

# MINUTE RECORD

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

## LA VISTA CITY COUNCIL MEETING April 2, 2013

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 2, 2013. Present were Councilmembers: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Clerk Buethe, Finance Director Lindberg, Police Chief Lausten, Fire Chief Uhl, Public Works Director Soucie, Community Development Director Birch, Public Building and Grounds Director Archibald, Recreation Director Stopak, Library Director Barcal, and City Engineer Kottmann.

A notice of the meeting was given in advance thereof by publication in the Times on March 20, 2013. 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 announced that a copy of the Open Meetings Act was posted on the west wall of the Council Chambers and copies were also available in the lobby of City Hall.

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

### PROCLAMATION – BARBERSHOP HARMONY WEEK

Mayor Kindig proclaimed March 30 to April 6 2013 as Barbershop Harmony Week. Mayor Kindig presented the Proclamation to the Sarpy Serenaders who also performed.

### PROCLAMATION – AUTISM AWARENESS MONTH

Mayor Kindig proclaimed April 2013 as Autism Awareness Month and presented the Proclamation to Peter, a young autistic resident.

#### A. CONSENT AGENDA

##### 1. APPROVAL OF THE AGENDA AS PRESENTED

##### 2. APPROVAL OF CITY COUNCIL MINUTES FROM MARCH 19, 2013

##### 3. APPROVAL OF THE MINUTES OF THE MARCH 14, 2013 LIBRARY

##### ADVISORY BOARD MEETING

##### 4. MONTHLY FINANCIAL REPORT – FEBRUARY 2013

##### 5. PAY REQUEST – TAB CONSTRUCTION – PAVEMENT REPAIRS –

##### HARRISON STREET MANHOLE COVERS - \$2,223.07

##### 6. PAY REQUEST – SARPY COUNTY PUBLIC WORKS – PRELIMINARY

##### ENGINEERING COST SHARE – 132<sup>ND</sup> AND GILES ROAD PROJECT -

\$18,667.64

##### 7. APPROVAL OF CLAIMS

##### 8. RESOLUTION 13-026 – ADVERTISEMENT OF BIDS – 2013 STORM SEWER INLET REPAIRS

A AND L HYDRAULICS, maint.	607.87
ABRAHAMS KASLOW & CASSMAN, services	770
ACCENT DRYWALL, bld&grnds	85.76
ACTION BATTERIES, supplies	174.36
ALAMAR, apparel	669.5
ALL STAR PRO GOLF, supplies	331.96
ARAMARK, services	520.89
ASHBY, D., refund	200
ASPHALT & CONCRETE MATERIALS, maint.	127.5
ATLAS AWNING, maint.	75

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AVI SYSTEMS, training	2,534.00
BAKER & TAYLOR, books	2,550.34
BARONE SECURITY SYSTEMS, services	120
BCDM-BERINGER CIACCIO DENNELL, services	262.5
BEACON BUILDING, services	6,712.00
BLACK HILLS ENERGY, utilities	7,846.21
BLACK STRAP, maint.	4,199.86
BOLD OFFICE, services	4,886.00
BOMA/OMAHA, dues	20
BOUND TREE MEDICAL, supplies	220.14
BUILDERS SUPPLY, maint.	27.99
CARDMEMBER SERVICE, supplies	65
CARROT-TOP INDUSTRIES, supplies	348.32
CENTER POINT PUBLISHING, books	298.38
CENTURY LINK, utilities	1,212.48
CHASE AUTO REPAIR, maint.	830
CITY OF OMAHA, sewer	86,278.80
COMP CHOICE, services	526
COMPUTER SOLUTIONS, services	202.52
CONTROL MASTERS, bld&grnds	72.5
COULSON, C., services	100
COX, services	20.52
D & D COMM., equip	479
DELL, services	6,416.93
DIAMOND VOGEL, bld&grnds	200.45
DITCH WITCH, maint.	93.46
DXP ENTERPRISES, maint.	20.81
EDGEWEAR SCREEN PRINTING, services	411.5
ELLIOTT EQUIPMENT, maint.	437.21
EMBASSY SUITES HOTEL, services	7,346.50
EMERGENCY SERVICES, services	650
ENVIRO TECH SERVICES, maint.	5,221.16
EXCHANGE BANK, lease	925.55
FASTENAL COMPANY, maint.	7.98
FEDEX KINKO'S, printing	768.27
FELSBURG HOLT & ULLEVIG, services	923.66
FIREGUARD, equip.	70.94
FITZGERALD SCHORR BARMETTLER, services	28,174.70
FORT DEARBORN LIFE INS COMPANY	265.5
FORT DEARBORN LIFE INS COMPANY	1,023.00
GALE, books	47.23
GALLS, apparel	75.34
GOLEY, C., auto	100
GRAYBAR ELECTRIC, bld&grnds	192
GREAT WESTERN BANK, lending	250
HANEY SHOE STORE, apparel	120
HEARTLAND SERVICES, maint.	756.8
HELGET GAS, supplies	171.5
HUSKER MIDWEST PRINTING, printing	235.5
HY-VEE, supplies	496.82
KIMBALL MIDWEST, maint.	262.23
KINGHAM, M., services	40
KLINKER, M., services	200
KRIHA FLUID POWER, maint.	56.2
LA VISTA COMMUNITY FOUNDATION	75
LANDPORT, services	125
LAST MILE NETWORK CONSULTING	1,071.06
LAUGHLIN, KATHLEEN A, TRUSTEE	474
LEAGUE ASSN OF RISK MGMT	1,449.00
LIBRARY ADVANTAGE, media	300
LIBRARY IDEAS, supplies	11.5
LIFE ASSIST, services	362.04
LINCOLN NATIONAL LIFE INS CO	10,409.83

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MAPA, services	14,803.00
MATHESON TRI-GAS, supplies	45.4
MATT PARROTT/STOREY KENWORTHY, supplies	572.64
MENARDS, maint.	54.97
MAT, services	508
MCC, utilities	14,488.34
MUD, utilities	2,123.84
MID CON SYSTEMS, maint.	86.4
MIDWEST TAPE, media	76.47
MINITEX, supplies	190
NATIONAL ENTERTAINMENT, supplies	600
NATIONAL EVERYTHING WHOLESale, supplies	621.06
NEBRASKA SALT & GRAIN, maint.	9,209.20
NUTS AND BOLTS INC., maint.	150.88
NWEA, training	450
OCLC, library	30.97
OFFICE DEPOT, supplies	711.03
OMAHA COMPOUND, supplies	116.61
OMAHA SLINGS INC., maint.	112.16
OMNI, maint.	76.29
O'REILLY AUTO., supplies	641.25
OVERHEAD DOOR, bld&grnds	312
PARAMOUNT, services	295.46
PAYFLEX, services	250
PERFORMANCE FORD, maint.	64.02
PETTY CASH	300
PETTY CASH	218.17
PFEIFER, V., auto	100
PITNEY BOWES, lease	204
PLAINS EQUIPMENT, maint.	515.97
PREMIER-MIDWEST BEVERAGE, supplies	416.1
QUALITY AUTO REPAIR & TOWING, services	79
QUALITY BRANDS OF OMAHA, supplies	552.4
RAINBOW GLASS & SUPPLY, maint.	24.95
REGAL AWARDS OF DISTINCTION, services	1,199.70
REPCO MARKETING, supplies	39.5
RETRIEVEX, services	156.94
ROY SR, R., travel	62
RUFFNER, J., travel	127
S.I.S. PAINT, equip.	20.7
SAPP BROS PETROLEUM, supplies	111.33
SARPY COUNTY COURTHOUSE, services	3,629.03
SEFFRON, R., travel	127
SEVENER, C., refund	200
SHRED-SAFE, services	30
SHRM, dues	180
SINNETT, H., supplies	40
SIRCHIE FINGER PRINT LABS, supplies	77.34
SMALL, B., travel	316
SMITH, M., auto	100
SOLBERG, C., travel	199.45
SPRINT, phone	119.97
SPRINT, phone	62.11
STATE STEEL, maint.	29.32
SUPERIOR SIGNALS, maint.	624.75
SUPERIOR VISION SVCS INC	399.76
SYMBOL ARTS, apparel	275
TALTY, J., refund	200
TED'S MOWER, equip.	160.2
TITLEIST, supplies	472.11
TORNADO WASH, services	395
TORREZ, T., refund	200

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TOTAL MARKETING, bld&grnds	42
UNIVERSITY OF VIRGINIA, training	3,150.00
USB SEWER EQUIPMENT CORP, equip.	1,190.00
USI EDUCATION/GOVT SALES, supplies	96.19
VAIL, A., auto	100
VAL VERDE ANIMAL HOSPITAL, services	26
VERIZON WIRELESS, phone	91.39
VERIZON WIRELESS, phone	202.42
VERIZON WIRELESS, phone	91.13
WAL-MART, supplies	659.13
WHITE CAP CONSTR, services	138.36

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

## **REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS**

Police Chief Lausten reported that he completed the National Academy on March 22 and joins Captain Barcal and Captain Pokorny as Graduates. Lausten reported that cleanup has begun at 6701 Harrison Street.

Fire Chief Uhl reported that \$10,600.00 was received from the EMA to cover costs of last year's disaster drill.

Library Director Barcal reported that two Metro Community College Work Study Students worked in the library for a total of 809 hours from October of 2012 to March of 2013, and that the cost savings in salary was \$7,500.00.

## **B. CITIZEN ADVISORY REVIEW COMMITTEE – EDP REPORT**

At 7:14 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. Lynda Shafer was present to answer any questions about the report.

At 7:15 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Gowan. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

## **C. RESOLUTION – AMEND STANDARD OPERATING POLICY – EMPLOYEE DRESS AND APPEARANCE GUIDELINES**

Councilmember Crawford introduced and moved for the adoption of Resolution No. 13-027; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING CHANGES AND REVISIONS TO AN EXISTING STANDARD OPERATION POLICY.

WHEREAS, the City Council has determined that it is necessary and desirable to establish Standard Operation Policies 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 Standard Operation Policy entitled Employee Dress and Appearance Guideline has been reviewed and revisions recommended.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby approve the Standard Operation Policy entitled Employee Dress and Appearance Guideline, and do further hereby direct the distribution of said Standard Operation Policy to the appropriate City Departments.

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

## **D. RESOLUTION – APPROVE PLANS & SPECIFICATIONS AND AUTHORIZE PAPILLION – LA VISTA SCHOOL DISTRICT TO CONSTRUCT PUBLIC STORM SEWER EXTENSION**

Councilmember Gowan introduced and moved for the adoption of Resolution No. 13-028; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE APPROVAL OF THE PLANS AND SPECIFICATIONS; AND AUTHORIZING THE PAPILLION-LA VISTA SCHOOL DISTRICT TO CONSTRUCT A PUBLIC STORM SEWER EXTENSION.

WHEREAS, the Papillion-La Vista School District is planning to perform expansions and modifications to the Parkview Height Elementary School which includes some driveway and parking lot modifications and desire to install an on-site storm sewer drainage system and in order to do this they need to extend the public storm sewer; and

WHEREAS, the public storm sewer will extend eastward in Granville Parkway from and existing storm sewer in Elm Drive and will become a public storm sewer for ownership and maintenance by the City after satisfactory construction; and

WHEREAS, the Papillion-La Vista School District has presented to City for approval plans and specifications to construct certain improvements; and

WHEREAS, said plans and specifications were prepared by E & A Consulting Group bearing a date of March 1, 2013 subject to a 2-year performance and maintenance bond being provided which includes the City as an obligee and the submittal of record drawings with a certificate of compliance prepared by E & A consulting Group; and

WHEREAS, The City Engineer has reviewed the plans and specifications and found them to be satisfactory; and

WHEREAS, The School District has submitted the necessary documents for a Post Construction Storm Water Management Plan related to this proposed construction work;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, does hereby authorize the approval of the plans and specifications; and authorizing the Papillion-La Vista School District to construct a public storm sewer extension.

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

## **E. RESOLUTION – PURCHASE Z-TRAK MOWER**

Councilmember Quick introduced and moved for the adoption of Resolution No. 13-029; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE OF ONE (1) EXMARK LAZER ZS Z-TRAK MOWER FROM J & J SMALL ENGINES, BELLEVUE, NEBRASKA IN AN AMOUNT NOT TO EXCEED \$9,261.00.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of one (1) Exmark Lazer ZS Z-Trak mower is necessary; and

WHEREAS, the FY 2012/13 General Fund Budget provides funding for this purchase; 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.

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NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska authorizing the purchase of one (1) Exmark Lazer ZS Z-Trak mower from J & J Small Engines, Bellevue, Nebraska, in an amount not to exceed \$9,261.00

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

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

## COMMENTS FROM THE FLOOR

There were no comments from the floor.

## F. EXECUTIVE SESSION – CONTRACT NEGOTIATIONS; LITIGATION

At 7:18 p.m. Councilmember Crawford made a motion to go into executive session for the protection of the public interest for contract negotiations and litigation.

Seconded by Councilmember Gowan. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried. Mayor Kindig stated the executive session would be limited to the subject matter contained in the motion.

At 8:07p.m. the Council came out of executive session. Councilmember Crawford made a motion to reconvene in open and public session. Seconded by Councilmember Gowan. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

## COMMENTS FROM MAYOR AND COUNCIL

Councilmember Sheehan requested to receive the dates of strategic retreats and budget meetings at the first of the year.

Councilmember Sell attended the Korean War memorial service at the American Legion in Papillion.

Councilmember Crawford reported that the Easter Egg hunt was a success and stated that staff members Karlson and Lukasiewicz did a great job setting up.

Mayor Kindig stated that a lunch would be held on April 9, 2013 with Senators regarding restrictions on taxes.


At 8:12 p.m. Councilmember Gowan made a motion to adjourn the meeting. Seconded by Councilmember Sell. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

PASSED AND APPROVED THIS 16TH DAY OF APRIL, 2013

CITY OF LA VISTA

  
Douglas Kindig, Mayor

ATTEST:

  
Pamela A. Buethe, CMC  
City Clerk