRIGATION, maint.	164.32
MILLARD SPRINKLER INC, bld&grnds	1,495.29
MNJ TECHNOLOGIES DIRECT INC, services	402.00
MOTOROLA SOLUTIONS INC, services	1,896.04
MUZZY ICE, services	182.50
NDEE SWIMMING POOLS, services	40.00
NE LIBRARY COMMISSION, services	25.00

# MINUTE RECORD July 19, 2022

No. 729 -- REDFIELD DIRECT E2106195KV

OCLC INC, services	2,053.88
OFFICE DEPOT INC, supplies	851.72
OMAHA COMPOUND CO, supplies	255.43
OMAHA WINNELSON SUPPLY, bld&grnds	129.22
OMNI ENGINEERING, maint.	461.97
ONE CALL CONCEPTS INC, services	398.14
O'REILLY AUTO PARTS, maint.	1,275.27
PAPILLION SANITATION, services	2,124.15
PAYROLL MAXX, payroll & taxes	399,786.47
READY MIXED CONCRETE CO, services	2,808.95
REGAL AWARDS INC, services	87.00
SAMPSON CONSTRUCTION CO, services	414,764.00
SARPY COUNTY COURTHOUSE, services	18,222.00
SCHWARTZ, DEREK, training	71.56
SHERWIN-WILLIAMS, maint.	1,140.30
SHI INTERNATIONAL CORP, services	1,590.87
SOUTHERN UNIFORM & TACTICAL, apparel	229.04
STAPLES INC, supplies	77.84
STOMP CHOMP ROAR, services	350.00
SUBURBAN NEWSPAPERS INC, services	286.48
SUN COUNTRY DISTRIBUTING LTD, supplies	295.50
SWANK MOTION PICTURES INC, services	1,425.00
TDI LLC, apparel	1,480.00
THE COLONIAL PRESS INC, services	3,016.23
THE LIBRARY STORE INC, supplies	185.80
THE SCHEMMER ASSOCIATES INC, services	617.50
TORNADO WASH LLC, services	427.00
TRANS UNION RISK, services	75.00
TRUCK CENTER COMPANIES, services	271,553.00
UNITE PRIVATE NETWORKS LLC, services	4,400.00
US BANK NAT'L ASSOC, services	28,612.99
USI EDUCATION & GOV'T SALES, supplies	272.00
VAL VERDE ANIMAL HOSPITAL INC, services	108.00
VERIZON CONNECT NWF, phones	615.22
VERIZON WIRELESS, phones	365.89
VOIANCE LANGUAGE, services	100.00
WESTLAKE HARDWARE, supplies	1,533.82
WINCAN LLC, services	4,174.50

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

## REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

IT Manager South reported that the facility cameras are all installed and the project is complete.

Library Director Barcal introduced the new Children's Librarian, Rachel Bachman.

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

Director of Public Works Soucie reported on a concrete buckle on Giles Road between 107<sup>th</sup> and 108<sup>th</sup>.

City Engineer Dowse provided an update on the Thompson Creek and the Applewood Creek Trail projects.

## B. RESOLUTION – APPROVE AGREEMENT – INTERNET SERVICE – COX BUSINESS

# MINUTE RECORD

July 19, 2022

No. 729 - REDFIELD DIRECT E2106195KV

Councilmember Frederick introduced and moved for the adoption of Resolution No. 22-067 entitled: 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.

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

## **C. RESOLUTION - AUTHORIZE REQUEST FOR PROPOSALS - PAVEMENT REHABILITATION**

Councilmember Sell introduced and moved for the adoption of Resolution No. 22-068 entitled: 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.

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

## **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**

Councilmember Sheehan introduced and moved for the adoption of Resolution No. 22-069 entitled: 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 (½%) 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

# MINUTE RECORD July 19, 2022

No. 729 — REDFIELD DIRECT E2108195KV

One Percent for Major Street Improvement Projects and Other Capital Expenditures")

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 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 30 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

# MINUTE RECORD

July 19, 2022

No. 729 -- REDFIELD DIRECT E2106185KV

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.

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

## **E. RESOLUTION – SUBMIT BALLOT QUESTION AT 2022 GENERAL ELECTION – PROPOSED RESTAURANT AND DRINKING PLACES OCCUPATION TAX – 2 1/2 PERCENT**

Councilmember Sell introduced and moved for the adoption of Resolution No. 22-070 entitled: 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,



# MINUTE RECORD July 19, 2022

No. 729 - REDFIELD DIRECT E2106195KV

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.

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

## COMMENTS FROM THE FLOOR

There were no comments from the floor.

## COMMENTS FROM MAYOR AND COUNCIL

There were no comments from City Council.

At 6:26 p.m. Councilmember Hale made a motion to adjourn the meeting. Seconded by Councilmember Frederick. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Quick, Frey, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

PASSED AND APPROVED THIS 2ND DAY OF AUGUST 2022.

CITY OF LA VISTA

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

ATTEST:

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

# MINUTE RECORD

A-4

No. 729 — REDFIELD DIRECT E2105195KV

## LA VISTA CITY COUNCIL MEETING BUDGET WORKSHOP July 19, 2022

A meeting of the City Council of the City of La Vista, Nebraska was convened in open and public session immediately following the City Council meeting at 6:28 p.m. on July 19, 2022. Present were Councilmembers: Frederick, Ronan, Sheehan, Thomas, Quick, Frey, Hale, and Sell. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Clerk Buethe, Police Chief Lausten, Director of Public Works Soucie, Director of Administrative Services Pokorny, Finance Director Miserez, Library Director Barcal, Recreation Director Stopak, Community Development Director Fountain and City Engineer Dowse.

A notice of the meeting was given in advance thereof by publication in the Times on July 6, 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.

### I. CALL TO ORDER

Acting Mayor Thomas called the meeting to order.

### II. ANNOUNCEMENT OF LOCATION OF POSTED OPEN MEETINGS ACT

Acting Mayor Thomas announced the location of the posted open meetings act.

### III. FOLLOW UP FROM JULY 18 BUDGET WORKSHOP

Director of Administrative Services Pokorny was available for any questions.

### IV. COMMENTS FROM THE FLOOR

There were no comments from the floor.

### V. COMMENTS FROM MAYOR AND COUNCIL

There were no comments from the Mayor and Council.

### VI. ADJOURNMENT

At 6:45 p.m. Councilmember Sheehan made a motion to adjourn the meeting. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Quick, Frey, Hale, and Sell. Voting nay: None. Motion carried.

PASSED AND APPROVED THIS 2ND DAY OF AUGUST 2022.

CITY OF LA VISTA

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

ATTEST:

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

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
AUGUST 2, 2022 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
CITY CENTRE MUSIC VENUE, LLC AND ASTRO THEATER, LLC APPLICATION FOR PAYMENT – DISBURSEMENT OF EDP AWARD FUNDS	RESOLUTION ORDINANCE RECEIVE/FILE	RITA RAMIREZ ASSISTANT CITY ADMINISTRATOR

**SYNOPSIS**

An application for payment of a portion of Economic Development Program (EDP) Award funds has been submitted by City Centre Music Venue, LLC and Astro Theater, LLC for work completed to date on the Astro Theater in the amount of \$591,062.99.

**FISCAL IMPACT**

The FY21/FY22 Biennial Budget provides funding for the EDP award for the Astro Theater project.

**RECOMMENDATION**

Approval.

**BACKGROUND**

On September 3, 2021 an Economic Development Program Agreement was executed by the City of La Vista, City Centre Music Venue, LLC and Astro Theater, LLC, authorizing an EDP award of up to \$5,500,000 to be used in conjunction with other funding sources for constructing and equipping the Astro Theater project.

Subsequently, on December 17, 2021 an Amended and Restated Disbursement Agreement was executed by all parties directing how funds, including the EDP award from the City of La Vista, would be disbursed. The agreement outlines several requirements that must be met prior to any disbursement of funds.

Construction of the Astro Theater commenced in the fall of 2021, and the City has received a seventh request for payment\* of EDP funds for the project in the amount of \$591,062.99. City staff have reviewed the documentation submitted with the pay request to assure compliance with the disbursement agreement and has obtained copies of all documents required by the agreement. The City Engineer and Chief Building Official have reviewed the pay request documentation and verified that it coincides with the construction progress they have observed on site. Copies of all documentation are on file in the office of the City Clerk.

As construction progresses and additional pay requests are submitted for the remainder of the EDP award, we will continue to follow the process of ensuring that all required documentation has been received and that completed work has been verified by the City Engineer and the Chief Building Official. Subsequent to those verifications, pay requests will be placed on the Council agenda for approval.



\*Note: The Application for Payment indicates this is Pay Request No. 9, however this is the seventh request for disbursement of EDP funds from La Vista. City Centre Music Venue LLC is required by the disbursement agreement to use this application for payment requests from all lending agencies as well as the City of La Vista, resulting in the requests being numbered consecutively as they are issued.

EDP Award Total	Pay Application			% of Total	Remaining Balance
	Number	Amount	Date		
\$5,500,000.00	1	\$166,420.42	2/1/22	3.03%	\$5,333,579.58
	2	\$268,288.26	2/15/22	7.90%	\$5,065,291.32
	3	\$163,869.70	3/15/22	10.88%	\$4,901,421.62
	4	\$259,549.32	4/19/22	15.6%	\$4,641,872.30
	5	\$636,290.65	5/17/22	27.17%	\$4,005,581.65
	6	\$831,300.09	7/5/22	42.29%	\$3,174,281.56
	7	\$591,062.99	8/2/22	53.03%	\$2,583,218.57

City of La Vista  
8116 Park View Blvd  
La Vista, NE 68128  
P: (402) 331-4343  
CityofLaVista.org

# ECONOMIC DEVELOPMENT PROGRAM – DISBURSEMENT REQUEST FORM



Date of Request: 7/25/22      Project Name: Astro Theater – City Centre Music Venue, LLC

Project Address: Lot 13, La Vista City Centre

Request Amount: \$591,062.99

Request No.: 7

See attached for funding disbursement request details.

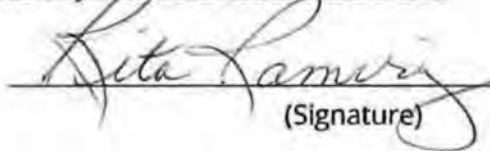
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## **CITY OF LA VISTA APPROVALS**

Assistant City Administrator, Rita Ramirez

☒ No Comments

☐ Comments (see below):

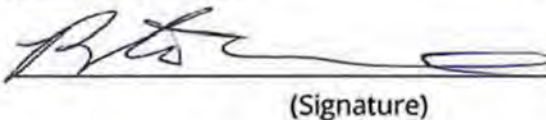
  
(Signature)

7-27-22  
(Date)

City Engineer, Pat Dowse

☒ No Comments

☐ Comments (see below):

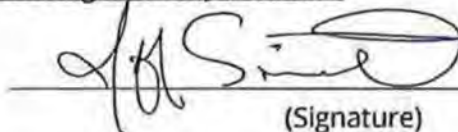
  
(Signature)

7/27/22  
(Date)

Chief Building Official, Jeff Sinnett

☒ No Comments

☐ Comments (see below):

  
(Signature)

7/27/22  
(Date)

**Comments/Contingencies:**

**Approved by City Council?**

☐ Yes; Date \_\_\_\_\_

☐ No

# CITY\*VENTURES

Astro Theater  
Disbursement Summary  
Date: 7/25/2022

Date: 7/25/2022		8/2/2021					Disbursements												
Code	Description	Project Code or Technical Code	Commission Adjustments	Current Total Project Cost	Debit Paid This Month	Reverts/Paid to Date	1 8/18/21	2 12/16/21	3 1/14/22	4 1/24/22	5 7/24/22	6 7/29/22	7 8/27/20	8 8/26/22	9 7/25/21	Committed to Date	Percent Committed	Balance to Month	
Sources of Funds																			
Donor Cash		\$4,080,000		\$4,080,000	\$3,488,331		\$222,704.16	\$0.00	\$368,965.00		\$0.00					3,690,000.16	100.00%	\$0	
Sponsor Loan		\$8,750,000		\$8,750,000												0.00	0.00%	\$8,750,000	
Lafayette Economic Development Foundation		\$5,500,000		\$5,500,000				\$ 166,450.42	\$ 166,284.26	\$ 163,865.70	\$259,549.32	\$436,290.61	\$491,400.09	\$591,042.95	2,916,181.41	53.01%	\$2,583,219		
TR		\$3,000,000		\$3,000,000		\$	\$	\$ 70,774.77	\$ 186,339.05	\$83,383.43	\$ 141,572.35	\$ 347,067.63	\$ 852,847.80	\$	327,398.00	1,590,182.67	53.01%	\$1,409,617	
PAF2		\$3,000,000		\$3,000,000		\$0.00	\$0.00	\$612,032.85	\$235,573.62	\$0.00	\$0.00					847,606.47	28.25%	\$2,152,394	
Total Sources of Cash		\$24,330,000	\$0	\$24,330,000	\$3,488,331	\$0.00	\$222,704.16	\$012,032.85	\$652,733.81	\$	\$14,627.31	\$ 251,753.17	\$ 401,121.67	\$ 983,358.28	\$ 1,784,147.89	\$ 913,680.99	\$9,434,770.73	38.38%	\$14,895,229.27
Uses of Funds																			
100 Acquisition and Closing Costs		\$2,512,476		\$2,512,476	\$2,512,476.17	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$2,512,476.17	100.00%	\$0	
110 Plan Preparation		\$0		\$0	\$0.00	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$0.00	0.00%	\$0	
200 Building Construction & Site		\$15,662,861	\$ 43,593.72	\$16,076,794	\$42,821.60	\$	\$43,830.77	\$ 150,405.13	\$ 763,410.71	\$ 200,662.62	\$ 286,359.38	\$ 894,121.67	\$ 601,258.80	\$ 1,725,218.17	\$	\$4,551,035.27	28.33%	\$11,525,758	
201 Building Signage		\$100,000		\$100,000	\$0.00	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$0.00	0.00%	\$100,000	
205 Permits, Licenses, Regulatory Client Pay		\$104,194		\$104,194	\$0.00	\$	\$8,773.95	\$	\$	\$	\$	\$	\$	\$	\$	\$68,728.35	66.00%	\$35,465	
210 FF&E		\$2,500,000		\$2,500,000	\$0.00	\$	\$	\$	\$ 97,801.85	\$ 213,964.69	\$	\$	\$ 376,206.18	\$	\$	\$54,617.67	38.26%	\$1,551,190	
300 Working Capital		\$500,000		\$500,000	\$0.00	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$0.00	0.00%	\$500,000	
310 Design - A/E/F		\$1,136,000	\$ (155,530.00)	\$980,470	\$896,075.23	\$	\$	\$ 6,900.00	\$	\$	\$	\$ 3,033.50	\$ 6,812.80	\$	\$5,201.57	\$767,002.30	76.23%	\$213,028	
320 Construction Interest & Inspection		\$618,750		\$618,750	\$0.00	\$0.00	\$ 3,600.00	\$ 754.75	\$ 571.25	\$	\$ 1,094.63	\$	\$ 680.95	\$	\$ 611.62	\$14,143.74	2.29%	\$604,606	
325 Financing Fee		\$108,000		\$108,000	\$108,000.00	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$108,000.00	100.00%	\$0	
330 TR Expense		\$17,382		\$17,382	\$17,382.00	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$17,382.00	100.00%	\$0	
400 PACE Financing Fees / Capitalized Interest		\$450,000	\$ (179,479.00)	\$370,521	\$0,760.00	\$	\$	\$ 381,975.47	\$	\$	\$	\$	\$	\$	\$	\$370,671.47	100.00%	\$0	
700 Legal & Accounting		\$78,394		\$78,394	\$78,394.00	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$78,394.00	100.00%	\$0	
800 Insurance Risk		\$21,932		\$21,932	\$21,932.00	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$21,932.00	100.00%	\$0	
970 Development Fee		\$292,608		\$292,608	\$0.00	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$0	0.00%	\$292,608	
980 Development Contingency		\$225,403	\$ (128,983.72)	\$196,419	\$0.00	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$0	0.00%	\$196,419	
Total Uses of Cash		\$24,330,000	\$0	\$24,330,000	\$8,488,331	\$	\$ 222,704.16	\$ 612,032.85	\$ 961,733.81	\$	\$14,627.31	\$ 251,753.17	\$ 401,121.67	\$ 983,478.28	\$ 1,782,486.78	\$ 918,001.72	\$9,434,770.73	38.58%	\$14,895,229.27

**EXHIBIT C**  
**APPLICATION FOR PAYMENT**

Request No. 9 Date: 7/25/22

Amount Requested \$ 591,062.99

To: American National Bank; Petros PACE Finance Titling Trust; Farmers State Bank; City of La Vista; TitleCore National, LLC

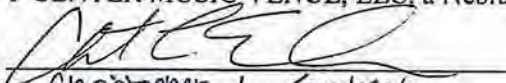
Reference is hereby made to that certain Disbursement Agreement (the "Agreement"), dated as of [\*\*], 2021, by and among CITY CENTRE MUSIC VENUE, LLC, a Nebraska limited liability company ("Improvement Owner"), ASTRO THEATER, LLC, a Nebraska limited liability company ("Tenant"), AMERICAN NATIONAL BANK, a national banking association ("Construction Lender"), PETROS PACE FINANCE TITLING TRUST, a Delaware statutory trust, ("PACE Lender"), FARMERS STATE BANK, a Nebraska state banking corporation ("TIF Lender"), the CITY OF LA VISTA, a Nebraska municipal corporation (the "City" and, together with Construction Lender, PACE Lender and TIF Lender, each a "Lender" and, collectively, the "Lenders"), and TITLECORE NATIONAL, LLC, a Nebraska limited liability company (the "Disbursing Agent"). Capitalized terms used and not otherwise defined herein have the meanings set forth in the Agreement.

The undersigned hereby requests the disbursement of construction funds in accordance with this request, and hereby certifies as follows:

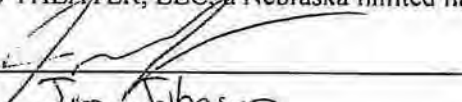
1. The amounts requested either have been paid by the Improvement Owner or Tenant, as applicable, or are justly due to contractors, subcontractors, materialmen, engineers, architects or other persons (whose names are stated on Attachment I hereto and whose invoices are attached hereto) in accordance with the invoice(s) attached hereto who have performed necessary and appropriate work or furnished necessary and appropriate materials, equipment or furnishings in the acquisition, construction and installation of the Project.
2. All construction of the Project prior to the date hereof has been done in substantial accordance with the Plans and all funds previously disbursed by a Lender have been used for one or more purposes permitted under the Financing Agreements for such Lender.
3. The funds from the requested Advance will be used for one or more purposes permitted under the Financing Agreements.
4. Attached hereto is a completed AIA Document G702 or equivalent document, signed by the General Contractor and a list of the applicable payees if payment will be made to an entity or entities other than the General Contractor.
5. True and correct copies of the bills or invoices to be paid with the requested Advance are enclosed herewith, along with conditional lien waivers from all contractors, subcontractors and material suppliers to be paid with the requested Advance and unconditional lien waivers from all contractors, subcontractors and material suppliers paid with the proceeds of prior Advances.
6. Attached hereto is a certification by the Architect certifying that work has been completed and materials are in place as indicated by the request for payment of the General Contractor.

7. The improvements constructed as part of the Project, as completed to date, do not and, if completed in substantial accordance with the Plans, will not, violate any laws.
8. Other than liens and encumbrances permitted by the terms of the Financing Agreements, no liens of any kind have been filed against Improvement Owner, Tenant or the Project (and, to the knowledge of Improvement Owner and Tenant, no stop notice of any kind has been filed or served with respect to any construction work previously performed), or a payment or discharge bond sufficient to protect Lenders and their respective interests in the Project have been recorded as required by applicable Laws.
9. All governmental licenses and permits required for the Project, as completed to date, have been obtained and will be exhibited to Lenders upon request.

CITY CENTER MUSIC VENUE, LLC, a Nebraska limited liability company

By:   
Name: Christopher L. Erickson  
Title: Manager

ASTRO THEATER, LLC, a Nebraska limited liability company

By:   
Name: Jim Johnson  
Title: member





5022 S 114th Street  
Suite 200  
Omaha, NE 68137  
(712) 323-0530

**City of LaVista**  
Attn: Mr. Patrick Dowse, P.E.  
9900 Portal Road  
LaVista, NE 68128

## INVOICE

Invoice Number: 702619-17  
Date: July 13, 2022  
Client Code: 7220  
P.O. Number: 20-008340

Progress billing for engineering services for the East LaVista Sewer and Pavement Rehabilitation - Phase 2 Final Design, per agreement dated June 4, 2019 & Amendments..

HGM - Revisions to Curb Ramps as per OPPD to maintain poles along Florence St.; Update of Drawings & Documents for Re-Bid; and preparing Addendum.  
Through: June 30, 2022

	Hours	Rate	Current Period	Billed To Date
001: Phase I Investigation (LS \$53,340)				
		90% Complete		\$48,006.00
002: Trekk (\$90,420) (Hrly)				\$89,172.71
003: Thiele Geotech (\$18,675) (Hrly)				\$18,675.00
004: Emspace & Lovgren (\$9,775) (Hrly)				\$11,809.67
005: Amendment 1 HGM (LS \$923)				
		100% Complete		\$923.00
006: Amendment 1 TREKK (\$4,000) (Hrly)				\$4,000.00
007: Phase 2 Final Design (Hrly)				\$201,345.71
008: Phase 2 Final Design TREKK (Hrly)				\$60,239.06
009: Phase 2 Final Design Emspace (Hrly)				\$4,812.33
010: Midwest Right of Way (\$58,725) (Hrly)				
Midwest Right of Way Services			\$2,022.50	
			\$2,022.50	\$19,770.00

Total Amount Billed	\$458,753.48
Less Previous Invoices	\$456,730.98

Invoice Total	<u>\$2,022.50</u>
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Outstanding Invoices

Invoice	0 - 30	31 - 60	61-90	Over 90	Balance
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OK TO PAY  
PMD 7/26/22  
ad. 71-0917.000 - SEWR 13001

# INVOICE

TO: CITY OF LAVISTA  
8116 PARK VIEW BLVD

LAVISTA NE 68128 2198

**Billing Address:**

Nebraska Department of Transportation  
c/o Controller Division  
1500 Hwy 2  
PO Box 94759  
Lincoln NE 68509-4759

DATE  
07-11-2022

ACCOUNT NUMBER  
L2075

INVOICE NUMBER  
0646094

**COST DESCRIPTION**

**COST**

PROJECT NO. TAP-77(61)  
CONTROL NO. 22757  
AGREEMENT NO. BM1802  
APPLEWOOD CREEK TRAIL

SEE ATTACHED FOR DETAILS

AMOUNT DUE NDOT \$ 131,498.80

131,498.80

*OK TO PAY  
PMD 7/26/22  
05-71-0917.000 - PART 19CC1*

CONTACT M BOHUSLAWSKEY AT 402-479-4305 WITH ANY QUESTIONS

PREPARED BY:  
S WURSTER

DESCRIPTION:  
TAP-77(61)

PAY THIS AMOUNT  
131,498.80

DETACH THIS PORTION AND RETURN WITH A PAYMENT

Make checks payable to & Mail to:

Nebraska Dept. of Transportation  
c/o Controller Division  
PO Box 94759  
Lincoln NE 68509-4759

LAVISTA/CITY OF

CUSTOMER NAME

07-11-2022

DATE OF INVOICE

TERMS

This amount is due  
upon receipt of this  
invoice

INVOICE NUMBER  
0646094

ACCOUNT NUMBER  
L2075

AMOUNT  
131,498.80



PAYMENT RECOMMENDATION NO. 6 ON CONTRACT FOR  
THOMPSON CREEK – CENTRAL PARK EASTOwner: City of La Vista  
8116 Park View Blvd  
La Vista, NE 68128Contractor: Heimes Corporation  
9144 S. 147<sup>th</sup> Street  
Omaha, NE 68138ORIGINAL CONTRACT AMOUNT \$837,336.45  
CURRENT CONTRACT AMOUNT \$843,750.50

AMOUNT OF PREVIOUS PAYMENT RECOMMENDATION(S) \$ 693,522.72

Item	Description	Approx. Qty To Date		Unit Price		Amount To Date	
1	Mobilization	1.0	L.S.	\$	23,950.00 / L.S.	\$	23,950.00
2	Remove Existing Restroom Building & Utility Services	1	L.S.	\$	8,670.00 / L.S.	\$	8,670.00
3	Remove Metal Picnic Structure	1	L.S.	\$	3,840.00 / L.S.	\$	3,840.00
4	Clearing and Grubbing	1	L.S.	\$	72,390.00 / L.S.	\$	72,390.00
5	Stockpile and Redistribute Topsoil (800 CY Moved Twice), Established Quantity	1600	C.Y.	\$	10.50 / C.Y.	\$	16,800.00
6	Common Earthwork, In Place, Established Quantity	1,150	C.Y.	\$	16.74 / C.Y.	\$	19,251.00
7	Stockpile Excavation, On Site	3,131	C.Y.	\$	6.18 / C.Y.	\$	19,349.58
8	Haul Excess Soil Off Site to La Vista Public Works	1,894	C.Y.	\$	9.40 / C.Y.	\$	17,803.60
8A	Haul Unsuitable Soil Off Site & Dispose	2,975	C.Y.	\$	20.95 / C.Y.	\$	62,326.25
9	Remove and Dispose Existing Culvert Headwall & Railing	1	L.S.	\$	2,575.00 / L.S.	\$	2,575.00
10	Remove and Dispose 18"-24" Storm Sewer	215	L.F.	\$	35.05 / L.F.	\$	7,535.75
11	Remove and Dispose A.C.C. Pavement	1,237	S.Y.	\$	7.52 / S.Y.	\$	9,302.50
12	Remove and Dispose P.C.C. Pavement	160	S.Y.	\$	9.20 / S.Y.	\$	1,472.00
13	Remove and Dispose of 4 Ft Tall Chain Link Fence	846	L.F.	\$	5.82 / L.F.	\$	4,923.72
14	Remove and Dispose of Yard Hydrant & Drinking Fountain	1	EA.	\$	6,525.00 / EA.	\$	6,525.00
15	Construct 24" Concrete Collar, In Place	1	EA.	\$	850.00 / EA.	\$	850.00
16	Construct 18" RCP Storm Sewer w/Bedding & Couplers, In Place	70	L.F.	\$	143.25 / L.F.	\$	10,027.50
17	Construct 24" RCP Storm Sewer w/Bedding & Couplers, In Place	42.2	L.F.	\$	150.00 / L.F.	\$	6,334.50
18	Flex-A-Mat, In Place	568	S.F.	\$	16.15 / S.F.	\$	9,173.20

Payment Recommendation No.6  
Thompson Creek – Central Park East  
July 27, 2022  
Page 2 of 3

19	Construct 6" PCC Trail Pavement, In Place	550	S.Y.	\$	83.50	/	S.Y.	\$	45,925.00
20	Construct 7" PCC Pavement, In Place	Deleted CO #1	S.Y.	\$	78.90	/	S.Y.	\$	0.00
21	Construct 54" I.D. Storm Sewer Manhole, In Place	40	V.F.	\$	846.00	/	V.F.	\$	33,670.80
22	Construct SAFL-Baffle, In Place	4	EA.	\$	8,285.00	/	EA.	\$	33,140.00
23	Construct 18" Reinforced Concrete Flared End Section w/Footing, In Place	3	EA.	\$	3,091.00	/	EA.	\$	9,273.00
24	Construct 24" Reinforced Concrete Flared End Section w/Footing, In Place	1	EA.	\$	3,425.00	/	EA.	\$	3,425.00
25	Construct 4' Tall, 6' Wide, Black Vinyl Coated, Chain Link Fence Gate, In Place	1	EA.	\$	1,380.00	/	EA.	\$	1,380.00
26	Construct 6' Tall White Vinyl Privacy Fence, In Place	744	L.F.	\$	90.25	/	L.F.	\$	67,146.00
27	Construct 4' Tall, Black Vinyl Coated, Chain Link Fence, In Place	238	L.F.	\$	60.35	/	L.F.	\$	14,363.30
28	Remove Existing Railing & Replace with 4' Tall, Black Vinyl Coated, Chain Link Fence, In Place	35	L.F.	\$	76.15	/	L.F.	\$	2,665.25
29	Construct Temporary Chain Link Fence, In Place	700	L.F.	\$	10.95	/	L.F.	\$	7,665.00
30	Construct PCC Weir Structure, In Place	21	L.F.	\$	294.50	/	L.F.	\$	6,184.50
31	Construct Armorflex 40L Creek Reinforcement, In Place	6,450	S.F.	\$	22.77	/	S.F.	\$	146,866.50
32	Wetland Soil Amendment, In Place	470	C.Y.	\$	70.35	/	C.Y.	\$	33,064.50
33	Construct Gabion Baskets w/Stone, In Place	22	C.Y.	\$	405.00	/	C.Y.	\$	8,910.00
34	Furnish & Install Tensar Bionet, C125BN	1,692	S.Y.	\$	3.25	/	S.Y.	\$	5,500.30
35	Furnish & Install Tensar Bionet, SC150BN	6,472	S.Y.	\$	3.10	/	S.Y.	\$	20,063.20
36	Install, Maintain, and Remove Stabilized Construction Entrance	1	EA.	\$	3,065.00	/	EA.	\$	3,065.00
37	Furnish, Install and Maintain Fabric Silt Fence, In Place	280	L.F.	\$	4.80	/	L.F.	\$	1,344.00
38	Remove and Dispose Fabric Silt Fence	30	L.F.	\$	0.85	/	L.F.	\$	25.50
39	Water Management, Complete	1	L.S.	\$	20,700.00	/	L.S.	\$	20,700.00
40	Furnish and Install K-31 Fescue Seed, w/Straw Mulch, In Place	0.95	AC.	\$	3,735.00	/	AC.	\$	3,548.25

Payment Recommendation No.6  
Thompson Creek – Central Park East  
July 27, 2022  
Page 3 of 3

41	Furnish, Install, Maintain and Remove Orange Safety Fence	1,450	L.F.	\$	4.50	/	L.F.	\$	6,525.00
42	Furnish & Install Prairie D Plus Seeding, In Place	1.28	AC.	\$	3,450.00	/	AC.	\$	4,416.00
43	Furnish & Install Low Prairie Seeding, In Place	0.15	AC.	\$	5,750.00	/	AC.	\$	862.00
CO-1.1	Increase Qty of Common Earthwork, Contract Item 6	20	C.Y.	\$	16.74	/	C.Y.	\$	334.80
CO-1.2	Increase Qty of Stockpile Excavation on Site, Contract Item 7	160	C.Y.	\$	6.18	/	C.Y.	\$	988.80
CO-1.3	Increase Qty of Remove and Dispose A.C.C. Pavement, Contract Item 11	27.0	S.Y	\$	7.52	/	S.Y	\$	203.04
CO-1.4	Increase Qty of 6" PCC Trail Pavement, In Place, Contract Item 19	103.56	S.Y	\$	83.50	/	S.Y	\$	8,647.26
CO-1.5	Furnish & Place Crushed Rock Surfacing, (1-1/2" Minus Limestone) In Lieu of 7" PCC	77.09	TN	\$	39.50	/	TN	\$	3,045.06
CO-1.6	Increase Qty of Armorflex 40L Creek Reinforcement, In Place, Contract Item 31	1,960	S.F.	\$	22.77	/	S.F.	\$	44,629.20
CO-1.7	Increase Qty of Prairie 3 Plus Seeding, In Place, Contract Item 42	0.19	AC.	\$	3,450.00	/	AC.	\$	655.50
CO-1.8	Furnish & Maintain Sidewalk Detour Signs	1	LS	\$	745.00	/	LS	\$	745
CO-1.9	Remove Additional Trees	4	EA.	\$	300.00	/	EA.	\$	1,200.00

<b>TOTAL</b>	<b>\$ 843,621.86</b>
<b>LESS 10% RETAINED</b>	<b>\$ 84,362.19</b>
<b>LESS PREVIOUS PAYMENT RECOMMENDATION(S)</b>	<b>\$ 693,522.72</b>
<b>TOTAL DUE TO CONTRACTOR</b>	<b>\$ 65,736.95 ←</b>

We recommend that payment in the amount of \$65,736.95 be made to Heimes Corporation.

Respectfully submitted,



Bradley P. Huyck, P.E.  
THOMPSON, DREESSEN & DORNER, INC.

cc: Heimes Corporation – Brenda Koster & Cassie Brumbaugh via email

OK TO PAY  
PMD 7/27/22  
16-71-0917-000 -  
PARK 20-001

## COUNCIL REVIEWED

Check #	Check Date	Vendor Name	Amount	Voided
137524	07/20/2022	DLR GROUP	15,535.60	N
137525	07/20/2022	GIRL SCOUTS SPIRIT OF NEBRASKA	100.00	N
137526	07/20/2022	HY-VEE INC	508.85	N
137527	07/20/2022	METALAB, LLC	10,000.00	N
137528	07/20/2022	OLSSON, INC.	2,625.25	N
137529	07/20/2022	THE SCHEMMER ASSOCIATES INC	4,482.50	N
2085(E)	07/29/2022	ACTIVE NETWORK LLC	92.46	N
2086(E)	07/29/2022	AMERICAN HERITAGE LIFE INSURANCE CO	1,250.74	N
2087(E)	07/29/2022	BOK FINANCIAL	910,982.70	N
2088(E)	07/29/2022	CCAP AUTO LEASE LTD	449.00	N
2089(E)	07/29/2022	CCAP AUTO LEASE LTD	391.12	N
2090(E)	07/29/2022	CENTURY LINK/LUMEN	545.14	N
2091(E)	07/29/2022	CENTURY LINK/LUMEN	67.30	N
2092(E)	07/29/2022	DEARBORN NATIONAL LIFE INSURANCE CO	1,178.00	N
2093(E)	07/29/2022	DEARBORN NATIONAL LIFE INSURANCE CO	6,559.28	N
2094(E)	07/29/2022	ESSENTIAL SCREENS	275.10	N
2095(E)	07/29/2022	GREATAMERICA FINANCIAL SERVICES	1,322.52	N
2096(E)	07/29/2022	MEDICA INSURANCE COMPANY	115,432.29	N
2097(E)	07/29/2022	METLIFE	1,100.34	N
2098(E)	07/29/2022	METROPOLITAN UTILITIES DISTRICT	20,731.05	N
2099(E)	07/29/2022	MID-AMERICAN BENEFITS INC	3,479.72	N
2100(E)	07/29/2022	MID-AMERICAN BENEFITS INC	7,085.41	N
2101(E)	07/29/2022	NE DEPT OF REVENUE-SALES TAX	1,085.46	N
2102(E)	07/29/2022	OMAHA PUBLIC POWER DISTRICT	45,287.59	N
2103(E)	07/29/2022	PAYROLL MAXX	419,014.15	N
2104(E)	07/29/2022	TOSHIBA FINANCIAL SERVICES	138.00	N
137530	07/29/2022	1-2-GO PRODUCTIONS-KAYLYN SAHS	1,600.00	N
2105(A)	08/02/2022	ABM INDUSTRIES, INC	10,395.96	N
2106(A)	08/02/2022	CITY OF PAPILLION - MFO	233,475.00	N
2107(A)	08/02/2022	SHI INTERNATIONAL CORP.	927.60	N
137531	08/02/2022	1000 BULBS	101.99	N
137532	08/02/2022	A-RELIEF SERVICES INC	128.00	N
137533	08/02/2022	ACCO UNLIMITED CORPORATION	884.35	N
137534	08/02/2022	ACTION BATTERIES UNLTD INC	164.85	N
137535	08/02/2022	AED ZONE	20.00	N
137536	08/02/2022	AMAZON CAPITAL SERVICES, INC.	790.84	N
137537	08/02/2022	AMERICAN PLANNING ASSOCIATION	1,283.50	N
137538	08/02/2022	AT&T MOBILITY LLC	97.76	N
137539	08/02/2022	AUTOGRAPHIX INC	3,050.00	N
137540	08/02/2022	AXON ENTERPRISE INC	332.92	N
137541	08/02/2022	BISHOP BUSINESS EQUIPMENT COMPANY	284.46	N
137542	08/02/2022	BUETHE, PAM	100.00	N
137543	08/02/2022	BUILDERS SUPPLY CO INC	154.47	N
137544	08/02/2022	CENTER POINT, INC.	419.46	N
137545	08/02/2022	CINTAS CORPORATION NO. 2	25.50	N
137546	08/02/2022	COX COMMUNICATIONS, INC.	147.03	N
137547	08/02/2022	DATASHIELD CORPORATION	140.00	N

Check #	Check Date	Vendor Name	Amount	Voided
137548	08/02/2022	DELL MARKETING L.P.	384.79	N
137549	08/02/2022	DOUGLAS COUNTY SHERIFF'S OFC	737.50	N
137550	08/02/2022	EARNEST CONSTRUCTION GROUP INC	4,830.73	N
137551	08/02/2022	EBSCO INFORMATION SERVICES	887.00	N
137552	08/02/2022	ELITE TOURS	6,500.00	N
137553	08/02/2022	FIRST WIRELESS INC	615.00	N
137554	08/02/2022	FITZGERALD SCHORR BARMETTLER	20,950.30	N
137555	08/02/2022	FUN SERVICES	391.00	N
137556	08/02/2022	GALE	128.95	N
137557	08/02/2022	GALLS LLC	115.90	N
137558	08/02/2022	GENERAL FIRE & SAFETY EQUIP CO	220.00	N
137559	08/02/2022	GENERAL FIRE & SAFETY EQUIP CO	275.25	N
137560	08/02/2022	GREAT PLAINS UNIFORMS	893.98	N
137561	08/02/2022	HARTS AUTO SUPPLY	960.00	N
137562	08/02/2022	HITOUCH BUSINESS SERVICES	91.95	N
137563	08/02/2022	HOBBY LOBBY STORES INC	88.45	N
137564	08/02/2022	HY-VEE INC	70.00	N
137565	08/02/2022	ID WHOLESALER	199.00	N
137566	08/02/2022	INGRAM LIBRARY SERVICES	2,097.95	N
137567	08/02/2022	INTERNATIONAL CODE COUNCIL	145.00	N
137568	08/02/2022	JOHNSTONE SUPPLY CO	31.34	N
137569	08/02/2022	KRIHA FLUID POWER CO INC	210.34	N
137570	08/02/2022	LARSEN SUPPLY COMPANY	167.90	N
137571	08/02/2022	LIBRA INDUSTRIES INC	7.00	N
137572	08/02/2022	LIBRARY IDEAS LLC	5.00	N
137573	08/02/2022	LOGAN CONTRACTORS SUPPLY	248.64	N
137574	08/02/2022	LOU'S SPORTING GOODS	116.87	N
137575	08/02/2022	MARCO INCORPORATED	143.18	N
137576	08/02/2022	MENARDS-RALSTON	67.87	N
137577	08/02/2022	MENARDS-RALSTON	254.74	N
137578	08/02/2022	MOSS ADAMS	618.92	N
137579	08/02/2022	NEBRASKA LIFE MAGAZINE	25.00	N
137580	08/02/2022	NEBRASKA SOFTBALL ASSOCIATION	245.00	N
137581	08/02/2022	NMC GROUP INC	258.37	N
137582	08/02/2022	OFFICE DEPOT INC	304.40	N
137583	08/02/2022	OMAHA COMPOUND COMPANY	177.20	N
137584	08/02/2022	OMAHA WINNELSON SUPPLY	1,907.20	N
137585	08/02/2022	OMNI ENGINEERING	1,054.40	N
137586	08/02/2022	PEPSI COLA COMPANY	949.79	N
137587	08/02/2022	PROGRESSIVE BUSINESS TECHNOLOGIES	215.95	N
137588	08/02/2022	QUALITY AUTO REPAIR & TOWING, INC.	210.10	N
137589	08/02/2022	READY MIXED CONCRETE COMPANY	759.40	N
137590	08/02/2022	RIVER CITY RECYCLING	62.36	N
137591	08/02/2022	RTG BUILDING SERVICES INC	6,665.00	N
137592	08/02/2022	SARPY COUNTY COURTHOUSE	4,452.00	N
137593	08/02/2022	SARPY COUNTY FISCAL ADMINSTRTN	23,306.43	N
137594	08/02/2022	SARPY DOUGLAS LAW ENFORCE. ACADEMY	3,000.00	N



## COUNCIL REVIEWED

Check #	Check Date	Vendor Name	Amount	Voided
137595	08/02/2022	SARPY DOUGLAS LAW ENFORCE. ACADEMY	343.00	N
137596	08/02/2022	SIGN IT	5,601.50	N
137597	08/02/2022	SOUTHERN UNIFORM AND TACTICAL, INC.	643.35	N
137598	08/02/2022	SUN COUNTRY DISTRIBUTING LTD	178.21	N
137599	08/02/2022	SWANK MOTION PICTURES INC	700.00	N
137600	08/02/2022	TDI, LLC	370.00	N
137601	08/02/2022	THE FILTER SHOP, INC.	273.80	N
137602	08/02/2022	THEATRICAL MEDIA SERVICES INC	320.00	N
137603	08/02/2022	TODCO LLC	1,000.00	N
137604	08/02/2022	UNITED PARCEL SERVICE	44.58	N
137605	08/02/2022	V & V MANUFACTURING INC	700.65	N
137606	08/02/2022	VAL VERDE ANIMAL HOSPITAL INC	42.48	N
137607	08/02/2022	WALMART COMMUNITY BRC	2,036.81	N
137608	08/02/2022	WILL PARKER	300.00	N
108	CHECKS PRINTED	TOTAL CLAIM AMOUNT:	\$1,922,844.79	0

## COUNCIL REVIEWED

Check #	Check Date	Vendor Name	Amount	Voided
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APPROVED BY COUNCIL MEMBERS ON: 08/02/2022

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COUNCIL MEMBER

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COUNCIL MEMBER

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COUNCIL MEMBER

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COUNCIL MEMBER

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COUNCIL MEMBER

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
AUGUST 2, 2022 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
AMEND MASTER FEE ORDINANCE – SEWER CONNECTION FEE PARK/Common Area	RESOLUTION ◆ ORDINANCE RECEIVE/FILE	CHRISTOPHER SOLBERG DEPUTY COMMUNITY DEVELOPMENT DIRECTOR

**SYNOPSIS**

An ordinance has been prepared to amend the Master Fee Ordinance to add a new Sewer connection fee for Park/Common Area.

**FISCAL IMPACT**

N/A

**RECOMMENDATION**

Approval.

**BACKGROUND**

An ordinance has been prepared to amend La Vista's Master Fee Ordinance to introduce a new fee type for sewer connections for "Park/Common Area (including Athletic Fields)". The proposed fee of \$435/acre of land as platted is consistent with the fee rate adopted by surrounding communities for similar requests.



ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE TO AMEND ORDINANCE NO. ~~1432~~1448, AN ORDINANCE TO ESTABLISH THE AMOUNT OF CERTAIN FEES AND TAXES CHARGED BY THE CITY OF LA VISTA FOR VARIOUS SERVICES INCLUDING BUT NOT LIMITED TO BUILDING AND USE, ZONING, OCCUPATION, PUBLIC RECORDS, ALARMS, EMERGENCY SERVICES, RECREATION, LIBRARY, AND PET LICENSING; SEWER AND DRAINAGE SYSTEMS AND FACILITIES OF THE CITY FOR RESIDENTIAL USERS AND COMMERCIAL USERS (INCLUDING INDUSTRIAL USERS) OF THE CITY OF LA VISTA AND TO GRANDFATHER EXISTING STRUCTURES AND TO PROVIDE FOR TRACT PRECONNECTION PAYMENTS AND CREDITS; REGULATING THE MUNICIPAL SEWER DEPARTMENT AND RATES OF SEWER SERVICE CHARGES; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE THE EFFECTIVE DATE HEREOF.

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

Section 1. General Fee Schedule. The fees and taxes charged by the City of La Vista for various services, facilities, and occupations shall be, and the same hereby are, fixed in accordance with the following schedule, no modifier shall be used, and such fees and taxes charged shall be in accordance with such rules as the City Council may establish:

**BUILDING & USE FEES**

**(Apply inside City limits and within the Extra-territorial zoning jurisdiction)**

**Building Permit**

(Building valuation is determined by the most current issue of the ICC Building Valuation Data)

General	\$30 Base fee + see building fee schedule
Commercial/Industrial	\$30 Base fee + see building fee schedule

**Plan Review Fee**

Commercial (non-refundable)	\$100 or 10% of building permit fee (whichever is greater)
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**Design Review (non-refundable)**

Tenant Bay Façade Renovation	\$500 (min. fee or actual fee incurred)
Bldgs. 24,999 sq. ft. or less	\$1,500 (min. fee) (or actual fee Incurred)
Bldgs. 25,000 – 49,999 sq. ft.	\$2,000 (min. fee) (or actual fee Incurred)
Bldgs. 50,000 -99,999 sq. ft.	\$3,000 (min. fee) (or actual fee Incurred)
Bldgs. 100,000 + sq. ft.	\$4,000 (min. fee) (or actual fee Incurred)

**Replacement Plan Review Fee**

\$100 + Request for records fees

**Engineer's Review**

\$500

**Rental Inspection Program**

**License Fees:**

Multi-family Dwellings	\$6.00 per unit
Single-family Dwellings	\$50.00 per property
Duplex Dwellings	\$50.00 per unit
Additional Administrative Processing Fee (late fee)	\$100.00

**Inspection Fees:**

Primary Inspection	No charge
Class B Property Inspection (after primary inspection):	
Violation corrected	No charge
Violation not corrected	See Re-inspection Fee below
Re-inspection Fee (no show or follow up inspection)	See Re-inspection Fee below

Re-inspection Fee	\$100.00
Vacant Property Registration Fee	\$250 Original Registration Fee \$500 First Renewal \$1,000 Second Renewal \$2,000 Third Renewal \$2,500 Fourth Renewal \$2,500 Fifth and Subsequent Renewals
Penalty Fee	3x Regular permit fee
Refund Policy	75% will be refunded when the project is cancelled or not complete within one year. No refund will be given after one year. (Sewer Hook-up Fee is 100% refunded)
Certificate of Occupancy	\$ 50
Temporary Certificate of Occupancy	\$750
Pre-occupancy fee (Occupancy without C.O.)	\$750
Temporary Use Permit (includes tents, greenhouses, event structures)	\$ 50 plus \$10/day
Sign Permit	\$150/sign
Identification Sign, Incidental Sign	\$75/sign
Master Sign Plan (more than 1 sign)	\$150
Common Sign Plan	\$150
Temporary Sign Permit:	
Non-profit or tax exempt organization	\$0
All other temporary signs	\$ 30/year
Tower Development Permit	\$8,500(min fee) (or actual fee incurred)
Co-locates – Towers	\$5,000(min fee) (or actual fee incurred)
Tarp Permit (valid for 6 months)	\$ 30
Solar Panel Permit	\$ 30
Satellite Dish Permit	\$ 30
Wading/Swimming Pools at residence	\$ 30
Dedicated Electrical circuit for pumps	\$ 30
Mechanical Permits	\$30 Base fee + See mechanical fee schedule
Plumbing Permits	\$30 Base fee + See plumbing fee schedule
Sewer Repair Permit	\$30
Backflow protector permit	\$ 30 (\$22 permit & \$8 backflow)
Underground Sprinklers	\$ 30 (\$22 issue fee & \$8 fixture)
Electrical Permits	\$30 Base Fee + See electrical fee
City Professional License (Plumbers, Mech. Contractors)	\$ 15 and a \$1,000,000 Liability, and a \$500,000 bodily injury insurance Certificate per each occurrence. Also a \$5,000 Bond is required, naming the City as the recipient.
Demolition of building	\$250 plus Insurance Certificate
Moving Permit (buildings 120 square feet or greater)	\$250 plus Insurance Certificate
Sheds and Fences	\$ 30.00
Sidewalks	\$ 30.00
Driveway Replacement	\$ 30.00
Driveway Approach w/o curb cut or grinding	\$ 30.00

With curb requiring cut plus the 4' apron on each side)

Contractor (Contractor performs curb cut or grind) \$ 30.00 plus \$1.00/ft.

City Charge (if City performs curb cuts) \$50 + \$5/ft. (\$40 set up fee,  
\$10 permit fee)

City charge (if City performs curb grinds) \$50 + \$6/ft. (\$40 set up fee,  
\$10 permit fee)

Utility Cut Permit \$30.00

Appeal Fee Regarding Issuance or Denial of Curb Cut/Driveway

Approach Construction Permit \$250

Street Paving, Surfacing, Resurfacing, Repairing, Sealing or

Resealing Permit \$ 30.00/Yearly

Appeal Fee Regarding Issuance or Denial of Street Paving,

Resurfacing, etc. Permit \$250

#### **RIGHT-OF-WAY PERMIT FEES**

The following are one-time permit fees for structures occupying the public right-of-way:

Canopy or Awning	\$50 for the first 25 ft. + \$10 each additional foot
Balcony	\$75 each
Bicycle Rack	\$50
Light Fixture	\$75 for the first + \$10 each additional light fixture
Marquee	\$50 for the first 25 ft. + \$10 each additional ft.
Sidewalk Café	\$100
Sign	\$100 each (if less than 25 sq. ft.) \$300 each (if 25 sq. ft. or larger)
Windscreen	\$400 each
Planter	\$50
Combination of Awning/Canopy/Sign /Light	\$500
Skywalk	\$500
String Lights	\$150
Other structures as approved by the City Administrator	\$300

Provided, however, notwithstanding anything in this Ordinance to the contrary, all property, or parts thereof or improvements thereon, with respect to which legal title is or will be held by or for the benefit of the City of La Vista, La Vista Community Development Agency, City of La Vista Facilities Corporation, La Vista/Metropolitan Community College Condominium Owners Association, Inc., or any other entity directly or indirectly controlled by the City of La Vista as determined by the City Administrator, for a public purpose, and all owners of such property, parts, or improvements, shall be exempt from the Building and Use Fees and/or any other fees in this ordinance. The City of La Vista pursuant to a policy of the City Council also may provide for waiver of any or all such Building and Use Fees, or any other fees under this Ordinance that are payable to the City, with respect any political subdivisions that levy property taxes within the corporate limits of the City, or any entity controlled by any such political subdivision.

#### **FIRE INSPECTION FEES**

##### **Plan Review Fees**

Commercial Building	10% of building permit fee with a maximum of \$1,000
Fire Sprinkler Plan Review 1-20 devices	\$100



21-50 devices	\$200
51-100 devices	\$300
101-200 devices	\$400
201-500 devices	\$500
Over 500 devices	\$500 plus \$1.00 per device over 500
Fire Alarm Plan Review	\$50.00
<u>Child Care Facilities:</u>	
0 – 8 Children	\$50.00
9 – 12 Children	\$55.00
13 or more children	\$60.00
<u>Foster Care Homes:</u>	
Inspection	\$25.00
<u>Liquor Establishments:</u>	
Non-consumption establishments	\$60.00
Consumption establishments	\$85.00
<u>Nursing Homes:</u>	
50 beds or less	\$55.00
51 to 100 beds	\$110.00
101 or more beds	\$160.00
<u>Fire Alarm Inspection</u>	
Four year license (Test)	\$100.00
NICET	\$25.00 per year NICET certification last
Annual test (witnessed)	\$30.00
<u>Sprinkler Contractor Certificate:</u>	
Annual	\$100.00
<u>Fuels Division:</u>	
Above ground Hazardous Substance Storage Tanks (Title 158)	
Registration	\$25.00 per tank
Re-registration	\$25.00 per tank (Required whenever change is made to tank or contents)
Above ground Petroleum Storage Tanks (Title 153, Chapter 17)	
Inspection Fee	\$50.00 (Per installation regardless of the number of tanks)
Underground Storage Tanks (Title 159, Chapter 2)	
Farm, residential and heating oil tanks	
(tanks with a capacity of 1100 gallons or less)	\$10.00 one-time registration fee
All other tanks	\$30.00 per tank, annually
Petroleum Release Remedial Action Fund	\$90.00 per tank, annually
Tank installation	\$60.00 per tank
Piping only installation	\$60.00

**GRADING PERMIT FEES**

5 acres or less	\$ 500
More than 5 acres	\$1,000

**TAX INCREMENT FINANCING (TIF) APPLICATION FEES**

Application Fee	\$3,000
Administrative Fee	1.5% on TIF Principal up to \$2,000,000
	1% on TIF Principal amount above \$2,000,000 thru \$4,000,000
	No additional administrative fee for TIF Principal above \$4,000,000

Bond Related Fee	Actual Fees, Costs & Expenses Incurred by the City
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**PACE PROGRAM**

Application Fee	\$1,000
Administrative Fee	1% of loan amount maximum \$40,000 subject to 50% reduction if a TIF project
Annual Fee	\$500

**ZONING FEES**

Comprehensive Plan Amendment	\$500
Zoning Map Amendment (rezoning)	\$500
Zoning Text Amendment	\$500
Zoning Verification Letter	\$50
Subdivision Text Amendment	\$500
Conditional Use Permit (1 acre or less)	\$300
Conditional Use Permit (more than 1 acre)	\$500
Conditional Use Permit Amendment	\$200
Flood Plain Development Permit	\$500
Administrative Plat – Lot Split, Lot Consolidation or Boundary Adjustment	\$750+ additional fee of \$250 for review of revised drawings
Preliminary Platting	\$1,000 +additional fee of \$250 for review of revised drawings
Final Platting	\$1000+additional fee of \$250 for review of revised drawings
Subdivision Agreement	\$500 (min. fee) or actual fee incurred
Revised Preliminary Plat	\$500+additional fee of \$250 for review of revised drawings
Replat	\$1500 +additional fee of \$250 for review of revised drawings
P.U.D.	\$1,000+additional fee of \$250 for review of revised drawings
P.U.D. Amendment	\$500 (min. fee) or actual fee incurred
Vacation of Plat and Right of Way Vacation	\$150
Variance, Appeals, Map Interpretation (B.O.A.)	\$250

Watershed Fees –apply to all new development or significant redevelopment as specified in Exhibit "G" to the interlocal agreement for the Papillion Creek Watershed Partnership: (fees are remitted to Papillion Creek Watershed Partnership)

**OCCUPATION TAXES**

Publication fees	\$Actual cost
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Class A Liquor License Holder	\$200
Class B Liquor License Holder	\$200
Class C Liquor License Holder	\$600
Class D Liquor License Holder	\$400
Class I Liquor License Holder	\$500
Class L Liquor License Holder	\$500
Class Z Liquor License Holder	\$500
Class AB Liquor License Holder	\$400
Class AD Liquor License Holder	\$600
Class ADK Liquor License Holder	\$800
Class AK Liquor License Holder	\$400
Class ABK Liquor License Holder	\$600
Class BK Liquor License Holder	\$400
Class CK Liquor License Holder	\$800
Class DK Liquor License Holder	\$600
Class IB Liquor License Holder	\$700
Class IBK Liquor License Holder	\$900
Class ID Liquor License Holder	\$900
Class IDK Liquor License Holder	\$1100
Class IK Liquor License Holder	\$700
Special Designated Permit – Liquor Control	\$ 50/day except non-profits
Transfer of Liquor License from One Location to Another (These fees are in addition to the State Fee Requirement)	\$ 25
Amusement Concessions (i.e. Carnivals) (This would include any vendors set up for special functions at the La Vista Sports Complex)	\$ 10/concession/day
Auto dealers – new and used – \$250 plus \$.01 per sq. ft. of inside area, and \$.005 per sq. ft. of outside area used for display, sales or storage	
Auto repair	\$100
Banks, small loan and finance companies	\$250 plus \$75/each detached facility.
Barber shops, beauty salons, tanning & nail salons	\$ 75 plus \$10 per operator over one
Bowling Alleys or Billiard/Pool Halls	\$ 50/year + \$10/table or alley (Additional fees for Restaurants or Drinking Places if applicable)
Car washes	\$100 (includes all vacuum & supply vending machines)
Circus, Menagerie or Stage Show	\$ 50/day
Collecting agents, detective agents or agencies and bail bondsmen	\$ 75
Construction/Tradesmen	\$ 75 and a \$1,000,000
Liability, \$500,000 bodily injury insurance certificate	
Convenience stores	\$ 75
	(Additional fees for Restaurants or Drinking Places if applicable)
Convenience store with car wash machines) Dry cleaning or laundry and tailoring	\$120 (Includes all vacuum & supply vending machines) \$ 50
Funeral homes	\$150
Gaming Device Distributors	5% of gross receipts (non-profits exempt)
Games of Chance/Lotteries	5% of gross receipts (non-profits exempt)
Games of Chance/Lottery License Fee	\$ 50/1st location - \$10/ea additional
Gas Companies	5% of gross receipts
Hawkers/Peddlers	\$ 75/day or \$500/year



## Home Occupations (not specified elsewhere)

Home Occupation Permit Application Fee	\$30
Home Occupation 1 and Child Care Home	\$50
Home Occupation Conditional Use Permit – see Zoning Fees	

Hotels/motels – Any hotel or motel in the City shall pay to the City monthly an Occupation Tax equal to 5% of gross receipts from room rentals. Any shops restaurants, and/or drinking places which are part of, associated with, or located in or with a hotel or motel facility will be considered a separate classification of business and taxed in accordance with the provisions of this Ordinance and the applicable classifications(s) of the shops, restaurants, and/or drinking places hereunder. The Occupation Taxes with Respect to any banquet and/or ballroom facilities of, or associated with, or located in or with, any such hotel or motel shall be determined in accordance with the square footage schedule above, based on the actual square footage of said facilities, which occupation taxes shall be additional to any other applicable occupation taxes such as restaurants or drinking places occupation taxes.

Mobile Food Vendors	\$100/year
Movie theatres	\$150/complex and \$75/viewing room (Additional fees for Restaurants or Drinking Places if applicable)
Music, Vending, & Pinball Machines Provider Fee of \$75.00 for business outside the City that provides machines for local businesses	\$ 20/year/machine +Service
Nurseries, greenhouses, landscaping businesses, and tree trimmers	\$ 75
Nursing homes, assisted living, hospitals and retirement homes	\$ 5 per bed
Pawnbrokers transaction evidenced by a pawnbroker card or ledger entry per Neb. Rev. Stat. Section 69-204. Minimum of \$30/year	\$ 1.00/pawnbroker
Professional services – engineers, architects, physicians, dentists, chiropractors, osteopaths, accountants, photographers, auctioneers, veterinarians, attorneys, real estate offices and insurance agents or brokers - \$75 plus \$10 per agent or professional over one (1)	
Recreation businesses - indoor and outdoor	\$100
Restaurants, Drinking Places, and drive-in eating establishments	\$ 50 (5 employees or less) \$100 (more than 5 employees) Effective 10/1/19 – Fee of 1.5% of gross receipts pursuant to Municipal Code Section 113.10

Retail, Manufacturing, Wholesale, Warehousing and Other – Any person or entity engaged primarily in a manufacturing, wholesale, and/or warehousing business shall pay an Occupation Tax based on the schedule below and the actual interior or enclosed square footage of facilities in the City used by said person or entity in the conduct of such business; and any person or entity engaged in a business of making retail sales of groceries, clothing, hardware, notions, furniture, home furnishings, services, paint, drugs, or recreational equipment, and any other person or entity engaged in a business for which an Occupation Tax is not specifically provided elsewhere in this Ordinance, shall pay an Occupation Tax based on the schedule below and actual interior or enclosed square footage of facilities in the City used by said person or entity in the conduct of such business, provided, however, that persons or entities that use a basement or one or more additional floors in addition to the main floor (the main floor being the floor with the greatest total square footage) in the conduct of one or more specified businesses of sales at retail

shall determine square footage for purposes of the Occupation Tax imposed hereunder based on the square footage of the entire main floor plus one-half (1/2) of the square footage of all such basement and additional floors

0	999 sq. ft.	\$ 50
1,000	2,999 sq. ft.	\$ 65
3,000	4,999 sq. ft.	\$ 80
5,000	7,999 sq. ft.	\$ 120
8,000	9,999 sq. ft.	\$ 150
10,000	14,999 sq. ft.	\$ 200
15,000	24,999 sq. ft.	\$ 225
25,000	39,999 sq. ft.	\$ 300
40,000	59,999 sq. ft.	\$ 400
60,000	99,999 sq. ft.	\$ 500
100,000	and greater	\$ 750

Schools - trade schools, dance schools, music schools,  
nursery school or any type of school operated for profit \$ 50

Service providers, such as persons, firms partnerships  
or corporations delivering any product, good or service  
whatsoever in nature within the City \$ 75

Service stations selling oils, supplies, accessories  
for service at retail \$ 75 + \$25.00 for attached  
car wash

Telephone Companies 5% of gross receipts  
(includes land lines, wireless, cellular, and mobile)

Telephone Surcharge - 911 \$1.00 per line per month

Tobacco License \$ 15 (based on State  
Statute)

Tow Truck Companies \$ 75

Late Fee (Up to 60 days) \$ 35

Late Fee (60-90 days) \$ 75

Late Fee (over 90 days) Double Occupation tax or \$100,  
whichever is greater

#### **CONVENIENCE FEES**

Restaurant & Drinking Places Occupation Tax,  
Hotel Occupation Tax, and General Business  
Occupation Tax Payments through online portal  
Credit Cards, Debit Cards, & Digital Wallet 2.5% of transaction + \$0.30

E-Checks \$1.50 for transactions ≤  
\$60,000

#### **All Other Payments**

Credit Cards 3% of transaction with \$2  
minimum transaction  
E-Checks \$3 for transactions ≤ \$10,000  
\$10 for transactions >  
\$10,000

#### **OTHER FEES**

##### **Barricades**

Deposit Fee (returnable) \$ 60/barricade

Block Parties/Special Event \$ 5/barricade per day

Construction Use \$30 ea. (7 days maximum)

Blasting Permit \$1,000

Bucket Truck Rental w/operator \$150 per hour

Charging Station Fees	
Standard Charge Station	\$2/hr. – First 6 hours \$0.33/min. after 6 hours
Rapid Charge Station	\$5/hr. – First 2 hours \$.033/min. after 2 hours
Community Garden Plot Rental	\$20 annually
Conflict Monitor Testing	\$200
Cat License Fee (per cat – limit 3)	\$ 5 each if spayed/neutered \$ 15 each if not spayed/neutered \$ 10 each (delinquent) if spayed/neutered \$ 30 each (delinquent) if not spayed/neutered
Senior Citizen Discount (Age 65+)	Free if spayed/neutered
Dog License Fee (per dog – limit 3)	\$ 5 each if spayed/neutered \$ 15 each if not spayed/neutered \$ 10 each (delinquent) if spayed/neutered \$ 30 each (delinquent) if not spayed/neutered
Senior Citizen Discount (Age 65+)	Free if spayed/neutered
Dog/Cat License Handling Fee (in addition to above fees)	\$5
Dog or Cat License Replacement if Lost	\$1
Dog or Cat Capture and Confinement Fee	\$10 + Boarding Costs
MAXIMUM OF 4 DOGS AND/OR CATS WITH NO MORE THAN 3 OF EITHER SPECIES	
Election Filing Fee	1% of Annual Position Salary
Fireworks Sales Permit (Non-Profits)	\$2,000
Handicap Parking Permit Application Fee State	\$ Currently Not Charging Per
Natural Gas Franchisee Rate Filing Fee (For rate changes not associated w/the cost of purchased gas.)	Per Agreement
Open Burning Permit	\$ 10
Parking Permit Fees:	
Monthly Parking – Covered Stall	\$50/Month per permit
Monthly Parking – Uncovered Stall	\$25/Month per permit
Off-Street Parking – 3 hours free (\$0), after which \$1.00/hr. up to \$10/day (Parking Day runs 6a.m. – 6a.m.)	
On-Street Parking – free (\$0) with three (3) hour limit	
Parking Ticket Fees	
If paid within 7 days of violation date	\$ 20 (\$5 + \$15 admin fee)
If paid after 7 days of violation date but within 30 days	\$ 25 (\$10 + \$15 admin fee)
If paid after 30 days of violation date	\$ 35 (\$20 + \$15 admin fee)
Pawnbroker Permit Fees:	
Initial	\$ 150
Annual Renewal	\$ 100



Pet Store License	\$ 50 (In addition to Occ. License)
Police Officer Application Fee	\$ 20
Public Assembly Permit (requires application and approval)	\$ 00
Returned Check Fee (NSF)	\$ 35
Storage of Explosive Materials Permit	\$ 100
Towing/Impound Fee	\$ 30
Trash Hauling Permit	\$ 25/yr./truck + \$25,000
Performance Bond	

**PUBLIC RECORDS**

Request for Records	\$15.00/Half Hour + Copy Costs* (May be subject to deposit)
Audio Tapes	\$5.00 per tape
Video Tapes or CD/DVD	\$10.00 per tape/CD
*Copy costs shall be established by the Finance Director	
Unified Development Ordinance	\$100
Comprehensive Plan	\$ 50
Zoning Map	\$5 11"x17" \$10 12"x36" \$30 36"x120"
Zoning Ordinance w/Map	\$ 30
Subdivision Regulations	\$ 30
Future Land Use Map	\$5 11"x17" \$10 12"x36" \$30 36"x120"
Ward Map	\$ 2
Fire Report	\$ 5
Police Report	\$ 5
Police Photos (5x7)	\$ 5/ea. for 1-15 \$ 3/ea. for additional
Police Photos (8x10)	\$10/ea. for 1-15 \$ 5/ea. for additional
Police Photos (Digital)	\$10/ea. CD
Criminal history	\$10

**FALSE AND NUISANCE ALARMS**

Registration Fee for Alarm System (not to include single family or duplexes)	\$25
Renewal Fee for Alarm System (not to include single family or duplexes)	\$25
Late Registration Charge	\$35

False Alarm Fee for any false alarm generated by the registrant's alarm system, a fee in accordance with the following schedule (from 1 January through 31 December of each year) shall be charged:

Number of False/Nuisance Alarms	False/Nuisance Alarm Charge
1	No Charge
2	No Charge
3	\$100.00
4 or more	\$250.00

False Alarm Fee for Alarm Systems without Registration - \$250 per alarm after 1<sup>st</sup> alarm  
(not to include single family or duplexes)

### **RESPONSE TO LARGE HAZARDOUS MATERIALS INCIDENTS**

A Dispatch and mobilization charge of \$300 + mileage shall be charged for response to any incident where no action is taken. If services are provided, the following rates shall apply:

Response Vehicles: One-hour minimum charge. All charges will be made to the closest ¼ hour. Mileage will be charged at \$8.00 per mile per vehicle.

Pumper/Tanker Truck	\$500/hour
Weed Truck	\$150/hour
Aerial Ladder Truck	\$750/hour
Utility Vehicle	\$200
Command Vehicle	\$100

Equipment Charges:	
Jaws of Life	\$250
Power Saw	\$75
Hydraulic jack/chisels	\$75
Cribbing Blocks	\$10
Winches	\$10

Air Bags	\$50
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High Lift Jack	\$20
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Supplies: The actual City cost of the supplies plus 25% shall be charged for all supplies including but not limited to safety flares, Class A foam, Class B foam, absorbent pads, absorbent material, salvage covers, and floor dry.

### **RESCUE SQUAD FEES**

Basic Life Support Emergency	\$650
Basic Life Support Non-Emergency	\$450
Advanced Life Support Emergency 1	\$750
Advanced Life Support Emergency 2	\$950
Advanced Life Support Non-Emergency	\$550
Mileage - per loaded mile	\$ 15

### **LIBRARY FEES**

Membership (Non-Resident Family)	6 month	\$ 35.00
	1 year	\$ 60.00
	1 month	\$ 7.00
Fax		\$2.00 up to 5 pages
Fines		
Books		\$ .05/day
Audio Books/Board Games/CDs		\$ 10/day
DVDs/		\$ 1.00/day

Playaway device	\$ 1.00/day
Board Game not returned to Circulation Desk	\$5.00
Damaged & Lost items	\$5.00 processing fee + actual cost.
Color Copies	\$ .50
Copies	\$ .10
PLA filament	\$.10/gram
Inter-Library Loan	\$3.00/transaction
Lamination – 18" Machine	\$2.00 per foot
Lamination – 40" Machine	\$6.00 per foot
Children's Mini-Camp	-\$15.00
Seasonal/Special Workshops	\$15.00

**RECREATION FEES**

Refund Policy (posted at the Community Center)	\$10.00 administrative fee on all approved refunds
Late Registration Fee	\$10.00

Community Center

	<u>Resident</u>	<u>Non-Resident</u>	<u>Business Groups</u>
Facility Rental			
Gym (1/2 Gym)	\$ 38/Hour	\$ 75/Hour	\$ 75/Hour
Gym (Full)	\$ 75/Hour	\$150/Hour	\$150/Hour
Gym/Stage (Rental)	\$400/Day	\$500/Day	\$500/Day
Whole Community Center	\$600/Day	\$800/Day	\$800/Day
Game Room	\$ 22/Hour	\$ 44/Hour	\$ 44/Hour
Meeting Rooms (Rental)	\$ 12/Hour/Room	\$ 22/Hour/Room	\$ 27/Hour
Kitchen (Rental)	\$ 19/Hour	\$ 27/Hour	\$ 33/Hour
Racquetball Court	\$ 7/Hour	\$ 14/Hour	\$ 14/Hour
Stage (Rental)	\$ 12/Hour	\$ 22/Hour	\$ 27/Hour
Facility Usage	<u>Resident</u>	<u>Non-Resident</u>	
Daily Visit (19 and up)	\$ 3.00	\$ 4.00	
Daily Visit (Seniors 55+)	\$ -0-	\$ 2.00	
Fitness Room (19 and up)			
Membership Card	\$27.00/month		
(Exercise Room, Gym, Racquetball/Wallyball Courts)			
(Mon - Fri 8:00 -5:00 pm)	\$3.00	\$ 4.00/Visit	
Gym (19 and up)			
(Mon - Fri 8:00 -5:00 pm)	\$3.00	\$ 4.00/Visit	
Resident Punch Card	\$50.00		
(20 punches)			
Non-resident Punch Card		\$35.00	
(10 punches)			
Senior (Resident)	\$-0-		
Non-resident Sr. Punch Card		\$20.00	
(10 punches)			

Variety of programs as determined by the Recreation Director

Fees determined by cost of program

Classes

	<u>Contractor</u>	<u>City</u>
	75%	25%

Contract Instructor Does Registration and Collects Fees

Fields:



Tournament Fees	\$ 30/Team/Tournament
Tournament Field Fees	\$ 40/Field/Day
Field Rentals (Resident and Non Resident)	\$ 40 / 2 Hours
Gate/Admission Fee	10% of Gross

**Parks**

Open Green Space	\$100/Event	
	<u>Resident</u>	<u>Non Resident</u>
Model Airplane Flying		
Field Pass	\$30*	\$40*
* includes \$10 club membership 1 – year license		

Park Shelters	\$15/3 hours	\$25/3 hours
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**Swimming Pool**

	<u>Resident</u>	<u>Non-Resident</u>
Youth Daily	\$ 2	\$ 4
Adult Daily	\$ 3	\$ 4
Resident Tag	\$ 2	
Family Season Pass	\$105	\$165
Youth Season Pass	\$ 65	\$ 95
Adult Season Pass	\$ 75	\$105

30-Day Pass	\$ 55	\$ 85
Season Pass (Day Care)	\$275	\$275
Swim Lessons	\$ 30	\$ 55

\*Swimming Pool memberships and specials prices shall be established by the Finance Director

**Youth Recreation Programs**

	<u>Resident</u>	<u>Non-Resident</u>
Coed T-Ball Ages 5-6	\$ 45/55	\$60/70
Softball/Baseball Ages 7-8	\$ 50/60	\$65/75
Softball/Baseball Ages 9-10	\$ 65/75	\$85/95
Softball/Baseball Ages 11-12	\$ 75/85	\$105/115
Softball/Baseball Ages 13-14	\$ 85/95	\$105/115
Softball/Baseball Age 15-18	\$110/120	\$140/150

Basketball Clinic	\$ 17/27	\$22/32
Basketball Grades 3-8	\$ 55/65	\$65/75
Soccer Academy	\$ 33/43	\$53/63
Flag Football	\$ 33/43	\$53/63
Volleyball	\$ 55/65	\$65/75

3 yr. old Soccer Clinic	\$17/27	\$22/33
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**Programs**

Adult Volleyball– Spring	\$ 55	\$ 55
Adult Spring Softball – Single	\$215	\$215
Adult Spring Softball – Double	\$420	\$420

Adult Volleyball – Fall/Winter	\$110	\$110
Adult Fall Softball – Single	\$120	\$120
Adult Fall Softball – Double	\$235	\$235

Senior Spring Softball	\$15 per game per team
Senior Fall Softball	\$17 per game per team

**Special Services Van Fees**

Zone 1 Trip within city limits (La Vista & Ralston)	\$1.00 one way
Includes trips to grocery stores and senior center	
Zone 2 Trip outside city limits	\$3.00 one way
Zone 3 Trip outside city limits	\$10.00 one way
Bus pass (each punch is worth \$1.00)	\$30.00

Section 2. Sewer Fee Schedule§3-103 Municipal Sewer Department; Rates

- A. Levy of Sewer Service Charges. The following sewer service charges shall be levied against the user of premises, property or structures of every kind, nature and description, which has water service from any supply source and are located within the wastewater service area of the City of La Vista.
  - B. Computation of Sewer Service Charges. For the months of December, January, February and March, the monthly charge for residential sewer services will be computed on the actual water used for these months. The monthly charge for residential sewer service in the months of April, May, June, July, August, September, October and November will be computed on the average water usage of the four (4) preceding winter months of December, January, February and March or for such portion of said consumption, whichever is the lesser. At the option of the City of La Vista, water used from private wells shall be either metered or estimated for billing purposes.
  - C. Amount of Sewer Service Charges. The total sewer service charge for each sewer service user will be the sum of three (3) charges: (1) customer charge, (2) flow charge, and (3) abnormal charge.
    1. The customer charge is as follows
      - a. For sewer service users classified as Residential, the same being sewer service to a single family dwelling, or a duplex, apartment, or other multi-family dwelling (e.g. apartments) wherein each dwelling unit has a separate water meter that is read and charged for water and sewer use by the Metropolitan Utilities District - \$12.72 per month.
      - b. For sewer service users classified as Residential-Multi-Family, the same being sewer service to Multi-Family dwellings (e.g. apartments) wherein there is only a separate water meter to each building or complex that is read and charged for water and sewer use by the Metropolitan Utilities District - \$13.64 per month.
      - c. For sewer service users classified as General Commercial: Customers who normally use less than 100,000 cubic feet of water per month and who are not Residential users or Residential-Multi-Family users - \$13.64 per month. For sewer service users in this category that require manual billing, add \$10.00 for a total of \$23.64. The manual billing of the customer charge will come from the City of La Vista instead of the Metropolitan Utilities District.
    2. The flow charge for all sewer service users shall be \$4.16 per hundred cubic feet (ccf).
    3. If users have abnormal strength sewage as determined by the terms of the Wastewater Service Agreement between the City of La Vista and the City of Omaha, then additional charges will be billed to the user at the applicable rates as determined by said Agreement.
    4. If users other than those classified herein are connected to the wastewater collection system, the Customer Charges, the Flow Charges and Other Charges will be determined by the City Council in accordance with rules and regulations of the EPA and the Agreement between the City of La Vista and the City of Omaha.

Section 3. Sewer/Drainage Connection Fee Schedule. A fee shall be paid to the City Treasurer as set forth in this section for each structure or tract to be connected to the sewer system of the City. No connection permit or building permit shall be issued until the following connection fees have been paid.



Single Family Dwelling Duplex	\$1,364 \$1,364/unit	\$1,432 \$1,432/unit
Multiple Family	\$ 1,064/unit	\$1,117/unit
Commercial/Industrial	\$7,407/acre of land as platted	\$7,777/acre of land as platted
<u>Park/Common Area</u> <u>(incl. Athletic Fields)</u>		<u>\$435/acre of</u> <u>land as platted</u>

The fee for commercial (including industrial) shall be computed on the number of acres within each platted lot or tract, irrespective of the number of structures to be constructed thereon.

The applicable fee shall be paid in respect to each lot or building site as a condition of City's issuance of any building or sewer connection permit.

- A. Changes in Use. If the use of a lot changes subsequent to payment of the fee, which different use would require payment of a fee greater than that payable in respect to the use for which the fee was originally paid, the difference in fee shall be paid to the City at time of such change in use.
- B. Existing Structures. Structures for which sewer connection and building permits have been issued, and all permit fees in respect thereto paid, prior to the effective date hereof shall be exempt from the fees herein imposed.
- C. Preconnection Payments. Where preconnection payment charges for a subdivision or portion thereof have been paid to City at time of subdivision of a tract pursuant to agreement between the City and the developer and the sanitary and improvement district, if any, financing improvements of the subdivision, the preconnection payment so made shall be credited by City to the sewer/drainage fees payable at time of connection of the individual properties to the sewer/drainage systems of the City.
- D. Sewer Tap and Inspection and Sewer Service Fees. The fees imposed by Section 3 hereof are in addition to and not in lieu of (1) sewer tap and inspection fees payable pursuant to Section 3-122 of the La Vista Municipal Code and listed herein and (2) sewer service charges imposed by Section 2 hereof.

Section 4. Sewer Inspection Charges Established for Installation. Inspection charges for nonresidential property sewer installation shall be:

Sewer Tap Fee (Inspection Fee)	
Service Line w/inside diameter of 4"	\$400
Service Line w/inside diameter of 6"	\$600
Service Line w/inside diameter of 8"	\$700
Service Line w/inside diameter over 8"	Special permission/set by Council

Section 5. Miscellaneous Sewer Related Fees: Miscellaneous sewer related fees shall be:

Private Sewage Disposal System Const. Permit	\$ 1,500
Appeal Fee Re: Issuance or Denial of Sewer Permits	\$ 1,500

Section 6. Repeal of Ordinance No. ~~1432~~1448. Ordinance No. ~~1432~~1448 as originally approved on ~~September 7, 2021~~March 15, 2021 and all ordinances in conflict herewith are hereby repealed.

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

Section 8. Effective Date. This Ordinance shall take effect from and after its passage, approval and publication in pamphlet form as provided by law; provided, however, that:

(1) Pawnbroker occupation taxes of Section 1 shall be effective April 1, 2003. Pawnbroker occupations taxes shall be payable on a monthly basis no later than the last day of the calendar month immediately following the month in which the subject pawnbroker transactions occur. For example, the occupation tax on pawnbroker transactions for the month of April 2003 shall be due and payable on or before May 31, 2003.

(2) Pawnbroker permit fees shall be effective January 1, 2004. Annual pawnbroker permit fees shall be due and payable annually on or before January 1. Initial pawnbroker permit fees shall be due and payable on or before the date that the pawnbroker license is issued. Issuance of renewal of pawnbroker permits shall be subject to payment of applicable permit fees.

(3) Rental Inspection Program License fees shall be effective January 1, 2011.

(4) The remaining provisions of this Ordinance other than those specified in Sections 8(1), 8(2) and 8(3) shall take effect upon publication, unless a different effective date is otherwise expressly provided in this Ordinance.

PASSED AND APPROVED THIS 2ND DAY OF AUGUST 2022.

CITY OF LA VISTA

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

ATTEST:

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

**CITY OF LA VISTA**  
**MAYOR AND CITY COUNCIL REPORT**  
**AUGUST 2, 2022 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
FISCAL YEARS 22/23 & 23/24 MUNICIPAL BUDGET	RESOLUTION ◆ ORDINANCE RECEIVE/FILE	CINDY MISEREZ FINANCE DIRECTOR

**SYNOPSIS**

The first reading of an ordinance has been scheduled to adopt the proposed municipal budget for FY 22/23 (FY23) and FY23/24 (FY24). Only the first reading of the Appropriations Ordinance is requested at this time as the final valuation of the City will not be received from Sarpy County until August 20, 2022.

**FISCAL IMPACT**

The proposed amended budget for FY23 is \$79,575,086 and for FY24 is \$57,698,478 in all funds. The total proposed preliminary property tax request for FY23 is for \$12,025,715 which will require a property tax levy of \$0.54 per \$100 dollars of assessed valuation.

The owner of a home valued at \$165,000 will pay \$891 in property taxes, or \$74.25 per month.

**RECOMMENDATION**

Approval of first reading of the Appropriations Ordinance.

**BACKGROUND**

The City Council held budget workshops on July 18 and 19, 2022. The proposed Appropriations Ordinance is based on the discussions from these meetings.

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE TO APPROPRIATE THE SUMS OF MONEY DEEMED NECESSARY TO DEFRAY ALL OF THE NECESSARY EXPENSES AND LIABILITIES OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA FOR THE FISCAL PERIOD BEGINNING ON OCTOBER 1, 2022 AND ENDING ON SEPTEMBER 30, 2023; AND FOR THE FISCAL PERIOD BEGINNING OCTOBER 1, 2023 AND ENDING ON SEPTEMBER 30, 2024 SPECIFYING THE OBJECTS AND PURPOSES FOR WHICH SUCH APPROPRIATIONS ARE MADE AND THE AMOUNT TO BE APPROPRIATED FOR EACH OBJECT OR PURPOSE; SPECIFYING THE AMOUNT TO BE RAISED BY TAX LEVY; PROVIDING FOR THE FILING AND CERTIFICATION OF THE BUDGET AND TAX LEVY HEREIN SENT TO THE STATE AUDITOR AND COUNTY CLERK OF SARPY COUNTY; AND PRESCRIBING THE TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

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

Section 1. That after complying with all procedures required by law, the proposed budget presented and set forth in the budget statements, as amended, is hereby approved as the Annual Appropriation Bill for the fiscal year beginning October 1, 2022, through September 30, 2023 and the fiscal year beginning October 1, 2023, through September 30, 2024. All sums of money contained in the budget statement are hereby appropriated for the necessary expenses and liabilities of the City of La Vista. The following amounts appropriated shall be raised primarily as follows. The budget document, as amended, together with the amount to be received from personal and real property taxation to fund the adopted budget, shall be filed with and certified to the County Clerk of Sarpy County, Nebraska for use by the levying board, and shall be filed with the Auditor of Public Accounts, State Capital, Lincoln, Nebraska, as provided by law.

Fund	Proposed Budget of Disbursements and Transfers FY23	Proposed Budget of Disbursements and Transfers FY24	Amount to be Raised by Property Tax Levy FY23	Amount to be Raised by Property Tax Levy FY24
General Fund	25,413,323.00	26,247,291.00	11,134,921.00	11,134,921.00
Sewer Fund	7,158,142.00	5,169,374.00	0.00	0.00
Sewer Reserve	0.00	0.00	0.00	0.00
Debt Service Fund	11,347,706.00	9,609,844.00	890,794.00	890,794.00
Capital Fund	6,423,000.00	4,620,000.00	0.00	0.00
Lottery Fund	1,305,209.00	1,095,781.00	0.00	0.00
Economic Development	4,149,636.00	1,149,525.00	0.00	0.00
Off-Street Parking	6,135,784.00	2,230,662.00	0.00	0.00
Redevelopment Fund	15,966,664.00	5,566,109.00	0.00	0.00
TIF – City Centre Phase 1A	555,287.00	583,558.00	0.00	0.00
TIF – City Centre Phase 1B	838,588.00	881,075.00	0.00	0.00
TIF – City Centre Phase 1C	83,681.00	88,823.00	0.00	0.00
Qualified Sinking Fund	0.00	250,000.00	0.00	0.00
Police Academy Fund	198,066.00	206,436.00	0.00	0.00
<b>Total All Funds</b>	<b>79,575,086.00</b>	<b>57,698,478.00</b>	<b>12,025,715.00</b>	<b>12,025,715.00</b>



Section 2. This ordinance shall take effect from and after passage, approval and publication as provided by law.

PASSED AND APPROVED THIS\_\_\_\_\_ DAY OF SEPTEMBER 2022.

CITY OF LA VISTA

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

ATTEST:

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

Summary by Fund

**FY23-FY24 Biennial Budget**

**All Funds - Summary of Revenue & Expenditures by Fund**

	<b>FY23</b>	<b>FY24</b>
	<b>Recommended Budget</b>	<b>Recommended Budget</b>
<b>Revenues by Fund</b>		
General	22,668,647	24,179,328
Sewer	4,908,972	5,149,251
Debt Service	18,864,699	4,042,095
Capital Improvement	352,305	12,475
Lottery	1,227,368	1,227,843
Economic Development	145,747	142,951
Off-Street Parking	1,010	1,400
Redevelopment	2,507,774	14,861,732
Police Academy	214,640	214,645
TIF - City Centre Phase 1A	555,287	583,558
TIF - City Centre Phase 1B	838,588	881,075
TIF - City Centre Phase 2	83,681	88,823
TIF - City Centre Phase 3	-	-
Sewer Reserve	6,910	8,690
Qualified Sinking Fund	2,740	3,625
<b>TOTAL</b>	<b>52,378,368</b>	<b>51,397,491</b>
	-	-

Summary by Fund

	<b>FY23</b>	<b>FY24</b>
	<b>Recommended</b>	<b>Recommended</b>
	<b>Budget</b>	<b>Budget</b>
<b>Expenditures Including Capital Items by Fund</b>		
General	23,322,129	24,205,892
Sewer	7,158,142	4,423,945
Debt Service	3,060,937	3,114,009
Capital Improvement	6,423,000	4,620,000
Lottery	831,409	830,011
Economic Development	4,149,636	1,149,525
Off-Street Parking	5,835,784	2,230,662
Redevelopment	15,966,664	5,566,109
Police Academy	198,066	206,436
TIF - City Centre Phase 1A	555,287	583,558
TIF - City Centre Phase 1B	838,588	881,075
TIF - City Centre Phase 2	83,681	88,823
TIF - City Centre Phase 3	-	-
Sewer Reserve	-	-
Qualified Sinking Fund	-	250,000
<b>TOTAL</b>	<b>68,423,323</b>	<b>48,150,045</b>
	-	-

Summary by Fund

	<b>FY23</b>	<b>FY24</b>
	<b>Recommended</b>	<b>Recommended</b>
	<b>Budget</b>	<b>Budget</b>
<b>Net Transfers by Fund</b>		
General	(1,568,094)	(2,026,355)
Sewer	700	(744,703)
Debt Service	(7,986,769)	(6,195,835)
Capital Improvement	6,600,000	5,000,000
Lottery	(473,800)	(265,770)
Economic Development	993,639	1,006,574
Off-Street Parking	2,184,324	2,230,660
Redevelopment	-	-
Police Academy	-	-
TIF - City Centre Phase 1A	-	-
TIF - City Centre Phase 1B	-	-
TIF - City Centre Phase 2	-	-
TIF - City Centre Phase 3	-	-
Sewer Reserve	-	745,429
Qualified Sinking Fund	250,000	250,000
Outside Source: SID Transfer	-	-
NET TRANSFERS	-	-
Net Change Fund Balance	(16,044,955)	3,247,446

Summary by Fund

	<b>FY23</b>	<b>FY24</b>
	<b>Recommended</b>	<b>Recommended</b>
	<b>Budget</b>	<b>Budget</b>
<b>Summary of Transfers by Fund</b>		
Transfers by Fund - In		
General	<b>523,100</b>	<b>15,044</b>
Sewer	<b>700</b>	<b>726</b>
Debt Service	<b>300,000</b>	<b>300,000</b>
CIP - Capital Improvement Program	<b>6,600,000</b>	<b>5,000,000</b>
Lottery	-	-
Economic Development	<b>993,639</b>	<b>1,006,574</b>
Off-Street Parking	<b>2,484,324</b>	<b>2,230,660</b>
Redevelopment	-	-
Police Academy	-	-
TIF - City Centre Phase 1A	-	-
TIF - City Centre Phase 1B	-	-
TIF - City Centre Phase 2	-	-
TIF - City Centre Phase 3	-	-
Sewer Reserve	-	<b>745,429</b>
Qualified Sinking Fund	<b>250,000</b>	<b>250,000</b>
Outside Source: SID Transfer	-	-
<b>TOTAL TRANSFERS - IN</b>	<b>11,151,763</b>	<b>9,548,433</b>
	-	-

Summary by Fund

	<b>FY23</b>	<b>FY24</b>
	<b>Recommended</b>	<b>Recommended</b>
	<b>Budget</b>	<b>Budget</b>
Transfers by Fund - Out		
General	<b>(2,091,194)</b>	<b>(2,041,399)</b>
Sewer	-	<b>(745,429)</b>
Debt Service	<b>(8,286,769)</b>	<b>(6,495,835)</b>
CIP - Capital Improvement Program	-	-
Lottery	<b>(473,800)</b>	<b>(265,770)</b>
Economic Development	-	-
Off-Street Parking	<b>(300,000)</b>	-
Redevelopment	-	-
Police Academy	-	-
TIF - City Centre Phase 1A	-	-
TIF - City Centre Phase 1B	-	-
TIF - City Centre Phase 2	-	-
TIF - City Centre Phase 3	-	-
Sewer Reserve	-	-
Qualified Sinking Fund	-	-
Outside Source: SID Transfer	-	-
<b>TOTAL TRANSFERS - OUT</b>	<b>(11,151,763)</b>	<b>(9,548,433)</b>
	-	-
Transfers by Fund - Net		
General	<b>(1,568,094)</b>	<b>(2,026,355)</b>
Sewer	<b>700</b>	<b>(744,703)</b>
Debt Service	<b>(7,986,769)</b>	<b>(6,195,835)</b>
CIP - Capital Improvement Program	<b>6,600,000</b>	<b>5,000,000</b>
Lottery	<b>(473,800)</b>	<b>(265,770)</b>
Economic Development	<b>993,639</b>	<b>1,006,574</b>
Off-Street Parking	<b>2,184,324</b>	<b>2,230,660</b>
ReDevelopment	-	-
Police Academy	-	-
TIF - City Centre Phase 1A	-	-
TIF - City Centre Phase 1B	-	-
TIF - City Centre Phase 2	-	-
TIF - City Centre Phase 3	-	-
Sewer Reserve	-	<b>745,429</b>
Qualified Sinking Fund	<b>250,000</b>	<b>250,000</b>
<b>TOTAL TRANSFERS - Net</b>	-	-



Summary by Fund

	<b>FY23</b>	<b>FY24</b>
	<b>Recommended</b>	<b>Recommended</b>
	<b>Budget</b>	<b>Budget</b>
Net Change Fund Balance	<b>(16,044,955)</b>	<b>3,247,446</b>
	-	-
<b>Fund Balance</b>		
General	<b>11,637,008</b>	<b>9,584,089</b>
Sewer	<b>1,108,474</b>	<b>1,089,077</b>
Debt Service	<b>10,983,553</b>	<b>5,715,804</b>
CIP - Capital Improvement Program	<b>968,898</b>	<b>1,361,373</b>
Lottery	<b>4,566,709</b>	<b>4,698,771</b>
Economic Development	-	-
Off-Street Parking	<b>801,101</b>	<b>802,499</b>
ReDevelopment	<b>2,810,048</b>	<b>12,105,671</b>
Police Academy	<b>139,558</b>	<b>147,767</b>
TIF - City Centre Phase 1A	-	-
TIF - City Centre Phase 1B	-	-
TIF - City Centre Phase 2	-	-
TIF - City Centre Phase 3	-	-
Sewer Reserve	<b>1,974,407</b>	<b>2,728,526</b>
Qualified Sinking Fund	<b>781,966</b>	<b>785,591</b>
Total Ending Fund Balance	<b>35,771,723</b>	<b>39,019,169</b>

Summary by Fund

	<b>FY23</b>	<b>FY24</b>
	<b>Recommended</b>	<b>Recommended</b>
	<b>Budget</b>	<b>Budget</b>
<b>Summary of State Budget Form Receipts &amp; Expenditures</b>		
<b>State Form Receipts and Transfers</b>		
<b>General</b>	23,191,747	24,194,372
<b>Sewer</b>	4,909,672	5,149,977
<b>Debt Service</b>	19,164,699	4,342,095
<b>CIP - Capital Improvement Program</b>	6,952,305	5,012,475
<b>Lottery</b>	1,227,368	1,227,843
<b>Economic Development</b>	1,139,386	1,149,525
<b>Off-Street Parking</b>	2,485,334	2,232,060
<b>ReDevelopment</b>	2,507,774	14,861,732
<b>Police Academy</b>	214,640	214,645
<b>TIF - City Centre Phase 1A</b>	555,287	583,558
<b>TIF - City Centre Phase 1B</b>	838,588	881,075
<b>TIF - City Centre Phase 2</b>	83,681	88,823
<b>TIF - City Centre Phase 3</b>	-	-
<b>Sewer Reserve</b>	6,910	754,119
<b>Qualified Sinking Fund</b>	252,740	253,625
<b>TOTAL STATE FORM RECEIPTS AND TRANSFERS</b>	<b>63,530,131</b>	<b>60,945,924</b>

Summary by Fund

	<b>FY23</b>	<b>FY24</b>
	<b>Recommended</b>	<b>Recommended</b>
	<b>Budget</b>	<b>Budget</b>
<b>State Form - Disbursements and Transfers</b>		
<b>General</b>	25,413,323	26,247,291
<b>Sewer</b>	7,158,142	5,169,374
<b>Debt Service</b>	11,347,706	9,609,844
<b>CIP - Capital Improvement Program</b>	6,423,000	4,620,000
<b>Lottery</b>	1,305,209	1,095,781
<b>Economic Development</b>	4,149,636	1,149,525
<b>Off-Street Parking</b>	6,135,784	2,230,662
<b>ReDevelopment</b>	15,966,664	5,566,109
<b>Police Academy</b>	198,066	206,436
<b>TIF - City Centre Phase 1A</b>	555,287	583,558
<b>TIF - City Centre Phase 1B</b>	838,588	881,075
<b>TIF - City Centre Phase 2</b>	83,681	88,823
<b>TIF - City Centre Phase 3</b>	-	-
<b>Sewer Reserve</b>	-	-
<b>Qualified Sinking Fund</b>	-	250,000
<b>Outside Source: SID Transfer</b>	-	-
<b>TOTAL STATE FORM DISBURSEMENTS AND TRANSFERS</b>	<b>79,575,086</b>	<b>57,698,478</b>

# CITY OF LA VISTA

## ALL FUNDS SUMMARY

	FY23 Recommended Budget	FY24 Recommended Budget
<b>Revenues</b>		
Property Tax	11,195,845	11,490,773
Sales Tax	9,778,658	10,999,885
Payments in Lieu of Taxes	223,287	229,986
State Revenue	1,960,688	2,052,605
Occupation and Franchise Taxes	861,637	931,685
Hotel Occupation Tax	1,035,000	1,089,450
Licenses and Permits	481,456	488,869
Interest Income	101,215	95,520
Recreation Fees	169,950	169,950
Special Services	20,500	20,500
Grant Income	575,910	5,195,752
Restaurant Tax	2,090,525	2,281,787
Garage Fees	100,717	392,853
Miscellaneous	826,032	687,675
Bond Proceeds	15,000,000	7,000,000
Sewer Charges	4,906,102	5,146,251
Special Assessments - Principal	-	-
Special Assessments - Interest	-	-
Grantee Payments	145,747	142,951
Community Betterment	900,000	900,000
Taxes - Form 51	313,043	313,043
Police Academy	214,500	214,500
Tax Increment Financing	1,477,556	1,553,456
<b>Total Revenue</b>	<b>52,378,368</b>	<b>51,397,491</b>

- -

Summary by Category

	FY23	FY24
	Recommended Budget	Recommended Budget
<b>Expenditures</b>		
Salary & Benefits	14,751,973	15,805,956
Commodities	969,784	914,447
Contractural Services	10,274,663	10,918,235
Maintenance	1,035,108	1,094,783
Other Charges	3,764,520	862,747
Debt Service	10,069,283	10,404,377
Capital Improvement	25,977,000	6,920,000
<b>Total Expenditures</b>	<b>66,842,331</b>	<b>46,920,545</b>
<b>Capital Items</b>	<b>1,580,992</b>	<b>1,229,500</b>
	-	-
<b>Total Capital Items</b>	<b>1,580,992</b>	<b>1,229,500</b>
	-	-
<b>Total Expenditures &amp; Capital</b>	<b>68,423,323</b>	<b>48,150,045</b>
	-	-
<b>Other Financing Sources (Uses)</b>		
Transfers In	11,151,763	9,548,433
Transfers Out	(11,151,763)	(9,548,433)
SID Transfers In	-	-
<b>Total Other Uses of Funds (SID Trf)</b>	<b>-</b>	<b>-</b>
<b>Prior Year Fund Balance</b>	<b>51,816,678</b>	<b>35,771,723</b>
<b>Net Change</b>	<b>(16,044,955)</b>	<b>3,247,446</b>
<b>Ending Fund Balance</b>	<b>35,771,723</b>	<b>39,019,169</b>



# CITY OF LA VISTA

## EXPENDITURE SUMMARY BY DEPARTMENT

	FY23	FY24
	Recommended Budget	Recommended Budget
<b>General Fund Expenditures</b>		
City Clerk	607,216	636,500
Mayor and Council	234,488	226,088
Boards and Commissions	7,154	5,668
Building Maintenance	821,724	800,661
Administration	740,968	784,128
Police	6,704,159	7,179,806
Animal Control	58,000	59,120
Fire	2,817,782	3,075,505
Community Development	761,336	790,234
Public Works Administration	487,549	505,272
Streets	2,804,086	2,934,708
Parks	1,540,655	1,532,665
Recreation	897,815	739,203
Sports Complex	472,665	487,266
Library	1,109,432	1,137,220
Information Technology	663,550	666,879
Swimming Pool	141,153	144,448
Human Resources	1,111,298	1,148,628
Public Transportation	9,821	10,312
Senior Bus	106,999	170,929
Finance	639,986	612,438
Communication	323,858	336,551
Senior Center	92,353	96,574
The Link	168,082	125,089
<b>Total General Fund</b>	<b>23,322,129</b>	<b>24,205,892</b>

Summary by Dept

	<b>FY23</b>	<b>FY24</b>
	<b>Recommended</b>	<b>Recommended</b>
	<b>Budget</b>	<b>Budget</b>
<b>Sewer Fund Expenditures</b>		
Operating Expenditures	<b>4,398,216</b>	<b>4,362,222</b>
Storm Water Management	<b>59,926</b>	<b>61,723</b>
<b>Total Sewer Fund</b>	<b>4,458,142</b>	<b>4,423,945</b>
	-	-
<b>Keno Fund Expenditures</b>		
Community Events	<b>358,786</b>	<b>375,983</b>
<b>Total Keno Fund</b>	<b>358,786</b>	<b>375,983</b>
	-	-
<b>Police Academy Expenditures</b>		
Police Academy	<b>198,066</b>	<b>206,436</b>
<b>Total Police Academy Fund</b>	<b>198,066</b>	<b>206,436</b>

## CITY OF LA VISTA

**GENERAL FUND SUMMARY**

	FY23 Recommended Budget	FY24 Recommended Budget
<b>Revenues</b>		
Property Tax	10,291,415	10,586,207
Sales Tax	4,917,452	5,562,691
Payments in Lieu of Taxes	202,989	209,079
State Revenue	1,960,688	2,052,605
Occupation and Franchise Taxes	804,051	814,210
Hotel Occupation Tax	1,035,000	1,089,450
Licenses and Permits	481,456	488,869
Interest Income	26,300	21,625
Recreation Fees	169,950	169,950
Special Services	20,500	20,500
Grant Income	245,910	195,752
Restaurant Tax	2,090,525	2,281,787
Parking Garage Fees	100,717	392,853
Miscellaneous	321,694	293,750
<b>Total Revenue</b>	<b>22,668,647</b>	<b>24,179,328</b>
	-	-
<b>Expenditures</b>		
Salary & Benefits	13,808,183	14,817,681
Commodities	751,905	687,738
Contractual Services	6,167,415	6,466,676
Maintenance	947,487	1,004,548
Other Charges	309,625	309,749
<b>Total Expenditures</b>	<b>21,984,615</b>	<b>23,286,392</b>
<b>Total Capital Items</b>	<b>1,337,514</b>	<b>919,500</b>
<b>Total Expenditures &amp; Capital</b>	<b>23,322,129</b>	<b>24,205,892</b>
	-	-
<b>Other Financing Sources (Uses)</b>		

## GENERAL

	FY23 Recommended Budget	FY24 Recommended Budget
<b>Transfers In</b>		
Transfer from Lottery	223,100	15,044
Transfer from EDP	-	-
Transfer from OSP	300,000	-
Transfer from QSF	-	-
Transfer from SID	-	-
<b>Total Transfers in</b>	<b>523,100</b>	<b>15,044</b>
<b>Transfers Out</b>		
Transfer to EDP	(993,639)	(1,006,574)
Transfer to OSP	(697,555)	(434,825)
Transfer to DSF	(300,000)	(300,000)
Transfer to CIP	-	(200,000)
Transfer to PA	-	-
Transfer to QSF	(100,000)	(100,000)
<b>Total Transfers Out</b>	<b>(2,091,194)</b>	<b>(2,041,399)</b>
<b>Total Other Uses of Funds</b>	<b>(1,568,094)</b>	<b>(2,026,355)</b>
	-	-
<b>Prior Year Fund Balance</b>	<b>13,858,584</b>	<b>11,637,008</b>
<b>Net Change</b>	<b>(2,221,576)</b>	<b>(2,052,919)</b>
<b>Ending Fund Balance</b>	<b>11,637,008</b>	<b>9,584,089</b>
	-	-
<b>Operating Reserve %</b>	<b>53.%</b>	<b>41.%</b>

## CITY OF LA VISTA

## SEWER FUND SUMMARY

	FY23 Recommended Budget	FY24 Recommended Budget
<b>REVENUES</b>		
Sewer Service Charges	21,995	23,095
Sewer User Fees	4,780,971	5,020,020
Sales Tax Collection Fee	21	21
Sewer Hookup Fee	103,115	103,115
Interest Income	2,870	3,000
Grant Income	-	-
Bond Proceeds	-	-
Miscellaneous	-	-
<b>Total Revenue</b>	<b>4,908,972</b>	<b>5,149,251</b>
	-	-
<b>EXPENDITURES</b>		
Salary & Benefits	666,188	697,706
Commodities	36,064	36,785
Contractual Services	3,425,353	3,539,776
Maintenance	71,466	73,610
Other Charges	15,593	16,068
Debt Service	-	-
Capital Improvement Program	2,700,000	-
<b>Total Expenditures</b>	<b>6,914,664</b>	<b>4,363,945</b>
<b>Total Capital Items</b>	<b>243,478</b>	<b>60,000</b>
<b>Total Expenditures &amp; Capital</b>	<b>7,158,142</b>	<b>4,423,945</b>
	-	-



## SEWER

	FY23	FY24
	Recommended Budget	Recommended Budget
<b>Other Financing Sources (Uses)</b>		
<b>Transfer In</b>		
Transfer from Lottery	700	726
Transfer from Sewer Reserve	-	-
<b>Total Tranfers in</b>	<b>700</b>	<b>726</b>
<b>Transfer Out</b>		
Transfer to Sewer Reserve	-	(745,429)
<b>Total Transfers Out</b>	<b>-</b>	<b>(745,429)</b>
<b>Total Other Uses of Funds</b>	<b>700</b>	<b>(744,703)</b>
	-	-
<b>Prior Year Fund Balance</b>	<b>3,356,944</b>	<b>1,108,474</b>
<b>Net Change</b>	<b>(2,248,470)</b>	<b>(19,397)</b>
<b>Ending Fund Balance</b>	<b>1,108,474</b>	<b>1,089,077</b>
	-	-
<b>Operating Reserve %</b>	<b>26%</b>	<b>25%</b>

## SEWER RESERVE FUND

## CITY OF LA VISTA

## SEWER RESERVE FUND

	FY23 Recommended Budget	FY24 Recommended Budget
<b>REVENUES</b>		
Interest Income	6,910	8,690
<b>Total Revenue</b>	<b>6,910</b>	<b>8,690</b>
	-	-
<b>EXPENDITURES</b>		
Other Charges	-	-
<b>Total Expenditures</b>	<b>-</b>	<b>-</b>
	-	-
<b>Other Financing Sources (Uses)</b>		
Transfer from Sewer Fund	-	745,429
Transfer to Sewer Fund	-	-
<b>Total Net Transfers</b>	<b>-</b>	<b>745,429</b>
<b>Total Other Uses of Funds</b>	<b>-</b>	<b>745,429</b>
	-	-
<b>Prior Year Fund Balance</b>	<b>1,967,497</b>	<b>1,974,407</b>
<b>Net Change</b>	<b>6,910</b>	<b>754,119</b>
<b>Ending Fund Balance</b>	<b>1,974,407</b>	<b>2,728,526</b>

## CITY OF LA VISTA

**DEBT SERVICE FUND SUMMARY**

	FY23 Recommended Budget	FY24 Recommended Budget
<b>REVENUES</b>		
Property Tax	904,430	904,566
Sales Tax	2,430,603	2,718,597
Special Assessments - Principal	-	-
Special Assessments - Interest	-	-
Interest Income	5,030	4,100
Bond Proceeds	15,000,000	-
Other	524,636	414,832
<b>Total Revenue</b>	<b>18,864,699</b>	<b>4,042,095</b>
	-	-
<b>EXPENDITURES</b>		
<b>Operating - Other</b>		
Debt Service - Bond Principal	2,100,000	1,985,000
Debt Service - Bond Interest	672,633	921,149
County Treasurer Fees	9,003	9,272
Debt Payment - PFD	218,051	190,338
Financial/Legal Fees	61,250	8,250
<b>Total Expenditures</b>	<b>3,060,937</b>	<b>3,114,009</b>
	-	-

DEBT

	FY23 Recommended Budget	FY24 Recommended Budget
<b>Other Financing Sources (Uses)</b>		
<b>Transfers In</b>		
Transfer from General Fund	300,000	300,000
Transfer from CIP	-	-
Transfer from Lottery	-	-
Transfer from SID	-	-
<b>Total Transfers In</b>	<b>300,000</b>	<b>300,000</b>
<b>Transfers Out</b>		
Transfer to CIP (construction)	(6,500,000)	(4,700,000)
Transfer to OSP (debt service)	(1,786,769)	(1,795,835)
<b>Total Transfers Out</b>	<b>(8,286,769)</b>	<b>(6,495,835)</b>
<b>Total Other Sources/Uses of Funds</b>	<b>(7,986,769)</b>	<b>(6,195,835)</b>
	-	-
<b>Prior Year Fund Balance</b>	<b>3,166,560</b>	<b>10,983,553</b>
<b>Net Change</b>	<b>7,816,993</b>	<b>(5,267,749)</b>
<b>Ending Fund Balance</b>	<b>10,983,553</b>	<b>5,715,804</b>
	-	-
<b>Debt Service Coverage Ratio</b>	<b>0.87</b>	<b>0.89</b>

## CAPITAL

## CITY OF LA VISTA

## CAPITAL FUND SUMMARY

	FY23 Recommended Budget	FY24 Recommended Budget
<b>REVENUES</b>		
GRANTS - _____	330,000	-
INTEREST INCOME & GAIN/LOSS	22,305	12,475
<b>Total Revenue</b>	<b>352,305</b>	<b>12,475</b>
	-	-
<b>EXPENDITURES - Capital Improvement Program</b>		
Administration	50,000	50,000
Buildings and Grounds	39,000	600,000
Community Development	100,000	200,000
Information Technology	-	-
Parks	104,000	70,000
Sports Complex	-	-
Streets	6,130,000	3,700,000
Recreation	-	-
Financial Fees	-	-
<b>Total Expenditures</b>	<b>6,423,000</b>	<b>4,620,000</b>
	-	-
<b>Other Financing Sources (Uses)</b>		
Transfer from GF	-	200,000
Transfer from DSF	6,500,000	4,700,000
Transfers from RDF	-	-
Transfer from Lottery Fund	100,000	100,000
Transfer from Qualified Sinking Fund	-	-
<b>Total Transfers In</b>	<b>6,600,000</b>	<b>5,000,000</b>
<b>Total Other Sources/Uses of Funds</b>	<b>6,600,000</b>	<b>5,000,000</b>
	-	-
<b>Prior Year Fund Balance</b>	<b>439,593</b>	<b>968,898</b>
<b>Net Change</b>	<b>529,305</b>	<b>392,475</b>
<b>Ending Fund Balance</b>	<b>968,898</b>	<b>1,361,373</b>



LOTTERY

**CITY OF LA VISTA**

**LOTTERY FUND SUMMARY**

	<b>FY23</b>	<b>FY24</b>
	<b>Recommended Budget</b>	<b>Recommended Budget</b>
<b>REVENUES</b>		
Community Betterment	900,000	900,000
Interest Income	14,325	14,800
Taxes - Form 51	313,043	313,043
Miscellaneous	-	-
<b>Total Revenue</b>	<b>1,227,368</b>	<b>1,227,843</b>
	-	-
<b>EXPENDITURES</b>		
Salary & Benefits	97,636	102,233
Commodities	168,455	176,420
Contractual Services	220,275	204,715
Other Charges	345,043	346,643
<b>Total Expenditures</b>	<b>831,409</b>	<b>830,011</b>
<b>Total Capital</b>	<b>-</b>	<b>-</b>
<b>Total Expenditures &amp; Capital</b>	<b>831,409</b>	<b>830,011</b>
	-	-

LOTTERY

	<b>FY23</b>	<b>FY24</b>
	<b>Recommended</b>	<b>Recommended</b>
	<b>Budget</b>	<b>Budget</b>
<b>Other Financing Sources (Uses)</b>		
<b>Transfers Out</b>		
Transfer to General Fund	(223,100)	(15,044)
Transfer to Sewer Fund	(700)	(726)
Transfers to DSF	-	-
Transfer to CIP	(100,000)	(100,000)
Transfer to RDF	-	-
Transfer to QSF	(150,000)	(150,000)
<b>Total Transfers Out</b>	<b>(473,800)</b>	<b>(265,770)</b>
<b>Total Other Uses of Funds</b>	<b>(473,800)</b>	<b>(265,770)</b>
	-	-
<b>Prior Year Fund Balance</b>	<b>4,644,550</b>	<b>4,566,709</b>
<b>Net Change</b>	<b>(77,841)</b>	<b>132,062</b>
<b>Ending Fund Balance</b>	<b>4,566,709</b>	<b>4,698,771</b>

# CITY OF LA VISTA

## ECONOMIC DEVELOPMENT FUND SUMMARY

	FY23 Recommended Budget	FY24 Recommended Budget
<b>REVENUES</b>		
Bond Proceeds	-	-
Grantee Payments	145,747	142,951
Interest Income	-	-
<b>Total Revenue</b>	<b>145,747</b>	<b>142,951</b>
	-	-
<b>EXPENDITURES</b>		
Contract - Professional Services	-	-
Debt Service - Bond Principal	1,050,000	1,055,000
Debt Service - Bond Interest	99,136	94,025
Grants	3,000,000	-
Financial Fees	500	500
<b>Total Expenditures</b>	<b>4,149,636</b>	<b>1,149,525</b>
	-	-
<b>Other Financing Sources (Uses)</b>		
<b>Transfers</b>		
Transfer from General Fund	993,639	1,006,574
Transfer to Debt Service Fund	-	-
Transfer to General Fund	-	-
<b>Total Net Transfers</b>	<b>993,639</b>	<b>1,006,574</b>
<b>Total Other Uses of Funds</b>	<b>993,639</b>	<b>1,006,574</b>
	-	-
<b>Prior Year Fund Balance</b>	<b>3,010,250</b>	-
<b>Net Change</b>	<b>(3,010,250)</b>	-
<b>Ending Fund Balance</b>	<b>-</b>	<b>-</b>

## CITY OF LA VISTA

### OFF-STREET PARKING FUND SUMMARY

	FY23 Recommended Budget	FY24 Recommended Budget
<b>REVENUES</b>		
Interest Income	1,010	1,400
Bond Proceeds	-	-
<b>Total Revenue</b>	<b>1,010</b>	<b>1,400</b>
	-	-
<b>EXPENDITURES</b>		
Commodities	11,210	11,354
Contractual Services	166,370	405,568
Maintenance	16,155	16,625
Debt Service - Bond Principal	1,210,000	1,255,000
Debt Service - Bond Interest	576,769	540,835
Land/Construction	3,854,000	-
Financial Fees	1,280	1,280
<b>Total Expenditures</b>	<b>5,835,784</b>	<b>2,230,662</b>
	-	-

	FY23 Recommended Budget	FY24 Recommended Budget
<b>Other Financing Sources (Uses)</b>		
<b>Transfers In</b>		
Transfer from General Fund	697,555	434,825
Transfer from DSF	1,786,769	1,795,835
Transfer from RDF	-	-
<b>Total Transfers In</b>	<b>2,484,324</b>	<b>2,230,660</b>
<b>Transfers Out</b>		
Transfer to GF	(300,000)	-
Transfer to RDF	-	-
<b>Total Transfers Out</b>	<b>(300,000)</b>	<b>-</b>
<b>Total Other Uses of Funds</b>	<b>2,184,324</b>	<b>2,230,660</b>
	-	-
<b>Prior Year Fund Balance</b>	<b>4,451,551</b>	<b>801,101</b>
<b>Net Change</b>	<b>(3,650,450)</b>	<b>1,398</b>
<b>Ending Fund Balance</b>	<b>801,101</b>	<b>802,499</b>

# CITY OF LA VISTA

## REDEVELOPMENT FUND SUMMARY

	FY23 Recommended Budget	FY24 Recommended Budget
<b>REVENUES</b>		
Sales Tax	2,430,603	2,718,597
GBOT - Retail Sales	8,859	18,073
GBOT - Event Sales	48,727	99,402
Bond Proceeds	-	7,000,000
State Grants	-	5,000,000
Interest Income	19,585	25,660
<b>Total Revenue</b>	<b>2,507,774</b>	<b>14,861,732</b>
	-	-
<b>EXPENDITURES</b>		
Contract - Professional Services	285,000	299,250
Debt Service - Bond Principal	1,350,000	1,390,000
Debt Service - Bond Interest	1,329,914	1,435,109
Land/Construction	13,000,000	2,300,000
Financial/Legal Fees	1,750	141,750
<b>Total Expenditures</b>	<b>15,966,664</b>	<b>5,566,109</b>
	-	-
<b>Total Other Uses of Funds</b>	<b>-</b>	<b>-</b>
	-	-
<b>Prior Year Fund Balance</b>	<b>16,268,938</b>	<b>2,810,048</b>
<b>Net Change</b>	<b>(13,458,890)</b>	<b>9,295,623</b>
<b>Ending Fund Balance</b>	<b>2,810,048</b>	<b>12,105,671</b>
	-	-
<b>Debt Service Coverage Ratio</b>	<b>0.94</b>	<b>1.01</b>



## CITY OF LA VISTA

**POLICE ACADEMY FUND**

	FY23 Recommended Budget	FY24 Recommended Budget
<b>REVENUES</b>		
Agency Contribution	162,500	162,500
Tuition	45,000	45,000
Interest Income	140	145
Miscellaneous	7,000	7,000
<b>Total Revenue</b>	<b>214,640</b>	<b>214,645</b>
	-	-
<b>EXPENDITURES</b>		
Personnel Services	179,966	188,336
Commodities	2,150	2,150
Contractual Services	10,450	10,450
Maintenance	-	-
Other Charges	5,500	5,500
<b>Total Expenditures</b>	<b>198,066</b>	<b>206,436</b>
	-	-
<b>Other Financing Sources (Uses)</b>		
Transfer from General Fund	-	-
<b>Total Other Uses of Funds</b>	<b>-</b>	<b>-</b>
	-	-
<b>Prior Year Fund Balance</b>	<b>122,984</b>	<b>139,558</b>
<b>Net Change</b>	<b>16,574</b>	<b>8,209</b>
<b>Ending Fund Balance</b>	<b>139,558</b>	<b>147,767</b>

## CITY OF LA VISTA

### TIF CITY CENTRE PHASE 1A

	FY23 Recommended Budget	FY24 Recommended Budget
<b>REVENUES</b>		
TIF Revenue	555,287	583,558
Interest Income		
<b>Total Revenue</b>	<b>555,287</b>	<b>583,558</b>
	-	-
<b>EXPENDITURES - Other</b>		
TIF Distributions	549,734	577,722
Other Charges	5,553	5,836
<b>Total Expenditures</b>	<b>555,287</b>	<b>583,558</b>
	-	-
<b>Other Financing Sources (Uses)</b>		
Transfer	-	-
<b>Total Other Uses of Funds</b>	<b>-</b>	<b>-</b>
	-	-
<b>Prior Year Fund Balance</b>	<b>-</b>	<b>-</b>
<b>Net Change</b>	<b>-</b>	<b>-</b>
<b>Ending Fund Balance</b>	<b>-</b>	<b>-</b>
	-	-

# CITY OF LA VISTA

## TIF CITY CENTRE PHASE 1B

	FY23 Recommended Budget	FY24 Recommended Budget
<b>REVENUES</b>		
TIF Revenue	838,588	881,075
Interest Income		
<b>Total Revenue</b>	<b>838,588</b>	<b>881,075</b>
	-	-
<b>EXPENDITURES - Other</b>		
TIF Distributions	830,202	872,264
Other Charges	8,386	8,811
<b>Total Expenditures</b>	<b>838,588</b>	<b>881,075</b>
	-	-
<b>Other Financing Sources (Uses)</b>		
Transfer	-	-
<b>Total Other Uses of Funds</b>	<b>-</b>	<b>-</b>
	-	-
<b>Prior Year Fund Balance</b>	<b>-</b>	<b>-</b>
<b>Net Change</b>	<b>-</b>	<b>-</b>
<b>Ending Fund Balance</b>	<b>-</b>	<b>-</b>

# CITY OF LA VISTA

## TIF CITY CENTRE PHASE 1C

	FY23 Recommended Budget	FY24 Recommended Budget
<b>REVENUES</b>		
TIF Revenue	83,681	88,823
Interest Income		
<b>Total Revenue</b>	<b>83,681</b>	<b>88,823</b>
	-	-
<b>EXPENDITURES - Other</b>		
TIF Distributions	82,844	87,935
Other Charges	837	888
<b>Total Expenditures</b>	<b>83,681</b>	<b>88,823</b>
	-	-
<b>Other Financing Sources (Uses)</b>		
Transfer	-	-
<b>Total Other Uses of Funds</b>	<b>-</b>	<b>-</b>
	-	-
<b>Prior Year Fund Balance</b>	<b>-</b>	<b>-</b>
<b>Net Change</b>	<b>-</b>	<b>-</b>
<b>Ending Fund Balance</b>	<b>-</b>	<b>-</b>
	-	-

# CITY OF LA VISTA

## TIF CITY CENTRE PHASE 1D

	FY23 Recommended Budget	FY24 Recommended Budget
<b>REVENUES</b>		
TIF Revenue	-	-
Interest Income		
<b>Total Revenue</b>	-	-
	-	-
<b>EXPENDITURES - Other</b>		
TIF Distributions	-	-
Other Charges	-	-
<b>Total Expenditures</b>	-	-
	-	-
<b>Other Financing Sources (Uses)</b>		
Transfer	-	-
<b>Total Other Uses of Funds</b>	-	-
	-	-
<b>Prior Year Fund Balance</b>	-	-
<b>Net Change</b>	-	-
<b>Ending Fund Balance</b>	-	-
	-	-

QUALIFIED SINKING FUND

**CITY OF LA VISTA**

**QUALIFIED SINKING FUND**

	FY23 Recommended Budget	FY24 Recommended Budget
<b>REVENUES</b>		
Interest Income	2,740	3,625
<b>Total Revenue</b>	<b>2,740</b>	<b>3,625</b>
	-	-
<b>EXPENDITURES</b>		
Capital Outlay (Holiday Lights)	-	250,000
<b>Total Expenditures</b>	<b>-</b>	<b>250,000</b>
<b>Other Financing Sources (Uses)</b>		
<b>Transfers In</b>		
Transfer from General Fund	100,000	100,000
Transfer from Lottery Fund	150,000	150,000
<b>Total Transfers In</b>	<b>250,000</b>	<b>250,000</b>
<b>Transfer Out</b>		
Transfer to General Fund	-	-
Transfer to Lottery Fund	-	-
Transfer to CIP	-	-
<b>Total Transfers Out</b>	<b>-</b>	<b>-</b>
<b>Total Other Uses of Funds</b>	<b>250,000</b>	<b>250,000</b>
	-	-
<b>Prior Year Fund Balance</b>	<b>529,226</b>	<b>781,966</b>
<b>Net Change</b>	<b>252,740</b>	<b>3,625</b>
<b>Ending Fund Balance</b>	<b>781,966</b>	<b>785,591</b>



**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
AUGUST 2, 2022 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
LEASE AND INTERLOCAL AGREEMENT - METROPOLITAN COMMUNITY COLLEGE – DOG PARK	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOE SOUCIE DIRECTOR OF PUBLIC WORKS

**SYNOPSIS**

A resolution has been prepared to approve a lease and interlocal agreement with Metropolitan Community College for the operation of a public dog park located on unimproved land on the north end of property jointly owned by the City of La Vista and The Metropolitan Community College

**FISCAL IMPACT**

The FY21/FY22 Biennial Budget provides funding for maintenance of the dog park.

**RECOMMENDATION**

Approval

**BACKGROUND**

At the February 16, 2021 City Council meeting, discussion was held regarding a dog park located at the Library/Metro CC site. Neighborhood residents addressed the City Council in support of this location. The Southwind Homeowners Association also submitted a letter to the City indicating their support.

The La Vista/Metro Condominium Association, at their February 8, 2021 meeting agreed to the dog park on a trial basis.

On June 22, 2021 The Metropolitan Community College Board approved a lease and interlocal agreement for placement of the dog park on the Library/Metro CC site to commence on August 1, 2021 and end May 31, 2022 unless renewed or extended by mutual agreement of both parties. The City Council approved that lease and interlocal agreement on July 6, 2021.

The new agreement and lease being proposed has a term of June 1, 2022 to May 31, 2025, unless sooner terminated as provided in the agreement, subject to renewal and extension upon mutual written agreement of both parties.

The lease and interlocal agreement was on the Metropolitan Community College Board agenda on July 26, 2022 and was approved.

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

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING THE RENEWAL OF A LEASE AND INTERLOCAL COOPERATION AGREEMENT WITH METROPOLITAN COMMUNITY COLLEGE FOR CONTINUED OPERATION OF THE DOG PARK ON UNIMPROVED LAND IN THE NORTHERLY PORTION OF THE SARPY CENTER PROPERTY.

WHEREAS, the La Vista City Council finds it necessary to provide a dog park in the City; and

WHEREAS, the site chosen is jointly owned by the City of La Vista and The Metropolitan Community College; and

WHEREAS, the City of La Vista and The Metropolitan Community College agree to renew the lease and interlocal agreement allowing the dog park on to remain on this site; and

WHEREAS, the term of this agreement will commence on June 1, 2022, and end on May 31, 2025 unless terminated sooner and is subject to renewal and extension of upon the mutual written agreement of the parties; and

WHEREAS, Pursuant to the Interlocal Cooperation Act, Nebraska Revised Statute §13-801, *et seq.*, the Parties wish to permit their local government units to make the most efficient use of their powers by enabling them to cooperate with each other on a basis of mutual advantage and thereby to provide services and facilities in a manner and pursuant to forms of governmental organization that will accord best with geographic, economic, population, and other factors influencing the needs and development of local communities; and

WHEREAS, such an agreement is in the best interests of the citizens of the City of La Vista.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of the City of La Vista that the renewal of the Lease and Interlocal Cooperation Agreement with Metropolitan Community College is hereby approved.

BE IT FURTHER RESOLVED, the Mayor is hereby authorized to sign and execute the necessary documents to the Lease and Interlocal Cooperation Agreement on behalf of the City of La Vista.

PASSED AND APPROVED THIS 2ND DAY OF AUGUST 2022.

CITY OF LA VISTA

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

ATTEST:

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

## LEASE AND INTERLOCAL AGREEMENT

THIS LEASE AND INTERLOCAL AGREEMENT (the "Agreement") is entered into this \_\_\_\_ of \_\_\_\_\_, 2022, by and between The Metropolitan Community College Area, a body corporate and political subdivision of the State of Nebraska ("MCC") and the City of La Vista, Nebraska, a municipal corporation and political subdivision of the State of Nebraska (the "City").

### RECITALS

- A. The City owns Unit 1, a condominium unit in La Vista Metropolitan Community College Condominium Property Regime, a condominium property regime located in Sarpy County, Nebraska, which condominium unit is located on Lot 1, Metro La Vista Addition to the City of La Vista, Sarpy County, Nebraska ("Lot 1");
- B. MCC owns Unit 2, a condominium unit in La Vista Metropolitan Community College Condominium Property Regime, a condominium property regime located in Sarpy County, Nebraska, which condominium unit is located on Lot 1;
- C. MCC and the City each own an undivided one-half interest as a tenant in common in Lot 2, Metro La Vista Addition to the City of La Vista, Sarpy County, Nebraska ("Lot 2") (Lot 1 and Lot 2 are together referred to herein as the "Sarpy Center Property");
- D. The City wishes to continue operation of the public dog park established on August 1, 2021, located on unimproved land in the northerly portion of the Sarpy Center Property; and
- E. In order to facilitate the City's continued operation of the public dog park located on unimproved land in the northerly portion of the Sarpy Center Property, the parties have agreed that it is appropriate to renew the Lease and Interlocal Agreement setting forth the terms and conditions of the dog park arrangement.

NOW, THEREFORE, in consideration of the foregoing and the mutual agreements, covenants and promises set forth herein, the parties agree as follows:

1. **GRANT.** MCC hereby leases to the City, and the City hereby leases from MCC, for the limited purpose of maintaining and operating the public dog park (the "Dog Park") located on unimproved land in the northerly portion of the Sarpy Center Property in an area approximately 360' x 90' in size in the location generally identified on Exhibit A attached hereto and incorporated herein by reference (the "Dog Park Site"), the final dimensions and boundaries of which shall be determined by the Director of Facilities Management of MCC and the City Engineer of the City. During the term of this Agreement, the City shall have exclusive possession, control and use of the Dog Park Site.

2. **DOG PARK INSTALLATION, MAINTENANCE AND OPERATION.** The City, at the City's sole cost and expense, shall be responsible for all aspects of maintaining and operating the Dog Park on the Dog Park Site, including without limitation the following:

- (a) The City shall maintain (i) a chain link fence a minimum of 48" high around the entire perimeter of the Dog Park, (ii) entry/exit gates, (iii) signage, and (iv) all other necessary facilities, including waste removal stations, necessary for the operation of Dog Park. All equipment, materials and supplies used in or about the Dog Park shall be owned or leased by the City and shall not be the property of MCC.
- (b) The City shall be responsible for maintaining the Dog Park in good repair, condition and appearance, including without limitation (i) mowing, line trimming, over-seeding, fertilizing and providing weed control, (ii) keeping the Dog Park clean and free of litter and debris, including providing pet waste and trash removal, and (iii) such other maintenance and repair as is necessary to maintain the Dog Park in a first-class and sanitary condition.
- (c) The City shall be entirely responsible for all aspects of operating the Dog Park, including without limitation, (i) establishing and enforcing hours and rules for use of the Dog Park, (ii) enforcing applicable parking regulations within the parking areas on the Sarpy Center Property, and (iii) generally operating the Dog Park in a responsible and safe manner.

MCC shall have no obligation or responsibility whatsoever and shall incur no cost or expense in connection with the installation, maintenance, operation or any other aspect of the Dog Park.

3. **TERM.** The term of this Agreement shall commence on June 1, 2022 (the "Effective Date"), and shall end, unless sooner terminated as provided in this Agreement, on May 31, 2025, subject to renewal and extension hereof upon the mutual written agreement of the parties. Either party may terminate this Agreement, with or without cause and without penalty, upon sixty (60) days written notice to the other.
4. **REMOVAL OF DOG PARK FACILITIES.** Within thirty (30) days after the termination or expiration of this Agreement, at its sole expense, the City shall promptly remove the fencing, gates, signage and all other facilities relating to the Dog Park and restore the Dog Park Site to the condition it was in immediately prior to commencement of the initial term of this Agreement on August 1, 2021, reasonable wear and tear excepted.



5. **ASSIGNMENT OR SUBLEASING.** The City may not assign this Agreement or sublet or license any part of the Dog Park Site to a third party without the prior written consent of MCC.
6. **ALTERATIONS AND ADDITIONS.** Other than as set forth in this Agreement, the City shall not make any alterations or additions to the Dog Park without the prior written consent of MCC. Any alterations or additions to the Dog Park approved under this Section shall be at the City's sole cost and expense.
7. **LEGAL REQUIREMENTS.** The City, at the City's sole cost and expense, shall comply with all applicable laws, orders, ordinances and other public requirements now or hereafter affecting the Dog Park, its installation, operation, maintenance or use. The City shall make all necessary repairs and/or replacements as required by any such public requirements. The City shall indemnify, defend and hold MCC harmless from any expense (including attorneys' fees) or damage resulting from the City's failure to do so.
8. **INSURANCE AND INDEMNITY.**
  - (a) The City shall secure, and at all times during the term of this Agreement shall maintain in full force and effect, a policy or policies of commercial public liability insurance with respect to the Dog Park and its operation by the City, with combined limit coverage for bodily injury and property damage of not less than \$2 million per occurrence and \$5 million aggregate (may include both primary and excess or umbrella coverage). The policies shall be endorsed to cover contractual liability, including specifically the liability to indemnify MCC that is imposed on the City by this Agreement. The City agrees to abide by the rules of its insurance carriers.
  - (b) The insurance policies required to be obtained by the City under the terms of this Agreement shall be underwritten by an insurance carrier or carriers authorized to do business in the State of Nebraska and rated "A" or better by A.M. Best & Company. The policies shall also be endorsed so as to require the insurance company underwriting the policies to give MCC written notice at least 30 days in advance of any cancellation or material change in the policy contract. The City shall provide MCC with current Certificates of Insurance or other satisfactory evidence confirming that the coverages required by this section are at all times in full force and effect, which Certificates of Insurance shall name MCC as an additional insured.
  - (c) The City shall protect, indemnify, defend and hold harmless MCC, its officers, board members, employees, agents, servants, successors and assigns from and against any and all third-party claims, actions, damages, losses, liability and expense (including attorneys' fees) in connection with loss of life, bodily injury and/or damage to property arising from or out of any occurrence in, on, or about the Dog Park, or which arises from, out of

or in conjunction with the occupancy, operation or use of the Dog Park or any part thereof, or which arises from, out of or in conjunction with the presence of any invitees, employees, agents, contractors or subcontractors thereon, or occasioned wholly or in part by any act or omission of the City, its agents, contractors, employees, servants, subtenants or invitees, including a breach of the City's obligations under this Agreement. If any action or proceeding is brought against MCC, its officers, board members, employees, agents, servants, successors or assigns by reason of any of the aforementioned causes, the City upon receiving written notice thereof from MCC, agrees to defend such action or proceeding by competent counsel reasonably acceptable to MCC at the City's own expense.

9. **DEFAULT:** The City shall be in default under this Agreement if the City fails to keep, observe or perform any term, covenant or condition of this Agreement within ten (10) days after written notice from MCC.
10. **REMEDIES:** After an event of default occurs, MCC may, at MCC's option, without further notice or demand, except as provided below in this Section, do any of the following:
  - (a) Give the City notice that this Agreement is terminated effective as of the date stated in the notice; and cause the City to cease operating the Dog Park and to remove all facilities relating to the Dog Park as provided for in Section 4 above.
  - (b) Pursue any and all other remedies available at law or in equity that are not inconsistent with the terms of this Agreement.

Notwithstanding anything in this Agreement to the contrary, MCC and City each agrees that it does not intend any provision of Section 7 or subsection 8(c) to waive, and each agrees that it does not waive, any defense, limitation, or other protection, right or provision under the Political Subdivisions Tort Claims Act or other applicable law, as amended from time to time, in connection with any claim against MCC or City.

11. **NOTICES:** All notices, consents, approvals, requests, demands, objections, waivers and other communications (collectively, "Notices") which may or are required to be sent, delivered, given, made, maintained or obtained pursuant to the terms of this Agreement shall be in writing and shall be given either by hand delivery, by prepaid United States certified mail, or by a reputable overnight delivery service that guarantees next day delivery and that provides a receipt. All Notices shall be addressed to the parties at their respective main office. All Notices given by certified mail as provided above shall be deemed given two (2) days after they are so mailed. All Notices given by overnight delivery or hand delivery shall be deemed given upon delivery. A party's failure or refusal to accept service of a Notice will constitute delivery of the notice.

12. **ENTIRE AGREEMENT:** This Agreement contains the entire agreement between the parties with respect to the subject matter hereof and may be modified only by a writing signed by both parties after the date of this Agreement. This Agreement supersedes any and all prior oral or written agreements or understandings between the parties relating to the Dog Park.
13. **RELATIONSHIP OF PARTIES.** Nothing contained in this Agreement shall be deemed or construed by the parties or by any third party to create the relationship of principal and agent or a partnership or a joint venture between the parties.
14. **NET LEASE:** This is an absolutely net lease for MCC. The City shall pay all costs and expenses relating to the Dog Park and the activities carried on therein, including but not limited to all taxes and assessments, repairs and maintenance, utilities and all insurance. Any cost, expense or obligation relating to the Dog Park which is not expressly declared herein to be that of the City shall be deemed to be an obligation of the City to be performed by the City at the City's expense.
15. **MISCELLANEOUS:**
- (a) **Interpretation.** All provisions of this Agreement have been negotiated by both parties at arm's length and neither party shall be deemed the scrivener of this Agreement. This Agreement shall not be construed for or against either party by reason of the authorship or alleged authorship of any provision of this Agreement.
  - (b) **Governing Law.** This Agreement shall be governed by and it shall be construed in accordance with the law of the State of Nebraska.
  - (c) **Counterparts.** This Agreement may be executed in one or more counterparts, each of which will be deemed to be an original copy of this Agreement, and all of which, when taken together, shall be deemed to constitute one and the same agreement. The exchange of copies of this Agreement and of signature pages by facsimile or electronic transmission shall constitute effective execution and delivery of this Agreement as to the parties and may be used in lieu of the original Agreement for all purposes.

[Remainder of page intentionally left blank. Signature page follows.]



IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first set forth above.

MCC:

**The Metropolitan Community College Area,**  
a body corporate and political subdivision  
of the State of Nebraska

By: \_\_\_\_\_

Name: Kathryn Nelson

Title: Director of Administrative Services

CITY:

**City of La Vista, Nebraska,**  
a municipal corporation and political  
subdivision of the State of Nebraska

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

## EXHIBIT A

### Sarpy Center Dog Park Reference Map

