



**PROCLAMATION  
MENTORING MONTH**

WHEREAS, the goals of National Mentoring Month are to raise awareness of mentoring, recruit individuals to mentor, and encourage organizations to engage and integrate quality mentoring into their efforts;

WHEREAS, a mentor is a caring person who is consistently present and who devotes time to a young person to help that young person discover personal strength and achieve their potential through a structured and trusting relationship;

WHEREAS, quality mentoring encourages positive choices, promotes self-esteem, supports academic achievement and introduces young people to new ideas. Mentoring programs have also shown to be effective in combating school violence and discipline problems, substance abuse, incarceration and truancy. Research shows that youth who participate in a mentoring relationship finish high school and continue on to college and are more likely to graduate, and

WHEREAS, La Vista City leaders are calling upon the public to observe this month to recognize the men and women who serve as staff and volunteer at quality mentoring programs, and the young people who find inner strength and reach their full potential.

NOW, THEREFORE, I, Douglas Kindig, Mayor of the City of La Vista, do hereby proclaim January, 2015, as **MENTORING MONTH** in the City of La Vista, Nebraska.

IN WITNESS WHEREOF, I have set my hand and caused the official Seal of the City of La Vista to be affixed this 20th day of January, 2015.



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

ATTEST:

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

# MINUTE RECORD

A-2

No. 729 — REDIED & COMPANY, INC. OMAHA E1107788LD

## LA VISTA CITY COUNCIL MEETING January 6, 2015

A meeting of the City Council of the City of La Vista, Nebraska was convened in open and public session at 7:00 p.m. on January 6, 2015. Present were Councilmembers: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, 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, Community Development Director Birch, Recreation Director Stopak, Library Director Barcal, Human Resource Manager Garrod and City Engineer Kottmann.

A notice of the meeting was given in advance thereof by publication in the Times on December 24, 2014. 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.

### SERVICE AWARDS – TRAVIS PROSSER - 10 YEARS; MITCH BEAUMONT - 5 YEARS

Mayor Kindig presented a service award to Travis Prosser for 10 years of service and to Mitch Beaumont for 5 years of service.

#### A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE DECEMBER 16, 2014 CITY COUNCIL MEETING
3. APPROVAL OF THE MINUTES OF THE NOVEMBER 13, 2014 LIBRARY ADVISORY BOARD MEETING
4. PAY REQUEST FROM FELSBURG HOLT & ULLEVIG – PROFESSIONAL SERVICES – HELL CREEK CHANNEL IMPROVEMENTS PHASE II - \$13,752.60
5. PAY REQUEST FROM FELSBURG HOLT & ULLEVIG – PROFESSIONAL SERVICES – HELL CREEK CHANNEL IMPROVEMENTS PHASE II - \$3,198.72
6. PAY REQUEST FROM ANDERSON EXCAVATING CO. – CONSTRUCTION SERVICES – THOMPSON CREEK REHABILITATION – CLEARING PHASE - \$49,454.82
7. PAY REQUEST FROM VIERREGGER ELECTRIC CO. – CONSTRUCTION SERVICES – 124<sup>TH</sup> CIRCLE AND HARRISON STREET SIGNAL IMPROVEMENTS - \$24,587.48
8. APPROVAL OF CLAIMS

3E-ELECTRICAL ENG, bld&grnds	\$239.66
911 CUSTOM LLC, supplies	\$12,588.32
A & D TECHNICAL, supplies	\$300.00
A C NELSEN RV WORLD, maint.	\$300.00
AA WHEEL & TRUCK SUPPLY, maint.	\$122.76
ABE'S PORTABLES INC, rentals	\$83.26
ACTION BATTERIES, maint.	\$47.22
ALAMAR UNIFORMS, apparel	\$326.99
AMERICAN CONCRETE, bld&grnds	\$195.00
APWA-AMER P.W. ASSN, services	\$550.00
ARBOR DAY FOUNDATION, services	\$15.00
B & H PHOTO VIDEO, services	\$719.60
BADGER BODY, maint,	\$233.51
BAKER & TAYLOR, books	\$1,595.50
BARONE SECURITY, services	\$120.00
BEACON BUILDING, services	\$5,812.00
BLACHERE-ILLUMINATION, services	\$107.00
BLACK HILLS ENERGY, utilities	\$7,740.24

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BROWN TRAFFIC PRODUCTS, services	\$529.50
CABELA'S, supplies	\$719.98
CENTER POINT PUBLISHING, books	\$340.32
CENTURY LINK, phones	\$262.39
CITY OF OMAHA, services	\$152,104.32
COMP CHOICE INC, services	\$331.50
CORNHUSKER INTL TRUCKS, maint.	\$57.50
CORNHUSKER STATE IND., services	\$186.80
COX COMMUNICATIONS, services	\$160.01
DATA TECHNOLOGIES, services	\$178.40
DATASHIELD CORP., services	\$16.10
DEARBORN NATIONAL LIFE INS CO	\$1,085.00
DIAMOND VOGEL PAINTS, bld&grnds	\$176.94
DOUGLAS CTY SHERIFF, services	\$375.00
DULTMEIER SALES , maint.	\$14.04
DXP ENTERPRISES INC, bld&grnds	\$42.55
EBSCO INFO SERVICES, media	\$3,095.00
EDGEWEAR SCREEN PRINT, apparel	\$163.50
FERGUSON ENTERPRISES, supplies	\$784.80
FERRELLGAS, rentals	\$12.00
FILTER CARE, maint.	\$155.05
GALE, books	\$260.89
GCR TIRES & SERVICE, maint.	\$2,523.50
GENERAL FIRE & SAFETY, services	\$746.40
GRAINGER, bld&grnds	\$31.22
GRAYBAR ELECTRIC CO., bld&grnds	\$597.58
H & H CHEVROLET LLC, maint.	\$50.52
HANEY SHOE STORE, apparel	\$150.00
HARM'S CONCRETE INC, bld&grnds	\$160.15
HONEYMAN RENTAL, rentals	\$250.70
HSMC ORIZON, services	\$10,058.75
HY-VEE INC., supplies	\$66.00
INGRAM LIBRARY SERVICES, books	\$112.66
INLAND TRUCK PARTS, maint.	\$105.48
J & J SMALL ENGINE, maint.	\$202.94
J Q OFFICE EQUIP., services	\$50.57
JAMIE BROWN, services	\$261.00
JONES AUTOMOTIVE, maint.	\$172.31
KLINKER, MARK A, services	\$200.00
KRIHA FLUID POWER CO., maint.	\$191.90
LA VISTA COMM. FOUNDATION	\$50.00
LANDPORT SYSTEMS, services	\$125.00
LAUGHLIN, KATHLEEN A, TRUSTEE	\$116.00
LAUGHLIN, KATHLEEN A, TRUSTEE	\$116.00
LEXIS NEXIS MATTHEW BENDER, books	\$253.18
LIBRARY IDEAS, media	\$15.00
MENARDS-RALSTON, bld&grnds	\$199.56
MID AMERICA PAY PHONES	\$50.00
MIDWEST EXCAVATING, services	\$28,396.67
MILLER PRESS, services	\$65.00
MINITEX - CPP, supplies	\$267.00
MNJ TECHNOLOGIES, supplies	\$11,384.00
MUD, utilities	\$1,221.19
NATIONAL WHOLESALe, supplies	\$444.72
NE - IOWA SUPPLY, maint.	\$16,454.76
NE ENVIRONMENTAL PRODS, maint.	\$4,340.65
NE GOLF SUPERINTENDENT, services	\$125.00
NE LIBRARY COMMISSION, books	\$500.00
NEBRASKA CONCRETE, services	\$350.00
NEBRASKA SALT & GRAIN CO., maint.	\$3,219.60

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NOBBIES INC, supplies	\$32.49
NUTS AND BOLTS INC., maint.	\$57.52
OCLC INC, services	\$117.99
OFFICE DEPOT, supplies	\$485.05
OLD NEWS, books	\$17.00
OMAHA COMPOUND CO., supplies	\$96.28
OMAHA WINNELSON, bld&grnds	\$827.39
ONE CALL CONCEPTS, services	\$252.45
OPPD, utilities	\$2,053.68
ORIENTAL TRADING CO., supplies	\$211.97
PARAMOUNT LINEN & UNIFORM, apparel	\$321.06
PAYFLEX SYSTEMS USA, services	\$250.00
PAYLESS OFFICE, supplies	\$79.60
PERFORMANCE CHRYSLER JEEP, maint.	\$252.27
PITNEY BOWES INC., supplies	\$204.00
PLAINS EQUIPMENT, maint.	\$249.65
PRESTIGE FLAG, bld&grnds	\$416.12
PROJECT EXTRA MILE, services	\$150.00
QUALITY AUTO REPAIR, services	\$81.00
QUILL CORP., suplies	\$269.88
RETRIEVEX, services	\$131.95
RUNZA RESTAURANT, supplies	\$950.00
SARPY COUNTY TREASURER, services	\$42,275.00
SARPY CTY COURTHOUSE, services	\$4,083.17
SOUCIE, J., travel	\$36.00
SPRINT, services	\$119.97
STEFFI A.SWANSON, P.C., services	\$2,990.10
STOP TECH LTD, services	\$255.00
SUCCESS FACTORS INC., services	\$8,986.60
TARGET BANK, supplies	\$186.82
TED'S MOWER SALES, services	\$321.41
THERMO KING CHRISTENSEN, maint.	\$339.56
THOMPSON DREESSEN & DORNER, services	\$4,827.50
TRANE U S INC., bld&grnds	\$85.00
ULTRAMAX, apparel	\$88.18
UNITED HEALTHCARE INS CO.	\$86,401.00
UNITED RENT-ALL, rentals	\$132.29
VAL VERDE ANIMAL HOSP., services	\$247.22
VERIZON WIRELESS, phones	\$91.45
VERIZON WIRELESS, phones	\$539.51
VERIZON WIRELESS, phones	\$171.97
VIERREGGER ELECTRIC CO., maint.	\$992.75
WAL-MART, supplies	\$1,064.41
WELLS FARGO BANK, services	\$43.00
WHITE CAP CONSTR, supplies	\$789.94
WICK'S STERLING TRUCKS, maint.	\$0.28

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

## REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Library Director Barcal informed Council that Creative Kidz of La Vista donated \$200 to the library for program supplies. The GED program had 21 students in 2014 that registered for at least 12 hours and over 2,600 total hours of students were logged. Marjorie Shaw wrote a grant to the NE Library Commission for a youth scientific program and was awarded the grant. Barcal invited Council to attend the Seed Share program on January 31.

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No. 729 — REEDIE & COMPANY, INC. OMAHA E1107788LD

## **B. ORDINANCE – AMEND COMPENSATION ORDINANCE**

Councilmember Sell introduced Ordinance No. 1236 entitled; AN ORDINANCE TO FIX THE COMPENSATION OF OFFICERS AND EMPLOYEES OF THE CITY OF LA VISTA; TO PROVIDE FOR THE REPEAL OF ALL PRIOR ORDINANCES IN CONFLICT HEREWITH; ORDERING THE PUBLICATION OF THE ORDINANCE IN PAMPHLET FORM; AND TO PROVIDE THE EFFECTIVE DATE HEREOF.

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

Said ordinance was then read by title and thereafter Councilmember Sell moved for final passage of the ordinance which motion was seconded by Councilmember Sheehan. The Mayor then stated the question, "Shall Ordinance No. 1236 be passed and adopted?" Upon roll call vote the following Councilmember voted aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the City Clerk attested the passage/approval of the same and affixed her signature thereto.

## **C. RESOLUTION – APPROVAL OF AGREEMENT – SPORTS FACILITY USE**

Councilmember Sell made a motion to table this agenda item until a later date. Seconded by Quick. Councilmembers voting aye: Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

## **D. APPLICATION FOR REPLAT & SUBDIVISION AGREEMENT – LOTS 15 & 19A, CENTECH BUSINESS PARK**

### **1. RESOLUTION – APPROVE REPLAT**

Councilmember Quick introduced and moved for the adoption of Resolution No.15-002: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, FOR APPROVAL OF THE REPLAT FOR LOTS 15 AND 19A, CENTECH BUSINESS PARK, TO BE REPLATTED AS LOT 1, CENTECH BUSINESS PARK REPLAT ONE, A SUBDIVISION LOCATED IN THE SOUTHEAST AND THE SOUTHWEST QUARTER OF SECTION 13, TOWNSHIP 14 NORTH, RANGE 11 EAST OF THE 6TH P.M., IN SARPY COUNTY, NEBRASKA.

WHEREAS, the owners of the above described piece of property have made application for approval of a replat for Lots 15 and 19A, Centech Business Park, to be replatted as Lot 1, Centech Business Park Replat One; and

WHEREAS, the City Engineer has reviewed the replat; and

WHEREAS, on August 21, 2014, the La Vista Planning Commission held a public hearing and reviewed the replat and recommended approval.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, that the replat for Lots 15 and 19A, Centech Business Park, to be replatted as Lot 1, Centech Business Park Replat One, a subdivision located in the Southeast and the Southwest  $\frac{1}{4}$  of Section 13, Township 14 North, Range 11 East of the 6<sup>th</sup> P.M., Sarpy County, Nebraska, generally located southwest of 134<sup>th</sup> Street and Centech Road, be, and hereby is, approved.

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

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

Councilmember Hale introduced and moved for the adoption of Resolution No.15-003: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING A SUBDIVISION AGREEMENT FOR LOT 1, CENTECH BUSINESS PARK REPAT ONE SUBDIVISION.

WHEREAS, the City Council did on January 6, 2015, approve the replat for Lot 1, Centech Business Park Replat One Subdivision subject to certain conditions; and

WHEREAS, the Subdivider, State Steel of Omaha, Inc., has agreed to execute a Subdivision Agreement satisfactory in form and content to the City; and

NOW THEREFORE, BE IT RESOLVED, that the Subdivision Agreement presented at the January 6, 2015, City Council meeting for the Centech Business Park Replat One Subdivision be and hereby is approved and the Mayor and City Clerk be and hereby are authorized to execute same on behalf of the City, subject to the conditions of Council replat approval and with such modifications that the City Administrator or City Engineer may determine necessary or advisable.

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

## **E. RESOLUTION – APPROVE AMENDMENT - COUNCIL POLICY STATEMENT**

Councilmember Hale introduced and moved for the adoption of Resolution No.15-004: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING CHANGES AND REVISIONS TO AN EXISTING COUNCIL POLICY STATEMENT.

WHEREAS, the City Council has determined that it is necessary and desirable to create Council Policy Statements as a means of establishing guidelines and direction to the members of the City Council and to the city administration in regard to various issues which regularly occur; and

WHEREAS, a Council Policy Statement entitled "Smoking and Tobacco Use of Tobacco Products at City Facilities" has been reviewed and revisions recommended by the Managing Directors.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby approve the changes to Council Policy Statement entitled "Smoking and Tobacco Use of Tobacco Products at City Facilities" and do further hereby direct the distribution of said Council Policy Statement to the appropriate City Departments.

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

## **F. RESOLUTION – AUTHORIZE - APPLEWOOD CREEK TRAIL BNSF TO GILES ROAD FUNDING APPLICATION – METROPOLITAN AREA PLANNING AGENCY (MAPA)**

Councilmember Quick introduced and moved for the adoption of Resolution No.15-005: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE SUBMITTAL OF AN APPLICATION TO THE METROPOLITAN AREA PLANNING AGENCY (MAPA) FOR FEDERAL AID FUNDING UNDER THE TRANSPORTATION ALTERNATIVES PROGRAM FOR A MULTI-USE RECREATIONAL TRAIL ALONG APPLEWOOD CREEK FROM THE BNSF RAILROAD PEDESTRIAN UNDERPASS TO THE SOUTH SIDE OF GILES ROAD IN LA VISTA NEBRASKA.

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WHEREAS, the City Council of the City of La Vista has determined that said trail improvements are necessary; and

WHEREAS, submittal of an application to MAPA is necessary; and

WHEREAS, funding under this federal aid program would not become available until 2018 or 2019; and

WHEREAS, the project is proposed to be included in the next 1 & 6 Year Road Program update; and

WHEREAS, if the project scores high enough against competing applications and if federal funding is authorized in future years the City's share would be 20 percent of the project and federal aid would provide 80 percent; and

WHEREAS, the City share of the project will need to be considered in future budget years if the application is successful;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, authorizing the submittal of an application to MAPA for federal aid funding under the Transportation Alternatives Program for a Multi-use recreational trail along Applewood Creek from the BNSF railroad pedestrian underpass to the south side of Giles Road in La Vista, Nebraska.

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

## **G. RESOLUTION – AUTHORIZE ENGINEERING SERVICES CONTRACT – 96<sup>TH</sup> STREET TRAFFIC SIGNAL STUDY – GILES TO HARRISON**

Councilmember Sell introduced and moved for the adoption of Resolution No.15-006: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING THE EXECUTION OF AN AGREEMENT WITH OLSSON ASSOCIATES FOR ENGINEERING SERVICES FOR THE 96<sup>TH</sup> STREET TRAFFIC SIGNAL STUDY IN AN AMOUNT NOT TO EXCEED \$8,900.

WHEREAS, Council has determined that a need exists for a traffic signal study on 96<sup>th</sup> Street; and

WHEREAS, traffic signal warrants were not met in 2008 when examined; and

WHEREAS, a traffic impact study done when Walmart Neighborhood Market was developed indicating that as commercial areas develop in the area the warrants for a traffic signal at 96<sup>th</sup> Street and Robin Plaza may be met; and

WHEREAS, over the last year there have been requests from citizens for a traffic signal at the 96<sup>th</sup> and Brentwood intersection; and

WHEREAS, before design of any traffic signals can take place it is necessary to conduct an updated review of traffic signal warrants to evaluate the placement of signals along 96<sup>th</sup> Street; and

WHEREAS, the City Engineer requested proposals from four engineering firms. Olsson Associates provided the lowest most responsible bid;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, hereby approve the execution of an agreement with Olsson Associates for engineering services for the 96<sup>th</sup> Street traffic signal study in an amount not to exceed \$8,900.

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

# MINUTE RECORD

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No. 729 — REDFIELD & COMPANY, INC. OMAHA E1107788LD

## H. RESOLUTION – APPROVE CHANGE ORDER 1 – THOMPSON CREEK – CITY HALL BIO RETENTION BASIN

Councilmember Hale introduced and moved for the adoption of Resolution No.15-007: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING A CHANGE ORDER TO THE CONTRACT WITH MIDWEST EXCAVATING SERVICES LLC., OMAHA, NEBRASKA, IN AN ADDITIONAL AMOUNT NOT TO EXCEED \$10,487.72.

WHEREAS, the City has determined it is necessary to relocate shallow electrical lines, replace saturated and frozen subgrade soils, and revise the basin outlet piping beyond what was required in the original construction plans and;

WHEREAS, the increased project cost remains with the funding available for the project;

NOW THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of the City of La Vista, Nebraska, do hereby authorize a change order to the contract with Midwest Excavating Services LLC., Omaha, Nebraska, in an additional amount not to exceed \$10,487.72.

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

## I. RESOLUTION – AUTHORIZE PURCHASE – PICKUP TRUCK – STREET DIVISION

Councilmember Hale introduced and moved for the adoption of Resolution No.15-008: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE OF ONE (1) 2015 CHEVROLET SILVERADO 4X4 ONE TON CREW CAB PICKUP TRUCK FROM SID DILLON CHEVROLET BUICK, WAHOO, NEBRASKA FOR AN AMOUNT NOT TO EXCEED \$59,818.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of a pickup truck for the Street Division is necessary, and

WHEREAS, the FY 15 Street Operating budget provides funding for the proposed purchase, and

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize the purchase of one (1) 2015 Chevrolet Silverado 4x4 one ton crew cab pickup truck from Sid Dillon Chevrolet Buick, Wahoo, Nebraska for an amount not to exceed \$59,818.

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

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## **J. RESOLUTION – AUTHORIZE PURCHASE – PICKUP TRUCK – SPORTS COMPLEX DIVISION**

Councilmember Quick introduced and moved for the adoption of Resolution No.15-009: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE OF ONE (1) 2015 CHEVROLET SILVERADO 4X4 ONE TON CREW CAB PICKUP TRUCK FROM SID DILLON CHEVROLET BUICK, WAHOO, NEBRASKA FOR AN AMOUNT NOT TO EXCEED \$55,738.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of a pickup truck for the Soccer Complex Division is necessary, and

WHEREAS, the FY 15 Soccer Complex Operating budget provides funding for the proposed purchase, and

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize the purchase of one (1) 2015 Chevrolet Silverado 4x4 one ton crew cab pickup truck from Sid Dillon Chevrolet Buick, Wahoo, Nebraska for an amount not to exceed \$55,738.

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

Councilmember Crawford made a motion to move Comments from the Floor up on the agenda ahead of Item K Executive Session. Seconded by Councilmember Sell. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

## **COMMENTS FROM THE FLOOR**

There were no comments from the floor.

## **K. EXECUTIVE SESSION – CONTRACT NEGOTIATIONS**

At 7:18 p.m. Councilmember Crawford made a motion to go into executive for protection of the public interest for contract negotiations. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried. Mayor Kindig stated the executive session would be limited to the subject matter contained in the motion.

At 7:38 p.m. the Council came out of executive session. Councilmember Crawford made a motion to reconvene in open and public session. Seconded by Councilmember Hale. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

## **COMMENTS FROM MAYOR AND COUNCIL**

Councilmember Sheehan informed Council that the Sarpy County Women's Expo is January 17.

Mayor Kindig informed Council that the new legislative session begins January 7 and there are 18 new senators this year. Kindig also stated that he attended a UCSC meeting on January 5.

At 7:41 p.m. Councilmember Hale made a motion to adjourn the meeting. Seconded by Councilmember Quick. Councilmembers voting aye: Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

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No. 729 — REDFIELD & COMPANY, INC. OMAHA E110778BLD

PASSED AND APPROVED THIS 20TH DAY OF JANUARY, 2015

CITY OF LA VISTA

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

ATTEST:

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

City of La Vista  
Park & Recreation Advisory Committee Minutes  
December 17, 2014

A meeting of the Park and Recreation Advisory Committee for the City of LaVista convened in open and public session at 7:00 p.m. on December 17, 2014. Present was Recreation Director Scott Stopak, Asst. Recreation Director David Karlson, Program Coordinators Ryan South and Rich Carstensen, Golf Course Services Manager Denny Dinan; and Parks Foreman Jeff Thornburg. Advisory Board Members presents were Chairperson Pat Lodes, Members Greg Johnson, Joe Juarez, Corey Jeffus and Jeff Kupfer.

A notice of the meeting was given in advance thereof by publication in the Papillion Times on December 10, 2014. Simultaneously given to the members of the Park and Recreation Advisory Committee and a copy of their acknowledgment of receipt of the notice are attached to the minutes. Availability of the agenda was communicated in the advance notice to the members of the Park and Recreation Advisory Committee of this meeting. All proceedings hereafter were taken while the convened meeting was open to attendance of the public. Further, all the subjects included in said proceedings were contained in the agenda for inspection within ten working days after said meeting, prior to the convened meeting of said body.

**CALL TO ORDER**

Director Stopak called the meeting to order.

Stopak led the audience in the Pledge of Allegiance.

Stopak made an announcement of the location of the posted copy of the Open Meetings Act for public reference and read the Emergency Procedures Statement.

**A. CONSENT AGENDA**

Director Stopak asked for a motion to approve the Consent Agenda. Motion made by Member Greg Johnson. Seconded by Chairperson Pat Lodes. Motion carried.

**REPORTS FROM RECREATION DIRECTOR AND STAFF**

Stopak reported that we would have specific dates for the Comprehensive Planning meetings in early January.

Golf Course Services Manager Denny Dinan reported on November 2014 business at the golf course. November had 428 rounds, 43 rounds less than November of 2013. Problems with the pond were addressed by Public Works in November. Public Works also cut down 14 trees and limbs that were dead. Also in November, the Papillion Fire Dept. practiced ice rescue at the pond.

Asst. Director David Karlson reported on special events.

November 20<sup>th</sup> eighteen pre-school children and adults attended Craft Day, and helped make a Thanksgiving Turkey.

Also in November, Karlson said he was notified that the Recreation Department had been awarded two grants from the La Vista Community Foundation. The first was for \$1,000 to use for new coats for the annual coat drive. The second grant was for \$1,500 to sponsor the annual Easter Egg Hunt and Food Drive.

Karlson also reported that 10 plots have been rented in the new Community Gardens for 2015. These gardens are placed throughout La Vista in different city parks.

Q: Chairperson Lodes asked if the Foundation had more money, and if we would be able to plan ahead for the money?

A: Karlson said the Foundation really likes what we are doing for the food and coat drives. He was also told that they offer money for smaller projects that grants don't apply to, so if needed, ask for it.

Program Coordinator Rich Carstensen reported on the Senior Center activities.

On Monday, December 1<sup>st</sup> we had 16 seniors eat lunch at Jimbo's Diner in La Vista. This was a last minute change in plans, as the trip to Nebraska Crossing in Gretna and Parker's BBQ near Ashland for lunch was cancelled due to the weather.

Wednesday, December 3<sup>rd</sup> we had 12 seniors cut out paper snowflakes and hung them from the ceiling to decorate for the holidays.

Wednesday, December 10<sup>th</sup> we had a musical show from Charlie Glasco from Merry Makers.

Thursday evening, December 11<sup>th</sup> we went on our first of two annual Holiday Lights tour. The second trip was on the 18<sup>th</sup>. Everyone had a great time!

Friday, December 12<sup>th</sup> we had a cookie exchange, and then traveled to the Mormon Trail Center. There we saw the Holiday Ginger Bread Houses that are on display there.

Wednesday, December 17<sup>th</sup> the La Vista Jr. High Show Choir performed for the seniors. Over the years, this has become an annual holiday tradition that everyone thoroughly enjoys.

Thursday, December 18<sup>th</sup> we will have a busy day visiting the Corrigan Senior Center. We will play chair volleyball in the morning, then before lunch; hear the musical talents of Billy Troy from Merry Makers. After lunch, we will be playing Mega Bingo.

On Monday, December 22<sup>nd</sup>, children from Faith Presbyterian Church will perform a puppet show for the seniors.

Tuesday, December 23<sup>rd</sup> will be the Holiday Potluck with Mayor Douglas Kindig. For several years the Mayor has provided a very nice Christmas party for our seniors, and they have enjoyed the parties immensely.

Wednesday, December 24<sup>th</sup> we will be going to the movies after lunch.

On Wednesday, December 31<sup>st</sup> is the annual New Year's celebration. This year will be a special one, as we are going all out with music from "The Jr.s Band". The seniors will be ringing in the New Year with food, music and dance!

On Wednesday, January 21<sup>st</sup> "The Links" from Merry Makers will perform.

On either Wednesday, January 14<sup>th</sup> or the 28<sup>th</sup> Officer Jamie Brown from the La Vista Police Department will talk to the seniors on fraud prevention.

Other activities and programs will be planned for January.

Other activities:

We have two dates for Hot Wheels Races. The first will be on Tuesday, December 30<sup>th</sup>, and the second is Wednesday, January 14<sup>th</sup> at the La Vista Community Center for all ages, kids and adults! Races begin at 5:30pm!

Program Coordinator Ryan South reported on Youth and Adult sports.

Youth Volleyball for boys and girls grades 3<sup>rd</sup> – 6<sup>th</sup> concluded their season on December 14<sup>th</sup>, the 5/6 grade team won 3<sup>rd</sup> place in the tournament. Our teams had another great season playing in the PRO league, and we plan on joining them again next year.

Women's Fall Volleyball is in week 11 of a 14 week season. Their season will end on January 7<sup>th</sup>. We are currently taking registrations for our Women's Winter League. They will tentatively start their season on January 14th.

Youth Basketball League for 3<sup>rd</sup> – 8<sup>th</sup> grades registration is now closed. We have 11 teams and about 100 kids participating this season. Teams will begin practicing the week of December 14th. League games with Papillion Recreation Organization are slated to start on January 10<sup>th</sup>.

Youth Basketball Clinic for 1<sup>st</sup> & 2<sup>nd</sup> grades registration is still open. We will take registrations for the clinic until December 27<sup>th</sup>. The clinic will run for 5 weeks on Saturday morning's beginning on January 10<sup>th</sup>.

La Vista 4/5 Youth Soccer Academy & 6/7 League registration is now open. We will once again partner with the Phoenix Futbol Club to provide academy training to youths ages 4 & 5, and league games for ages 6 & 7.

3 Year Old Soccer Clinic registration is now open. Five, one-hour sessions, will be held on Saturday mornings at the La Vista Community Center beginning in April.

Spring Flag Football League registration is now open. The La Vista Flag Football teams will play in the Sarpy County Flag Football league again this spring.

Youth Softball for ages 7-18 registration is now open. All of our youth softball teams will once again play in the Rainbow Softball League.

Youth Baseball for ages 7-12 registration is now open. All of our youth baseball teams will play with Ralston Area Baseball Association in a cooperative league for all games.

#### COMMENTS FROM THE FLOOR

None.

#### COMMENTS FROM COMMITTEE MEMBERS

Chairperson Lodes referenced the reports included with their packet. He wondered what information was expected out of the Rec Traffic Report. Stopak said the information provided shows the actual number of users entering and using the Community Center, and not just the number of people checking in with the Active membership, which is dramatically different than the actual number of total usage on a daily basis.

Director Stopak made a motion to adjourn. Seconded by Member Johnson. Motion carried. Adjourned at 7:35 p.m.

A-4

U

TD2 File No. 171-400.6  
January 7, 2015

FINAL PAYMENT RECOMMENDATION ON CONTRACT FOR 72<sup>ND</sup> STREET EMERGENCY PIPE REPAIR, PHASE I

Owner: The City of La Vista, Nebraska  
8116 Park View Blvd.  
La Vista, NE 68128

Contractor: Heimes Corp.  
9144 South 147<sup>th</sup> Street  
Omaha, NE 68138

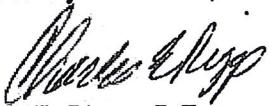
ORIGINAL CONTRACT AMOUNT: \$29,366.00

AMOUNT OF PREVIOUS PAYMENT RECOMMENDATION: None

Item	Description	Approx.		Unit Price	Amount
		Quantities			
1	Install 120", Multi-Plate Steel Pipe	22	L.F.	\$ 453.00 / L.F.	\$ 9,966.00
2	Sloped Concrete Collar	6	C.Y.	\$ 1,800.00 / C.Y.	\$ 10,800.00
3	Clearing and Grubbing	1	LS.	\$ 800.00 / LS.	\$ 800.00
4	Type "C" Riprap, Grouted, In Place	80.32	TON	\$ 58.00 / TON	\$ 4,658.56
5	Mobilization	1	LS.	\$ 2,000.00 / LS.	\$ 2,000.00
<b>TOTAL</b>					<b>\$ 28,224.56</b>

We recommend that payment in the amount of \$28,224.56 be made to Heimes Corp.

Respectfully submitted,

  
Charles E. Riggs, P.E.  
THOMPSON, DREESSEN & DORNER, INC.

CER/bam

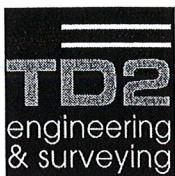
cc: Heimes Corp.

O.K. to pay  
05.71.0855.03

efMK  
1-7-2015

Net related to grant  
local share

Concent Agenda 1/20/15 p6



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

A-5

INVOICE

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

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

CITY OF LA VISTA  
JOHN KOTTMANN  
8116 PARKVIEW BOULEVARD  
LA VISTA, NE 68128

DEC 24 2014

Invoice number

107814

Date

12/23/2014

Project 0171-406 120TH AND GILES ROAD  
TRAFFIC SIGNAL

Professional Services from October 27, 2014 through November 30, 2014

PO #14-0098/15-0092

Description	Current Billed
Construction Administration Services	510.00
Construction Materials Testing and Observation	322.80
Total	832.80

Invoice total 832.80

Aging Summary

Invoice Number	Invoice Date	Outstanding	Current	Over 30	Over 60	Over 90	Over 120
107814	12/23/2014	832.80	832.80				
	Total	832.80	832.80	0.00	0.00	0.00	0.00

Terms Net 30 Days. A Finance Charge of 1 1/2% Per Month (18% per Annum) Will Be Charged on Past Due Accounts. Also Liable for all Legal and Collection Fees.

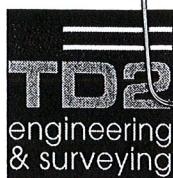
O. K. to pay

05.71.0858.03

of MK

1-7-2015

Concent Agenda 1/20/15



A-6

INVOICE

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

Please remit to:

TD2 Nebraska Office  
10836 Old Mill Road; Omaha, NE 68154  
Office: 402/330-8860 Fax: 402/330-5866TD2 South Dakota Office  
5000 S. Minnesota Ave., Ste. 300; Sioux Falls, SD 57108  
Office: 605/951-0886

DEC 24 2014

CITY OF LA VISTA  
JOHN KOTTMANN  
8116 PARKVIEW BOULEVARD  
LA VISTA, NE 68128Invoice number 107816  
Date 12/23/2014

Project 0171-412 CITY HALL BIO-BASIN

Professional Services from October 13, 2014 through December 07, 2014

PO #14-0098/15-0092

Description	Current Billed
<b>Construction Staking</b>	306.00
<b>Engineering Services - Project Management and Contract Administration</b>	881.50
<b>Construction Materials Testing and Observation</b>	1,648.80
<b>Total</b>	<b>2,836.30</b>

Invoice total 2,836.30

## Aging Summary

Invoice Number	Invoice Date	Outstanding	Current	Over 30	Over 60	Over 90	Over 120
107816	12/23/2014	2,836.30	2,836.30				
	Total	2,836.30	2,836.30	0.00	0.00	0.00	0.00

Terms Net 30 Days. A Finance Charge of 1 1/2% Per Month (18% per Annum) Will Be Charged on Past Due Accounts. Also Liable for all Legal and Collection Fees.

O.K. to pay  
05.71.0855.03 (City)  
JMK  
1-7-2015

Consent Agenda 1/20/15 (b)



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

A-7

INVOICE

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

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

DEC 24 2014

CITY OF LA VISTA  
JOHN KOTTMANN  
8116 PARKVIEW BOULEVARD  
LA VISTA, NE 68128

Invoice number 107815  
Date 12/23/2014  
Project 0171-410 124TH CIRCLE AND  
HARRISON STREET TRAFFIC SIGNAL

Professional Services from October 27, 2014 through November 30, 2014

PO #14-0098/15-0092

Description	Current Billed
Construction Staking	178.75
Topographic Survey	0.00
Engineering Services During Construction	1,190.65
	Total 1,369.40

Invoice total 1,369.40

Aging Summary

Invoice Number	Invoice Date	Outstanding	Current	Over 30	Over 60	Over 90	Over 120
107815	12/23/2014	1,369.40	1,369.40				
	Total	1,369.40	1,369.40	0.00	0.00	0.00	0.00

Terms Net 30 Days. A Finance Charge of 1 1/2% Per Month (18% per Annum) Will Be Charged on Past Due Accounts. Also Liable for all Legal and Collection Fees.

O.K. to pay

05.71.0879.63

JK

1-7-2015

Consent Agenda 1/20/15 fb



LOGAN SIMPSON  
DESIGN, INC.

City of La Vista  
Attn: Accounts Receivable  
8116 Park View Boulevard  
La Vista, NE 68128

• Project Number: 145281 City of La Vista Comprehensive Plan Update  
Principal: Bruce Meighan

A-8  
RECEIVED  
DEC 24 2014

By  
APPROVED

AB 12-24-14  
05-71-0874.01

Invoice Number: 16534  
Date: November 26, 2014

Professional Services for the period of 09/20/2014 through 11/14/2014:

Description Task	Contract Amount	% Complete	Complete to Date	Previous Billed	Current Amount
<b>1 PLAN FOR A PLAN</b>					
1.1 Ongoing Project Management	\$ 3,412.00	15%	\$ 511.80	\$ -	\$ 511.80
1.2 Staff Kickoff Workshop	\$ 3,492.00	100%	\$ 3,492.00	\$ -	\$ 3,492.00
1.3 Public Involvement Plan	\$ 658.00	85%	\$ 559.30	\$ -	\$ 559.30
1.4 Public Kickoff Event	\$ 7,584.00	20%	\$ 1,516.80	\$ -	\$ 1,516.80
1.5 Existing Conditions Snapshots	\$ 4,562.00	20%	\$ 912.40	\$ -	\$ 912.40
1.6 Stakeholder / Focus Group Interviews	\$ 4,792.00	10%	\$ 479.20	\$ -	\$ 479.20
1.7 Advisory Committee Establishment	\$ 310.00	10%	\$ 31.00	\$ -	\$ 31.00
1.8 Comprehensive Plan Audit & Issues Summary	\$ 2,770.00	10%	\$ 277.00	\$ -	\$ 277.00
<b>2 VISIONING, OPPORTUNITIES &amp; FRAMEWORKS</b>					
2.1 Visioning Survey	\$ 910.00	0%	\$ -	\$ -	\$ -
2.2 Public Visioning Event	\$ 8,784.00	0%	\$ -	\$ -	\$ -
2.3 Vision Document	\$ 5,632.00	0%	\$ -	\$ -	\$ -
2.4 Opportunities	\$ 4,532.00	0%	\$ -	\$ -	\$ -
2.5 Character Districts, Opportunity Areas & Policy Choices	\$ 4,564.00	0%	\$ -	\$ -	\$ -
2.6 Community Opportunities & Choices Workshops	\$ 8,784.00	0%	\$ -	\$ -	\$ -
2.7 Refinement of Community Choices	\$ 870.00	0%	\$ -	\$ -	\$ -
<b>3 THE PLAN</b>					
3.1 Strategies & Plan Development	\$ 2,990.00	0%	\$ -	\$ -	\$ -
3.2 Preliminary Land Use Plan	\$ 4,510.00	0%	\$ -	\$ -	\$ -
3.3 Preliminary Implementation Strategies	\$ 1,550.00	0%	\$ -	\$ -	\$ -
3.4 Sustainability Optimization	\$ 670.00	0%	\$ -	\$ -	\$ -
3.5 Transportation Optimization	\$ 1,110.00	0%	\$ -	\$ -	\$ -
3.6 Health Optimization	\$ 670.00	0%	\$ -	\$ -	\$ -
3.7 Preliminary Draft Plan	\$ 5,784.00	0%	\$ -	\$ -	\$ -
3.7a Recreational Component Inclusions	\$ 2,552.00	0%	\$ -	\$ -	\$ -
3.8 Public Review/ Open House	\$ 5,712.00	0%	\$ -	\$ -	\$ -
3.9 Final Comprehensive Plan	\$ 2,970.00	0%	\$ -	\$ -	\$ -
3.10 Adoption	\$ 2,280.00	0%	\$ -	\$ -	\$ -
	\$ 92,454.00		\$ 7,779.50	\$ -	\$ 7,779.50
Direct Expenses Total	\$ 10,000.00				\$ 1,553.71
Current Amount Due:					\$ 9,333.21

Direct questions regarding this invoice to the accounting department (480) 967-1343

1-29-14  
Consent  
Agenda

**CITY OF LA VISTA**  
**MAYOR AND CITY COUNCIL REPORT**  
**JANUARY 20, 2015 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
ADVERTISEMENT OF BIDS – THOMPSON CREEK CHANNEL REHABILITATION-GROUP "B" CHANNEL RECONSTRUCTION	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOHN KOTTMANN CITY ENGINEER/ASSISTANT PUBLIC WORKS DIRECTOR

**SYNOPSIS**

A resolution has been prepared authorizing the advertisement of bids for construction of the Thompson Creek Channel Rehabilitation-Group "B" Channel Reconstruction. This includes grading, erosion control, stabilization measures, storm sewer improvements and vegetation. The work in this contract will substantially complete the channel improvements. A future project to provide tree plantings is anticipated but will depend on the bidding results for this project relative to available funds. An Open House is scheduled for January 20 prior to the meeting for residents to view the plans.

**FISCAL IMPACT**

Funding has been budgeted in the CIP for the Thompson Creek Phase VI project for the local share of various grants being used to implement the Thompson Creek Watershed Management project. Funding for this phase will come from the NET and NRD grants along with required local share from Sales Tax funding allocated to the Thompson Creek project in FY 14 and FY 15.

**RECOMMENDATION**

Approval

**BACKGROUND**

TD2 has prepared the plans and specifications. The Engineer's Estimate is \$1,500,000 for the proposed construction work and \$50,000 for the related engineering services. The following schedule is suggested:

Publish Notice to Contractors	January 28 and February 4, 2015
Open Bids	February 20, 2015 at 10:00 am at City Hall
City Council Award Contract	March 3, 2015

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

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE ADVERTISEMENT OF BIDS FOR GROUP "B" CHANNEL RECONSTRUCTION OF THE THOMPSON CREEK CHANNEL REHABILITATION PROJECT.

WHEREAS, the City Council has determined that the Thompson Creek Channel Rehabilitation – Group "B" Channel Reconstruction is necessary, and

WHEREAS, the FY 14/15 Capital Improvement Program provides funding for this project, and

WHEREAS, Thompson, Dreessen, Dorner, has prepared plans and specifications for said project.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council do hereby authorize the advertisement of bids for the Thompson Creek Channel Rehabilitation – Group "B" Channel Reconstruction in accordance with plans and specifications prepared by Thompson, Dreessen, Dorner. Said bids are to be opened and publicly read aloud at 10 a.m. at the office of the City Clerk, 8116 Park View Boulevard, La Vista, Nebraska on February 20, 2015.

Publish Notice to Contractors	January 28 and February 4, 2015
Open Bids	February 20, 2015 at 10:00 a.m. at City Hall
City Council Award Contract	March 3, 2015

PASSED AND APPROVED THIS 20TH DAY OF JANUARY, 2015

CITY OF LA VISTA

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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk

A-10

BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
1 Bank of Nebraska (600-873)									
116688	1/07/2015	3739	FELSBURG HOLT & ULLEVIG			16,951.32			**MANUAL**
116689	1/07/2015	2705	ANDERSON EXCAVATING COMPANY			49,454.82			**MANUAL**
116690	1/07/2015	766	VIERREGGER ELECTRIC COMPANY			24,587.48			**MANUAL**
116691	1/13/2015	3702	LAUGHLIN, KATHLEEN A, TRUSTEE			116.00			**MANUAL**
116692	1/20/2015	804	3E-ELECTRICAL ENGINEERING			471.16			
116693	1/20/2015	3939	ACCENT DRYWALL SUPPLY COMPANY			794.88			
116694	1/20/2015	762	ACTION BATTERIES UNLTD INC			606.79			
116695	1/20/2015	2723	AKSARBEN GARAGE DOOR SVCS INC			85.00			
116696	1/20/2015	268	AKSARBEN HEATING/ARS			182.25			
116697	1/20/2015	571	ALAMAR UNIFORMS			842.41			
116698	1/20/2015	4731	ASCAP			338.78			
116699	1/20/2015	201	BAKER & TAYLOR BOOKS			264.78			
116700	1/20/2015	4781	BISHOP BUSINESS EQUIPMENT			1,063.27			
116701	1/20/2015	249	BKD LLP			8,500.00			
116702	1/20/2015	196	BLACK HILLS ENERGY			2,273.83			
116703	1/20/2015	56	BOB'S RADIATOR REPAIR CO INC			249.50			
116704	1/20/2015	1242	BRENTWOOD AUTO WASH			42.00			
116705	1/20/2015	2625	CARDMEMBER SERVICE-ELAN			.00	**CLEARED**	**VOIDED**	
116706	1/20/2015	2625	CARDMEMBER SERVICE-ELAN			.00	**CLEARED**	**VOIDED**	
116707	1/20/2015	2625	CARDMEMBER SERVICE-ELAN			.00	**CLEARED**	**VOIDED**	
116708	1/20/2015	2625	CARDMEMBER SERVICE-ELAN			8,950.27			
116709	1/20/2015	219	CENTURY LINK			137.86			
116710	1/20/2015	2540	CENTURY LINK BUSN SVCS			68.39			
116711	1/20/2015	152	CITY OF OMAHA			141,236.22			
116712	1/20/2015	4789	COLIBRI SYSTEMS NORTH AMER INC			622.50			
116713	1/20/2015	110	CONTECH ENGINEERED SOLUTIONS			7,863.00			
116714	1/20/2015	836	CORNHUSKER INTL TRUCKS INC			91.30			
116715	1/20/2015	43	CORNHUSKER STATE INDUSTRIES			.00	**CLEARED**	**VOIDED**	
116716	1/20/2015	43	CORNHUSKER STATE INDUSTRIES			750.47			
116717	1/20/2015	2158	COX COMMUNICATIONS			224.04			
116718	1/20/2015	2433	DANIELSON/TECH SUPPLY INC			448.20			
116719	1/20/2015	111	DEMCO INCORPORATED			334.15			
116720	1/20/2015	364	DULTMEIER SALES & SERVICE			20.57			
116721	1/20/2015	3334	EDGEWEAR SCREEN PRINTING			708.50			
116722	1/20/2015	2566	ELECTRONIC ENGINEERING			284.28			
116723	1/20/2015	1245	FILTER CARE			16.25			
116724	1/20/2015	142	FITZGERALD SCHORR BARMETTLER			.00	**CLEARED**	**VOIDED**	
116725	1/20/2015	142	FITZGERALD SCHORR BARMETTLER			16,887.50	**CLEARED**	**VOIDED**	
116726	1/20/2015	3415	FOCUS PRINTING			.00	**CLEARED**	**VOIDED**	
116727	1/20/2015	3415	FOCUS PRINTING			883.06			
116728	1/20/2015	3673	FOSTER, TERRY			41.00			
116729	1/20/2015	129	FREE LINC			1,080.93			
116730	1/20/2015	154	GAME PLAN TECHNOLOGIES INC			1,240.00			
116731	1/20/2015	4644	GARROD, MANDY			43.35			
116732	1/20/2015	53	GCR TIRES & SERVICE			1,224.90			
116733	1/20/2015	3656	GENERAL FIRE & SAFETY EQUIP CO			700.00			
116734	1/20/2015	966	GENUINE PARTS COMPANY-OMAHA			.00	**CLEARED**	**VOIDED**	
116735	1/20/2015	966	GENUINE PARTS COMPANY-OMAHA			.00	**CLEARED**	**VOIDED**	
116736	1/20/2015	966	GENUINE PARTS COMPANY-OMAHA			.00	**CLEARED**	**VOIDED**	
116737	1/20/2015	966	GENUINE PARTS COMPANY-OMAHA			1,666.77			
116738	1/20/2015	3271	GLENDALE PARADE STORE			38.95			

BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
116739		1/20/2015		158	WILLIAM TROY GRAVES	150.00			
116740		1/20/2015		285	GRAYBAR ELECTRIC COMPANY INC	372.06			
116741		1/20/2015		134	DEBRA HALE	1,121.25			
116742		1/20/2015		3470	HAMILTON COLOR LAB INC	2,174.00			
116743		1/20/2015		426	HANEY SHOE STORE	293.95			
116744		1/20/2015		2888	HOME DEPOT CREDIT SERVICES	71.88			
116745		1/20/2015		2323	INGRAM LIBRARY SERVICES	98.83			
116746		1/20/2015		162	INLAND TRUCK PARTS	176.34			
116747		1/20/2015		675	INTERSTATE POWER SYSTEMS INC	1,418.56			
116748		1/20/2015		187	JOCHIM PRECAST CONCRETE CO	1,950.00			
116749		1/20/2015		100	JOHNSTONE SUPPLY CO	203.60			
116750		1/20/2015		2394	KRIHA FLUID POWER CO INC	28.75			
116751		1/20/2015		2664	LOU'S SPORTING GOODS	311.00			
116752		1/20/2015		4560	LOWE'S CREDIT SERVICES	25.23			
116753		1/20/2015		3833	LUEDERS LOCK & KEY INC	21.00			
116754		1/20/2015		157	MASTER'S TRANPORTATION INC	204.65			
116755		1/20/2015		4943	MENARDS-RALSTON	87.75			
116756		1/20/2015		553	METROPOLITAN UTILITIES DIST.	770.94			
116757		1/20/2015		1526	MIDLANDS LIGHTING & ELECTRIC	967.71			
116758		1/20/2015		2299	MIDWEST TAPE	12.99			
116759		1/20/2015		64	MINITEX - CPP	128.00			
116760		1/20/2015		4703	NEBRASKA ENVIRONMENTAL PRODS	456.02			
116761		1/20/2015		3350	NEBRASKA IOWA SUPPLY	.00	**CLEARED**	**VOIDED**	
116762		1/20/2015		3350	NEBRASKA IOWA SUPPLY	8,133.44			
116763		1/20/2015		1806	NEBRASKA LIFE MAGAZINE	24.00			
116764		1/20/2015		548	NEBRASKA CLERK SCHOOL	446.00			
116765		1/20/2015		3294	NEFSMA-NE FLOODPLAIN/STORMWTR	100.00			
116766		1/20/2015		408	NOBBIES INC	52.90			
116767		1/20/2015		2530	NOVA HEALTH EQUIPMENT	798.00			
116768		1/20/2015		179	NUTS AND BOLTS INCORPORATED	54.66			
116769		1/20/2015		1968	O'KEEFE ELEVATOR COMPANY INC	1,049.58			
116770		1/20/2015		1014	OFFICE DEPOT INC	.00	**CLEARED**	**VOIDED**	
116771		1/20/2015		1014	OFFICE DEPOT INC	.00	**CLEARED**	**VOIDED**	
116772		1/20/2015		1014	OFFICE DEPOT INC	.00	**CLEARED**	**VOIDED**	
116773		1/20/2015		1014	OFFICE DEPOT INC	.00	**CLEARED**	**VOIDED**	
116774		1/20/2015		1014	OFFICE DEPOT INC	.00	**CLEARED**	**VOIDED**	
116775		1/20/2015		1014	OFFICE DEPOT INC	.00	**CLEARED**	**VOIDED**	
116776		1/20/2015		1014	OFFICE DEPOT INC	.00	**CLEARED**	**VOIDED**	
116777		1/20/2015		1014	OFFICE DEPOT INC	.00	**CLEARED**	**VOIDED**	
116778		1/20/2015		1014	OFFICE DEPOT INC	.00	**CLEARED**	**VOIDED**	
116779		1/20/2015		1014	OFFICE DEPOT INC	1,056.73			
116780		1/20/2015		195	OMAHA PUBLIC POWER DISTRICT	.00	**CLEARED**	**VOIDED**	
116781		1/20/2015		195	OMAHA PUBLIC POWER DISTRICT	.00	**CLEARED**	**VOIDED**	
116782		1/20/2015		195	OMAHA PUBLIC POWER DISTRICT	49,702.58			
116783		1/20/2015		3154	OMAHA WINDUSTRIAL CO	221.25			
116784		1/20/2015		46	OMAHA WORLD-HERALD	479.70			
116785		1/20/2015		4815	ONE CALL CONCEPTS INC	242.95			
116786		1/20/2015		3039	PAPILLION SANITATION	1,056.22			
116787		1/20/2015		976	PAPILLION TIRE INCORPORATED	91.75			
116788		1/20/2015		2686	PARAMOUNT LINEN & UNIFORM	329.56			
116789		1/20/2015		1769	PAYLESS OFFICE PRODUCTS INC	149.95			
116790		1/20/2015		1821	PETTY CASH-PAM BUETHE	.00	**CLEARED**	**VOIDED**	
116791		1/20/2015		1821	PETTY CASH-PAM BUETHE	332.81			

APCHCKRP  
10.30.14

Wed Jan 14, 2015 2:06 PM

\*\*\*\*  
City of Lavista  
ACCOUNTS PAYABLE CHECK REGISTER

OPER: MAG

PAGE 3

BANK NO CHECK NO	BANK NAME DATE	VENDOR NO VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
116792	1/20/2015	1821 PETTY CASH-PAM BUETHE	143.13			
116793	1/20/2015	2552 PLUTA, DON	41.00			
116794	1/20/2015	3446 PRO-PAPILLION RECREATION ORG	1,000.00			
116795	1/20/2015	172 Q P ACE HARDWARE	.00	**CLEARED**	**VOIDED**	
116796	1/20/2015	172 Q P ACE HARDWARE	.00	**CLEARED**	**VOIDED**	
116797	1/20/2015	172 Q P ACE HARDWARE	.00	**CLEARED**	**VOIDED**	
116798	1/20/2015	172 Q P ACE HARDWARE	799.35	<u>APPROVED BY COUNCIL MEMBERS</u>		
116799	1/20/2015	3090 REGAL AWARDS OF DISTINCTION	1,717.02	<u>01/20/15</u>		
116800	1/20/2015	292 SAM'S CLUB	562.53			
116801	1/20/2015	186 SARPY COUNTY ELECTION COMMSNR	620.18			
116802	1/20/2015	150 SARPY COUNTY TREASURER	2,206.50			
116803	1/20/2015	3457 SCARPA, DAN	41.00			
116804	1/20/2015	4030 SCHLEGEL, JEREMY	41.00			
116805	1/20/2015	4733 SESAC LLC	360.00			
116806	1/20/2015	4040 SHERRY, PAUL	133.74	<u>COUNCIL MEMBER</u>		
116807	1/20/2015	47 SUBURBAN NEWSPAPERS INC	40.00			
116808	1/20/2015	4935 UHE, ROBERT	41.00			
116809	1/20/2015	3812 UHL, RICHARD	276.88			
116810	1/20/2015	4979 UNITE PRIVATE NETWORKS LLC	3,850.00			
116811	1/20/2015	2426 UNITED PARCEL SERVICE	25.79			
116812	1/20/2015	766 VIERREGGER ELECTRIC COMPANY	627.00			
116813	1/20/2015	3150 WHITE CAP CONSTR SUPPLY/HDS	39.00			
116814	1/20/2015	968 WICK'S STERLING TRUCKS INC	674.96	<u>COUNCIL MEMBER</u>		

1596701  
Thru 1611901

Payroll Checks

BANK TOTAL	380,993.40	
OUTSTANDING	380,993.40	<u>COUNCIL MEMBER</u>
CLEARED	.00	
VOIDED	.00	

FUND	TOTAL	OUTSTANDING	CLEARED	VOIDED
01 GENERAL FUND	126,125.23	126,125.23	.00	.00
02 SEWER FUND	148,754.51	148,754.51	.00	.00
05 CONSTRUCTION	95,199.37	95,199.37	.00	.00
08 LOTTERY FUND	5,202.58	5,202.58	.00	.00
09 GOLF COURSE FUND	4,329.73	4,329.73	.00	.00
15 OFF-STREET PARKING	1,381.98	1,381.98	.00	.00

REPORT TOTAL	380,993.40	
OUTSTANDING	380,993.40	
CLEARED	.00	
VOIDED	.00	

+ Gross Payroll 1/16/15 248,223.90 COUNCIL MEMBERGRAND TOTAL \$629,217.30COUNCIL MEMBER

**CITY OF LA VISTA**  
**MAYOR AND CITY COUNCIL REPORT**  
**JANUARY 20, 2015 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
CONDITIONAL USE PERMIT – OUTDOOR STORAGE LOT 2, PAPIO VALLEY 2 BUSINESS PARK REPLAT 1 (NW OF 121ST & CENTENNIAL RD)	◆RESOLUTION ORDINANCE RECEIVE/FILE	ANN BIRCH COMMUNITY DEVELOPMENT DIRECTOR

**SYNOPSIS**

A public hearing has been scheduled for Council to consider an application for a Conditional Use Permit for outdoor storage on Lot 2, Papio Valley 2 Business Park Replat 1, generally located northwest of 121<sup>st</sup> Street and Centennial Road.

**FISCAL IMPACT**

N/A.

**RECOMMENDATION**

Approval.

**BACKGROUND**

A public hearing has been scheduled to consider an application submitted by Bell Avenue Properties, Inc. (dba Waldinger Corporation), for a Conditional Use Permit to allow for outdoor storage on Lot 2, Papio Valley 2 Business Park Replat 1. The property is zoned I-2 Heavy Industrial. The applicant proposes to fence in an outdoor area to store raw materials which will be used by the activities within the principal building. The Waldinger company is a metal fabrication company.

A detailed staff report is attached.

The Planning Commission held a public hearing on December 11, 2014 and unanimously recommended approval of the Conditional Use Permit to City Council with the addition of conditions that the grounds are maintained to take care of weeds and the fence be required to have a minimum height of six feet.

\\Lvdcfp01\Users\Administration\BRENDA\My Documents\COUNCIL\15 Memos\CUP - Waldinger.Doc

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

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF A CONDITIONAL USE PERMIT FOR BELL AVENUE PROPERTIES, INC DBA WALDINGER CORPORATION FOR OUTDOOR STORAGE ON LOT 2, PAPIO VALLEY 2 BUSINESS PARK REPLAT 1 LOCATED NW OF 121<sup>ST</sup> AND CENTENNIAL ROAD.

WHEREAS, Bell Avenue Properties, Inc. dba Waldinger Corporation, represented by Blaine Wilcoxson, has applied for a conditional use permit for the purpose of having outdoor storage of materials on Lot 2, Papio Valley 2 Business Park Replat 1 located NW of 121<sup>st</sup> and Centennial Road ; and

WHEREAS, the La Vista Planning Commission has reviewed the application and recommends approval; and

WHEREAS, the Mayor and City Council of the City of La Vista are agreeable to the issuance of a conditional use permit for such purposes, subject to the following conditions:

1. Maintenance of grounds to take care of weeds.
2. Fencing is required to have a minimum height of six feet.

NOW THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista hereby authorize the execution of a Conditional Use Permit in form and content submitted at this meeting, for Bell Avenue Properties, Inc. dba Waldinger Corporation, represented by Blaine Wilcoxson, for the purpose of having outdoor storage of materials on Lot 2, Papio Valley 2 Business Park Replat 1 located NW of 121<sup>st</sup> and Centennial Road, subject to the conditions listed in the last recital above.

PASSED AND APPROVED THIS 20TH DAY OF JANUARY, 2015.

CITY OF LA VISTA

ATTEST:

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

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



**CITY OF LA VISTA  
PLANNING DIVISION**

**RECOMMENDATION REPORT**

CASE NUMBER: 2014-CUP-06

FOR HEARING OF: January 20, 2015

Report Prepared on January 6, 2015

**I. GENERAL INFORMATION**

- A. APPLICANT:** Bell Avenue Properties, Inc.
- B. PROPERTY OWNER:** Bell Avenue Properties, Inc.
- C. LOCATION:** West of 121<sup>st</sup> Street, North of Centennial Road
- D. LEGAL DESCRIPTION:** Lot 2, Papio Valley 2 Business Park Replat 1
- E. REQUESTED ACTION(S):** Conditional Use Permit to allow for outdoor storage of materials on a gravel surface.
- F. EXISTING ZONING AND LAND USE:**  
I-2 Heavy Industrial; the principal building is currently under construction.
- G. PROPOSED USES:** Waldinger Corporation, a mechanical, electrical, and sheet metal service contractor, wishes to fence in an outdoor storage area to store raw materials utilized by activities within the principal building. It will also be used for short term storage of finished product consisting of palletized material and also larger material that will be stacked on blocks.
- H. SIZE OF SITE:** Applicant wishes to utilize a 47,677 square foot portion of western end of the current 9.752 acre parcel for the proposed use.

**II. BACKGROUND INFORMATION**

- A. EXISTING CONDITION OF SITE:** Construction activities for the 69,500 square foot principal building have started on the site. The ground is relatively level with an eventual downward slope to the creek bed on western edge of the property.
- B. GENERAL NEIGHBORHOOD/AREA LAND USES AND ZONING:**
  1. **North:** Weitz; I-2 Heavy Industrial District
  2. **East:** Industrial strip building; I-2 Heavy Industrial District
  3. **South:** Vacant; I-2 Heavy Industrial District
  4. **West:** Perrigo; I-1 Light Industrial District

**C. RELEVANT CASE HISTORY:**

1. The applicant previously applied for a Conditional Use Permit for the same use. The CUP was recommended for approval by the Planning Commission on May 21, 2009 and approved by City Council on June 16, 2009. However, the use did not commence within one year of that date and the permit lapsed.

**D. APPLICABLE REGULATIONS:**

1. Section 5.14 of the Zoning Regulations – I-2 Heavy Industrial
2. Article 6 of the Zoning Regulations – Conditional Use Permits

**III. ANALYSIS**

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

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

**C. TRAFFIC AND ACCESS:**

1. It was determined by the City Engineer that no additional traffic studies are required for the proposed action.
2. The property has access via two driveway connections to S 121<sup>st</sup> Street, a public street that connects to 120<sup>th</sup> Street through Centennial Road.

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

**F. PARKING REQUIREMENTS:**

1. The principal building meets the minimum parking requirements of the Zoning Ordinance. The proposed conditional use (outdoor storage) does not have a parking requirement.

**G. LANDSCAPING:**

1. The applicant exceeded the landscaping requirements for industrial properties as per Section 7.17 of the Zoning Ordinance through their application for a building permit for the principal building. The proposed landscaping will also enhance the exterior view of the fencing required as per this CUP.

**H. BUILDING DESIGN:**

1. The applicant has a building permit for the construction of the principal building. This area is not within a design review overlay district and therefore is not required to undergo design review for the building.

**IV. REVIEW COMMENTS:**

1. The applicant will incorporate privacy fence slats in the eastern face of the fence to provide screening and reduce the amount of gravel dust coming out of the fenced in area.
2. The fence will be a minimum of six feet high, as recommended by the Planning Commission.
3. The owner is responsible for controlling weed growth in the storage area, as recommended by the Planning Commission.
4. There will be no parking of vehicles, motorized machinery, or trailers within the designated area.

**V. PLANNING COMMISSION RECOMMENDATION:**

The Planning Commission held a public hearing on December 11, 2014 and unanimously recommended approval of the Conditional Use Permit to City Council with the addition of conditions that grounds are maintained to take care of weeds and the fence be required to have a minimum height of six feet.

**VI. STAFF RECOMMENDATION:**

Approval of the Conditional Use Permit for an outdoor storage area with a gravel surface.

**VII. ATTACHMENTS TO REPORT:**

1. Vicinity Map
2. City Engineer's Review Letter
3. Applicant's written proposal
4. Draft CUP with Exhibits

**VIII. COPIES OF REPORT TO:**

1. Blaine Wilcoxson, Bell Avenue Properties, Inc. ; Applicant
2. Jason Heinze, The Schemmer Associates; Architect
3. Public Upon Request

  
Prepared by:   
John B. Brink 1-12-15  
Community Development Director Date



October 30, 2014

Mr. Christopher Solberg  
City Planner  
City of La Vista  
8116 Park View Blvd.  
La Vista, NE 68128

RE: Conditional Use Permit  
Waldinger Corporation  
8802 South 121<sup>st</sup> Street  
Proposed Gravel Surfaced Outdoor Storage

Chris:

I have reviewed the application that I received from you for a proposed conditional use permit for Waldinger Corporation to construct a gravel surfaced outdoor storage area for materials prior to fabrication and short term storage of completed materials. Based on the elements for consideration set forth in Article 6.05 of the Zoning Regulations, I have no objections to the proposed construction subject to the gravel area not being subject to any routine traffic that would result in the creation of dust. The plan indicates a perimeter fence and gate that should restrict such traffic.

The applicant comments that the gravel surfacing may be used for storm water infiltration. That may be possible but will depend on how many fines are incorporated into the granular material in order to obtain a stable surface for forklifts. I am not granting approval of this gravel surfacing for storm water infiltration until more information is submitted about the gradation and composition of the material. However, that is not an element of the CUP requested, but since the topic was raised I needed to make a response.

Please feel free to contact me if you have questions.

John M. Kottmann  
John M. Kottmann  
City Engineer  
Cc file

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

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

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

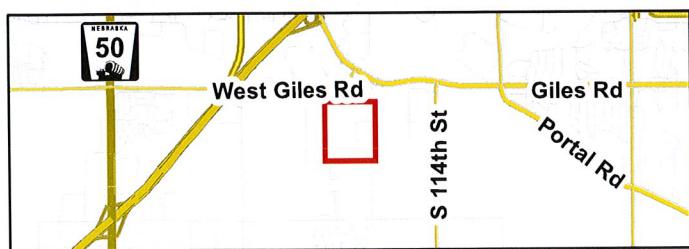
**Golf Course**  
8305 Park View Blvd.  
p: 402-339-9147

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

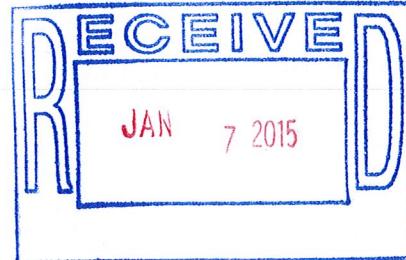
**Police**  
7701 South 96th St.  
p: 402-331-1582  
f: 402-331-7210

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

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



September 12, 2014



City of LaVista  
8116 Park View Blvd.  
LaVista, NE 68128-2198

RE: 121<sup>st</sup> and Centennial Road – Gravel Storage Area  
Schemmmer Project No. 06521.001

To Whom It May Concern:

It is the intent of the Waldinger Corporation to create a gravel storage area along the west portion of their property south of the detention basin (see plan). This area is intended to be used for storage of product to be used in the production of finished goods. It will also be used for the short term storage of finished product that is being prepared for shipping. The product will consist of palletized material and also larger material that will be stacked on blocks. The gravel surface will be an 8" thick crushed gravel material placed over a geo-textile fabric to prevent sinking. This surface can also serve as a storm water filtration and infiltration practice.

Waldinger Corporation is requesting a Conditional Use Permit from the City of LaVista in order to accommodate this type of surfacing and activity.

Please feel free to contact me with any questions.

Sincerely,

THE SCHEMMER ASSOCIATES INC.  
ARCHITECTS | ENGINEERS | PLANNERS

  
Jason Heinze, PE, SE, LEED AP  
Project Manager

da:P/

PHONE 402.493.4800  
FAX 402.493.7951

1044 North 115th Street, Suite 300  
Omaha, Nebraska 68154-4436

SCHEMMER.COM

**City of La Vista  
Conditional Use Permit**

**Conditional Use Permit for Waldinger Corporation**

This Conditional Use Permit issued this \_\_\_\_ day of \_\_\_\_\_, 2015, by the City of La Vista, a municipal corporation in the County of Sarpy County, Nebraska ("City") to Bell Avenue Properties, Inc. ("Owner"), pursuant to the La Vista Zoning Ordinance.

WHEREAS, Owner wishes to construct and operate an outdoor storage area upon the following described tract of land within the City of La Vista zoning jurisdiction:

Lot 2, Papio Valley 2 Business Park Replat 1 located in the NE  $\frac{1}{4}$  Section 19, Township 14 North, Range 12 East of the 6th P.M. Sarpy County, Nebraska, located at 8802 S. 121<sup>st</sup> Street.

WHEREAS, Owner has applied for a conditional use permit for the purpose of storing materials and finished product outdoors; and

WHEREAS, the Mayor and City Council of the City of La Vista are agreeable to the issuance of a conditional use permit to the owner for such purposes, subject to certain conditions and agreements as hereinafter provided.

NOW, THEREFORE, BE IT KNOWN THAT subject to the conditions hereof, this conditional use permit is issued to the owner to use the area designated on Exhibit "A" hereto for outdoor storage, said use hereinafter being referred to as "Permitted Use or Use".

**Conditions of Permit**

The conditions to which the granting of this permit is subject are:

1. The rights granted by this permit are transferable and any variation or breach of any terms hereof shall cause permit to expire and terminate without the prior written consent of the City (amendment to permit) or unless exempted herein.
2. In respect to the Permitted Use:
  - a. A Site Landscaping Plan showing the property boundaries of the tract of land and easements, proposed structures, parking, access points, and drives shall be provided to the City and attached to the permit as "Exhibit A".
  - b. A security fence with a minimum height of six feet shall be constructed around the graveled surface to reduce the chance of gravel dust going airborne due to vehicles driving or parking on the graveled area. The fence shall be maintained in good repair by the property owner or business owner. Attached to the permit as "Exhibit B" is a cut sheet of the fence type to be utilized.
  - c. There will be no parking of vehicles, motorized machinery, or trailers within the designated area.
  - d. There shall be no storage, placement or display of goods, supplies or any other material, substance, container or receptacle outside of the designated area for the Permitted Use, except trash receptacles and those approved in writing by the City.
  - e. Landscaping requirements from Section 7.17.03 and 7.17.04 of the City of La Vista Zoning Ordinance shall be satisfied and maintained by the property owner. Attached to the permit as "Exhibit A" is the Site Landscaping Plan for the property.

- f. Owner is required to control weed growth in the storage area as per City Code Section 92.15.
- g. Owner shall obtain all required permits from the City of La Vista and shall comply with any additional requirements as determined by the Chief Building Official, including, but not limited to, building, fire, and ADA.
- h. Owner shall comply (and shall ensure that all employees, invitees, suppliers, structures, appurtenances and improvements, and all activities occurring or conducted, on the premises at any time comply) with any applicable federal, state and/or local regulations, as amended or in effect from time to time, including, but not limited to, applicable environmental or safety laws, rules or regulations.
- i. Owner hereby indemnifies the City against, and holds the City harmless from, any liability, loss, claim or expense whatsoever (including, but not limited to, reasonable attorney fees and court cost) arising out of or resulting from the acts, omissions or negligence of the owner, his agents, employees, assigns, suppliers or invitees, including, but not limited to, any liability, loss, claim or expense arising out of or resulting from any violation on the premises of any environmental or safety law, rule or regulation.

3. The applicant's right to maintain the use as approved pursuant to these provisions shall be based on the following:

- a. An annual inspection to determine compliance with the conditions of approval. The conditional use permit may be revoked upon a finding by the City that there is a violation of the terms of approval.
- b. The use authorized by the conditional use permit must be initiated within one (1) year of approval and shall become void two (2) years after the date of approval unless the applicant has fully complied with the terms of approval.
- c. All obsolete or unused structures, accessory facilities or materials with an environmental or safety hazard shall be abated and/or removed at owner's expense within twelve (12) months of cessation of the conditional use.

4. Notwithstanding any other provision herein to the contrary, this permit, and all rights granted hereby, shall expire and terminate as to a permitted use hereunder upon the first of the following to occur:

- a. Owner's abandonment of the permitted use. Non-use thereof for a period of twelve (12) months shall constitute a presumption of abandonment.
- b. Cancellation, revocation, denial or failure to maintain any federal, state or local permit required for the Use.
- c. Owner's breach of any other terms hereof and his failure to correct such breach within ten (10) days of City's giving notice thereof.

5. In the event of the owner's failure to promptly remove any safety or environmental hazard from the premises, or the expiration or termination of this permit and the owner's failure to promptly remove any permitted materials or any remaining environmental or safety hazard, the City may, at its option (but without any obligation to the owner or any third party to exercise said option) cause the same to be removed at owner's cost (including, but not limited to, the cost of any excavation and earthwork that is necessary or advisable) and the owner shall reimburse the City the costs incurred to remove the same. Owner hereby irrevocably grants the City, its agents and employees the right to enter the premises and to take whatever action as is necessary or appropriate to remove the structures or any environmental or safety hazards in accordance with the terms of this permit, and the right of the City to enter the premises as necessary or appropriate to carry out any other provision of this permit.

6. If any provision, or any portion thereof, contained in this agreement is held to be unconstitutional, invalid, or unenforceable, the remaining provisions hereof, or portions thereof, shall be deemed severable, shall not be affected, and shall remain in full force and effect.

## **Miscellaneous**

The conditions and terms of this permit shall be binding upon owner, his successors and assigns.

1. Delay of City to terminate this permit on account of breach of owner of any of the terms hereof shall not constitute a waiver of City's right to terminate, unless it shall have expressly waived said breach and a waiver of the right to terminate upon any breach shall not constitute a waiver of the right to terminate upon a subsequent breach of the terms hereof, whether said breach be of the same or different nature.
2. Nothing herein shall be construed to be a waiver or suspension of, or an agreement on the part of the City to waive or suspend, any zoning law or regulation applicable to the premises except to the extent and for the duration specifically authorized by this permit.
3. Any notice to be given by City hereunder shall be in writing and shall be sufficiently given if sent by regular mail, postage prepaid, addressed to the owner as follows:

**Contact Name and Address:** Blaine Wilcoxson  
Bell Avenue Properties, Inc.  
2601 Bell Avenue  
Des Moines, IA 50321  
(515) 284-1911

### **Effective Date:**

This permit shall take effect upon the filing hereof with the City Clerk a signed original hereof.

THE CITY OF LA VISTA

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

Attest:

---

Pam Buethe  
City Clerk

## CONSENT AND AGREEMENT

The undersigned does hereby consent and agree to the conditions of this permit and that the terms hereof constitute an agreement on the part of the undersigned to fully and timely perform each and every condition and term hereof, and the undersigned does hereby warrant, covenant and agree to fully and timely perform and discharge all obligations and liabilities herein required by owner to be performed or discharged.

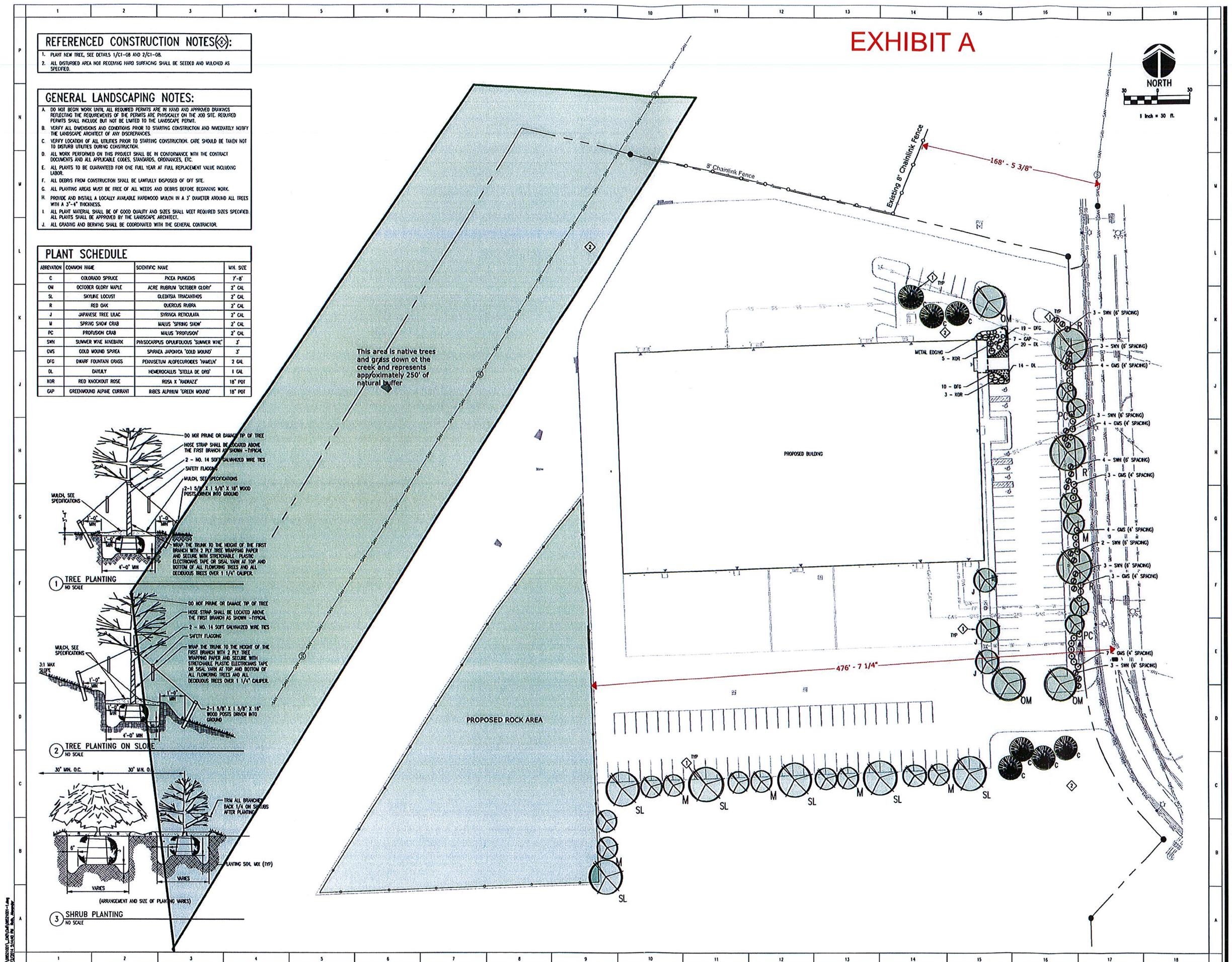
Owner:

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

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

Date: \_\_\_\_\_

# EXHIBIT A

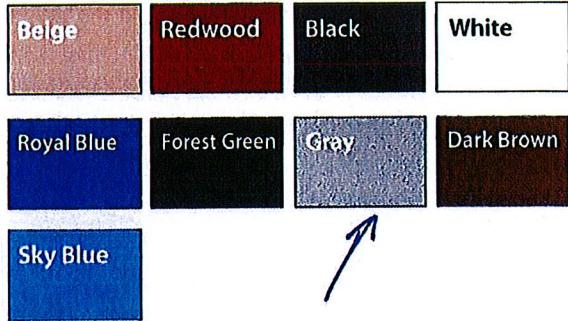




Slat Name	Slat Width	Mesh Size	Wire Gauge	Coverage Area
EconoLink	1 1/4"	2" & 2 1/4"	9, 11 or 11 1/2	10 Linear feet

## Available Colors

(colors are approximations)



Exact representation of colors in printing is difficult. Please refer to actual color samples for accurate matching. Samples available upon request.

# EconoLink™

Patented

EconoLink™ single-wall slats are the newest member of our SlatSource family of slats. They offer the lowest price guaranteed of any single-wall slat, plus they offer easy top-locking installation and low maintenance.

**Design** – EconoLink™ slats are compact and lightweight. Their unique shape enables them to self-stack. A package the size of a 2 x 4 contains enough material to cover approximately 10 linear feet, making this product easy to ship and efficient to store.

**Installation** – Easy “3-step” process.

Step 1: Insert the patented locking strip horizontally into the top section of the 2nd diamond down from the top.

Step 2: Insert the slats vertically until the patented notch snaps itself into the locking strip.

Step 3: Go home early today!

**Standard Heights** – 4 ft., 5 ft., 6 ft., 7 ft., 8 ft., 10 ft. and 12 ft.

*Special heights available upon request*

**Slat Length** – 3 1/2" shorter than the overall height of the fence

**Wind Load and Privacy Factor** – Approximately 75% (Based on wire/mesh used-stretch tension)

**Colors** – Beige, Redwood, Black, White, Royal Blue, Forest Green, Gray, Dark Brown, Sky Blue

## Features and Benefits

**Materials** – SlatSource® slats are extruded from High Density Polyethylene (HDPE), color pigments and ultra violet (UV) inhibitors specifically formulated to retard the harmful effects of the sun and lengthen the life of the slat.

**Durability** – Our slats are also resistant to severe weather conditions, salt water, sand, road dirt, most acids, alcohol, alkaline, ammonia, petroleum distillates, and common environmental pollutants.

**Maintenance** – Our slats are nearly maintenance free. They may be pressure cleaned of surface contaminants with plain water.

**Wind Load Disclaimer** – We will not be held responsible for fence damage resulting from wind load conditions due to insufficient structural support.

**Designations** – Meets ASTM Designation: F3000/F3000M (except HedgeLink and Aluminum Slat)

## HDPE Technical Properties

Property	Values
Melt Index	(.6) A low melt index indicates improved stress and crack resistance.
Density	(.957) Polyethylene ranges anywhere from .914 to .960 in density. A higher density yields maximum stiffness without becoming overly brittle.
Minimum Temp.	(-76° F) Polyethylene stays flexible even at this temperature extreme.
Maximum Temp.	(250° F) Polyethylene does not distort until reaching this temperature.
Tensile Strength	(3,700 psi) Material will not suffer distortion at lesser loads or impacts.



A PrivacyLink® Company

1.888.806.7528

[www.slatsforchainlinkfence.com](http://www.slatsforchainlinkfence.com)

[info@eprivacylink.com](mailto:info@eprivacylink.com)

Many patents and patents pending.

8/14/5

**CITY OF LA VISTA**  
**MAYOR AND CITY COUNCIL REPORT**  
**JANUARY 20, 2015 AGENDA**

Subject:	Type:	Submitted By:
PROFESSIONAL SERVICES AGREEMENT — MIDWEST RIGHT OF WAY SERVICES, INC.	◆ RESOLUTION ORDINANCE RECEIVE/FILE	ANN BIRCH COMMUNITY DEVELOPMENT DIRECTOR

**SYNOPSIS**

A resolution has been prepared to approve a professional services agreement with Midwest Right of Way Services, Inc., of Omaha, NE for acquisition and relocation services for the 84<sup>th</sup> Street Redevelopment Area.

**FISCAL IMPACT**

Maximum fee \$121,500.

**RECOMMENDATION**

Approval.

**BACKGROUND**

Over the last several years the City Council and the La Vista Community Development Agency have taken several actions (as outlined below) to lay the foundation for potential property acquisition in an area along the 84<sup>th</sup> Street corridor. The City is now proposing to go forward with the acquisition and relocation process for the Phase 1 Redevelopment Project (see attached map).

Midwest Right of Way Services has submitted a proposal, which is attached, to provide acquisition and relocation services for this project to include negotiations with owners and tenants to acquire property and to relocate businesses. You will recall the City used Midwest Right of Way Services in the past in conjunction with the Thompson Creek housing acquisition process.

Prior actions include: On February 7, 2012, the City by Resolution No. 12-011 declared the 84th Street Redevelopment Area a substandard and blighted area in need of redevelopment. Ordinance No. 1167 was also adopted on this date creating the La Vista Community Development Agency, governed by the Mayor and City Council and providing for actions of the Agency to be taken at City Council meetings.

On July 16, 2013, the City by Resolution No. 13-065 approved the Redevelopment Plan for the 84<sup>th</sup> Street Redevelopment Area, including an Initial Redevelopment Project involving acquisition of portions of the area.

On August 6, 2013, the La Vista Community Development Agency by Resolution No. 13-073 declared the necessity of acquiring real property for the Initial Redevelopment Project as described in the Redevelopment Plan or for its purposes.

On December 17, 2013, a public hearing was held on the proposed project and acquisition of real property and interests in real property for the Initial Redevelopment Project. Notices were published and mailed in accordance with applicable law.

In May of 2014 the voters authorized an additional ½ cent local option sales tax to fund projects related to the redevelopment of 84<sup>th</sup> Street.

\\Lydcfp01\Users\Administration\BRENDA\My Documents\COUNCL\15 Memos\84th Street Redevel Area - Midwest ROW Services.Docx

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

A RESOLUTION OF THE LA VISTA COMMUNITY DEVELOPMENT AGENCY, APPROVING AN AGREEMENT FOR PROFESSIONAL SERVICES WITH MIDWEST RIGHT OF WAY SERVICES, INC, OMAHA, NEBRASKA, IN AN AMOUNT NOT TO EXCEED \$121,500.

WHEREAS, the Mayor and City Council, as the governing body of the La Vista Community Development Agency, have determined that acquisition and relocation services for the 84<sup>th</sup> Street Redevelopment Area are necessary; and

WHEREAS, Midwest Right of Way Services has submitted a proposal to provide acquisition and relocation services for this project to include negotiations with owners and tenants to acquire property and to relocate businesses; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council as the governing body of the La Vista Community Development Agency, of La Vista, Nebraska, do hereby approve an agreement for professional services with Midwest Right of Way Services, Inc., Omaha Nebraska in an amount not to exceed \$121,500.

PASSED AND APPROVED THIS 20TH DAY OF JANUARY, 2015.

CITY OF LA VISTA

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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk

# INITIAL PROPERTY ACQUISITIONS

## 84TH STREET REDEVELOPMENT AREA

LA VISTA, NEBRASKA



### LEGEND

- ZONE A
- ZONE B

### ILLUSTRATION 7

La Vista, Nebraska  
General Redevelopment Plan  
84<sup>th</sup> Street Redevelopment Area

January 22, 2014

Brenda Gunn  
La Vista Community Development Agency  
8116 Park View Boulevard  
La Vista, Nebraska 68128

RE: Proposal for Right of Way Services  
Initial Redevelopment Project for the 84<sup>th</sup> Street Redevelopment Area

Dear Ms. Gunn:

Midwest Right of Way Services, Inc. is pleased to provide this proposal for right of way services for the above-referenced project in La Vista, Nebraska.

### ***CONSULTANT AND KEY PERSONNEL***

***Consultant -*** Midwest Right of Way Services, Inc.  
13425 "A" Street  
Omaha, Nebraska 68144  
(402) 955-2900

***Key Personnel -*** Jack Borgmeyer, President

### ***PROJECT UNDERSTANDING***

This project involves the negotiation for acquisition of land from one property owner and the acquisition of leased fee interests from five tenants in Sarpy County, Nebraska, as shown on the map of Brentwood Crossing provided by the La Vista Community Development Agency, and attached hereto. The project will also require the displacement of eleven (11) commercial tenant businesses and one business owner located at the site. The land acquisition and relocations are necessary for the redevelopment of the entire site.

### ***WORK PLAN/APPROACH***

The following tasks will accomplish the project according to the intent of the La Vista Community Development Agency.

## **PROJECT MANAGEMENT**

This task will involve coordination of all project elements so that work is initiated as it should be, appropriate progress is made, and schedules are met. A project meeting involving the right of way manager and the La Vista Community Development Agency will be the project's first activity. Coordination and scheduling of the acquisition and relocations will be the responsibility of the right of way manager. Periodic progress meetings will be required throughout the acquisition process.

## **TITLE COMMITMENTS**

A Title Commitment will be obtained by the Community Development Agency for the affected property in order to determine fee ownership, easements, and any liens and encumbrances which will affect the title. The commitment will provide the requirements to obtain good, marketable title for the Agency.

## **APPRAISALS**

Appraisals of the property have been completed to estimate just compensation for the land to be acquired. The independent fee appraiser was hired directly by the La Vista Community Development Agency

## **ACQUISITION**

The first step in the acquisition process is to review the title commitment and appraisal report for the property. The necessary purchase documents will be prepared by Midwest and approved by the La Vista Community Development Agency before an offer is made. After the documents have been prepared and reviewed, an offer will be made to the property owner in writing. Each visit will be documented on a call report and kept in the parcel file.

If necessary, a recommendation for a negotiated settlement will be made to the Agency. When an agreement is reached, we will obtain the necessary signatures of all interested parties. Our goal will be to acquire the necessary land by voluntary purchase.

## **RELOCATION ASSISTANCE SERVICES**

Midwest's relocation agents will provide relocation assistance and advisory services in accordance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended and the Nebraska Relocation Assistance Act. The relocation agent will meet with the Agency to review the program and discuss the scope of work before beginning any activities relating to relocation assistance. They will follow the general procedures, provide services, create and maintain records, and submit reports and status reports as required by State and Federal procedures. The tasks involved with relocation activities include initial interviews with displacees, preparation of studies, presentation of offers, inspecting replacement properties, attending closings, monitoring moves, processing and reviewing claims, and providing advisory assistance.

## **TEAM MEMBERS**

*Jack Borgmeyer, SR/WA, R/W-RAC, is President of Midwest Right of Way Services, Inc. Borgmeyer is qualified to complete all aspects of the right of way process. His experience includes right of way title searches, land and easement acquisition, relocation, condemnation testimony, and project management. Borgmeyer has over 30 years of experience relating to real estate and right of way.*

*Gene Gilmore, R/W-RAC, Relocation Agent, will provide relocation and advisory assistance as needed. Gilmore has over 35 years' experience handling all types of relocation cases in Nebraska, Iowa and Kansas. His experience includes several large, complicated relocations such as two foundries, several salvage yards, and two lumber yards.*

*Stacey A. Kroeger, R/W-RAC, Right of Way Agent, has worked for Midwest Right of Way Services for twelve years. She has performed acquisition negotiations and relocation assistance for the past eight years. Her experience includes right of way title searches, acquisition negotiations and relocation assistance for state and local, federally funded projects in Nebraska and Kansas.*

*Maria Rodriguez, Right of Way Agent, is qualified in all aspects of land acquisition and relocation assistance. She has performed acquisition and relocation assistance for the last five years in Phoenix, Arizona. Her experience includes right of way title searches, acquisition negotiations and relocation assistance for state, local, and federally funded projects in Arizona.*

*Denny Bliss, Right of Way Agent, has worked for Midwest Right of Way Services since July of 2011. He has performed acquisition negotiations for airport, roadway, and drainage projects. His experience also includes preparation and review of legal descriptions, review of land title reports, as well as the ability to read, interpret and draw engineering plans. He is also an experienced CADD technician.*

*Dave Minino, Right of Way Agent, has worked for Midwest Right of Way Services since March of 2012. He has performed acquisition negotiations for roadway, trail and drainage projects and brings over five years of real estate experience to our team.*

*Lynda Steigerwalt provides office support and document preparation for Midwest Right of Way's acquisition and relocation agents. She has over seven years of experience in the title insurance and real estate industries.*

## ***AVAILABILITY***

Midwest Right of Way Services can begin the scope of work indicated above once the "Notice to Proceed" has been received.

## ***PAYMENT FOR SERVICES***

Midwest Right of Way Services proposes the right of way services detailed above for the following hourly fees:

	<i>Hourly Salary</i>	<i>Rates</i>
Project Manager		\$95.00
Right of Way Agent/Relocation Agent		\$85.00

The maximum fees for each task will be as follows:

<b>Task</b>		<b>Maximum Fee</b>
Project Management	Lump Sum	\$7,600.00
Acquisition Negotiations	6 – Owners @ \$3,400.00 each	\$20,400.00
Relocation Assistance	11 - commercial/business cases	\$93,500.00
<b>Total Maximum Fee</b>		<b>\$121,500.00</b>

The maximum fee for the project, which includes right of way project management, acquisition negotiations and relocation assistance, is **\$121,500.00**.

Hourly fees will be billed at our standard hourly rate plus expenses. If additional work or meetings are requested beyond the scope indicated in this proposal, we will contact you to discuss revising the contract amount before the additional work is started. Invoices will be sent on an approximate monthly basis for services rendered.

## ***SUMMARY***

We believe this proposal demonstrates our understanding of the project and the right of way acquisition process. We understand the importance of acquiring these property rights expeditiously and in a positive manner which results in fair treatment for both the property owner and the City of La Vista Community Development Agency.

If the above described items are satisfactory to you, please sign and date the original and duplicate original of this letter in the space provided. Keep one executed copy of this letter for your files and return the duplicated copy to us for our files. Receipt of this letter contract will be considered our formal notice to proceed with the work.

Sincerely,

MIDWEST RIGHT OF WAY SERVICES, INC.



Jack Borgmeyer  
President

## **ACCEPTANCE OF PROPOSAL AND AUTHORIZATION TO PROCEED**

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Authorized Representative  
City of La Vista Community Development Agency

Date: \_\_\_\_\_

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
JANUARY 20, 2015 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
APPROVAL OF AGREEMENT - SPORTS FACILITY USE	◆ RESOLUTION ORDINANCE RECEIVE/FILE	SCOTT STOPAK RECREATION DIRECTOR

**SYNOPSIS**

A resolution has been prepared authorizing the Mayor to execute a contract with Triple Crown Sports Inc. (TCS) of Fort Collins, CO for the usage of City Sports Facilities in La Vista for five years as identified in the Triple Crown Sports Facility Use Agreement.

**FISCAL IMPACT**

Triple Crown Sports Inc. (TSC) agrees to pay the City of La Vista as identified in the Triple Crown Sports Facility Use Agreement under Item C.

**RECOMMENDATION**

Approval.

**BACKGROUND**

Triple Crown Sports has been renting the City of La Vista Fields for the last several years to conduct a youth baseball tournament. This will be the 2<sup>nd</sup> five (5) year agreement with Triple Crown Sports Inc. (TCS) of Fort Collins, CO for the usage of City Sports Facilities in La Vista.

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

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE MAYOR TO EXECUTE A FIVE YEAR AGREEMENT WITH TRIPLE CROWN SPORTS INC, FORT COLLINS CO, TO ALLOW USE OF THE CITY SPORTS FACILITIES FOR A YOUTH BASEBALL TOURNAMENT AND SLUMP BUSTER FESTIVAL .

WHEREAS, the City has determined that it is desirable to continue a long term agreement with Triple Crown Sports Inc.; and

WHEREAS, Triple Crown Sports have has had an agreement with the City for use of the Sports facilities for the last five years; and

WHEREAS, this agreement will insure the return of this event to the City of La Vista in the future; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize the Mayor to sign an agreement with Triple Crown Sports, Inc., Fort Collins CO, to allow use of the City sports facilities for a youth baseball tournament and slump buster festival for the next five years.

PASSED AND APPROVED THIS 20TH DAY OF JANUARY, 2015

CITY OF LA VISTA

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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk

Triple Crown Sports of Fort Collins, CO produces the largest youth baseball tournament in the USA. The SlumpBuster® coincides with the NCAA® College World Series. In August 2011, Triple Crown added roughly 130 teams by acquiring the Omaha NIT, formerly produced by KC Sports.



## 2014 SlumpBuster® & Omaha NIT Event Facts:

- This event is more than a tournament, it's an **experience**. Special events include: bonfire, pin trading, inflatables, skills competitions, All-Star Game, vendor row, food, and other entertainment.
- 495 baseball teams from 35 States
  - 443 teams from outside a 100 mile radius
- 18,720 outside visitors to region (39 people per team)
  - 13,365 fans and parents (27/team)
  - 5,940 Participants (12/team)
- 16,501 Room nights utilized at 42 area hotels
  - Required stay-to-play lodging policy for all out of town teams
- **\$9.7 Million** in Economic Impact according to the National Association of Sports Commissions
- **\$160 Million** in Economic Impact for 20 year History (TCS Estimate)
- Tournament Quick Facts:
  - 53 ballfields used in 5 area cities
  - 1,328 games scheduled (2014)
  - 150 Event Staff: 10+ college coaches and 100+ umpires
  - 4 Sessions make up the 17 day event (June 11-June 26, 2014)
  - 2 full-time staff to set up the event
- Single largest purchaser of CWS General Admission (GA) tickets for six consecutive years.
  - 40,432 Tickets Purchased by outside visitors (*Average # games per team = 2.16*)
    - 15,000 GA tickets purchased directly from CWS of Omaha Inc.
    - 25,432\* GA and Reserved tickets purchased from box office/online (*\*Estimate based on Average/game*)
- Work successfully with: Omaha CVB, Omaha Sports Commission, Omaha Parks and Rec., CWS of Omaha, NCAA® Baseball, NCAA® Eligibility Office, Council Bluffs CVB, Council Bluffs Parks and Rec., City of La Vista, City of Lincoln, Metro Umpires, Carter Lake Parks and Rec., City of Ft. Calhoun, West Omaha Baseball Foundation, Nebraska City Baseball Association, Iowa West Youth Foundation, six private facility user groups, 42 area hotels and 20+ event partners/Sponsors.
- The SlumpBuster has long-term contracts in place with the City of Council Bluffs, IA, City of Omaha facilities and other area private facility partners of 3 to 15 years.
- Triple Crown is a reputable, national brand for amateur sporting events dating back to its inception in 1987.

### SlumpBuster History:

Year	Teams	States
93-02	1,347	28
2003	150	12
2004	200	13
2005	259	21
2006	424	31
2007	443	36
2008	462	37
2009	495	36
2010	484	39
2011	525	39
2012	505	35
2013	421	32
2014	495	35

For more information please contact Triple Crown Sports.

Brandon Hardy  
SlumpBuster Event Director  
970-672-0568 Direct  
[brandon@triplecrownSports.com](mailto:brandon@triplecrownSports.com)





### **TRIPLE CROWN SPORTS FACILITY USE AGREEMENT**

THIS AGREEMENT BETWEEN TRIPLE CROWN SPORTS INC. (TCS) OF FT. COLLINS, CO AND THE CITY OF LA VISTA IS ENTERED INTO ON \_\_\_\_\_ FOR THE PURPOSE OF PROVIDING A QUALITY BASEBALL TOURNAMENT IN LA VISTA, NE FOR FIVE YEARS. THE AGREEMENT WILL BEGIN IN 2015 AND THE LAST YEAR WILL BE 2014. EXACT DATES OF FIELD USAGE WILL ROTATE ANNUALLY WITH THE NCAA® COLLEGE WORLD SERIES (CWS). FACILITY USAGE NORMALLY TOTALS 16 DAYS, INCLUDING THREE DAYS BEFORE THE CWS AND THREE DAYS AFTER THE CWS.

THIS AGREEMENT IS HEREBY EFFECTIVE FOR A TERM COMMENCING ON THE DATE SIGNED AND WILL EXPIRE ONCE THE FOLLOWING STIPULATIONS HAVE BEEN SATISFIED BY BOTH PARTIES.

#### **TERMS OF AGREEMENT**

##### **A. THE CITY OF LA VISTA AGREES TO:**

1. PROVIDE TRIPLE CROWN SPORTS THE EXCLUSIVE USE OF THE FOLLOWING FACILITIES ON THE DATES LISTED ABOVE AND IN SECTION A2: FROM 8:00 AM- 4:00 PM
  - LA VISTA SPORTS COMPLEX (BASEBALL AND SOFTBALL FIELDS ONLY)
  - CITY PARK FIELDS
2. THE TOURNAMENT DATES LISTED ABOVE ARE FIRM AND NOT TO BE CHANGED BY EITHER PARTY WITHOUT WRITTEN CONSENT BY BOTH PARTIES. FUTURE DATES OF FIELD USAGE ARE ESTIMATED FOR JUNE 11-JUNE 25: 2015, JUNE 15-30: 2016 AND JUNE 15-29, 2017. THESE DATES ARE SUBJECT TO CHANGE AND ARE NOT FIRM UNTIL THE CWS SCHEDULE IS OFFICIALLY ANNOUNCED. EXACT DATES FOR FACILITY USAGE IN 2018 AND 2019 WILL BE DETERMINED ONE YEAR IN ADVANCE OF EACH YEAR OR AS SOON AS THE CWS DETERMINES EXACT DATES.
3. DRAG AND LINE FIELDS IN PREPARATION FOR THE FIRST GAMES ON EACH DAY OF THE TOURNAMENT. ADDITIONAL DRAGS MUST BE SCHEDULED AND WILL BE CHARGED THE GOING RATE.
4. PROVIDE THE TRIPLE CROWN TOURNAMENT DIRECTOR WITH A KEY TO STORE-ROOM WHERE BASES, ETC. ARE KEPT **OR** HAVE SOMEONE AT THE SITE WITH THIS KEY IN CASE OF EMERGENCY.
5. ALLOW GAMES TO START AS EARLY AS 8 AM AND LAST UNTIL 4 PM EACH DAY OF THE TOURNAMENT.

EXCEPTIONS:

➤ IF THERE ARE MULTIPLE DAYS OF BAD WEATHER, TRIPLE CROWN MAY REQUEST FIELD USAGE PAST 4 PM. FACILITY RETAINS RIGHT TO REFUSE USAGE AFTER 4 PM. TCS WILL NEVER INITIALLY SCHEDULE GAMES TO FINISH LATER THAN 4 PM.

6. PROVIDE A SPACE IN THE PARKS FOR A NOVELTY STAND.
7. ALLOW TRIPLE CROWN TO DISPLAY BANNERS IN A PROFESSIONAL MANNER AT THE FACILITIES.
8. ASSIST TRIPLE CROWN IN SECURING TEAMS FOR TOURNAMENT THROUGH NEWS RELEASES AND ANY OTHER TYPES OF PROMOTION THAT THE ORGANIZATION CAN PROVIDE (WORD OF MOUTH).
9. PROVIDE THE NAMES AND PHONE NUMBERS OF LOCAL UMPIRE ASSOCIATION CONTACTS USED BY THE FACILITY.
10. FACILITY MAY OPERATE CONCESSION STAND AND RETAIN ALL PROFITS.
11. CITY OF LA VISTA WILL COLLECT 10% OF GROSS GATE/ADMISSION FEES IF CHARGED.
12. TRIPLE CROWN TOURNAMENTS MAY BE PLAYED IN ADVERSE WEATHER OR MUDDY CONDITIONS (EXCLUDING LIGHTNING). HOWEVER, THE FINAL DECISION ON THE PLAYABILITY OF THE FIELDS WILL BE LEFT TO THE FACILITY SUPERVISOR.

B. TRIPLE CROWN BASEBALL AGREES TO:

1. PROVIDE A TOURNAMENT DIRECTOR AND ALL EVENT STAFF.
2. PRODUCE ALL BRACKETING FOR THE TOURNAMENT AND HANDLE DISTRIBUTION OF BRACKETS AT THE TOURNAMENT.
3. BRACKETS WILL BE FAXED OR EMAILED TO THE CITY OF LA VISTA NO LATER THAN TWO WEEKS PRIOR TO THE EVENT.
4. PAY FOR ALL UMPIRES USED DURING THE TOURNAMENT.
5. SUPPLY ALL AWARDS.
6. PUBLISH THE TRIPLE CROWN PRE-TOURNAMENT REGISTRATION FORM AND DISTRIBUTE WITHIN THE DRAWING AREA FOR THE TOURNAMENT.
7. FURNISH COPY OF LIABILITY INSURANCE. (**CERTIFICATE REQUEST FORM MUST BE COMPLETED IF ADDITIONAL INSURED ARE TO BE LISTED FOR THIS EVENT**)
8. MAINTAIN MONTHLY CONTACT TO REPORT ON PROGRESS OF TEAM ENTRIES AND TO FINALIZE ALL DETAILS.

9. USE TELEMARKETING, NEWSPAPERS, INTERNET, RADIO AND DIRECT MAILINGS TO ACTIVELY PROMOTE THIS TOURNAMENT.

ANY MENTION OF LA VISTA IN PROMOTIONAL INFORMATION MUST BE APPROVED BY CITY OF LA VISTA PRIOR TO RELEASING.

C. TRIPLE CROWN SPORTS AGREES TO PAY THE FOLLOWING OVER THE FIVE YEAR CONTRACT:

- TRIPLE CROWN WILL PAY ALL FIELD COSTS ASSOCIATED TO USE THE FACILITY. THIS INCLUDES, BUT IS NOT LIMITED TO: FIELD RENTAL, LIGHT USAGE, SURFACE MATERIALS DUE TO RAIN (DIAMOND DRY, RAPID DRY, ETC.), FESTIVAL COSTS, ADDITIONAL DRAGS, PERMITS AND 10% OF GROSS IF GATE/ADMISSION FEE IS COLLECTED.

D. TERMINATION:

- THIS AGREEMENT IS BINDING ONCE SIGNED BY BOTH PARTIES. HOWEVER, IF A PARTY BREACHES THIS AGREEMENT, THE NONBREACHING PARTY MAY TERMINATE THIS AGREEMENT UPON (30) DAYS ADVANCE WRITTEN NOTICE. FURTHER, EITHER PARTY MAY TERMINATE THIS AGREEMENT AT ANY TIME AND FOR ANY REASON UPON PROVIDING WRITTEN NOTICE AT LEAST 270 DAYS BEFORE THE EFFECTIVE DATE OF SAID TERMINATION.

E. OTHER:

- DUE TO THE NATURE OF THE LONG-TERM AGREEMENT, THERE COULD BE CHANGES DESIRED BY EITHER PARTY. BOTH PARTIES UNDERSTAND THIS AND WILL REMAIN OPEN TO POTENTIAL MODIFICATIONS. THESE MODIFICATIONS NEED TO BE MUTUALLY AGREED UPON AND IN WRITING.

## SIGNATURE PAGE

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(City of La Vista Representative Print Name)

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(Date)

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(Signature)

---

(Address)

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(City, State, Zip)

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(Work Phone)

---

(Cell Phone)

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(Email Address)

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(Triple Crown Representative Print Name)

---

(Date)

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(Signature)

TRIPLE CROWN SPORTS  
3930 AUTOMATION WAY  
FORT COLLINS, CO 80525  
970-223-6644

E

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

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE CONSUMPTION OF ALCOHOL AT AN OPEN HOUSE AT 10933 HARRISON STREET ON FEBRUARY 10, 2015.

WHEREAS, 10933 Harrison Street is located within the City of La Vista; and

WHEREAS, Real Deals on Home Décor has requested approval of a Special Designated License to serve alcohol at an open house at 10933 Harrison Street on February 10, 2015 from 5:00 p.m. to 8:00 p.m.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize Real Deals on Home Decor to proceed with the application for a "Special Designated License" from the Nebraska Liquor Control Commission to serve alcohol at 10933 Harrison Street on February 10, 2015.

PASSED AND APPROVED THIS 20TH DAY OF JANUARY, 2015.

CITY OF LA VISTA

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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk



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

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**TO:** Pam Buethe, City Clerk

**FROM:** Robert S. Lausten, Police Chief

**DATE:** 01-14-2015

**RE:** Application for SDL

**CC:**

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Re: Real Deals on Home Décor  
Special Designated Use Permit

The La Vista Police Department has been informed and has reviewed the request by Real Deals on Home Décor for a special designated use permit on 2-10-15 from 5 pm to 8 pm at 10933 Harrison Street. There are no concerns regarding the event identified by the police department at this time.

# APPLICATION FOR SPECIAL DESIGNATED LICENSE

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

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DO YOU NEED POSTERS? YES  NO

RETAIL LICENSE HOLDERS

NON PROFIT APPLICANTS

Non Profit Status (check one that best applies)

Municipal  Political  Fine Arts  Fraternal  Religious  Charitable  Public Service

## COMPLETE ALL QUESTIONS

1. Type of alcohol to be served and/or consumed: Beer  Wine  Distilled Spirits

2. Liquor license number and class (i.e. C-55441)  
(If you're a nonprofit organization leave blank)

C-098253

3. Licensee name (last, first,), corporate name or limited liability company (LLC) name  
(As it reads on your liquor license)

NAME: Westell Prairie Farms

ADDRESS: 2405 So. Hwy 75

CITY Union

ZIP 68445

4. Location where event will be held; name, address, city, county, zip code "Real Deals on Home Decor"

BUILDING NAME In the Brooks Valley Business Park

ADDRESS: 10933 Harrison St. CITY La Vista

ZIP 68128

COUNTY and COUNTY #

a. Is this location within the city/village limits?

YES  NO

b. Is this location within the 150' of church, school, hospital or home  
for aged/indigent or for veterans and/or wives?

YES  NO

c. Is this location within 300' of any university or college campus?

YES  NO

5. Date(s) and Time(s) of event (no more than six (6) consecutive days on one application)

Date <u>2/10/15</u>	Date	Date	Date	Date	Date
<u>Hours</u> From <u>5:00 pm</u>	<u>Hours</u> From	<u>Hours</u> From	<u>Hours</u> From	<u>Hours</u> From	<u>Hours</u> From
To <u>8:00 pm</u>	To	To	To	To	To

a. Alternate date: None

b. Alternate location: None  
(Alternate date or location must be specified in local approval)

6. Indicate type of activity to be carried on during event:

Dance  Reception  Fund Raiser  Beer Garden  Sampling/Tasting

Other \_\_\_\_\_

7. Description of area to be licensed

Inside building, dimensions of area to be covered IN FEET 75 ft x 23 ft.  
(not square feet or acres)

\*Outdoor area dimensions of area to be covered IN FEET \_\_\_\_\_ x \_\_\_\_\_

\*SKETCH OF OUTDOOR AREA (or attach copy of sketch)

If outdoor area, how will premises be enclosed?

Fence; snow fence  chain link  cattle panel  other \_\_\_\_\_

Tent

8. How many attendees do you expect at event? 80

9. If over 150 attendees. Indicate the steps that will be taken to prevent underage persons from obtaining alcohol beverages. (Attach separate sheet if needed)

\_\_\_\_\_

\_\_\_\_\_

10. Will premises to be covered by license comply with all Nebraska sanitation laws? YES  NO

a. Are there separate toilets for both men and women? YES  NO

11. **Retailer:** Will you be purchasing your alcohol from a wholesaler? YES  NO   
**Non-Profit:** Where will you be purchasing your alcohol?

Wholesaler

Retailer

Both

BYO

(includes wineries)

12. Will there be any games of chance operating during the event? YES  NO

If so, describe activity \_\_\_\_\_

**NOTE:** Only games of chance approved by the Department of Revenue, Charitable Gaming Division are permitted. All other forms of gambling are prohibited by State Law. There are no exceptions for Non Profit Organizations or any events raising funds for a charity. This is only an application for a Special Designated License under the Liquor Control Act and is not a gambling permit application.

13. Any other information or requests for exemptions: \_\_\_\_\_

14. Name and **telephone number/cell phone number** of immediate **supervisor**. This person will be at the location of the event when it occurs, able to answer any questions from Commission and/or law enforcement before and during the event, and who will be responsible for ensuring that any applicable laws, ordinances, rules and regulations are adhered to. **PLEASE PRINT LEGIBLY**

Print name of Event Supervisor Clinton Wostrel

Signature of Event Supervisor Clinton Wostrel

Phone of Event Supervisor: Before 303-905-2627 During 303-905-2627

Consent of Authorized Representative/Applicant

15. I declare that I am the authorized representative of the above named license applicant and that the statements made on this application are true to the best of my knowledge and belief. I also consent to an investigation of my background including all records of every kind including police records. I agree to waive any rights or causes of action against the Nebraska Liquor Control Commission, the Nebraska State Patrol or any other individual releasing said information to the Liquor Control Commission or the Nebraska State Patrol. I further declare that the license applied for will not be used by any other person, group, organization or corporation for profit or not for profit and that the event will be supervised by persons directly responsible to the holder of this Special Designated License.

sign here Carla Wostrel  
Authorized Representative/Applicant

Secretary/Carla Wostrel 1/13/15  
Title Carla Wostrel Date 1/13/15  
Faith

CARLA WOSTREL  
Print Name

This individual must be listed on the application as an officer or stockholder unless a letter has been filed appointing an individual as the catering manager allowing them to sign all SDL applications.

The law requires that no special designated license provided for by this section shall be issued by the Commission without the approval of the local governing body. For the purposes of this section, the local governing body shall be the city or village within which the particular place for which the special designated license is requested is located, or if such place is not within the corporate limits of a city or village, then the local governing body shall be the county within which the place for which the special designated license is requested is located.