

MINUTE RECORD

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

LA VISTA CITY COUNCIL MEETING December 17, 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 December 17, 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, Fire Chief Uhl, Police Chief Lausten, 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 November 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.

APPOINTMENT – CIVIL SERVICE COMMISSION – RE-APPOINT - MARY HEWITT – 5 YEAR TERM

Mayor Kindig stated, with the approval of the City Council, he would like re-appoint Mary Hewitt to the Civil Service Commission for a 5 year term Councilmember Quick motioned the approval, seconded by Councilmember Sell. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE DECEMBER 3, 2013 CITY COUNCIL
MEETING
3. APPROVAL OF THE MINUTES OF THE NOVEMBER 21, 2013 PLANNING
COMMISSION MEETING
4. APPROVAL OF THE MINUTES OF THE OCTOBER 16, 2013 PARK & RECREATION
ADVISORY BOARD MEETING
5. MONTHLY FINANCIAL REPORT – NOVEMBER 2013
6. PAY REQUEST FROM THOMPSON, DREESSEN & DORNER, INC. –
PROFESSIONAL SERVICES – THOMPSON CREEK PHASE I - \$22,400.72
7. PAY REQUEST FROM BNSF RAILWAY COMPANY – PROFESSIONAL SERVICES
– QUIET ZONE CROSSING IMPROVEMENTS - \$3,916.84
8. APPROVAL OF CLAIMS

ABE'S PORTABLES INC, rentals	21.09
ACCOUNTEMPS, services	1,043.25
AKSARBEN HEATING/ARS, bld&grnds	140.00
AMERICAN LEGAL, services	250.00
BADGER BODY, maint.	140.28
BAKER & TAYLOR, books	1,372.01
BARCAL, R., travel	55.14
BERNAN, books	42.00
BISHOP BUSINESS EQUIP., services	860.83
BKD, services	7,750.00
BLACHERE-ILLUMINATION, services	12,631.00

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BLACK HILLS ENERGY, utilities	638.11
BLUE CROSS BLUE SHIELD, refund	574.94
BOMA/OMAHA, training	820.00
BRENTWOOD AUTO WASH, maint.	77.00
BUILDERS SUPPLY, events	68.16
CARDMEMBER SERVICE, travel	6,928.28
CENTURY LINK, utilities	162.13
CJ'S HOME CENTER, maint.	1,072.39
CJ'S HOME CENTER, bld&grnds	71.96
CONSOLIDATED MANAGEMENT, training	106.75
CORE PRODUCTS, events	293.69
COX, phone	67.15
D & D COMM., radio	79.52
D & K PRODUCTS, supplies	58.76
DANKO EMERGENCY EQUIPMENT, maint.	380.09
DEMCO INC., supplies	110.57
DIAMOND VOGEL PAINTS, bld&grnds	70.50
DITCH WITCH OF OMAHA, maint.	310.88
DOUGLAS COUNTY SHERIFF'S OFC, services	87.50
DOUGLAS PRODUCTS AND PACKAGING, training	150.00
DULTMEIER SALES & SERVICE, maint.	106.65
EBSCO SUBSCRIPTION SERVICES, books	8,159.89
ENDORF, C., books	25.90
FELSBURG HOLT & ULLEVIG, services	180.00
FILTER CARE, maint.	61.45
FIRE DEPARTMENT CLOTHING, apparel	1,557.67
FITZGERALD SCHORR BARMETTLER, services	15,289.70
FOCUS PRINTING, printing	1,748.63
FRANCIS, K., refund	50.00
GALE, books	71.22
GCR TIRE CENTERS, maint.	127.33
GENUINE PARTS COMPANY, maint.	1,670.80
HANEY SHOE STORE, apparel	433.90
HEARTLAND PAPER, supplies	146.00
HERITAGE CRYSTAL CLEAN, services	910.88
HOME DEPOT CREDIT SERVICES, bld&grnds	56.36
HONEYMAN RENT-ALL, bld&grnds	697.60
HUSCH BLACKWELL, services	565.00
INLAND TRUCK PARTS, maint.	241.45
JEREMY JOHNSON PHOTOGRAPHY, services	50.00
KARLSON, D., travel	197.52
KRIHA FLUID POWER CO INC, maint.	85.12
LAWNSMITH & CO INC, maint.	1,800.00
LERNER PUBLISHING GROUP, books	637.09
LINCOLN NATIONAL LIFE INS CO	9,880.20
MALLARD SAND & GRAVEL COMPANY, maint.	50.02
MATHESON TRI-GAS INC, apparel	22.77
MUD, utilities	994.75
MID CONTINENT SAFETY, equip.	169.45
MID-STATES UTILITY TRAILER, supplies	1,769.64
MIDWEST TAPE, media	113.46
NATIONAL EVERYTHING WHOLESALE, supplies	148.94
NEBRASKA CONCRETE & AGGREGATES, training	350.00
NEBRASKA IOWA SUPPLY, supplies	22,990.00
NOBBIES, supplies	36.73
NUTS AND BOLTS INC., maint.	22.45
OFFICE DEPOT, supplies	362.24
OMAHA COMPOUND COMPANY, supplies	81.96

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OMAHA PUBLIC POWER DISTRICT, utilities	51,206.96
OMAHA WORLD HERALD COMPANY, dues	91.00
ONE CALL CONCEPTS, services	259.30
PAPILLION SANITATION, services	4,817.06
PARAMOUNT LINEN & UNIFORM, services	432.54
PERFORMANCE CHRYSLER JEEP, maint.	30.38
PERFORMANCE FORD, maint.	106.82
PLAINS EQUIPMENT GROUP, maint.	1,677.34
REGAL AWARDS OF DISTINCTION, services	165.95
SARPY COUNTY REGISTER OF DEEDS, fee	46.00
SHERRY, P., apparel	120.00
SOLBERG, C., travel	179.09
STATE FIRE MARSHAL, training	100.00
TED'S MOWER SALES & SERVICE, equip.	41.76
THE ASSESSMENT GROUP, services	2,400.00
THOMPSON DREESSEN & DORNER, services	2,000.00
TRACTOR SUPPLY CREDIT PLAN, supplies	74.96
TRI MUTUAL AID FIREFIGHTERS, dues	75.00
TY'S OUTDOOR POWER & SVC INC, maint.	85.24
UNITED PARCEL SERVICE, postage	14.14
USBORNE BOOKS & MORE, books	255.76
USI EDUCATION/GOVT SALES, supplies	286.19
VA CENTRAL PLAINS HEALTH NTWRK, refund	280.51
WASTE MANAGEMENT NE., services	416.31
WHITE CAP CONSTR SUPPLY/HDS, equip.	182.40

Councilmember Sell made a motion to approve the consent agenda. Seconded by Councilmember Gowan. Councilmember Thomas reviewed the claims for this period and stated that 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 informed Council that a Highway Safety DUI grant had been received and special enforcement will be done until the end of the year.

Public Works Director Soucie stated that Park Superintendent Lukasiewicz received a 'Trees for Nebraska towns' grant for \$5,000 to replace trees.

Community Development Director Birch introduced the new permit tech, Nick MacGregor to the Mayor and Council.

Recreation Director Stopak informed Council that the 4 recreation grants applied for from the La Vista Community Foundation had been received totaling approximately \$3,700.

Library Director Barcal informed Council that the library will host a Project Search Intern from February through May 1st. He will be assisting with the library' processing of materials.

REPORT ON TABLE TOP EXERCISE HELD OCTOBER 24, 2013 – KEITH DEIML

Keith Deiml with EM Training gave a report to Council on the table top exercise held October 24, 2013. He stated that this training was to introduce FEMA forms to the group and to give some training to mid-level managers. The group will continue to work on an incident action plan and to create a level matrix for who should respond to different events.

Mayor Kindig stated that the Mayor and City Council are now sitting in the capacity of the governing body of the La Vista Community Development Agency for the following agenda item.

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B. LA VISTA COMMUNITY DEVELOPMENT AGENCY – 84TH STREET REDEVELOPMENT AREA

1. PUBLIC HEARING-INITIAL REDEVELOPMENT PROJECT AND ACQUISITION OF REAL PROPERTY

Mayor Kindig that is agenda item B is a public hearing of the La Vista Community Development Agency on the proposed project and acquisition of real property for the initial redevelopment project described in the Redevelopment Plan for the 84th Street Redevelopment Area. He stated that generally they are talking about acquisition of real property interests within the Brentwood Crossing development as described in the materials accompanying this agenda item.

Mayor Kindig stated how the public hearing would be conducted:

- I will open the public hearing and ask Community Development Director Ann Birch to provide some background information for context.
- I then will make some introductory comments
- We then will hear from anyone from the audience wishing to speak on this issue.
- After all have had an opportunity to speak, we will close the public hearing. All comments will be taken into consideration.

At 7:19 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the initial redevelopment Project and acquisition of real property. Mayor Kindig asked Community Director Birch to provide some background.

Birch gave the following background information:

1. Decline of 84th Street:

- The 84th Street corridor has deteriorated in terms of physical appearance, property maintenance and as an employment center, particularly in the last 10 years. Major anchors including Wal-Mart, Gordman's and Baker's Supermarket have vacated the area to move to new shopping centers and smaller businesses have been unable to sustain themselves and were forced to relocate or close, leaving many vacant storefronts. Parcels in the area were developed prior to the implementation of good planning and design principles and have not been updated. 84th Street was once a vibrant and thriving corridor and a major arterial road in the heart of La Vista however now is considerably depressed and in need of redevelopment.
- The La Vista Comprehensive Plan, adopted in 2001, identifies as one of the community goals the need to enhance the physical appearance and character of the community, with special emphasis on commercial corridors. One of the land use action strategies identifies the need to consider implementing a process of blight and substandard determination and redevelopment planning, as per the Nebraska Community Development Law..
- Since Wal-Mart announced its plans to move from La Vista in 2004, the decline of 84th Street has been an on-going concern for the Mayor and City Council, as well as residents who have repeatedly noted their concerns.
 - In a 2013 citizen survey, for example, respondents were asked in an open-ended question what the highest priority of the city should be. A significant percentage responded with comments about improving 84th Street.
 - The revitalization of 84th Street has also been the Council's top priority in their strategic plan.

2. Response - Actions (so far): To address the issues on 84th Street:

- Vision 84 Process
 - To address the issues on 84th Street, the City started on a multiple phase process, and the first step was visioning. The city hired a consultant to assist with a highly community-interactive process, intended to result in an 84th Street redevelopment vision plan. The process included stakeholder interviews, a community survey, community workshops, a working group, a project website & newsletter, a mobile workshop, a speaker series, and meetings of the Parks & Recreation Advisory Board, Planning Commission and City Council. In 2010 the City Council adopted "A Vision Plan for

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84th Street" which clearly states the community's vision for the redevelopment of the 84th Street area, including Brentwood Crossing [slide] – [State that a copy of Vision 84 is available on the City's website and at City Hall.]

- In addition, the Mayor and Council started the process under the Community Development Law. Actions to date include:
 - February 7, 2012
 1. City Council declared the 84th Street Redevelopment Area a substandard and blighted area in need of redevelopment.
 2. City Council also created the La Vista Community Development Agency to help eliminate and prevent recurrence of the substandard and blighted area.
 - July 16, 2013: City Council approved the Redevelopment Plan for the 84th Street Redevelopment Area, which included an Initial Redevelopment Project to acquire properties in the Brentwood Crossing development to eliminate or prevent recurrence of the substandard and blighted area. [Slide showing Initial Redevelopment Project Area, including Zones A and B.]
 - August 6, 2013: The Community Development Agency declared the necessity of acquiring real property for the Initial Redevelopment Project.
 - Week of December 2, 2013: The Agency mailed notice of the proposed project and acquisition of property interests to owners of the various property interests.
 - Current timeline: We anticipate following up with property owners and tenants the first of February to begin negotiations and discussion of related issues.
 - Initial sense under the Redevelopment Plan would be to demolish and clear buildings in Zone A that are substantially vacant; and in Zone B try to transition those businesses on an appropriate timetable if possible.
 - Copies of the Redevelopment Plan are available to the public on the City's website or by contacting City Hall.

Mayor Kindig gave the following introductory comments:

As indicated, the purpose of this public hearing is to give the public an opportunity to comment and the Community Development Agency an opportunity to hear any comments for or against the proposed project and acquisition of real property rights and interests described in the Initial Redevelopment Project contained in the Redevelopment Plan for the 84th Street Redevelopment Area.

Properties identified in the project for acquisition include real property, rights and interests in Lots 1 through 7 Brentwood Crossing, Lots 8B and 8C Brentwood Crossing Replat No. 1, and Lots 8A1 through 8A4 Brentwood Crossing Replat No. 2.

This property was selected for acquisition because it is within the 84th Street Redevelopment Area designated by the La Vista City Council as substandard and blighted and in need of redevelopment. The property is being acquired pursuant to the Redevelopment Plan to eliminate or prevent recurrence of the substandard and blighted 84th Street Redevelopment Area, or to otherwise carry out the Initial Redevelopment Project, the Redevelopment Plan or the Community Development Law.

Why this area? This area is where the decline of 84th Street started when Walmart announced it was leaving nine years ago, and spread from there. Vacancies in this area are some of the most extensive and longest enduring in the redevelopment area.

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Our residents constantly ask what is being done to address the issues in this area. In fact a significant percentage of respondents in the latest citizens' survey identified 84th Street improvements as the highest priority for the city. Finally, these properties are adjacent to the golf course, which is a key component of Vision 84. These are just some of the reasons why it makes sense to concentrate on this area first.

Each owner of property or interests proposed to be acquired has the right to be represented by an attorney and to negotiate and accept or reject the offer of damages which will be sustained by the proposed acquisition, and the right to require that such damages be determined pursuant to the procedures for acquisition by eminent domain. At this public hearing, the Agency will hear and consider any objections from any person.

Mayor Kindig also stated:

First, this public hearing is an opportunity for the Mayor and Council to listen to what you have to say. We know many of you have questions. I can tell you that we do not have all the answers tonight. Rather, tonight we will listen and take your comments and any questions or concerns into consideration. Tonight will not be a debate. If you have questions, we will note them for consideration and any follow up when we are ready to begin negotiations, which is scheduled for the first of February.

Second, the decline of 84th Street did not happen overnight, and bringing it back will not happen overnight either. It will take time, resources, planning, adjustment and readjustment. I ask for your patience as we move through this process.

Third, some of you have asked about the possibility of participating in the 84th Street Redevelopment Plan. We welcome your ideas and interest, and assure you of our desire to explore the various opportunities as we move forward.

And finally, on behalf of the Council and myself, I want to express our sincere gratitude and appreciation for the businesses in this area. We do not claim to have all the answers at this time, but our hope is that once we have completed this process we have figured out a way for you to remain in La Vista.

Mayor Kindig stated:

The floor is now open for public comments. Members of the public wishing to speak may come to the podium. Please sign in and state your name and address for the record. I ask that you keep your comments to three minutes and to the topic of this public hearing. Try not to repeat what others have said. If you agree with an earlier comment, simply mention that and let others speak who might have something new to add.

Representatives from the Brentwood Car Wash, Imperial Palace Express, and McDonalds spoke regarding this agenda item. Comments were made regarding improvements that need made to the area, tenants paying too high lease payments, cost of moving a business, and working in partnership with the City.

Mayor Kindig then stated:

Thank you all for your comments and participation in this public hearing. As I indicated before, we will take all comments into consideration. Can I have a motion to close the public hearing.

At 7:29 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Crawford. Councilmembers voting aye: Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Gowan and Ronan. Motion carried.

C. AMENDMENTS – FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN

1. PUBLIC HEARING

At 7:29 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the amendments to the future land use map of the comprehensive plan.

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At 7:30 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Crawford. Councilmembers voting aye: Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Gowan and Ronan. Motion carried.

2. RESOLUTION

Councilmember Sell introduced and moved for the adoption of Resolution No. 13-135: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, IN SUPPORT OF AMENDING THE FUTURE LAND USE MAP PORTION OF THE COMPREHENSIVE PLAN.

WHEREAS, after the annexation done by Ordinances 1191, 1192, and 1193, the official Future Land Use Map is required to be amended to include those areas incorporated into the City limits; and

WHEREAS, the parcels that were acquired by the City as part of the Thompson Creek acquisition and demolition project have been amended from "Medium Density Residential" to a "Parks and Recreation" land use category; and

WHEREAS, the "Special Corridor" overlay designation has been added to The Pointe Apartments for consistency along Giles Road; and

WHEREAS, the Planning Commission held a public hearing on November 21, 2013 and has recommended approval of the amendments to the Future Land Use Map of the Comprehensive Plan; and

WHEREAS, an amendment to the Future Land Use Map is appropriate and consistent with the land use policies of the Comprehensive Plan; and

NOW THEREFORE, BE IT RESOLVED that the Mayor and City Council of the City of La Vista, Nebraska, hereby directs the City Administrator to prepare the necessary amendment to the Future Land Use Map of the Comprehensive Plan that includes the annexation done by Ordinances 1191, 1192, and 1193 and the parcels that were acquired by the City as part of the Thompson Creek acquisition and demolition project have been amended from "Medium Density Residential" to a "Parks and Recreation" land use category and the "Special Corridor" overlay designation has been added to The Pointe Apartments for consistency along Giles Road.

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

D. AMENDMENT – OFFICIAL ZONING MAP

1. PUBLIC HEARING

At 7:30 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the amendment to the official zoning map.

At 7:30 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Crawford. Councilmembers voting aye: Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Gowan and Ronan. Motion carried.

2. ORDINANCE

Councilmember Hale introduced Ordinance No. 1209 entitled; AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Sell moved that the statutory rule requiring reading on three different days be suspended. Councilmember Gowan seconded the motion to suspend the rules and roll call vote on the motion. The following Councilmembers voted aye:

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Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. The following voted nay: None. The following were absent: None. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Councilmember Sell moved for final passage of the ordinance which motion was seconded by Councilmember Quick. The Mayor then stated the question, "Shall Ordinance No. 1209 be passed and adopted?" Upon roll call vote the following Councilmember voted aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. 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.

E. RESOLUTION – GDBG LOAN TIME EXTENSION – GRAEPEL NORTH AMERICA

Councilmember Quick introduced and moved for the adoption of Resolution No. 13-136: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING AN EXTENSION OF THE CDBG LOAN TIME OF PERFORMANCE FOR TO GRAEPEL NORTH AMERICA.

WHEREAS, on August 17, 2010, the City Council approved Resolution No. 10-087 approving the application for a Community Development Block Grant for the Graepel North America, project and authorizing the Mayor to execute any relevant documents referencing the project; and

WHEREAS, Graepel North America, has requested an extension of the time of performance within the loan documents to April 30, 2014, in order to satisfy the job creation requirements.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby approve an extension of the CDBG loan time of performance for Graepel North America to April 30, 2014, and authorize the Mayor to execute related documents, subject to such changes or additional documents or instruments as the City Administrator determines necessary or advisable in consultation with the City Attorney.

Seconded by Councilmember Hale. Councilmember Sheehan asked if this is the last extension. Grant Anderson, representing MAPA stated that they were hopeful this would be the last extension as Graepel has only 3 more positions to fill to meet the requirements. Councilmember Sell asked if these are highly skilled positions. Anderson stated that these are positions usually filled by low to moderate income people. Councilmember Crawford asked if they will have 14 hires on board by April 30, 2014. Anderson stated that they should. Councilmember Sell asked what would happen if they don't have the 14 hires. Anderson stated that they would ask for another extension or begin discussions regarding the CDBG money but he did not want to speculate. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

F. RESOLUTION – AUTHORIZATION TO PURCHASE – POLE CAMERA

Councilmember Gowan introduced and moved for the adoption of Resolution No. 13-137: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE OF ONE (1) ENVIROSIGHT QUICK VIEW HALOPTIC SYSTEM FROM NEBRASKA ENVIRONMENTAL PRODUCTS, LINCOLN, NEBRASKA IN AN AMOUNT NOT TO EXCEED \$16,971.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of a pole camera for the sewer department is necessary; and

WHEREAS, the FY 2013/14 Sewer Fund Budget provides funding for this purchase; and

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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 purchase of one (1) EnviroSight Quick View Haloptic System from Nebraska Environmental products, Lincoln, Nebraska in an amount not to exceed \$16,971..

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

G. DISCUSSION – THOMPSON CREEK WATERSHED RESTORATION RAIN BARREL PROGRAM

City Engineer Kottmann and Permit Technician MacGregor gave a presentation on Storm water regulations and the implementation of programs to suffice these regulations. Kottmann stated that the implementation plan will continue through the next year including installation of various rain barrels, etc. Kottmann gave an overview of the short term and long term goals to comply with the regulations. Discussion was held regarding the rain barrel program

H. APPROVAL OF A CLASS C LIQUOR LICENSE – NEBRASKA BREWING COMPANY DBA NEBRASKA BREWING COMPANY

1. PUBLIC HEARING

At 7:46 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the approval of a Class C Liquor License for Nebraska Brewing Company.

At 7:46 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Crawford. Councilmembers voting aye: Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Gowan and Ronan. Motion carried.

2. RESOLUTION

Councilmember Sell introduced and moved for the adoption of Resolution No. 13-138: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA RECOMMENDING TO THE NEBRASKA LIQUOR CONTROL COMMISSION, APPROVAL OF THE CLASS C LIQUOR LICENSE APPLICATION FOR NEBRASKA BREWING CO DBA NEBRASKA BREWING CO. IN LA VISTA, NEBRASKA.

WHEREAS, Nebraska Brewing Co DBA Nebraska Brewing Co, 6946 S 108th Street, La Vista, Sarpy County, Nebraska, has applied to the Nebraska Liquor Control Commission for a Class C Liquor License, and

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

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, hereby recommend to the Nebraska Liquor Control Commission approval of the Class C Liquor License application submitted by Nebraska Brewing Co DBA Nebraska Brewing Co, 6946 S 108th Street, La Vista, Sarpy County, Nebraska.

Seconded by Councilmember Thomas. Councilmember Sheehan asked if there would be any food served in the tasting room. City Clerk Bueche will check on this and report

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back to the Mayor and Council. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

I. APPROVAL OF A CLASS LK LIQUOR LICENSE – NEBRASKA BREWING COMPANY DBA NEBRASKA BREWING COMPANY

1. PUBLIC HEARING

At 7:47 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the approval of a Class LK Liquor License for Nebraska Brewing Company.

At 7:47 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Crawford. Councilmembers voting aye: Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Gowan and Ronan. Motion carried.

2. RESOLUTION

Councilmember Sheehan introduced and moved for the adoption of Resolution No. 13-139: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA RECOMMENDING TO THE NEBRASKA LIQUOR CONTROL COMMISSION, APPROVAL OF THE CLASS LK LIQUOR LICENSE APPLICATION FOR NEBRASKA BREWING CO DBA NEBRASKA BREWING CO. IN LA VISTA, NEBRASKA.

WHEREAS, Nebraska Brewing Co DBA Nebraska Brewing Co, 6946 S 108th Street, La Vista, Sarpy County, Nebraska, has applied to the Nebraska Liquor Control Commission for a Class LK Liquor License, and

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

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, hereby recommend to the Nebraska Liquor Control Commission approval of the Class LK Liquor License application submitted by Nebraska Brewing Co DBA Nebraska Brewing Co, 6946 S 108th Street, La Vista, Sarpy County, Nebraska.

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

J. SPECIAL ASSESSMENTS

1. PUBLIC HEARING

At 7:48 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on Special Assessments.

At 7:48 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Crawford. Councilmembers voting aye: Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Gowan and Ronan. Motion carried.

2. RESOLUTION

Councilmember Sell introduced and moved for the adoption of Resolution No. 13-140: 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

MINUTE RECORD

December 17, 2013

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

COUNTY TREASURER SPECIAL ASSESSMENTS FOR PROPERTY IMPROVEMENTS AT THE LOCATIONS AND IN THE AMOUNTS CITED HEREIN.

WHEREAS, the property owners of
7103 Pine Drive, Lot 340 Park View Heights 2nd Addition, \$850.00;
10202 Brentwood Dr/Lot 178 Val Vista, \$168.11;
10204 Brentwood Dr/Lot 177 Val Vista, \$168.11;
10208 Brentwood Dr/Lot 176 Val Vista, \$168.11;
10618 Brentwood Dr/Lot 154 Val Vista, \$168.11;
10216 Brentwood Dr/Lot 175 Val Vista, \$168.11;
10611 Hillcrest Drive/Lot 4 Val Vista, \$168.11;
10615 Hillcrest Drive/Lot 3 Val Vista; \$168.11; and
10619 Hillcrest Drive/Lot 2A Val Vista; \$168.11;

were notified to clean up their properties 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 cleanup, and

WHEREAS, the City sent the property owners a bill for said cleanup which has 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 amount and against the properties specified above, all located within Sarpy County, La Vista, Nebraska.

Seconded by Councilmember Thomas. Councilmember Crawford asked if the administration fee we charge covers the costs of staff involved. Police Chief Lausten stated that it does. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

K. EXECUTIVE SESSION – CONTRACT NEGOTIATIONS

Mayor Kindig stated that there was no information to discuss in executive session.

COMMENTS FROM THE FLOOR

There were no comments from the floor.

MINUTE RECORD

December 17, 2013

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

COMMENTS FROM MAYOR AND COUNCIL

Councilmember Sheehan asked if there is an inspection done when a private company does plumbing work and breaks up and replaces concrete in the street. Public Works Director Soucie replied that a permit is pulled and the area is inspected before the concrete goes back in. Councilmember Sheehan asked if we can check to be sure a sewer line is hooked in correctly to the main line. Soucie state that we can and use a camera to be sure all connections are hooked in correctly.

Councilmembers Gowan and Sell stated that it was good to see some of the owners of the businesses in Brentwood Crossing at the meeting and thanked them for their attendance and input.

Mayor Kindig state that the next session of the legislature begins January 8, 2014 and work is being done for requests which will be submitted.

At 7:57 p.m. Councilmember Crawford made a motion to adjourn the meeting. Seconded by Councilmember Hale. Councilmembers voting aye: Gowan, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

PASSED AND APPROVED THIS 7TH DAY OF JANUARY, 2014.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe

Pamela A. Buethe, CMC
City Clerk