

MINUTE RECORD

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

LA VISTA CITY COUNCIL MEETING April 19, 2011

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 April 19, 2011. Present were Councilmembers: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck and Gowan. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Clerk Buethe, Library Director Barcal, Police Chief Lausten, Finance Director Lindberg, Public Works Director Soucie, Public Buildings and Grounds Director Archibald, and Recreation Director Stopak.

A notice of the meeting was given in advance thereof by publication in the Times on April 6, 2011. 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 regarding the agenda policy statement providing for an expanded opportunity for public comment on the agenda items

SWEAR IN POLICE OFFICER – CALEB CLARK

Mayor Kindig administered the oath of office to Police Officer Caleb Clark.

CONSENT AGENDA

1. APPROVAL OF CITY COUNCIL MINUTES FROM APRIL 5, 2011

2. MONTHLY FINANCIAL REPORT – MARCH 2011

3. PAY REQUEST NO. 1 – ANDERSON EXCAVATING CO. - THOMPSON CREEK DEMOLITION SERVICES - \$48,444.12

4. PAY REQUEST – DOUGLAS COUNTY TREASURER – HELL CREEK STREAM STABILIZATION PHASE I - \$3,037.35

5. APPROVAL OF CLAIMS

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

3E-ELECTRICAL ENGINEERING, bld & grnds	223.81
AAT (US) INC., supplies	990.00
ACTION BATTERIES UNLTD, supplies	91.95
ADAMSON INDUSTRIES CORP, equip.	464.26
ALAMAR UNIFORMS, apparel	1396.83
AQS ENVIRONMENTAL, services	8717.00
ARAMARK UNIFORM SERVICES, apparel	471.89
AUSTIN PETERS GROUP, training	1700.00
BAKER & TAYLOR BOOKS, books	902.19
BAKER, J., refund	380.48
BENNETT REFRIGERATION, bld & grounds	171.65
BENNINGTON EQUIP, maint.	2970.08
BETTER BUSINESS EQUIPMENT, rentals	47.92
BIBLIONIX, equipment	3150.00
BKD LLP, services	3750.00
BLACK HILLS ENERGY, utilities	1791.32
BOLER WOOD & ASSOCIATES, disability ins.	4954.35
BRENTWOOD AUTO WASH, maint.	84.00
BRYAN ROCK PRODUCTS, bld & grnds	7024.99
BUILDERS SUPPLY, bld & grnds	216.45
BYNUM, T., refund	150.00
CAPSTONE PRESS, books	841.00
CENTER POINT PUBLISHING, books	165.36
COLOMBO/PHELPS, concession supplies	431.07

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CONTROL MASTERS, services	988.00
CORNHUSKER INTL TRUCKS, maint.	75.98
COVENTRY HEALTHCARE NE., refund	387.50
COX COMMUNICATIONS, services	192.85
D & D COMMUNICATIONS, equip.	306.00
DANKO EMERGENCY EQUIPMENT CO, maint.	385.30
DEMCO INC., supplies	471.33
DIAMONDS GROUNDSKEEPER, maint.	348.00
DOOR EXPRESS INC., bld & grnds	1269.00
DOUGLAS CNTY SHERIFF, services	100.00
DULTMEIER SALES & SERVICE, maint.	74.89
EASTERN LIBRARY SYSTEM, training	15.00
EASYWAY INTERNATIONAL, grant	65113.00
ELAN, training, travel, phone, misc.	14049.61
ELLIOTT EQUIPMENT COMP., supplies	1379.76
EMBASSY SUITES HOTEL, training	743.82
FILTER CARE, maint.	66.50
FOCUS PRINTING, supplies	399.90
FORT DEARBORN LIFE INS	1296.50
FUTUREWARE DISTRIBUTING INC, supplies	212.00
GALE, books	88.48
GCR TIRE CENTER, supplies	768.96
GENUINE PARTS COMPANY-OMAHA, maint.	850.42
GRAINGER, supplies	133.42
GREAT PLAINS ONE-CALL SVC, services	308.66
GREENKEEPER COMPANY, supplies	623.75
HARBOR FREIGHT TOOLS, supplies	91.47
HEARTLAND PAPER, supplies	170.00
HERITAGE CRYSTAL CLEAN, services	412.00
HIGHSMITH, supplies	191.27
HUNDEN STRATEGIC PARTNERS, services	1656.75
HUNTEL COMMUNICATIONS, services	342.00
HUSKER MIDWEST PRINTING, printing	230.10
HY-VEE, supplies	41.08
IMIG, L., refund	30.00
J Q OFFICE EQUIPMENT, supplies	1071.64
KIMBALL MIDWEST, maint.	438.62
KOTTMANN, J., auto allowance	97.41
LAUGHLIN, KATHLEEN A, TRUSTEE, misc.	648.00
LEAGUE OF NEBR MUNI., training & travel	455.00
LEXIS NEXIS, books	77.71
LIBRARY STORE, supplies	136.83
LINCOLN NATIONAL LIFE INS CO	9266.84
LOGAN CONTRACTORS SUPPLY, maint.	346.63
LOU'S SPORTING GOODS, supplies	249.92
MARTIN, A., services	120.40
MATHESON TRI-GAS, supplies	394.56
MENARDS, maint	17.96
MAT, services	511.00
MIDWEST RIGHT OF WAY SVCS, services	2788.00
MIDWEST TAPE, supplies	42.48
MIDWEST TURF & IRRIGATION, maint.	37.05
NATIONAL PAPER COMPANY, supplies	408.11
NE LIQUOR CONTROL COMMISSION, supplies	80.00
NE GOLF SUPER., training	35.00
NE LIBRARY COMM., supplies	1995.00
NE NATIONAL BANK, rental	695.00

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NEBRASKA WELDING LTD, supplies	73.44
NLA-YOUNG ADULT ROUND TABLE , training	10.00
NUTS AND BOLTS, maint.	15.66
ODB COMP., maint.	432.07
OFFICE DEPOT, supplies	665.83
OPPD, utilities	40824.03
OMAHA WINNELSON, supplies	149.39
OMAHA WORLD HERALD, services	447.00
OMB EXPRESS POLICE SUPPLY, wearing apparel	50.58
OMNIGRAPHICS, books	163.70
O'REILLY AUTOMOTIVE, supplies	525.30
PAPILLION PARKS/RECR, services	35.00
PAPILLION SANITATION, services	333.01
PARAMOUNT LINEN & UNIFORM, services	433.40
PAYLESS OFFICE PRODUCTS, supplies	137.08
PERFORMANCE CHRYSLER JEEP, maint.	415.49
BUETHE,P., petty cash	268.00
PREMIER-MIDWEST BEVERAGE, supplies	326.35
PROGRESSIVE BUSINESS, supplies	245.00
PROJECT HARMONY, services	150.00
QUALITY BRANDS OF OMAHA, supplies	482.60
RAINBOW GLASS & SUPPLY, maint.	843.40
RAY ALLEN MANUFACTURING CO, supplies	1027.90
READY MIXED CONCRETE COMP., maint.	1196.59
ROY, R., services	31.00
SAM'S CLUB, supplies	583.92
SAPP BROS SERVICE CENTERS, supplies	448.00
SARPY COUNTY TREASURER, services	32334.38
SEAT COVER CENTER OF NE, maint.	385.00
SIRCHIE FINGER PRINT LABS, supplies	71.17
SOUTHEAST LIBRARY SYSTEM, training	40.00
SUBURBAN NEWSPAPERS, books	50.00
SUPERIOR VISION SVCS	318.40
SUSPENSION SHOP, maint.	44.60
THOMPSON DREESSEN & DORNER, services	60.50
TURF CARS, supplies	1155.35
U S ASPHALT COMPANY, maint.	1221.87
UPS, postage	67.88
USI EDUCATION/GOVT SALES, sales	81.99
WASTE MANAGEMENT NE., bldg & grnds	429.97
WICK'S STERLING TRUCKS, maint.	574.16

REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Police Chief Lausten reported Officer Brenda Jacobs has retired to pursue a career in fraud investigations. The La Vista Motorcycle patrol was in attendance for the practice run at the TD Ameritrade Park.

Fire Chief Uhl thanked the Mayor and Council for allowing him to attend the LEAD training. The Citizens Fire Academy was held April 9-10. Members of LVFD attended Operation First Pitch.

Public Works Director Soucie reported that the Water feature was started this week. Annual clean up days was April 15-16. The Keystone Trail project is set to go for bid on May 12, 2011.

Community Development Director Birch gave the 2010 Building permit/inspection report.

Recreation Director Stopak reported that the City received a 20 year award for Tree City USA. The Easter Egg hunt is scheduled for April 23, 2011.

Library Director Barcal reported that she attended the Annual Library Conference in Montana. Next fall the conference will be at the La Vista Conference Center.

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B. CITIZEN ADVISORY REVIEW COMMITTEE – EDP REPORT **PUBLIC HEARING**

At 7:18 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the Citizen Advisory Review Committee – EDP Report. Anyone desiring to comment was asked to keep their comments to three minutes.

Lynda Schafer was present to answer any questions.

At 7:19 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. Abstain: None. Absent: None. Motion carried.

C. EXECUTIVE SESSION – STRATEGY SESSION /NEGOTIATING GUIDANCE – POSSIBLE **REAL ESTATE PURCHASE**

At 7:20 p.m. Councilmember Carlisle made a motion to go into executive session for the protection of the public for a strategy session/negotiating guidance for a possible real estate purchase. Seconded by Councilmember Gowan. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Gowan and Ellerbeck. Nays: None. Abstain: None. Absent: None. Motion carried. Mayor Kindig stated the executive session would be limited to the subject matter contained in the motion.

At 8:00 p.m. the Council came out of executive session. Councilmember Carlisle made a motion to reconvene in open and public session. Seconded by Councilmember Crawford. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Gowan and Ellerbeck. Nays: None. Abstain: None. Absent: None.

D. THOMPSON CREEK HAZARD MITIGATION PROJECT – PURCHASE OF REAL PROPERTY **1. PUBLIC HEARING**

At 8:00 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the Thompson Creek Hazard Mitigation Project – purchase of real property. Anyone desiring to comment was asked to keep their comments to three minutes.

At 8:01 p.m. Councilmember Ellerbeck made a motion to close the public hearing. Seconded by Councilmember Carlisle. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck, and Gowan. Nays: None. Abstain: None. Absent: None. Motion carried.

2. RESOLUTION – APPROVE PURCHASE

Councilmember Quick introduced and moved for adoption of Resolution 11-047: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA TO AUTHORIZE AND APPROVE THE PURCHASE OF ONE HOUSE FOR THE THOMPSON CREEK HAZARD MITIGATION PROJECT AND TO AUTHORIZE THE EXECUTION AND DELIVERY OF DOCUMENTS NECESSARY TO PURCHASE THIS SITE

WHEREAS, the owners of the house located at 7225 Park View Blvd (referred to herein as "Site"), desire to sell the Site to the City, and the City desires to purchase the Site from the owners.

NOW THEREFORE, BE IT RESOLVED, that the Mayor and City Council find and determine that:

- (i) By action at the August 3, 2010 City Council meeting, the City Council authorized the City Administrator to negotiate for the voluntary purchase and sale of homes in the Thompson Creek Hazard Mitigation area; and
- (ii) The City Administrator subsequently negotiated the purchase of the Site; and.
- (iii) Proposed purchase agreements for the Site have been presented to the City Administrator by the owners of the Site in form and content the City Administrator finds satisfactory and recommends; and
- (iv) Each purchase agreement provides for a purchase price approved by the City Administrator, plus certain closing and other costs that the City Administrator has determined the City is required to pay pursuant to the federal grant for the purchase of the Site or is otherwise acceptable, in addition to other terms and conditions; and

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- (v) Neb. Rev. Stat. Section 18-1755 requires that the City, before purchasing an interest in real property, authorize the acquisition by action at a public meeting after notice and public hearing; and
- (vi) The City published notice of public hearing on the proposed purchase of the Site, to be held during the regular City Council meeting on April 19, 2011; which notice is hereby approved, and public hearing was held and completed prior to consideration of this Resolution; and
- (vii) The City obtained appraisals of the Site from a certified real estate appraiser, which appraisals established each Site's fair market value at an amount equal to or greater than the price stated in the documents referred to in (iii) above, and which appraisals the City Administrator found satisfactory.

BE IT FURTHER RESOLVED, that, in consideration of the foregoing, the Mayor and City Council hereby adopt and approve the purchase of the Site as described above and on such other terms and conditions satisfactory to the City Administrator.

BE IT FURTHER RESOLVED, that the Mayor or his designee is hereby authorized to execute purchase agreements and other documents and take such other actions as are necessary or appropriate to carry out the Resolutions approved herein.

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

E. ANNEXATIONS – SID 239 (GILES CORNER), SID 82 (CROSSROADS INDUSTRIAL PARK) & ADJOINING MISC. LOT, PERFORMANCE AUTO PLAZA & ATTIC STORAGE, PORTIONS OF SID 59 (BROOK VALLEY II BUSINESS PARK) & ADJOINING STREET ROWS.

City Clerk Buethe stated that formal compliance with the provisions of Section 16-130(6) of the state statutes (notice to utility companies) will be made for each of these ordinances for annexation.

1. ORDINANCE 1138 – FINAL READING

City Clerk Buethe read Ordinance No. 1138 entitled: AN ORDINANCE TO ANNEX CERTAIN REAL ESTATE TO THE CITY OF LA VISTA, NEBRASKA (GILES CORNER, SID #239 AND CERTAIN ADJACENT LAND), AS MORE FULLY DESCRIBED HEREIN; TO MAKE PROVISION FOR EXTENSION OF SERVICES TO INHABITANTS OF TERRITORY ANNEXED; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF. Said ordinance was read by title.

Councilmember Carlisle moved for final passage of the ordinance which motion was seconded by Councilmember Ellerbeck. The Mayor then stated the question was, "Shall Ordinance No. 1138 be passed and adopted?" Upon roll call vote the following Councilmember 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.

2. ORDINANCE 1139 – FINAL READING

City Clerk Buethe read Ordinance No. 1139 entitled: AN ORDINANCE TO ANNEX CERTAIN REAL ESTATE TO THE CITY OF LA VISTA, NEBRASKA (CROSSROADS INDUSTRIAL PARK, SID #82 AND CERTAIN ADJACENT LAND), AS MORE FULLY DESCRIBED HEREIN; TO MAKE PROVISION FOR EXTENSION OF SERVICES TO INHABITANTS OF TERRITORY ANNEXED; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF. Said ordinance was read by title.

Councilmember Crawford moved for final passage of the ordinance which motion was seconded by Councilmember Sheehan. The Mayor then stated the question was, "Shall Ordinance No. 1139 be passed and adopted?" Upon roll call vote the following Councilmember 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.

3. ORDINANCE 1140 – FINAL READING

City Clerk Buethe read Ordinance No. 1140 entitled: AN ORDINANCE TO ANNEX CERTAIN REAL ESTATE TO THE CITY OF LA VISTA, NEBRASKA (TAX LOT 10B, LOCATED IN THE SE ¼ OF

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SECTION 21, T14N, R12E OF THE 6TH P.M., SARPY COUNTY, NEBRASKA), AS MORE FULLY DESCRIBED HEREIN; TO MAKE PROVISION FOR EXTENSION OF SERVICES TO INHABITANTS OF TERRITORY ANNEXED; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF. Said ordinance was read by title.

Councilmember Ellerbeck moved for final passage of the ordinance which motion was seconded by Councilmember Carlisle. The Mayor then stated the question was, "Shall Ordinance No. 1140 be passed and adopted?" Upon roll call vote the following Councilmember 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.

4. ORDINANCE 1141 – FINAL READING

City Clerk Buethe read Ordinance No. 1141 entitled: AN ORDINANCE TO ANNEX CERTAIN REAL ESTATE TO THE CITY OF LA VISTA, NEBRASKA (TAX LOT 1B, TAX LOT 1C, TAX LOT 2, LOCATED IN THE NE ¼ OF SECTION 18, T14N, R12E OF THE 6TH P.M., SARPY COUNTY, NEBRASKA; LOTS 2A, 3 AND 4, PERFORMANCE AUTO PLAZA; AND CERTAIN ADJACENT LAND), AS MORE FULLY DESCRIBED HEREIN; TO MAKE PROVISION FOR EXTENSION OF SERVICES TO INHABITANTS OF TERRITORY ANNEXED; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF. Said ordinance was read by title.

Councilmember Carlisle moved for final passage of the ordinance which motion was seconded by Councilmember Sheehan. The Mayor then stated the question was, "Shall Ordinance No. 1141 be passed and adopted?" Upon roll call vote the following Councilmember 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.

5. ORDINANCE 1142 – FINAL READING

City Clerk Buethe read Ordinance No. 1142 entitled: AN ORDINANCE TO ANNEX CERTAIN REAL ESTATE TO THE CITY OF LA VISTA, NEBRASKA (BROOK VALLEY II BUSINESS PARK; TAX LOT 1A1A1A LOCATED IN THE SE ¼ OF SECTION 17, T14N, R12E OF THE 6TH P.M., SARPY COUNTY, NEBRASKA; TAX LOT 2B2 LOCATED IN THE SW ¼ OF SECTION 17, T14N, R12E OF THE 6TH P.M., SARPY COUNTY, NEBRASKA, ALL PART OF SID #59; AND CERTAIN ADJACENT LAND), AS MORE FULLY DESCRIBED HEREIN; TO MAKE PROVISION FOR EXTENSION OF SERVICES TO INHABITANTS OF TERRITORY ANNEXED; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF. Said ordinance was read by title.

Councilmember Carlisle moved for final passage of the ordinance which motion was seconded by Councilmember Crawford. The Mayor then stated the question was, "Shall Ordinance No. 1142 be passed and adopted?" Upon roll call vote the following Councilmember 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.

F. RESOLUTION – CONSULTANT SELECTION – 84TH STREET BLIGHT & SUBSTANDARD STUDY

Councilmember Gowan introduced and moved for the adoption of Resolution No. 11-048; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE SELECTION OF AND NEGOTIATION OF A CONTRACT WITH HANNA:KEELAN ASSOCIATES, P.C. LINCOLN, NEBRASKA, FOR THE PREPARATION OF A DETERMINATION OF BLIGHTED AND SUBSTANDARD CONDITIONS FOR THE 84TH STREET REDEVELOPMENT STUDY AREA IN AN AMOUNT NOT TO EXCEED \$12,000.00.

WHEREAS, the City Council of the City of La Vista has determined that the preparation of a determination of blighted and substandard conditions for the 84th Street Redevelopment Study Area is necessary; and

WHEREAS, the FY 2010/11 Capital Improvement Program contains funding for this project; and

WHEREAS, the FY 2010/11 Capital Improvement Program contains funding for the preparation of a redevelopment plan; and

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WHEREAS, proposals were received on March 25, 2011; and

WHEREAS, a three-member staff committee has reviewed the proposals and recommends the selection of the firm Hanna:Keelan Associates, P.C., Lincoln, Nebraska, as the most qualified bidder; and

WHEREAS, Subsection (C) (9) of Section 31.23 of the La Vista Municipal Code requires that the City Administrator secure council approval prior to authorizing any purchases over \$5,000.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, authorizing the selection of and the negotiation of a contract with Hanna:Kellan Associates, P.C., Lincoln, Nebraska in a form satisfactory to the City Administrator and City Attorney, for the preparation of a determination of blighted and substandard conditions for the 84th Street Redevelopment Study Area in an amount not to exceed \$12,000.00, and that the Mayor is hereby authorized to execute said contract and the City Clerk is further directed to attest to the same.

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

G. RESOLUTION – CONSULTANT SELECTION – INFORMATION TECHNOLOGY STRATEGIC PLAN

Councilmember Sell introduced and moved for the adoption of Resolution No. 11-049: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE SELECTION OF AND NEGOTIATION OF A CONTRACT WITH BERRY, DUNN, MCNEIL & PARKER (BDMP) PORTLAND, MAINE, FOR THE PREPARATION OF AN INFORMATION TECHNOLOGY STRATEGIC PLAN IN AN AMOUNT NOT TO EXCEED \$49,755.00.

WHEREAS, the City Council of the City of La Vista has determined that the preparation of an Information Technology Strategic Plan is necessary; and

WHEREAS, the FY 2010/11 Capital Improvement Program contains funding for this project; and

WHEREAS, proposals were received on February 4, 2011; and

WHEREAS, the IT committee has reviewed the proposals and conducted interviews and recommends the selection of the firm Berry, Dunn, McNeil, & Parker (BDMP), Portland, Maine, as the most qualified bidder; and

WHEREAS, Subsection (C) (9) of Section 31.23 of the La Vista Municipal Code requires that the City Administrator secure council approval prior to authorizing any purchases over \$5,000.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, authorizing the selection of and the negotiation of a contract with Berry, Dunn, McNeil, & Park in a form satisfactory to the City Administrator and City Attorney, for the preparation of an Information Technology Strategic Plan in an amount not to exceed \$49,755.00, and that the Mayor is hereby authorized to execute said contract and the City Clerk is further directed to attest to the same.

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

H. RESOLUTION – ADVERTISEMENT OF BIDS – LED TRAFFIC SIGNAL MODULES EECBG AWARD NO. 9/10-E062

Councilmember Carlisle introduced and moved for the adoption of Resolution No. 11-050; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR LED TRAFFIC SIGNAL MODULES.

WHEREAS, the City Council has determined that the replacement of existing incandescent lamps with LED traffic signal modules is necessary, and

WHEREAS, the FY 2010/11 General Fund budget provides funding for the LED traffic signals, and

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WHEREAS, 80% of this purchase will be grant funded from the U.S. Department of Energy and the American Recovery and Reinvestment Act of 2009 and 20% is the local share from the Streets Operation budget; and

WHEREAS, the City Engineer, has prepared specifications to obtain bids.

NOW, THEREFORE BE IT RESOLVED, that the City Administrator is hereby authorized to advertise for bids for the replacement of existing incandescent lamps with LED traffic signal modules with specifications prepared by the City Engineer and said bids are to be opened and publicly read aloud at 10 a.m. at the office of the City Clerk, 8116 Park View Boulevard, La Vista, Nebraska on May 9, 2011.

Publish Notice to Contractors	April 28, 2011 and May 5, 2011
Open Bids	May 9, 2011
Award Bid	May 17, 2011

Seconded by Councilmember Quick. Councilmember Sheehan asked if this would put LED's in all the signals. Public Works Director Soucie stated that it would. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Gowan and Ellerbeck. Nays: None. Abstain: None. Absent: None. Motion carried.

I. RESOLUTION – STOP SIGN MODIFICATION – 76TH AVENUE; TERRY DRIVE; JOSEPH AVENUE

Councilmember Crawford introduced and moved for the adoption of Resolution No. 11-051; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE CHANGE TO THE EXISTING STOP SIGNS AT THE INTERSECTION OF TERRY DRIVE, JOSEPH AVENUE, AND SOUTH 76TH AVENUE

WHEREAS, the Mayor and City Council of the City of La Vista have determined that changing the existing stop signs at the intersection of Terry Drive, Joseph Avenue, and South 76th Avenue will enhance traffic and pedestrian safety; and

WHEREAS, the Manual of Uniform Traffic Control Devices (2009 Edition) requires that auxiliary plates such as 2-Way and 3-Way be eliminated and replaced with All Way auxiliary plates; and

WHEREAS, the City Engineer has recommended these changes; and

WHEREAS, Section 70.072 of the La Vista Municipal Code requires City Council approval prior to the placement of any regulatory traffic sign, signal or mechanical devices.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, hereby authorize changing the existing stop signs at the intersection of Terry Drive, Joseph Avenue, and South 76th Avenue from a 3-way configuration to a 4-way configuration.

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

J. RESOLUTION – STOP SIGN MODIFICATION – 73RD AVENUE; LILLIAN AVENUE; JAMES AVENUE

Councilmember Gowan introduced and moved for the adoption of Resolution No. 11-052; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE CHANGE TO THE EXISTING STOP SIGNS AT THE INTERSECTION OF LILLIAN AVENUE, JAMES AVENUE, AND SOUTH 73RD AVENUE

WHEREAS, the Mayor and City Council of the City of La Vista have determined that changing the existing stop signs at the intersection of Lillian Avenue, James Avenue, and South 73rd Avenue will enhance traffic and pedestrian safety; and

WHEREAS, the Manual of Uniform Traffic Control Devices (2009 Edition) requires that auxiliary plates such as 2-Way and 3-Way be eliminated and replaced with All Way auxiliary plates; and

WHEREAS, the City Engineer has recommended these changes; and

WHEREAS, Section 70.072 of the La Vista Municipal Code requires City Council approval prior to the placement of any regulatory traffic sign, signal or mechanical devices.

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

April 19, 2011

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, hereby authorize changing the existing stop signs at the intersection of Lillian Avenue, James Avenue, and South 73rd Avenue from a 3-way configuration to a 4-way configuration.

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

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

COMMENTS FROM THE FLOOR

There were no comments from the floor.

K. EXECUTIVE SESSION – CONTRACT NEGOTIATIONS; PERSONNEL; LITIGATION

At 8:21 p.m. Councilmember Carlisle made a motion to go into executive session for protection of the public interest for Contract Negotiations and Litigation and for the protection of an individual for personnel. Seconded by Councilmember Ellerbeck. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Gowan and Ellerbeck. Nays: None. Abstain: None. Absent: None. Motion carried. Mayor Kindig stated the executive session would be limited to the subject matter contained in the motion.

At 9:06 p.m. the Council came out of executive session. Councilmember Carlisle made a motion to reconvene in open and public session. Seconded by Councilmember Crawford. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Gowan and Ellerbeck. Nays: None. Abstain: None. Absent: None.

COMMENTS FROM MAYOR AND COUNCIL


At 9:08 p.m. Councilmember Sell made a motion to adjourn the meeting. Seconded by Councilmember Carlisle. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Gowan and Ellerbeck. Nays: None. Abstain: None. Absent: None.

PASSED AND APPROVED THIS 3RD DAY OF MAY, 2011

CITY OF LA VISTA


Douglas Kindig, Mayor

ATTEST:


Pamela A. Buethe, CMC
City Clerk