



**CITY OF LA VISTA**

***CERTIFICATE OF APPRECIATION***

A CERTIFICATE OF APPRECIATION PRESENTED TO **DEE JAY BARCAL** FOR 15 YEARS OF FAITHFUL AND EFFICIENT SERVICE TO THE CITY OF LA VISTA.

WHEREAS, **Dee Jay Barcal**, has served the City of La Vista since June 14, 1993, and

WHEREAS, **Dee Jay Barcal'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 **Dee Jay Barcal** on behalf of the City of La Vista for 15 years of service to the City.

DATED THIS SEVENTEENTH DAY OF JUNE 2008.

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

\_\_\_\_\_  
Ronald Sheehan  
Councilmember, Ward I

\_\_\_\_\_  
Brenda L. Carlisle  
Councilmember, Ward I

\_\_\_\_\_  
Robert G. McLaughlin  
Councilmember, Ward II

\_\_\_\_\_  
Terrilyn Quick  
Councilmember, Ward II

\_\_\_\_\_  
Mark D. Ellerbeck  
Councilmember, Ward III

\_\_\_\_\_  
Alan W. Ronan  
Councilmember, Ward III

\_\_\_\_\_  
Kelly R. Sell  
Councilmember, Ward IV

\_\_\_\_\_  
Anthony J. Gowan  
Councilmember, Ward IV

ATTEST:

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







## *PROCLAMATION NATIONAL SAFETY MONTH*

WHEREAS, deaths from motor vehicle collisions, poisonings from unintentional overdoses and falls remain as the three leading causes of preventable death in the United States;

WHEREAS, La Vista residents and all Americans deserve to live in communities that promote safe and healthy living;

WHEREAS, preventing unintentional injury and death requires the cooperation of all levels of government, employers, and the general public;

WHEREAS, for nearly 100 years, the National Safety Council has led the United States in safety information and injury prevention awareness, education, and training; and

WHEREAS, the summer season is a time of increased rates of preventable injuries and death, it is an appropriate time to focus individuals' and business leaders' attention on injury risks and preventions;

WHEREAS, in Nebraska, motorcycle registrations have increased 117%, fatal motorcycle crashes have increased 280%, and all motorcycle crashes have increased 69 % in the past 10 years;

WHEREAS, the National Safety Council, Greater Omaha Chapter is presenting the 'Be Cycle-Logical' motorcycle safety awareness campaign and Liberty Safety Ride;

NOW, THEREFORE, I, Douglas Kindig, Mayor of the City of La Vista, do hereby proclaim June 2008 as **National Safety Month** in the City of La Vista and strongly urge the citizens of La Vista to observe National Safety Month by practicing safe and healthy behaviors in all aspects of their lives and to Be Cycle-Logical.

DATED THIS 17TH DAY OF JUNE, 2008



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

ATTEST:

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

# MINUTE RECORD

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

## LA VISTA CITY COUNCIL MEETING June 3, 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 June 3, 2008. Present were Mayor Kindig and Councilmembers: Sell, Ronan, Quick, Sheehan, Carlisle, Ellerbeck, McLaughlin, and Gowan. Absent: None. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Engineer Kottmann, City Clerk Bueth, Finance Director Lindberg, Community Development Director Birch, Library Director Iwan, 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 May 22, 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 – GEORGE BARTH – 5 YEARS

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

### APPOINTMENT OF FIRE DEPARTMENT RECRUITS – TRAVIS HUNT, MICHAEL GRAMOLINI, JR., ALYSSA STUBBS, STEVEN LEIGHTON, TROY LITTLE, SKYLER FORAL, JERAD HENDERSON, DAWN MASTRA, BRYCE TAEGER, HEATH LEWIS, CHRISTOPHER WIEKER, CHRISTOPHER HALL, MARCIE WOODWARD

Mayor Kindig stated, with the approval of the City Council, he would like to appoint the following Fire Department recruits: Travis Hunt, Michael Gramolini, Jr., Alyssa Stubbs, Steven Leighton, Troy Little, Skyler Foral, Jerad Henderson, Dawn Mastra, Bryce Taeger, Heath Lewis, Christopher Wieker, Christopher Hall, Marcie Woodward. Fire Chief Uhl introduced the new recruits to the Council. 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.

### SPECIAL REPORT – JOHN YOCHUM – SARPY COUNTY ECONOMIC DEVELOPMENT CORP.

John Yokum of the Sarpy County EDC addressed Council to review the first Quarter Report. He reviewed net taxable sales, building permit valuations, housing permits, and Sarpy County labor force statistics.

#### A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF CITY COUNCIL MINUTES FROM MAY 20, 2008
3. APPROVAL OF BOARD OF ADJUSTMENT MINUTES FROM MAY 15, 2008
4. APPROVAL OF CLAIMS

Councilmember Carlisle made a motion to approve the consent agenda. Seconded by Councilmember Gowan. Councilmember McLaughlin 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. Abstain: None. Absent: None. Motion carried.

ADAMSON INDUSTRIES, Equipment	481.85
ALAMAR UNIFORMS, Wearing Apparel	14.10
ANDERSON FORD LINCOLN MERCURY, Vehicle Maint.	81.77
APPLE BOOKS, Media/Books	1,402.70
AQUA-CHEM, Supplies	287.85
AQUILA, Utilities	4,638.76
ARAMARK UNIFORM, Contract Services	230.43

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ASPHALT & CONCRETE MATERIALS, Street Maint.	47.52
AUSTIN PETERS GROUP, Professional Services	3,697.50
BAKER, MARCUS, Auto Allowance	50.00
BARONE SECURITY SYSTEMS, Contract Services	648.00
BATTERY ZONE, Supplies	131.14
BCDM-BERINGER CIACCIO DENNELL, Professional Services	1,130.00
BEACON BUILDING SERVICES, Contract Services	6,737.00
BENNETT REFRIGERATION, Equipment Repair	446.16
BENNINGTON IMPLEMENT, Vehicle Maint.	20.78
BETTER BUSINESS EQUIPMENT, Rental	40.30
BIRCH, ANN, Auto Allowance	50.00
BOB'S RADIATOR REPAIR, Vehicle Maint.	142.00
BRODART, Books	38.16
BUETHE, PAM, Auto Allowance/Supplies/Postage/Travel	248.97
BUILDERS SUPPLY, Sewer Repair	29.90
C E SMITH CABINETS, Bldg & Grnds	5,776.14
CIACCIO ROOFING, Bldg & Grnds	225.00
COCA-COLA, Concessions	288.24
COMP CHOICE, Professional Services	871.50
CONTROL MASTERS, Bldg & Grnds	135.68
CORBIT, JEFF, Auto Allowance	100.00
CUES, Equipment Repair	877.35
CURB-IT, Bldg & Grnds	988.00
D & D COMMUNICATIONS, Equipment	7,140.00
DECOSTA SPORTING GOODS, Wearing Apparel	77.80
DEMCO, Supplies	264.08
DIAMOND VOGEL PAINTS, Traffic Signs	395.58
DOUGLAS COUNTY SHERIFF, Contract Services	50.00
ERICKSON, RANDALL, Auto Allowance	100.00
FARQUHAR, MIKE, Auto Allowance	100.00
FASTENAL COMPANY, Vehicle Maint.	173.98
FEDEX, Postage	45.12
FILTER CARE, Vehicle Maint.	7.10
GALL'S, Wearing Apparel	290.35
GASSERT, MIKE, Contract Services	22.00
GOLDMAN, JOHN, Telephone	40.00
GRAINGER, Bldg & Grnds	12.90
GRAYBAR ELECTRIC, Bldg & Grnds	249.20
GUNN, BRENDA, Auto Allowance	300.00
HANEY SHOE STORE, Wearing Apparel	120.00
HOWLAND, LYDIA, Refund	40.00
HP EXPRESS, Contract Services	1,772.00
HUNTEL, Contract Services	3,030.42
HY-VEE, Supplies	18.05
INSIGHT TECHNOLOGY, Contract Services	574.93
IWAN, ROSE, Auto Allowance	45.00
J Q OFFICE EQUIPMENT, Contract Services	541.19
JOHNNY ON THE SPOT, Rental	65.74
KINDIG, DOUGLAS, Auto Allowance/Telephone	190.00
KLINKER, MARK, Professional Services	200.00
LA VISTA COMMUNITY FOUNDATION, Contract Services	2,500.00
LANDS' END BUSINESS OUTFITTERS, Professional Services	423.95
LAUGHLIN, KATHLEEN, Payroll Withholdings	372.00
LINDBERG, SHEILA, Travel	321.00
LINWELD, Supplies/Vehicle Maint.	171.78
LITTLE FALLS MACHINE, Vehicle Maint.	202.00
LODES, CHRIS, Contract Services	45.00
LUKASIEWICZ, BRIAN, Telephone	40.00
METAL SUPERMARKET, Bldg & Grnds/Vehicle Maint.	270.96
METRO AREA TRANSIT, March Fees	598.00
MID AMERICA PAY PHONES, Telephone	100.00
MIDLANDS CARRIER TRANSCOLD, Vehicle Maint.	98.81
MIDLANDS LIGHTING & ELECTRIC, Bldg & Grnds	30.67
MIDWEST FENCE, Street Maint.	532.43
MIDWEST MUDJACKING, Street Maint.	1,972.50
MILLER BRANDS, Concessions	195.00
MILLER PRESS, Printing	380.00
MISTER ANDERSON'S CO, Supplies	52.80



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MONARCH OIL, Street Maint.	315.00
MUD, Utilities	738.36
MUNICIPAL PIPE TOOL CO, Vehicle Maint.	105.41
NE DEPT OF LABOR, Insurance	3.16
NEBRASKA NATIONAL BANK, Cart Lease	660.00
NEXTEL, Telephone	507.42
NLA-NEBRASKA LIBRARY ASSN, Dues	55.00
OABR PRINT SHOP, Printing	3,990.09
OFFICE DEPOT, Supplies	1,309.75
OMAHA COMPOUND, Supplies	35.50
ORIENTAL TRADING, Library Supplies	77.50
ORIZON CPAS, Professional Services	1,000.00
OXFORD UNIVERSITY PRESS, Books	795.00
PARAMOUNT LINEN & UNIFORM, Uniform Cleaning	145.12
PEPSI COLA, Concessions	355.50
PITNEY BOWES, Meter Lease	221.00
PREMIER-MIDWEST BEVERAGE, Concessions	104.10
QUALITY AUTO REPAIR & TOWING, Vehicle Maint.	80.00
QUALITY BRANDS, Concessions	735.80
QWEST, Telephone	2,583.93
RAMIREZ, JOHN, Contract Services	22.00
RAMIREZ, RITA, Auto Allowance	75.00
RODRIGUEZ, MYIA, Refund	20.00
SARPY COUNTY COURTHOUSE, Contract Services	3,234.94
SARPY COUNTY LANDFILL, Bldg & Grnds/Fees	106.72
SCHOLASTIC BOOK FAIRS, Books	296.51
SHERWIN-WILLIAMS, Traffic Signs	501.75
SIRCHIE FINGER PRINT LABS, Supplies	162.47
SMITH, MELANIE, Auto Allowance	100.00
SOUCIE, JOSEPH, Telephone	30.00
SPRINT, Telephone	94.50
SUSPENSION SHOP, Vehicle Maint.	366.10
TANGEMAN, JODI, Auto Allowance	33.00
TURF CARS, Electric Cart Repair	118.39
U S ASPHALT COMPANY, Street Maint.	707.19
UPS, Postage	14.94
VERIZON, Telephone	35.59
VIERREGGER ELECTRIC, Equipment	2,231.00
VIERS, STEVE, Auto Allowance	100.00
VITALSIGNS, Bldg & Grnds	750.00
WAL-MART, Media/Supplies/Equip.	1,019.16
WASTE MANAGEMENT, Spring Cleaning	3,200.82
WHITE CAP CONSTRUCTION, Tool Repair	29.95

## REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

City Administrator Gunn informed Council the Budget Workshops will be held on July 14th and July 16th.

City Clerk Buethe informed Council that staff is working on preparations for the budget workshop and asked if they would return last year's 3 ring binder to update with 2008-2009 information. She asked that the books be returned to City Hall by June 17th.

Police Chief Lausten informed Council that a suspect in the Dollar Tree theft and fire has been booked at Sarpy County. Lausten informed Council of the "Click It or Ticket" Campaign which ran from May 19, 2008 through June 1, 2008 in Nebraska. Officer York attended a training conference and found T-shirts there that had Leda's picture on them.

Fire Chief Uhl informed Council the 13 new recruits bring the department to 70 members, and this puts the list to within 5 recruits before they begin a waiting list.

Uhl informed Council there was a fire in the morning on La Vista Drive that caused about \$25,000 in damage to the structure.

Uhl informed Council the Department will be holding a fund raiser during the La Vista Days parade, selling deep fried Twinkies and Oreos.

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Public Works Directors Soucie updated Council on the Harrison Street Project. He stated the tree clearing was complete and work has begun on the sewer system. Soucie stated the bid opening for street resurfacing will be on June 9, 2008.

## **B. APPLICATION FOR PRELIMINARY PLANNED UNIT DEVELOPMENT – LOT 380, CIMARRON WOODS (SW OF 96<sup>TH</sup> AND HARRISON)**

### **1. PUBLIC HEARING**

Mayor Kindig stated that a public hearing has been scheduled to consider an Application for Preliminary Planned Unit Development – Lot 380, Cimarron Woods. He welcomed those in attendance regarding this agenda item. Mayor Kindig stated that this is the first presentation being made to the Mayor and Council regarding the proposed project. He stated that the public hearing would be opened and the developer would be given the opportunity to make their presentation and then time would be provided for comments from the floor.

At 7:26 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion an Application for Preliminary Planned Unit Development – Lot 380, Cimarron Woods (SW of 96th and Harrison).

Larry Jobeun representing Pedcor, Mike Smith of Pedcor Investments, and Mark Westergard of E & A addressed Council to give an overview of the project. Pedcor is one of the Midwest's largest multi-family developers. The company has developments in Kearney, Grand Island, and is constructing Irvington Heights in Omaha.

Mayor Kindig asked if there were any other proponents to speak. There were none.

Mayor Kindig stated that testimony will now be heard from any opponents of this project. He stated that public testimony will be limited to approximately 30 minutes, each person will be allowed to speak for two minutes, do not repeat anything that has already been said, when they come forward to speak they must print their name and address on the sign in sheet and state the same into the microphone, and keep comments relevant to the public hearing and address only the Council or Mayor.

Opponents of the project voiced concerns with regard to traffic, apartment height, tenancy, upkeep, parking, management of facilities, property valuations, ingress/egress, and crime.

At 8:35 p.m. Councilmember McLaughlin made a motion to close the public hearing. Seconded by Councilmember Sheehan. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

### **2. RESOLUTION**

Councilmember Sheehan introduced and moved for denial of Resolution No. 08-049 and the Planned Unit Development Plan for Lot 380, Cimarron Woods, which Resolution presented at the meeting read as follows: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, DETERMINING CONDITIONS FOR APPROVAL OF THE PRELIMINARY PLANNED UNIT DEVELOPMENT (PUD 1) PLAN FOR LOT 380 CIMARRON WOODS, A SUBDIVISION LOCATED IN THE N1/2 OF SECTION 16, T14N, R12E OF THE 6<sup>TH</sup> P.M., SARPY COUNTY, NEBRASKA.

WHEREAS, the owners of the above described piece of property have made application for approval of a preliminary planned unit development plan for Lot 380, Cimarron Woods; and

WHEREAS, the City Administrator and the City Engineer have reviewed the preliminary planned unit development plan; and

WHEREAS, on April 17, 2008, the La Vista Planning Commission held a public hearing and reviewed the preliminary planned unit development plan and recommended approval subject to resolution of the following items identified by the city engineer and staff:

1. The preliminary PUD Plan and application refers to the property as being zoned R-1 (PUD). This needs to be revised on the Final PUD Plan to read R-3, PUD-1 zoning.
2. A traffic signal shall be installed at the developer's expense at the intersection of 99<sup>th</sup> and Harrison Streets as part of the development of Lot 380, Cimarron Woods, as per the Cimarron Woods Subdivision Agreement.



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3. A 10-foot wide trail shall be installed, as per Exhibit E-1 of the Cimarron Woods Subdivision Agreement. Parking spaces near the west property line shall be shifted to the east to allow enough room for this trail to be constructed with separation from the parking lot.
4. Parking requirements will need to be satisfied as described in the staff report.
5. Revisions requested by the City Engineer, in his letter dated March 17, 2008, shall be incorporated into the Final PUD Plan and Conditional Use Permit submittal.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, that the Planned Unit Development (PUD-1) plan for Lot 380, Cimarron Woods, located in the N1/2 of Section 16, T14N, R12E of the 6<sup>th</sup> P.M., Sarpy County, Nebraska, generally located southwest of 96<sup>th</sup> & Harrison Streets be, and hereby is, approved subject to the items listed above.

Seconded by Councilmember Carlisle. Mayor Kindig stated the motion to deny Resolution No. 08-049 and asked if there was any discussion. Councilmember Ellerbeck questioned the motion to deny, stating that this is a preliminary PUD which gives time to make changes. Councilmember Sheehan stated concerns that he felt were sufficiently significant to conclude that denial would be the proper course of action at this time. Concerns Councilmember Sheehan mentioned included this being comprised of three story buildings (vs. expected two story buildings), insufficient parking spaces, insufficient number of garages and unsatisfactory resolution of water runoff caused by the development. Councilmember Sheehan expressed willingness to consider a resubmission addressing concerns, if the developer so desired. Councilmember Carlisle would like to see a current traffic study and was concerned about how much traffic would move through the Cimarron Woods neighborhood. Councilmember Ellerbeck stated that this developer has met the requirements of the zoning and recommended approval. Councilmember Quick inquired as to the ability to approve this preliminary PUD and make changes as we go through the process. Councilmember Sell inquired and City Administrator confirmed that the developer could resubmit, if desired. Councilmember Sheehan stated that he felt the onus should be on the developer to address Council's concerns, which the developer will have an incentive to do if the preliminary PUD is denied; reiterating, for example, his concern that the preliminary PUD did not satisfy the City's parking requirements. City Administrator Gunn stated that denying the preliminary PUD would be advisable if the Council had numerous outstanding issues to address, particularly if Council had significant concerns impacting the site plan, as seemed to be the case based on comments that had been made regarding density and building height. The City Administrator felt that it might be better to put the developer on notice of significant concerns, such as traffic and the number of garages, now rather than approve the preliminary PUD and try to address concerns in the conditional use permit process. Councilmember Sell clarified and Mayor Kindig confirmed that a vote in favor of the motion made and seconded would be a vote to deny Resolution 08-049. The Mayor asked if there was any further discussion from Council. Councilmember Gowan agreed with Councilmember Sheehan that the expectation for these apartments was to be like Southwind Villas and this falls short of those expectations. The question was called and the Mayor asked Councilmembers to vote on the motion to deny Resolution No. 08-049. Councilmembers voting aye: Sell, Quick, Sheehan, Carlisle, McLaughlin, and Gowan. Nays: Ellerbeck and Ronan. Abstain: None. Absent: None. Motion to deny carried. The Mayor asked Councilmembers to provide concerns regarding the proposed development to City staff in the next week or two to provide to the developer.

At 8:55 p.m., Councilmember McLaughlin motioned to recess for 5 minutes. Seconded by Councilmember Gowan. Councilmembers voting aye: Sell, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, Ronan, and Gowan. Nays: None. Abstain: None. Absent: None. Motion carried.

At 9:00 p.m. Councilmember Ellerbeck motioned to reconvene. Seconded by Councilmember Sell. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Abstain: None. Absent: None. Motion carried.

## **C. CALL FOR REDEMPTION OF BONDS AND REFUNDING SERIES 2008 BOND ISSUE** **(TABLED FROM MAY 20, 2008 MEETING)**

### **1. RESOLUTION – CALL OF VARIOUS PURPOSE BONDS, 2001 SERIES FOR REDEMPTION.**

Councilmember Ellerbeck introduced and moved for the adoption of Resolution No. 08-050: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING THE CALL OF VARIOUS PURPOSE BONDS, 2001 SERIES FOR REDEMPTION

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WHEREAS, the following bonds are hereby called for redemption at par plus accrued interest on July 15, 2008 after which date said bonds shall cease to bear interest:

**Various Purpose Bonds, 2001 Series,** dated January 24, 2001, in the principal amount of \$1,450,000, numbered as shown on the records of the paying agent and registrar, becoming due on January 15 in each year from January 15, 2010, through January 15, 2016, issued by the City to pay the costs of constructing improvements in Street Improvement District Nos. 1997-1, 98-1 and 99-1; and to pay the costs of flood control and storm water sewer improvements within the City of La Vista, Nebraska.

WHEREAS, Said bonds are payable at the office of the City Treasurer, in La Vista, Nebraska.

WHEREAS, a copy of this resolution shall be filed at least 30 days prior to the date of call with the City Treasurer, in La Vista, Nebraska, as Paying Agent and Registrar and said Paying Agent and Registrar is hereby instructed to give notice of redemption in the manner provided for in the ordinance authorizing said bonds.

NOW THEREFORE BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, approving the call of the Various Purpose Bonds, 2001 Series at par plus accrued interest on July 15, 2008 and to authorize the City Treasurer of La Vista, Nebraska as Paying Agent and Registrar to give notice of redemption in the manner provided for in the ordinance authorizing said bonds.

Seconded by Councilmember Gowan. Dan Smith, with DA Davidson was present to answer any questions. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Abstain: None. Absent: None. Motion carried.

## **2. RESOLUTION – CALL OF VARIOUS PURPOSE BONDS, 2002 SERIES FOR REDEMPTION.**

Councilmember McLaughlin introduced and moved for the adoption of Resolution No. 08-051: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING THE CALL OF VARIOUS PURPOSE BONDS, 2002 SERIES FOR REDEMPTION

WHEREAS, That the following bonds are hereby called for redemption at par plus accrued interest on July 15, 2008 after which date said bonds shall cease to bear interest:

**Various Purpose Bonds, 2002 Series,** dated June 12, 2002, in the aggregate principal amount of \$1,400,000, numbered as shown on the records of the paying agent and registrar, becoming due on June 15 in each year from June 15, 2010, through June 15, 2022, issued by the City to pay the costs of constructing improvements in Paving Improvement District No. 2000-1, Sanitary Sewer Extension District No. 2000-1 and Storm Sewer District No. 2000-1, all such districts within the City of La Vista, Nebraska.

WHEREAS, Said bonds are payable at the office of the City Treasurer, in La Vista, Nebraska.

WHEREAS, a copy of this resolution shall be filed at least 30 days prior to the date of call with the City Treasurer, in La Vista, Nebraska, as Paying Agent and Registrar and said Paying Agent and Registrar is hereby instructed to give notice of redemption in the manner provided for in the ordinance authorizing said bonds.

NOW THEREFORE BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, approving the call of the Various Purpose Bonds, 2002 Series at par plus accrued interest on July 15, 2008 and to authorize the City Treasurer of La Vista, Nebraska as Paying Agent and Registrar to give notice of redemption in the manner provided for in the ordinance authorizing said bonds.

Seconded by Councilmember Ellerbeck. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Abstain: None. Absent: None. Motion carried.

## **3. RESOLUTION – CALL OF GENERAL OBLIGATION BONDS, 2001 SERIES FOR REDEMPTION.**

Councilmember Quick introduced and moved for the adoption of Resolution No. 08-052: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA,



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## NEBRASKA, APPROVING THE CALL OF GENERAL OBLIGATION BONDS, 2001 SERIES FOR REDEMPTION

WHEREAS, That the following bonds are hereby called for redemption at par plus accrued interest on July 15, 2008 after which date said bonds shall cease to bear interest:

**General Obligation Bonds, Series 2001, of Sanitary and Improvement District No. 198 of Sarpy County, Nebraska**, dated October 15, 2001, in the principal amount of \$1,260,000, numbered as shown on the records of the paying agent and registrar, becoming due on October 15 in each year from October 15, 2009, through and including October 15, 2021, (the "Called Bonds") issued by Sanitary and Improvement District No. 198 of Sarpy County, Nebraska, (the "District") for the acquisition and construction of various public infrastructure improvements for the District. The City by Ordinance No. 1046 has annexed all of the District and the Called Bonds constitute the valid and binding obligations of the City.

WHEREAS, Said bonds are payable at the office of TeamBank, N.A., in Bellevue, Nebraska.

WHEREAS, a copy of this resolution shall be filed at least 30 days prior to the date of call with TeamBank, N.A., in Bellevue, Nebraska, as Paying Agent and Registrar and said Paying Agent and Registrar is hereby instructed to give notice of redemption in the manner provided for in the ordinance authorizing said bonds.

NOW THEREFORE BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, approving the call of the General Obligation Bonds, 2001 Series at par plus accrued interest on July 15, 2008 and to instruct TeamBank, N.A., in Bellevue, Nebraska as Paying Agent and Registrar to give notice of redemption in the manner provided for in the ordinance authorizing said bonds.

Seconded by Councilmember Sheehan. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Abstain: None. Absent: None. Motion carried.

## **4. RESOLUTION – CALL OF GENERAL OBLIGATION BONDS, 2002 SERIES FOR REDEMPTION.**

Councilmember Gowan introduced and moved for the adoption of Resolution No. 08-053: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING THE CALL OF GENERAL OBLIGATION BONDS, 2002 SERIES FOR REDEMPTION

WHEREAS, That the following bonds are hereby called for redemption at par plus accrued interest on July 15, 2008 after which date said bonds shall cease to bear interest:

**General Obligation Bonds, Series 2002, of Sanitary and Improvement District No. 200 of Sarpy County, Nebraska**, dated April 1, 2002, in the aggregate principal amount of \$2,610,000, numbered as shown on the records of the paying agent and registrar, becoming due on April 1 in each year from April 1, 2010, through and including April 1, 2022, (the "Called Bonds") issued by Sanitary and Improvement District No. 200 of Sarpy County, Nebraska, (the "District") for the acquisition and construction of various public infrastructure improvements for the District. The City by Ordinance No. 1046 has annexed all of the District and the Called Bonds constitute the valid and binding obligations of the City.

WHEREAS, Said bonds are payable at the office of Great Western Bank, Omaha, Nebraska.

WHEREAS, a copy of this resolution shall be filed at least 30 days prior to the date of call with Great Western Bank, Omaha, Nebraska, as Paying Agent and Registrar and said Paying Agent and Registrar is hereby instructed to give notice of redemption in the manner provided for in the ordinance authorizing said bonds.

NOW THEREFORE BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, approving the call of the General Obligation Bonds, 2002 Series at par plus accrued interest on July 15, 2008 and to instruct Great Western Bank, Omaha, Nebraska as Paying Agent and Registrar to give notice of redemption in the manner provided for in the ordinance authorizing said bonds.

# MINUTE RECORD

June 3, 2008

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

Seconded by Councilmember Carlisle. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Abstain: None. Absent: None. Motion carried.

## **5. ORDINANCE – REFUNDING BOND ISSUE, SERIES 2008**

Councilmember Sell introduced Ordinance No. 1056 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION VARIOUS PURPOSE REFUNDING BONDS, SERIES 2008, OF THE CITY OF LA VISTA, IN THE PRINCIPAL AMOUNT OF SIX MILLION EIGHT HUNDRED FORTY-FIVE THOUSAND DOLLARS (\$6,845,000) TO REFUND CERTAIN OUTSTANDING DEBT OF THE CITY OF LA VISTA; PRESCRIBING THE FORM OF SAID BONDS; PROVIDING FOR THE LEVY OF TAXES TO PAY THE SAME; PROVIDING FOR BOND INSURANCE WITH RESPECT TO SAID BONDS; AND PROVIDING FOR PUBLICATION IN PAMPHLET FORM.

Councilmember Sheehan 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 Sheehan moved for final passage of the ordinance which motion was seconded by Councilmember Gowan. The Mayor then stated the question was, "Shall Ordinance No. 1056 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.

## **D. RESOLUTION – ADOPTION - STRATEGIC PLAN**

Councilmember Ellerbeck introduced and moved for the adoption of Resolution No. 08-054: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, TO ADOPT THE STRATEGIC PLAN FOR 2008-2010 AS ATTACHED.

WHEREAS, the Mayor and City Council recognize the importance and value of having a deliberate planning process to help guide all facets of city government; and

WHEREAS, the Mayor and City Council believe that it is essential to set goals and review them periodically to ensure progress; and

WHEREAS, the Mayor and City Council held their annual strategic planning work session on Saturday, March 8, 2008 to:

1. Align the city's priorities with changing conditions and new opportunities.
2. Create shared commitments among council members and city staff concerning short-term and long-term endeavors.
3. Assess the city's present and future strengths, weaknesses, opportunities and threats; and

WHEREAS, the attached Strategic Plan for 2008-2010 was developed as a collaborative effort between the Mayor and City Council and the city's management team and establishes the organizational priorities for a two year planning period.

NOW THEREFORE, BE IT RESOLVED that the Mayor and City Council of the City of La Vista, Nebraska, do hereby approve the Strategic Plan for 2008-2010 as attached and presented at the June 3, 2008 City Council meeting.

Seconded by Councilmember Quick. Councilmember Sheehan stated that this is a living breathing document and not etched in stone. City Administrator Gunn stated that the Council will continue to be given quarterly updates. Councilmember Gowan stated that he feels the rental housing program is essential. City Administrator Gunn stated that staff is working on this program. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Abstain: None. Absent: None. Motion carried.



# MINUTE RECORD

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

June 3, 2008

## **E. CLASS IK LIQUOR LICENSE APPLICATION – LA VISTA ES CATERING CO INC DBA LA VISTA EMBASSY SUITES** **1. PUBLIC HEARING**

At 9:07 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion a Class IK Liquor License Application – La Vista ES Catering Co Inc dba La Vista Embassy Suites. Stephanie Grade, the General Manager for the Embassy Suites, addressed Council to answer any questions.

At 9:09 p.m. Councilmember McLaughlin made a motion to close the public hearing. Seconded by Councilmember Sheehan. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

## **2. RESOLUTION**

Councilmember Sell introduced and moved for the adoption of Resolution No. 08-055: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA RECOMMENDING TO THE NEBRASKA LIQUOR CONTROL COMMISSION, APPROVAL OF THE CLASS IK LIQUOR LICENSE APPLICATION FOR LA VISTA ES CATERING CO INC DBA LA VISTA EMBASSY SUITES, LA VISTA, NEBRASKA.

WHEREAS, La Vista ES Catering Co Inc dba La Vista Embassy Suites, 12520 Westport Parkway, La Vista, Sarpy County, Nebraska, has applied to the Nebraska Liquor Control Commission for a Class IK Liquor License, and

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

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, hereby recommend to the Nebraska Liquor Control Commission approval of the Class IK Liquor License application submitted by La Vista ES Catering Co Inc dba La Vista Embassy Suites, 12520 Westport Parkway, La Vista, NE.

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

## **F. SPECIAL ASSESSMENT FOR PROPERTY IMPROVEMENTS** **1. PUBLIC HEARING**

At 9:09 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on Special Assessments for Property Improvements.

At 9:10 p.m. Councilmember McLaughlin 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. RESOLUTION**

Councilmember McLaughlin introduced and moved for the adoption of Resolution No. 08-056: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE LA VISTA CITY CLERK TO FILE WITH THE SARPY COUNTY TREASURER A SPECIAL ASSESSMENT FOR PROPERTY IMPROVEMENTS AT LOCATIONS AND IN AMOUNTS CITED HEREIN.

WHEREAS, the property owners of  
7610 Terry Dr., Lot 660, La Vista Replat, \$132.08, and  
7741 S. Greenleaf Drive, Lot 59, Granville East, \$259.86  
were notified to clean up their property as they were in violation of the City Municipal Code, Section 93.015, or the City would do so and bill them accordingly, and

# MINUTE RECORD

June 3, 2008

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

WHEREAS, the property owners of said addresses chose not to clean the property, thus necessitating the City to do the clean up, and

WHEREAS, the City sent the property owners bills for said clean up which have not been paid, and

WHEREAS, the City may file a Special Assessment for Improvements against property for which a City bill for services has not been paid.

NOW THEREFORE BE IT RESOLVED, that the La Vista City Clerk is hereby authorized to file with the Sarpy County Treasurer Special Assessments for Improvements in the amounts and against the properties specified above, all located within Sarpy County, La Vista, Nebraska.

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

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

## COMMENTS FROM THE FLOOR

Public Works Director Soucie informed Council there will be a van at City Hall at 11:45 a.m. on Saturday to take them to the Mayor's luncheon and then parade.

## G. EXECUTIVE SESSION - STRATEGY SESSION/NEGOTIATING GUIDANCE – KENO LOTTERY, STRATEGY SESSION/NEGOTIATING GUIDANCE – INTERLOCAL AGREEMENT

At 9:13 p.m. Councilmember McLaughlin made a motion to go into executive session for protection of the public interest for a Strategy Session/Negotiating Guidance – Keno Lottery and Interlocal Agreement. Seconded by Councilmember Sell. 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.

At 10:26 p.m. the Council came out of executive session. Councilmember Carlisle made a motion to reconvene in open and public session, noting that the discussion in executive session was limited to the subject matter contained in the original motion. Seconded by Councilmember Sheehan. Councilmembers voting aye: Sell, Ronan, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: Quick. Motion carried.

## COMMENTS FROM MAYOR AND COUNCIL

Mayor stated that the smoking bans in Omaha and Ralston were found to be unconstitutional. He stated that good work by staff to inform Council helped them to make the decision to wait which will now be beneficial.

At 10:28 p.m. Councilmember Ellerbeck made a motion to adjourn the meeting. Seconded by Councilmember Sell. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

PASSED AND APPROVED THIS 17TH DAY OF JUNE 2008.

CITY OF LA VISTA

ATTEST:

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

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

CITY OF LA VISTA  
PLANNING COMMISSION MINUTES  
MAY 15, 2008

**DRAFT**

The Planning Commission meeting of the City of La Vista was convened at 7:00 p.m. on Thursday, May 15, 2008, at the La Vista City Hall, 8116 Park View Boulevard. Members present were: Andsager, Carcich, Malmquist, Krzywicki, Hewitt, Strittmatter and Circo. Also in attendance were City Engineer John Kottman and City Planner Marcus Baker

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

**1. Call to Order**

The meeting was called to order by Chairman Krzywicki at 7:00 p.m. Copies of the agenda and staff report were made available to the public

**2. Approval of Meeting Minutes – April 17, 2008**

Carcich motioned to approve the minutes of April 17, 2008, as presented. Circo seconded the motion. Ayes: Andsager, Carcich, Krzywicki, Strittmatter, Hewitt and Circo. Nays: None. Malmquist abstained. Motion carried.

**3. Old Business**

None

**4. New Business**

**A. Revisions to City of La Vista Zoning Ordinance, Section 7.06 Schedule of Minimum Off-Street Parking and Loading Requirements**

i. Staff Report: Revisions have been made to the minimum parking and loading requirements in the Zoning Ordinance to eliminate uses that no longer appear in the code; to add parking requirements for uses that appear elsewhere in the code; and to revise requirements for uses that are creating an overabundance of parking or not enough parking. It is also suggested by City Staff that loading space requirements be eliminated.

The American Planning Associations' Planners Advisory Service has been utilized to help determine appropriate minimum requirements for vehicle parking. Also, other cities' parking requirements in the



region have been consulted. A change has been made to the minimum parking requirements for veterinary services that includes care for livestock. The newly proposed standard requirement would exclude square footage for keeping and caring for large farm animals. These revisions are shown in a final draft and are ready for Planning Commission review and recommendations.

Staff Recommends approval of the proposed revisions with any added changes, if applicable.

ii. Public Hearing: The public hearing was continued from April 17, 2008. Krzywicki stated he counted the parking stalls at Chili's Restaurant, which he had used as an example of peak time parking at the previous meeting. Chili's has approximately 75 parking stalls and at peak times cars overflow onto adjacent properties. If the square footage was known, then it could be determined if the suggested revisions could accommodate the peak time parking requirements in such an establishment.

Krzywicki mentioned that he had gone to the Sarpy County website and found that Chili's has 5,360 square foot which would require 53 parking stalls based on suggested revisions and approximately 15 employees peak shift which would then require 68 parking stalls. Based on suggested revisions, this would be fewer stalls than currently required, which is proven to be inadequate, in this case.

Baker stated that the standards are minimum requirements and could be exceeded if the establishment believed it was necessary.

Krzywicki felt it was an item that needs further exploration.

Hewitt asked if respite care had been looked at. Baker said staff was going to look at adding that as *a use* in the zoning code in an appropriate zoning district and would recommend adding a parking standard for such use at that time.

Hewitt suggested that 'adult' daycare should probably not be used due to the derogatory insinuation of the term such as 'adult' entertainment, etc.

Carcich motioned to close the public hearing. Malmquist seconded. Ayes: Carcich, Hewitt, Andsager, Strittmatter, Malmquist, Circo and Krzywicki. Nays: None. Motion carried. Hearing closed at 7:16 p.m.

iii. Recommendation to City Council: Hewitt recommended approval of the proposed revisions to the minimum requirements for off-street parking. Strittmatter seconded the motion. Ayes: Carcich, Hewitt, Andsager, Strittmatter, Malmquist, Circo and Krzywicki. Nays: None. Motion carried.

**DRAFT**

**B. Proposed Revisions to City of La Vista Zoning Ordinance, Section 2.02**

**Definitions.**

i. Staff Report: Staff continues to respond to their review of proposed revisions to the definition section of the Zoning Ordinance to eliminate words or phrases that appear nowhere else in the code; to add definitions to uses that are elsewhere in the code; and to revise content for definitions that are in need of clarity, rewriting, and/or updating.

Staff recommends continuance of the proposed revisions with any added changes, if applicable.

ii. Public Hearing: Carcich motioned to further continue the public hearing. Hewitt seconded. Ayes: Carcich, Hewitt, Andsager, Malmquist, Strittmatter, Circo and Krzywicki. Nays: None. Motion carried.

**5. Comments from the Floor**

None

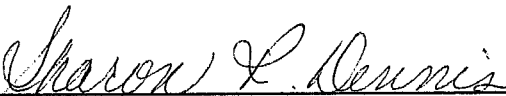
**6. Comments from the Planning Commission**

Baker announced that the Dogtopia hearing may be withdrawn from City Council's agenda as they are not certain that their lease is going to work out in the location they desired. They are looking for a different location within La Vista in an I-1 zoning district. They would have to come back to the Planning Commission again for a new hearing in a new location.

**7. Adjournment**

Carcich motioned to adjourn. Hewitt seconded. Ayes: Andsager, Carcich, Hewitt, Krzywicki, Malmquist, Strittmatter, Circo. Nays: None. Meeting was adjourned at 7:21 p.m.

Reviewed by Planning Commission: Marvin Carcich

  
Recorder

\_\_\_\_\_  
Planning Commission Chair

\_\_\_\_\_  
Approval Date

## **SWIMMING POOL ADVISORY COMMITTEE**

**Meeting  
May 28, 2008  
La Vista Library  
7:00 p.m.**

An open meeting of the Swimming Pool Advisory Committee took place on Wednesday, May 28, 2008 at 7:00 p.m. at the La Vista Library. Present were Committee Members Randy Cahill, Ian Harfield, Ryan South, Joe Juarez, Rebecca Sell, Terrilyn Quick, George Forst, and Tony Gowan. Also in attendance were staff members Brenda Gunn, Marcus Baker, Ann Birch, Joe Soucie, Brian Lukasiewicz, Scott Stopak and Craig Roy from Water's Edge Aquatic Design (WEAD).

Members of the public in attendance were Dotty DeBoer, Marlin DeBoer, Monte Jung, Lorelee Perkins, Karen Cahill, Donna Kozak, Laura Ekstrand, Diane Demarais, Steve Ryan, Ken & Lori Willenborg and Jana Buras.

A notice of the meeting was given in advance thereof by publishing in the Papillion Times on May 21, 2008.

City Administrator Gunn welcomed the Committee members and other residents in attendance and gave a project status report. Gunn recapped the April 9, 2008 meeting in which the citizen survey results were discussed and the conceptual plan was re-evaluated by the committee. The committee had requested that WEAD scale back the project and come back with two design options – one design with a reduced lazy river and one design without a lazy river. Gunn also advised that the City Council wanted to review a design by June 17<sup>th</sup> in order to stay on track for a potential November 2008 ballot issue. She further advised that it was the committee's charge for the evening to come to consensus on a preferred design to recommend to the City Council. Gunn said that depending on the Council's feedback, the design may come back to the committee for further refinement.

Craig Roy from Water's Edge Aquatic Design presented an overview of three layouts summarized below.

<b>Characteristics</b>	<b>Layout 1A</b>	<b>Layout 1B</b>	<b>Layout 1C</b>
Spray ground, sq. ft.	759	-	-
Wading Pool, sq. ft.	1,166	1,166	1,166
Shallow / Lap Pool, sq. ft.	7,998	6,319	7,821
Lazy River, sq. ft.	6,219 (566 ft long)	4,384 (420 ft long)	-
Plunge Pool, sq. ft.	1,000	1,073	965
Diving Pool, sq. ft.	1,307	-	-
Total Water Surface Area, sq. ft.	17,690	12,942	9,952
Patron Load	1,000 to 1,700	800 to 1,600	600 to 1,300
Estimated Operating Expense	\$381,000	\$285,000	\$229,000
Estimated Project Cost	\$8.3 to \$8.8 million	\$6 to \$6.4 million	\$4.6 to \$4.9 million



Gunn provided a handout that showed potential bond issue scenarios associated with the (3) concepts. She stated that comparisons represented the property tax impact that each scenario would have on a home valued at \$150,000 for 25 years at current interest rates.

Forst voiced his concern with Layout 1C stating that the water surface area was falling well short of the needs for a community of La Vista's size. Roy concurred stating that the general rule of thumb is one square foot of water surface area per person in a community.

At 7:38 p.m. the floor was open for public comment regarding the three conceptual layouts.

Donna Kozak informed the Committee that she was dissatisfied with the public notification process and noted her concerns about the City's debt. Kozak asked if gaining access to 84<sup>th</sup> Street would be an issue. Gunn responded that discussions have taken place with Department of Road officials and their staff does not anticipate a problem obtaining access. Kozak went on to express concerns about the proposed facility increasing traffic within the existing residential area. Kozak also asked if the existing playground and ball fields on the west end of the property would be removed if the new aquatic facility were to be built. Gunn affirmed that the playground and ball fields would likely be removed.

Dotty DeBoer expressed concern about the potential for increased traffic into the residential area. Gunn stated that a traffic impact study would be completed to identify these impacts; however, she also emphasized that 84<sup>th</sup> Street is being recommended as the primary route for accessing the property.

Laurie Perkins strongly urged that 84<sup>th</sup> Street be the primary access and that 87<sup>th</sup> Street be for emergency vehicles only. She also suggested that the open space on the west end be utilized as a playground, so the neighborhood wouldn't lose this amenity. Perkins also asked about police patrolling the proposed parking lot, security lighting and its impacts to adjoining neighbors, and security fencing. Gunn responded that all these things will be considered further if the project moves forward and the facility proceeds past conceptual design.

Monte Jung stated that adults should also have areas away from children to swim and enjoy the facility. He suggested adult swim times or added lap lanes / diving area designated for adults. Jung also requested that the minimum depth in the lap lanes be no less than four feet.

Karen Cahill expressed her interest in the new pool concepts and stated that she has heard many positive comments in the community about the project. Cahill has lived near the existing pool for 12 years and has adjusted to increased traffic during the pool's peak times. She supports the City's desire to utilize 84<sup>th</sup> Street as the primary access and agrees that lighting the facility could be done in such a way that would not cause negative impacts to the neighbors. Cahill also suggested bringing an area for diving back into the design.

With no further public comments, Gunn closed public comments and returned to committee discussion at 8:15 p.m.

After each committee member commented on the layouts presented, it was the general consensus of the committee that Layout 1B with some additional modifications should be forwarded to City Council for their review on June 17<sup>th</sup>. Discussion centered around what modifications should be made to the layout before it was forwarded. Following considerable debate, the consultants (WEAD) were directed to revise Layout B including the following revisions: integrating a diving area into the design of the lap pool; adding more twists and turns to the slides;

adding a simple foot bridge to cross the lazy river; a useable area (i.e. gazebo, shade areas, and sun deck) should be designed on the island created by the lazy river; provide more shade areas; provide a shelter to be used for private parties having group size of 20-25; provide sprays around the lazy river; revise traffic control pattern from bathhouse to pool; omit existing plunge slide and show a landscape berm on west side of site.

Gunn advised that the committee members will each receive a copy of the design forwarded to City Council. She also stated that the information would be posted online prior to the June 17<sup>th</sup> City Council meeting.

Soucie stated for the record that he was not necessarily agreeable to closing the proposed residential access or restricting it to emergency vehicles only. He suggested waiting until the traffic impact analysis was completed before deciding on a course of action regarding the access.

The meeting was adjourned at 9:20 p.m.

City of LaVista  
Park & Recreation Advisory Committee Minutes  
June 11, 2008

A meeting of the Park and Recreation Advisory Committee for the City of LaVista convened in open and public session at 7:00 p.m. on June 11, 2008. Present were Recreation Director Scott Stopak, Chairperson Greg Johnson, Pat Lodes, George Forst III, Randy Cahill. Absent: John Vendetti. Staff members Karlson, Carstensen, Burns, Gunn and Lukasiewicz were also present.

A notice of the meeting was given advance thereof by posting in three public places: La Vista City Hall, La Vista Community Center and La Vista Public Library on Friday 6, 2008. Simultaneously given to the members of the Park and Recreation Advisory Committee and a copy of their acknowledgment of receipt of the notice are attached to the minutes. Availability of the agenda was communicated in the advance notice to the members of the Park and Recreation Advisory Committee of this meeting. All proceedings hereafter were taken while the convened meeting was open to attendance of the public. Further, all the subjects included in said proceedings were contained in the agenda for inspection within ten working days after said meeting, prior to the convened meeting of said body.

**CALL TO ORDER**

Chairperson Johnson called the meeting to order.

Seconded by Advisory Board Member Cahill.

Recreation Director Stopak led the audience in the Pledge of Allegiance.

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

**A. CONSENT AGENDA**

Chairperson Johnson made the motion to approve the consent agenda.

Seconded by Committee Member Lodes. Motion carried.

**REPORTS FROM RECREATION DIRECTOR AND STAFF**

Recreation Director Scott Stopak reported that tomorrow (Thursday, June 12, 2008) is the beginning of the Triple Crown Slump Buster Festival at the La Vista Sports Complex from 6:00 p.m. to 10:00 p.m. Along with the festival, there will be a time-delayed televised all-star game with players from the Triple Crown tournament. 1,500-2,000 people are expected. On June 21, 2008 there will be another festival from 6:00 p.m. – 10:00 p.m. which will include the Burning of the Bats ceremony, skills competition and also another all-star game (not televised)

Stopak also stated that the Public Works La Vista Fall Golf Course Superintendent, George Barth, is leaving after 5 years of employment with the City of La Vista. George has done a great job at the golf course, and we wish him well in the future.

The Community Center was identified as an emergency shelter for the Red Cross last Sunday after the tornado damage on Saturday night. The City was notified around 3:30 p.m., and staff was in place at the Center at 6:00 p.m. The Red Cross manned the Center for two 24-hour shifts,

however, no tornado victims came for shelter. The Center will remain on standby as a shelter as long as there is a need.

Assistant Director David Karlson reported on the Hershey Track Meet on April 27, 2008, and congratulated Rich Carstensen for its success. The track meet was in conjunction with City of Papillion, and was very well coordinated with 55 kids between the ages of 9 and 14 participating.

Karlson also reported on the Ice Cream Social held on Wednesday, June 1, 2008. Six clowns did face painting and made balloon animals, and over 100 cones were eaten. The Dinosaur Egg Hunt will be held next Tuesday, June 17, 2008 at Central Park. This is the third year for the event, and has been attracting up to 40 people.

Last Sunday, June 8<sup>th</sup>, was the La Vista Days Community cookout, celebrity softball game and fireworks. The event went well, with La Vista winning out in the game over PayPal 22-3. The Omaha Beef cheerleaders and Rump Roasters also entertained before the game.

Program Director Rich Carstensen reported on Senior Center activities this month. Today's movie day was cancelled due to impending weather. The senior's will go next Wednesday. On Thursday, June 19, they will go to Lincoln to tour the Capital, have lunch, visit Hay Market and possibly Sunken Gardens. June 25 will be Piccolo Pete's for lunch and the Summer Arts Festival on June 27<sup>th</sup>.

Program Coordinator Burns reported that two youth sports have finished, flag football and soccer. These sports were tough to finish because of the weather, but most games were made up. Youth baseball and softball will soon be over; t-ball and coach pitch baseball is beginning this Saturday. They will continue until the end of July.

We are taking registrations for tackle football, cheerleading, fall soccer, flag football and volleyball.

Recreation Director Stopak also reported that La Vista Falls golf course had a very good May, even with the rainy weather. He also advised that the cart path on hole #3 will be extended with work beginning as soon as the weather permits.

## B. SWIMMING POOL CONCEPT DISCUSSION

City Administrator Brenda Gunn began by stating that Mayor Kindig was very happy with the events for La Vista Days on Sunday, and congratulated David Karlson and the La Vista Days committee for their work.

City Administrator Gunn handed out the updated swimming pool information, and explained the reason for the update. At the late April aquatic committee meeting, they talked of downsizing from the original plan (1A) and asked the consultant to come back with two plans, one with a lazy river and the other without. These plans were presented at the May 28, 2008 Swimming Pool Advisory Committee meeting and the Committee liked the plan with the lazy river. The Committee subsequently asked the consultant to make some revisions to concept (1B) and that would be the recommended plan to the Mayor & Council. The result is conceptual plan (1D) which adds a footbridge to the lazy river, shelter structure near the kiddie pool for parties, improved traffic flow from the bathhouse to the zero depth pool and diving platforms. A different slide was also added. The new design has 14,206 square feet. The fee for this design is estimated at \$7.167M. Staff projected that a \$7.3 million bond issue (which includes bonding



costs) would result in a property tax increase of approximately \$85.50 for a home valued at \$150,000. The updated information provided as a part of the City Council packets will be forwarded to Committee members and posted on the City website on Friday, June 13, 2008.

Public Hearing was opened for comment.

No comment.

Public Hearing was closed.

The concept was then discussed by the Advisory Board. Chairperson Johnson wondered why the diving platform was put back in the design. He said that he would like the pool to have more water surface but would rather add another lane instead of the diving area. Member Lodes does not like the liability of the diving platform, and noted the price. Member Lodes feels the citizens of La Vista would be more comfortable with a bond issue of \$7M or lower.

Staff advised that the diving area was incorporated back into the plan by the Committee at the request of members of the public who were in attendance at the May 28, 2008 meeting. Diving has been a topic for discussion since the beginning.

Board Member Forst made a motion to recommend approval of conceptual plan 1D. Cahill seconded. The Board had a split vote with Forst and Cahill voting yea and Johnson and Lodes nay. Johnson and Lodes both indicated that the only thing that they were dissatisfied about with the updated plan was the addition of the diving well.

#### COMMENTS FROM THE FLOOR

No comments.

#### COMMENTS FROM COMMITTEE MEMBERS

Board Member Forst congratulated the Public Works department for their work in cleaning up after the La Vista Days parade and carnival.

#### ADJOURNMENT

Advisory Board Member Lodes made the motion to adjourn. Seconded by Chairperson Johnson. Motion carried.

Meeting adjourned at 9:15 p.m.



John Q Hammons  
INDUSTRIES

June 6, 2008

Sheila Lindberg, Finance Director  
City of La Vista  
8116 Park View Blvd.  
LaVista, NE 68128

RE: Draw Request #9 on LaVista, NE Conference Center (Revised)

Dear Ms. Lindberg:

Enclosed is our revised ninth draw on the Conference Center in LaVista, NE in the amount of \$1,975,052.86 with supporting invoices. Our 28% equity of this draw is \$553,014.79.

We would like the funds in the amount of \$1,422,038.07 wired as early as possible on the morning of June 25th, 2008 using the enclosed wiring instructions. Please notify me at 417/864-4300 when this is completed.

Sincerely,

Jacquie Dowdy  
Treasurer

lfh  
enclosures

PROJECT: LAVISTA, NE CONVENTION CENTER

LENDER: CITY OF LAVISTA

DRAW #9

JUNE 2, 2008

LAVISTANECONVCTRDRAW

	CONSTRUCTION BUDGET	AMOUNT PAID BY JOH	ADVANCED TO DATE	TOTAL PAID TO DATE BEFORE REQUEST	CURRENT DRAW #9	LESS JOH 28.00%	NET CURRENT REQUEST	TOTAL ADV AFTER REQUEST	TOTAL PAID AFTER REQUEST	TOTAL % OF BUDGET	BALANCE TO FINISH
LAND	\$ 1,200,000.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	0.00%	\$ 1,200,000.00
CONSTRUCTION	\$ 14,850,000.00	\$ 3,325,407.63	\$ 8,599,295.31	\$ 11,924,702.94	\$ 898,593.73	\$ (251,606.24)	\$ 646,987.49	\$ 9,246,282.80	\$ 12,823,296.67	86.35%	\$ 2,026,703.33
BUILDING PERMITS	\$ 90,000.00	\$ 35,551.65	\$ 91,418.54	\$ 126,970.19	\$ -	\$ -	\$ -	\$ 91,418.54	\$ 126,970.19	141.08%	\$ (36,970.19)
TECHNICAL FEES	\$ 1,312,000.00	\$ 169,243.15	\$ 433,700.45	\$ 602,943.60	\$ 12,963.91	\$ (3,629.89)	\$ 9,334.02	\$ 443,034.47	\$ 615,907.51	46.94%	\$ 696,092.49
F F & E	\$ 3,957,000.00	\$ 484,707.35	\$ 1,246,390.32	\$ 1,731,097.67	\$ 1,063,495.22	\$ (297,778.66)	\$ 765,716.56	\$ 2,012,106.88	\$ 2,794,592.89	70.62%	\$ 1,162,407.11
CAPITALIZED INTEREST	\$ 665,156.00	\$ 59,221.53	\$ 152,283.93	\$ 211,505.46	\$ -	\$ -	\$ -	\$ 152,283.93	\$ 211,505.46	31.80%	\$ 453,650.54
FINANCE COSTS	\$ 626,844.00	\$ 18,762.75	\$ -	\$ 18,762.75	\$ -	\$ -	\$ -	\$ -	\$ 18,762.75	2.99%	\$ 608,081.25
PRE-OPENING	\$ 300,000.00	\$ 21.69	\$ 55.76	\$ 77.45	\$ -	\$ -	\$ -	\$ 55.76	\$ 77.45	0.03%	\$ 299,922.55
LEGAL FEES	\$ 50,000.00	\$ 68.60	\$ 176.40	\$ 245.00	\$ -	\$ -	\$ -	\$ 176.40	\$ 245.00	0.49%	\$ 49,755.00
MISCELLANEOUS	\$ 150,000.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	0.00%	\$ 150,000.00
TOTAL	\$ 23,201,000.00	\$ 4,092,984.35	\$ 10,523,320.72	\$ 14,616,305.06	\$ 1,975,052.86	\$ (553,014.79)	\$ 1,422,038.07	\$ 11,945,358.78	\$ 16,591,357.92	72.00%	\$ 6,609,642.08
% OF JOB AFTER CURRENT DRAW		24.67%				3.33%			100.00%		

28% PAID BY BORROWER:

72% ADVANCED BY CITY:

TOTAL INVOICES SUBMITTED:

\$ 553,014.79  
\$ 1,422,038.07  
\$ 1,975,052.86



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

**INVOICE**

May 14, 2008

Invoice No: 003-10050-000 - 0000006

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 May 14, 2008****Fee**

Total Fee	60,000.00		
Percent Complete	70.00	Total Earned	42,000.00
		Previous Fee Billing	39,000.00
		Current Fee Billing	3,000.00
		<b>Total Fee</b>	<b>3,000.00</b>
		<b>Total this Invoice</b>	<b>\$3,000.00</b>

**Billings to Date**

	<b>Current</b>	<b>Prior</b>	<b>Total</b>
Fee	3,000.00	39,000.00	42,000.00
<b>Totals</b>	<b>3,000.00</b>	<b>39,000.00</b>	<b>42,000.00</b>

Please make checks payable to:

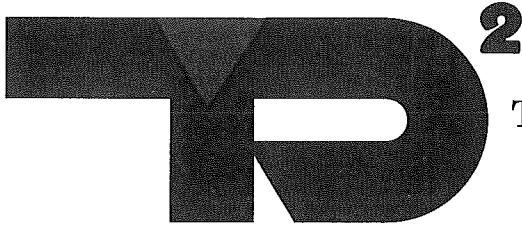
Leo A Daly Company  
Attn: Accounting  
8600 Indian Hills Drive  
Omaha NE 68114

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

  
Edward Vidlak

Consent  
R. Ramirez  
6/2/08  
05.71.0810.01





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

May 28, 2008

Mr. Joe Soucie  
Public Works Director  
City of La Vista  
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.  
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.  
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: Keystone Trail-La Vista Link  
Pay Request No. 8 for Engineering Services  
Invoice No. 83378  
TD<sup>2</sup> File No. 171-254.33

Joe:

Please find herewith Invoice No. 83378 in the amount of \$7,342.88. We are sending this invoice to you rather than City Hall since this should be reimbursed under your agreement with the NDOR for this project. Attached to the invoice is an itemization of the services and a progress report required by our Consultant Agreement with the City for this project.

Please let me know if we need to provide further information.

Submitted by,

THOMPSON, DREESSEN & DORNER, INC.

John M. Kottmann, P.E.

JMK/jlf

Enclosure

cc: File

*OK for Payment  
6-6-09  
09.71.0816.02*



Thompson, Dreessen & Dorner, Inc.  
Consulting Engineers & Land Surveyors  
10836 Old Mill Road  
Omaha, NE 68154

**Invoice**

CITY OF La VISTA  
8116 PARKVIEW BOULEVARD  
LA VISTA, NE 68128

May 28, 2008

Project No: 0171-254

Invoice No: 83378

Project 0171-254 BIG PAPIO TRAIL CONNECTION PO# 08-0085  
Professional Services from March 31, 2008 to April 27, 2008

Payment Request No. 8 per Attached Documentation

**Total this Invoice \$7,342.88**

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

KEYSTONE TRAIL - LA VISTA LINK  
 PAYMENT REQUEST NO.8 ITEMIZATION  
 INVOICE NO. ?????

**Labor**

Name & Title	Title	Hours	Actual Rate/Hr.	Cost
John M. Kottmann	Senior Engineer	0.5	\$40.24	\$20.12
Brian Lodes	Staff Engineer	28	\$24.52	\$686.56
Roger Meyer	Sr. CADD Tech w/Eqpt.	69.75	\$24.20	\$1,687.95
Michael Smith	Registered Land Surveyor	0	\$27.31	\$0.00
David Pearson	Survey Party Chief	0	\$15.00	\$0.00
Brian Morgan	Survey Technician	0	\$13.00	\$0.00
Michael Skiles	Survey CADD Tech w/Eqpt.	0	\$17.00	\$0.00
Barb Mazurak	Clerical	6	\$19.15	\$114.90
Sub-Total				\$2,509.53
Direct Labor Subtotal				\$2,509.53
Overhead @ 166%				\$4,165.82
Sub-Total Labor & Overhead				\$6,675.35
Profit, 10% of Subtotal for Labor & Overhead				\$667.53
Total Labor, Overhead & Profit				\$7,342.88

**Other Direct Costs**

Reimbursable Expenses

Reproduction Services	\$0.00
Mileage	\$0.00
Data Collection Eqpt.	\$0.00
Sub-Total for Reimbursables	\$0.00

<b>Professional Fees This Invoice</b>	<b>\$ 7,342.88</b>
Professional Fees Previously Billed	\$ 18,549.62
Total Professional Fees Through Pay Request No. 8	\$ 25,892.50
Agreement Limit	\$ 28,227.87

KEYSTONE TRAIL-LA VISTA LINK  
PROJECT NO. ENH-77(50)  
CONTROL NO. 22251  
CONSULTANT AGREEMENT  
PAY REQUEST NO. 8  
PROGRESS REPORT

Environmental Reviews	95%
Topo. Survey, ROW & Utility Information	100%
Preliminary Design	100%
Final Design	100%
Final P, S & E	70%
Bidding Phase	0%

water's edge aquatic design  
 Water's Edge Aquatic Design, LLC  
 11205 W. 79th St.  
 Lenexa, KS 66214

JUN - 6 2008

# Invoice

Date	Invoice #
6/3/2008	1774

## Bill To

City of LaVista, Nebraska  
 Brenda Sedlacek, Parks & Recreation  
 8116 Park View Blvd.  
 La Vista, NE 68128

Terms	Due Date	Rep
Net 30	7/3/2008	

Description	Est Amt	Prior Amt	Prior %	Curr %	Total %	Amount
Project # 05522 - LaVista, NE/Revise Concept Plans	7,700.00			45.46%	45.46%	3,500.00

**Total** \$3,500.00

**Payments/Credits** \$0.00

**Balance Due** \$3,500.00

Phone #	Fax #	E-mail	Web Site
913-438-4338	913-438-1465	cschwartz@wedesignpools.com	www.wedesignpools.com

OK \$3,500  
 6/17/08  
 Consent  
 5-71-0649



## ACCOUNTS PAYABLE CHECK REGISTER

BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
-----									
1	Bank of Nebraska (600-873)								
		45957			Payroll Checks				
Thru		45965							
		45966			Gap in Checks				
Thru		93004							
		93005	6/05/2008	3718	SUN LIFE & HEALTH INSURANCE CO	1,758.82			**MANUAL**
		93006	6/10/2008	1270	PREMIER-MIDWEST BEVERAGE CO	69.40			**MANUAL**
		93007	6/10/2008	1194	QUALITY BRANDS OF OMAHA	340.25			**MANUAL**
		93008	6/12/2008	3702	LAUGHLIN, KATHLEEN A, TRUSTEE	372.00			**MANUAL**
		93009	6/17/2008	459	ABANTE MARKETING	801.14			
		93010	6/17/2008	571	ALAMAR UNIFORMS	35.44			
		93011	6/17/2008	81	AMSAN	333.86			
		93012	6/17/2008	435	ANDERSON FORD LINCOLN MERCURY	114.06			
		93013	6/17/2008	736	AQUA-CHEM INCORPORATED	179.00			
		93014	6/17/2008	196	AQUILA	369.76			
		93015	6/17/2008	536	ARAMARK UNIFORM SERVICES INC	129.06			
		93016	6/17/2008	201	BAKER & TAYLOR BOOKS	368.39			
		93017	6/17/2008	3102	BBC AUDIOBOOKS AMERICA	202.38			
		93018	6/17/2008	929	BEACON BUILDING SERVICES	680.00			
		93019	6/17/2008	1784	BENNINGTON IMPLEMENT	802.64			
		93020	6/17/2008	3774	BENSON RECORDS MANAGEMENT CTR	56.18			
		93021	6/17/2008	1242	BRENTWOOD AUTO WASH	135.00			
		93022	6/17/2008	117	BRODART	367.23			
		93023	6/17/2008	76	BUILDERS SUPPLY CO INC	127.76			
		93024	6/17/2008	3972	CAHILL, KAROLYN	110.00			
		93025	6/17/2008	2625	CARDMEMBER SERVICE-ELAN	.00	**CLEARED**	**VOIDED**	
		93026	6/17/2008	2625	CARDMEMBER SERVICE-ELAN	.00	**CLEARED**	**VOIDED**	
		93027	6/17/2008	2625	CARDMEMBER SERVICE-ELAN	.00	**CLEARED**	**VOIDED**	
		93028	6/17/2008	2625	CARDMEMBER SERVICE-ELAN	8,241.14			
		93029	6/17/2008	2285	CENTER POINT PUBLISHING	110.82			
		93030	6/17/2008	2931	CENTRAL COMM COLLEGE-GR ISLAND	900.00			
		93031	6/17/2008	152	CITY OF OMAHA	32,575.31			
		93032	6/17/2008	83	CJ'S HOME CENTER	.00	**CLEARED**	**VOIDED**	
		93033	6/17/2008	83	CJ'S HOME CENTER	.00	**CLEARED**	**VOIDED**	
		93034	6/17/2008	83	CJ'S HOME CENTER	.00	**CLEARED**	**VOIDED**	
		93035	6/17/2008	83	CJ'S HOME CENTER	.00	**CLEARED**	**VOIDED**	
		93036	6/17/2008	83	CJ'S HOME CENTER	.00	**CLEARED**	**VOIDED**	
		93037	6/17/2008	83	CJ'S HOME CENTER	1,638.89			
		93038	6/17/2008	836	CORNHUSKER INTL TRUCKS INC	894.21			
		93039	6/17/2008	2158	COX COMMUNICATIONS	198.80			
		93040	6/17/2008	23	CUMMINS CENTRAL POWER LLC #410	1,096.17			
		93041	6/17/2008	3136	D & D COMMUNICATIONS	87.25			
		93042	6/17/2008	619	DELL MARKETING L.P.	62.24			
		93043	6/17/2008	77	DIAMOND VOGEL PAINTS	621.09			
		93044	6/17/2008	2149	DOUGLAS COUNTY SHERIFF'S OFC	400.00			
		93045	6/17/2008	364	DULTMEIER SALES & SERVICE	116.35			
		93046	6/17/2008	3334	EDGEWEAR SCREEN PRINTING	1,116.50			
		93047	6/17/2008	3159	FASTENAL COMPANY	15.50			

## ACCOUNTS PAYABLE CHECK REGISTER

BANK NO	BANK NAME						
CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
93048	6/17/2008	2434	FAVORABLE IMPRESSIONS	39.96			
93049	6/17/2008	439	FIREGUARD INC	728.76			
93050	6/17/2008	3132	FORT DEARBORN LIFE INSURANCE	1,199.50			
93051	6/17/2008	1344	GALE	113.74			
93052	6/17/2008	3688	GATEWAY COMPANIES INC	5,970.00			
93053	6/17/2008	53	GCR OMAHA TRUCK TIRE CENTER	706.10			
93054	6/17/2008	164	GRAINGER	210.74			
93055	6/17/2008	285	GRAYBAR ELECTRIC COMPANY INC	157.80			
93056	6/17/2008	3105	GREAT AMERICAN LEASING CORP	582.80			
93057	6/17/2008	385	GREAT PLAINS ONE-CALL SVC INC	573.29			
93058	6/17/2008	3960	GUILDCRAFT ARTS & CRAFTS	22.90			
93059	6/17/2008	3470	HAMILTON COLOR LAB INC	1,385.40			
93060	6/17/2008	2407	HEIMES CORPORATION	213.27			
93061	6/17/2008	526	HOST COFFEE SERVICE INC	43.00			
93062	6/17/2008	376	HURST, JEAN	637.05			
93063	6/17/2008	1151	ICMA-INTL CITY/COUNTY MANAGE	119.00			
93064	6/17/2008	2307	INFO USA MARKETING INC	1,188.00			
93065	6/17/2008	1724	IOMA-INST MGMT/ADMINSTRN INC	385.20			
93066	6/17/2008	1896	J Q OFFICE EQUIPMENT INC	523.20			
93067	6/17/2008	3345	JOHNNY ON THE SPOT	144.76			
93068	6/17/2008	3687	KIMBALL MIDWEST	116.31			
93069	6/17/2008	2697	KROGER-DILLON CUST CHARGES	16.24			
93070	6/17/2008	926	LAMP RYNEARSON/ASSOCIATES INC	109.00			
93071	6/17/2008	2380	LEXIS NEXIS MATTHEW BENDER	579.88			
93072	6/17/2008	942	LIBRA INDUSTRIES INC	26.63			
93073	6/17/2008	3370	LIFEGUARD STORE	144.50			
93074	6/17/2008	877	LINWELD	254.66			
93075	6/17/2008	1573	LOGAN CONTRACTORS SUPPLY	132.95			
93076	6/17/2008	2664	LOU'S SPORTING GOODS	720.69			
93077	6/17/2008	838	LYMAN-RICHEY SAND & GRAVEL CO	200.42			
93078	6/17/2008	544	MAPA-METRO AREA PLANNING AGNCY	60.00			
93079	6/17/2008	153	METRO AREA TRANSIT	652.00			
93080	6/17/2008	872	METROPOLITAN COMMUNITY COLLEGE	7,086.03			
93081	6/17/2008	1046	MIDWEST TURF & IRRIGATION	67.71			
93082	6/17/2008	3976	NAGLE, AMANDA	10.00			
93083	6/17/2008	975	NEBRASKA CRIME COMMISSION	21.00			
93084	6/17/2008	649	NEBRASKA GOLF & TURF INC	150.00			
93085	6/17/2008	3970	NEBRASKA PNEUMATICS	29.15			
93086	6/17/2008	408	NOBBIES INC	15.75			
93087	6/17/2008	1146	NRPA-VIRGINIA	445.00			
93088	6/17/2008	1014	OFFICE DEPOT INC-CINCINNATI	.00	**CLEARED**	**VOIDED**	
93089	6/17/2008	1014	OFFICE DEPOT INC-CINCINNATI	115.56			
93090	6/17/2008	79	OMAHA COMPOUND COMPANY	520.38			
93091	6/17/2008	195	OMAHA PUBLIC POWER DISTRICT	.00	**CLEARED**	**VOIDED**	
93092	6/17/2008	195	OMAHA PUBLIC POWER DISTRICT	35,437.46			
93093	6/17/2008	46	OMAHA WORLD HERALD COMPANY	221.68			
93094	6/17/2008	816	OPEC-OMAHA PNEUMATIC EQUIP CO	87.67			
93095	6/17/2008	3172	OXMOOR HOUSE	33.91			
93096	6/17/2008	976	PAPILLION TIRE INCORPORATED	76.07			
93097	6/17/2008	2686	PARAMOUNT LINEN & UNIFORM	469.84			
93098	6/17/2008	1769	PAYLESS OFFICE PRODUCTS INC	282.38			
93099	6/17/2008	709	PEPSI COLA COMPANY	636.44			
93100	6/17/2008	3058	PERFORMANCE CHRYSLER JEEP	31.50			

## ACCOUNTS PAYABLE CHECK REGISTER

BANK NO	BANK NAME						
CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
93101	6/17/2008	159	PRECISION INDUSTRIES INC	35.40	<u>APPROVED BY COUNCIL MEMBERS 6-17-0</u>		
93102	6/17/2008	219	QWEST	70.50			
93103	6/17/2008	3120	RACOM CORPORATION	87.00			
93104	6/17/2008	3966	RATZ, ANGELA	12.95			
93105	6/17/2008	191	READY MIXED CONCRETE COMPANY	1,452.24			
93106	6/17/2008	3889	REED, JASON	90.00	<u>COUNCIL MEMBER</u>		
93107	6/17/2008	3896	REMINGTON ARMS CO INC	417.70			
93108	6/17/2008	292	SAM'S CLUB	1,287.00			
93109	6/17/2008	3514	SMITH, MELANIE	904.61			
93110	6/17/2008	2634	STERIL MANUFACTURING CO	75.00			
93111	6/17/2008	47	SUBURBAN NEWSPAPERS INC	733.85	<u>**CLEARED** **VOIDED**</u>		
93112	6/17/2008	3795	SUN COUNTRY DISTRIBUTING LTD	60.41			
93113	6/17/2008	143	THOMPSON DREESSEN & DORNER	.00			
93114	6/17/2008	143	THOMPSON DREESSEN & DORNER	11,927.13			
93115	6/17/2008	3309	THREE RING ENTERPRISES INC	.00			
93116	6/17/2008	3309	THREE RING ENTERPRISES INC	.00	<u>**CLEARED** **VOIDED**</u>		
93117	6/17/2008	3309	THREE RING ENTERPRISES INC	.00			
93118	6/17/2008	3309	THREE RING ENTERPRISES INC	2,011.17			
93119	6/17/2008	161	TRACTOR SUPPLY COMPANY	44.95			
93120	6/17/2008	3333	TRAVELODGE	390.00			
93121	6/17/2008	167	U S ASPHALT COMPANY	371.11	<u>COUNCIL MEMBER</u>		
93122	6/17/2008	2932	UNIVERSITY OF LOUISVILLE	650.00			
93123	6/17/2008	300	UTILITY EQUIPMENT COMPANY	579.24			
93124	6/17/2008	78	WASTE MANAGEMENT NEBRASKA	863.15			
93125	6/17/2008	3967	WHITE, JODY	12.95			
93126	6/17/2008	3089	WHITTAKER, VICKI	109.95	<u>COUNCIL MEMBER</u>		
BANK TOTAL				141,308.23			
OUTSTANDING				141,308.23			
CLEARED				.00			
VOIDED				.00			
FUND		TOTAL	OUTSTANDING	CLEARED	VOIDED		
01	GENERAL FUND	83,116.62	83,116.62	.00	.00		
02	SEWER FUND	44,408.12	44,408.12	.00	.00		
05	CONSTRUCTION	7,454.67	7,454.67	.00	.00		
08	LOTTERY FUND	2,669.39	2,669.39	.00	.00		
09	GOLF COURSE FUND	3,428.18	3,428.18	.00	.00		
14	ECONOMIC DEVELOPMENT	231.25	231.25	.00	.00		
REPORT TOTAL				141,308.23	<u>COUNCIL MEMBER</u>		
OUTSTANDING				141,308.23			
CLEARED				.00			
VOIDED				.00			
+ Gross Payroll 6-13-08				207,959.64			
GRAND TOTAL				<u>\$349,267.87</u>			

COUNCIL MEMBER

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
JUNE 17, 2008 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
PRESENTATION — MUNICIPAL AQUATIC FACILITY CONCEPTUAL PLAN	RESOLUTION ORDINANCE ► RECEIVE/FILE	BRENDA GUNN CITY ADMINISTRATOR

**SYNOPSIS**

Craig Roy from Water's Edge Aquatic Design (WEAD) will present the municipal aquatic facility plan being recommended by the Swimming Pool Advisory Committee.

**FISCAL IMPACT**

The updated conceptual plan is currently estimated at \$7.1 million.

**RECOMMENDATION**

It is recommended that the Mayor & Council provide staff with general direction regarding their satisfaction with the plan as proposed, any additional information they would like assembled or anything else they would like prior to determining what concept will be placed on the November ballot.

**BACKGROUND**

One of the items identified as an early priority in the City's Park & Recreation Master Plan was the need to assess the city's current and future aquatic requirements. La Vista's municipal swimming pool was originally built and owned by a private developer in 1962, just two years after the City was incorporated. Later acquired by the City, the pool is a traditional style of pool and has been renovated and rehabilitated numerous times over the past 40+ years.

Over the past several years a number of factors, including frequency and types of repairs, compliance with current standards and codes, and meeting the needs of a growing community, made it evident that the City needed a plan for aquatic services. In the summer of 2005, the City utilized the professional services of Water's Edge Aquatic Design (WEAD), Lenexa, Kansas to review and evaluate the City's existing pool facilities and provide recommendations for improvement. Their study and findings were presented to the City Council at the February 7, 2006 City Council meeting.

Following the evaluation and analysis of the existing facility, improvements considered in the report ranged from aesthetic suggestions to code issues and life safety items, as well as meeting the needs of La Vista's growing population. Based on the findings, four possible options were identified: immediate improvements, basic renovation, major/enhanced renovation and pool replacement.

Immediate improvements address safety and health related issues. Basic renovations bring the pool into compliance with current codes and prolong the life of the facility. Major/enhanced renovation means adding fun features that expand the recreation, instruction, competition, therapy, or other community goals. The new pool alternative was presented for comparison to the renovation options and determination if the renovation options are practical as compared to complete pool replacement. The immediate safety concerns that were identified were addressed prior to the opening of the swimming pool for the 2006 season.

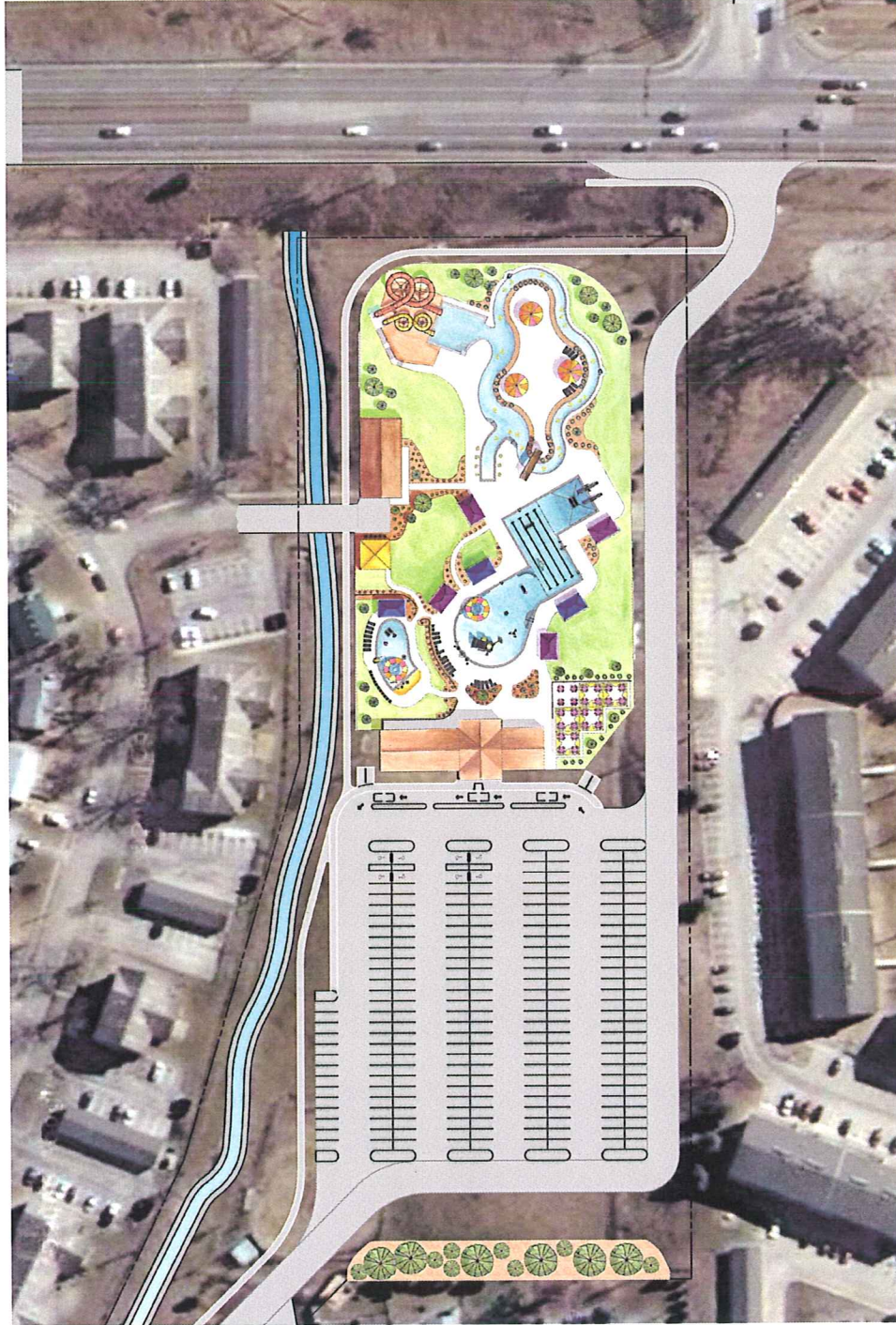
The pool has served the community well, but does not meet the needs of La Vista's growing population and warrants some significant improvements and/or enhancements. As the Mayor and City Council contemplated moving forward in making decisions regarding the future of the pool, they felt it important to gather information from the community. To accomplish this, the Mayor appointed an ad hoc committee to study the issue.

The Committee met several times since August 2006 to develop the conceptual plan currently being presented to the Mayor and Council. A number of public input opportunities were also made available during the process including an open house, focus groups and open meetings with public comment periods. An initial conceptual plan was unveiled to the public in the summer of 2007. The Committee then took the next several months to see how the community received the plan and to await the results of the National Citizen Survey which asked two questions about the conceptual plan. Based on the feedback from the citizen survey the Committee worked to reduce the cost of the project, while providing the amenities that are popular with the residents. The result is the plan being presented to the Mayor and Council which is being recommended unanimously by those in attendance at the May 28, 2008 Committee meeting. *(A copy of the minutes from this meeting are included on the Consent Agenda).*

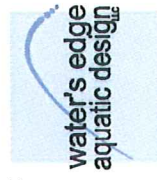
The Park & Recreation Advisory Board met on June 11 to consider the concept being proposed. There was a split vote on recommending the proposal. Those voting nay indicated that they are satisfied with the plan with the exception of the diving area that was added back into the plan. They don't want to reduce the amount of water, they would rather see it in the addition of another lap lane. *(A copy of the Park & Recreation Advisory Board meeting minutes are also on the Consent Agenda).*



Wading Pool	1,168	S.F.
Shallow-Lap-Diving Pool	7,441	S.F.
Lazy River-Plunge Area	5,894	S.F.
Total Water Surface Area	14,471	S.F.
Concrete Deck Area	27,800	S.F.
Grass Deck Area	35,280	S.F.

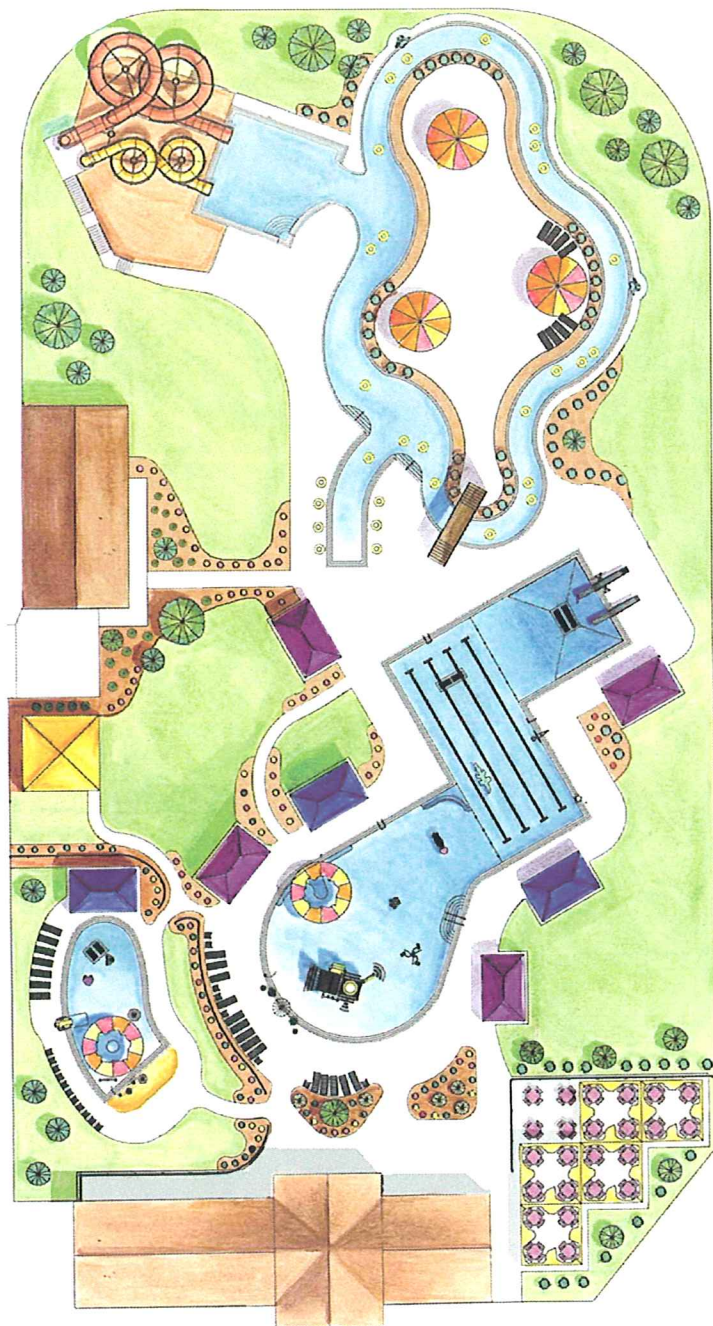


Layout 1D  
Aquatic Center  
La Vista, Nebraska  
06-12-08





Wading Pool	1,166	S.F.
Shallow-Lap-Diving Pool	7,441	S.F.
Lazy River-Plunge Area	5,894	S.F.
Total Water Surface Area	14,471	S.F.
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Layout 1D  
 Aquatic Center  
 La Vista, Nebraska  
 06-12-08



**La Vista, NE**  
**Key Characteristics**  
**6/12/2008**

Item	Layout 1D
Surface Areas:	
Wading Pool	1,166
Shallow/Lap Pool	6,161
Lazy River	4,546
Plunge Pool	1,318
Diving Pool	1,280
Total	14,471
Maximum Patron Load	1,480
Estimated Operating Expense	\$ 343,000
Estimated Project Cost:	\$ 7,140,000

# La Vista, NE Outdoor Aquatic Center - Layout 1D

6/12/2008

Total Pool Surface Area	14,471
PROJECT ITEMS	Base Pool
SITE WORK	\$ 1,005,200
SITE FURNISHINGS	\$ 26,100
POOL DECK AND BASIN STRUCTURE	\$ 674,200
POOL DECK EQUIPMENT	\$ 112,000
MAINTENANCE AND SAFETY EQUIPMENT	\$ 13,600
WATER FEATURES	\$ 569,000
SUNSHADES	\$ 114,700
BATHHOUSE-CONCESSIONS	\$ 770,000
FILTER BUILDING	\$ 207,000
POOL CHEMICAL SYSTEMS	\$ 20,000
POOL MECHANICAL	\$ 680,000
POOL FINISH	\$ 63,300
ELECTRICAL	\$ 334,800
ALLOWANCES	\$ 90,000
GENERAL CONDITIONS (Bonding, Insurance, Supervision)	\$ 233,800
SUBTOTAL	\$ 4,913,700

LOCATION FACTOR AND WAGE RATES	0%	\$ -
INFLATION FOR 2009 BID	5%	\$ 245,700
SUBTOTAL		Base Pool \$ 5,159,400
CONTRACTORS PROFIT AND OVERHEAD	15%	\$ 773,900
BIDDING & CONSTRUCTION CONTINGENCIES	10%	\$ 593,300
TOTAL OPINION OF CONSTRUCTION COST		Base Pool \$ 6,526,600
ENGINEERING/ARCHITECTURAL FEES	8.5%	\$ 554,800
QUALITY CONTROL TESTING	0.75%	\$ 48,900
SITE SURVEY (\$3,500 TO \$4,500)		\$ 4,500
SOIL INVESTIGATION (\$2,500 TO \$4,000)		\$ 4,000
TOTAL OPINION OF PROJECT COST		Base Pool \$ 7,138,800

TOTAL OPINION OF PROJECT COST INCLUDING ALL ALTERNATE BID POOL/ITEMS	\$ 7,138,800
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**NOTES:**

Project costs only include items listed.

Other costs such as land purchase, bonding fees, promotional materials, etc. are not included.

**La Vista, Nebraska**  
**Summary of Expense and Revenue Projections**  
**La Vista Aquatic Center - Layout 1D**  
**June 12, 2008**

	<u>Scenario 1</u>	<u>Scenario 2</u>	<u>Scenario 3</u>
<b>Total Revenues</b>	\$ 343,000	\$ 343,000	\$ 428,000
<b>Total Expenses</b>	\$ 343,000	\$ 343,000	\$ 343,000
<b>Projected Profit/(Loss):</b>	\$ -	\$ -	\$ 85,000

Comments and Summary of Scenarios

Comments: 1. The patron loading has little impact on the overall operating expense of a facility. The staffing requirements, utility costs, operating requirements, etc. will not change significantly with increased attendance. Thus, each scenario assumes the same operating expense.

2. Used historical sales data to predict ratio's of resident/non-resident sales. Non-resident membership sales are 50% of resident membership sales. Non-resident daily admission sales are 2.5 times resident admissions sales.

3. Estimated daily attendance is based on 60% daily passes and 40% members, which is close to the ratio using figures from the existing pool in year 2006.

Scenario 1: Required sales for break even operation using existing fee structure.

Scenario 2: Required sales for break even operation using revised fee structure. Fee structure is the same as Papio Bay.

Scenario 3: Sales projection using revised fee structure. Used slightly higher fee structure than Papio Bay for residents.



## Expense Projection

Personnel Costs		Staff No.	Total Hours	\$/hour	Total Cost	
Manager working 100 days		1	1107	\$ 14.00	\$ 15,498	
Assistant Manager No. 1		1	852	\$ 12.00	\$ 10,224	
Assistant Manager No. 2		1	908	\$ 12.00	\$ 10,896	
Lifeguard/Crew Leader		18	852	\$ 9.00	\$ 138,024	
Cashier		2	777	\$ 7.00	\$ 10,878	
Concessions		2	852	\$ 7.00	\$ 11,928	
Swim Instructor - Lifeguards		10	104	\$ 9.00	\$ 9,360	
Park Attendants		4	700	\$ 7.00	\$ 19,600	
Rental Lifeguards				\$ -	\$ -	
Exercise Class Teachers				\$ -	\$ -	
FICA @ 7.65%					\$ 17,320	
Sub-Total					\$ 243,728	
Chemicals			units/day	\$/unit	Total Cost	
Chlorine (assumed sodium hypo), gallons/day			125	\$ 1.30	\$ 14,625	
pH Adjustment (assumed acid), gallons/day			17	\$ 1.80	\$ 2,754	
Other Chemical Adjustment Costs			8	\$ 1.00	\$ 720	
Sub-Total					\$ 18,099	
Administration					Total Cost	
Office Supplies					\$ 1,000	
Promotion					\$ 5,000	
Maintenance					\$ 18,000	
Cleaning Supplies					\$ 2,500	
Postage					\$ 2,500	
Telephone					\$ 2,500	
Trash Disposal					\$ 1,000	
Clothing					\$ 1,500	
Sub-Total					\$ 34,000	
Utilities						
Water			Gallons	\$/gallon	Total Cost	
Fill Pool			400,000	\$ 0.0008	\$ 320	
Backwash Filters			180,000	\$ 0.0008	\$ 144	
Pool Make-up			1,198,000	\$ 0.0008	\$ 958	
Clean-up			225,000	\$ 0.0008	\$ 180	
Dressing Room & Concessions			500,000	\$ 0.0008	\$ 400	
Sub-Total					\$ 2,002	
Natural Gas		BTU/hr	days	Therms/day	\$/Therm	Total Cost
Wading Pool Heater		500,000	45	4,099	\$ 0.72	\$ 2,951
Shallow/Lap/Diving Pool Heater		1,850,000	45	15,165	\$ 0.72	\$ 10,919
Lazy River Pool Heater		1,670,000	45	13,689	\$ 0.72	\$ 9,856
Domestic Water Heater		400,000	90	864	\$ 0.72	\$ 622
Sub-Total						\$ 24,348

Electrical	Units	hours/day	kWh/day	\$/kWh	Total Cost
Wading - Recirc Pump	5 hp	24	112	\$ 0.073	\$ 735
Wading - Features Pump	5 hp	10	47	\$ 0.073	\$ 306
Shallow/Lap/Diving - Recirc Pump	15 hp	24	336	\$ 0.073	\$ 2,206
Shallow/Lap/Diving - Features Pump	15 hp	10	140	\$ 0.073	\$ 919
Lazy River - Recirc Pump	20 hp	24	448	\$ 0.073	\$ 2,941
Lazy River - Sprays	0.5 hp	10	5	\$ 0.073	\$ 31
Lazy River Jets Pump 1	15 hp	10	140	\$ 0.073	\$ 919
Lazy River Jets Pump 2	15 hp	10	140	\$ 0.073	\$ 919
Lazy River Jets Pump 3	15 hp	10	140	\$ 0.073	\$ 919
Raft Slide Pump	20 hp	10	187	\$ 0.073	\$ 1,225
Open Flume Slide Pump	15 hp	10	140	\$ 0.073	\$ 919
Bathhouse Lighting	8,000 watts/hr	10	80	\$ 0.073	\$ 526
Pool Lighting	55,000 watts/hr	3	165	\$ 0.073	\$ 1,084
Pool Security Lighting	2,000 watts/hr	9	18	\$ 0.073	\$ 118
Parking Lot Lighting	6,500 watts/hr	9	58.5	\$ 0.073	\$ 384
Concession Equipment	40,000 watts/hr	24	960	\$ 0.073	\$ 6,307
Sub-Total					\$ 20,458
<b>Summary of Expenses</b>					<b>Total Cost</b>
Personnel Costs					\$ 243,728
Chemicals					\$ 18,099
Administration					\$ 34,000
Water					\$ 2,002
Natural Gas					\$ 24,348
Electrical					\$ 20,458
<b>Total Expenses</b>					<b>\$ 342,636</b>



# Revenue Projection

Item	Scenario 1				Scenario 2				Scenario 3			
	No.	Days	Fee	Total	No.	Days	Fee	Total	No.	Days	Fee	Total
<b>Resident Rates</b>												
Family Memberships	235	--	\$90	\$ 21,150	155	--	\$175	\$ 27,125	180	--	\$185	\$ 33,300
Individual Memberships:												
Adult	120	--	\$60	\$ 7,200	80	--	\$85	\$ 6,800	90	--	\$90	\$ 8,100
Youth	300	--	\$50	\$ 15,000	-	--	\$0	\$ -	230	--	\$80	\$ 18,400
Daily Passes:												
Adult	4,935	--	\$3.00	\$ 14,805	3,300	--	\$5.25	\$ 17,325	3,780	--	\$5.25	\$ 19,845
Youth	12,340	--	\$2.00	\$ 24,680	8,450	--	\$4.25	\$ 35,913	9,450	--	\$4.25	\$ 40,163
Subtotal				\$ 82,835				\$ 87,163				\$ 119,808
<b>Non-Resident Rates</b>												
Family Memberships	120	--	\$150	\$ 18,000	80	--	\$215	\$ 17,200	90	--	\$280	\$ 25,200
Individual Memberships:												
Adult	60	--	\$90	\$ 5,400	40	--	\$95	\$ 3,800	50	--	\$140	\$ 7,000
Youth	150	--	\$80	\$ 12,000	-	--	\$0	\$ -	120	--	\$120	\$ 14,400
Daily Passes:												
Adult	12,340	--	\$4.00	\$ 49,360	8,250	--	\$8.00	\$ 66,000	9,450	--	\$8.00	\$ 75,600
Youth	30,850	--	\$4.00	\$ 123,400	21,230	--	\$6.00	\$ 127,380	23,630	--	\$6.00	\$ 141,780
Subtotal				\$ 208,160				\$ 214,380				\$ 263,980
<b>Rental Programming</b>												
Lane Rentals	-	--	\$0	\$ -	-	--	\$0	\$ -	-	--	\$0	\$ -
Pool Party Rentals	-	--	\$0	\$ -	-	--	\$0	\$ -	-	--	\$0	\$ -
Night Rentals	-	--	\$0	\$ -	-	--	\$0	\$ -	-	--	\$0	\$ -
<b>Concessions (15% profit)</b>	890	85	\$3	\$ 34,043	610	85	\$3	\$ 23,333	680	85	\$3	\$ 26,010
<b>Swim Lessons</b>												
Resident	240	--	\$25	\$ 6,000	240	--	\$25	\$ 6,000	240	--	\$25	\$ 6,000
Non-Resident	240	--	\$50	\$ 12,000	240	--	\$50	\$ 12,000	240	--	\$50	\$ 12,000
<b>Fitness Classes</b>												
Water Exercise	-	--	\$0	\$ -	-	--	\$0	\$ -	-	--	\$0	\$ -
Current Resistance	-	--	\$0	\$ -	-	--	\$0	\$ -	-	--	\$0	\$ -
<b>Total Revenue</b>				\$ 343,038				\$ 342,875				\$ 427,798
<b>Summary:</b>												
Total Memberships Sold				985				355				760
Total Daily Passes Sold				60,465				41,230				46,310
Average Daily Passes Sold Per Day (85 days)				711				485				545
Estimated Membership Users Per Day				474				323				363
Total Estimated Average Daily Attendance				1,186				808				908
Total Estimated Yearly Attendance				100,777				68,718				77,185



**Summary/Comparison of Similar Facilities**  
**June 12, 2008**

Facility	La Vista, NE			Papillion, NE	Mahoney State Park	Clive, IA	W. Des Moines, IA	Derby, KS	Marshalltown, IA	Cedar Falls, IA
<b>Population Summaries:</b>										
City Population (2005 census)		15,692		20,431	-	13,851	52,768	20,543	25,977	36,471
5-mile radius (2000 census)		162,481		116,425	3,944	126,591	116,492	40,520	28,448	52,229
10-mile radius (2000 census)		567,412		472,945	12,694	288,083	307,214	205,296	33,395	116,244
15-mile radius (2000 census)		660,751		657,530	40,589	391,957	396,937	399,686	43,854	140,657
<b>Notes</b>							Two Pools			
Square Feet of Water Surface Area	Existing 4,267	Proposed 14,471		14,000	19,000	16,027	35,660	28,627	17,400	17,741
<b>Unit Rate Summaries:</b>										
Total Revenue	Yr. 2005 \$27,382	Scenario 2 \$28,929	Scenario 3 \$428,000	Yr. 2006 \$338,643	Yr. 2006 \$805,380	Yr. 2006 \$497,755	Yr. 2005 \$569,445	Yr. 2005 \$592,617	Yr. 2005 \$235,651	Yr. 2006 \$489,577
Total Expenses	\$78,078	\$105,114	\$343,000	\$320,128	\$218,700	\$396,561	\$544,154	\$397,405	\$229,721	\$280,524
Profit/(Loss)	(\$50,696)	(\$76,185)	\$0	\$18,515	\$586,680	\$101,194	\$25,291	\$195,212	\$5,930	\$209,053
Average Daily Attendance	90	118	808	813	1,322	824	1,866	777	1,385	1,385
Annual Attendance	6,866	9,400	68,680	65,000	105,782	68,346	136,198	132,295	66,070	117,689
<b>Penetration Rates*:</b>										
City population	0.57%	0.75%	5.15%	3.98%	-	5.95%	3.54%	7.58%	2.99%	3.80%
Population within 5-miles radius	0.06%	0.07%	0.56%	0.70%	33.53%	0.65%	1.60%	3.84%	2.73%	2.65%
Population within 10-mile radius	0.02%	0.02%	0.16%	0.17%	10.42%	0.29%	0.61%	0.76%	2.33%	1.19%
Population within 15-mile radius	0.01%	0.02%	0.14%	0.12%	3.26%	0.21%	0.47%	0.39%	1.77%	0.98%
<b>Unit Rate Summaries:</b>										
Total Revenue/sq. ft. of water	\$6.42	\$6.78	\$23.70	\$24.19	\$42.39	\$31.06	\$15.97	\$20.70	\$13.54	\$27.60
Total Expenses/sq. ft. of water	\$18.30	\$24.63	\$23.70	\$22.87	\$11.51	\$24.74	\$15.26	\$13.88	\$13.20	\$15.81
Total Revenue/attendee	\$3.99	\$3.08	\$4.99	\$5.21	\$7.61	\$7.28	\$4.18	\$4.48	\$3.57	\$4.16
Total Expenses/attendee	\$18.30	\$24.63	\$4.99	\$4.93	\$2.07	\$5.80	\$4.00	\$3.00	\$3.48	\$2.38
<b>Resident Rates</b>										
Family Memberships		\$90.00	\$175.00	\$175.00	Yr 2007 \$250.00	Yr 2006 \$110.00	Yr 2005 \$110.00	Yr 2005 \$55.00	Yr 2005 \$150.00	Yr 2006 \$140.00
Individual Memberships:										
Adult		\$60.00	\$85.00	\$85.00		\$80.00	\$80.00	N/A	\$75.00	\$85.00
Youth		\$50.00	N/A	N/A		\$80.00	\$80.00	N/A	\$75.00	\$65.00
Daily Passes:										
Adult		\$3.00	\$5.25	\$5.25	\$7.00	\$7.00	\$7.00	\$6.00	\$4.00	\$4.00
Youth		\$2.00	\$4.25	\$4.25	\$6.00	\$4.00	\$4.00	\$5.00	\$4.00	\$3.00
Non-Resident Rates										
Family Memberships		\$150.00	\$215.00	\$215.00	N/A	\$140.00	\$140.00	N/A	N/A	\$160.00
Individual Memberships:										
Adult		\$90.00	\$95.00	\$95.00	N/A	\$115.00	\$115.00	N/A	N/A	\$95.00
Youth		\$80.00	N/A	N/A	N/A	\$115.00	\$115.00	N/A	N/A	\$70.00
Daily Passes:										
Adult		\$4.00	\$8.00	\$8.00	N/A	\$7.00	\$7.00	N/A	N/A	\$4.00
Youth		\$4.00	\$6.00	\$6.00	N/A	\$4.00	\$4.00	N/A	N/A	\$3.00

Notes:

1. Penetration Rate is a percentage calculated by the following formula: (Average Daily Attendance/Population)\*100
2. For Papillion and Mahoney State Park only total annual attendance is known. Calculated average daily attendance by assuming 80 days open (same as La Vista in year 2006).
3. For Derby and Marshalltown only total annual attendance is known. Calculated average daily attendance by assuming 85 days open.
4. Clive and West Des Moines family memberships are based on 2 people. Must add \$35 for each additional resident and \$45 for each additional non-resident.

## 2008 Swimming Pool Rate Comparisons

[illegible]

**\$10.00 Per family**

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
JUNE 17, 2008 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
VACATION OF A PLAT — PROPERTY WITHIN LA VISTA FALLS GOLF COURSE & CENTRAL PARK	RESOLUTION ◆ ORDINANCE RECEIVE/FILE	ANN BIRCH COMMUNITY DEVELOPMENT DIRECTOR

**SYNOPSIS**

An ordinance has been prepared to vacate the platting which encompasses the property occupied by the La Vista Falls Golf Course and Central Park, generally located east of 84<sup>th</sup> Street and south of Park View Blvd.

**FISCAL IMPACT**

None.

**RECOMMENDATION**

Approve.

**BACKGROUND**

An ordinance has been prepared to vacate the platting which encompasses the property occupied by the La Vista Falls Golf Course and Central Park, generally located east of 84<sup>th</sup> Street and south of Park View Blvd. The purpose of vacating the plat is to eliminate the lots and unimproved street rights-of-way which were originally platted within the property which is now owned by the City of La Vista and has been developed as a golf course and park.

The vacation of the plat is recommended as opposed to replatting this property in order to avoid costly surveying work. This action will dissolve all lot boundaries and rights-of-way within the area of the plat being vacated (see attached map). Two parcels would be created as a result of the vacation: one for the golf course and one for the park. Because both of these parcels are over 20 acres the County will create tax lots for each of the parcels. The city has discussed this process with the County and has been told it would be acceptable.

At a subsequent City Council meeting following the vacation of the plat and the creation of the new tax lot for the golf course, a right-of-way dedication for the Valley Road cul-de-sac will be scheduled. This cul-de-sac is not located in existing right-of-way currently and this process will resolve that problem as well.

The City Engineer has reviewed this request and provided the legal description of the area to be vacated, as well as the legal descriptions of the tax lots to be created for the golf course and park.

The Planning Commission held a public hearing on April 17, 2008, and recommended approval.

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

AN ORDINANCE VACATING LOT 879, LOTS 884 THRU 886 INCLUSIVE, LOTS 991 THRU 1013 INCLUSIVE, LOTS 1302 THRU 1311 INCLUSIVE, LOTS 1340 THRU 1353 INCLUSIVE, LOTS 1355 THRU 1451 INCLUSIVE, LOTS 1923 THRU 1925 INCLUSIVE, LOTS 1940 THRU 1953 INCLUSIVE, LOTS 1975 THRU 1979 INCLUSIVE, LOTS 2032 AND 2036, LOTS 2099 THRU 2100 INCLUSIVE, IN LA VISTA, TOGETHER WITH OUTLOT 5, BRIARWOOD, BOTH BEING SUBDIVISIONS AS SURVEYED, PLATTED AND RECORDED IN SARPY COUNTY, NEBRASKA, TOGETHER WITH A PART OF THE ADJOINING STREETS, ALL LOCATED IN SECTION 14, T14N, R12E OF THE 6<sup>TH</sup> P.M., SARPY COUNTY, NEBRASKA; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

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

Section 1. It is hereby declared necessary, expedient, proper and for the public good to vacate Lot 879, Lots 884 thru 886 inclusive, Lots 991 thru 1013 inclusive, Lots 1302 thru 1311 inclusive, Lots 1340 thru 1353 inclusive, Lots 1355 thru 1451 inclusive, Lots 1923 thru 1925 inclusive, Lots 1940 thru 1953 inclusive, Lots 1975 thru 1979 inclusive, Lots 2032 and 2036, Lots 2099 thru 2100 inclusive, in La Vista, together with Outlot 5, Briarwood, both being subdivisions as surveyed, platted and recorded in Sarpy County, Nebraska, together with a part of the adjoining streets, all located in Section 14, Township 14 North, Range 12 East of the 6<sup>th</sup> P.M., Sarpy County, Nebraska, more particularly described in Exhibit A, attached hereto and incorporated herein by this reference.

Section 2. This ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

PASSED AND APPROVED THIS 17<sup>TH</sup> DAY OF JUNE, 2008.

CITY OF LA VISTA

ATTEST:

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

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



## AREA TO BE VACATED

### LEGAL DESCRIPTION

LOT 879, LOTS 884 THRU 886, LOTS 991 THRU 1013 INCLUSIVE, LOTS 1302 THRU 1311 INCLUSIVE, LOTS 1340 THRU 1353 INCLUSIVE, LOTS 1355 THRU 1451 INCLUSIVE, LOTS 1923 THRU 1925 INCLUSIVE, LOTS 1940 THRU 1953 INCLUSIVE, LOTS 1975 THRU 1979 INCLUSIVE, LOTS 2032 AND 2036, LOTS 2099 THRU 2100 INCLUSIVE, IN LA VISTA, TOGETHER WITH OUTLOT 5, BRIARWOOD, BOTH BEING SUBDIVISIONS AS SURVEYED, PLATTED AND RECORDED IN SARPY COUNTY, NEBRASKA, TOGETHER WITH A PART OF THE ADJOINING STREETS, ALL MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SW CORNER OF SAID LOT 1369:

THENCE N5°08'33"E ON THE WEST LINE OF SAID LOTS 1364 THRU 1369 INCLUSIVE, 319.00 FEET (PLAT) 317.73 FEET (MEASURED);

THENCE N5°36'59"W ON THE WEST LINE OF SAID LOTS 1360 THRU 1364 INCLUSIVE, 273.5 FEET (PLAT) 272.42 FEET (MEASURED);

THENCE N0°10'38"E ON THE WEST LINE OF SAID LOTS 1356 THRU 1360 INCLUSIVE, 400.00 FEET (PLAT) 398.42 FEET (MEASURED);

THENCE S89°49'22"E, 8.00 FEET (PLAT AND MEASURED);

THENCE N01°49'56"E ON THE WEST LINE OF SAID LOTS 1355 AND 1356, 196.85 FEET (PLAT) 205.74 FEET (MEASURED) TO THE SOUTHWEST CORNER OF LOT 1354, SAID LA VISTA;

THENCE S89°50'31"E ON THE SOUTH LINE OF LOT 1354, SAID LA VISTA, 143.88 FEET (PLAT) 140.36 FEET (MEASURED) TO THE SOUTHEAST CORNER OF LOT 1354, SAID LA VISTA;

THENCE NORTHEASTERLY ON THE EASTERLY CURVED LINE OF LOT 1354, SAID LA VISTA ON A CURVE TO THE RIGHT (RADIUS BEING 675.56 FEET, CHORD BEARING N16°43'49"E, CHORD DISTANCE 170.96 FEET) AN ARC DISTANCE OF 171.42 FEET (PLAT AND MEASURED) TO A POINT OF REVERSE CURVE;

THENCE NORTHEASTERLY ON THE EASTERLY LINE OF LOT 1354, SAID LA VISTA ON A CURVE TO THE LEFT (RADIUS BEING 290.59 FEET, CHORD BEARING N12°07'44"E, CHORD DISTANCE 119.55 FEET) AN ARC DISTANCE OF 120.41 FEET (PLAT AND MEASURED);

THENCE S89°44'31"E ON THE NORTH LINE OF LOT 1353 SAID LA VISTA, AND ITS WESTERLY EXTENSION 170.00 FEET (PLAT) 170.35 FEET (MEASURED) TO THE NORTHEAST CORNER OF LOT 1353, SAID LA VISTA;

THENCE SOUTHERLY ON THE EAST LINE OF LOT 1353, SAID LA VISTA, 233.80 FEET (PLAT) 233.35 FEET (MEASURED) TO THE SOUTHEAST CORNER OF LOT 1353, SAID LA VISTA;

THENCE S41°34'23"E ON THE EASTERLY LINE OF SAID LOTS 1340 THRU 1351, INCLUSIVE, 869.41 FEET (PLAT) 869.65 FEET (MEASURED) TO THE SOUTHWEST CORNER OF LOT 1339, SAID LA VISTA;

## EXHIBIT A SHEET 1 OF 3

THENCE NORTHEASTERLY ON THE SOUTHERLY CURVED LINE OF LOT 1339, SAID LA VISTA, ON A CURVE TO THE LEFT (RADIUS BEING 180.00 FEET, CHORD BEARING N57°08'05"E, CHORD DISTANCE 55.51 FEET (PLAT) 55.70 (MEASURED) AN ARC DISTANCE OF 55.73 FEET (PLAT) 55.92 (MEASURED) TO A POINT OF TANGENCY;

THENCE N48°21'43"E ON THE SOUTHERLY LINE OF LOT 1339, SAID LA VISTA, 70.00 FEET (PLAT AND MEASURED) TO THE SOUTHEAST CORNER OF LOT 1339, SAID LA VISTA;

THENCE N74°02'21"E, 55.44 FEET TO THE NORTHWEST CORNER OF LOT 1311, SAID LA VISTA;

THENCE N48°32'33"E ON THE NORTHERLY LINE OF LOT 1311, SAID LA VISTA, 110.0 FEET (PLAT) 109.94 FEET (MEASURED) TO THE NORTHEAST CORNER OF LOT 1311, SAID LA VISTA;

THENCE S41°33'58"E ON THE WESTERLY LINE OF LOTS 1292 THRU 1301, INCLUSIVE, SAID LA VISTA, 605.0 FEET (PLAT) 604.64 FEET (MEASURED) TO THE SOUTHWEST CORNER OF LOT 1301, SAID LA VISTA;

THENCE S15°28'12"E 33.74 FEET;

THENCE S41°32'13"E ON THE WESTERLY LINE OF LOT 880 AND LOT 882, SAID LA VISTA, AND ITS NORTHERLY EXTENSION 163.94 FEET (PLAT) 163.55 FEET (MEASURED) TO AN ANGLE POINT ON THE WESTERLY LINE OF LOT 882, SAID LA VISTA;

THENCE S21°39'32"E ON THE WESTERLY LINES OF LOTS 882 AND 883, SAID LA VISTA, 106.64 FEET (PLAT) TO THE SOUTHWEST CORNER OF LOT 883, SAID LA VISTA;

THENCE N66°35'28"E ON THE SOUTHERLY LINE OF LOT 883, SAID LA VISTA, 130.32 FEET (PLAT) TO THE SOUTHEAST CORNER OF LOT 883, SAID LA VISTA;

THENCE SOUTHEASTERLY ON THE EASTERLY LINES OF LOTS 884 THRU 886, INCLUSIVE, SAID LA VISTA ON A CURVE TO THE LEFT, RADIUS BEING 770.10 FEET, CHORD BEARING S30°24'51"E, CHORD DISTANCE 206.07 FEET, AN ARC DISTANCE OF 206.68 FEET TO THE NORTHEAST CORNER OF LOT 887, SAID LA VISTA;

THENCE S50°19'34"W ON THE NORTHERLY LINE OF LOT 887, SAID LA VISTA 139.60 FEET (PLAT) TO THE NORTHWEST CORNER OF LOT 887, SAID LA VISTA;

THENCE S41°20'26"E ON THE WESTERLY LINE OF LOTS 887 THRU 898, INCLUSIVE, SAID LA VISTA, 701.83 FEET (PLAT AND MEASURED) TO A POINT OF CURVE ON THE WESTERLY LINE OF SAID LOT 898;

THENCE SOUTHEASTERLY ON THE WESTERLY LINE OF LOTS 898 THRU 901, INCLUSIVE, SAID LA VISTA ON A CURVE TO THE LEFT (RADIUS BEING 802.72 FEET, CHORD BEARING S52°45'17"E, CHORD DISTANCE 222.97 FEET (PLAT) 223.59 FEET (MEASURED) AN ARC DISTANCE OF 223.69 FEET (PLAT) 224.32 FEET (MEASURED) TO THE SOUTHEAST CORNER OF LOT 901 SAID LA VISTA;

## **EXHIBIT A**

### **SHEET 2 OF 3**



THENCE S28°19'00"W ON THE EASTERLY LINE OF LOT 991, SAID LA VISTA AND ITS SOUTHWESTERLY EXTENSION 189.74 FEET (PLAT AND MEASURED) TO A POINT OF CURVE ON THE EASTERLY LINE OF LOT 1451, SAID LA VISTA;

THENCE SOUTHWESTERLY ON THE EASTERLY LINE OF LOTS 1451 AND 2100, SAID LA VISTA ON A CURVE TO THE RIGHT (RADIUS BEING 807.29 FEET, CHORD BEARING S34°20'51"W, CHORD DISTANCE 167.19 FEET, AN ARC DISTANCE OF 167.49 FEET TO A POINT OF TANGENCY;

THENCE S40°12'14"W ON THE EASTERLY LINE OF LOTS 2100 AND 2099, SAID LA VISTA, AND ON THE SOUTHEASTERLY MOST LINE OF OUTLOT 5, SAID BRIARWOOD SUBDIVISION 98.73 FEET TO THE SOUTHERLY MOST CORNER OF OUTLOT 5, SAID BRIARWOOD;

THENCE NORTHWESTERLY ON THE WESTERLY LINE OF OUTLOT 5, SAID BRIARWOOD AND ON THE NORTHERLY AND EASTERLY LINE OF LOTS 49 THRU 64, INCLUSIVE, SAID BRIARWOOD ON THE FOLLOWING DESCRIBED 9 COURSES;

THENCE N41°58'40"W 419.01 FEET;

THENCE N46°28'10"W 79.34 FEET;

THENCE N59°57'40"W 79.53 FEET;

THENCE N71°57'32"W 79.53 FEET;

THENCE N85°27'03"W 79.34 FEET;

THENCE N89°57'19"W 130.00 FEET;

THENCE N00°02'41"E 41.12 FEET;

THENCE N14°23'34"W 85.95 FEET;

THENCE N11°47'44"W 107.45 FEET TO THE NORTHERN MOST CORNER OF LOT 49, SAID BRIARWOOD;

THENCE S89°58'49"W ON THE NORTH LINE OF LOTS 47 AND 48, SAID BRIARWOOD 161.36 FEET TO THE SOUTHEAST CORNER OF LOT 45, SAID BRIARWOOD;

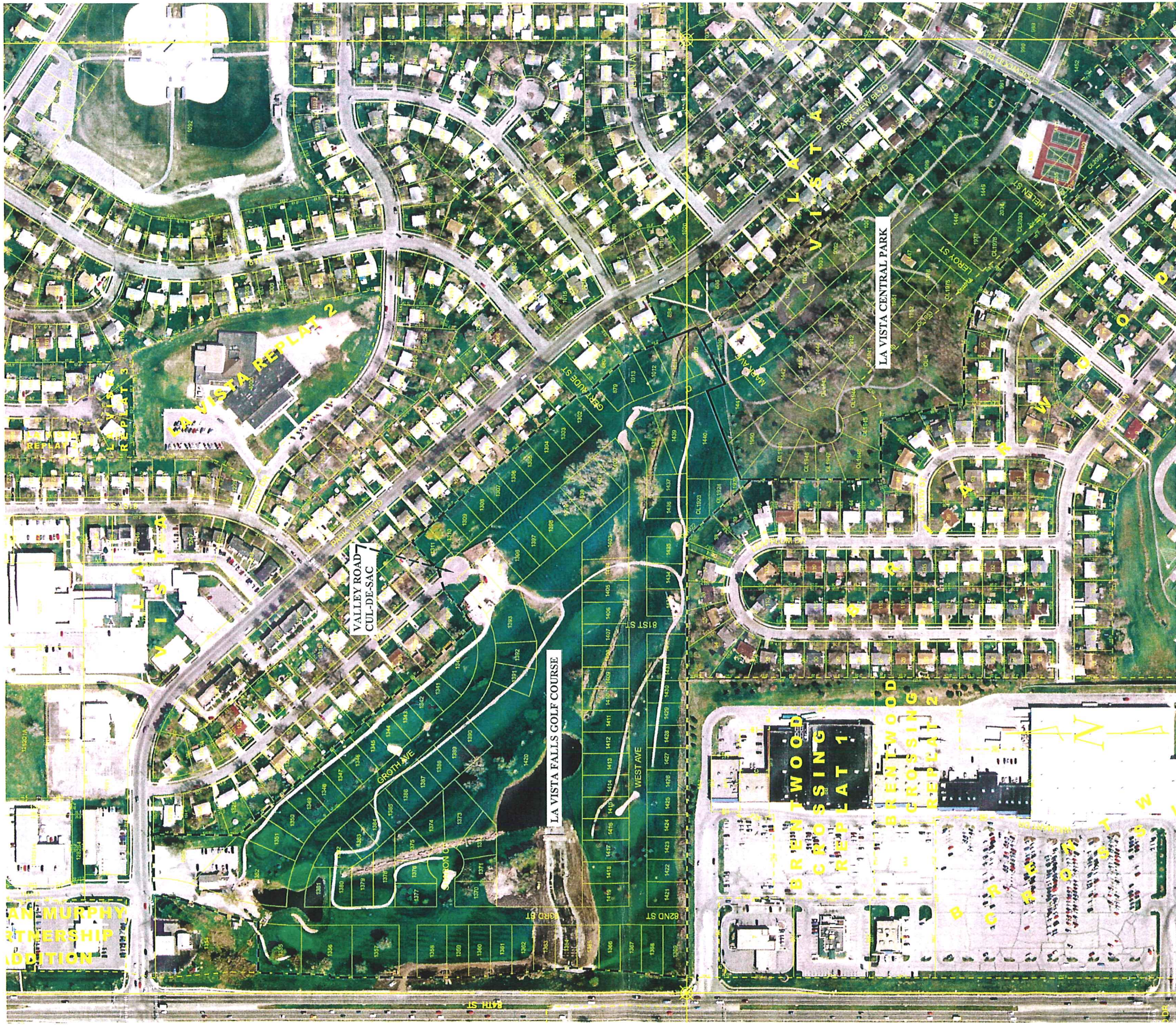
THENCE N00°07'25"W ON THE EASTERLY LINE OF LOTS 40 THRU 45, INCLUSIVE, SAID BRIARWOOD, 358.08 FEET;

THENCE N42°02'20"W ON THE NORTHEASTERLY LINE OF LOTS 38 THRU 40, INCLUSIVE, SAID BRIARWOOD, 243.48 FEET TO A POINT ON THE SOUTH LINE OF SAID LOT 1435;

THENCE N89°50'34"W ON THE SOUTH LINE OF SAID LOTS 1369 AND 1421 THRU 1435, INCLUSIVE, AND ON THE NORTHERLY LINE OF LOTS 34 THRU 37, INCLUSIVE, SAID BRIARWOOD, AND ITS WESTERLY EXTENSION, 1220.09 FEET (PLAT) 1217.99 (MEASURED) TO THE POINT OF BEGINNING.

**EXHIBIT A**  
**SHEET 3 OF 3**





# PLAT VACATION EXHIBIT



**THOMPSON, DREESSEN & DÖRNER, INC.**  
Consulting Engineers & Land Surveyors  
10000 OLD MILL ROAD OMAHA, NEBRASKA 68154  
PHONE: 402.330.8800 FAX: 402.330.8806 EMAIL: TDMAIL@TDCO.COM  
WEBSITE: WWW.TDCO.COM



# **LA VISTA FALLS GOLF COURSE PROPOSED TAX LOT**

## **LEGAL DESCRIPTION**

LOT 879, LOTS 1010 THRU 1013 INCLUSIVE, 1302 THRU 1311 INCLUSIVE, LOTS 1340 THRU 1353 INCLUSIVE, LOTS 1355 THRU 1440 INCLUSIVE, AND PART OF LOTS 1923 THRU 1925 INCLUSIVE, IN LA VISTA, A SUBDIVISION AS SURVEYED, PLATTED AND RECORDED IN SARPY COUNTY, NEBRASKA, TOGETHER WITH A PART OF THE ADJOINING STREETS, ALL MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SW CORNER OF SAID LOT 1369:

THENCE N5°08'33"E ON THE WEST LINE OF SAID LOTS 1364 THRU 1369 INCLUSIVE, 319.00 FEET (PLAT) 317.73 FEET (MEASURED);

THENCE N5°36'59"W ON THE WEST LINE OF SAID LOTS 1360 THRU 1364 INCLUSIVE, 273.5 FEET (PLAT) 272.42 FEET (MEASURED);

THENCE N0°10'38"E ON THE WEST LINE OF SAID LOTS 1356 THRU 1360 INCLUSIVE, 400.00 FEET (PLAT) 398.42 FEET (MEASURED);

THENCE S89°49'22"E, 8.00 FEET (PLAT AND MEASURED);

THENCE N01°49'56"E ON THE WEST LINE OF SAID LOTS 1355 AND 1356, 196.85 FEET (PLAT) 205.74 FEET (MEASURED) TO THE SOUTHWEST CORNER OF LOT 1354, SAID LA VISTA;

THENCE S89°50'31"E ON THE SOUTH LINE OF LOT 1354, SAID LA VISTA, 143.88 FEET (PLAT) 140.36 FEET (MEASURED) TO THE SOUTHEAST CORNER OF LOT 1354, SAID LA VISTA;

THENCE NORTHEASTERLY ON THE EASTERLY CURVED LINE OF LOT 1354, SAID LA VISTA ON A CURVE TO THE RIGHT (RADIUS BEING 675.56 FEET, CHORD BEARING N16°43'49"E, CHORD DISTANCE 170.96 FEET) AN ARC DISTANCE OF 171.42 FEET (PLAT AND MEASURED) TO A POINT OF REVERSE CURVE;

THENCE NORTHEASTERLY ON THE EASTERLY LINE OF LOT 1354, SAID LA VISTA ON A CURVE TO THE LEFT (RADIUS BEING 290.59 FEET, CHORD BEARING N12°07'44"E, CHORD DISTANCE 119.55 FEET) AN ARC DISTANCE OF 120.41 FEET (PLAT AND MEASURED);

THENCE S89°44'31"E ON THE NORTH LINE OF LOT 1353 SAID LA VISTA, AND ITS WESTERLY EXTENSION 170.00 FEET (PLAT) 170.35 FEET (MEASURED) TO THE NORTHEAST CORNER OF LOT 1353, SAID LA VISTA;

THENCE SOUTHERLY ON THE EAST LINE OF LOT 1353, SAID LA VISTA, 233.80 FEET (PLAT) 233.35 FEET (MEASURED) TO THE SOUTHEAST CORNER OF LOT 1353, SAID LA VISTA;

## **SHEET 1 OF 3**

THENCE S41°34'23"E ON THE EASTERLY LINE OF SAID LOTS 1340 THRU 1351, INCLUSIVE, 869.41 FEET (PLAT) 869.65 FEET (MEASURED) TO THE SOUTHWEST CORNER OF LOT 1339, SAID LA VISTA;

THENCE NORTHEASTERLY ON THE SOUTHERLY CURVED LINE OF LOT 1339, SAID LA VISTA, ON A CURVE TO THE LEFT (RADIUS BEING 180.00 FEET, CHORD BEARING N57°08'05"E, CHORD DISTANCE 55.51 FEET (PLAT) 55.70 (MEASURED) AN ARC DISTANCE OF 55.73 FEET (PLAT) 55.92 (MEASURED) TO A POINT OF TANGENCY;

THENCE N48°21'43"E ON THE SOUTHERLY LINE OF LOT 1339, SAID LA VISTA, 70.00 FEET (PLAT AND MEASURED) TO THE SOUTHEAST CORNER OF LOT 1339, SAID LA VISTA;

THENCE N74°02'21"E, 55.44 FEET TO THE NORTHWEST CORNER OF LOT 1311, SAID LA VISTA;

THENCE N48°32'33"E ON THE NORTHERLY LINE OF LOT 1311, SAID LA VISTA, 110.0 FEET (PLAT) 109.94 FEET (MEASURED) TO THE NORTHEAST CORNER OF LOT 1311, SAID LA VISTA;

THENCE S41°33'58"E ON THE WESTERLY LINE OF LOTS 1292 THRU 1301, INCLUSIVE, SAID LA VISTA, 605.0 FEET (PLAT) 604.64 FEET (MEASURED) TO THE SOUTHWEST CORNER OF LOT 1301, SAID LA VISTA;

THENCE S15°28'12"E 33.74 FEET;

THENCE S41°32'13"E ON THE WESTERLY LINE OF LOT 880 AND LOT 882, SAID LA VISTA, AND ITS NORTHERLY EXTENSION 163.94 FEET (PLAT) 163.55 FEET (MEASURED) TO AN ANGLE POINT ON THE WESTERLY LINE OF LOT 882, SAID LA VISTA;

THENCE S21°39'32"E ON THE WESTERLY LINE OF LOTS 882 THRU 884, INCLUSIVE, SAID LA VISTA, 206.64 FEET (PLAT) 206.59 FEET (MEASURED) TO THE SOUTHWEST CORNER OF LOT 884, SAID LA VISTA;

THENCE S68°20'24"W ON THE NORTHERLY LINE OF LOT 1009, SAID LA VISTA AND ITS SOUTHWESTERLY EXTENSION, 175.00 FEET (PLAT) 175.46 FEET (MEASURED) TO A POINT ON THE EASTERLY LINE OF LOT 1441, SAID LA VISTA;

THENCE N21°37'03"W ON THE EASTERLY LINE OF LOT 1441, SAID LA VISTA, 49.85 FEET (PLAT AND MEASURED) TO THE NORTHEAST CORNER OF LOT 1441, SAID LA VISTA;

## **SHEET 2 OF 3**

THENCE S68°59'04"W ON THE NORTHERLY LINE OF LOTS 1441 AND 1950, SAID LA VISTA, 259.2 FEET (PLAT) 259.14 FEET (MEASURED) TO THE NORTHWEST CORNER OF LOT 1950, SAID LA VISTA;

THENCE S00°06'34"W ON THE EAST LINE OF SAID LOT 1925, 30.02 FEET;

THENCE N42°02'20"W ON THE NORTHWESTERLY LINE OF LOTS 38 THRU 40, INCLUSIVE, BRIARWOOD, A SUBDIVISION AS SURVEYED, PLATTED AND RECORDED IN SAID SARPY COUNTY, 243.48 FEET TO A POINT ON THE SOUTH LINE OF SAID LOT 1435;

THENCE N89°50'34"W ON THE SOUTH LINE OF SAID LOTS 1369 AND 1421 THRU 1435, INCLUSIVE, AND ON THE NORTHERLY LINE OF LOTS 34 THRU 37, INCLUSIVE, BRIARWOOD, A SUBDIVISION IN SAID SARPY COUNTY, AND ITS WESTERLY EXTENSION, 1220.09 FEET (PLAT) 1217.99 (MEASURED) TO THE POINT OF BEGINNING.

### **SHEET 3 OF 3**

CITY OF LA VISTA

TD2 FILE NO.: 171342 PLAT VACATION

DATE: MAR. 29, 2007

THOMPSON, DREESSEN & DORNER, INC., 10836 OLD MILL ROAD, OMAHA, NEBRASKA 68154, 402-330-8860

# **CENTRAL PARK PROPOSED TAX LOT**

## **LEGAL DESCRIPTION**

LOTS 884 THRU 886 INCLUSIVE, LOTS 991 THRU 1009 INCLUSIVE, LOTS 1441 THRU 1451 INCLUSIVE, LOTS 1940 THRU 1953 INCLUSIVE, LOTS 1975 THRU 1979 INCLUSIVE, LOTS 2032 AND 2036, LOTS 2099 THRU 2100 INCLUSIVE, IN LA VISTA, TOGETHER WITH OUTLOT 5, BRIARWOOD, BOTH BEING SUBDIVISIONS AS SURVEYED, PLATTED AND RECORDED IN SARPY COUNTY, NEBRASKA, TOGETHER WITH A PART OF THE ADJOINING STREETS, ALL MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF LOT 883, SAID LA VISTA;

THENCE N66°35'28"E ON THE SOUTHERLY LINE OF LOT 883, SAID LA VISTA, 130.32 FEET (PLAT) TO THE SOUTHEAST CORNER OF LOT 883, SAID LA VISTA;

THENCE SOUTHEASTERLY ON THE EASTERLY LINES OF LOTS 884 THRU 886, INCLUSIVE, SAID LA VISTA ON A CURVE TO THE LEFT, RADIUS BEING 770.10 FEET, CHORD BEARING S30°24'51"E, CHORD DISTANCE 206.07 FEET, AN ARC DISTANCE OF 206.68 FEET TO THE NORTHEAST CORNER OF LOT 887, SAID LA VISTA;

THENCE S50°19'34"W ON THE NORTHERLY LINE OF LOT 887, SAID LA VISTA 139.60 FEET (PLAT) TO THE NORTHWEST CORNER OF LOT 887, SAID LA VISTA;

THENCE S41°20'26"E ON THE WESTERLY LINE OF LOTS 887 THRU 898, INCLUSIVE, SAID LA VISTA, 701.83 FEET (PLAT AND MEASURED) TO A POINT OF CURVE ON THE WESTERLY LINE OF SAID LOT 898;

THENCE SOUTHEASTERLY ON THE WESTERLY LINE OF LOTS 898 THRU 901, INCLUSIVE, SAID LA VISTA ON A CURVE TO THE LEFT (RADIUS BEING 802.72 FEET, CHORD BEARING S52°45'17"E, CHORD DISTANCE 222.97 FEET (PLAT) 223.59 FEET (MEASURED) AN ARC DISTANCE OF 223.69 FEET (PLAT) 224.32 FEET (MEASURED) TO THE SOUTHEAST CORNER OF LOT 901 SAID LA VISTA;

THENCE S28°19'00"W ON THE EASTERLY LINE OF LOT 991, SAID LA VISTA AND ITS SOUTHWESTERLY EXTENSION 189.74 FEET (PLAT AND MEASURED) TO A POINT OF CURVE ON THE EASTERLY LINE OF LOT 1451, SAID LA VISTA;

THENCE SOUTHWESTERLY ON THE EASTERLY LINE OF LOTS 1451 AND 2100, SAID LA VISTA ON A CURVE TO THE RIGHT (RADIUS BEING 807.29 FEET, CHORD BEARING S34°20'51"W, CHORD DISTANCE 167.19 FEET, AN ARC DISTANCE OF 167.49 FEET TO A POINT OF TANGENCY;

THENCE S40°12'14"W ON THE EASTERLY LINE OF LOTS 2100 AND 2099, SAID LA VISTA, AND ON THE SOUTHEASTERLY MOST LINE OF OUTLOT 5, SAID BRIARWOOD SUBDIVISION 98.73 FEET TO THE SOUTHERLY MOST CORNER OF OUTLOT 5, SAID BRIARWOOD;

THENCE NORTHWESTERLY ON THE WESTERLY LINE OF OUTLOT 5, SAID BRIARWOOD AND ON THE NORTHERLY AND EASTERLY LINE OF LOTS 49 THRU 64, INCLUSIVE, SAID BRIARWOOD ON THE FOLLOWING DESCRIBED 9 COURSES;

## **SHEET 1 OF 2**

THENCE N41°58'40"W 419.01 FEET;

THENCE N46°28'10"W 79.34 FEET;

THENCE N59°57'40"W 79.53 FEET;

THENCE N71°57'32"W 79.53 FEET;

THENCE N85°27'03"W 79.34 FEET;

THENCE N89°57'19"W 130.00 FEET;

THENCE N00°02'41"E 41.12 FEET;

THENCE N14°23'34"W 85.95 FEET;

THENCE N11°47'44"W 107.45 FEET TO THE NORTHERN MOST CORNER OF LOT 49, SAID BRIARWOOD;

THENCE S89°58'49"W ON THE NORTH LINE OF LOTS 47 AND 48, SAID BRIARWOOD 161.36 FEET TO THE SOUTHEAST CORNER OF LOT 45, SAID BRIARWOOD;

THENCE N00°07'25"W ON THE EASTERLY LINE OF LOTS 40 THRU 45, INCLUSIVE, SAID BRIARWOOD, AND ITS NORTHERLY EXTENSION 388.10 FEET;

THENCE N68°59'04"E ON THE NORTHERLY LINE OF LOTS 1950 AND 1441, SAID LA VISTA, 259.2 FEET (PLAT) 259.14 FEET (MEASURED) TO THE NORTHEAST CORNER OF LOT 1441, SAID LA VISTA;

THENCE S21°37'03"E ON THE EASTERLY LINE OF LOT 1441, SAID LA VISTA, 49.85 FEET (PLAT AND MEASURED) TO A POINT ON THE EASTERLY LINE OF LOT 1441, SAID LA VISTA;

THENCE N68°20'24"E ON THE NORTHERLY LINE OF LOT 1009, SAID LA VISTA, AND ITS SOUTHWESTERLY EXTENSION, 175.00 FEET (PLAT) 175.46 FEET (MEASURED) TO THE SOUTHWEST CORNER OF LOT 884, SAID LA VISTA;

THENCE N21°39'32"W ON THE WESTERLY LINE OF LOT 884, SAID LA VISTA, 100.00 FEET (PLAT) TO THE POINT OF BEGINNING.

## **SHEET 2 OF 2**

CITY OF LA VISTA

TD2 FILE NO.: 171342 PLAT VACATION

DATE: APR. 4, 2008

**THOMPSON, DREESSEN & DORNER, INC., 10836 OLD MILL ROAD, OMAHA, NEBRASKA 68154, 402-330-8860**

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
JUNE 17, 2008 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
AMEND BUILDING CODE — VERTICAL SUPPORTS FOR DECKS & PORCHES	RESOLUTION ◆ ORDINANCE RECEIVE/FILE	ANN BIRCH COMMUNITY DEVELOPMENT DIRECTOR

**SYNOPSIS**

An ordinance has been prepared to correct an inadvertent omission in required vertical support for decks and porches that occurred when Chapter 150, Building Regulations, of the City Code was amended in 2006.

**FISCAL IMPACT**

N/A.

**RECOMMENDATION**

Approve.

**BACKGROUND**

On January 3, 2006, the City Council passed Ordinance No. 966 and adopted the 2003 International Building, Mechanical, and Plumbing Codes (I-Codes), as well as the other codes which comprise our building regulations. Certain exceptions and amendments to the I-Codes were included within the ordinance. A requirement for the vertical supports for decks and porches had previously been included within the City Code (Section 11-601). This requirement was inadvertently omitted due to a clerical error in the editing and was not intended to be omitted. In order to correct this oversight, the Chief Building Official is requesting an amendment to require that the vertical supports be wood posts of not less than six inches by six inches in dimension and that the underlying footings meet the foundation specifications of the building code as adopted. This requirement has been consistently enforced as part of the city's building regulations.



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

AN ORDINANCE TO AMEND CHAPTER 150 OF THE LA VISTA MUNICIPAL CODE REGARDING BUILDING REGULATIONS BY ADDING A NEW SECTION 150.01 (B) (2) (f) REGARDING THE VERTICAL SUPPORT REQUIREMENTS FOR DECKS AND PORCHES; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

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

SECTION 1. New Section 150.01 (B) (2) (f). Section 150.01 (B) (2) (f) of the La Vista Municipal Code is hereby added to read as follows:

“§ 150.01 (B) (2) (f) *Vertical support requirements for decks and porches.* Vertical supports for decks and porches shall be wood posts of not less than six inches (6”) by six inches (6”) in dimension. Underlying footings shall meet the foundation specifications of the building code as adopted.”

SECTION 2. Severability Clause. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional or invalid, such unconstitutionality or invalidity shall not affect the validity of the remaining portions of this ordinance. The Mayor and City Council of the City of La Vista hereby declare that it would have passed this ordinance and each section, subsection, sentence clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or invalid.

SECTION 3. Effective Date. This ordinance shall be in full force and effect from and after passage, approval and publication in pamphlet form as provided by law.

PASSED AND APPROVED THIS 17<sup>TH</sup> DAY OF JUNE, 2008.

CITY OF LA VISTA

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

ATTEST:

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

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
JUNE 17, 2008 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
AMEND MUNICIPAL CODE SECTION 119.19	RESOLUTION ◆ ORDINANCE RECEIVE/FILE	PAMELA A. BUETHE CITY CLERK

**SYNOPSIS**

An ordinance has been prepared to amend Section 119.19 of the Municipal Code to change the times of discharge of permissible fireworks on July 3 and July 4 of each year.

**FISCAL IMPACT**

None.

**RECOMMENDATION**

Approval.

**BACKGROUND**

This item has been placed on the agenda at the request of Mayor Kindig who has been contacted by a number of residents urging a change. Some have stated that they have their fireworks celebrations on July 3 and have requested to have the time lengthened from 10:00 p.m. to 11:00 p.m. He has also received requests to shorten the hours of discharge on July 4 from midnight to 11:00 p.m. for those residents who have to work on July 5. As a result it is being recommended that on July 3 and 4 the discharge of permissible fireworks is between the hours of 7:00 a.m. and 11:00 p.m. No change is recommended for June 25 – July 2 which hours are 7:00 a.m. to 10:00 p.m.

Persons permitted to sell fireworks are permitted to do so only between the hours of 8:00 a.m. and 11:00 p.m. from June 25 through July 4.

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

AN ORDINANCE TO AMEND SECTION 111.19 OF THE LA VISTA MUNICIPAL CODE PERTAINING TO DISCHARGE OF PERMISSIBLE FIREWORKS REGULATED; TO REPEAL SECTION 111.19 AS PREVIOUSLY ENACTED, TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

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

SECTION 1. AMENDMENT OF SECTION 111.19. Section 111.19 of the La Vista Municipal Code is hereby amended to read as follows:

**§ 111.19 DISCHARGE OF PERMISSIBLE FIREWORKS REGULATED.**

(A) *Prohibition as to time of discharge.* Except as may be otherwise provided herein or authorized by special permit approved by the City Council, no person shall ignite or discharge any permissible fireworks except between the hours of 7:00 a.m. to 10:00 p.m. from June 25 through July 3-2 inclusive and between the hours of 7:00 a.m. and ~~midnight~~ 11:00 p.m. on from July 3 through July 4 inclusive of each year.

(B) *Dangerous environmental conditions.* In the event that in the determination of the Fire Chief, general weather or ground cover conditions are such as create an unacceptable risk of fire should there be discharge of fireworks, including permissible fireworks, within the city limits, then in such event the Fire Chief shall advise the City Administrator and Mayor of such determination and shall communicate a recommendation to them for any preventative action or measures the Fire Chief deems necessary, including what limitations should be placed upon the time period for discharge of fireworks or the extent to which the discharge of fireworks should be prohibited. The Mayor, with the advice of the Council President, the City Administrator, the Fire Chief, and the Chief of Police, or such of them as may be readily available, shall order such action, if any, the Mayor shall deem necessary or appropriate in the situation, including partial or total bans on discharge of fireworks on such dates and during such times as the Mayor may determine necessary or appropriate. Should the Mayor determine that prohibitive or preventative action is required, the Mayor shall issue a proclamation to that effect and shall advise the City Administrator, who shall advise the members of the City Council, the Fire Chief, the Chief of Police, and the media of the Mayor's proclamation and shall cause same to be conspicuously posted throughout the city. Discharge of fireworks in violation of such proclamation shall constitute a violation of this section and shall be punishable as such. As used herein, references to the Mayor and other officials shall, in the case of their absence or inability to act, include persons empowered to act in their stead.

(C) *Prohibition as to manner and place of discharge.* In no event shall any person ignite or discharge any fireworks, even though same be permissible fireworks:

- (1) In or from any motor vehicle;
- (2) On any street, highway, or sidewalk;
- (3) Near any person or group of persons;
- (4) In any building;
- (5) In any public park, except as may be authorized by special permit;
- (6) In any public building;
- (7) In any school or on any school grounds; and
- (8) In any other manner or place that is likely to inflict or increase the risk of property damage or bodily harm to any person or persons or place any of them in danger of bodily harm.

(D) *Special permit for community fireworks show.*

(1) The City Clerk may authorize the issuance of special permits for fireworks displays to be conducted by or under the auspices of the city or by or under the auspices of a nonprofit organization, organized for purposes of service to or betterment of the city, its businesses, or residents, for the purpose of putting on an admission-free public fireworks display for the benefit of the residents of the city at such place, during such times and under such terms, conditions, and security measures as the City Clerk may prescribe for such display.

(2) The permit holder shall obtain the required approval of the State Fire Marshal. By way of specification and not of limitation, as a condition of any permit hereunder, the permit

holder shall obtain and maintain in effect, for the maximum limitations and repose periods under any and all products liability or tort laws in the State of Nebraska, insurance for any and all liabilities arising out of or resulting from any permitted fireworks or fireworks display, written by an insurer authorized to do business in the state, in such amount and upon such other terms as satisfactory to the city in its sole discretion. The city shall be an additional named insured on each such policy provided.

SECTION 2. Repeal of Conflicting Ordinances. All ordinances and parts of ordinances as previously enacted that are in conflict with this Ordinance or any part hereof are hereby repealed.

SECTION 3. Severability. If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such unconstitutionality or invalidity shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Mayor and City Council of the City of La Vista hereby declare that it would have passed this Ordinance and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or invalid.

SECTION 4. Effective Date. This Ordinance shall be in full force and effect from and after passage, approval and publication as provided by law.

PASSED AND APPROVED THIS 17TH DAY OF JUNE 2008.

CITY OF LA VISTA

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

ATTEST:

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

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
JUNE 17, 2008 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
AWARD CONTRACT – 2008 PAVEMENT REHABILITATION PROGRAM	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOE SOUCIE PUBLIC WORKS DIRECTOR

**SYNOPSIS**

A resolution has been prepared awarding a contract to U.S. Asphalt Co., 14012 Giles Road, Omaha, NE 68138, for the 2008 Pavement Rehabilitation Program in an amount not to exceed \$274,669.78.

**FISCAL IMPACT**

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

**RECOMMENDATION**

Approval

**BACKGROUND**

On May 20, 2008, the City Council authorized the advertisement of bids for the 2008 Pavement Rehabilitation Program. Improvements will occur on Josephine Street, 74<sup>th</sup> Street, 89<sup>th</sup> Street & Granville Parkway Intersection, Heather Avenue, and Joseph Ave. & James Ave. Intersection. Only one bid was received.

U.S. Asphalt Co.	\$274,669.78
------------------	--------------

The City Engineer has reviewed the bids and recommends U.S. Asphalt Co., as the low qualified bidder.

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

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AWARDING A CONTRACT TO U.S. ASPHALT CO., OMAHA, NEBRASKA, FOR THE 2008 PAVEMENT REHABILITATION PROGRAM IN AN AMOUNT NOT TO EXCEED \$274,669.78.

WHEREAS, the City Council of the City of La Vista has determined that certain pavement rehabilitation is necessary; and

WHEREAS, the FY 2007/08 Capital Improvement Fund budget includes funds for the 2008 Pavement Rehabilitation Program; and

WHEREAS, on May 20, 2008 the City Council authorized the advertisement of bids for said project in accordance with plans and specifications as prepared by the City Engineer; and

WHEREAS, the City Engineer has reviewed the bid and recommends that a contract be awarded to U.S. Asphalt Co., as the low 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 be awarded to U.S. Asphalt Co., for the 2008 Pavement Rehabilitation Program in an amount not to exceed \$274,669.78, 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 17TH DAY OF JUNE 2008

CITY OF LA VISTA

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

ATTEST:

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



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

June 11, 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. HYMAN, 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.  
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.  
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: 2008 Pavement Rehabilitation  
Recommendation for Award of Contract  
TD<sup>2</sup> File No. 171-360.6

Mayor and Members of the Council:

Bids were received on June 9, 2008 at 1:30 P.M. for the above-referenced project. Only one bid was received from U.S. Asphalt Co., as shown on the enclosed bid tabulation.

For this type of project, we would normally have expected two bids. The other bidder would normally be Western Engineering Company. Recently another company, Asphalt Solutions, Inc. has started business that could perform this type of work. Western Engineering was a plan holder prior to the bid opening and we contacted them as to why they did not submit a bid. They advised that they were not able to find a sub-contractor willing to bid on the concrete pavement repairs portion of the project. They also have recently received two sizeable overlay projects from the City of Omaha.

We also contacted the new company, Asphalt Solutions, Inc. They advised that they were aware of the project, but that it had too much concrete repair work for them to be interested.

The bid from U.S. Asphalt Co. in the amount of \$274,669.78 is 27.3 percent above the Engineer's Estimate. I contacted the estimator at this company to discuss the bid. He advised that asphalt cement material prices had risen approximately 35% in the last few weeks. In addition, we are all aware of the significant rise in fuel prices in the last few weeks, which also are a significant part of the construction costs.

I have considered the option of rebidding the project and separating the asphalt work from the concrete repair work in order to try to get more bidders interested in the project. We have tried this in the past and had difficulties coordinating the contractors since they both need to work in the same space and there are also conflicts with warranty issues since one contractor's work is on top of the other contractor's work. Further, given the fuel price situation and the exceptionally rainy year we have had to date, I do not believe that significantly lower bids will be obtained. In addition, the rebidding will delay the project for at least another month putting it beyond the best time to perform the work.




Ms. Brenda Gunn, City Administrator  
June 11, 2008  
Page 2

U.S. Asphalt Co. is a qualified contractor and I recommend that a contract be awarded to them for their base bid of \$274,669.78.

Submitted by,

THOMPSON, DREESSEN & DORNER, INC.

  
John M. Kottmann, P.E.

JMK/jlf

Enclosure

cc: Mr. Joe Soucie, w/enclosure  
File

SUBMITTED PROPOSALS & COSTS  
Date of Bid: June 9, 2008 1:30 p.m.  
Client: City of La Vista  
Project: 2008 Pavement Rehabilitation  
TD<sup>2</sup> File No.: 171-360



Sheet 1 of 6

**U.S. Asphalt Co.**  
14012 Giles Road  
Omaha NE 68138

ITEM	DESCRIPTION	QUANTITY	UNITS	UNIT PRICE	TOTAL PRICE
	<b>SCHEDULE A - HEATHER STREET</b>				
1	Remove Pavement	226	S.Y.	\$9.29	\$2,099.54
2	Remove Drive Approach	20	S.Y.	\$11.20	\$224.00
3	Remove Sidewalk	356	S.F.	\$0.97	\$345.32
4	Dowel Bars, Drilled & Grouted	225	EA.	\$6.61	\$1,487.25
5	Remove & Replace Subgrade	83	C.Y.	\$11.30	\$937.90
6	Construct 4" PCC Sidewalk	288	S.F.	\$3.57	\$1,028.16
7	Construct 6" PCC Curb Ramp	80	S.F.	\$9.23	\$738.40
8	Furnish & Install Detectable Warning Inset	32	S.F.	\$35.73	\$1,143.36
9	Construct 6" PCC, L8.5 Drive Approach	20	S.Y.	\$50.26	\$1,005.20
10	Construct 8" PCC, L8.5 Pavement	226	S.Y.	\$53.00	\$11,978.00
11	Mill Existing Overlay	1,710	S.Y.	\$3.64	\$6,224.40
12	Modified Curb Height Milling	1,435	L.F.	\$4.60	\$6,601.00
13	Tack Coat	165	GAL	\$3.00	\$495.00
14	Asphaltic Concrete Overlay	226	TON	\$100.00	\$22,600.00
15	Asphaltic Concrete Feathering	6	TON	\$500.00	\$3,000.00
16	Adjust Valve to Grade	1	EA.	\$306.00	\$306.00
17	Adjust Manhole to Grade	3	EA.	\$306.00	\$918.00

Bid Est.: \$215,781.00 Bond: 5% of Bid THOMPSON, DREESSEN & DORNER, INC.

SUBMITTED PROPOSALS & COSTS  
Date of Bid: June 9, 2008 1:30 p.m.  
Client: City of La Vista, NE  
Project: 2008 Pavement Rehabilitation  
TD<sup>2</sup> File No.: 171-360



Sheet 2 of 6

**U.S. Asphalt Co.**  
14012 Giles Road  
Omaha NE 68138

ITEM	DESCRIPTION	QUANTITY	UNITS	UNIT PRICE	TOTAL PRICE
18	24" White, Crosswalk, Preformed Plastic Marking Tape, on Asphalt	48	L.F.	\$23.70	\$1,137.60
	<b>SCHEDULE "A" SUBTOTAL</b>				<b>\$62,269.13</b>
	<b>SCHEDULE B - JOSEPHINE STREET</b>				
1	Remove Pavement	540	S.Y.	\$7.92	\$4,276.80
2	Remove Drive Approach	9	S.Y.	\$10.82	\$97.38
3	Remove Sidewalk	32	S.F.	\$0.97	\$31.04
4	Dowel Bars, Drilled & Grouted	140	EA.	\$6.61	\$925.40
5	Remove & Replace Subgrade	183	C.Y.	\$11.30	\$2,067.90
6	Construct 4" PCC Sidewalk	32	S.F.	\$3.57	\$114.24
7	Construct 6" PCC, L8.5 Drive Approach	9	S.Y.	\$50.26	\$452.34
8	Construct 8" PCC, L8.5 Pavement	540	S.Y.	\$52.44	\$28,317.60
	<b>SCHEDULE "B" SUBTOTAL</b>				<b>\$36,282.70</b>
	<b>SCHEDULE C - 74th STREET</b>				
1	Remove Pavement	151	S.Y.	\$9.29	\$1,402.79
2	Remove Drive Approach	10	S.Y.	\$11.20	\$112.00
3	Remove Sidewalk	712	S.F.	\$0.97	\$690.64
4	Dowel Bars, Drilled & Grouted	121	EA.	\$6.61	\$799.81
5	Remove & Replace Subgrade	51	C.Y.	\$11.30	\$576.30
Bid Est.: \$215,781.00 Bond: 5% of Bid THOMPSON, DREESSEN & DORNER, INC.					

SUBMITTED PROPOSALS & COSTS  
Date of Bid: June 9, 2008 1:30 p.m.  
Client: City of La Vista, NE  
Project: 2008 Pavement Rehabilitation  
TD<sup>2</sup> File No.: 171-360



Sheet 3 of 6

**U.S. Asphalt Co.**  
14012 Giles Road  
Omaha NE 68138

ITEM	DESCRIPTION	QUANTITY	UNITS	UNIT PRICE	TOTAL PRICE
6	Construct 4" PCC Sidewalk	540	S.F.	\$3.51	\$1,895.40 *
7	Construct 6" PCC Curb Ramp	228	S.F.	\$9.61	\$2,191.08
8	Furnish & Install Detectable Warning Inserts	48	S.F.	\$35.73	\$1,715.04
9	Construct 6" PCC, L8.5 Drive Approach	10	S.Y.	\$50.26	\$502.60
10	Construct 8" PCC, L8.5 Pavement	151	S.Y.	\$53.53	\$8,083.03
11	Mill Existing Overlay	1,880	S.Y.	\$3.40	\$6,392.00
12	Modified Curb Height Milling	2,631	L.F.	\$4.00	\$10,524.00
13	Tack Coat	368	GAL.	\$3.00	\$1,104.00
14	Asphaltic Concrete Overlay	600	TON	\$100.00	\$60,000.00
15	Asphaltic Concrete Feathering	10	TON	\$500.00	\$5,000.00
16	Adjust Valve to Grade	3	EA.	\$306.00	\$918.00
17	Adjust Manhole to Grade	8	EA.	\$481.00	\$3,848.00
	<b>SCHEDULE "C" SUBTOTAL</b>				<b>\$105,754.69 *</b>
	<b>SCHEDULE D - 89th &amp; GRANVILLE INTERSECTION</b>				
1	Remove Pavement	364	S.Y.	\$10.40	\$3,785.60
2	Remove Drive Approach	1	S.Y.	\$13.66	\$13.66
3	Remove Sidewalk	400	S.F.	\$0.97	\$388.00
4	Dowel Bars, Drilled & Grouted	25	EA.	\$7.70	\$192.50
Bid Est.: \$215,781.00 Bond: 5% of Bid THOMPSON, DREESSEN & DORNER, INC.					

SUBMITTED PROPOSALS & COSTS  
Date of Bid: June 9, 2008 1:30 p.m.  
Client: City of La Vista, NE  
Project: 2008 Pavement Rehabilitation  
TD<sup>2</sup> File No.: 171-360



Sheet 4 of 6

U.S. Asphalt Co.  
14012 Giles Road  
Omaha NE 68138

ITEM	DESCRIPTION	QUANTITY	UNITS	UNIT PRICE	TOTAL PRICE
5	Remove & Replace Subgrade	120	C.Y.	\$11.30	\$1,356.00
6	Construct 4" PCC Sidewalk	130	S.F.	\$3.57	\$464.10
7	Construct 6" PCC Curb Ramp	340	S.F.	\$9.61	\$3,267.40
8	Furnish & Install Detectable Warning Inserts	40	S.F.	\$35.75	\$1,430.00
9	Construct 6" PCC, L8.5 Drive Approach	1	S.Y.	\$50.25	\$50.25
10	Construct 8" PCC, L8.5 Pavement	360	S.Y.	\$53.53	\$19,270.80
11	24" White, Crosswalk, Preformed Plastic Pavement Marking Tape, Mill In Concrete	80	L.F.	\$23.70	\$1,896.00
	<b>SCHEDULE "D" SUBTOTAL</b>				<b>\$32,114.31</b>
	<b>SCHEDULE E - JAMES &amp; JOSEPH INTERSECTION</b>				
1	Remove Pavement	490	S.Y.	\$9.73	\$4,767.70 *
2	Remove Drive Approach	40	S.Y.	\$11.80	\$472.00
3	Remove Sidewalk	250	S.F.	\$0.97	\$242.50
4	Dowel Bars, Drilled & Grouted	25	EA.	\$6.61	\$165.25
5	Remove & Replace Subgrade	180	C.Y.	\$11.50	\$2,070.00
6	Construct 4" PCC Sidewalk	160	S.F.	\$3.60	\$576.00
7	Construct 6" PCC Curb Ramp	80	S.F.	\$10.00	\$800.00
8	Furnish & Install Detectable Warning Inset	16	S.F.	\$36.00	\$576.00
9	Construct 6" PCC, L8.5 Drive Approach	40	S.Y.	\$50.25	\$2,010.00
Bid Est.: \$215,781.00 Bond: 5% of Bid THOMPSON, DREESSEN & DORNER, INC.					

SUBMITTED PROPOSALS & COSTS  
Date of Bid: June 9, 2008 1:30 p.m.  
Client: City of La Vista, NE  
Project: 2008 Pavement Rehabilitation  
TD<sup>2</sup> File No.: 171-360



Sheet 5 of 6

**U.S. Asphalt Co.**  
14012 Giles Road  
Omaha NE 68138

ITEM	DESCRIPTION	QUANTITY	UNITS	UNIT PRICE	TOTAL PRICE
10	Construct 8" PCC, L8.5 Pavement	490	S.Y.	\$53.55	\$26,239.50
11	Adjust Manhole to Grade	1	EA.	\$330.00	\$330.00
	<b>SCHEDULE "E" SUBTOTAL</b>				<b>\$38,248.95*</b>
	<b>TOTAL BASE BID SCHEDULES A, B, C, D, AND E</b>				<b>\$274,669.78*</b>
	<b>ALTERNATE "A" - IN LIEU OF SCHEDULE "B" - JOSEPHINE STREET</b>				
1	Remove Pavement	191	S.Y.	\$9.73	\$1,858.43
2	Remove Drive Approach	9	S.Y.	\$12.40	\$111.60
3	Remove Sidewalk	32	S.F.	\$0.90	\$28.80
4	Dowel Bars, Drilled & Grouted	116	EA.	\$6.60	\$765.60
5	Remove & Replace Subgrade	67	C.Y.	\$11.30	\$757.10
6	Construct 4" PCC Sidewalk	32	S.F.	\$3.60	\$115.20
7	Construct 6" PCC, L8.5 Drive Approach	9	S.Y.	\$50.25	\$452.25
8	Construct 8" PCC, L8.5 Pavement	191	S.Y.	\$52.45	\$10,017.95
9	Mill Existing Overlay	352	S.Y.	\$4.00	\$1,408.00
10	Modified Curb Height Milling	1,358	L.F.	\$4.00	\$5,432.00
11	Tack Coat	145	GAL	\$3.00	\$435.00
12	Asphaltic Concrete Overlay	199	TON	\$100.00	\$19,900.00
13	Asphaltic Concrete Feathering	6	TON	\$600.00	\$3,600.00
Bid Est.: \$215,781.00 Bond: 5% of Bid THOMPSON, DREESSEN & DORNER, INC.					



**U.S. Asphalt Co.**  
14012 Giles Road  
Omaha NE 68138

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
JUNE 17, 2008 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
OPPD - INSTALLATION OF STREET LIGHTS	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOE SOUCIE PUBLIC WORKS DIRECTOR

**SYNOPSIS**

A resolution has been prepared authorizing the Omaha Public Power District (OPPD) to install street lights on 96<sup>th</sup> Street from Harrison Street to Portal Road, and Eastport Parkway from Giles Road to Harrison Street. Boring charges associated with installation and performed by a contractor outside of OPPD is \$86,628.93; these charges will be forwarded to the City of La Vista

**FISCAL IMPACT**

Funds for this project were made available from programmed projects in the current FY 2007/08 Capital Improvement Plan that will not be started in this fiscal year.

**RECOMMENDATION**

Approval

**BACKGROUND**

Upon annexation of Southport East, Southwind and Val Verde subdivisions, the process to install street lights on 96<sup>th</sup> Street and Eastport Parkway was started. During this process, it was discovered that OPPD now recoups costs associated with the use of outside contractors at the beginning of a project. Past installation costs were factored into the monthly utility charges for street lighting and recouped over a number of years.

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

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE OMAHA PUBLIC POWER DISTRICT TO INSTALL STREET LIGHTS ON 96<sup>TH</sup> STREET FROM HARRISON STREET TO PORTAL ROAD AND ON EASTPORT PARKWAY FROM GILES ROAD TO HARRISON STREET. BORING CHARGES ASSOCIATED WITH INSTALLATION AND PERFORMED BY A CONTRACTOR OUTSIDE OF OPPD IS \$86,628.93 WHICH WILL BE FORWARDED TO THE CITY OF LA VISTA.

WHEREAS, the City Council of the City of La Vista has determined that said street light installation is necessary; and

WHEREAS, in order to install these lights the Omaha Public Power District will need to bore a portion of the project and cost to bore will be forwarded to the City of La Vista;

WHEREAS, funds were made available from programmed projects in the current FY 2007/08 Capital Improvement Plan that will not be started in this fiscal year; 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 OPPD is authorized to install street lights on 96<sup>th</sup> Street from Harrison Street to Portal Road and on Eastport Parkway from Giles Road to Harrison Street, and forward boring charges associated with the project of \$86,628.93 to the City of La Vista.

PASSED AND APPROVED THIS 17TH DAY OF JUNE 2008

CITY OF LA VISTA

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

ATTEST:

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

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
JUNE 17, 2008 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
PROFESSIONAL SERVICES AGREEMENT — BAINBRIDGE LEADERSHIP CENTER	◆ RESOLUTION ORDINANCE RECEIVE/FILE	BRENDA S. GUNN CITY ADMINISTRATOR

**SYNOPSIS**

A resolution has been prepared to authorize a professional services agreement with Bainbridge Leadership Center, Bainbridge Island, WA for a period of sixteen (16) months in an amount not to exceed \$22,500.

**FISCAL IMPACT**

Funding of \$7,500 is included in the FY 07/08 General Fund budget and additional funds would need to be appropriated in subsequent budgets as per the City Administrator Employment Agreement.

**RECOMMENDATION**

Approval.

**BACKGROUND**

In April 2006, the City Council approved the City Administrator's Employment Agreement in which the City agrees to budget up to \$7,500 annually for an executive coach. At the most recent ICMA conference the Bainbridge Leadership Center was identified as a potential source for executive coaching. After further review and discussion with them they are being recommended. A copy of the proposed agreement is attached.

Executive coaches help managers not only to define and achieve their professional or business goals, but also to link those goals to the needs of the organization and public. They help managers create a leadership plan that strives for specific and measurable results and they hold their clients accountable for achieving those results and increasing their effectiveness.

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

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH BAINBRIDGE LEADERSHIP CENTER, BAINBRIDGE ISLAND, WASHINGTON FOR EXECUTIVE COACHING SERVICES IN AN AMOUNT NOT TO EXCEED \$22,500.

WHEREAS, the City Administrator's Employment Agreement provides for \$7,500 annually for executive coaching; and

WHEREAS, funding has been included in the FY 07/08 municipal budget.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of La Vista, Nebraska, that staff is hereby authorized to execute a professional services agreement with Bainbridge Leadership Center, Bainbridge Island, Washington for executive coaching services in an amount not to exceed \$22,500.

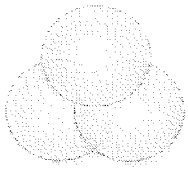
PASSED AND APPROVED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2008.

CITY OF LA VISTA

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

ATTEST:

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



## **Bainbridge Leadership Center**

*Facilitating emergent leadership for an integral world.*

# **CITY OF La Vista, Nebraska EXECUTIVE COACHING AGREEMENT**

July 1, 2008

**This Agreement is to formalize the expectations and general scope of services explicit in the delivery of Executive Coaching Services for Brenda Gunn, City Administrator, La Vista, NE (Client) by Bainbridge Leadership Center (Coach), Bainbridge Island, WA 98110**

## **SCOPE OF SERVICES**

The scope of services includes a full-service executive coaching program unique designed for Brenda Gunn. We propose:

- (1) Initial interview and Strategy Session over the phone to prepare for the Coach's on-site visit.
- (2) Coach's personal visit to La Vista to conduct a personal 360 degree leadership feedback survey. This survey will be individual and personal interviews with Brenda's boss and direct reports. The questions will be designed to receive pinpoint feedback in the areas of Brenda's leadership and personal growth.
- (3) Administer the Hogan Self-assessment ([www.hoganassessment.com](http://www.hoganassessment.com)) surveys designed to identify Brenda's core values, natural leadership attributes and "derailers" when under stress.
- (4) The coach will give the 360 feedback in person during a half-day Insight Session. During this session, the coach and Brenda will begin creating her Leadership Development Plan that will guide the executive coaching process.
- (5) 12 month personal executive coaching program based upon the results of the interviews, self-assessments, the Leadership Development Plan and the desired outcomes.

## **NATURE OF THE COACHING RELATIONSHIP**

Both the Client and the Coach understand, agree and enter into this Executive Coaching Agreement with a commitment to fully prepare and participate for each coaching session as a means of furthering the Client's personal and/or professional goals. The Client has been made aware that **EXECUTIVE COACHING IS IN NO WAY TO BE CONSIDERED OR CONSTRUED AS PSYCHOLOGICAL COUNSELING OR ANY TYPE OF THERAPY.**

## **OVERVIEW OF THE ENGAGEMENT**

We understand there are two primary reasons to request executive coaching: (1) To assess Brenda Gunn's leadership strengths and current limitations and develop a one year executive coaching program and (2) preliminary interest has also been expressed for the potential of senior management team development. This contract only addresses the first request at this time.



## UNDERSTANDING AND EXPECTATIONS OF THE CLIENT

The Client has been made aware that **coaching results cannot be guaranteed**. The Client agrees that she is entering into this coaching relationship with the **full understanding that a realistic amount of time must be committed to this process** in order to achieve the desired results and that Brenda must do the necessary work and be accountable for the actions taken toward these ends. The Coach is not the Client's personal manager. The Client also **agrees to hold the Coach harmless and free of liability and responsibility** for any actions and/or results of adverse situations created as a direct or indirect result of any specific referral or advice given by the Coach.

**From time to time**, Brenda may also be asked to maintain a personal journal, read various articles or leadership books that will enable her to make notes related to her thoughts, insights, assignments and personal discovery during the course of the coaching that can be used as a reference during and after the coaching engagement.

## CONFIDENTIALITY

The Coach at all times will hold the content and discussions of all coaching sessions in the highest degree of confidentiality. Except in those instances required by law, the Coach will not (either directly or indirectly) use this information for the Coach's benefit nor disclose said information to anyone else. The Client, and only the Client, is empowered to grant the Coach permission to discuss any matter(s) resulting from the coaching engagement with any other party. Further, even if the Client's employer is paying for the coaching, it is understood that said confidentiality would also be maintained with respect to any employer inquiries, unless otherwise agreed to as part of the "Contracting Phase" of this engagement.

## TERM OF EXECUTIVE COACHING ENGAGEMENT

The Executive Coaching engagement will commence on or about July 1, 2008 and will last until October 2009.

## FEE FOR COACHING SERVICES

The cost of the Executive Coaching Services, personal visits and travel outlined herein shall be \$22,500.

This program includes an initial Interview & Strategy Session, personal interview of approximately one dozen of Brenda's boss, peers and direct reports, a mid-year Coaching Strategy & Review Session (both the initial interviews and Brenda's feedback session plus the mid-year sessions to be conducted on-site), as well as 12 months of executive coaching sessions, e-mails and/or "spot" coaching between scheduled coaching sessions. It also includes all administrative and individual assessment costs that are an integral part of this Executive Coaching Program.

## **SCHEDULE & FEES FOR COACHING SERVICES - (Continued)**

These services will be provided over the course of a sixteen (16) month engagement period as depicted below commencing July 1, 2008 and may be realigned to meet the client's individual scheduling or other preferences. The City of La Vista, Nebraska will be billed \$7,500 in July, 2008, \$5,000 in November, 2008, \$2,500 in March, 2009 and \$7,500 in October, 2009 for said services of the approved contract.

### **Coaching Schedule:**

July	Strategy sessions and selection of boss and direct reports to be interviewed Selection of questions and areas of focus for interviews.
August	On-sight Interviews
September	Half Day "Insight Session" and Hogan Assessment results shared with Client
October	Begin Leadership Development Plan
November	Finalize Plan and begin action steps
December	Coaching
January	Coaching
February	Coaching Mid Session personal visit, Plan revision and updates
March	Coaching
April	Coaching
May	Coaching
June	Coaching
July	Coaching
August	Spot Check Coaching, Assessment of Progress
September	Assessment of Team Development Needs
October	Team Development Plan

Although most coaching sessions will take place via telephone, the Client has the option to have some or all scheduled sessions held "face-to-face." (The Interviews and Insight Sessions will be face-to-face and one additional mid-session "face to face" ). All travel (mileage, transportation, lodging, meals and incidentals) will be absorbed by the coach within the financial limits provided for in this contract.

## MEETING SCHEDULING AND CANCELLATION

To begin the working relationship and to maximize our coach/client effectiveness, the coach makes the following requests:

1. Please make all appointments/calls on time, or call at least 24 hours in advance to reschedule. Please call my office at 206-780-9300.
2. Be honest. The job of your coach is to support you in the actions you have chosen for yourself. Please use the coaching as a safe place to explore what stops you from being the leader you aspire to be.
3. Sometimes your coach may ask questions which seem too probing. Please determine if you can give her full permission to be bold and forthright in all coaching interactions.
4. Coaching is a dynamic process of personal and professional growth which means from time to time it is important for you to be ready to “stretch” your comfort zone.
5. Please tell your coach what works and what does not work as an effective way to receive the most benefit from the work you are doing.

It is understood that occasional emergencies may arise that might require a coaching session to be cancelled or rescheduled. Any cancellations or change in appointments should be requested as soon as the Client is aware of the conflict.

## CANCELLATION OF SERVICES

Notwithstanding the program requirement of a minimum of sixteen (16) months, should either party (Client/Coach) believe that insufficient progress and/or cooperation exists to meet the goals and objectives of the coaching, either party may cancel this Agreement, upon written notice, without recourse other than full payment for all services rendered to date. If Client's employment is terminated either voluntarily or involuntary the Agreement will be terminated. Under such circumstances all outstanding fees and/or reimbursement costs up to the date of formal notice shall be due and payable immediately.

## ENGAGEMENT ACCEPTANCE

The foregoing terms, conditions and pricing set forth in this Agreement have been fully discussed, reviewed, and mutually agreed upon:

**By: Client – City of La Vista, Nebraska**

Name: \_\_\_\_\_  
(Print) (Signature) (Date)

Address: \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_

**By: Coach – Bainbridge Leadership Center**

Name: Donna Zajonc Donna Zajonc June 12, 2008  
(Print) (Signature) (Date)

Address: 321 High School Rd. #295 City: Bainbridge Island State: WA Zip: 98110

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

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING SETTLEMENT AGREEMENT OF LIBERTY INVESTMENTS, LOT 43A, BROOK VALLEY BUSINESS PARK AND BOARDWALK INVESTORS, LOT 45, BROOK VALLEY BUSINESS PARK.

WHEREAS, the City of La Vista was a named party defendant in two actions for foreclosure of tax sale certificates filed in the Sarpy County District Court by Liberty Investments regarding Lot 43A, Brook Valley Business Park (hereinafter "Liberty lawsuit") and Boardwalk Investors regarding Lot 45, Brook Valley Business Park (hereinafter "Boardwalk lawsuit"), respectively (collectively the Liberty lawsuit and Boardwalk lawsuit are hereinafter referred to as "lawsuits")

WHEREAS, it is the desire of the City of La Vista to settle the lawsuits; and

WHEREAS, a Settlement Agreement for both lawsuits has been proposed in form and content presented at this meeting.

NOW THEREFORE, BE IT RESOLVED that the Mayor and the City Council hereby approve settlement of the lawsuits and the proposed Settlement Agreement for both lawsuits in form and content presented at this meeting.

BE IT FURTHER RESOLVED that the Mayor and the City Clerk are hereby authorized to execute and deliver said Settlement Agreement.

PASSED AND APPROVED THIS 17TH DAY OF JUNE 2008.

CITY OF LA VISTA

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

ATTEST:

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



**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
JUNE 17, 2008 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
POSITION DESCRIPTION UPDATE AND AMENDMENT TO COMPENSATION ORDINANCE	RESOLUTION ♦ ORDINANCE ♦ RECEIVE/FILE	RITA M. RAMIREZ ASSISTANT CITY ADMINISTRATOR

**SYNOPSIS**

As a result of the vacancy in the Golf Course Superintendent position, the position description has been updated and is attached for your review. An amendment to the compensation ordinance has also been prepared for your consideration.

**FISCAL IMPACT**

A change in salary range from 116 to 123D is being recommended for the Golf Course Superintendent position. Any necessary budget adjustments will be made as a part of the year end estimates at budget time.

**RECOMMENDATION**

Approval.

**BACKGROUND**

As you know, as part of the FY 2008 budget Council authorized funding for a compensation study. The study is ongoing and nearing completion. We have received some preliminary information and are aware that there are a few position ranges that stand out as being significantly lower (more than 40%) than the mid-point of the market survey. The Golf Course Superintendent is one of these position ranges.

Staff anticipates that a recommendation will come to Council regarding adjustments for the position ranges that are over the 40% threshold at budget time. Due to the fact that the Golf Course Superintendent position is currently vacant, it is recommended that an adjustment be made to bring the range for this position in line with the target minimum being suggested in the compensation study at this time to facilitate the hiring process. The hourly wage rate of the current position range is \$14.78 - \$18.86. The target minimum is near the 123D range of \$21.62 which is being recommended.

Complete results of the compensation study will be presented to Council at a later date along with a strategy for implementation organization wide.

## POSITION DESCRIPTION CITY OF LA VISTA

**POSITION TITLE:** Golf Course Superintendent  
**POSITION REPORTS TO:** Park Superintendent  
**POSITION SUPERVISES:** Assistant Golf Course Superintendent & Seasonal Employees

**DESCRIPTION:**

Under the direction of the Park Superintendent, plans, coordinates, directs, supervises and participates in the maintenance, repair and construction of the municipal golf course.

**ESSENTIAL FUNCTIONS:** (with or without reasonable accommodation)

1. Supervises and participates in the daily maintenance activities of the golf course. Plans and schedules projects to minimize impact on the golfing public.
2. Responsible for the supervision of subordinate personnel and proper organization of daily activities including: prioritizing work assignments, assigning daily tasks and coordinating crews and equipment.
3. Conducts daily inspection of the turf and soil conditions; schedules frequency of irrigation and determines amount and timing of fertilizer and chemical applications.
4. Supervises and participates in the maintenance and operation of the golf course irrigation system.
5. Plans and implements tree plantings, cart path construction, and course preparation for golf tournaments and special events.
6. Works closely with the Golf Clubhouse Manager on special events and feedback from golf players.
7. Performs personnel evaluations and assists in employee recruitment, training and discipline.
8. Responsible for requisitioning necessary materials, equipment and supplies, as well as, maintaining an inventory of such.
9. Supervises and participates in the maintenance and preventative maintenance of all golf course equipment.
10. Plants, mows, trims, waters, fertilizes and sprays turf grass as directed.
11. Plants, trims, waters, cuts, fertilizes and sprays trees and other ornamental plants as directed.
12. Assists in annual budget preparation and monitors project expenses to ensure budget compliance.
13. Ensures proper and safe use of chemicals and pesticides.
14. Addresses citizen questions and inquiries.
15. Takes corrective action to improve services to the public.
16. Prepares reports and maintains records.
17. Conducts basic facility maintenance and janitorial work.
18. During non-peak times may assist in other areas of the Public Works Department as directed.
19. Attends meetings and seminars as required.
20. Performs other duties as directed or as the situation dictates.

**Note:** Physical examination and drug screening tests will follow all conditional offers of employment.

#### **ESSENTIAL PHYSICAL AND ENVIRONMENTAL DEMANDS**

Work is generally performed outdoors year round in varying weather and environmental conditions. Work sites may be dusty, noisy and on occasion, hazardous. Job duties require a considerable amount of physical activity, including walking, standing, kneeling, bending, crouching, reaching, climbing, digging and scooping with a shovel, raking, and shoveling snow. Specific vision abilities required by this job include close vision, distance vision, peripheral vision, depth perception and the ability to focus. Must be able to hear and understand voices at normal conversational levels. Incumbents must have the ability to transport themselves to and from work sites and lift 20 pounds frequently and repeatedly and lift up to 75 pounds occasionally and as needed. Incumbents must also possess the coordination and manual dexterity necessary to physically access and maneuver on rough and irregular terrain. Must be able to physically enter and exit a confined space such as sanitary manholes or utility vaults. Must have sufficient stamina to engage in such activities for prolonged periods of time. Incumbent must also be able to work from a ladder at heights greater than four (4) feet and ability to work from a lift in excess of 20 feet.

#### **EDUCATION, TRAINING, LICENSE, CERTIFICATION AND EXPERIENCE**

1. Graduation from an accredited high school or GED equivalent required; Associate or Bachelor's Degree in horticultural science or related field preferred.
2. Three (3) to five (5) years, experience of a progressively responsible nature in greenskeeping, landscaping or general grounds maintenance.
3. Golf course superintendent certification preferred.
4. Must possess a valid driver's license. A valid Nebraska "Class B" commercial driver's license is preferred, but not required.
5. Required to obtain and maintain a Nebraska Certified Pesticide Applicators license and all categories the city deems necessary within eighteen (18) months of hire.

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#### **KNOWLEDGE, SKILLS AND ABILITIES**

1. Knowledge of landscaping, turf grass maintenance, irrigation systems, fertilizer practices and general knowledge of horticulture practices.
2. Ability to analyze soil and grass, and devise formulas to correct unhealthy conditions.
3. Skill in chemical application, top dressing, mowing and maintaining golf course to PGA standards.
4. Knowledge of supplies and procedures utilized in golf course maintenance.
5. Skill in supervision of golf course maintenance staff and training staff to work within safety guidelines.
6. Basic mathematical skills.
7. Computer skills and ability to use MS Office products.
8. Ability to plan and direct multiple assignments.
9. Ability to resolve conflicts.
10. Ability to work from a ladder at heights greater than four (4) feet.
11. Ability to safely operate small hand and power tools, mowers and associated golf course equipment and motor vehicles.
12. Knowledge of the game of golf and the impact of course conditions on the game and the needs of the playing public.
13. Ability to work independently and effectively as part of a team and with the public.
14. Ability to communicate effectively, both orally and in writing.
15. Ability to establish and maintain effective working relationships with City officials, fellow employees, patrons and members of the public.
16. Ability to work a varying schedule including early mornings, evenings, weekends and holidays.
17. Ability to maintain regular and dependable attendance on the job, including attendance and job performance for possibly prolonged periods of time when called out on short notice due to weather conditions, emergencies and similar situations of public necessity.

I have read and understand the requirements of this position description.

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Date)



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

AN ORDINANCE TO FIX THE COMPENSATION OF OFFICERS AND EMPLOYEES OF THE CITY OF LA VISTA; TO PROVIDE FOR THE REPEAL OF ALL PRIOR ORDINANCES IN CONFLICT HEREWITH; ORDERING THE PUBLICATION OF THE ORDINANCE IN PAMPHLET FORM; AND TO PROVIDE THE EFFECTIVE DATE HEREOF.

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

Section 1. City Council. The compensation of members of the City Council shall, in addition to such vehicle and other allowances as may from time to time be fixed by the Budget or other Resolution of the City Council, be, and the same hereby is, fixed at the sum of \$4,320.00 per year for each of the members of the City Council.

Section 2. Mayor. The compensation of the Mayor shall, in addition to such vehicle and other allowances as may from time to time be fixed by the Budget or other Resolution of the City Council, be, and the same hereby is, fixed at the sum of \$10,800.00 per year.

Section 3. City Administrator. The compensation of the City Administrator shall, in addition to such vehicle and other allowances as may from time to time be fixed by the Budget or other Resolution of the City Council, be established by contractual agreement.

Section 4. Management Exempt Employees. The management exempt employees of the City of La Vista, Nebraska, hereafter named, and collectively referred to as department head level employees, shall, in addition to such vehicle and other allowances as may from time to time be fixed by Resolution of the City Council, receive annualized salaries not to exceed the amounts established in Table A, set forth in Section 21 of this Ordinance, for the following respective wage ranges:

Position	Range
Asst. City Administrator	39
City Clerk	37
Community Development Director	38
Finance Director	38
Fire Chief	38
Library Director	37
Police Chief	39
Director of Public Buildings and Grounds	36
Public Works Director	39
Recreation Director	37

Section 5. Salaried Exempt Employees. The monthly salary compensation rates of the salaried exempt employees of the City of La Vista shall be, and the same hereby are, fixed in accordance with the schedules of Table 100, set forth in Section 21 of this Ordinance, for the following respective wage ranges, and in accordance with such rules as the City Council may by resolution establish:

Position	Range
Asst. Golf Superintendent	111
Asst. Recreation Director	120
Chief Building Official	128
Golf Course Services Manager	113
Golf Course Superintendent	446123D
Human Resources Assistant	115
Office Manager	122
Park Superintendent	128
Planner	128
Police Lieutenant	131
Program Director	116
Street Superintendent	128
Librarian III	120

Section 6. Hourly Non-Exempt Employees. The hourly compensation rates of the hourly (non-exempt) employees of the City of La Vista shall be, and the same hereby are, fixed in accordance with the schedules of Table 200, Table 300, and Table 400, set forth in Section 21 of this Ordinance, for the following respective wage ranges, and in accordance with such rules as the City Council may by Resolution establish:



Position	Range
Accounting Clerk	214
Administrative Assistant	215
Administrative Secretary	215
Asst. Mechanic	318
Building Inspector	218
Building Inspector II	223
Circulation Clerk – Full Time	211
Code Enforcement Officer	215
Custodian	210
Evidence Technician	211
Executive Assistant	217
Librarian II	215
Librarian I	214
Maintenance Assistant	216
Maintenance Worker I	311
Maintenance Worker II	316
Park Foreman	320
Police Sergeant	426
Police Officer	423
Police Data Entry Clerk	212
Program Coordinator	212
Records Clerk & Computer Specialist	218
Secretary II	214
Secretary/Receptionist	211
Sewer Foreman	320
Street Foreman	320
Shop Foreman	322

Section 7. Part-Time and Temporary Employees. The compensation of part-time and temporary City employees shall be, and the same hereby is, continued in accordance with the following schedule and in accordance with such rules as have been or may be established by Resolution of the City Council:

A. Part-Time Help/Seasonal	An hourly rate not to exceed \$10.50 per hour.
B. Temporary/Part-Time Professional	An hourly rate not to exceed \$22.00 per hour.
C. Part-Time Help	An hourly compensation rate as fixed in accordance with the schedules of Table 200, set forth in Section 21 of this Ordinance.

Part-time employees shall receive no benefits other than salary or such benefits as established in accordance with such rules as have been or may be established by Resolution of the City Council:

Section 8. Certification Incentive Pay for Chief Building Official and Building Inspectors.

Employees of the City in the positions of Chief Building Official and Building Inspector are eligible to receive a one time only incentive payment of \$1,000 for each certification obtained in an applicable construction field/trade. Such payment must be approved by the City Administrator.

Section 9. Legal Counsel. Compensation of the legal counsel other than special City Prosecutor for the City shall be, and the per diem rates respecting same shall be, at 90% of the standard hourly rate the firm may from time to time charge. Compensation for Special City prosecution shall be as agreed upon at the time of specific employment.

Section 10. Engineers. Compensation of Engineers for the City shall be, and the same hereby is, fixed in accordance with such schedules of hourly and per diem or percentage rates as shall from time to time be approved by Resolution of the City Council. Travel allowances respecting same shall be as may from time to time be fixed by Resolution of such City Council.

Section 11. Longevity Pay for Salaried Full-Time Employees and Hourly Paid Full-Time Employees, Including Police Employees. Employees of the City in the positions set forth in Sections 3, 5 and 6 of this Ordinance, including police positions, shall receive longevity pay as follows:

An amount equal to the following percentage of the hourly rate set forth in Section 3, 5 and 6 of this Ordinance, rounded to the nearest whole cent:

<u>Length of Service</u>	<u>Allowance Per Hour</u>
Over 7 Years	2.00% (or .02)
Over 10 Years	2.75% (or .0275)
Over 15 Years	4.00% (or .04)
Over 20 Years	4.50% (or .0450)

Section 12. Health, Dental Life and Long Term Disability Insurance. Subject to the terms, conditions and eligibility requirements of the applicable insurance plan documents and policies, regular full-time employees of the City of La Vista and their families shall be entitled to be enrolled in the group life, health, and dental insurance program maintained by the City. Regular full-time employees shall also be entitled to be enrolled in the long term disability insurance program maintained by the City.

Unless otherwise provided by collective bargaining agreement, or other applicable agreement, the City's employer share shall be ninety (90) percent of the amount of the actual premium and the employee shall pay the ten percent (10%) balance of the actual premium via payroll deduction for employees enrolled in single coverage. The City's employer share shall be eighty percent (80%) of the amount of the actual premium and the employee shall pay the twenty percent (20%) balance of the actual premium via payroll deduction for any employee enrolled in a level of coverage other than single. Those employees electing not to participate in these programs will receive no other form of compensation in lieu of this benefit.

Section 13. Establishment of Shifts. The City may establish duty shifts of such length, and to have such beginning and ending times, and to have such meal and break times, as it may deem appropriate or necessary, respecting employees of the City.

Section 14. Special Provisions.

- A. Employees covered by the "Agreement Between the La Vista Fraternal Order of Police Lodge No. 28 and the City of La Vista, Nebraska, Covering The Period From October 1, 2007 through September 30, 2009," shall receive compensation and benefits and enjoy working conditions, as described, provided and limited by such Agreement. The terms of such Agreement shall supersede any provisions of this Ordinance inconsistent therewith, and be deemed incorporated herein by this reference.
- B. Holiday Pay shall be compensated as set forth in the Agreement between the La Vista Fraternal Order of Police Lodge No. 28 and the City of La Vista for police officers and as set forth in the Personnel Manual for all other full time employees.
- C. Subject to subsection 14.D. hereof, each regular full-time salaried non-exempt employee and each full time hourly paid employee of the City shall be entitled to receive overtime pay at the rate of one and one half times the employee's regular rate for each hour worked in excess of forty hours during a work week. If called out at any time other than during regular assigned work hours during the pay period, such employee shall be entitled to compensation at the rate of one and one half times the regular rate for each hour so worked, provided that in no case shall an employee receive less than two hours over time pay for such call out work, and further provided there shall be no pyramiding of hours for purposes of computing overtime. For purposes of this subsection an employee's "regular rate" shall be the sum of his or her hourly rate specified in Section 5 or 6 of this Ordinance and any longevity pay due under this Ordinance.
- D. Police Department employees covered by the "Agreement Between the La Vista Fraternal Order of Police Lodge No. 28 and the City of La Vista, Nebraska," described in subsection 14.A hereof shall, as provided in such Agreement, be paid overtime at one and one half times the employee's hourly rate (including any longevity allowance) for each hour worked in excess of 80 hours during any 14 day work period coinciding with the pay period established by Section 16 of this Ordinance.
- E. All Management Exempt Employees and all Salaried Exempt Employees are considered to be salaried employees and shall not be eligible for overtime pay, holiday pay, or other special pay as provided by this section.
- F. Employees covered by the "Memorandum of Understanding" with the Public Works Employees Collective Bargaining Group may submit to the City for reimbursement for the cost of work boots in an amount not to exceed \$120.
- G. Employees covered by the "Memorandum of Understanding" with the Public Works Employees Collective Bargaining Group may submit to the City for reimbursement for the difference in cost between a Nebraska Driver's License and a "CDL" driver's license within 30 days of obtaining a CDL license when a CDL license is required as a part of the covered employee's job description.



- H. Employees covered by the "Memorandum of Understanding" with the Public Works Employees Collective Bargaining Group shall be provided by the City five safety work shirts in each fiscal year at no cost to the employee.

Section 15. Pay for Unused Sick Leave Upon Retirement or Death. Employees who voluntarily retire after twenty or more years of service with the City and have no pending disciplinary action at the time of their retirement, shall be paid for any unused sick leave. Employees who began their employment with the City after January 1, 2005, or who began their employment prior to this date but elected to waive their eligibility for emergency sick leave, shall be paid for any unused sick leave, if they voluntarily leave City employment and have no pending disciplinary action, according to the following sliding schedule: After 10 years of employment – 100% of sick leave hours accrued over 660 and up to 880; after 15 years of employment – 100% of sick leave hours accrued over 440 hours and up to 880; after 20 years of employment – 100% of sick leave hours accrued up to 880. No other employee shall be paid for any unused sick leave upon termination of employment.

A regular full-time employee's unused sick leave shall also be paid if, after October 1, 1999, the employee sustains an injury which is compensable by the City or the City's insurer under the Nebraska Workers' Compensation Act and such injury causes the death of the employee within two years after the date of injury. Any payment made pursuant to the preceding sentence shall be made to the surviving spouse of the employee; provided, such payment shall be made to the employee's estate if the employee leaves no surviving spouse or if, prior to his or her death, the employee filed with the City Clerk a written designation of his or her estate as beneficiary of such payment.

Section 16. Pay Periods. All employees of the City of La Vista shall be paid on a bi-weekly basis. The pay period will commence at 12:01 a.m. Sunday and will conclude at 11:59 p.m. on the second succeeding Saturday, except for Police Officers, in which case the pay period will commence at 11:00 p.m. Saturday and will conclude at 10:59 p.m. on the second succeeding Sunday. On the Friday following the conclusion of the pay period, all employees shall be paid for all compensated time that they have been accredited with during the pay period just concluded.

Section 17. Public Works Lunch and Clean-up Times. Lunch period for employees of the Public Works Department shall be one half hour (30 minutes) in duration. Public Works employees shall be granted a 5 minute clean-up period prior to start of lunch period, and shall be granted an additional 5 minutes clean-up period prior to the end of the work day.

Section 18. Sick Leave and Personal Leave. Sick leave and personal leave will be awarded and administered in conjunction with the provisions set forth in the personnel manual and the Agreement between the La Vista Fraternal Order of Police Lodge No. 28 and the City of La Vista, as applicable to the employee in question.

Section 19. Vacation Leave. Upon satisfactory completion of the probationary period applicable to the employee in question, regular full-time employees and permanent part-time employees shall be entitled to vacation leave. Such vacation shall not be used in installments of less than two hours. Increments of vacation leave of less than four hours must have 48 hours prior approval and can be taken only at the beginning or at the end of the work day.

Section 20. Vacation Entitlement.

- A. All full-time employees whose employment is governed by the Agreement described in Section 14, Paragraph A. of this Ordinance shall earn and be eligible for vacation as provided in such Agreement.
- B. All other full-time Hourly Non-Exempt Employees shall earn: six (6) days of paid vacation upon completion of one (1) year of continuous full-time employment; eleven (11) days of paid vacation upon completion of two (2) years of continuous full-time employment; and thereafter, eleven (11) days of paid vacation upon completion of each subsequent year of continuous full-time employment, plus one (1) additional day of paid vacation for each year of continuous full-time employment in excess of two years. Notwithstanding the foregoing, no employee shall earn more than twenty-three (23) days of paid vacation per employment year.
- C. All Management Exempt Employees, and Salaried Exempt Employees, shall earn ten (10) days paid vacation after one (1) year of continuous employment, and one (1) additional vacation day for each additional year of continuous employment not to exceed twenty-six (26) days.
- D. All Permanent Part Time Employees working a minimum of twenty (20) hours per week shall earn forty (40) hours of paid vacation time per year after six (6) months of employment and

successful completion of the initial or extended initial probationary period. Total paid vacation time earned per year shall not exceed forty (40) hours.

- E. Exempt, Non-Exempt, and Permanent Part-Time Employees shall be allowed to accrue unused vacation leave from previous years to a maximum of 220 hours.

#### Section 21. Wage Tables.

Table A							
Classification: Management Exempt Employees							
Range		A	B	C	D	E	F
39	Monthly	6,492	6,817	7,158	7,516	7,891	8,286
	Annual	77,907	81,803	85,893	90,187	94,696	99,431
38	Monthly	5,953	6,251	6,563	6,891	7,236	7,598
	Annual	71,435	75,007	78,757	82,695	86,829	91,170
37	Monthly	5,608	5,888	6,182	6,492	6,816	7,157
	Annual	67,292	70,657	74,190	77,899	81,793	85,883
36	Monthly	5,398	5,668	5,951	6,248	6,561	6,889
	Annual	64,773	68,011	71,412	74,982	78,731	82,668

Table 100							
Classification: Salaried Exempt Employees							
Range		A	B	C	D	E	F
131	Monthly	4,482	4,706	5,010	5,187	5,445	5,717
	Annual	53,786	56,475	60,121	62,249	65,336	68,606
128	Monthly	3,857	4,047	4,249	4,461	4,684	4,921
	Annual	46,279	48,566	50,988	53,534	56,209	59,050
123	Monthly	3,238	3,401	3,570	3,749	3,936	4,132
	Annual	38,861	40,811	42,844	44,987	47,230	49,584
122	Monthly	2,813	3,025	3,233	3,444	3,617	3,798
	Annual	33,761	36,302	38,792	41,332	43,398	45,570
120	Monthly	2,765	2,904	3,049	3,201	3,361	3,529
	Annual	33,184	34,844	36,587	38,416	40,337	42,354
116	Monthly	2,562	2,690	2,824	2,965	3,114	3,269
	Annual	30,739	32,276	33,888	35,583	37,362	39,231
115	Monthly	2,371	2,489	2,614	2,743	2,879	3,025
	Annual	28,457	29,866	31,366	32,912	34,547	36,298
113	Monthly	1,996	2,094	2,203	2,311	2,429	2,550
	Annual	23,952	25,127	26,439	27,727	29,151	30,603
111	Monthly	1,662	1,713	1,799	1,889	1,983	2,082
	Annual	19,940	20,555	21,583	22,662	23,795	24,985

**Table 200**  
**Classification: Hourly Non-Exempt**

Range		A	B	C	D	E	F	G
223	Hrly	18.13	19.04	19.99	20.99	22.04	23.14	21.06
218	Hrly	15.71	16.50	17.32	18.19	19.10	20.05	
217	Hrly	15.08	15.82	16.61	17.45	18.31	19.24	
216	Hrly	14.36	15.07	15.80	16.60	17.43	18.29	
215	Hrly	13.69	14.36	15.08	15.82	16.61	17.45	
214	Hrly	12.63	13.24	13.89	14.60	15.35	16.11	
213	Hrly	11.57	12.13	12.77	13.41	14.09	14.80	
212	Hrly	11.53	12.07	12.71	13.37	14.04	14.71	
211	Hrly	11.14	11.68	12.30	12.88	13.53	14.21	
210	Hrly	8.65	9.08	9.53	10.02	10.51	11.03	

**Table 300**  
**Classification: Public Works Collective Bargaining**  
**Hourly Non-Exempt**

Range		A	B	C	D	E	F	G
322	Hrly	16.62	17.45	18.32	19.23	20.18	21.21	22.26
320	Hrly	15.85	16.61	17.46	18.33	19.22	20.20	21.21
318	Hrly	15.70	16.45	17.29	18.16	19.03	20.00	21.00
316	Hrly	14.36	15.06	15.81	16.61	17.44	18.29	19.21
311	Hrly	11.63	12.21	12.81	13.46	14.16	14.85	

**Table 400**  
**Classification: FOP Collective Bargaining**  
**Hourly Non-Exempt**

Range		A	B	C	D	E	F
426	Hrly				27.07	28.19	29.99
423	Hrly	18.09	19.29	21.21	22.45	24.50	25.78

Section 22. Repeal of Ordinance No. 10542. Ordinance No. 10542 originally passed and approved on the 15<sup>th</sup> day of January 2008~~December 2007~~ is hereby repealed.

Section 23. Effective Date. This Ordinance shall take effect after its passage, approval and publication as provided by law.

Section 24. This Ordinance shall be published in pamphlet form and take effect as provided by law.

PASSED AND APPROVED THIS 17<sup>th</sup> DAY OF JUNE~~ANUARY~~ 2008.

CITY OF LA VISTA

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

ATTEST:

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