



CITY OF LA VISTA

CERTIFICATE OF APPRECIATION

A CERTIFICATE OF APPRECIATION PRESENTED TO **THOMAS JACIK** FOR 10 YEARS OF FAITHFUL AND EFFICIENT SERVICE TO THE CITY OF LA VISTA.

WHEREAS, **Thomas Jacik** has served the City of La Vista since January 20, 1998, and

WHEREAS, **Thomas Jacik's** input and contributions to the City of La Vista have contributed to the success of the City.

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

DATED THIS FIFTH DAY OF FEBRUARY 2008.

Douglas Kindig, Mayor

Ron Sheehan
Councilmember, Ward I

Brenda Carlisle
Councilmember, Ward I

Robert McLaughlin
Councilmember, Ward II

Terrilyn Quick
Councilmember, Ward II

Mark Ellerbeck
Councilmember, Ward III

Alan Ronan
Councilmember, Ward III

Kelly Sell
Councilmember, Ward IV

Anthony Gowan
Councilmember, Ward IV

ATTEST:

Pamela A. Buethe, CMC
City Clerk





**PROCLAMATION
TEEN DATING VIOLENCE
AWARENESS MONTH**

WHEREAS, one out of three teenagers are at risk of falling victim to abuse and violence from a romantic partner; and,

WHEREAS, dating violence, whether it's physical, emotional, verbal, or sexual abuse, is unacceptable; and,

WHEREAS, these abusive relationships can affect the victims friendships, family, academics, and extracurricular activities; and,

WHEREAS, the most powerful tools to prevent dating violence are education and awareness; and,

WHEREAS, it is important for teens to recognize the signs of abuse and prevent themselves from becoming a victim; and,

WHEREAS, R.E.S.P.E.C.T.2 is dedicated to teaching violence prevention to area teens in their ongoing efforts to eliminate violence.

NOW, THEREFORE, I, Douglas Kindig, Mayor of the City of La Vista, do hereby proclaim
February 2008 as
TEEN DATING VIOLENCE AWARENESS MONTH

In Witness Whereof, I have set my hand and caused the Official Seal of the City of La Vista to
be affixed this Fifth day of February, Two Thousand and Eight.



Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

MINUTE RECORD

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

LA VISTA CITY COUNCIL MEETING January 15, 2008

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 15, 2008. Present were Mayor Kindig and Councilmembers: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Absent: None. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Clerk Buethe, Finance Director Lindberg, Library Director Iwan, Community Development Director Birch, Police Chief Lausten, Fire Chief Uhl, Recreation Director Stopak, Public Works Director Soucie, and Building and Grounds Director Archibald.

A notice of the meeting was given in advance thereof by publication in the Times on January 3, 2008. 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 within 10 days after said meeting and prior to the next convened meeting of said body.

Mayor Kindig called the meeting to order and led the audience in the pledge of allegiance.

Mayor Kindig made an announcement of the location of the posted copy of the Open Meetings Act for public reference.

SERVICE AWARD – RON KELLER – 5 YEARS

Mayor Kindig presented a certificate and pin to Ron Keller for 5 years of service to the City.

PRESENTATION OF BADGES TO FIRE DEPARTMENT PERSONNEL – NEIL ARCHIBALD, ANN BOLEY, KEVIN CONGER, TJ MARKOWSKY, AND BO WILSON

Mayor Kindig and Fire Chief Uhl recognized Neil Archibald, Ann Boley, Kevin Conger, TJ Markowsky, and Bo Wilson as full members of the La Vista Volunteer Fire Department after completing one year of training. Badges were presented to those present or their representative and pinned on those present by Chief Uhl.

APPOINTMENT TO FIRE DEPARTMENT – ANDY BREWER - ASSOCIATE MEMBER

Mayor Kindig stated, with the approval of the City Council, he would like to appoint Andy Brewer as an Associate Member to the Fire Department. Councilmember McLaughlin motioned the approval, seconded by Councilmember Gowan. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

APPOINTMENTS:

PLANNING COMMISSION – KATHLEEN ALEXANDER, BRAD STRITTMATTER, AND

MICHAEL CIRCO (ALTERNATE) – 3 YEAR TERM

PARK & RECREATION ADVISORY BOARD – PAT LODES – 2 YEAR TERM

LIBRARY ADVISORY BOARD – VALERIE RUSSELL – 2 YEAR TERM

Mayor Kindig stated that with the approval of Council he would like to make the following appointments:

Planning Commission - Kathleen Alexander, Brad Strittmatter, and Michael Circo (alternate) – 3 year term.

Park and Recreation Advisory Board – Pat Lodes – 2 year term

Library Advisory Board – Valerie Russell – 2 year term

Councilmember McLaughlin motioned the approval, seconded by Councilmember Sheehan. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried

PRESENTATION – PARTNERSHIP BRIEFING – PAPIO-MISSOURI NRD

Paul Woodward, of the Papio-Missouri NRD, gave a presentation regarding the Papillion Creek Watershed Partnership and encouraged anyone interested to attend upcoming meetings designed to help understand the scope of this partnership.

MINUTE RECORD

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

January 15, 2008

A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF CITY COUNCIL MINUTES FROM JANUARY 2, 2008
3. PAY REQUEST FROM LEO A. DALY FOR MUNICIPAL FACILITIES PLAN - \$6,000.00
4. FINAL PAY REQUEST FROM FGM FOR FIRE STATION DISTRICT #2 - \$5,667.64
5. KEYSTONE TRAIL - LA VISTA LINK
- a. PAY REQUEST NO. 2 FROM THOMPSON, DREESSEN & DORNER, INC. FOR ENGINEERING SERVICES - \$372.74
- b. PAY REQUEST NO. 3 FROM THOMPSON, DREESSEN & DORNER, INC. FOR ENGINEERING SERVICES - \$381.81
6. PAY REQUEST #4 FROM JOHN Q. HAMMONS FOR CONSTRUCTION LOAN - \$1,525,213.60
7. APPROVAL OF CLAIMS

Councilmember McLaughlin made a motion to approve the consent agenda. Seconded by Councilmember Quick. Councilmember Sheehan reviewed the claims for this period and reported that he found everything to be in order. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

A-1 BODY, Vehicle Maint.	1,356.45
ABANTE MARKETING, Supplies	390.32
ACTION BATTERIES, Vehicle Supplies	256.21
ALAMAR UNIFORMS, Wearing Apparel	19.00
AMERICAN PLANNING ASSN, Dues	283.00
AMSAN, Supplies	498.59
AMSTERDAM PRINTING, Printing	225.13
ANDERSON, JERRY, Rescue Revenue	64.31
AQUILA, Utilities	15,703.08
ARAMARK UNIFORM, Contract Services	280.53
ASPEN EQUIPMENT COMPANY, Capital Outlay	7,070.00
BAKER & TAYLOR BOOKS, Books	3,359.97
BARTH, GEORGE, Travel	294.00
BBC AUDIOBOOKS AMERICA, Media	169.38
BCDM-BERINGER CIACCIO DENNELL, Professional Services	95.00
BENNINGTON IMPLEMENT, Vehicle Maint.	1,552.96
BETTER BUSINESS EQUIPMENT, Rental	37.00
BOOK FARM, Book Farm	1,994.40
BRENTWOOD AUTO WASH, Vehicle Maint.	105.00
BRODART, Books	42.91
BUILDERS SUPPLY, Bldg & Grnds	51.88
CARDMEMBER SERVICE-ELAN, Training/Travel/Dues	1,021.55
CARRELL & ASSOCIATES, Permit Refund	573.75
CENTER POINT PUBLISHING, Books	79.08
CENTERING CORPORATION, Books	24.95
CITY OF RALSTON, Contract Services	801.43
CJ'S HOME CENTER, Bldg & Grnds/Vehicle Maint	620.88
CORNHUSKER INTL TRUCKS, Vehicle Maint.	336.66
COX, Contract Services	198.80
DC LTD POLICE TRAINING SYSTEMS, Training	780.00
DEMCO, Supplies	116.37
DIAMOND VOGEL PAINTS, Bldg & Grnds	119.05
DON'S PIONEER UNIFORMS, Wearing Apparel	132.90
DOUGLAS COUNTY SHERIFF, Professional Service	87.50
DULTMEIER SALES & SERVICE, Vehicle Maint.	19.84
EBEL, TY, Travel	64.00
EBSCO SUBSCRIPTION SERVICES, CD Rom	1,139.00
EMBLEM ENTERPRISES, Wearing Apparel	179.85
ENVIRO TECH SERVICES, Street Maint.	3,647.66
FASTENAL COMPANY, Vehicle Maint.	201.84
FBINAA-FBI NATL ACAD ASSOCS, Dues	180.00
FERRELLGAS, Street Maint.	29.90
FILTER CARE, Vehicle Maint.	78.15
FIREGUARD, Equip.	106.84
FLEETPRIDE, Vehicle Maint.	51.50
FROEHLICH, RORY, Travel	88.00
GALE, Books	97.31

MINUTE RECORD

January 15, 2008

No. 729—REFIELD & COMPANY, INC., OMAHA

GALL'S, Wearing Apparel	1,035.16
GCSAA, Dues	300.00
GRAYBAR ELECTRIC, Bldg & Grnds	164.91
GREAT PLAINS ONE-CALL SVC, Contract Services	119.65
H & H CHEVROLET, Vehicle Maint.	47.84
HANEY SHOE STORE, Wearing Apparel	219.95
HANNEBAUM GRAIN, Street Maint.	1,766.77
HENKE MANUFACTURING, Vehicle Maint.	1,300.00
HOME DEPOT, Bldg & Grnds	30.00
ICSC-INTL COUNCIL OF SHPG CTRS, Travel	50.00
IIMC, Dues	115.00
J Q OFFICE EQUIPMENT, Contract Services	506.35
KLINKER, MARK, Professional Services	14.00
KOSISKI AUTO PARTS, Vehicle Maint.	70.00
KROGER, Supplies	101.35
LA VISTA COMMUNITY FOUNDATION, Payroll Withholding	247.00
LAUGHLIN, KATHLEEN, Payroll Withholding	744.00
LEAGUE ASSN OF RISK MGMT, Insurance	141.00
LEAGUE OF NEBR MUNICIPALITIES, Training/Travel	356.00
LEXIS NEXIS MATTHEW BENDER, Books	259.80
LINWELD, Supplies	183.29
MALLARD SAND AND GRAVEL, Repair & Maint.	2,365.40
MARKOWSKY, THOMAS, Travel	78.00
MARSHALL CAVENDISH CORP, Books	226.17
MATT FRIEND TRUCK EQUIPMENT, Equipment	200.00
MAX I WALKER CLEANERS, Uniform Cleaning	350.60
MENARDS, Bldg & Grnds	112.32
METAL SUPERMARKETS, Repair & Maint.	598.54
METEORLOGIX, Professional Service	353.44
METRO AREA TRANSIT, Contract Services	610.00
METROPOLITAN COMMUNITY COLLEGE, Utilities/Contract Services	10,161.29
MIDWEST BREATHING AIR, Contract Services	153.00
MIDWEST TAPE, Media	302.81
MILLARD METAL SERVICES, Equipment	48.00
MOCIC MID-STATES ORGANIZED, Dues	200.00
MUD, Utilities	119.19
NATIONAL LEAGUE OF CITIES, Dues	1,432.00
NE CONCRETE & AGGREGATES, Training	60.00
NE LIBRARY COMMISSION, Books	325.00
NE TURF PRODUCTS, Supplies	335.65
NE CONCRETE PAVING ASSN, Training	190.00
NEXTEL COMMUNICATIONS, Telephone	477.83
NSFSI-NE SOC/FIRE SVC INSTRS, Training	55.00
OFFICE DEPOT, Supplies	1,221.14
OLD NEWS, Books	17.00
OMAHA DOOR & WINDOW, Bldg & Grnds	22.27
OMAHA STANDARD TRUCK EQUIP, Vehicle Maint.	88.82
OMAHA TRUCK CENTER, Vehicle Maint.	102.27
OMB EXPRESS POLICE SUPPLY, Equipment	138.99
ON YOUR MARKS, Supplies	780.25
OPPD, Utilities	31,438.09
OVERHEAD DOOR, Bldg & Grnds	319.00
OVERLY, STEVE, Travel	64.00
PAPILLION SANITATION, Contract Services	219.35
PARAMOUNT LINEN & UNIFORM, Uniform Cleaning	468.16
PAYLESS OFFICE, Supplies	182.30
POLICE CHIEF'S ASSN, Dues	50.00
PRECISION INDUSTRIES, Vehicle Maint.	41.66
QUEDENSLEY, BRAD, Travel	88.00
QUILL, Supplies	50.71
QWEST, Telephone	253.72
SALEM PRESS, Books	420.75
SAM'S CLUB, Travel	59.87
SAPP BROS PETROLEUM, Vehicle Maint.	11,633.00
SARPY COUNTY CHAMBER, Travel	180.00
SIRCHIE FINGER PRINT LABS, Supplies	353.55
SMITH, MELANIE, Travel	88.00
STAPLES, Supplies	105.98

MINUTE RECORD

January 15, 2008

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

STARK, STEVE, Travel	88.00
STATE FIRE MARSHALL, Training	150.00
STERIL MANUFACTURING, Bldg & Grnds	100.00
STOPAK, SCOTT, Travel	104.28
SUBURBAN NEWSPAPERS, Legal Advertising/Subscription	343.45
SUN LIFE & HEALTH INSURANCE, Payroll Withholding	1,809.72
SUSPENSION SHOP, Vehicle Maint.	295.35
SUTPHEN CORPORATION, Fire Equipment	616,993.18
SUTPHEN CORPORATION, Fire Equipment	688,436.71
TAPE STOCK ONLINE, Supplies	63.92
TASER INTERNATIONAL, Equipment	824.85
TEAMBANK, Fees	230.00
TED'S MOWER, Equip. Repair	43.47
THOMPSON DREESSEN & DORNER, Professional Services	7,735.35
THREE RING ENTERPRISES, Vehicle Maint.	1,310.64
TOM'S SHOE REPAIR, Wearing Apparel	35.00
TRACTOR SUPPLY, Vehicle Maint.	34.50
TURFWERKS, Bldg & Grnds	504.40
TY'S OUTDOOR POWER & SVC, Street Maint.	170.22
VERIZON, Telephone	65.90
WASTE MANAGEMENT, Street Maint.	881.24
WESTERN ENGINEERING, 84th Street	75,244.86
WHITTAKER, VICKI, Travel	88.00
WICK'S STERLING TRUCKS, Vehicle Maint.	14.03
WILDER, JONI, Auto Allowance	33.00

REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

City Administrator Gunn explained the Thompson Creek Survey to Council and stated that Councilmember Ellerbeck has suggested putting the survey on the City's website. Gunn responded that data from the website will not be scientific, but the City plans to have the survey on the website.

Public Works Director Soucie reminded Council of the elected officials meeting on February 2, 2008, regarding the Papillion Creek Watershed Partnership. Soucie informed Council the award for golf course superintendent of the year went to George Barth III. Mr. Barth was chosen by his peers for this award.

Recreation Director Soucie introduced Eddie Burns, the City's new Recreation Program Coordinator.

Library Director Iwan thanked Council on behalf of Valerie Russell for her reappointment to the Library Advisory Board. Councilmember Gowan asked if there has been an increase in library membership since the recent annexation. Iwan stated there has been an increase in membership.

B. ZONING TEXT AMENDMENTS – DEFINITIONS, I-1 & I-2 DISTRICTS, AND PERFORMANCE STANDARDS

1. PUBLIC HEARING

At 7:32 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on Zoning Text Amendments – Definitions, I-1 & I-2 Districts, and Performance Standards

At 7:33 p.m. Councilmember Ellerbeck made a motion to close the public hearing. Seconded by Councilmember Gowan. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

2. ORDINANCE

Councilmember Gowan introduced Ordinance No. 1053 entitled: AN ORDINANCE TO AMEND SECTIONS 2.02, 5.13, 5.14, AND 7.16 OF ORDINANCE NO. 848 (ZONING ORDINANCE); TO REPEAL SECTIONS 2.02, 5.13, 5.14, AND 7.16 OF ORDINANCE NO. 848 AS PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Carlisle moved that the statutory rule requiring reading on three different days be suspended. Councilmember McLaughlin seconded the motion to suspend the rules and upon roll call vote on the motion the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan,

MINUTE RECORD

January 15, 2008

No. 729—REFIELD & COMPANY, INC., OMAHA

Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were absent: None. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Councilmember Ellerbeck stated he had some concerns with the amendments but had spoken with Ann Birch and his questions have been answered. Councilmember Sell questioned the rules for dumpsters in driveways and if there is something limiting the amount of time they can be there. Councilmember Sheehan asked if the City has a definition of a testing lab. Community Development Director Birch stated she would review and get answers for them.

Said ordinance was then read by title and thereafter Councilmember Carlisle moved for final passage of the ordinance which motion was seconded by Councilmember Sell. The Mayor then stated the question was, "Shall Ordinance No. 1053 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were 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 – LOCAL OPTION SALES TAX – CONTINUATION OF ½ PERCENT OPTION

Councilmember Gowan introduced and moved for the adoption of Resolution No. 08-004: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA DIRECTING THE SARPY COUNTY ELECTION COMMISSIONER TO PLACE ON THE MAY 13, 2008 PRIMARY ELECTION BALLOT THE QUESTION OF CONTINUING THE EXISTING ONE-HALF CENT LOCAL OPTION SALES TAX IN THE CITY OF LA VISTA FOR A FIFTEEN YEAR PERIOD PURSUANT TO SECTION 77-27, 142 R.R.S. FROM JULY 1, 2010 THROUGH JULY 1, 2025.

WHEREAS, the City of La Vista has had a local option sales tax of one percent since December of 1984 which continues in perpetuity; and

WHEREAS, on June 19, 1990, by ordinance no. 504, the Mayor and City Council adopted an ordinance to establish an additional one-half cent sales and use tax effective October 1, 1990 and ending July 31, 2000 and an extension of this one-half cent sales and use tax effective August 1, 2000 through July 1, 2010 which revenues have been solely allocated for major street and capital improvement projects; and

WHEREAS, the additional one-half cent sales and use tax has generated over \$6,500,000 from August 1, 2000 to date and has allowed the City to fund major capital improvement projects such as improvements to 84th Street and Park View Blvd., signalization at 78th and Harrison, 72nd Street Pedestrian Crossing Signalization and improvements (various crossings), Sports complex improvements (parking areas), 114th Street Improvements North of Giles, 84th Street Improvements from Harrison to Giles, and realign Cornhusker/Portal/107th St. with 108th and Giles and full signalization (in progress; and

WHEREAS, the Mayor and City Council have identified major street improvement projects and other capital expenditures to be undertaken over the next fifteen (15) years; and

WHEREAS, the Mayor and City Council deem it appropriate to submit to the voters of the City of La Vista the question regarding continuation of the one-half cent sales and use tax.

NOW THEREFORE BE IT RESOLVED, by the Mayor and City Council of the City of La Vista, Nebraska, that the following questions be submitted to a vote of the qualified electors of the City of La Vista at the general election to be held May 13, 2008:

"Shall the governing body of the City of La Vista continue its current optional sales and use tax of one-half of one percent upon the same transactions within the City of La Vista on which the State of Nebraska is authorized to impose a tax, for a fifteen (15) year period ending July 1, 2025 to pay for major street improvements projects and other capital expenditures?"

If a majority of the votes cast upon such questions shall be in favor of such sales tax continuation, then the governing body of the City of La Vista shall be empowered, as provided by §77-27, 142 et. Seq., and shall forthwith proceed to

MINUTE RECORD

NO. 729—REDFIELD & COMPANY, INC., OMAHA

January 15, 2008

continue the sales tax pursuant to the Local Option Revenue Act. If a majority of those voting on the questions shall be opposed to such sales tax continuation, the governing body of the City of La Vista shall not, until approved by the voters of the City of La Vista, increase such sales tax.

Seconded by Councilmember McLaughlin. Councilmember Ellerbeck stated he would rather not see a sunset clause as the City has opportunity to give tax relief. Councilmember Sheehan stated he felt the opposite, and feels it's a way to watch elected officials. Councilmember Carlisle stated she agreed with Councilmember Ellerbeck. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, McLaughlin, Ellerbeck, and Gowan. Nays: Carlisle. Absent: None. Motion carried.

D. JOB DESCRIPTION – LIBRARIAN III

1. RECEIVE/FILE JOB DESCRIPTION

Councilmember Carlisle moved for the approval of the job description for Librarian III. Seconded by Councilmember Gowan. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

2. ORDINANCE – AMEND COMPENSATION ORDINANCE

Councilmember McLaughlin introduced Ordinance No. 1054 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 HEREWITHE; 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 Carlisle seconded the motion to suspend the rules and upon roll call vote on the motion the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were 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 Carlisle moved for final passage of the ordinance which motion was seconded by Councilmember Gowan. The Mayor then stated the question was, "Shall Ordinance No.1054 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were 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.

Councilmember McLaughlin made a motion to move "Comments from the Floor" up on the agenda ahead of Item E, "Executive Session". Seconded by Councilmember Sell. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

COMMENTS FROM THE FLOOR

Mayor Kindig asked if there were any comments from the floor, and asked that each individual limit his or her comments to 5 minutes. There were no comments from the floor.

E. EXECUTIVE SESSION - STRATEGY SESSION/NEGOTIATING GUIDANCE - SARPY COUNTY INTERLOCAL AGREEMENT

At 7:45 p.m. Councilmember McLaughlin made a motion to go into executive session for protection of the public interest for strategy session/negotiating guidance – Sarpy County Interlocal Agreement. Seconded by Councilmember Gowan. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried. Mayor Kindig stated the executive session would be limited to the subject matter contained in the motion and repeated the motion.

At 8:34 p.m. the Council came out of executive session. Councilmember McLaughlin made a motion to reconvene in open and public session. Seconded by Councilmember Gowan. Mayor Kindig stated the discussion in executive session was limited to the subject matter contained in the original motion. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

MINUTE RECORD

No. 729—REFFIELD & COMPANY, INC., OMAHA

January 15, 2008

COMMENTS FROM MAYOR AND COUNCIL

Mayor Kindig informed Council of the successful Coat Drive this Holiday Season. He stated that 245 coats (160 Adult and 85 Children) were received, and a large bag of hats, gloves, scarves, boots, and blankets was also contributed.

Mayor Kindig informed Council that he will be attending a leadership conference in Austin on January 24th through the 26th.

Councilmember Sheehan asked when the tour of Thompson Creek will be held. City Administrator Gunn responded that the date may be scheduled in the near future and there may not be a lot of prior notice. A discussion was held by members to wait until March when Thompson Creek Surveys are back.

Councilmember Sell brought up Senator Kopplin's bill. He was informed this topic will be discussed at the next mayor's meeting.

Councilmember Gowan stated he is very honored to work with this Council and staff after his review of how other meetings are ran. Councilmember Quick concurred.

ADJOURNMENT

At 8:42 p.m. Councilmember Gowan made a motion to adjourn the meeting. Seconded by Councilmember Carlisle. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

PASSED AND APPROVED THIS 5TH DAY OF FEBRUARY 2008.

CITY OF LA VISTA

ATTEST:

Douglas Kindig, Mayor

Pamela A. Buethe, CMC
City Clerk

K:\APPS\CITYHALL\08 COUNCIL MINUTES\January 15, 2008

DRAFT

CITY OF LA VISTA
LA VISTA BOARD OF ADJUSTMENT MEETING
January 9, 2008
6:00 P.M.

The Board of Adjustment of the City of La Vista, Nebraska was convened at 6:00 p.m. on January 9, 2008 at the La Vista City Hall, 8116 Park View Boulevard. Members present were: Malmquist, Jordan, McCormick, Paulsen, and McEneaney. Also present were Marcus Baker, Planner and Ann Birch, Community Development Director.

Legal notice of the public meeting was published in The Papillion Times. Notice was simultaneously given to all members of the Board of Adjustment. All proceedings shown were taken while the convened meeting was open to the public.

1. Call to Order and Roll Call

The meeting was called to order by Chairperson McCormick at 6:02 p.m. and roll call was taken.

2. Approval of Agenda

Malmquist motioned to approve the agenda. Paulsen seconded. Ayes: Malmquist, Jordan, McCormick, Paulsen, and McEneaney. Nays: None. Motion carried.

3. Approval of Minutes of March 15, 2007

Jordan moved to approve the minutes of March 15, 2007. Malmquist seconded. Ayes: McCormick, Paulsen, Jordan, Malmquist and McEneaney. Nays: None. Minutes were approved.

4. Old Business

None

5. New Business

A. Elections of Officers (Chairperson, Vice-Chairperson, Secretary)

Annual elections of officers to include Chairperson, Vice-Chairperson and Secretary. Current BOA members include:

Lou McEneaney
Dean Paulsen, Vice-Chair
Mike McCormick, Chairperson
Randy Jordan, Secretary
Gayle Malmquist, Planning Commission member

Malmquist nominated

McCormick as Chairperson,
Paulsen as Vice-Chairperson, and
Randy Jordan as Secretary.

McEneaney seconded the nominations. No further nominations were made. Ayes: Malmquist, Jordan, McEneaney, Paulsen and McCormick. Nays: None. Nominations stand.

DRAFT

The following persons were elected into these positions:

Chairperson: Mike McCormick
Vice-Chairperson: Dean Paulsen
Secretary: Randy Jordan

B. SUBJECT: Request for Variance to Section 7.01.05(3) of the City of La Vista Zoning Ordinance; Request for second wall sign at Young Chiropractic and Rehabilitation Center.

i. **Staff Report:** The applicant, Young Chiropractic and Rehabilitation Center (Karen and Dr. Peter Young) located at 9825 Giles Road, Suite F, La Vista, NE 68128 has requested a variance to Section 7.01.05(3) of the City of La Vista Zoning Ordinance in order to place a second wall sign at their location. The property owned by One Giles Place, LLC, is located on Lot 251, Val Verde Subdivision on 1.45 acres and is zoned C-1, Shopping Center Commercial. Suite F specifically is 1,000 sq. ft.

The following definitions are described in Section 2 of the La Vista Zoning Ordinance:

FRONTAGE shall mean that portion of a parcel of property which abuts a dedicated public street or highway.

SIGN shall mean and include any outdoor sign, display, declaration, device, figure, drawing, illustration, message, placard, poster, billboard, insignia, or other things which are designed, intended, or used for direction, information, identification, or to advertise, to inform, or to promote any business, product activity, service, or any interest.

SIGN, WALL shall mean any sign attached parallel to, but within eight inches of, a wall, painted on the wall surface of, or erected and confined within the limits of an outside wall of any building or structure, which is supported by such wall or building, and which displays only one sign surface.

SIGN, WINDOW shall mean any sign, pictures, symbol, or combination thereof, designed to communicate information about an activity, business, commodity, event, sale, or service, that is placed inside a window or upon the window panes or glass and is visible from the exterior of the window.

Background:

Lot 251, Val Verde Subdivision has two buildings constructed on it. These are commercial flex buildings. The building on the eastern portion of the lot has frontage to a private drive accessing the subdivision and to Giles Road. The building on the western portion of the lot only has frontage to Giles Road.

Young Chiropractic is located in Suite F, which is located in the building on the western portion of the property. The Suite extends the full width of the building, and its north wall faces Giles Road. The storefront faces east and is the only entrance provided to the public. The west face of the building is for loading and unloading and presumably employee parking. The north face of the building has emergency exits along the wall.

Applicable La Vista Zoning Regulations:
Section 7.01.05

3. ***Wall Signs***

- A. All wall signs shall be mounted to the primary face of the use, *unless otherwise substituted by the Building Official. (Ordinance No. 988, 4-18-06)*
- B. The following criteria apply to Wall Signs:

District	Design Limitations for Wall Signs		
	Max. Size	Max. Height	Max. Number
TA	1.5 square feet per lineal foot of building / storefront to a Max. of 400 sq. ft.	45 feet above grade	One (1) per storefront Dual Frontage = one (1) additional Wall Sign may be used provided the combined total area does not exceed 150% of the initial allowable area.
R-1			
R-2			
R-3			
R-4			
C-1	1.5 square feet per lineal foot of building / storefront to a Max. of 400 sq. ft.	45 feet above grade	One (1) per storefront Dual Frontage = one (1) additional Wall Sign may be used provided the combined total area does not exceed 150% of the initial allowable area.
C-2	1.5 square feet per lineal foot of building / storefront to a Max. of 400 sq. ft.	45 feet above grade	One (1) per storefront Dual Frontage = one (1) additional Wall Sign may be used provided the combined total area does not exceed 150% of the initial allowable area.
C-3	2.5 square feet per lineal foot of building / storefront to a Max. of 600 sq. ft.	45 feet above grade	One (1) per main frontage One (1) additional Wall Sign may be used provided the combined total area does not exceed 150% of the initial allowable area.
I-1	1.5 square feet per lineal foot of building / storefront to a Max. of 400 sq. ft.	45 feet above grade	One (1) per main frontage Dual Frontage = one (1) additional Wall Sign may be used provided the combined total area does not exceed 150% of the initial allowable area.
I-2	1.5 square feet per lineal foot of building / storefront to a Max. of 400 sq. ft.	45 feet above grade	One (1) per main frontage Dual Frontage = one (1) additional Wall Sign may be used provided the combined total area does not exceed 150% of the initial allowable area.
PUD	The maximum allowed within the underlying zoning district, <i>or otherwise prescribed in the approved P.U.D Plan of said lot/development.</i>	The maximum building height allowed <i>in the approved P.U.D Plan of said lot/development.</i>	The maximum allowed within the underlying zoning district, <i>or otherwise prescribed in the approved P.U.D Plan of said lot/development.</i>

The owners applied for two wall signs for their business; however, the code only allows one wall sign per storefront or two wall signs if the business has dual frontage. The business has one storefront and the business has frontage to only one street (Giles Road); therefore, only one wall sign was approved by Planning Staff. The applicants were given their choice of whether they wanted the wall sign to be facing the parking lot to the east or towards Giles Road to the north. The applicants were also given the option of having a window sign on the storefront door or windows.

The applicants chose to construct a wall sign facing the parking lot to the east and are pursuing their request to also have an additional wall sign facing Giles Road to the north. No other types of signs have been requested.

La Vista Zoning Ordinance Section 8.03.03.01 and Nebraska Revised State Statutes Section 19-910:

The Board of Adjustment shall authorize no such variance, unless it finds that:

1. The strict application of the Ordinance would produce undue hardship;
2. Such hardship is not shared generally by other properties in the same zoning district and the same vicinity;
3. The authorization of such variance will not be of substantial detriment to adjacent property and the character of the district will not be changed by the granting of the variance; and
4. The granting of such variance is based upon reasons of demonstrable and exceptional hardship as distinguished from variations for purposes of convenience, profit or caprice. No variance shall be authorized unless the Board finds that the condition or situation of the property concerned or the intended use of the property is not of so general or recurring a nature as to make reasonably practicable the formulation of a general regulation to be adopted as an amendment to this Ordinance.

Bylaws and Rules of Procedure of the City of La Vista Board of Adjustment – Section 7, Specific Requirements in Approval of a Variance:

In any action by the Board with regard to approval of a variance, such action shall be taken in accordance with the limitations of Nebraska law and the requirements and limitations of the applicable City Zoning Regulations and these Rules of Procedure. In any action to approve a variance, the Board shall make findings which shall be recorded in the minutes of the Board that:

A. The strict application of any applicable provision of the applicable City Zoning Regulation would, in each specific variance petition, result in at least one of the following:

1. Peculiar and exceptional practical difficulties to or undue hardship upon the owner of the piece of property included in the petition due to exceptional narrowness, shallowness or shape of the piece of property in question;

Staff Analysis: Not applicable

2. Peculiar and exceptional practical difficulties to or undue hardship upon the owner of the piece of property included in the petition due to exception topographic conditions on the piece of property in question;

Staff Analysis: Not applicable

3. Peculiar and exceptional practical difficulties to or undue hardship upon the owner of the piece of property included in the petition due to other extraordinary and exceptional situation or condition of the piece of property in question.

Staff Analysis: All tenants of the west building would only be allowed one wall sign. The applicants situation is not extraordinary or exceptional due to any conditions of the property. The lot has two buildings, but only one of which has frontage to a second street.

B. In authorizing any variance the Board shall also make findings, which shall be recorded in the minutes of the Board, that EACH of the following requirements for authorizing a variance can be met:

1. Such variance may be granted without substantial detriment to the public good and without substantially impairing the intent and purpose of the applicable City Zoning Regulations;

Staff Analysis: The purpose and intent of the sign regulations is “to encourage the effective use of signs as a means of communication in the city; to maintain and enhance the aesthetic environment and the city’s ability to attract sources of economic development and growth; to improve pedestrian and traffic safety; to minimize the possible adverse effect of signs on nearby public and private property; and to enable the fair and consistent enforcement of these sign regulations.” The public good would not be substantially impaired, but Planning Staff does strive to enforce the sign code fairly and consistently. If there is only one frontage, then the provision is for one wall sign in the C-1 Zoning District.

2. The strict application of the applicable requirements of the applicable City Zoning Regulations would produce an undue hardship upon the owner of the property included in the petition;

Staff Analysis: The one allowable wall sign could have been placed on the North wall facing Giles Road for good exposure. Staff believes the hardship was self-imposed by placing the wall sign facing the parking lot.

3. Such hardship is not shared generally by other properties in the same zoning district and the same vicinity;

Staff Analysis: Other tenants in the same building on this lot will have the same limitations on wall signs. Only one wall sign will be allowed per business and only one business will be allowed to use the North facing wall to Giles Road.

4. The authorization of such variance will not be of substantial detriment to adjacent property and the character of the zoning district will not be changed by such variance;

Staff Analysis: Some adjacent properties are allowed two wall signs, but those properties have dual frontage.

5. The authorization of a variance is based upon reasons of demonstrable and exceptional hardship stemming from characteristics of the property involved in the petition and not for reasons of convenience, profit or desire of the property owner;

Staff Analysis: Characteristics of the property do not necessitate a hardship – there are no topographic constraints or irregular shaped lots.

6. The condition or situation of the property included in such petition or the intended use of such property is not of so general or recurring a nature as to make reasonably practicable the formulation of a general regulation to be adopted as an amendment to the applicable City Zoning Regulations.

Staff Analysis: The lot is a typical development that has commercial flex space for multiple tenants. A change to the sign regulations would change the rules for many and allow many more signs in the future, which starts to detract from the aesthetic environment.

ii. **Public Hearing:** Malmquist motioned to open the public hearing. Jordan seconded. Ayes: McCormick, Paulsen, Jordan, Malmquist and McEnearney. Nays: None. Public hearing was opened at 6:11 p.m.

Dr. Peter Young and wife, Karen appeared as applicants to request a second sign for their business in Val Verde. He said this is their first business and they were unaware of all the ordinances and felt that the property owner had failed to inform him of all the rules and ordinances. The applicant contends that the other businesses near them have been allowed two signs. These decisions were based on code interpretations which suggested that the other businesses have public streets on two sides of their facilities which allow for a sign on each public street. Dr. Young argues that one of those public streets is in fact NOT a public street, based on the definitions of a public street. He has spent a great deal of money purchasing two signs and is not allowed to display one of them. He reports his clientele has had difficulty finding his business. As a new business he relies on visibility and they are currently not getting any business "off the street" due to lack of visibility. Young stated that they were advised by the city that they could erect their sign on the north side of the building as opposed to above the door where it currently is. However, they had already purchased the signs and the second sign was measured for above the door and not for the north wall display.

Dr. Young asks that since the other businesses were allowed second signs, the city should allow a second sign on his business to conform to decisions previously made.

Dr. Young states he chose the end bay, with a higher lease, because he thought the visibility would be exceptional due to the busy Giles Road, but since he has been denied the north wall sign, he does not have the visibility he had desired. His referrals from current patients have had difficulty locating his practice because they cannot see his sign and have gone to the "other" chiropractor also located in Val Verde. Dr. Young states that to market his practice he has visited area businesses, hosted a grand opening, conducted public presentations, designed a temporary sign, and offered free first visit services for new clients.

Malmquist asked which contractor they had used for their signage. Dr. Young said his sisters' cousin owns a sign company. That person created their signs and *then* applied for a permit. He went on to state that perhaps he should have used a sign contractor familiar with the area.

Jordan asked when the practice had opened. Young said they opened the first week of November (2007).

Paulsen asked if their sign contractor was licensed. Young said they constructed signs throughout Nebraska.

Jordan verified that the applicants had been given a choice to put the sign on one side or the other. Young said that was correct, but the signs were measured and sized for specific areas of the building and the one for the door was not suitable for the north wall. The door sign is an illuminated sign (as specified by their lease) and could not go on the north wall.

Jordan asked if there is a power outlet on the north side of the building. Young said he did not know.

Paulsen asked what the city staff's stance is now on the other properties that were granted second signs in the past. Baker said in the strictest sense of the code, the other signs would not be allowed because the street that enters the Val Verde business area is not a public street. At the time the other businesses applied for second signs, this same street was interpreted as a public thoroughfare and thus the other two businesses were allowed two signs. The request for a second sign for Young Chiropractic would be even more of a stretch when interpreting the sign code than previous businesses.

McCormick stated he saw the points Dr. Young was making. However, he didn't feel as if the board could determine that Dr. Young could not have his second sign when the other businesses had been allowed.

Jordan agreed, but both agreed that they had to enforce the codes of the city.

Malmquist voiced difficulties in granting the variance as much as she would like to sympathize with the applicants. Based upon state code and the requirements forced upon the board for granting the variance, she did not feel in support because it did not seem as if any of the criteria to allow the variance had been satisfied.

Malmquist sited the following: the applicant does not have an irregularly shaped lot; no practicable or exceptional topographic difficulties; and no extraordinary or exceptional situation – nothing which seems to justify any hardship in any of the required instances required by state code. Item B gives no leeway. The one sign should have been placed along Giles Road and sized appropriately.

Paulsen clarified that a sign had already been made for the north wall. Young said yes, but they had to make a choice whether to put it on the north side or the east. However, their lease requires an illuminated sign over the door.

Jordan asked the size of the illuminated sign above the door. Young was not sure of its dimensions. He explained that the sign over the door says Young Chiropractic and the sign on the north wall would have given the logo and the name of the business Young Chiropractic and Rehabilitation Center. Dr. Young apologized for being inexperienced with his lack of research on such issues starting his first business.

Jordan said he felt sympathy for the business but the Board is bound by the statutes of the State of Nebraska.

Young replied that his hardship is self-imposed, but it does exist whether it is his fault or not. He has a reputable business and simply the lack of a sign can make or break his business. He needs to reach people. Young feels that exceptions have already been given to the other businesses and he should be granted a variance.

Paulsen inquired if they have to have a lighted sign over their door, could they also have a window sign? Baker said they could do a window sign as well.

Young felt that no other business would have his same situation because of their locations. With other new developments coming along Giles Road, he asked that the city start to enforce the rules when those came in, as opposed to starting them now with his business.

Baker said the third hardship is listed as extraordinary or exceptional situations. He said this would be a hardship that the board could consider if they felt the location was under an extraordinary situation.

Malmquist said she did not think this applied as there are buildings similar to this elsewhere. Dr. Young selected this particular facility because of its frontage to Giles Road, yet he was not able to take advantage of that like he could have. The sign should be on the north wall. He has the opportunity to do that by removing the other sign over the door.

Young asked how that could be defended if it is not deemed a public road or highway. Malmquist said she sees it as public access. Young said the definition in the ordinance says it has to be a public street or highway and it does not fall into those definitions. He inferred the term was being bent as far as it could, yet it does not apply at all. Malmquist advised that street frontage along Giles would be determined as the frontage for this business location.

Paulsen said the only solution he could see is to take the one down and put it up on the north side. Jordan asked if permission had been asked to the owner of the building to waive compliance with having an illuminated sign for the door. Young said he had not but the property owner was aware of the variance request with the City.

Paulsen said we must abide by state laws. Young asked that the board make their decision based on what the other businesses were allowed, which were allowed by the city.

Jordan motioned to close the public hearing. Paulsen seconded. Ayes: McCormick, Paulsen, Jordan, Malmquist and McEnearney. Nays: None. Public hearing was closed at 6:38 p.m.

Recommendation: McCormick motioned to recommend approval in support of the variance request on the basis of hardship of peculiar and exceptional practical difficulties or undue hardship upon the owner because the access street is not a public street and that two other businesses were granted two signs. Jordan seconded. Ayes: McCormick, Paulsen, Jordan and McEnearney. Nays: Malmquist. With a 4 to 1 vote the motion is approved.

It was suggested to Dr. Young that he re-submit an application for his second sign immediately. The temporary sign, currently displayed, will be taken down due to its expiration.

Jordan felt that the issue of the public access road versus a public road should be investigated.

McCormick added that there are more holes in the signage ordinance than any other in the city which need to be worked out.

General discussion occurred.

6. Adjournment

Jordan motioned to adjourn the meeting. Malmquist seconded. Ayes: Jordan, McEnearney, McCormick, Paulsen, and Malmquist. Nays: None. Meeting adjourned. The meeting was adjourned at 6:48 p.m.

Reviewed by BOA Secretary: Randy Jordan

Recording Secretary

Board of Adjustment Chair

Approval Date

**MEETING OF THE LIBRARY ADVISORY BOARD
CITY OF LA VISTA**

**MINUTES OF MEETING
January 10, 2008**

Members Present:	Karen Cahill Valerie Russell	Rose Iwan Kim Schmit-Pokorny	Samantha Maine Carol Westlund
------------------	---------------------------------	---------------------------------	----------------------------------

Agenda Item #1: Call to Order

The meeting was called to order at 5:32 p.m.

Agenda Item #2: Announcement of Location of Posted Open Meetings Act

An announcement was made of the location of the posted copy of the Open Meetings Act for public reference.

Agenda Item #3: Introductions

Kim Schmit-Pokorny was introduced as Library Advisory Board Member.

Agenda Item #4: Approval of Minutes of November 8, 2007 Meeting

It was moved by Russell and seconded by Maine that the minutes be accepted as presented. Ayes: all. Nays: none. Motion carried.

Agenda Item #5: Library Director's Report

- a. Programs: an overview of various programs was given including the Saturday Quilting Program.
- b. Employee updates were given: an updated job description for the Assistant Director/Children's Services position will be reviewed by City Council as Joni Wilder handed in her resignation.

Agenda Item #6: Circulation Report

Library Director Iwan distributed the circulation report. The report was discussed and accepted.

Agenda Item #7: Old Business

- a. Current and future grants were reviewed. The grant for the "We the People Bookshelf" sponsored by the American Library Association will not be submitted. The La Vista Public Library already owns a number of the books being provided by the grant.
- b. Book Fines. This topic will be visited again during the next meeting.

Agenda Item #8: New Business

- a. Summer Reading Program for 2008: Catch the Reading Bug. Staff is well underway in the planning of this annual event.
- b. State Report 2006-2007. The report was reviewed. 11,477 items were added to the library collection. People walking through the library doors have increased to 92,069. The number of items checked out also increased to 116,305. During this year, the library now offers wireless access to the internet.

Agenda Item #9: Comments from the Floor

There were no comments from the floor.

Agenda Item #10: Comments from the Board

There were no comments from the Board.

There was a motion by Westlund and seconded by Cahill to adjourn the meeting at 6:23 p.m.

The next meeting is scheduled for March 13th, 2008 at 5:30 p.m. at the La Vista Public Library, Conference Room #142.



City of La Vista
Attn: Brenda Gunn
8116 Park View Blvd
La Vista, NE 68128

INVOICE

January 21, 2008

Invoice No: 003-10050-000 - 0000002

Development of a Municipal Facilities Plan focusing on General Administrative services (Mayor/Council, Administration, City Clerk, Finance, and Public Buildings and Grounds), Community Development services, Recreation Department administrative services, and Public Works services.

Professional Services Through January 21, 2008**Fee**

Total Fee	60,000.00		
Percent Complete	20.00	Total Earned	12,000.00
		Previous Fee Billing	6,000.00
		Current Fee Billing	6,000.00
		Total Fee	6,000.00
		Total this Invoice	\$6,000.00

Billings to Date

	Current	Prior	Total
Fee	6,000.00	6,000.00	12,000.00
Totals	6,000.00	6,000.00	12,000.00

Please make checks payable to:

Leo A Daly Company
Attn: Accounting
8600 Indian Hills Drive
Omaha NE 68114

Tax ID: 47-0363104
Tel: (402) 391-8111
Fax: (402) 391-8564

*Consult Agenda
R. Remiriz
05.71.0810.01
1-28-08*


Edward Vidlak

BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
1 Bank of Nebraska (600-873)									
45925					Payroll Checks				
Thru	45926								
45927					Gap in Checks				
Thru	91636								
91637	1/16/2008	3909	LEO A DALY COMPANY		6,000.00		**MANUAL*		
91638	1/16/2008	143	THOMPSON DREESSEN & DORNER		754.55		**MANUAL*		
91639	1/16/2008	480	UNITED STATES POSTAL SERVICE		1,296.01		**MANUAL*		
91640	1/18/2008	609	SARPY COUNTY TREASURER		143,332.36		**MANUAL*		
91641	1/18/2008	944	NE DEPT OF REVENUE-LOTT/51		73,254.70		**MANUAL*		
91642	1/18/2008	3132	FORT DEARBORN LIFE INSURANCE		2,381.00		**MANUAL*		
91643	1/18/2008	2286	FORD MOTOR CREDIT COMPANY		286.78		**MANUAL*		
91644	1/25/2008	3702	LAUGHLIN, KATHLEEN A, TRUSTEE		372.00		**MANUAL*		
91645	1/25/2008	2486	INTERNAL REVENUE SERVICE		183.60		**MANUAL*		
91646	2/05/2008	1657	A & D TECHNICAL SUPPLY COMPANY		48.72		**MANUAL*		
91647	2/05/2008	897	ACI-NEBRASKA CHAPTER		60.00		**MANUAL*		
91648	2/05/2008	762	ACTION BATTERIES UNLTD INC		505.44		**MANUAL*		
91649	2/05/2008	765	ADT SECURITY SERVICES		221.69		**MANUAL*		
91650	2/05/2008	268	AKSARBEN HEATING/ARS		621.00		**MANUAL*		
91651	2/05/2008	571	ALAMAR UNIFORMS		.00	**CLEARED** **VOIDED**			
91652	2/05/2008	571	ALAMAR UNIFORMS		62.00		**MANUAL*		
91653	2/05/2008	81	AMSAN		243.65		**MANUAL*		
91654	2/05/2008	435	ANDERSON FORD LINCOLN MERCURY		318.65		**MANUAL*		
91655	2/05/2008	557	APWA-AMER PUBLIC WORKS ASSN		133.00		**MANUAL*		
91656	2/05/2008	196	AQUILA		21.28		**MANUAL*		
91657	2/05/2008	536	ARAMARK UNIFORM SERVICES INC		349.01		**MANUAL*		
91658	2/05/2008	636	ART FAC GRAPHICS LTD		192.00		**MANUAL*		
91659	2/05/2008	188	ASPHALT & CONCRETE MATERIALS		7.77	**CLEARED** **VOIDED**	Replaced		
91660	2/05/2008	2945	AUDIOVISUAL INC		4,759.00		**MANUAL*		
91661	2/05/2008	201	BAKER & TAYLOR BOOKS		1,745.16		**MANUAL*		
91662	2/05/2008	3875	BAKER, MARCUS		50.00		**MANUAL*		
91663	2/05/2008	3169	BATTERY ZONE INC		31.93		**MANUAL*		
91664	2/05/2008	929	BEACON BUILDING SERVICES		6,737.00		**MANUAL*		
91665	2/05/2008	1784	BENNINGTON IMPLEMENT		1,648.33		**MANUAL*		
91666	2/05/2008	3774	BENSON RECORDS MANAGEMENT CTR		50.78		**MANUAL*		
91667	2/05/2008	410	BETTER BUSINESS EQUIPMENT		37.00		**MANUAL*		
91668	2/05/2008	3318	BIG RIG TRUCK ACCESSORIES INC		464.00		**MANUAL*		
91669	2/05/2008	3448	BIRCH, ANN		50.00		**MANUAL*		
91670	2/05/2008	1143	BRAND, STEVEN		25.00		**MANUAL*		
91671	2/05/2008	117	BRODART		610.43		**MANUAL*		
91672	2/05/2008	3703	BUETHE, PAM		100.00		**MANUAL*		
91673	2/05/2008	76	BUILDERS SUPPLY CO INC		42.90		**MANUAL*		
91674	2/05/2008	92	CARL JARL LOCKSMITHS		42.55		**MANUAL*		
91675	2/05/2008	1370	CDW GOVERNMENT INC		665.00		**MANUAL*		
91676	2/05/2008	2285	CENTER POINT PUBLISHING		79.08		**MANUAL*		
91677	2/05/2008	3911	CHALEEN, PAMELA		12.15		**MANUAL*		
91678	2/05/2008	152	CITY OF OMAHA		28,152.21		**MANUAL*		
91679	2/05/2008	301	CITY OF PAPILLION		170.00		**MANUAL*		

BANK NO	BANK NAME						
CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
91680	2/05/2008	3176	COMP CHOICE INC	997.50			
91681	2/05/2008	3706	CORBIT, JEFF	100.00			
91682	2/05/2008	836	CORNHUSKER INTL TRUCKS INC	557.49			
91683	2/05/2008	2158	COX COMMUNICATIONS	102.60			
91684	2/05/2008	270	DECOSTA SPORTING GOODS	885.00			
91685	2/05/2008	59	DITCH WITCH OF OMAHA	72.36			
91686	2/05/2008	364	DULTMEIER SALES & SERVICE	219.64			
91687	2/05/2008	632	EASTERN LIBRARY SYSTEM	15.00			
91688	2/05/2008	3916	EBY, JESSICA	55.00			
91689	2/05/2008	1042	ED M. FELD EQUIPMENT	2,400.00			
91690	2/05/2008	3334	EDGEWEAR SCREEN PRINTING	162.00			
91691	2/05/2008	3173	ELECTRONIC CONTRACTING COMPANY	1,899.28			
91692	2/05/2008	2098	ERICKSON, RANDALL	100.00			
91693	2/05/2008	3463	FARQUHAR, MIKE	100.00			
91694	2/05/2008	3159	FASTENAL COMPANY	108.14			
91695	2/05/2008	1245	FILTER CARE	13.60			
91696	2/05/2008	142	FITZGERALD SCHORR BARMETTLER	.00	**CLEARED**	**VOIDED**	
91697	2/05/2008	142	FITZGERALD SCHORR BARMETTLER	37,347.29			
91698	2/05/2008	3673	FOSTER, TERRY	25.00			
91699	2/05/2008	3705	FUTUREWARE DISTRIBUTING INC	38.00			
91700	2/05/2008	1344	GALE	45.44			
91701	2/05/2008	1161	GALL'S INCORPORATED	95.19			
91702	2/05/2008	53	GCR OMAHA TRUCK TIRE CENTER	671.56			
91703	2/05/2008	1660	GODFATHER'S PIZZA	65.47			
91704	2/05/2008	35	GOLDMAN, JOHN G	40.00			
91705	2/05/2008	3473	GUNN, BRENDA S	300.00			
91706	2/05/2008	1044	H & H CHEVROLET	255.73			
91707	2/05/2008	426	HANEY SHOE STORE	120.00			
91708	2/05/2008	1688	HANNEBAUM GRAIN CO INC	1,804.05			
91709	2/05/2008	1744	HEARTLAND AWARDS	637.00			
91710	2/05/2008	797	HOBBY LOBBY STORES INC	9.95			
91711	2/05/2008	136	HUNTEL COMMUNICATIONS, INC	1,007.50			
91712	2/05/2008	376	HURST, JEAN	637.05			
91713	2/05/2008	1612	HY-VEE FOOD STORES & DRUGTOWN	38.00			
91714	2/05/2008	1417	IACP	240.00			
91715	2/05/2008	3440	ICSC-INTL COUNCIL OF SHPG CTRS	100.00			
91716	2/05/2008	2620	IIMC CONFERENCE REGISTRATION	510.00			
91717	2/05/2008	162	INLAND TRUCK PARTS	91.42			
91718	2/05/2008	1760	INTERSTATE ALL BATTERY CENTER	43.20			
91719	2/05/2008	2296	IOWA STATE UNIVERSITY, TREAS	472.00			
91720	2/05/2008	2534	IWAN, ROSE	45.00			
91721	2/05/2008	1896	J Q OFFICE EQUIPMENT INC	686.57			
91722	2/05/2008	3112	JACK'S UNIFORMS & EQUIPMENT	1,447.87			
91723	2/05/2008	2379	JO DON'S	218.00			
91724	2/05/2008	100	JOHNSTONE SUPPLY CO	161.13			
91725	2/05/2008	788	KINDIG, DOUGLAS	40.00			
91726	2/05/2008	3474	KINDIG, DOUGLAS	150.00			
91727	2/05/2008	1054	KLINKER, MARK A	200.00			
91728	2/05/2008	2864	KORTUS, LEE	190.00			
91729	2/05/2008	2697	KROGER-DILLON CUST CHARGES	127.58			
91730	2/05/2008	2057	LA VISTA COMMUNITY FOUNDATION	247.00			
91731	2/05/2008	877	LINWELD	37.04			
91732	2/05/2008	2142	LODES, CHRIS	102.50			

BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
91733		2/05/2008		2124	LUKASIEWICZ, BRIAN	40.00			
91734		2/05/2008		1539	MALLARD SAND AND GRAVEL CO	494.84			
91735		2/05/2008		1875	MARSHALL CAVENDISH CORP	137.09			
91736		2/05/2008		2219	MERIDIAN LIBRARY SYSTEM	10.00			
91737		2/05/2008		3468	METAL SUPERMARKETS-OMAHA	341.87			
91738		2/05/2008		2414	METHODIST HOSPITAL	700.00			
91739		2/05/2008		872	METROPOLITAN COMMUNITY COLLEGE	8,162.23			
91740		2/05/2008		553	METROPOLITAN UTILITIES DIST.	.00	**CLEARED**	**VOIDED**	
91741		2/05/2008		553	METROPOLITAN UTILITIES DIST.	708.93			
91742		2/05/2008		2497	MID AMERICA PAY PHONES	100.00			
91743		2/05/2008		184	MID CON SYSTEMS INCORPORATED	54.00			
91744		2/05/2008		1526	MIDLANDS LIGHTING & ELECTRIC	142.01			
91745		2/05/2008		2299	MIDWEST TAPE	25.99			
91746		2/05/2008		1046	MIDWEST TURF & IRRIGATION	204.47			
91747		2/05/2008		1050	MILLER PRESS	300.00			
91748		2/05/2008		346	MOBILE COMMUNICATIONS INC	100.00			
91749		2/05/2008		288	MOTOROLA INC	393.00			
91750		2/05/2008		2897	NEBRASKA GOLF COURSE SUPERIN-	75.00			
91751		2/05/2008		548	NEBRASKA MUN CLERK'S SCHOOL	570.00			
91752		2/05/2008		1830	NEBRASKA U C FUND	1,601.00			
91753		2/05/2008		2631	NEXTEL COMMUNICATIONS	472.30			
91754		2/05/2008		1152	NLA-NEBRASKA LIBRARY ASSN	17.00			
91755		2/05/2008		440	NMC INC	564.20			
91756		2/05/2008		408	NOBBIES INC	38.27			
91757		2/05/2008		1968	O'KEEFE ELEVATOR COMPANY INC	1,048.56			
91758		2/05/2008		1014	OFFICE DEPOT INC-CINCINNATI	.00	**CLEARED**	**VOIDED**	
91759		2/05/2008		1014	OFFICE DEPOT INC-CINCINNATI	254.07			
91760		2/05/2008		79	OMAHA COMPOUND COMPANY	139.21			
91761		2/05/2008		195	OMAHA PUBLIC POWER DISTRICT	1,387.25			
91762		2/05/2008		3477	ORIZON CPAS LLC	16,596.71			
91763		2/05/2008		1178	OVERHEAD DOOR COMPANY OF OMAHA	304.00			
91764		2/05/2008		976	PAPILLION TIRE INCORPORATED	60.85			
91765		2/05/2008		2686	PARAMOUNT LINEN & UNIFORM	312.16			
91766		2/05/2008		1769	PAYLESS OFFICE PRODUCTS INC	377.95			
91767		2/05/2008		1821	PETTY CASH-PAM BUETHE	.00	**CLEARED**	**VOIDED**	
91768		2/05/2008		1821	PETTY CASH-PAM BUETHE	130.03			
91769		2/05/2008		1821	PETTY CASH-PAM BUETHE	.00	**CLEARED**	**VOIDED**	
91770		2/05/2008		1821	PETTY CASH-PAM BUETHE	162.76			
91771		2/05/2008		74	PITNEY BOWES INC-KY	221.00			
91772		2/05/2008		2552	PLUTA, DON	25.00			
91773		2/05/2008		159	PRECISION INDUSTRIES INC	1,573.06			
91774		2/05/2008		1921	PRINCIPAL LIFE-FLEX SPENDING	.00	**CLEARED**	**VOIDED**	
91775		2/05/2008		1921	PRINCIPAL LIFE-FLEX SPENDING	312.75			
91776		2/05/2008		3657	PROPERTY SERVICES	172.00			
91777		2/05/2008		219	QWEST	2,319.20			
91778		2/05/2008		1828	RAMIREZ, RITA	75.00			
91779		2/05/2008		191	READY MIXED CONCRETE COMPANY	625.56			
91780		2/05/2008		175	RUSH, TIMOTHY M	25.00			
91781		2/05/2008		487	SAPP BROS PETROLEUM INC	187.50			
91782		2/05/2008		1335	SARPY COUNTY CHAMBER OF	150.00			
91783		2/05/2008		2240	SARPY COUNTY COURTHOUSE	3,234.94			
91784		2/05/2008		168	SARPY COUNTY LANDFILL	2,010.35			
91785		2/05/2008		490	SARPY COUNTY REGISTER OF DEEDS	5.50			

BANK NO BANK NAME

CHECK NO

DATE VENDOR NO VENDOR NAME

CHECK AMOUNT

CLEARED

VOIDED

MANUAL

91786	2/05/2008	3457 SCARPA, DAN	25.00	APPROVED BY COUNCIL MEMBERS 2-05-08
91787	2/05/2008	2186 SID 195 - MAYFAIR	660.00	
91788	2/05/2008	3707 SMITH, MELANIE	100.00	
91789	2/05/2008	533 SOUCIE, JOSEPH H JR	30.00	
91790	2/05/2008	437 SOUTHEAST LIBRARY SYSTEM	35.00	
91791	2/05/2008	3838 SPRINT	91.84	
91792	2/05/2008	47 SUBURBAN NEWSPAPERS INC	38.00	
91793	2/05/2008	913 TARGET BANK	19.63	
91794	2/05/2008	3914 TRI-CITY FOOD PANTRY	207.00	COUNCIL MEMBER
91795	2/05/2008	176 TURFWERKS	142.72	
91796	2/05/2008	2710 ULTRAMAX	288.00	
91797	2/05/2008	2426 UNITED PARCEL SERVICE	152.85	
91798	2/05/2008	2720 USI INC	275.90	
91799	2/05/2008	809 VERIZON WIRELESS, BELLEVUE	65.90	
91800	2/05/2008	3690 VIERS, STEVE	100.00	
91801	2/05/2008	3822 VITALSIGNS	325.00	COUNCIL MEMBER
91802	2/05/2008	78 WASTE MANAGEMENT NEBRASKA	680.67	
91803	2/05/2008	968 WICK'S STERLING TRUCKS INC	251.44	
91804	2/05/2008	3915 WSI LIGHTING	381.60	
91805	2/05/2008	188 ASPHALT & CONCRETE MATERIALS	57.77	

BANK TOTAL 383,035.04

OUTSTANDING 383,035.04 COUNCIL MEMBER

CLEARED 7.77

VOIDED 7.77

FUND TOTAL OUTSTANDING CLEARED VOIDED

01	GENERAL FUND	94,565.26	94,565.26	.00	7.77
02	SEWER FUND	185,687.21	185,687.21	.00	.00
05	CONSTRUCTION	18,047.81	18,047.81	.00	.00
08	LOTTERY FUND	77,580.20	77,580.20	.00	.00
09	GOLF COURSE FUND	1,654.69	1,654.69	.00	.00
14	ECONOMIC DEVELOPMENT	5,499.87	5,499.87	.00	.00

REPORT TOTAL 383,035.04

OUTSTANDING 383,035.04

CLEARED 7.77

VOIDED 7.77

+ Gross Payroll 1-25-08 181,202.60 COUNCIL MEMBER

GRAND TOTAL 564,237.64

COUNCIL MEMBER

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
FEBRUARY 5, 2008 AGENDA

Subject:	Type:	Submitted By:
BOARD OF EQUALIZATION — LEVY OF SPECIAL ASSESSMENTS SOUTHPORT WEST	◆ RESOLUTION ORDINANCE RECEIVE/FILE	PAM BUETHE CITY CLERK

SYNOPSIS

A public hearing has been scheduled and a resolution prepared to approve the levying of special assessments for improvements to the former Sanitary and Improvement District No. 253 (Southport West)

FISCAL IMPACT

The total project costs for improvements to former SID 253 (Southport West) are \$6,158,422.00. It is proposed that the Board of Equalization specially assess \$4,027,080.80 to benefiting properties. The balance of the total project costs of \$2,131,341.20 is to be paid by general obligation debt of the City.

RECOMMENDATION

Continue Public Hearing to the March 4, 2008 meeting.

BACKGROUND

Benefiting property owners have been given notice that the City Council will sit as the Board of Equalization for the purpose of levying special assessments on properties in the former SID 253 subdivision known as Southport West. These improvements include Sanitary Sewer, Paving, and Storm Sewer Section I, Water Section I, Power Section I, Giles Road & 126th Street Improvements Section I, Traffic Signals Section I, Traffic Signals Section II, and Sanitary Outfall Sewer No. 2.

In accordance with the Subdivision Agreement between the Subdividers, Sanitary and Improvement District No. 253, and the City of La Vista, Nebraska, the difference in construction cost of storm sewers 24 inches in diameter and the actual size required, sanitary outfall sewers, and the construction cost of intersections and certain extra width pavement, together with their proportionate share of engineering, legal, and miscellaneous fees, are considered to be of benefit to the City at large and should be treated as general obligation costs with the balance being specially assessed. The special assessment schedule has been established.

One protest has been received asking the City to grant time for the owner of the property or their agent to meet with the City engineer to review and understand the assessment amounts. With continuation of the public hearing to March 4, 2008 all assessments can be done at the same time.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA LEVYING SPECIAL ASSESSMENTS FOR IMPROVEMENTS BENEFITING PROPERTIES LOCATED IN FORMER SANITARY AND IMPROVEMENT DISTRICT NO. 253 OF SARPY COUNTY, NEBRASKA, (SOUTHPORT WEST)

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF LA VISTA, NEBRASKA:

Section 1. The Mayor and Council find and determine: (a) that by ordinance duly passed and approved, the territory located in former Sanitary and Improvement District No. 253 of Sarpy County, Nebraska, ("Southport West") has been annexed and that public improvements benefiting properties within Southport West have been constructed; (b) that in accordance with Neb. Rev. Stat. Section 31-763 (Reissue 2004), the City may exercise the authority to levy special assessments for such improvements; (c) that the public improvements in Southport West have been completed and accepted, as evidenced by the certificate of acceptance on file with the City Clerk and approved by the Mayor and City Council, and a statement of costs, plat of area in Southport West and schedules for proposed assessment (including any approved revisions, the "Schedule") have been prepared, presented to the Mayor and Council and received and placed on file with the City Clerk; (d) that the Mayor and Council has heretofore designated this time and place to sit as a Board of Equalization for holding a public hearing and considering levying special assessments upon property located in Southport West; (e) that notice of the time and place of holding this meeting and public hearing for said purposes has been duly given as provided by statute by publication in the *Papillion Times*, a newspaper published and of general circulation in this City; for not less than twenty (20), nor more than thirty (30), days before the time designated therein for holding this meeting and said public hearing, said publication being made on the same day in each week for two consecutive weeks in the issues of said paper published on January 10th and January 17th, 2007 and by mailing a copy of such notice to each record owner of property proposed to be specially assessed; (f) that the Mayor and Council have at this session heard all persons who desired to be heard in reference to the proposed assessments, special benefits or damages by reason of the construction of said improvements; and (g) that, based upon the advice of the City's engineer, the Mayor and Council hereby determine that the amounts shown on the Schedule represent, as to each listed property, the special benefit to such property as served by such improvements within Southport West and should be specially assessed against such property.

Section 2. The Mayor and Council, acting as a Board of Equalization pursuant to Neb. Rev. Stat. Section 16-707 (Reissue 1997), find and determine, after hearing, that all of the benefited properties are as set forth in the Schedule and none of the properties in Southport West have been damaged by said improvements, and such amounts as set forth in the Schedule for each property are hereby determined and equalized and it is further declared and determined that none of such assessments exceeds the benefits upon the respective properties as set forth in the Schedule, which Schedule is hereby incorporated in this resolution.

Resolution No. 08-

Page 2

The following lots are located in Southport West:

Lot	Area (acres)	Sanitary Sewer	Storm Sewer	Paving	126th & Giles Paving & Storm Sewer	Water	Power	Total
1	27.761	\$83,520.99	\$213,229.87	\$142,333.17	\$209,302.75	\$129,128.43	\$102,424.33	\$879,939.54
2	2.281	\$6,862.55	\$17,520.17	\$11,694.89	\$10,000.74	\$10,609.92	\$8,415.76	\$65,104.03
3	2.106	\$6,336.05	\$16,176.01	\$10,797.65	\$9,233.48	\$9,795.92	\$7,770.10	\$60,109.21
4	8.847	\$26,616.84	\$67,953.05	\$45,359.37	\$38,788.51	\$41,151.23	\$32,641.04	\$252,510.04
15	6.612	\$19,892.68	\$50,786.21	\$33,900.33	\$28,989.44	\$30,755.28	\$24,395.00	\$188,718.94
16	2.389	\$7,187.48	\$18,349.71	\$12,248.62	\$10,474.26	\$11,112.27	\$8,814.23	\$68,186.57
19	0.818	\$2,461.01	\$6,282.99	\$4,193.96	\$3,586.41	\$3,804.87	\$3,018.01	\$23,347.25
20	0.806	\$2,424.91	\$6,190.82	\$4,132.44	\$3,533.80	\$3,749.06	\$2,973.74	\$23,004.77
23	1.019	\$3,065.74	\$7,826.85	\$5,224.51	\$4,467.67	\$4,739.81	\$3,759.60	\$29,084.18
24	0.854	\$2,569.32	\$6,559.50	\$4,378.54	\$3,744.25	\$3,972.32	\$3,150.84	\$24,374.77
25	0.877	\$2,638.52	\$6,736.16	\$4,496.46	\$3,845.09	\$4,079.31	\$3,235.70	\$25,031.24
26	0.89	\$2,677.63	\$6,836.01	\$4,563.11	\$3,902.09	\$4,139.78	\$3,283.66	\$25,402.28
27	18.673	\$56,179.08	\$143,425.72	\$95,738.17	\$101,847.56	\$86,856.21	\$68,894.11	\$552,940.85

The following lots are located in Southport West Replat One:

1	10.304	\$31,000.33	\$79,144.15	\$52,829.55	\$45,176.53	\$47,928.37	\$38,016.65	\$294,095.58
2	11.59	\$34,869.36	\$89,021.80	\$59,422.98	\$50,814.83	\$53,910.11	\$42,761.35	\$330,800.43
3	20.502	\$61,681.76	\$157,474.11	\$105,115.62	\$89,888.32	\$95,363.68	\$75,642.21	\$585,165.70

The following lots are located in Southport West Replat Two:

2	0.88	\$2,647.54	\$6,759.20	\$4,511.84	\$3,858.24	\$4,093.26	\$3,246.76	\$25,116.84
3	0.783	\$2,355.71	\$6,014.16	\$4,014.51	\$3,432.96	\$3,642.07	\$2,888.88	\$22,348.29

The following lots are located in Southport West Replat Three:

1	4.946	\$14,880.40	\$37,989.80	\$25,358.59	\$21,685.09	\$23,005.99	\$18,248.29	\$141,168.16
2	7.853	\$23,626.32	\$60,318.22	\$40,263.05	\$34,430.45	\$36,527.70	\$28,973.68	\$224,139.42
3	6.534	\$19,658.04	\$50,187.11	\$33,500.41	\$28,647.48	\$30,392.45	\$24,107.22	\$186,492.71

Total 137.325 \$413,152.26 \$1,054,781.62 \$704,077.77 \$709,649.95 \$638,758.04 \$506,661.16 \$4,027,080.80

Section 3. The special assessments as shown in the Schedule for each benefited property are hereby levied upon the respective properties to which they apply as set forth in the Schedule. Said special assessments shall be a lien on each of said properties against which they are assessed as shown on said Schedule from and after the date of levy and shall become due within fifty (50) days after the date of this levy and may be paid within that time without interest but if not so paid shall bear interest at the rate of 6 % per annum (or at any lower rate as may be required by law) until delinquent. Said special assessments shall become delinquent in 10 equal annual installments of principal in accordance with Neb. Rev. Stat. Section 31-753 (Reissue 2004), with the first such installment due fifty (50) days after the date of adoption of this resolution. Delinquent installments shall bear interest at the rate provided by law until paid and shall be collected in the usual manner for the collection of taxes. If three or more installments shall be delinquent, the Mayor and City Council may declare all of the remaining installments to be at once delinquent, as permitted under applicable law, and such installments declared delinquent shall bear interest at the rate specified in Neb. Rev. Stat. Section 45-104.01 (Reissue 2004), as such rate may from time to time be adjusted by the Legislature, until paid and may be collected the same as other delinquent installments may be collected. The assessments hereby levied shall be collected in the same manner as general taxes and shall be subject to the provisions of Neb. Rev. Stat. Section 77-1917.01 (Reissue 2003).

Resolution No. 08-

Page 3

Section 4. This resolution shall be in force and effect immediately and shall be certified as provided by law to the County Clerk and County Treasurer of Sarpy County for entry upon the proper tax lists.

PASSED AND APPROVED THIS 5TH DAY OF FEBRUARY, 2008.

CITY OF LA VISTA

ATTEST:

Douglas Kindig, Mayor

Pamela A. Buethe, CMC
City Clerk

2 THOMPSON, DREESSEN & DORNER, INC.	
SOUTHPORT WEST	
AS SHOWN	
scale:	AS SHOWN
date:	12-10-07
checked by:	RTM
drawn by:	JMK
LA VISTA, NEBRASKA	
ASSESSMENT PLAT	
17136 SOUTHPORT ASSESSMENT EXHIBIT.dwg	
17136 SOUTHPORT ASSESSMENT EXHIBIT.dwg	
PHONE: 402 330 8880 FAX: 402 330 5966 EMAIL: TDZMAIL@TDZCO.COM	
10836 OLD MILL ROAD OMAHA, NEBRASKA 68154	
Consulting Engineers & Land Surveyors	
WEBSITE: WWW.TDZCO.COM	
12/11/2007 10:20 AM ROGER MAYER SCALE: 1"=###.### M:\\100\\17136\\Southport West\\Special Assessment\\Dwg\\17136\\Southport West\\Special Assessment.dwg	

NOTICE OF HEARING

TO: ALL PERSONS INTERESTED IN PROPOSED ASSESSMENT OF COSTS OF PUBLIC IMPROVEMENTS CONSTRUCTED IN THE TERRITORY OF FORMER SANITARY AND IMPROVEMENT DISTRICT NO. 253 OF SARPY COUNTY, NEBRASKA, NOW KNOWN AS SOUTHPORT WEST, CITY OF LA VISTA.

NOTICE IS HEREBY GIVEN that a statement of costs of improvements and plat showing the properties to be assessed within the territory of former Sanitary and Improvement District No. 253 of Sarpy County, Nebraska, as annexed and now located in the City of La Vista, Nebraska, and a schedule of proposed special assessments of the property within such district, as prepared by the engineers for the City, are on file in the office of the City Clerk and open to public inspection. All objections to said statement, plat or schedule, or to prior proceedings on account of errors, irregularities, or inequalities, not made in writing and filed with the City Clerk within twenty (20) days after the first publication of this notice, shall be deemed to have been waived.

You are further notified that the Mayor and City Council, pursuant to Neb. Rev. Stat. Section 16-707 (Reissue 1997), will sit as a Board of Equalization in the Council Chambers, City Hall, 8116 Park View Boulevard, City of La Vista, Nebraska, at 7:00 o'clock p.m. on the 5th day of February, 2008 to hold a public hearing on the proposed assessments and consider objections, to adjust and equalize the proposed assessments with reference to the special benefits resulting from the improvements, and to levy special assessments therefore. Each owner shall have the right to be heard. Any objector may appear in person or by representative and submit such comments, objections or additional information as he or she may desire.



CITY OF LA VISTA, NEBRASKA

By: Pamela A. Bueche
City Clerk

PUBLISH ABOVE NOTICE ON THE FOLLOWING DATES:

January 10, 2008
January 17, 2008

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
FEBRUARY 5, 2008 AGENDA**

Subject:	Type:	Submitted By:
INTERLOCAL COOPERATION AGREEMENT — RATIFYING NOTICE	► RESOLUTION ORDINANCE RECEIVE/FILE	BRENDA S. GUNN CITY ADMINISTRATOR

SYNOPSIS

A resolution has been prepared to ratify the Notice of Opening of the Embassy Suites Hotel pursuant to the City of La Vista/Sarpy County Interlocal Cooperation Agreement dated May 3, 2004.

FISCAL IMPACT

N/A

RECOMMENDATION

Approval.

BACKGROUND

Section 6 of the City of La Vista/Sarpy County Interlocal Cooperation Agreement dated May 3, 2004 regarding lodging taxes requires the City to provide notice to Sarpy County 90 days prior to the opening of the Embassy Suites Hotel. As is anticipated that the hotel will open on June 1, 2008, notice was given to Sarpy County by personal delivery on January 28, 2008.

A copy of the notice is attached for your review. The agreement also requires that the City Council approve any action taken by the City Administrator and as a result you are being asked to ratify the notice.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA PURSUANT TO THE CITY OF LA VISTA/SARPY COUNTY INTERLOCAL COOPERATION AGREEMENT DATED MAY 3, 2004 RATIFYING NOTICE OF OPENING OF EMBASSY SUITES HOTEL.

WHEREAS, the City of La Vista entered into an Interlocal Cooperation Agreement regarding lodging taxes with Sarpy County on May 3, 2004; and

WHEREAS, Section 6 of the Agreement sets forth the following condition:

La Vista shall notify Sarpy County 90 days prior to the opening of above mentioned hotel (Embassy Suites) in order for Sarpy to meet its obligations under this section; and

WHEREAS, in accordance with the aforementioned Section 6, the attached notice was personally delivered to the County Administrator's office on January 28, 2008; and

WHEREAS, Section 10 (f) of the Agreement sets forth the following requirement:

The Sarpy County Administrator and the La Vista City Administrator shall be the "administrator" for purposes of administering this Agreement; provided, however that any action hereunder shall be subject to approval of the Sarpy County Board and La Vista City Council.

NOW THEREFORE, BE IT RESOLVED pursuant to the City of La Vista/Sarpy County Interlocal Cooperation Agreement dated May 3, 2004 that the attached notice is hereby ratified, affirmed and approved.

PASSED AND APPROVED THIS _____ DAY OF _____, 2008.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk



January 28, 2008

Delivered Personally

Sarpy County

Attention: Mark Wayne, County Administrator
1210 Golden Gate Drive, Suite 1129
Papillion, NE 68046

RE: **NOTICE:** Embassy Suites Hotel Opening – Southport West;
La Vista/Sarpy County Interlocal Agreement Dated
May 3, 2004

Dear Mark:

Pursuant to Section 6 of the City of La Vista/Sarpy County Interlocal Cooperation Agreement dated May 3, 2004 regarding lodging taxes, the City of La Vista hereby notifies Sarpy County that the Embassy Suites Hotel and Conference Center in Southport West are scheduled to open on June 1, 2008. As you are aware, the agreement requires the Sarpy County Board of Commissioners to adopt a resolution reducing its lodging tax rate no later than 30 days before the opening of the hotel.

Please let me know if you have any questions.

Sincerely,

Brenda S. Gunn
City Administrator

Cc: Mayor & City Council
City Attorney
City Clerk

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 Cornhusker Rd.
p: 402-331-8927
f: 402-331-1051

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

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
FEBRUARY 5, 2008 AGENDA

Subject:	Type:	Submitted By:
AWARD CONTRACT - CLASSIFICATION AND COMPENSATION STUDY	◆ RESOLUTION ORDINANCE RECEIVE/FILE	RITA M. RAMIREZ ASSISTANT CITY ADMINISTRATOR

SYNOPSIS

A resolution has been prepared to award a contract to the Austin Peters Group for professional services related to the development of a Classification and Compensation Study in an amount not to exceed \$14,790.00.

FISCAL IMPACT

The FY 07/08 General Fund Budget contains funding for the proposed project.

RECOMMENDATION

Approval.

BACKGROUND

Last year, as part of the annual strategic planning process, the Mayor and City Council identified implementing standards of excellence for the administration of city services as part of its vision and priority. One of the key objectives to achieving that goal was to assure the recruitment and retention of city staff through competitive compensation which is guided by the results of a wage and benefit survey.

The purpose of the Classification and Compensation Study is to establish and maintain an equitable, comparable and non-discriminatory wage and salary plan structure for the City. All of the City's current positions will be included in the study with the exception of the City Administrator, Management Exempt positions (Department Heads), and the positions represented by the Fraternal Order of Police.

The study will enable the City to provide a total compensation package (wages and fringe benefits) to its employees that is adequate, fair and comparable to like public employers in the area. The study will involve the following key tasks: job evaluation, total compensation survey preparation and analysis, pay range determination, position and pay classification, and the preparation of required reports.

A total of five proposals were received and interviews were conducted with three firms. It is recommended that a contract be awarded to the Austin Peters Group. This firm has provided similar studies for both public and private entities throughout the Midwest and has an in-depth understanding of the classification and compensation process. The project manager has more than 17 years of local government management experience, is a certified Specialist in Human Resources and is a former National Society for Human Resource certification instructor. The firm was given excellent recommendations by all of the references we contacted.

IGS \$13,920

Austin Peters Group \$14,790

McGrath Consulting \$29,420

A copy of all proposals is available for review in the City Clerk's office.

APPS\CITYHALL\CNCLRPT\08 FILE\08 ADM Comp Plan Contract

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AWARDING A CONTRACT TO THE AUSTIN PETERS GROUP INC., OVERLAND PARK, KANSAS, FOR PROFESSIONAL SERVICES RELATED TO THE DEVELOPMENT OF A CLASSIFICATION AND COMPENSATION STUDY IN AN AMOUNT NOT TO EXCEED \$14,790.00.

WHEREAS, the City Council of the City of La Vista has determined that recruitment and retention of city staff through competitive compensation is part of its vision and priority; and

WHEREAS, the development of a Classification and Compensation Study will enable Council to establish and maintain an equitable, comparable and non-discriminatory wage and salary plan structure for the City; and

WHEREAS, the FY 2007/08 General Fund Budget included funding for a Classification and Compensation Study; and

WHEREAS, proposals were received on November 30, 2007 and interviews were conducted on January 16, 2008; and

WHEREAS, the Assistant City Administrator has reviewed the proposals and recommends that a contract be awarded to The Austin Peters Group, Overland Park, Kansas, as the most qualified bidder; 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 purchases over \$5,000.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, that a contract in a form satisfactory to the City Administrator and City Attorney, be awarded to The Austin Peters Group, Overland Park, Kansas, for the development of a Classification and Compensation Study in an amount not to exceed \$14,790.00, and that the Mayor is hereby authorized to execute said contract and the City Clerk is further directed to attest to the same.

PASSED AND APPROVED THIS 5TH DAY OF FEBRUARY 2008.

CITY OF LA VISTA

ATTEST:

Douglas Kindig, Mayor

Pamela A. Buethe, CMC
City Clerk

CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
FEBRUARY 5, 2008 AGENDA

Subject:	Type:	Submitted By:
ADVERTISEMENT OF BIDS – 78 TH AND HARRISON STREET RETAINING WALL RECONSTRUCTION	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOE SOUCIE PUBLIC WORKS DIRECTOR

SYNOPSIS

A resolution has been prepared authorizing the advertisement of bids for the 78th and Harrison Street Retaining Wall Reconstruction Project.

FISCAL IMPACT

The FY 2007/08 Capital Fund provides funding for the proposed improvements.

RECOMMENDATION

Approval

BACKGROUND

The existing retaining wall was built as part of the Harrison Street Improvement Project from 72nd Street to 84th Street. The wall has started to bow out and is becoming a safety issue. Installation specifications for modular walls changed shortly after the installation of this wall. At the time, the contractor installed the wall to proper specifications; there is no recourse for warranty work. The supplier of the product is out of business.

The City Engineer has prepared plans and specifications for the proposed improvements. The following advertisement schedule is proposed:

Publish Notice to Contactors	February 14 and February 21, 2008
Open Bids	February 25, 2008 at 4:00 p.m.
Award Contract	March 4, 2008

RESOLUTION _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR THE 78TH & HARRISON STREET RETAINING WALL RECONSTRUCTION PROJECT.

WHEREAS, the City Council has determined that reconstruction of the wall at 78th & Harrison Street is necessary; and

WHEREAS, the 2007/08 Capital Fund provides funding for the reconstruction of said wall; and

WHEREAS, the City Engineer has prepared plans and specifications for the reconstruction of said wall.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council of the City of La Vista hereby authorizes the advertisement for bids for the 78th & Harrison Street Retaining Wall Reconstruction Project in accordance with the plans and specifications prepared by the City Engineer, John Kottmann, and said bids are to be opened and publicly read aloud at 4 p.m. at the offices of Thompson, Dreessen & Dorner, 10836 Old Mill Road, Omaha, NE on February 25, 2008.

Advertise for Bids – February 14 & February 21, 2008

Open Bids – February 25, 2008

Award Bid – March 4, 2008

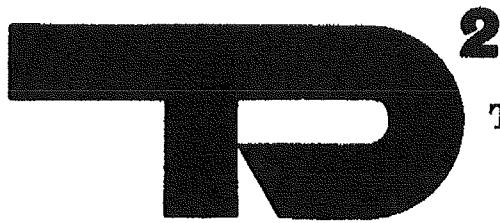
PASSED AND APPROVED THIS 5TH DAY OF FEBRUARY, 2008.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk



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

January 29, 2008

Mayor and City Council Members
City of La Vista
c/o Ms. Brenda Gunn, City Administrator
8116 Park View Boulevard
La Vista, NE 68128

ROBERT E. DREESSEN, P.E.
NELSON J. HYMANS, P.E.
JAMES D. WARNER, L.S.
CHARLES E. RIGGS, P.E.
KA "KIP" P. SQUIRE III, P.E., S.E.
JOHN M. KOTTMANN, P.E.
ARTHUR D. BECCARD, P.E.
JOSEPH G. KOSINOVSKY, P.E.
DOUGLAS S. DREESSEN, P.E.
DEAN A. JAEGER, P.E.
RICHARD M. BROYLES, L.S.
DAVID H. NEEF, L.S.
RONALD M. KOENIG, L.S.
CHRIS E. DORNER, L.S.

TIMOTHY T. PAPSTEIN, P.E.
MICHAEL J. SMITH, L.S.
TROY J. NISSEN, P.E., S.E.
DOUGLAS E. KELLNER, P.E.
KEVIN L. TRUE, L.S.
GARY A. NORTON, P.E.
BRIAN L. LODES, P.E.
KURTIS L. ROHN, P.E.
JEFFREY L. THOMPSON, P.E.
DAREN A. KONDA, P.E.
MICHAEL T. CANIGLIA, L.S.
JEREMY T. STEENHOEK, P.E.
JOSHUA J. STORM, P.E.

RE: 78th & Harrison Street Retaining Wall Reconstruction
Request for Authorization for Bidding
TD² File No. 171-350.5

Brenda:

Enclosed please find our Engineer's Estimate and a Notice to Contractors for the above-referenced project. I recommend the following publication schedule:

Public Notice to Contractors

February 14 and February 21, 2008

Bids would then be taken on February 25, 2008 at our office with consideration of award of a contract at the March 4, 2008 Council meeting.

If you have any questions, please call.

Submitted by,

THOMPSON, DREESSEN & DORNER, INC.

John M. Kottmann

John M. Kottmann, P.E.

JMK/jlf

Enclosure

cc: Mr. Joe Soucie, w/enclosure
File

NOTICE TO CONTRACTORS

City of La Vista, Nebraska

**78TH & HARRISON STREET RETAINING WALL RECONSTRUCTION
CITY OF LA VISTA**

Sealed proposals will be received by Pamela Buethe, Clerk of said City, at the office of Thompson, Dreessen & Dorner, Inc., Engineers for the project, 10836 Old Mill Road, Omaha, Nebraska 68154, until February 25, 2008, at 4:00 P.M. for construction of the 78TH & HARRISON STREET RETAINING WALL RECONSTRUCTION, and related facilities in and for said City according to plans and specifications for said improvements now on file with the Clerk of the City, and at the office of Thompson, Dreessen & Dorner, Inc., which proposals at that time will be publicly opened and read aloud and tabulated. Copies of the plans and specifications may be obtained at the office of the Engineers for a fee of \$45.00, which will not be returned.

The extent of the work involves construction of the following items and approximate quantities.

Item	Description	Estimated Quantities
1.	Remove Existing Modular Block Retaining Wall (Upper Rows Only)	795 S.F.
2.	Furnish & Install Pre-Cast Modular Block Retaining Wall w/Foundation Course & Subdrain	3,150 S.F.
3.	Furnish & Install Geogrid	870 S.Y.
4.	Furnish & Place Select Granular Backfill	535 C.Y.
5.	Tap Existing Inlet	1 EA.
6.	Seeding w/Erosion Control Blanket	960 S.Y.
7.	Remove & Reset Existing Fence, If Req'd.	100 L.F.
8.	Construct 42" Tall Chain Link Fence	500 L.F.

The amount of the Engineer's Estimate of the cost of said improvements (exclusive of engineering, legal, advertising and miscellaneous costs) is \$72,825.0

All proposals must be submitted on bid forms furnished by Thompson, Dreessen & Dorner, Inc., 10836 Old Mill Road, Omaha, Nebraska 68154.

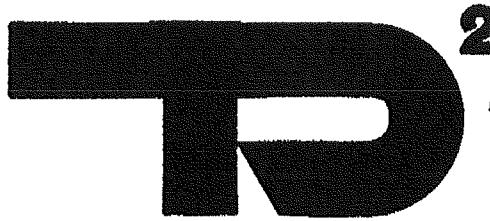
Each bid shall be accompanied in a SEPARATE SEALED ENVELOPE by a certified check or bid bond in an amount of not less than five percent of the amount bid and such certified check or bid bond shall be payable to the Treasurer of the City of La Vista, Nebraska as security that the bidder to whom the contract may be awarded will enter into a contract to build the improvement in accordance with this Notice to Contractors and will give a contract and maintenance bond in the amount of 100% of the contract price.

No bidder may withdraw his proposal for a period of thirty (30) days after the date set for the opening of bids. The Owner reserves the right to reject any or all bids and to waive informalities.

CITY OF LA VISTA, NEBRASKA

Douglas Kindig, Mayor

Pamela Buethe, Clerk



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

January 29, 2008

Mayor and City Council Members
City of La Vista
Ms. Brenda Gunn, City Administrator
8116 Park View Boulevard
La Vista, NE 68128

ROBERT E. DREESSEN, P.E.
NELSON J. HYMANS, P.E.
JAMES D. WARNER, L.S.
CHARLES E. RIGGS, P.E.
KA "KIP" P. SQUIRE III, P.E., S.E.
JOHN M. KOTTMANN, P.E.
ARTHUR D. BECCARD, P.E.
JOSEPH G. KOSINOVSKY, P.E.
DOUGLAS S. DREESSEN, P.E.
DEAN A. JAEGER, P.E.
RICHARD M. BROYLES, L.S.
DAVID H. NEEF, L.S.
RONALD M. KOENIG, L.S.
CHRIS E. DORNER, L.S.

TIMOTHY T. PAPSTEIN, P.E.
MICHAEL J. SMITH, L.S.
TROY J. NISSEN, P.E., S.E.
DOUGLAS E. KELLNER, P.E.
KEVIN L. TRUE, L.S.
GARY A. NORTON, P.E.
BRIAN L. LODES, P.E.
KURTIS L. ROHN, P.E.
JEFFREY L. THOMPSON, P.E.
DAREN A. KONDA, P.E.
MICHAEL T. CANIGLIA, L.S.
JEREMY T. STEENHOEK, P.E.
JOSHUA J. STORM, P.E.

RE: 78th & Harrison St. Retaining Wall Reconstruction
Engineer's Estimate
TD² File No. 171-350.7

The following is the Engineer's Estimate of Construction and Engineering Costs of the above-referenced project:

Item	Description	Approx. Quantity	Unit	Unit Price	Amount
1.	Remove Existing Modular Block Retaining Wall (Upper Rows Only)	795	S.F.	\$3.00	\$2,385.00
2.	Furnish & Install Pre-Cast Modular Block Retaining Wall w/Foundation Course & Subdrain	3,150	S.F.	\$15.00	\$47,250.00
3.	Furnish & Install Geogrid	870	S.Y.	\$3.00	\$2,610.00
4.	Furnish & Place Select Granular Backfill	535	C.Y.	\$20.00	\$10,700.00
5.	Tap Existing Inlet	1	EA.	\$1,000.00	\$1,000.00
6.	Seeding w/Erosion Control Blanket	960	S.Y.	\$3.00	\$2,880.00
7.	Remove & Reset Existing Fence, if required	100	L.F.	\$10.00	\$1,000.00
8.	Construct 42" Tall Chain Link Fence	500	L.F.	\$10.00	\$5,000.00
Estimated Total Construction Costs					\$72,825.00
Estimated Engineering, Legal, & Miscellaneous Costs					\$10,925.00
Estimated Total Project Costs					<u>\$83,750.00</u>

Submitted by,

THOMPSON, DREESSEN & DORNER, INC.

John M. Kottmann, P.E.

JMK/jlf

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
FEBRUARY 5, 2008 AGENDA**

Subject:	Type:	Submitted By:
AUTHORIZATION TO PURCHASE COMPUTER EQUIPMENT – CDW-GOVERNMENT	◆ RESOLUTION ORDINANCE RECEIVE/FILE	ROSE IWAN LIBRARY DIRECTOR

SYNOPSIS

A resolution has been prepared to authorize the purchase of thirteen (13) new computers with software for replacement of 8 computer lab computers and 5 staff desk computers from the CDW-Government in an amount not to exceed \$11,349.

FISCAL IMPACT

The FY 07/08 budget provides funds for computer replacement needs associated with the update and age of the existing computer lab and staff computers.

RECOMMENDATION

Approval.

BACKGROUND

The State of Nebraska bid for computer services designates CDW-Government as the lowest responsible bidder for the hardware and software that is being requested.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE PURCHASE OF THIRTEEN (13) COMPUTERS WITH SOFTWARE FROM CDW-GOVERNMENT, INC. IN AN AMOUNT NOT TO EXCEED \$11,349.00.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of computer equipment is necessary; and

WHEREAS, the FY 07/08 Capital improvement budgets did include funds for the purchase of said computer equipment; 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 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 thirteen (13) Computers with Software from CDW-Government, Inc. in an amount not to exceed \$11,349.00.

PASSED AND APPROVED THIS 5TH DAY OF FEBRUARY 2008.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk



Capital Budget Purchase Request Form

Capital items approved in the budget cannot be purchased until this form is completed and approved. The City Administrator will review the proposed purchase and delivery timeline, coordinate funding availability and make a determination regarding when the purchase will be placed on a Council agenda. Forms should be submitted by October 1st of the fiscal year in which they are budgeted. Capital purchases should be made prior to September 1st of the fiscal year in which they are budgeted.

Item to be Purchased 13 computers (8 for computer lab and 5 for staff - all replacements)

Department Library

Item Cost \$11,349 **Funding Source** budgeted item

Proposed Purchase Schedule

Finance Recommended Purchase Schedule

Council Authorizes Bid _____

Bid Date _____

Council Authorizes Purchase 4-Dec-07 _____

(Please note if a down payment or advance payment is required.)

Delivery Date Jan-08 _____

Department Head Notes/Comments (Explain lead time for ordering, whether purchasing from state bid, etc.)

Purchase from state bid.

Authorization to Proceed with Purchase

Finance Director _____ **Date** _____

Notes/Comments

City Administrator _____ **Date** _____

File Copy



**The Right Technology.
Right Away.™**

www.CDWG.com
800-808-4239

Page 1

SALES QUOTATION

QUOTE NO.	ACCOUNT NO.	DATE
JNL4039	6439175	1/11/2008

B JEAN HURST
9110 GILES RD
L CITY OF LA VISTA LIBRARY
LA VISTA, NE 68128-3081
T
O

S CITY OF LA VISTA LIBRARY
9110 GILES RD
H
P JEAN HURST
T LA VISTA, NE 68128-3081
O Contact: JEAN HURST 402-537-3900

Customer Phone # 4025373900

Customer P.O. # COMP-FINAL QUOTE

ACCOUNT MANAGER		TERMS		EXEMPTION CERTIFICATE
MATT OLSZEWSKI		Request Terms		GOVT-EXEMPT
QTY	ITEM NUMBER	DESCRIPTION	UNIT PRICE	EXTENDED PRICE
10	1249999	HP SB DX2250 A/4000 80GB 1GB XPP DVR Mfg#: CPQ-RT881UT#ABA Contract: MARKET	525.00	5250.00
1	1217938	HP SB DC5750 A64 500GB 2GB XPP DVR Mfg#: CPQ-RT910UT#ABA Contract: MARKET	875.00	875.00
6	714995	SUPERMICRO FDD DRIVE FOR CHASSIS Mfg#: SPP-FPD-PNSC-02 Contract: MARKET	18.00	108.00
11	826337	HP SB L1906 19" SLV Mfg#: CPQ-PX850A8#ABA Contract: MARKET	225.00	2475.00
11	1059827	LOG OEM WIRED USB OPT 3BTN BLK MOUSE Mfg#: LOG-931637-0403 Contract: MARKET	9.00	99.00
----- INSTALL SUMMARY -----				
1249999 HP SB DX2250 A/4000 Qty: 6 ** Items to be installed ** 714995 SUPERMICRO FDD DRIVE QTY: 6 OPERATING SYSTEM: Windows XP				
SUBTOTAL 8807.00 FREIGHT 281.40 SALES TAX .00				

BUY WITH CONFIDENCE. CDW IS A FORTUNE 500 COMPANY.

CDW Government, Inc.
230 North Milwaukee Ave.
Vernon Hills, IL 60061
General Phone: 847-371-5000 Fax: 847-419-6200
Account Manager's Direct Fax: 847-465-5188

US Currency
TOTAL ➔ 9,088.40

Please remit payment to:
CDW Government, Inc.
75 Remittance Drive
Suite 1515
Chicago, IL 60675-1515



www.softchoice.com

Please forward this to:

Jean Hurst

LA VISTA PUBLIC LIBRARY
9110 GILES RD
LA VISTA, NE
68128

Comments:

! Date: January 2, 2008
Fax Number: (402) 537-3902
Telephone Number: (402) 537-3900
Customer Reference:

Sent by: MARCUS ZAMORA

Softchoice Corporation
314 W Superior
Ste 301
Chicago, IL
60610

#

Sales/Order desk
Phone: (800) 268-7638
Fax: (800) 268-7639

Marcus.Zamora@softchoice.com

Phone: (800) 268-7638 x 3291

Fax: (800) 268-7639

Quote# > 3880420**Page 1 of 2**

PART	MANUFACTURER	ITEM DESCRIPTION	QTY	UNIT PRICE	EXT
MEMO		4 internal disk drive			
JO4737	FPD-PNSC-02	SUPERMICRO INTERNAL FLOPPY DRIVE 1.44MB BEIGE	6	\$22.87	\$137.22
MEMO		4 staff computers			
U12325	RT904UT#ABA	HP COMPAQ DC5750 BUSINESS PC (SMART BUY) SMALL FORM FACTOR, 80 PLUS POWER SUPPLY, ENERGY STAR 4.0, AMD ATHLON64 X2 4000+ DUAL CORE, ATI XPRESS 1150 CHIPSET, 1.0GB RAM PC2-5300 (DDR2-667) 2X512, 80GB SATA SMART III HARD DRIVE, CDRW / DVD COMBO DRIVE, INTEGRATED AUDIO AND GRAPHICS, PS/2 KEYBOARD, USB OPTICAL MOUSE, MICROSOFT WINDOWS XP PRO, 2007 MICROSOFT OFFICE READY, 3 YEAR ONSITE WARRANTY, 60 DAY TRIAL VERSIONS OF: ADOBE PDF COMPLETE, HP SMART DESKTOP MANAGEMENT SERVICE, SYMANTEC ANTIVIRUS.	4	\$639.19	\$2,556.76
MEMO		staff computer			
U12467	RT910UT#ABA	HP COMPAQ DC5750 BUSINESS PC (SMART BUY) MICROTOWER, 80 PLUS POWER SUPPLY, ENERGY STAR 4.0, AMD ATHLON64 4800+ DUAL CORE, ATI XPRESS 1150 CHIPSET, 2.0GB RAM PC2-5300 (DDR2-667) 2X1GB, 2X250GB SATA SMART III HARD DRIVE, RAID 1 CONFIGURATION, DVD+RW DRIVE, INTEGRATED AUDIO AND GRAPHICS, PS/2 KEYBOARD, USB OPTICAL MOUSE, MICROSOFT WINDOWS XP PRO, 2007 MICROSOFT OFFICE READY, 3 YEAR ONSITE WARRANTY, 60 DAY TRIAL VERSION OF: DF COMPLETE, HP SMART DESKTOP MANAGEMENT SERVICE, SYMANTEC ANTIVIRUS.	1	\$875.44	\$875.44
MEMO		6 computer lab			
U63545	RT881UT#ABA	HP BUSINESS DESKTOP DX2250 2.4GHZ MICRO TOWER -1 X ATHLON 64 3800+ / 2.4 GHZ - RAM 1GB - HD 1X 80 GB - CD-RW / DVD - WIN XP PRO - MONITOR : NONE	6	\$531.38	\$3,188.28



! Date: January 2, 2008
To: Jean Hurst

Quote# > 3880420

Page 2 of 2

PART	MFG SKU	ITEM DESCRIPTION	QTY	UNIT PRICE	EXT
N09806	PX850A8#ABA	HP L1906 19 IN LCD (SMART BUY) FLAT PANEL DISPLAY - TFT - 19 - 1280 X 1024 / 75 Hz - 0.294 MM - VGA (HD-15)	11	\$230.04	\$2,530.44
		SUB TOTAL			\$9,283.14
		DELIVERY: Economy			\$384.95
		TOTAL			\$9,673.09

All currency in this quote is in US funds.

Pricing, availability and special offers are subject to change at any time. Returns may be restricted to factory sealed boxes or defective product only.



Public Sector Sales

January 11, 2008

La Vista Public Library

Dear Jean Hurst,

Thank you for your recent interest in Hewlett-Packard Public Sector Sales. Award-winning Hewlett-Packard products are designed to deliver high-performance technology, powerful networking and legendary Hewlett-Packard quality - all at a value that your budget demands. From handheld PCs to AlphaServer Supercomputers, Hewlett-Packard provides a single resource for complete solutions that meet all your computing needs. You can rely on Hewlett-Packard for the performance, uptime, and efficiency you need to keep your agency running smoothly and hassle-free. Every Hewlett-Packard product is designed and tested to provide industry-standard compatibility and investment protection. And, with special maintenance services, easy ordering and flexible financing, Hewlett-Packard makes buying the right solution for your organization easier and more convenient than ever.

Attached is the price quotation you requested. When submitting a purchase order directly to Hewlett-Packard, please be certain to include the requested information on the Ordering Information page attached to this quotation. Including the necessary information will ensure the accurate and timely processing of your order through Hewlett-Packard Public Sector. You may order online at http://welcome.hp.com/country/us/eng/solutions/pub_sector.html or fax in your purchase order at 800-825-2329.

-Please reference this contract: NE - STATE OF NEBRASKA (WSCAll) Contract (11207OC)
terms and conditions.

-The terms and conditions of the NE - STATE OF NEBRASKA (WSCAll) Contract (11207OC) will
apply to any order placed as a result of this inquiry; no other terms or conditions shall apply.

If you should have questions regarding this quotation or need any other assistance, please contact your Public Sector sales representative.

Sincerely,

Ron Cook
Inside Sales Representative



Public Sector Sales

Ordering Information

It's never been easier to place your direct orders with Hewlett-Packard. Now you can have fast, accurate service with special options designed to personalize, process and expedite your shipments with higher levels of accuracy. Ordering Hewlett-Packard products is as simple as picking up the phone, using the fax machine, or logging onto the Hewlett-Packard Public Sector website at http://welcome.hp.com/country/us/eng/solutions/pub_sector.html

Online ordering

With the Hewlett-Packard Online Store, you can create quotes with real-time pricing; place an order using a credit card or purchase order, keep up-to-date on the latest product promotions and pricing available on your contract, inquire about order status and view product/price information - all from your desktop PC. Visit http://welcome.hp.com/country/us/eng/solutions/pub_sector.html

Faxing Option

Faxing your order is convenient, too. Simply fill out your request on the customer purchase order and send to 1-800-825-2329. Your order will be promptly handled, and you can call a Customer Service Representative to confirm your order.

Personalized Telesales

To provide more personal service to you, our telephone sales and order administration representatives are assigned by territory. This means you can reach a dedicated government, education, or medical sales team every time you call - giving you added value by letting you grow personal relationships with representatives who know your product as well as your special terms and delivery requirements. To request a quote, check product availability, and other related questions, call your Telesales Representative.

Order Accuracy

To ensure the accurate and timely processing of your order, please verify that your purchase order includes the following information:

- Bill-to address,
- Ship-to address,
- Purchase order number,
- Part number, description, and price,
- Contract # and name
- Reseller of choice
- Contact name, phone number, and email address,
- Special delivery requirements
- Requested delivery date
- Signature of authorized purchaser
- Please note the Hewlett Packard must be listed as the vendor.

Tax-Exempt Certificate Requirements

All tax-exempt accounts should have a tax-exempt certificate on file with Hewlett-Packard to avoid having sales tax added to their invoice. This certificate needs to be provided only once. If you are ordering for the first time, please include with your order or account application.

Free Configuration Services (excludes non-configure to order IPG product)

When you purchase Hewlett-Packard products through Public Sector, you become eligible for configuration of Hewlett-Packard hardware options and upgrades at NO extra cost. To request this free service, clearly state on your purchase order which options and upgrades you would like installed and list each configuration separately. Once an order is placed, in-stock items require 2-4 business days for installation.

HP Credit

Hewlett-Packard's financing programs can help your agency purchase or lease HP solutions. To inquire more about a customized financial solution proposal call your Telesales Representative.

Order Tracking and Status

All orders are entered within 24 hours of receipt and are scheduled to ship on a first in first out basis. Orders are shipped within seven days of receipt provided all items are in stock and all necessary information has been properly included on your purchase order. (Remember that ship complete orders can be delayed if a particular item is not currently in stock.) To inquire about the status of your order, you can either log on to http://welcome.hp.com/country/us/eng/solutions/pub_sector.html or call your corresponding Customer Service Representative.

Returned Merchandise

A return material authorization number (RMA) is required for all returns to be processed. Returns may be requested within 30 days of shipment. Please call your Public Sector Customer Service Representative in order to have an RMA assigned. Please have a copy of the packing slip available when you call.

Customer Relationship and Sales For Public Sector Sales

Fax: 800-825-2329

Education: 800-888-3224

Higher Ed: 877-480-4433

STL: 888-202-4682

Returns: 800-888-3224 x1060



PRICE QUOTATION

Quote Number: 1501303-3

January 11, 2008

Provided by: Ron Cook

Page 1 of 2

Jean Hurst

La Vista Public Library

Contract: NE - STATE OF NEBRASKA (WSCAII) (11207OC)

Product availability and product discontinuation is subject to change without notice. The prices in this quotation are valid for 30 days from quote date above. Please include the quote number and contract from this quote on the corresponding purchase order.

Item	Part No.	Description	Qty.	Unit Price	Extended
Group: A					
1.	EW315AV	EW315AV - HP dc5750 Microtower	11	\$839.00	\$9,229.00
	EW315AV	Product - HP Compaq dc5750 Microtower			
	EX556AV#ABA	Operating system - Genuine Windows® XP Professional			
		Restore CD - No Item Selected			
		Application software - No Item Selected			
	AH112AV	Power supply - d5 MT chassis E-star 3.0			
	EW406AV	Thermal kit - Thermal Kit - MT			
	EX562AV#ABA	Country kit - Country kit dc5750			
		Chipset - ATI Radeon® Xpress 1150 Professional			
	AH867AV	Processor - AMD Athlon™ 64 X2 4000+ Dual Core (2.1GHz)			
	EW370AV	Memory - 1GB PC5300 DIMM (2X512MB)			
		Video/graphics - Integrated ATI Radeon® X300 graphics			
	EW319AV	Removable storage - 1.44MB Floppy drive MT			
	EW332AV	Hard drives - 250GB SATA 7200RPM (3.0Gbs) 1st			
		Second hard drive - No Item Selected			
		Second hard drive cable - No Item Selected			
		RAID configuration - No Item Selected			
	EW348AV	Optical drive - 16X DVD+/-RW Drive (Light scribe DL/DF)			
		Second optical drive - No Item Selected			
		Network card - Integrated Broadcom NetXtreme Gigabit NIC			
		Modem - No Item Selected			
		Wireless hardware - No Item Selected			
	EW345AV	Mouse - HP PS/2 2-Button Optical Scroll Mouse			
	EX130AV#ABA	Keyboard - HP PS/2 standard keyboard			
		AntiVirus software - No Item Selected			
		PDF Document Utility - No Item Selected			
		Security accessories - No Item Selected			
	EX587AV#ABA	Warranty - 3-year (parts/labor/next business day on-site) limited warranty - MT			
SUB TOTAL :					\$9,229.00
Group: B					
2.	GG458AA#ABA	HP L1950 19-inch LCD Monitor - Analog/Digital	11	\$200.00	\$2,200.00
		Monitors - HP L1950 19-inch LCD Monitor -			
		Analog/Digital			

Note: For detailed warranty information, please link to "URL" for more information www.hp.com/go/specIFICwarrantyinfo.
Sales taxes added where applicable. Freight is FOB Destination.



PRICE QUOTATION

Quote Number: 1501303-3

January 11, 2008

Provided by: Ron Cook

Page 2 of 2

Jean Hurst

La Vista Public Library

Contract: NE - STATE OF NEBRASKA (WSCAII) (11207OC)

Product availability and product discontinuation is subject to change without notice. The prices in this quotation are valid for 30 days from quote date above. Please include the quote number and contract from this quote on the corresponding purchase order.

Item	Part No.	Description	Qty.	Unit Price	Extended
		Input Signal - Two Connectors: 15-pin mini D-sub analog VGA and one DVI-D (Analog/Digital) Contrast ratio - 800:1 Contrast ratio Brightness (typical) - 300 nits Tilt - Tilt: -5° to +35° Height adjustability range - 5.1 in Height adjustability range Pivot rotation - Yes Horizontal/Vertical viewing angle (typical) - Viewing Angle: 160/160 degrees Max Power Rating - less than 50 Watts Native resolution - 1280 x 1024 Response rate (typical, rise and fall) - 5 ms response time Asset Control - Asset control supported Integrated speakers - No Integrated speakers Anti-Glare and Anti-Static - Anti-Glare and Anti-Static Warranty - 3-year parts, 3-year labor, 3-year onsite limited warranty. Next business day exchange available.			

SUB TOTAL : \$2,200.00

TOTAL PRICE : \$11,429.00

Comments:

Note: For detailed warranty information, please link to "URL" for more information www.hp.com/go/specIFICwarrantyinfo.
Sales taxes added where applicable. Freight is FOB Destination.

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
FEBRUARY 5, 2008 AGENDA**

Subject:	Type:	Submitted By:
AUTHORIZATION TO PURCHASE COMPUTER EQUIPMENT – WESTERN STATES CONTRACTING ALLIANCE & GATEWAY	◆ RESOLUTION ORDINANCE RECEIVE/FILE	SHEILA LINDBERG FINANCE DIRECTOR

SYNOPSIS

A resolution has been prepared approving the following technology related purchases for various City departments:

- Six (6) computers with software, seven (7) monitors, from Gateway through the Western States Contracting Alliance (WSCA) in an amount not to exceed \$8,200.

FISCAL IMPACT

The FY 08 budget provides funds for proposed computer upgrades.

RECOMMENDATION

Approval.

BACKGROUND

The State of Nebraska bid for computer services designates WSCA as the lowest responsible bidder for the hardware and software that is being requested and they are currently purchasing through Gateway.

RESOLUTION NO.

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE PURCHASE OF TECHNOLOGY RELATED ITEMS FROM WESTERN STATES CONTRACTING ALLIANCE (WSCA), and GATEWAY IN AN AMOUNT NOT TO EXCEED \$8,200.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of six (6) computers with software, seven (7) monitors; and

WHEREAS, the FY 08 General and Sewer Fund budgets did include funds for the purchase of said technology items; 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 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 six (6) computers with software, seven (7) monitors, from Gateway through the Western States Contracting Alliance (WSCA), in an amount not to exceed \$8,200.

PASSED AND APPROVED THIS 5TH DAY OF FEBRUARY 2008.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk