



**PROCLAMATION  
EMERGENCY MEDICAL SERVICES WEEK**

WHEREAS, emergency medical service is a vital public service; and

WHEREAS, the members of emergency medical services teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

WHEREAS, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS, the emergency medical services systems consists of emergency physicians, emergency nurses, emergency medical technicians, paramedics, firefighters, educators, administrators, and others; and

WHEREAS, the members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and

WHEREAS, it is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week.

NOW, THEREFORE, I, Anthony Gowan, Acting Mayor of the City of La Vista, in recognition of this event, do hereby proclaim the week of May 17 - 23, 2009 as EMERGENCY MEDICAL SERVICES WEEK with the theme, *EMS: A Proud Partner in Your Community*, and I encourage the community to observe this week with appropriate programs, ceremonies, and activities.

DATED THIS 19TH DAY OF MAY, 2009

\_\_\_\_\_  
Anthony J. Gowan, Acting Mayor

ATTEST:

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







**PROCLAMATION  
NATIONAL PUBLIC WORKS WEEK**

WHEREAS, public works services provided in the City of La Vista are an integral part of our citizens' everyday lives; and

WHEREAS, the support of an understanding and informed citizenry is vital to the efficient operation of public works systems and programs such as sewers, streets and highways, public buildings, snow removal, park maintenance; and

WHEREAS, the health, safety and comfort of La Vista citizens greatly depend on these facilities and services; and

WHEREAS, the quality and effectiveness of these facilities, as well as their planning, design, and construction are dependent upon the efforts and skill of public works officials; and

WHEREAS, the efficiency of the qualified and dedicated personnel who staff the public works department is influenced by the public's attitude and understanding of the importance of their work.

NOW, THEREFORE, I, Anthony Gowan, Acting Mayor of the City of La Vista, do hereby proclaim the week of May 17 through May 23, 2009 as

**NATIONAL PUBLIC WORKS WEEK**

in La Vista and call upon all citizens and civic organizations to acquaint themselves with the challenges involved in providing our public works and to recognize the contributions that public works officials make every day to our health, safety and comfort.

DATED THIS 19TH DAY OF MAY, 2009.



\_\_\_\_\_  
Anthony J. Gowan, Acting Mayor

ATTEST:

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





CITY OF LA VISTA

**CERTIFICATE OF APPRECIATION**

A CERTIFICATE OF APPRECIATION PRESENTED TO DONAL FISCHER FOR 5 YEARS OF FAITHFUL AND EFFICIENT SERVICE TO THE CITY OF LA VISTA.

WHEREAS, Don Fischer, has served the City of La Vista since May 10, 2004, and

WHEREAS, Don Fischer'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 Don Fischer on behalf of the City of La Vista for 5 years of service to the City.

DATED THIS 19TH DAY OF MAY, 2009.

Douglas Kindig, Mayor

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

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

\_\_\_\_\_  
Mike Crawford  
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. Buethe, CMC  
City Clerk







**CITY OF LA VISTA**

**CERTIFICATE OF APPRECIATION**

A CERTIFICATE OF APPRECIATION PRESENTED TO ROB WITT FOR 5 YEARS OF FAITHFUL AND EFFICIENT SERVICE TO THE CITY OF LA VISTA.

WHEREAS, Rob Witt, has served the City of La Vista since May 18, 2004, and

WHEREAS, Rob Witt'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 Rob Witt on behalf of the City of La Vista for 5 years of service to the City.

DATED THIS 19TH DAY OF MAY, 2009.

Douglas Kindig, Mayor

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

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Brenda L. Carlisle  
Councilmember, Ward I

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Mike Crawford  
Councilmember, Ward II

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

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

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Alan W. Ronan  
Councilmember, Ward III

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Kelly R. Sell  
Councilmember, Ward IV

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

ATTEST:

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







**CITY OF LA VISTA**

**CERTIFICATE OF APPRECIATION**

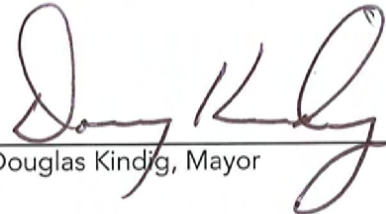
A CERTIFICATE OF APPRECIATION PRESENTED TO VICKI WHITTAKER FOR 5 YEARS OF FAITHFUL AND EFFICIENT SERVICE TO THE CITY OF LA VISTA.

WHEREAS, Vicki Whittaker, has served the City of La Vista since May 18, 2004, and

WHEREAS, Vicki Whittaker'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 Vicki Whittaker on behalf of the City of La Vista for 5 years of service to the City.

DATED THIS 19TH DAY OF MAY, 2009.



Douglas Kindig, Mayor

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

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

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Mike Crawford  
Councilmember, Ward II

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

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Mark D. Ellerbeck  
Councilmember, Ward III

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Alan W. Ronan  
Councilmember, Ward III

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Kelly R. Sell  
Councilmember, Ward IV

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

ATTEST:

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





# MINUTE RECORD

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

## LA VISTA CITY COUNCIL MEETING May 5, 2009

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 May 5, 2009. Present were Councilmembers: Sell, Ronan Quick, Sheehan, Carlisle, Crawford, Ellerbeck, and Gowan. Absent: None. Also in attendance were City Attorney Cannella, City Administrator Gunn, Assistant City Administrator Ramirez, City Engineer Kottmann, City Clerk Buethe, Library Director Iwan, Community Development Director Birch, Chief Building Inspector Sinnett, Police Chief Lausten, Fire Chief Uhl, Recreation Director Stopak, Finance Director Lindberg, 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 April 23, 2009. Notice was simultaneously given to the Mayor and all members of the City Council and a copy of the acknowledgment of the receipt of notice attached to the minutes. Availability of the agenda was communicated to the Mayor and City Council in the advance notice of the meeting. All proceedings shown were taken while the convened meeting was open to the attendance of the public. Further, all subjects included in said proceedings were contained in the agenda for said meeting which is kept continuously current and available for public inspection at City Hall during normal business hours.

Mayor Kindig called the meeting to order 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.

Mayor Kindig made an announcement regarding the new agenda policy statement providing for expanded opportunity for public comment on agenda items.

### **PROCLAMATIONS – BUILDING SAFETY WEEK, PUBLIC SERVICE RECOGNITION WEEK, MUNICIPAL CLERKS' WEEK, NATIONAL POLICE WEEK**

Mayor Kindig presented a proclamation for Building Safety Week to Chief Building Inspector Jeff Sinnett; a proclamation for Public Service Recognition Week to the entire City of La Vista staff; a proclamation for Municipal Clerks' Week to City Clerk Pam Buethe; and a proclamation for National Police Week to Police Chief Bob Lausten.

#### **A. CONSENT AGENDA**

- 1. APPROVAL OF THE AGENDA AS PRESENTED**
- 2. APPROVAL OF CITY COUNCIL MINUTES FROM APRIL 21, 2009**
- 3. APPROVAL OF CLAIMS**

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

ACTION BATTERIES, Supplies	28.44
ADT SECURITY, Contract Services	233.89
ALAMAR UNIFORMS, Wearing Apparel	1,518.89
AMSAN, Supplies	290.58
APWA-AMER PUBLIC WORKS ASSN, Dues	137.00
ARAMARK UNIFORM, Contract Services	238.24
ASPHALT & CONCRETE MATERIALS, Street Maint.	84.18
AUSTIN PETERS GROUP, Training	2,600.00
AVI SYSTEMS, Contract Services	2,700.00
BAINBRIDGE LEADERSHIP CENTER, Training	2,500.00
BAKER & TAYLOR BOOKS, Books	823.47
BAKER, MARCUS, Travel	180.57
BEACON BUILDING SERVICES, Contract Services	6,437.00
BENNINGTON EQUIPMENT, Vehicle Maint.	511.79
BIRCH, ANN, Travel	305.00
BLACK HILLS ENERGY, Utilities	5,216.55
BLUVAS, CHAUNDRA, Refund	65.00
BOLEY, ANN, Auto Allowance	100.00
BRAY, CONNIE, Refund	10.00



# MINUTE RECORD

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

May 5, 2009

BUETHE, PAM, Phone/Travel/Supplies	76.00
BUILDERS SUPPLY, Bldg & Grnds	35.99
BULLET HOLE, Wearing Apparel	1,189.94
CALENTINE, JEFFREY, Phone	30.00
CAPSTONE PRESS, Books	690.59
CENTER POINT PUBLISHING, Books	77.88
CHRISTENSEN, COREY, Travel	71.00
CITY OF PAPILLION, Fee	30.00
CLASSIC REFRIGERATION, Bldg & Grnds	515.95
COLOMBO/PHELPS, Concessions	197.05
CONTROL MASTER, Bldg & Grnds	1,490.05
COX, Phone	58.65
CROP PRODUCTION SERVICES, Supplies	7,452.50
DASH MEDICAL GLOVES, Supplies	59.90
DAVIDSON TITLE, Books	336.34
DIAMOND VOGEL PAINTS, Bldg & Grnds	247.60
DULTMEIER SALES & SERVICE, Supplies/Vehicle Maint.	97.20
ECCLES, PAT, Auto Allowance	100.00
EDGEWEAR SCREEN PRINTING, Wearing Apparel	1,563.00
EMERGENCY SERVICES MARKETING, Contract Services	850.00
ENTERPRISE LOCKSMITHS, Bldg & Grnds	57.96
ERICKSON, RANDY, Travel	71.00
FARQUHAR, MIKE, Auto Allowance	100.00
FITZGERALD SCHORR BARMETTLER, Professional Services	13,599.41
FROEHLICH, RORY, Auto Allowance	100.00
G I CLEANER & TAILORS, Uniform Cleaning	145.80
GALE, Books	62.28
GAMETIME, Bldg & Grnds	70.24
GASSERT, ADAM, Contract Services	60.00
GCR OMAHA TRUCK TIRE CENTER, Vehicle Supplies	245.40
GILBERT, JAMES, Travel	71.00
GOLDMAN, JOHN, Telephone	85.00
GOVERNMENT FINANCE OFFICER'S, Training	525.00
GRAINGER, Bldg & Grnds	10.74
GRAPHIC IMAGINATION, Graphics	161.00
GRAYBAR ELECTRIC, Bldg & Grnds	17.53
GUNN, BRENDA, Travel/Phone	405.00
HALL, CHRIS, Travel	71.00
HEIMES CORPORATION, Street Maint.	53.47
HELGET GAS PRODUCTS, Squad Supplies	10.00
HOME DEPOT, Bldg & Grnds	147.88
HOPE HEALTH/IHAC, Dues	138.60
HURST, JEAN, Travel	30.00
HUSKER MIDWEST PRINTING, Printing	382.73
HY-VEE, Supplies	28.38
INDUSTRIAL SALES CO., Bldg & Grnds	173.48
J P COOKE, Supplies	49.25
J Q OFFICE EQUIPMENT, Contract Services	229.87
KIEFFER, DANIELLE, Refund	65.00
KINDIG, DOUGLAS, Travel/Phone	271.00
KLINKER, MARK, Professional Services	200.00
LA VISTA COMMUNITY FOUNDATION, Payroll Deductions	90.00
LAUGHLIN, KATHLEEN, Payroll Withholdings	372.00
LAWSON PRODUCTS, Supplies	108.02
LEAGUE ASSN OF RISK MGMT, Insurance	1,172.00
LEWIS, HEATH, Travel	71.00
LIFE ASSIST, Squad Supplies	685.95
LINDBERG, SHEILA, Travel	305.00
LOVELAND LAVNS, Street Maint.	79.75
LUKASIEWICZ, BRIAN, Phone	50.00
LUPOMECH, CATHY, Travel	256.00
M. B. WILDER, Vehicle Maint.	66.00
MARSHALL CAVENDISH, Books	752.95
MARTIN MARIETTA AGGREGATES, Bldg & Grnds	406.10
METRO AREA TRANSIT, March Fees	596.00
MID AMERICA PAY PHONES, Phones	100.00
MIDWEST MUDJACKING, Bldg & Grnds	1,380.00



# MINUTE RECORD

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

May 5, 2009

MIDWEST TAPE, Media	690.13
MONARCH OIL, Street Maint.	390.00
MOTOROLA, Radio Batteries	758.60
MUD, Utilities	867.45
MULLEN & MULLEN, Professional Service	4,960.00
NATIONAL ENTERTAINMENT, Supplies	467.88
NE DEPT OF REVENUE-LOTTERY, Lottery Tax	83,140.57
NE FIRE ADMIN ASSISTANTS, Dues	15.00
NE LIBRARY COMMISSION, CD Rom	1,974.00
NE SOFTBALL ASSN, Fees	1,760.00
NEXTEL, Phone	655.19
NLA PUBLIC LIBRARY SECTION, Training	15.00
ODB COMPANY, Vehicle Maint.	342.89
ODEY'S, Bldg & Grnds	225.12
OFFICE DEPOT, Supplies	710.24
OFFUTT YOUTH CENTER, Contract Services	720.00
ON YOUR MARKS, Professional Services	2,684.08
OVERHEAD DOOR, Bldg & Grnds	20.00
PAPILLION TIRE, Vehicle Maint.	20.30
PARAMOUNT LINEN & UNIFORM, Uniform Cleaning	393.96
PAUL CONWAY SHIELDS, Wearing Apparel	208.00
PAYLESS, Supplies	287.12
PITNEY BOWES, Supplies	221.00
QWEST, Phone	1,212.53
RAINBOW GLASS & SUPPLY, Bldg & Grnds	160.99
RAMIREZ, RITA, Travel/Phone	348.00
READY MIXED CONCRETE, Street Maint.	691.66
RUTHERFORD, BECKY, Refund	75.00
SARPY COUNTY CHAMBER, Travel	280.00
SARPY COUNTY COURTHOUSE, Contract Services	3,487.34
SARPY COUNTY ECONOMIC DEV, Travel	180.00
SMITHERS, Street Maint.	3,065.00
SNITILY CARR, Professional Services	2,175.00
SOUCIE, JOSEPH, Phone	60.00
SPRINT, Phones	92.33
STANDARD IRON WORKS, Street Maint.	216.00
STATE OF NEBRASKA LEGISLATIVE, Supplies	17.25
STOPAK, SCOTT, Travel	305.00
SUPERIOR LAMP, Bldg & Grnds	244.56
SUTPHEN, Vehicle Maint.	33,526.00
TARGET BANK, Other	18.14
THOMPSON DREESSEN & DORNER, Professional Services	19,277.35
TIEHEN, JAMES, Travel	71.00
TRIVELY, ANGELA, Refund	40.00
UPSTART, Summer Reading Prog.	45.95
USPS, Postage	1,350.99
VERIZON, Phones	94.09
WAL-MART, Supplies	1,333.71
WASTE MANAGEMENT, Bldg & Grnds	544.01

## REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

City Administrator Gunn informed Council that she just returned from the Senior Executive Leadership Institute sponsored by ICMA University and University of Virginia in Charlottesville VA. The institute was very beneficial and she learned many things to help the organization which she will inform council of in the near future.

Finance Director Lindberg introduced the new part-time accountant, Chuck Weight, to Council.

Police Chief Lausten thanked Council for their recognition of National Police Week. All police personnel will be wearing a black band for the week in honor of fallen officers. A ceremony will be held on Friday, May 15<sup>th</sup> at 10:00 at the Douglas County Sheriff's Department. A law enforcement memorial dedication will be held at Fonner Park in Grand Island on May 11<sup>th</sup>.

Public Works Director Soucie informed Council that the street light project on 96<sup>th</sup> Street from Portal Road to Giles Road is completed and the light project on Eastport Parkway is about one-



# MINUTE RECORD

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

May 5, 2009

half completed. Soucie thanked Council for allowing his employees to attend the North America Snow Conference last Monday. APWA will be hosting this conference in Omaha next year so he should be able to send a number of his employees.

Library Director Iwan informed Council the Library had 14 children and 5 adults attend the recent May Day Craft Event. Iwan informed Council a new system which has been implemented at the Library to allow patrons the ability to log in from home to place requests, ask questions, etc is working well.

## **B. ORDINANCE – AMEND MASTER FEE ORDINANCE**

Councilmember Sell introduced Ordinance No. 1092 entitled: AN ORDINANCE TO AMEND ORDINANCE NO.1066, AN ORDINANCE TO ESTABLISH THE AMOUNT OF CERTAIN FEES AND TAXES CHARGED BY THE CITY OF LA VISTA FOR VARIOUS SERVICES INCLUDING BUT NOT LIMITED TO BUILDING AND USE, ZONING, OCCUPATION, PUBLIC RECORDS, ALARMS, EMERGENCY SERVICES, RECREATION, LIBRARY, AND PET LICENSING; SEWER AND DRAINAGE SYSTEMS AND FACILITIES OF THE CITY FOR RESIDENTIAL USERS AND COMMERCIAL USERS (INCLUDING INDUSTRIAL USERS) OF THE CITY OF LA VISTA AND TO GRANDFATHER EXISTING STRUCTURES AND TO PROVIDE FOR TRACT PRECONNECTION PAYMENTS AND CREDITS; REGULATING THE MUNICIPAL SEWER DEPARTMENT AND RATES OF SEWER SERVICE CHARGES; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE THE EFFECTIVE DATE HEREOF

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

Community Development Director Birch gave an overview of the change to the ordinance.

Pastor Roger Criser, from the Harrison Street Baptist Church, addressed Council to thank them for the changes to the sign permit fee.

Said ordinance was then read by title and thereafter Councilmember Ellerbeck moved for final passage of the ordinance which motion was seconded by Councilmember Carlisle. Pastor Criser also asked about consideration for the type of sign they put on their property to allow more than two events per year. Birch will talk to staff regarding a 2 sided sign with three posts being one sign. The Mayor then stated the question was, "Shall Ordinance No.1092 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck, and Gowan. The following voted nay: None. The following were absent: None. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the City Clerk attested the passage/approval of the same and affixed her signature thereto.

## **C. CDBG LOAN – AMERICAN MARKING**

### **1. PUBLIC HEARING**

At 7:32 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the CDBG Loan – American Marking. Jake Hansen, of MAPA and Toby Churchill, representing SCEDC addressed Council to give an overview.

At 7:35 p.m. Councilmember Ellerbeck made a motion to close the public hearing. Seconded by Councilmember Gowan. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

### **2. RESOLUTION**

Councilmember Gowan introduced and moved for the adoption of Resolution No. 09-041: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE TRANSFER OF APPROXIMATELY \$30,000 IN CDBG RECOVERED PROGRAM INCOME REUSE FUNDS FROM THE CITY OF LA VISTA, NEBRASKA, TO SARPY COUNTY, NEBRASKA, TO BE USED SOLELY FOR THE AMERICAN MARKING CORPORATION APPLICATION FOR CDBG FUNDING.



# MINUTE RECORD

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

May 5, 2009

- WHEREAS, American Marking Corporation has submitted an application to Sarpy County and the City of La Vista for \$50,000 in CDBG Recovered Program Income funds; and
- WHEREAS, the City of La Vista adopted an amended CDBG Recovered Program Income – Reuse Plan for Economic Development on May 6, 2008, for such purpose; and
- WHEREAS, according to the Reuse Plan the application was submitted to the review committee which consists of the executive board of the Sarpy County Economic Development Corporation (SCEDC); and
- WHEREAS, the SCEDC executive board reviewed the application and program requirements and has unanimously voted to recommend approval of the request; and
- WHEREAS, the City of La Vista has approximately \$30,000 in the CDBG Reuse Funds account and will conditionally committed funds for this project based upon the creation of 10 new FTE positions.
- NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize the transfer of approximately \$30,000 in CDBG Recovered Program Income funds from the City of La Vista to Sarpy County to be used solely for American Marking Corporation upon successful execution of a Memorandum of Understanding with Sarpy County and other contract documents necessary to approve the expenditure of CDBG Recovered Program Income Reuse funds.

Seconded by Councilmember Quick. Mayor Kindig asked if there was anyone here to speak on this agenda item. There being no one, Mayor Kindig asked for the vote. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

## **D. RESOLUTION – AWARD CONTRACT - STREET SWEEPER**

Councilmember Carlisle introduced and moved for the adoption of Resolution No. 09-042: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE PURCHASE OF ONE (1) 2009 ALLIANZ MX450 STREET SWEEPER FROM ROSE EQUIPMENT COMPANY, LINCOLN NEBRASKA, IN AN AMOUNT NOT TO EXCEED \$165,975.00.

- WHEREAS, the City Council of the City of La Vista has determined that the purchase of one new Street Sweeper for the Public Works Department is necessary; and
- WHEREAS, the FY08/09 General Fund – Street Operating budget does include funds for the lease/purchase of said equipment; and
- WHEREAS, Rose Equipment Company, Lincoln, Nebraska, is the most responsible 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 purchase over \$5,000.00.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize the purchase of one 2009 Allianz MX450 Street Sweeper for the Public Works Department from Rose Equipment Company, Lincoln, Nebraska, in an amount not to exceed \$165,975.00.

Seconded by Councilmember Quick. Public Works Director Soucie informed Council the old vehicle will be retained for parts. Mayor Kindig asked if there was anyone here to speak on this agenda item. There being no one, Mayor Kindig asked for the vote. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

## **E. RESOLUTION – PERMISSION TO CONSUME ALCOHOL AT SWIMMING POOL ON JULY 11, 2009**

Councilmember Carlisle introduced and moved for the adoption of Resolution No. 09-043: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE CONSUMPTION OF ALCOHOL AT THE LA VISTA CITY SWIMMING POOL AND SAND VOLLEYBALL COURT ON SATURDAY, JULY 11, 2009, BY CITY



# MINUTE RECORD

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

May 5, 2009

EMPLOYEES, VOLUNTEERS AND THEIR GUESTS IN CONJUNCTION WITH THE ANNUAL VOLUNTEER/EMPLOYEE PICNIC.

WHEREAS, the La Vista Employee Activity Committee has requested permission to consume alcohol at the La Vista City Swimming Pool and Sand Volleyball Court in conjunction with the annual volunteer/employee picnic to be held on July 11, 2009, and

WHEREAS, City Council approval must be obtained prior to allowing the consumption of alcoholic beverages on city property.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, do hereby authorize the consumption of alcohol at the La Vista City Swimming Pool and Sand Volleyball Court on July 11, 2009, in conjunction with the annual volunteer/employee picnic.

Seconded by Councilmember Ellerbeck. Mayor Kindig asked if there was anyone here to speak on this agenda item. There being no one, Mayor Kindig asked for the vote. Councilmembers voting aye: Ronan, Sheehan, Carlisle, Crawford, Ellerbeck, and Gowan. Nays: Sell and Quick. Absent: None. Motion carried.

## **F. RESOLUTION – APPLICATION FOR ADDITION TO LIQUOR LICENSE – THE RENDEZVOUS COMPANY DBA HOUSTON'S LOUNGE**

Councilmember Carlisle introduced and moved for the adoption of Resolution No. 09-044: 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 ADDITION TO THE CLASS CK LIQUOR LICENSE APPLICATION OF THE RENDEZVOUS COMPANY DBA HOUSTON'S LOUNGE, LA VISTA, NEBRASKA.

WHEREAS, The Rendezvous Company dba Houston's Lounge, 12040 McDermott Plaza, Suite 100, La Vista, Sarpy County, Nebraska, has applied to the Nebraska Liquor Control Commission for an addition to their Class CK Liquor License to add an outdoor area, 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.

WHEREAS, the City Council approves the waiver of the Beer Garden Fencing requirement as it meets the City's design guidelines and has been approved by the City of La Vista Chief of Police.

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 addition to the Class CK Liquor License application submitted by The Rendezvous Company dba Houston's Lounge, 12040 McDermott Plaza, Suite 100, La Vista, NE.

Seconded by Councilmember Gowan. Mayor Kindig asked if there was anyone here to speak on this agenda item. John Houston, the owner of Houston's Lounge addressed Council to inform Council that bar is one of the most beautiful in the metro area and everyone should stop in to see it. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

## **G. SPECIAL ASSESSMENT** **1. PUBLIC HEARING**

At 7:44 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on a special assessment.

# MINUTE RECORD

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

May 5, 2009

At 7:45 p.m. Councilmember Ellerbeck made a motion to close the public hearing. Seconded by Councilmember Gowan. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

## **2. RESOLUTION**

Councilmember Sheehan introduced and moved for the adoption of Resolution No. 09-045: 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  
7216 S. 71<sup>st</sup> Ave., Lot 18/La Vista Replat, \$122.37  
were notified to clean up their property as they were in violation of the City Municipal Code, Section 133.01, or the City would do so and bill them accordingly, and

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 Carlisle. Councilmember Crawford stated the new pictures included with the Council packet are an improvement. Mayor Kindig asked if there was anyone here to speak on this agenda item. There being no one, Mayor Kindig asked for the vote. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

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

## **COMMENTS FROM THE FLOOR**

Mayor Kindig asked if there were any comments from the floor; and stated that anyone having comments should limit them to three minutes. Pastor Roger Criser informed Council that the National Day of Prayer is on Thursday, May 7, 2009. He thanked the Council for allowing the use of the Council Chamber to say a prayer for the Mayor and Council of La Vista.

## **H. EXECUTIVE SESSION - STRATEGY SESSION/NEGOTIATING GUIDANCE**

At 7:46 p.m. Councilmember Carlisle made a motion to go into executive session for protection of the public interest for a Strategy Session and Negotiating Guidance. Seconded by Councilmember Ellerbeck. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, 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 9:04 p.m. the Council came out of executive session. Councilmember Crawford made a motion to reconvene in open and public session. Seconded by Councilmember Carlisle. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.



# MINUTE RECORD

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

May 5, 2009

## COMMENTS FROM MAYOR AND COUNCIL

Mayor Kindig informed Council that La Vista West PTO is looking for volunteers to participate in their Reading in the Park/Summer Safety Day on May 15<sup>th</sup> from 12:00 noon to 2:05 p.m. They are hoping for four to five volunteers.

At 9:07 p.m. Councilmember Sell made a motion to adjourn the meeting. Seconded by Councilmember Gowan. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

PASSED AND APPROVED THIS 19TH DAY OF MAY 2009.

CITY OF LA VISTA

ATTEST:

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

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

K:\APPS\CITYHALL\09 COUNCIL MINUTES\May 5, 2009

**CITY OF LA VISTA**  
**PLANNING COMMISSION MINUTES**  
**APRIL 16, 2009**

**DRAFT**

The Planning Commission meeting of the City of La Vista was convened at 7 p.m. on Thursday, April 16, 2009, at the La Vista City Hall, 8116 Park View Boulevard. Members present were: Krzywicki, Malmquist, Nielsen, Hewitt, Andsager, Kramolisch and Gahan. Absent: Alexander, Circo and Horihan. Malmquist arrived at 7:12 pm. Also in attendance was Marcus Baker, City Planner.

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 7:07 p.m. Copies of the agenda and staff report were made available to the public.

**2. Approval of Meeting Minutes – February 19, 2009**

Hewitt motioned to approve the minutes of February 19, 2009. Kramolisch seconded the motion. Ayes: Hewitt, Krzywicki, Andsager, Kramolisch, Nielsen and Gahan. Nays: None. Motion carried.

**3. Old Business**

None.

**4. New Business**

**A. Public Hearing for revising Section 2.02.155, Section 2.02.156, and Section 7.10 all relating to Home Occupations**

i. Staff Report: Home occupations have become increasingly popular as technology enables more and more people to work from computers and mobile devices in remote locations. Planning staff believes the zoning code needs to be modernized to reflect these advances in technology and provide an effective and efficient planning process to accommodate the trend.

In summary, the revisions seek to clarify the definition of "Home Occupation" and enhance existing code requirements related to home occupations and licensing. For example, Home Occupation II (Minor) permits would no longer require a resident to gather signatures of approval from neighbors within 200 feet. Also, the lists of uses defining specific home occupations have been replaced with generic performance standards or categories. According to the Home Based Business Council, over 200 potential home occupations have been identified. It is not possible to list them all in the code. Therefore, instead of regulating based on the type of business, the City could instead regulate based on necessary parking, number of employees, and other mitigating factors.

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

ii. Public Hearing: Hewitt motioned to open public hearing. Andsager seconded. Ayes: Hewitt, Krzywicki, Andsager, Horihan, Malmquist, Kramolisch and Gahan. Nays: None. Public hearing opened at 7:10 p.m.

Baker explained that these definitions need updating, as there seems to be an increase in home occupation applications. The major changes were to make it a more generalized definition with a performance based review. There are many different types of home occupations and staff would like to open the door for those businesses which would create minimal impact on a neighborhood.

Baker further explained that in Section 2.02.156.02, (all) Home Occupation Licenses require a minimum of seventy-five percent of the households within two hundred feet of the proposed home occupation shall indicate no objections to the operation of a particular proposed home occupation. The attempt is to have this 200 foot poll be required only of the Home Occupation I (major), who are required to have a conditional use permit.



Sec 7.10 review criteria for Home Occupations has added 7.10.01, stating "Home Occupations shall not alter the residential character of the neighborhood."

Krzywicki questioned this statement feeling it was arbitrary as to whose opinion it would be that a particular home occupation was altering the character of any particular neighborhood. Baker said it would come down to a judgment call of the Planning Commission and City Council. Further definition may be required.

Gahan questioned whether parking a commercial delivery truck, in Sec 7.10.09 meant a temporary delivery truck such as UPS, or a delivery truck that belonged to the home occupation business. Baker suggested that further clarification may need to be added.

Gahan suggested that in 2.02.155.01, the word 'any' be inserted to the phrase "off-site street or on-street site part of (any) commercial delivery vehicles". Krzywicki countered that argument by suggesting, "used in day to day operations of the home occupation business" after commercial delivery vehicles.

Kramolisch suggested that the determination could be as to whether a home occupation business uses their residential address within the processes of the business: advertising, billing, etc.

Baker offered to clarify the reference to "commercial delivery vehicle" in this section.

Hewitt motioned to continue the public hearing until clarification can be made on these definitions as requested. Malmquist seconded. Ayes: Hewitt, Krzywicki, Andsager, Nielsen, Kramolisch, Malmquist and Gahan. Nays: None. Public hearing closed at 7:40 p.m.

**B. City of La Vista Code of Conduct Statement**

i. Staff Report: The Council Policy Statement regarding the City of La Vista Code of Conduct was issued January 20, 2004. The statement requires a signed statement from City Council, boards and commissions. Newly elected and appointed officials entering office affirm and understand that they understand the city code of conduct and in order to provide an opportunity for review and update this policy will become a re-occurring agenda item following each general election.

Commissioners are asked to sign these statements provided to them which will be given to the City Clerk.

**5. Comments from the Floor**

Eileen Williamson, resident of Cimarron Woods, came forward with comments on Lot 380, Cimarron Woods (Cimarron Terrace Apartments) regarding planning documents that were submitted to the city on April 9, 2009. She states that this was beyond the city's deadline for document submittal of April 7, 2009; the next deadline being May 5, 2009. If these documents were accepted as submittals for the April 7, it goes before public hearing on May 21 or later if accepted for May 5th deadline. Williamson contends that if the documents were accepted after the April 7 deadline this delays the city's time for review of documents before City Council and public hearing, and in turn, delays the time of neighbor's to review the documents. She asks that since the documents arrived after the April 7 deadline that it go to the June Planning Commission meeting, or the neighbors be given the same extension of time.

She also requests that the 300 foot radius of notifications for the Cimarron Terrace project be extended to include more of the Cimarron Woods residential neighborhood.

Baker responded that it is correct that April 7th was the deadline for the May 21, 2009 Planning Commission meeting. The applicant submitted a revised application for Cimarron Terrace Apartments, and they were granted an extension by the Community Development Director to submit the complete application in by April 9th. The reason this was granted was due to the fact that the project had been reviewed once before and a two day delay would not significantly reduce the opportunity to review the revisions.

Baker further stated that what was accepted yesterday was the architectural design review and this is reviewed by Planning Commission at the same time as other material; however, it is a separate process that is done by the city's contracted architect, which does not have a submittal deadline. April 29th is the deadline for the developer to submit any further revisions.

The documents are tentatively scheduled to be on the May 21 agenda for the Planning Commission which makes a recommendation for approval or denial for consideration by the City Council. If continued by the Planning Commission it would stay there for further consideration the following month.

## **6. Comments from the Planning Commission**

Baker informed the commissioners that the Vision 84 consultants had met this week with the stakeholder groups, etc. for info gathering and feedback. There will be a Walking Tour of 84th Street on May 8 (3-5 pm) and May 9th (Sat. 9:30-11:30). Anyone from the public is invited to this walking tour.

## **7. Adjournment**

Malmquist motioned to adjourn. Gahan seconded. Ayes: Hewitt, Krzywicki, Andsager, Horihan, Malmquist, Kramolisch and Gahan. Nay: None. Motioned carried. Nays: None. Meeting was adjourned at 7:55 p.m.

Reviewed by Planning Commission: John Gahan

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Recorder

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Planning Commission Chair

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Approval Date



## Meeting of Board of Directors

### LA VISTA/METROPOLITAN COMMUNITY COLLEGE CONDOMINIUM OWNERS ASSOCIATION, INC.

#### MINUTES OF MEETING

May 4, 2009

3:00 p.m.

Members Present:    Pat Archibald       Rich Hanneman       Rose Iwan  
                              Arlene Jordan       Dave Koebel

Agenda Item #1: Announcement of Location of Posted Meetings Act:

A copy of the Open Meetings Act is posted on the North wall of the conference room for public access and reference. A copy of the act is also available.

Agenda Item #2: Approval of the Notice of Meeting.

Notice of Meeting was published by the City and College in the Times and the Omaha World-Herald. Moved by Hanneman and seconded by Koebel to approve. Ayes: all. Nays: none. Motion approved.

Agenda Item #3: Approval of the Minutes From February 2, 2009 Meeting.

Moved by Archibald and seconded by Hanneman to approve the February 2, 2009 meeting minutes. Ayes: all. Nays: none. Motion approved.

Agenda Item #4: Status of OPPD Heat Pump / Geothermal Well Field follow-up meeting.

The group with representatives from the La Vista/Metropolitan Community College Condominium Board and representatives from OPPD did meet to discuss concerns and options for the system. The Board's preference was to have a geothermal solution on the East side of the property. The response was delayed by OPPD.

Agenda Item #5: Mail Delivery.

Archibald will call the local Post Master to investigate options for having mail delivered to both Metropolitan Community College and the La Vista Public Library instead of all mail going to Metropolitan Community College.

Agenda Item #6: Public Safety at Sarpy.

A Public Safety Officer is at the Sarpy Center Monday through Thursday from 5:00 p.m. until closing. There was a need to have other personnel trained to close the building as well as security. Another Public Safety issue is handicapped parking: MCC students will be ticketed if

parked illegally in the handicapped parking stalls. Emergency Alarm Beacons are being planned for the entire building. Locations will be as follows: two located upstairs, two downstairs, and one in the library. Flash, strobe and providing a text message are features of the beacons. They will be used for severe weather alerts as well. The units should be installed in the next couple of months.

Agenda Item #7: Food Service.

Sarpy Center no longer has food service due to lack of interest and sales.

Agenda Item #8: Other Business.

There was no other business.

The next Board of Directors's Meeting is on Monday, August 3, 2009 at 3:00 p.m. La Vista/MCC Sarpy Center Conference Room #142.

It was moved by Archibald and seconded by Hanneman to adjourn the meeting at 3:42 p.m.

Minutes respectfully submitted by Rose Iwan



**City of La Vista  
Library Advisory Board  
At the Public Library, Conference Room #142  
May 14, 2009 – 5:30 P.M.  
Meeting Agenda**

1. Call to Order
2. Announcement of Location of Posted Open Meetings Act
3. Introductions
4. Approval of the March 12, 2009 Minutes
5. Assistant Library Director's Report
  - a. Library Programs
  - b. Employee Update
  - c. Library Meetings Attended
  - d. General Library Information
6. Circulation Report
7. Old Business
  - a. Grants: La Vista Community Foundation for Mary Louise Anderson Storytime Room (\$4,000); Midland Community Foundation Grant for Grieving Teen/Child Book Bags. New grants: Nebraska Humanities Council.
  - b. Budget FY 08/09.
  - c. Book Drop – Discussion continued.
  - d. Inventory 2009.
8. New Business
  - a. New Automation System: Apollo.
  - b. Budget FY 09/10.
9. Comments from the Floor
10. Comments from the Board
11. Adjournment

Next meeting: July 9, 2009 at 5:30 p.m.

The public is welcome and encouraged to attend all meetings. If special accommodations are required please contact the City Clerk prior to the meeting at 331-4343. A copy of the Open Meeting Act is posted in the Library Conference Room. Citizens may address the Library Advisory Board under "Comments from the Floor." Comments should be limited to five minutes.

**LA VISTA CIVIL SERVICE COMMISSION  
MEETING MINUTES  
May 12, 2009**

**DRAFT**

A meeting of the Civil Service Commission of the City of La Vista, Nebraska was convened at 4:30 p.m. on May 12, 2009 at the Harold "Andy" Anderson Council Chambers at La Vista City Hall, 8116 Park View Blvd. Present were Chairman Filbrandt, and Commissioners Birkey, Christensen, and Lewis. Absent: Kollars. Also in attendance were: City Administrator Gunn, Police Chief Lausten, and Civil Service Secretary Pam Buethe.

A notice of the meeting was given in advance by advertising in the Times Newspaper on April 30, 2009. Notice was simultaneously given to the Chairman and all members of the Civil Service Commission and a copy of the acknowledgement of the receipt of notice was attached to the minutes. Availability of the agenda was communicated to the Civil Service Commission members 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.

**I. CALL TO ORDER**

Chairman Filbrandt called the meeting to order at 4:30 p.m.

**II. APPROVE MINUTES OF OCTOBER 23, 2008 CIVIL SERVICE COMMISSION MEETING**

Commissioner Birkey made a motion to approve the minutes of the October 23, 2008 Civil Service Commission meeting. Seconded by Commissioner Christensen. Ayes: Birkey, Christensen, Filbrandt, and Lewis. Nays: None. Absent: Kollars. Motion carried.

**III. POLICE CHIEF'S REPORT**

Police Chief Lausten reported that the two new officers were doing well and have almost completed their FTO. They should be on their own by the second week in June. He also stated that he is asking for authorization to test without giving dates due to the possible stimulus money which would pay for officers for three years without a city match. He will find out about funding in July.

**IV. PROPOSED CHANGES TO CIVIL SERVICE RULES & REGULATIONS**

**A. Review**

City Administrator Gunn stated that the last time FOP negotiations were done the FOP asked for a proposed change to the regulations to put officers certified in other states on an equal level with those in state. Chief Lausten explained how this works now and how it will work with the change.

**B. Resolution**

Commissioner Christensen introduced and moved for the adoption of Resolution No. 09-001: A RESOLUTION OF THE CIVIL SERVICE COMMISSION OF THE CITY OF LA



VISTA, NEBRASKA UPDATING THE RULES AND REGULATIONS OF THE LA VISTA CIVIL SERVICE COMMISSION.

BE IT RESOLVED, that the Civil Service Commission pursuant to the La Vista Civil Service Rules and Regulations, are hereby amended and updated as of May 12, 2009, Update and Reprint.

BE IT FURTHER RESOLVED that this Resolution, and the Update and Reprint of the Rules and Regulations of the Commission made by this Resolution, shall, except as otherwise provided above, be effective on and after May 12, 2009.

NOW THEREFORE BE IT RESOLVED that the Secretary of the Commission shall provide one copy of this resolution to each full-time police officer of the La Vista Police Department, pursuant to §6.4 of the Commission's Rules and Regulations, §37.39 (A) of the City Code of the City of La Vista, Nebraska, and Neb. Rev. Stat. §19-1830(2).

Seconded by Commissioner Lewis. Chairman Filbrandt asked for the vote. Ayes: Birkey, Christensen, Filbrandt, and Lewis. Nays: None. Absent: Kollars. Motion carried.

**V. REQUEST AUTHORIZATION TO TEST FOR ENTRY LEVEL POLICE OFFICERS**

Commissioner Christensen motioned to approve the request for authorization to test for Entry Level Police Officers provided the stimulus money is awarded to the City of La Vista. Seconded by Commissioner Birkey. There being no discussion Chairman Filbrandt asked for the vote. Ayes: Birkey, Christensen, Filbrandt, and Lewis. Nays: None. Absent: Kollars. Motion carried.

**VI. CITY ADMINISTRATOR'S REPORT**

City Administrator Gunn stated that she had no report but would answer any questions the Commission might have regarding the City. The Commission inquired as to the development in Southport West. Gunn gave an update of progress in that area.

**VII. COMMENTS FROM THE FLOOR**

There were no comments from the floor.

**VIII. COMMENTS FROM THE COMMISSION**

There were no comments from the Commission.

**VII. ADJOURNMENT**

At 4:50 p.m. Commissioner Birkey made a motion to adjourn the meeting. Seconded by Commissioner Christensen. Ayes: Birkey, Christensen, Filbrandt, and Lewis. Nays: None. Absent: Kollars. Motion carried.

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Pamela A. Bueth, CMC  
Civil Service Secretary

**CITY OF LAVISTA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-PROPRIETARY FUNDS**

**BUDGET AND ACTUAL**

For the seven months ended April 30, 2009

58% of the Fiscal Year

	Sewer Fund				Golf Course Fund					
	Budget	MTD Actual	YTD Actual	Over (Under) Budget	% of Budget Used	Budget	MTD Actual	YTD Actual	Over (Under) Budget	% of Budget Used
REVENUES										
User fees	\$ 1,073,780	\$ 95,920	\$ 682,004	\$ (391,776)	64%	\$ 175,000	\$ 23,762	\$ 54,646	\$ (120,354)	31%
Service charge and hook-up fees	300,000	28,740	114,189	(185,811)	38%	-	-	-	-	-
Merchandise sales	-	-	-	-	-	31,800	2,674	6,399	(25,401)	20%
Grant	50,000	-	27,980	(22,020)	n/a	-	-	-	-	-
Miscellaneous	200	23	151	(49)	76%	300	13	117	-	39%
Total Revenues	<u>1,423,980</u>	<u>124,682</u>	<u>824,324</u>	<u>(599,656)</u>	<u>58%</u>	<u>207,100</u>	<u>26,449</u>	<u>61,163</u>	<u>(145,755)</u>	<u>30%</u>
EXPENDITURES										
General Administrative	473,381	40,818	306,367	(167,014)	65%	-	-	-	-	-
Cost of merchandise sold	-	-	-	-	-	25,278	3,545	6,294	(18,984)	25%
Maintenance	1,141,633	49,915	509,632	(632,001)	45%	180,170	9,931	75,808	(104,362)	42%
Production and distribution	-	-	-	-	-	112,798	8,278	47,174	(65,624)	42%
Capital Outlay	2,900	-	3,550	650	122%	9,500	2,285	2,285	(7,215)	24%
Debt Service:										
Principal	-	-	-	-	-	95,000	-	95,000	-	100%
Interest	-	-	-	-	-	33,370	-	17,944	(15,426)	54%
Total Expenditures	<u>1,617,914</u>	<u>90,733</u>	<u>819,548</u>	<u>(798,366)</u>	<u>51%</u>	<u>456,116</u>	<u>24,039</u>	<u>244,505</u>	<u>(211,611)</u>	<u>54%</u>
OPERATING INCOME (LOSS)	(193,934)	33,949	4,776	(198,710)	-	(249,016)	2,410	(183,343)	65,856	-
NON-OPERATING REVENUE (EXPENSE)										
Interest income	35,000	1,057	11,976	(23,024)	34%	25	6	56	31	225%
INCOME (LOSS) BEFORE OPERATING TRANSFERS	<u>(158,934)</u>	<u>35,005</u>	<u>16,752</u>	<u>(175,686)</u>	<u>-</u>	<u>(248,991)</u>	<u>2,416</u>	<u>(183,287)</u>	<u>65,704</u>	<u>-</u>
OTHER FINANCING SOURCES (USES)										
Operating transfers in (out)	-	-	-	-	-	238,000	112,944	112,944	(125,056)	47%
NET INCOME (LOSS)	<u>\$ (158,934)</u>	<u>\$ 35,005</u>	<u>\$ 16,752</u>	<u>\$ (175,686)</u>	<u>-</u>	<u>\$ (10,991)</u>	<u>\$ 115,360</u>	<u>\$ (70,343)</u>	<u>\$ 59,352</u>	<u>-</u>

**CITY OF LAVISTA, NEBRASKA**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES**  
For the seven months ended April 30, 2009  
58% of the Fiscal Year

	General Fund			% of Budget Used	Debt Service Fund			Capital Fund			
	Budget (12 month)	MTD Actual	YTD Actual		Over(under) Budget	MTD Actual	YTD Actual	Budget	MTD Actual	YTD Actual	Over(under) Budget
REVENUES											
Property Taxes	\$ 4,531,026	\$ 1,529,906	\$ 2,165,976	48%	\$ 761,601	\$ 270,697	\$ 359,720	\$ -	\$ -	\$ -	\$ -
Sales and use taxes	1,955,000	194,765	1,284,649	66%	977,500	97,382	642,325	835,334	-	-	(835,334)
Payments in Lieu of taxes	90,000	-	-	0%	-	-	-	-	-	-	-
State revenue	1,070,440	103,770	642,441	60%	-	-	-	-	-	-	-
Occupation and franchise taxes	500,000	212,003	533,653	107%	-	-	-	-	-	-	-
Hotel Occupation Tax	872,400	39,370	222,253	25%	-	-	-	-	-	-	-
Licenses and permits	637,000	51,011	333,586	52%	-	-	-	-	-	-	-
Interest income	50,000	2,999	29,443	59%	100,000	1,427	69,896	-	-	-	-
Recreation fees	151,000	13,742	68,828	46%	-	-	-	-	-	-	-
Special Services	27,295	2,113	10,341	38%	-	-	-	-	-	-	-
Grant Income	182,750	29,414	81,915	45%	-	-	-	-	-	-	-
Other	176,000	12,657	166,336	95%	585,000	22,017	239,929	2,893,337	3,720	156,457	(2,893,337)
Total Revenues	10,242,911	2,191,749	5,539,421	54%	2,424,101	391,523	1,311,869	653,334	3,720	156,457	(4,225,548)
EXPENDITURES											
Current:											
Mayor and Council	140,996	7,167	62,518	44%	-	-	-	-	-	-	-
Boards & Commissions	10,025	500	3,895	39%	-	-	-	-	-	-	-
Public Buildings & Grounds	476,009	33,307	216,318	45%	-	-	-	-	-	-	-
Administration	540,793	55,552	303,215	56%	90,000	3,512	9,209	-	-	-	-
Police and Animal Control	3,311,601	251,117	1,758,496	53%	-	-	-	-	-	-	-
Fire	514,198	6,260	195,156	38%	-	-	-	-	-	-	-
Community Development	639,075	48,038	325,124	51%	-	-	-	-	-	-	-
Public Works	2,584,143	191,454	1,321,248	51%	-	-	-	-	-	-	-
Recreation	567,335	32,194	238,683	42%	-	-	-	-	-	-	-
Library	590,046	45,736	296,516	50%	-	-	-	-	-	-	-
Human Resources	397,775	10,693	345,118	87%	-	-	-	-	-	-	-
Special Services & Tri-City Bus	77,600	4,646	30,208	39%	-	-	-	-	-	-	-
Capital outlay	315,671	9,974	79,858	25%	-	-	-	-	-	-	-
Debt service: (Warrants)	-	-	-	-	1,475,000	-	378,374	-	3,720	156,457	(6,404,402)
Principal	-	-	-	-	1,770,000	215,000	1,410,000	-	-	-	-
Interest	-	-	-	-	1,665,549	173,099	770,395	-	-	-	-
Total Expenditures	10,165,267	696,639	5,176,353	51%	5,000,549	391,612	2,567,978	6,560,859	3,720	156,457	(6,404,402)
EXCESS OF REVENUES OVER (UNDER) EXPENDITURES	77,644	1,495,111	363,068	468%	(2,576,448)	(88)	(1,256,109)	(2,178,854)	-	-	(2,178,854)
OTHER FINANCING SOURCES (USES)											
Operating transfers in (out)	(820,280)	-	-	-	134,092	-	-	118,854	-	-	(118,854)
Bond/registered warrant proceeds	-	-	-	-	1,475,000	-	-	2,060,000	-	-	(2,060,000)
Total other Financing Sources (Uses)	(820,280)	-	-	-	1,609,092	-	-	2,178,854	-	-	(2,178,854)
EXCESS OF REVENUES AND OTHER FINANCING SOURCES OVER (UNDER) EXPENDITURES AND OTHER FINANCING USES	\$ (742,636)	\$ 1,495,111	\$ 363,068	-	\$ (967,356)	\$ (88)	\$ (1,256,109)	\$ 288,753	\$ -	\$ -	\$ -
FUND BALANCE, beginning of the year			4,523,855				7,508,967			(292,031)	
FUND BALANCES, END OF PERIOD			\$ 4,886,923				\$ 6,252,858			\$ (292,031)	

\* FY09 Liability and Workers' Comp Insurance



## Invoice

Ann Birch  
City of La Vista  
8116 Park View Boulevard  
La Vista, NE 68128-2198  
United States

April 23, 2009  
Project No: 08030111.01  
Invoice No: 1

Project 08030111.01 84th Street Redevelopment Vision  
Description of Services: Kickoff meeting; project start up; data gathering.  
Professional Services from February 28, 2009 to April 3, 2009

## Fee

Billing Phase	Fee	Percent Complete	Earned	Previous Fee Billing	Current Fee Billing
Project	42,840.00	28.00	11,995.20	0.00	11,995.20
Startup/Inventory/Analysis					
Initial Outreach	51,724.00	0.00	0.00	0.00	0.00
Developing A Vision	52,822.00	0.00	0.00	0.00	0.00
Vision Plan Preparation	24,559.00	0.00	0.00	0.00	0.00
Vision Plan Refinement	27,844.00	0.00	0.00	0.00	0.00
Total Fee	199,789.00		11,995.20	0.00	11,995.20
Total Fee				11,995.20	

Total this Invoice \$11,995.20

Consent Agenda  
5-19-09



05-71-0830.01

Remit payment to EDAW Inc. Dept 9269-03. Los Angeles California 90084-9269. Tel 970.484.6073  
Wire payment to Wells Fargo Bank. 420 Montgomery Street. San Francisco California 94104. Routing #121000248 (Domestic)  
Swift #WFBUS6S (Intl). Acct #4030013163

When making payment, please reference itemized amount by invoice number and EDAW job number. Payment terms net 30 days.  
A 1.5% per month finance charge will be assessed on all past due accounts.

BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
-----									
1	Bank of Nebraska (600-873)								
		46021			Payroll Checks				
Thru		46023							
		46024			Gap in Checks				
Thru		96289							
		96290	5/06/2009	615	MILLER BRANDS OF OMAHA INC	152.50			**MANUAL**
		96291	5/06/2009	1270	PREMIER-MIDWEST BEVERAGE CO	178.10			**MANUAL**
		96292	5/06/2009	1194	QUALITY BRANDS OF OMAHA	389.30			**MANUAL**
		96293	5/12/2009	3702	LAUGHLIN, KATHLEEN A, TRUSTEE	372.00			**MANUAL**
		96294	5/19/2009	1121	A ADVERTISING & SUPPLY	521.00			
		96295	5/19/2009	3208	A C NELSEN RV WORLD	209.86			
		96296	5/19/2009	3983	ABE'S PORTABLES INC	135.00			
		96297	5/19/2009	886	ACCURATE TESTING INC	401.00			
		96298	5/19/2009	762	ACTION BATTERIES UNLTD INC	55.05			
		96299	5/19/2009	4031	AI SQUARED	114.00			
		96300	5/19/2009	571	ALAMAR UNIFORMS	48.23			
		96301	5/19/2009	3894	ALLIED ELECTRONICS INC	71.84			
		96302	5/19/2009	720	AMERICAN LEGAL PUBLISHING CORP	250.00			
		96303	5/19/2009	1973	ANN TROE	640.00			
		96304	5/19/2009	536	ARAMARK UNIFORM SERVICES INC	260.53			
		96305	5/19/2009	188	ASPHALT & CONCRETE MATERIALS	104.92			
		96306	5/19/2009	201	BAKER & TAYLOR BOOKS	1,446.49			
		96307	5/19/2009	3761	BAKER, MARCUS	422.40			
		96308	5/19/2009	849	BARONE SECURITY SYSTEMS	648.00			
		96309	5/19/2009	793	BENNETT REFRIGERATION	547.16			
		96310	5/19/2009	1784	BENNINGTON EQUIPMENT INC	645.40			
		96311	5/19/2009	3774	BENSON RECORDS MANAGEMENT CTR	53.16			
		96312	5/19/2009	410	BETTER BUSINESS EQUIPMENT	42.72			
		96313	5/19/2009	196	BLACK HILLS ENERGY	989.62			
		96314	5/19/2009	1242	BRENTWOOD AUTO WASH	132.00			
		96315	5/19/2009	117	BRODART	11.40			
		96316	5/19/2009	2372	CAMPBELL, KIRK	120.00			
		96317	5/19/2009	2625	CARDMEMBER SERVICE-ELAN	.00	**CLEARED**	**VOIDED**	
		96318	5/19/2009	2625	CARDMEMBER SERVICE-ELAN	.00	**CLEARED**	**VOIDED**	
		96319	5/19/2009	2625	CARDMEMBER SERVICE-ELAN	6,517.84			
		96320	5/19/2009	2285	CENTER POINT PUBLISHING	122.82			
		96321	5/19/2009	152	CITY OF OMAHA	75,248.58			
		96322	5/19/2009	83	CJ'S HOME CENTER	.00	**CLEARED**	**VOIDED**	
		96323	5/19/2009	83	CJ'S HOME CENTER	.00	**CLEARED**	**VOIDED**	
		96324	5/19/2009	83	CJ'S HOME CENTER	.00	**CLEARED**	**VOIDED**	
		96325	5/19/2009	83	CJ'S HOME CENTER	.00	**CLEARED**	**VOIDED**	
		96326	5/19/2009	83	CJ'S HOME CENTER	907.00			
		96327	5/19/2009	3126	COCA-COLA BOTTLING COMPANY	723.70			
		96328	5/19/2009	3125	COMMERCIAL TURF AND TRACTOR	1,015.00			
		96329	5/19/2009	3176	COMP CHOICE INC	255.50			
		96330	5/19/2009	2158	COX COMMUNICATIONS	178.72			
		96331	5/19/2009	3136	D & D COMMUNICATIONS	393.00			
		96332	5/19/2009	4117	DATASpan	574.80			

BANK NO CHECK NO	BANK NAME DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
96333	5/19/2009	111	DEMCO INCORPORATED	174.83			
96334	5/19/2009	3258	DIGITAL INTELLIGENCE INC	1,261.00			
96335	5/19/2009	127	DON'S PIONEER UNIFORMS	733.80			
96336	5/19/2009	2778	DOUGLAS PRODUCTS AND PACKAGING	4,200.00			
96337	5/19/2009	364	DULTMEIER SALES & SERVICE	54.74			
96338	5/19/2009	3776	ELECTRIC SPECIALTIES CO INC	120.00			
96339	5/19/2009	2566	ELECTRONIC ENGINEERING	588.14	**CLEARED**	**VOIDED**	
96340	5/19/2009	3159	FASTENAL COMPANY	23.95			
96341	5/19/2009	1235	FEDEX KINKO'S	23.88			
96342	5/19/2009	34	FOLLETT SOFTWARE COMPANY	164.05			
96343	5/19/2009	3132	FORT DEARBORN LIFE INSURANCE	2,572.50			
96344	5/19/2009	1161	GALL'S INCORPORATED	10.95			
96345	5/19/2009	53	GCR OMAHA TRUCK TIRE CENTER	313.00			
96346	5/19/2009	966	GENUINE PARTS COMPANY-OMAHA	.00	**CLEARED**	**VOIDED**	
96347	5/19/2009	966	GENUINE PARTS COMPANY-OMAHA	.00	**CLEARED**	**VOIDED**	
96348	5/19/2009	966	GENUINE PARTS COMPANY-OMAHA	.00	**CLEARED**	**VOIDED**	
96349	5/19/2009	966	GENUINE PARTS COMPANY-OMAHA	1,292.13			
96350	5/19/2009	4113	GIESSINGER, EVA	40.00			
96351	5/19/2009	285	GRAYBAR ELECTRIC COMPANY INC	49.34			
96352	5/19/2009	71	GREENKEEPER COMPANY INC	537.00			
96353	5/19/2009	1044	H & H CHEVROLET LLC	105.00			
96354	5/19/2009	3470	HAMILTON COLOR LAB INC	535.00			
96355	5/19/2009	433	HIGHSMITH CO INC	166.20			
96356	5/19/2009	526	HOT COFFEE SERVICE INC	20.00			
96357	5/19/2009	4114	HUNTER, APRIL	40.00			
96358	5/19/2009	1612	HY-VEE INC	135.47			
96359	5/19/2009	1498	INDUSTRIAL SALES COMPANY INC	298.72			
96360	5/19/2009	1896	J Q OFFICE EQUIPMENT INC	341.01			
96361	5/19/2009	4118	JEFFUS, COREY	40.00			
96362	5/19/2009	3870	JOHNSON CONTROLS INC	1,363.60			
96363	5/19/2009	100	JOHNSTONE SUPPLY CO	187.76			
96364	5/19/2009	927	LANGLEY ANIMAL HOSPITAL	117.00			
96365	5/19/2009	1241	LEAGUE ASSN OF RISK MGMT	430.00			
96366	5/19/2009	877	LINWELD	456.93			
96367	5/19/2009	2142	LODES, CHRIS	142.50			
96368	5/19/2009	1573	LOGAN CONTRACTORS SUPPLY	3,061.08			
96369	5/19/2009	2664	LOU'S SPORTING GOODS	49.42			
96370	5/19/2009	3307	MAACO	419.96			
96371	5/19/2009	3884	METRO LANDSCAPE MATERIALS &	1,400.00			
96372	5/19/2009	872	METROPOLITAN COMMUNITY COLLEGE	10,194.79			
96373	5/19/2009	98	MICHAEL TODD AND COMPANY INC	191.68			
96374	5/19/2009	2497	MID AMERICA PAY PHONES	100.00			
96375	5/19/2009	184	MID CON SYSTEMS INCORPORATED	145.31			
96376	5/19/2009	2299	MIDWEST TAPE	41.72			
96377	5/19/2009	1050	MILLER PRESS	62.00			
96378	5/19/2009	141	MOORE WALLACE	458.60			
96379	5/19/2009	2818	MULHALL'S	279.99			
96380	5/19/2009	4091	NATIONAL NEIGHBORHOOD WATCH	46.50			
96381	5/19/2009	488	NATIONAL SAFETY COUNCIL	165.00			
96382	5/19/2009	2883	NEBRASKA LANDSCAPE SOLUTIONS	2,998.16			
96383	5/19/2009	479	NEBRASKA LIBRARY COMMISSION	479.23			
96384	5/19/2009	2388	NEBRASKA NATIONAL BANK	660.00			
96385	5/19/2009	2685	NEBRASKA TURF PRODUCTS	3,829.00			



## ACCOUNTS PAYABLE CHECK REGISTER

BANK NO	BANK NAME						
CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
96386	5/19/2009	808	NEWMAN TRAFFIC SIGNS INC	126.43			
96387	5/19/2009	3346	NLA PUBLIC LIBRARY SECTION	15.00			
96388	5/19/2009	2657	NORTHERN WATER WORKS SUPPLY	504.00			
96389	5/19/2009	1146	NRPA-VIRGINIA	370.00			
96390	5/19/2009	179	NUTS AND BOLTS INCORPORATED	154.38			
96391	5/19/2009	3415	OABR PRINT SHOP	.00	**CLEARED**	**VOIDED**	
96392	5/19/2009	3415	OABR PRINT SHOP	4,695.11			
96393	5/19/2009	1014	OFFICE DEPOT INC-CINCINNATI	.00	**CLEARED**	**VOIDED**	
96394	5/19/2009	1014	OFFICE DEPOT INC-CINCINNATI	.00	**CLEARED**	**VOIDED**	
96395	5/19/2009	1014	OFFICE DEPOT INC-CINCINNATI	.00	**CLEARED**	**VOIDED**	
96396	5/19/2009	1014	OFFICE DEPOT INC-CINCINNATI	654.19			
96397	5/19/2009	79	OMAHA COMPOUND COMPANY	497.10			
96398	5/19/2009	195	OMAHA PUBLIC POWER DISTRICT	.00	**CLEARED**	**VOIDED**	
96399	5/19/2009	195	OMAHA PUBLIC POWER DISTRICT	.00	**CLEARED**	**VOIDED**	
96400	5/19/2009	195	OMAHA PUBLIC POWER DISTRICT	38,337.55			
96401	5/19/2009	319	OMAHA WINNELSON	257.01			
96402	5/19/2009	46	OMAHA WORLD HERALD COMPANY	341.75			
96403	5/19/2009	2129	OMB EXPRESS POLICE SUPPLY	71.96			
96404	5/19/2009	3413	ON YOUR MARKS	316.49			
96405	5/19/2009	3935	ORIENTAL TRADING COMPANY	90.22			
96406	5/19/2009	3039	PAPILLION SANITATION	212.11			
96407	5/19/2009	2686	PARAMOUNT LINEN & UNIFORM	390.21			
96408	5/19/2009	1769	PAYLESS OFFICE PRODUCTS INC	196.89			
96409	5/19/2009	1821	PETTY CASH-PAM BUETHE	101.94			
96410	5/19/2009	1821	PETTY CASH-PAM BUETHE	82.93			
96411	5/19/2009	1821	PETTY CASH-PAM BUETHE	300.00			
96412	5/19/2009	1030	POKORNY, KEVIN L	100.00			
96413	5/19/2009	2429	POWER PLAN	203.99			
96414	5/19/2009	159	PRECISION INDUSTRIES INC	63.96			
96415	5/19/2009	1921	PRINCIPAL LIFE-FLEX SPENDING	186.75			
96416	5/19/2009	643	SAFETY-KLEEN CORPORATION	314.13			
96417	5/19/2009	292	SAM'S CLUB	261.03			
96418	5/19/2009	487	SAPP BROS PETROLEUM INC	6,844.09			
96419	5/19/2009	168	SARPY COUNTY LANDFILL	62.10			
96420	5/19/2009	2704	SMOOTHER CUT ENTERPRISES INC	600.00			
96421	5/19/2009	505	STANDARD HEATING AND AIR COND	5,190.00			
96422	5/19/2009	3795	SUN COUNTRY DISTRIBUTING LTD	26.89			
96423	5/19/2009	3718	SUN LIFE & HEALTH INSURANCE CO	1,898.38			
96424	5/19/2009	3785	SUN SOURCE	635.27			
96425	5/19/2009	1293	SUPERIOR SIGNALS INCORPORATED	121.00			
96426	5/19/2009	1150	SUTPHEN CORPORATION	301.62			
96427	5/19/2009	143	THOMPSON DREESSEN & DORNER	.00	**CLEARED**	**VOIDED**	
96428	5/19/2009	143	THOMPSON DREESSEN & DORNER	19,374.68			
96429	5/19/2009	161	TRACTOR SUPPLY CREDIT PLAN	189.95			
96430	5/19/2009	1122	TURF CARS LTD	419.45			
96431	5/19/2009	167	U S ASPHALT COMPANY	1,530.49			
96432	5/19/2009	2426	UNITED PARCEL SERVICE	10.26			
96433	5/19/2009	3822	VITALSIGNS	1,225.00			
96434	5/19/2009	78	WASTE MANAGEMENT NEBRASKA	917.46			
96435	5/19/2009	258	WATKINS CONCRETE BLOCK CO INC	81.00			
96436	5/19/2009	2566	ELECTRONIC ENGINEERING	484.41	*Replaces check #96339		

BANK NO BANK NAME

CHECK NO DATE VENDOR NO VENDOR NAME CHECK AMOUNT CLEARED VOIDED MANUAL

BANK TOTAL 224,188.62  
OUTSTANDING 224,188.62  
CLEARED 588.14  
VOIDED 588.14

FUND	TOTAL	OUTSTANDING	CLEARED	VOIDED
01 GENERAL FUND	113,636.23	113,636.23	.00	484.41
02 SEWER FUND	87,455.46	87,455.46	.00	.00
05 CONSTRUCTION	11,820.03	11,820.03	.00	.00
08 LOTTERY FUND	967.24	967.24	.00	.00
09 GOLF COURSE FUND	7,120.68	7,120.68	.00	.00
15 OFF-STREET PARKING	3,188.98	3,188.98	.00	103.73

REPORT TOTAL 224,188.62  
OUTSTANDING 224,188.62  
CLEARED 588.14  
VOIDED 588.14

+ Gross Payroll 05/15/09 201,053.91

GRAND TOTAL \$425,242.53

APPROVED BY COUNCIL MEMBERS 5/19/09

\_\_\_\_\_  
COUNCIL MEMBER

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COUNCIL MEMBER

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COUNCIL MEMBER

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
MAY 19, 2009 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
AWARD CONTRACT – GOLF COURSE CART PATHS	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOE SOUCIE PUBLIC WORKS DIRECTOR

**SYNOPSIS**

A resolution has been prepared awarding a contract to TAB Construction Company, 4153 S. 67<sup>th</sup> Street, Omaha, NE 68117, for cart path installation at the Golf Course in an amount not to exceed \$10,588.90.

**FISCAL IMPACT**

They FY 2008/09 Capital Improvement budget provides \$10,000 for the proposed improvements. Savings from several other Lottery funded projects that have been delayed this year can make up the \$588.00 shortfall in this project.

**RECOMMENDATION**

Approval

**BACKGROUND**

The Public Works Department solicited bids for the project and received two proposals: the results of those proposals are listed below:

TAB Construction Co.	\$10,588.90
Earl Risser Concrete	\$11,685.00

Fairway #4 and west of #4 green is where the work will take place.



\*\*\***PROPOSAL**\*\*\*

City Of LaVista  
Att: J. Greg Goldman

**TAB Construction Company**

4153 South 67th Street

Omaha, NE 68117

Phone: 402-331-1244

Fax: 402-331-1286

eMail: BILLR@TABHOLDING.COM

Proj. Name:

Owner: City of LaVista

Proj. No.: Golf Course Trail 2009

City &amp; State

Bid Date: 4/7/09 1:00 PM

Location:

Line No.	Bid Item Description	Quantity	Unit of Measure	Unit Price	Amount
1	Misc Removals ACC TRAIL (640 X 5' +/-)	2,210.00	SQ FT	0.65	1,436.50
2	4" PCC TRAIL @ 6' WIDE X 724 LN FT	3,156.00	sq ft	2.90	9,152.40
<b>Total Quote &gt;</b>					<b>10,588.90</b>

Conditions:

&gt;&gt; Bond is NOT included. If required ADD 1% to the Bid Amount.

&gt;&gt; Percent retained shall not exceed the amount retained by the Owner.

&gt;&gt; Payments shall be within 30 days from receiving our Invoice or 10 days from Contractor receiving payments from the Owner. Which ever comes first.

&gt;&gt; Payments are based on Actual Units in place times the unit price.

&gt;&gt; Addendum Numbers Acknowledged: # NONE

&gt;&gt; Unit prices do not include Testing, Permits, Surveying, or Traffic Control.

&gt;&gt; Grading shall be completed to within +/- 0.15 of foot prior to TAB start up.

&gt;&gt; Payments are based on Actual Units in place times the unit price.

ESTIMATE BASED ON: 526' OF 6' WIDE CART PATH

REMOVAL OF ACC CART PATH 442 LN FT: HAULED ON SITE TO GROUNDS KEEPER

SEEDING AND SODDING BY OTHERS. UNDERSTOOD ACCESS THROUGH PARK IS ALLOWED.

We will leave in approximately 198 lft of existing ACC pathwa as discussed.

&gt;&gt;Our Proposal is valid for 20 days after the Bid Opening Date.


  
William Ringsdorf, President

5-6-09

STATEMENT

EARL RISSEY. 

## CONCRETE

16001 South 87th Street

PHONE 339-8432

PAPILLION, NEBRASKA 68046

IN ACCOUNT WITH

Лист 16

2009

La Vista Golf Course

3.75		CART Path 197'x6"x4"	1182	asht	4432.50
3.75		CART Path 242'x6"x4"	1452	asht	5445.00
4.00	<del>4.00</del>	CART Path 260'x6"x4"	1560	asht	6240.00
		3000 PSI Concrete with Wirtz Mesh			
		Earlys Total			
					\$11,685.00

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
MAY 19, 2009 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
AWARD CONTRACT – GOLF COURSE POND WATER TRANSFER SYSTEM	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOE SOUCIE PUBLIC WORKS DIRECTOR

**SYNOPSIS**

A resolution has been prepared awarding a contract to Morrell Water Services, Omaha, NE, for installation of a Pond Water Transfer System at the Golf Course in an amount not to exceed \$6,640.00.

**FISCAL IMPACT**

The FY 2008/09 Capital Improvement Program provides funding for the proposed improvements.

**RECOMMENDATION**

Approval

**BACKGROUND**

The upper lake at the golf course supplies water for the golf course irrigation system. During dry weather water has to be pumped from the lower lake using a portable pump and fire hose; this process is very labor intensive. Public Works has a pump available for this project. Morrell's work will include installation of the rigid PVC pipe, running electricity and providing all necessary electrical connections. The pumping operation from the lower lake to the upper lake will then only take the flip of a switch. Morrell completed Phase I of the irrigation system overhaul and is very familiar with the entire operation.

WATER WELL- DRILLING, MAINTENANCE &  
REHABILITATION  
PUMP SERVICE & REPAIR  
GROUND LOOP HEAT EXCHANGERS  
PHONE: (515) 987-1515  
FAX: (515) 987-5049

**MORRELL  
WATER SERVICES**

**Fax**

To: Brian	From: Steven Bilek
Fax: (402) 331-1051	Pages: 1
Phone: (402) 331-8927	Date: 4/20/09
Re: Pond water transfer system	CC:

☐ Urgent    ☐ For Review    ☐ Please Comment    ☐ Please Reply    ☐ Please Recycle

Brian

Revised cost to install per original quote listed below.

1-pvc conduit and fittings 650.00

2-starter box enclosure,starter,circuit breaker,and fittings 900.00

3-transition fittings for pump suction and discharge connections 390.00

4-labor to install and complete project 4,700.00    Total 6,640.00

We can install a step down transformer at the pump site and the power supply will have to be set up to serve pump or transformer. This can be done with a manual transfer switch at the pump site. The 120 volt breaker panel not to exceed 60 amps as we are limited by wire size to pump location. I will have to price up materials to make these additions if you wish to do so. Would a 60 amp service supply you with enough power for your needs? We can still install piping and run the wire at this time and make any changes in the future.

**Waukee, IA & Omaha, NE**



**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
MAY 19, 2009 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
AUTHORIZATION TO ADVERTISE FOR BIDS – 4-WHEEL DRIVE FRONT MOWERS	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOE SOUCIE PUBLIC WORKS DIRECTOR

**SYNOPSIS**

A resolution has been prepared authorizing the advertisement of bids for two mowers with snow plow equipment.

**FISCAL IMPACT**

They FY 2008/09 General Budget provides the funding for the purchase of this equipment.

**RECOMMENDATION**

Approval

**BACKGROUND**

The purchase of the proposed equipment is to replace mower #2238 – 1991 John Deere 725 mower and #2241 – 1995 John Deere 1145 Mower.

Specific equipment includes:

Base Machine

- (2) 4-Wheel Drive Front Mowers
- (2) 72" Mowing Decks

Optional Equipment

- (1) Hard Cab
- (1) 60" Heavy Duty Hydraulic Angling Front Blade
- (1) 47" Heavy Duty Two-Stage Snow Blower
- (1) Winter Wheel Package
- (1) Light Package

The Public Works Park Superintendent has prepared specifications for the proposed equipment purchase. The following schedule has been prepared:

Advertise for Bids	May 20, 2009
Open Bids	June 4, 2009 – 2:00 p.m.
Award Contract	June 16, 2009

A complete copy of the specifications is on file in the office of the City Clerk.

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

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR TWO 4-WHEEL DRIVE FRONT MOWERS WITH 72" MOWER DECK, CAB, SNOW BLADE, SNOW BLOWER, WINTER WHEEL PACKAGE, AND LIGHT PACKAGE FOR THE PUBLIC WORKS DEPARTMENT.

WHEREAS, the City Council has determined that the proposed mower purchases are necessary; and

WHEREAS, the FY 2008/09 General Fund Budget provides funding for the proposed purchases; and

WHEREAS, the Public Works Park Superintendent has prepared specifications for the proposed equipment.

NOW, THEREFORE BE IT RESOLVED, that City Administrator is hereby authorized to advertise for bids for purchase of two 4-Wheel Drive Front Mowers with 72" mower deck, cab, snow blade, snow blower, winter wheel package, and light package; in accordance with specifications prepared by the Public Works Park Superintendent and said bids are to be opened and publicly read aloud at 2:00 p.m. at La Vista City Hall, 8116 Park View Blvd., La Vista, Nebraska, on June 4, 2009.

PASSED AND APPROVED THIS 19TH DAY MAY 2009.

CITY OF LA VISTA

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

ATTEST:

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

**CITY OF LA VISTA**

**REQUEST FOR BID AND BID SHEET**

**ON: TWO (2) 4-WHEEL DRIVE FRONT MOWERS**

NOT AN ORDER

From: City of La Vista  
City Clerk  
8116 Park View Blvd.  
La Vista, Nebraska 68128

Published: May 20, 2009

BID OPENING:  
June 4, 2009 at 2:00 p.m.  
La Vista City Council Chambers  
8116 Park View Blvd.

( Contract Award Scheduled for June 16, 2009 )

---

IMPORTANT

1. Any discount quoted will be deducted from the price when bill is paid.
2. The owner reserves the right to reject any or all bids, and to waive informalities or irregularities in the bidding, and to negotiate contract terms with the various bidders when such is deemed by the owner to be in its best interest. The right is also reserved to accept or reject any part of bid unless otherwise indicated by vendor.
3. Instructions, manufacturer's catalog numbers, etc., where shown herein are for descriptive purposes to guide the bidder in interpreting the standard, quality, design, and performance desired and shall not be construed to exclude proposals based on furnishing other types of materials.
4. Any substitutions must equal or surpass the specifications. When submitting a substitute article as equal, full name and description must be given, the City reserving the right, however, of deciding upon its suitability for the purpose intended.
5. BID PRICE ON EQUIPMENT TO BE F.O.B. CITY OF LA VISTA, NEBRASKA AND SHOULD INCLUDE ALL SHIPPING AND DELIVERY CHARGES.
6. Equipment must be of current date (latest model) and meet specifications.
7. Prices quoted shall not be subject to increase during the entire term of the contract. However, should there be a reduction in the price of any one or more items covered by the contract, during the period of the contract, the price to the City of La Vista shall be reduced to equal the revised list price less the discount herein quoted.
8. The City shall have the right to inspect any material or services specified herein. Equipment, supplies or services that fail to comply with the specification herein as regards to design, material, or workmanship are subject to rejection at the option of the City. Any materials rejected shall be removed from the premises of the City of La Vista at the expense of the vendor.

9. Each bidder shall submit all necessary catalogs, descriptive literature, etc. needed to describe fully the material he proposed to furnish.
10. Any bidder's exceptions to those terms and conditions or deviations from the written specifications shall be shown in writing on the attached bid form exception sheets. However, such exceptions may be cause for rejection of the bid.
11. All prices and notations must be in ink or typewritten. Mistakes may be crossed out, and corrections typed adjacent and must be initialed in ink by person signing the proposal.
12. No bid may be withdrawn after the scheduled closing time for receipt of bids for at least sixty (60) days.
13. Bids must be submitted on the forms provided in a sealed envelope plainly marked "**SEALED BID**" with material description, date and time of closing written thereon. All bid proposals must be signed with the firm name and by an authorized officer or employee of the company.
14. Questions should be directed to Joe Soucie, Public Works Director, at 402-331-8927 or by e-mail to [jsoucie@cityoflavista.org](mailto:jsoucie@cityoflavista.org) before quotation is submitted. As required by State Law, neither the vendor nor his subcontractors shall discriminate against any employee or applicant for employment, to be employed in the performance of this contract, with respect to their hire, tenure, terms, conditions, or privileges of employment or because of their race, color, religion, sex, disability, or natural origin.



# CITY OF LA VISTA

## REQUEST FOR BIDS

### ON: TWO (2) 4-WHEEL DRIVE FRONT MOWERS

GENERAL CONDITIONS AND INSTRUCTIONS FOR BIDDERS is attached hereto and by this reference is incorporated herein and made part of these specifications.

**DESCRIPTION:** See attached descriptive specifications.

**GENERAL:** The bid equipment shall meet all current Federal Government and State of Nebraska Safety Regulations. Bidder shall be either a manufacturer, factory branch, or agent, engaged in the business of selling and servicing the equipment offered. City of La Vista reserves the right to reject any or all bids. All equipment provided shall be equipped with all factory standard equipment for the model bid. The successful bidder must maintain a full line of replacement parts in order to render the machine serviceable to the City of La Vista.

**WARRANTY:** The equipment furnished under these specifications shall carry a two (2) year (from the date of delivery) warranty.

---

WE PROPOSE TO FURNISH TWO:

YEAR	MAKE	MODEL
Base Machine	(each) _____	(2) _____
72 In. Commercial Side Discharge Mower Deck	(each) _____	(2) _____
Total Delivered Package Price	(each) _____	(2) _____
<u>Optional Equipment</u>		
Hard Cab	(each) _____	(1) _____
60 In. Heavy-Duty Hydraulic Angling Front Blade	(each) _____	(1) _____
47 In. Heavy-Duty Two-Stage Snow Blower	(each) _____	(1) _____
Winter Wheel and Tire Package	(each) _____	(1) _____
Light Package	(each) _____	(1) _____

BY \_\_\_\_\_

TITLE \_\_\_\_\_

COMPANY \_\_\_\_\_

## EQUIPMENT SPECIFICATIONS

### 4-WHEEL DRIVE FRONT MOWERS

The front mowers to be furnished under this proposal shall be the manufacturer's latest model and design. Any deviations, deletions or variations from these specifications must be stated. These specifications shall be regarded as MINIMUM. Bidders must furnish descriptive literature, manufacturer's compliance certificates and all other necessary data on the equipment proposed to be furnished.

Meets Specification – Please indicate – (if other explain on comment line)

YES	NO	OTHER		<b>1. <u>BASE MACHINE</u></b>
-----	----	-------	--	-------------------------------

- |       |       |       |  |  |
|-------|-------|-------|--|--|
| _____ | _____ | _____ |  | 1.1 4-Wheel Drive                              |
| _____ | _____ | _____ |  | 1.2 Three Cylinder Liquid-Cooled Diesel Engine |
| _____ | _____ | _____ |  | 1.3 31 Gross (26.7 Net) HP                     |
| _____ | _____ | _____ |  | 1.4 Dual Element Air Cleaner                   |
| _____ | _____ | _____ |  | 1.5 Air Restrictor Indicator                   |
| _____ | _____ | _____ |  | 1.6 12V Electric Start                         |
| _____ | _____ | _____ |  | 1.7 12V Outlet                                 |
| _____ | _____ | _____ |  | 1.8 55 AMP Automotive Alternator               |
| _____ | _____ | _____ |  | 1.9 14.5 U.S. Gallon Fuel Capacity             |
| _____ | _____ | _____ |  | 1.10 Two Pedal Hydrostatic Foot Control        |
| _____ | _____ | _____ |  | 1.11 Hydrostatic Transmission                  |
| _____ | _____ | _____ |  | 1.12 Hydrostatic Front Wheel Drive             |
| _____ | _____ | _____ |  | 1.13 Hydrostatic Power Steering                |
| _____ | _____ | _____ |  | 1.14 Locking Engine Compartment                |
| _____ | _____ | _____ |  | 1.15 Front Lights / Taillights                 |
| _____ | _____ | _____ |  | 1.16 23" x 10.50"-12" 4PR Turf Drive Tires     |
| _____ | _____ | _____ |  | 1.17 18" x 8.50"-10" 4PR Turf Steering Tires   |

_____	_____	_____	1.18	Transmission Oil Cooler
_____	_____	_____	1.19	Individual Turn Assist Brakes
_____	_____	_____	1.20	Wet Disk Brakes
_____	_____	_____	1.21	Master Stop Brake
_____	_____	_____	1.22	Dual Hydraulic Implement Lift Cylinders
_____	_____	_____	1.23	Hour Meter
_____	_____	_____	1.24	Fuel Gauge
_____	_____	_____	1.25	Tilt Steering Wheel
_____	_____	_____	1.26	Storage Compartment
_____	_____	_____	1.27	Live Independent PTO
_____	_____	_____	1.28	PTO Shaft Drive
_____	_____	_____	1.29	Operators Presence System
_____	_____	_____	1.30	Low Oil Pressure Warning Light
_____	_____	_____	1.31	Comfort Adjust Suspension Seat with Armrests
_____	_____	_____	1.32	Four Post ROPS
_____	_____	_____	1.33	Retractable Seat Belt
_____	_____	_____	1.34	Cast Iron Rear Bumper
_____	_____	_____	1.35	Operator Training Video
_____	_____	_____	1.36	Single Spool (For Hydraulic Angling of Attachments)
_____	_____	_____	1.37	Rear Weight Bracket and 6 (six) cast iron weights
_____	_____	_____	1.38	Full Owners Manuals for Deck and Mower

Other or Comment

---

---

YES	NO	OTHER	2. <b><u>72 INCH COMMERCIAL SIDE DISCHARGE MOWER DECK</u></b>
_____	_____	_____	2.1 72 In. Cutting Width
_____	_____	_____	2.2 (3) HD Spindles, Blades
_____	_____	_____	2.3 One Piece Stamped Deck
_____	_____	_____	2.4 1-6 In. Height of Cut
_____	_____	_____	2.5 Deep Deck Design
_____	_____	_____	2.6 (2) Front Pneumatic Caster Wheels
_____	_____	_____	2.7 Quick Release Belt Shields
_____	_____	_____	2.8 (1) Rear Left Adjustable Gauge Wheel
_____	_____	_____	2.9 Front and Rear Anti-Scalp Rollers
_____	_____	_____	2.10 3/4 In. Steel Reinforcement Bar
_____	_____	_____	2.11 Offset Spindles
_____	_____	_____	2.12 Hinged Side Discharge Chute
_____	_____	_____	2.13 Greaseable Spindles
_____	_____	_____	2.14 7-Gauge Steel Splined Shaft Drive
_____	_____	_____	2.15 Baffling System
_____	_____	_____	2.16 90 Degree Rotate For Service

Other or Comment \_\_\_\_\_

---



### **OPTIONAL EQUIPMENT**

YES NO OTHER **3. CAB**

- |       |       |       |     |                              |
|-------|-------|-------|-----|------------------------------|
| _____ | _____ | _____ | 3.1 | Hard Cab                     |
| _____ | _____ | _____ | 3.2 | Hard Doors                   |
| _____ | _____ | _____ | 3.3 | Windshield Wiper             |
| _____ | _____ | _____ | 3.4 | Heater / Defroster           |
| _____ | _____ | _____ | 3.5 | Work Lights – Front and Rear |

Other or Comment \_\_\_\_\_

YES NO OTHER **4. 60 IN. HEAVY-DUTY HYDRAULIC ANGLING FRONT BLADE**

- |       |       |       |      |   |
|-------|-------|-------|------|---|
| _____ | _____ | _____ | 4.1  | 60 In. Clearing Width “Straight”                            |
| _____ | _____ | _____ | 4.2  | 52 In. Clearing Width “Fully Angled”                        |
| _____ | _____ | _____ | 4.3  | 0 Degrees Straight, 15-30 Degrees Left or Right Blade Angle |
| _____ | _____ | _____ | 4.4  | Hydraulic Angling   |
| _____ | _____ | _____ | 4.5  | Replaceable Cutting Edge                                    |
| _____ | _____ | _____ | 4.6  | Heavy-Duty, 7-Gauge Steel                                   |
| _____ | _____ | _____ | 4.7  | Reinforced Angle Bar on Back of Blade                       |
| _____ | _____ | _____ | 4.8  | Spring Breakaway – Lockout Pin                              |
| _____ | _____ | _____ | 4.9  | (2) 8-Position, Adjustable Skid Shoes                       |
| _____ | _____ | _____ | 4.10 | Lift Arms   |

Other or Comment \_\_\_\_\_

YES NO OTHER **5. 47 IN. HEAVY DUTY TWO STAGE SNOW BLOWER**

- |       |       |       |      |  |
|-------|-------|-------|------|--|
| _____ | _____ | _____ | 5.1  | Two Stage Design                                       |
| _____ | _____ | _____ | 5.2  | Hydraulic Lift   |
| _____ | _____ | _____ | 5.3  | 47 In. Clearing Width                                  |
| _____ | _____ | _____ | 5.4  | 15.5 In. Diameter Impeller                             |
| _____ | _____ | _____ | 5.5  | 16 In. Diameter Auger                                  |
| _____ | _____ | _____ | 5.6  | (4) Spare Shear Bolts Mounted to Shell                 |
| _____ | _____ | _____ | 5.7  | Adjustable Spout Cap Deflector                         |
| _____ | _____ | _____ | 5.8  | Large, Adjustable Skid Shoes                           |
| _____ | _____ | _____ | 5.9  | Reversible, Replaceable Scraper Blade                  |
| _____ | _____ | _____ | 5.10 | Hydraulic Discharge Chute                              |
| _____ | _____ | _____ | 5.11 | Rotation 90 Degrees Right and Left (180 Degrees Total) |
| _____ | _____ | _____ | 5.12 | HD Auger Bevel Gearbox Drive                           |
| _____ | _____ | _____ | 5.13 | Lift Arms  |
| _____ | _____ | _____ | 5.14 | Drive Shaft  |

Other or Comment \_\_\_\_\_  
\_\_\_\_\_

YES NO OTHER **6. WINTER WHEEL AND TIRE PACKAGE**

- |       |       |       |     |   |
|-------|-------|-------|-----|---|
| _____ | _____ | _____ | 6.1 | (2) 23" x 10.50"-12" 4-ply Bar Tires Mounted on Rims. |
| _____ | _____ | _____ | 6.2 | (2) 18" x 8.50"-10" 4-ply Bar Tires Mounted on Rims.  |

Other or Comment \_\_\_\_\_  
\_\_\_\_\_

YES NO OTHER 7. **LIGHT PACKAGE**

\_\_\_\_\_ 7.1 4-way Amber Flashers; and (1) Rotary Beacon.

Other or Comment \_\_\_\_\_  
\_\_\_\_\_

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
MAY 19 2009 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
GOLF CAR LEASE	◆ RESOLUTION ORDINANCE RECEIVE/FILE	SCOTT STOPAK RECREATION DIRECTOR

**SYNOPSIS**

A resolution has been prepared to approve a lease-to-own agreement between the City and Nebraska National Bank for nine (9) 2009 Club Car Electric Golf Cars in an amount not to exceed \$27,923.00 over 48 months.

**FISCAL IMPACT**

The FY 02 Golf Fund budget includes \$6,980.58 for the proposed lease agreement. In future fiscal years, funds will need to be budgeted for the remaining lease-to-own payments.

**RECOMMENDATION**

Approval.

**BACKGROUND**

The new cars will be replacing nine (9) 2002 Club Car Electric Cars that will be traded in. There are a total of nineteen (19) cars in our fleet.

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

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE LEASE-TO-OWN OF NINE ELECTRIC CLUB CAR GOLF CARS FOR LA VISTA FALLS GOLF COURSE FROM NEBRASKA NATIONAL BANK, KEARNEY, NEBRASKA, IN AN AMOUNT NOT TO EXCEED \$27,923.00 OVER 48 MONTHS.

WHEREAS, the City Council has deemed that a need exists to purchase additional golf cars for La Vista Falls Golf Course; and

WHEREAS, the City did appropriate funds in the FY08/09 Golf Fund budget for said lease-to-own; and

WHEREAS the Finance Director and Golf Course Manager have obtained suitable financing for this lease through Nebraska National Bank, Kearney, Nebraska; and

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

NOW, THEREFORE, BE IT RESOLVED, that the City Council of La Vista, Nebraska, do hereby authorize the lease-to-own agreement for nine Electric Club Car Golf Cars for La Vista Falls Golf Course from Nebraska National Bank, Kearney, Nebraska, in an amount not to exceed \$27,923.00.

PASSED AND APPROVED THIS 19TH DAY OF MAY, 2009.

CITY OF LA VISTA

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

ATTEST:

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



# Nebraska Golf & Turf

1440 Yolande Ave.  
Lincoln, Nebraska

Phone: 402-466-6222, 1-800-535-2885

Fax: 402-466-8283

Email: bru1955@prodigy.net

**Club Car**®

## Quotation

**To: LaVista Falls Golf Course**  
**8305 Park View Blvd.**  
**LaVista, NE 68128**

**Quotation #: CLL-9-09-DSIQ**

**Date: April 17, 2009**

<b>Salesman: Don Brudny</b>		<b>Terms: Lease</b>		<b>Delivery Date: ASAP</b>	
<b>Quantity</b>	<b>Description</b>			<b>Unit Price</b>	<b>Price</b>
9	2009 Club Car Electric Golf Cars 48v including: Beige Color Sun Top Bagwell Mat Scuff Guards Number Decals Premium Tires 4 Drink Cup Holders Armor Flex Bodies Sweater Basket Trojan Batteries				
<b>Quantity</b>	<b>Description of Trade-ins</b>			<b>Trade-in Allowance</b>	
9	2002 Club Car Electric Golf Cars 48v All cars in fleet running condition with chargers.				
<p style="text-align: center;"><b>*** 4 YEAR LEASE TO OWN ***</b></p> <p>6 on / 6 off payments of \$129.27 per/car per/month or \$775.62 per/car per/year.</p> <p style="text-align: center;"><b>*** 5 YEAR LEASE TO OWN ***</b></p> <p>6 on / 6 off payments of \$108.34 per/car per/month or \$650.04 per/car per/year.</p> <p>All leases are subject to approval. Quotes do not include any applicable taxes.</p>					
<p style="text-align: center;"><b>Warranty Information</b></p> <p>Four (4) year parts and labor warranty on drive train on golf cars. Four (4) year warranty on the batteries on golf cars.</p>					
Bid Quotation good for 30 days.					
Quote prepared by: Don Brudny					
To accept quotation please sign here:					

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

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 APPLICATION FOR ADDITION TO THE CLASS C LIQUOR LICENSE FOR BEYOND GOLF LLC DBA BEYOND GOLF, LA VISTA, NEBRASKA.

WHEREAS, Beyond Golf LLC dba Beyond Golf, 12040 McDermott Plaza, Suite 300, La Vista, Sarpy County, Nebraska, has applied to the Nebraska Liquor Control Commission for an addition to their Class C Liquor License to add an outdoor area, 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 application for the addition to the Class C Liquor License submitted by Beyond Golf LLC dba Beyond Golf, 12040 McDermott Plaza, Suite 300, La Vista, NE.

PASSED AND APPROVED THIS 19TH DAY OF MAY 2009.

CITY OF LA VISTA

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

ATTEST:

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

# STATE OF NEBRASKA

Dave Heineman  
Governor

## NEBRASKA LIQUOR CONTROL COMMISSION

Hobert B. Rupe Executive Director  
301 Centennial Mall South, 5th Floor  
P.O. Box 95046  
Lincoln, Nebraska 68509-5046  
Phone (402) 471-2571  
Fax (402) 471-2814  
TRS USER 800 833-7352 (TTY)

May 5, 2009

LA VISTA CITY CLERK  
8116 PARK VIEW BLVD  
LA VISTA NE 68128-2198

The BELOW referenced licensee has submitted a request for an **Addition** to the license. Enclosed is the application with proposed changes.

**LICENSE #:** C-82199  
**LICENSEE NAME:** BEYOND GOLF LLC  
**TRADE NAME:** BEYOND GOLF  
**ADDRESS:** 12040 MCDERMOTT PLZ  
**CITY/COUNTY:** LA VISTA  
**PHONE:** 402-916-4727

---

**OLD DESCRIPTION:** ONE STORY BUILDING APPROX 50FT X 75FT LOCATED IN THE SOUTHPORT SHOPPING CENTER

**NEW DESCRIPTION:** ONE STORY BUILDING APPROX 50FT X 75FT LOCATED IN THE SOUTHPORT SHOPPING CENTER WITH SIDEWALK CAFÉ APPROX 25FT X 12FT

**Please present this request to your board and send us the results of that action.**

Sincerely,

NEBRASKA LIQUOR CONTROL COMMISSION

Randy Seybert  
Licensing Division

rs

cc: file

Rhonda R. Flower  
Commissioner

Bob Logsdon  
Chairman  
*An Equal Opportunity/Affirmative Action Employer*

Robert Batt  
Commissioner

# APPLICATION FOR ADDITION TO LIQUOR LICENSE

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

Office Use

RECEIVED  
APR 04 2009  
NEBRASKA LIQUOR  
CONTROL COMMISSION

## Application:

- Must include processing fee of \$45.00 made payable to Nebraska Liquor Control Commission
- Must include a copy of the lease or deed showing ownership of area to be added
  - This is still required even if it's the same as on file with our office
- Must include simple sketch showing existing licensed area and area to be added, must include outside dimensions in feet (not square feet), direction north. No blue prints.
- May include a letter of explanation

LIQUOR LICENSE #

82199

RS

LICENSEE NAME

BEYOND GOLF LLC

TRADE NAME

BEYOND GOLF

PREMISE ADDRESS

12040 MIDGEMOTT PLAZA SUITE 330

CITY

LA VISTA

CONTACT PERSON

JOSH GAWIN

PHONE NUMBER OF CONTACT PERSON

402-598-7877

## Complete the following questions:

1) Are you adding on to your building?



Yes



No

- Include a sketch of the area to be added showing:

- existing building
- outside dimensions (in feet)
- direction north

2) Are you adding an outdoor area?



Yes



No

If an outdoor area (check one of the following)

- ☐ 012.07 "Beer garden" shall mean an outdoor area included in licensed premises, which is used for the service and consumption of alcoholic liquors, and which is contained by a fence or wall preventing the uncontrolled entrance or exit of persons from the premises, and preventing the passing of alcoholic liquors to persons outside the premises. (examples may include, but are not restricted to sand volleyball, horseshoe pits...)

Bus 1188  
45-mm



☒ 012.08 "Sidewalk cafe" shall mean an outdoor area included in licensed premises, which is used by a restaurant or hotel with a restaurant license, for the service of meals as well as alcoholic liquors, and which is contained by a permanent fence, wall, railing, rope or chain, defining the licensed area, provided that one open entrance not to exceed eight (8) feet shall be allowed.

What type of permanent fencing will you be using?

3 RAIL, SMOOTH TOP FENCING

FENCE, 4 FEET TALL

• Include a sketch of the area to be added showing:

- existing building
- outside dimensions (in feet)
- direction north

JOHN GAWN

Print Name of Signature



Signature of Licensee or Officer

State of Nebraska

County of

Douglas

The forgoing instrument was acknowledge before me this

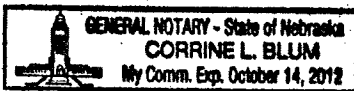
4-28-09

Date

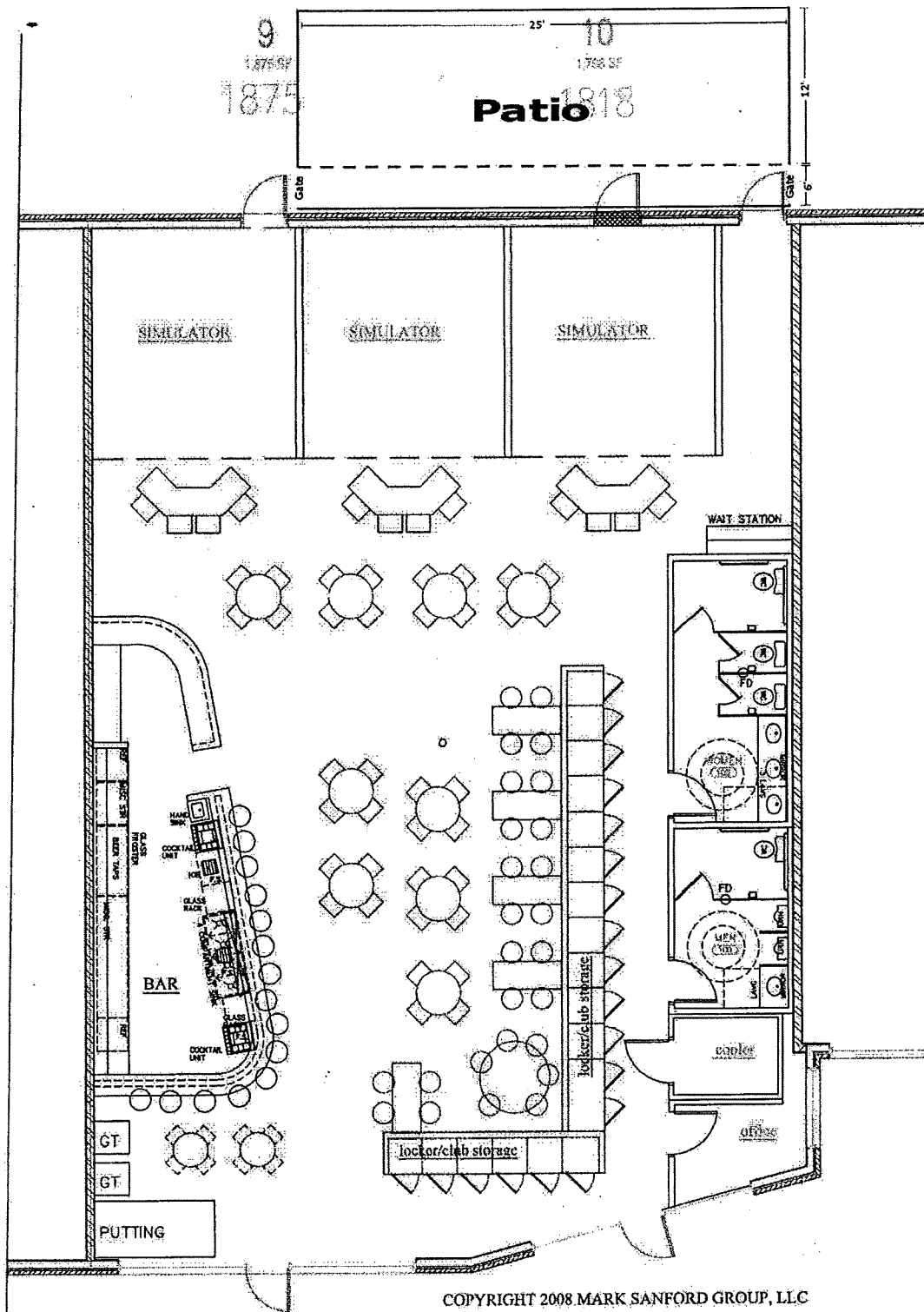
Corrine L. Blum

Notary Public Signature

Affix Seal Here







## BAY 9 & 10 PLAN



RECEIVED  
JUL 10 2008  
SOUTHPORT CENTER  
LA VISTA, NE

**FIRST AMENDMENT  
TO THE LEASE AGREEMENT**

In regard to the lease dated June 30, 2008 by and between John L. Hoich, successors and/or assigns, ("Landlord"), as Landlord, and Beyond Golf, LLC, a Nebraska limited liability company, ("Tenant"), as Tenant, for the Premises located at suite 330-340 in the Southport Center, La Vista, NE, (the "Lease") is hereby amended by mutual consent as follows:

- 1) Tenant desires to have an outdoor patio area adjacent to the leased premises for the purpose of providing customers an outdoor service area, therefore under ARTICLE II PREMISES Exhibit "A" is hereby deleted and replaced with Exhibit A (the Premises) of this First Amendment to the lease Agreement.
- 2) All plans and construction documents must comply with all local and state building codes and require Landlord approval before any work may begin.
- 3) Tenant agrees to be responsible for all building permits and to pay all costs associated with the development and construction of the patio area including a security fence enclosing the patio as identified in Exhibit A. *To include any wall needed to be required JLT*
- 4) Tenant agrees to provide copies for final lien waivers or releases from all suppliers, contractors, or subcontractors who have supplied labor or material in connection with Tenant's patio work.

All other terms and conditions remain according to the Lease.

TENANT:

Beyond Golf, LLC

By: 

Date: 10/24/08

LANDLORD:

John L. Hoich, successors and/or assigns

By: 

Date: Oct. 23, 2008



May 7, 2009

Beyond Golf LLC  
Attn: Josh Galvin  
12040 McDermott Plaza, Suite 330  
La Vista, NE 68128

RE: Application for Addition to Class C Liquor License #82199 for Beyond  
Golf LLC dba Beyond Golf

Dear Mr. Galvin:

This letter is to inform you that the City of La Vista has received the application for addition to the Class C Liquor License #82199 for Beyond Golf LLC dba Beyond Golf, 12040 McDermott Plz, La Vista, Sarpy County, Nebraska 68128.

Please note that the La Vista City Council will vote on this application at their regularly scheduled meeting on May 19, 2009. The meeting will be called to order at 7:00 p.m. and will be held at La Vista City Hall, 8116 Park View Blvd., La Vista, Nebraska. We ask that a representative from the company or the company's legal counsel be present to answer any questions that the Mayor or members of the City Council may have concerning the application.

If you have any questions please feel free to contact me.

Sincerely,

Pamela A. Buethe, CMC  
City Clerk

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

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

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

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

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

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

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

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







**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
MAY 19, 2009 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
COUNCIL POLICY STATEMENT MUNICIPAL POOL: HOURS OF OPERATION	◆ RESOLUTION ORDINANCE RECEIVE/FILE	SCOTT STOPAK RECREATION DIRECTOR

**SYNOPSIS**

A resolution has been prepared authorizing a change in the Council Policy Statement for Municipal Pool: Hours of Operation, Opening, Closing and Refunds to reflect a change in the hours of operation.

**FISCAL IMPACT**

The cost savings will be approximately \$6,200.00.

**RECOMMENDATION**

Approval.

**BACKGROUND**

Currently the hours of operation at the municipal pool are Monday thru Sunday 1:00 p.m. to 9:00 p.m. in May, June, July and August. Approximately 10 or fewer new customers and 15 or fewer existing customers are typically present between 8:00 p.m. and 9:00 p.m. Due to these low participation numbers from 8:00 p.m. to 9:00 p.m. it is recommended that the hours be reduced to Monday thru Sunday 1:00 p.m. to 8:00 p.m. in May, June, July and August. After August 9<sup>th</sup> the hours will be Fridays from 4:00 p.m. to 8:00 p.m. and Saturdays and Sundays from 1:00 p.m. to 8:00 p.m.

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

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING CHANGES TO AN EXISTING COUNCIL POLICY STATEMENT.**

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

WHEREAS, a Council Policy Statement entitled Municipal Pool: Hours of Operation, Opening, Closing and Returns has been reviewed and changes to this Council Policy Statement for Normal Hours of Operation are recommended by the Recreation Director to the City Administrator.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby approve the changes to Council Policy Statement entitled Municipal Pool: Hours of Operation, Opening, Closing and Returns, and do further hereby direct the distribution of said Council Policy Statement to the appropriate City Departments.

PASSED AND APPROVED THIS 19TH DAY OF MAY 2009.

CITY OF LA VISTA

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

ATTEST:

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



**CITY OF LA VISTA  
COUNCIL POLICY STATEMENT**

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**MUNICIPAL POOL: HOURS OF OPERATION,  
OPENING, CLOSING AND REFUNDS**

Issued: June 1, 1976

Updated: February 2, 1999

Resolution No. 99-014

Updated:

Resolution No. XX-XXX

The following is the policy of the City Council of the City of La Vista pertaining to the hours of operation of the municipal pool, the deviation from same and the refund of admission charges.

1. Responsibility of Recreation Director: It shall be the responsibility of the City's Recreation Director to determine, consistent with the standards herein established to determine when a deviation from the hours of operation of the municipal pool, as established herein, is warranted.
2. Normal Hours of Operation: The La Vista Municipal Pool will, under normal conditions, be open to the public from: 1:00 p.m. to ~~98:00~~ 8:00 p.m. Monday through Sunday during the months of May, June, ~~and July and August.~~ ~~1:00 p.m. to 8:00 p.m. Monday through Friday during the month of August.~~ ~~1:00 p.m. to 6:00 p.m., Saturday and Sunday in August.~~ After August 9<sup>th</sup> the hours are Fridays 4:00 p.m. to 8:00 p.m. and Saturdays and Sundays 1:00 p.m. to 8:00 p.m., unless, in the judgement of the Pool Manager, it is necessary to deviate from these hours due to the presence of conditions specified in section 3 of this Policy Statement.
3. Deviation from Normal Hours of Operation: Deviations from the Normal hours of operation of the municipal pool may be made under the following conditions:
  - a) The temperature outside must be at least 70 degrees in order for the pool to open.
  - b) The pool will not open in the event of inclement weather such as rain and or lightning.
  - c) If, during the normal hours of operation, inclement weather conditions such as rain and lightning develop, the pool will be closed and no refunds will be made.
  - d) If, at the normal opening time, the pool water is too "cloudy" to allow public swimming, the pool will not open. If, during normal hours of operation, the water becomes too "cloudy" to allow continued public swimming, all persons will be asked to leave the water and wait while an attempt is made to clear up the condition. No refunds will be made.
  - e) If, during the normal hours of operation, the pool must be closed due to malfunctioning equipment (including a condition of "cloudy" water, which cannot be corrected) and at least one hour of swim time is lost as a result, refunds will be given to persons who paid at the door.