

# MINUTE RECORD

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

## LA VISTA CITY COUNCIL MEETING April 7, 2015

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 7, 2015. Present were Councilmembers: Frederick, 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, Police Chief Lausten, Director of Administrative Services Pokorny, Community Development Director Birch, Recreation Director Stopak, Library Director Barcal, Human Resource Manager Garrod and City Engineer Kottmann.

A notice of the meeting was given in advance thereof by publication in the Times on March 25, 2015. 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.

### AWARD PRESENTATIONS – DEAN PAULSEN – BOARD OF ADJUSTMENT; CAROL WESTLUND – LIBRARY ADVISORY BOARD

Mayor Kindig recognized Dean Paulsen for his service on the Board of Adjustment and Carol Westlund for her service on the Library Advisory Board.

### SERVICE AWARD - RICK ROY, SR. – 10 YEARS

Mayor Kindig recognized Rick Roy Sr. for 10 years of service to the City of La Vista.

### PROCLAMATION – EARTH DAY

Mayor Kindig read and presented a proclamation declaring April 26, 2015 as Earth Day in La Vista.

### LEADERSHIP SARPY PRESENTATION – THOMPSON CREEK LEARNING CENTERS

Five members of the Leadership Sarpy class, representing 5 businesses in Sarpy County gave a presentation on the set up of learning centers along the Thompson Creek.

### LEADERSHIP SARPY PRESENTATION – HOMETOWN HEROES

Five members of the Leadership Sarpy class, representing 5 businesses in Sarpy County gave a presentation on honoring military relatives with banners along the main streets in La Vista.

### APPOINTMENTS

#### JACKIE HILL – PLANNING COMMISSION – FILL VACANCY JASON DALE – PLANNING COMMISSION ALTERNATE – FILL VACANCY

Mayor Kindig stated that, with approval of Council, he would like to appoint Jackie Hill to fill a vacancy on the Planning Commission and Jason Dale to fill a vacancy as alternate on the Planning Commission. Motion by Sheehan to approve the Mayor's appointments. Thomas seconded. Councilmembers voting aye: Frederick, 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 MARCH 17, 2015 CITY COUNCIL  
MEETING
3. MONTHLY FINANCIAL REPORTS – OCTOBER 2014, NOVEMBER 2014,  
DECEMBER 2014

# MINUTE RECORD

April 7, 2015

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

4. PAY REQUEST FROM RDG PLANNING AND DESIGN – PROFESSIONAL SERVICES – THOMPSON CREEK OUTREACH - \$750.00
5. PAY REQUEST FROM THOMPSON DREESSEN & DORNER, INC. – PROFESSIONAL SERVICES – 124<sup>TH</sup> CIRCLE AND HARRISON STREET TRAFFIC SIGNAL PROJECT - \$1,616.83
6. PAY REQUEST FROM THOMPSON DREESSEN & DORNER, INC. – PROFESSIONAL SERVICES – CITY HALL BIO-BASIN PROJECT - \$160.96
7. PAY REQUEST FROM THOMPSON DREESSEN & DORNER, INC. – PROFESSIONAL SERVICES – THOMPSON CREEK PHASE 1 PROJECT - \$2,925.51
8. PAY REQUEST FROM THOMPSON DREESSEN & DORNER, INC. – PROFESSIONAL SERVICES – CITY HALL BIO-BASIN PROJECT - \$242.50
9. PAY REQUEST FROM THOMPSON DREESSEN & DORNER, INC. – PROFESSIONAL SERVICES – 120<sup>TH</sup> & GILES ROAD TRAFFIC SIGNAL - \$1,138.59
10. PAY REQUEST FROM UPSTREAM WEEDS – PROFESSIONAL SERVICES – THOMPSON CREEK RESTORATION PROJECT - \$5,293.40
11. PAY REQUEST FROM FELSBURG HOLT & ULLEVIG – PROFESSIONAL SERVICES – HELL CREEK CHANNEL IMPROVEMENTS PHASE II - \$3,833.23
12. PAY REQUEST FROM MIDWEST EXCAVATING SERVICES LLC – CONSTRUCTION SERVICES – CITY HALL BIO BASIN PROJECT - \$7,252.78
13. RESOLUTION NO. 15-038 – AUTHORIZE ADVERTISEMENT OF BIDS – MAINTENANCE FACILITY ROOF REPLACEMENT – PUBLIC WORKS

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE ADVERTISEMENT OF BIDS FOR REPLACEMENT OF THE PUBLIC WORKS MAINTENANCE FACILITY ROOF.

WHEREAS, the City Council has determined that the replacement of the Public Works Maintenance Facility roof is necessary, and

WHEREAS, the FY15 Capital Fund Budget provides funding for this project, and

WHEREAS, the City Engineer and staff have prepared plans and specifications for said project.

NOW, THEREFORE BE IT RESOLVED that the Mayor and City Council do hereby authorize the advertisement of bids for the replacement of the Public Works Maintenance Facility roof in accordance with plans and specifications prepared by the City Engineer and staff. 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 4, 2015.

Publish Notice to Contractors	April 15 and April 22, 2015
Open Bids	May 4, 2015 at 10:00 a.m. at City Hall
City Council Award Contract	May 19, 2015

NOW, THEREFORE BE IT FURTHER RESOLVED that the project will be advertised through the Plan Room at StandardSHARE web site, Standard Digital Imaging, 4424 South 108<sup>th</sup> Street, Omaha Nebraska and plans and specifications will be distributed through this web site.

#### 14. RESOLUTION NO. 15-039 – AUTHORIZE ADVERTISEMENT OF BIDS – SEWER SHOP REHABILITATION – PUBLIC WORKS

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE ADVERTISEMENT OF BIDS FOR REHABILITATION OF THE PUBLIC WORKS SEWER SHOP.

WHEREAS, the City Council has determined that the rehabilitation of the Public Works Sewer shop is necessary, and

WHEREAS, the FY15 Capital Fund Budget provides funding for this project, and

WHEREAS, the City Engineer and staff have prepared plans and specifications for said project.

# MINUTE RECORD

April 7, 2015

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

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## **15. RESOLUTION NO. 15-040 – AUTHORIZE INTERLOCAL CONTRACT – HGAC/BUY**

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL CONTRACT WITH HOUSTON-GALVESTON AREA COUNCIL BUY (HGACBUY) FOR COOPERATIVE PURCHASING OF GOODS AND SERVICES.

WHEREAS, the City has determined that it is desirable to enter into an interlocal contract with HGACBuy; and

WHEREAS, the Cooperative works like the state bid process, but on a much larger scale at the regional and national level; and

WHEREAS, goods and services purchased from the HGACBuy contracts are delivered to local vendors for distribution to the end user;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize the Mayor to execute an interlocal contract with HGACBuy.

## **16. RESOLUTION NO. 15-041 – SPECIAL DESIGNATED LIQUOR LICENSE – CITY OF LA VISTA – SALUTE TO SUMMER FESTIVAL**

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE SALE AND CONSUMPTION OF BEER AT A BEER GARDEN IN CENTRAL PARK ON MAY 22 - 23, 2015, IN CONJUNCTION WITH THE ANNUAL SALUTE TO SUMMER FESTIVAL.

WHEREAS, Central Park is located within the City of La Vista; and

WHEREAS, the City of La Vista has requested approval of a Special Designated Permit to sell and serve beer at a beer garden in Central Park on May 22 - 23, 2015, in conjunction with the annual Salute to Summer Festival.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize the City of La Vista to proceed with the application for a "Special Designated License" from the Nebraska Liquor Control Commission to sell and serve beer at a beer garden in Central Park on May 22 - 23, 2015, in conjunction with the annual Salute to Summer Festival.

## **17. APPROVAL OF CLAIMS**

ACTION BATTERIES, maint.	\$186.73
ALAMAR UNIFORMS, apparel	\$1,224.43
AMERICAN FOOTGOLF LEAGUE INC, services	\$1,821.28
ASPEN EQUIPMENT CO., maint.	\$63.77
B & H PHOTO VIDEO, maint.	\$95.70
BADGER BODY, maint.	\$37.00

# MINUTE RECORD

April 7, 2015

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

BAKER & TAYLOR, books	\$1,306.57
BARONE SECURITY, services	\$120.00
BEACON BUILDING, services	\$5,812.00
BENNETT REFRIGERATION, bld&grnds	\$1,118.76
BIRCH, A., travel	\$442.95
BKD LLP, services	\$7,050.00
BLACK HILLS ENERGY, utilities	\$6,681.85
BRENTWOOD AUTO WASH, maint.	\$49.00
BRIDGESTONE GOLF, supplies	\$669.32
BSN SPORTS INC, supplies	\$2,566.86
BUETHE, P., travel	\$1,574.56
BUILDERS SUPPLY CO ., bld&grnds	\$650.40
CALENTINE, J., travel	\$283.50
CALLAWAY GOLF CO., supplies	\$548.10
CAPSTONE PRESS INC., books	\$1,978.65
CARNAHAN EVANS CANTWELL & BROWN, services	\$332.27
CATHERINE DEMES MAYDEW, services	\$4,680.00
CAVLOVIC, P., apparel	\$149.99
CENTER POINT PUBLISHING, books	\$340.32
CENTRAL STATES PETROLEUM, maint.	\$11,558.64
CENTURY LINK, phones	\$845.57
CENTURY LINK, phones	\$191.36
CLASSIC REFRIGERATION, services	\$360.49
CMS-CTR FOR MUNICIPAL SOLUTIONS, services	\$1,100.00
COCA-COLA BOTTLING CO., supplies	\$942.24
COLIBRI SYSTEMS, supplies	\$400.00
COMP CHOICE INC, services	\$373.50
CORNHUSKER STATE INDUSTRIES, services	\$28.00
COVENTRY HEALTHCARE NE., services	\$467.00
COX COMMUNICATIONS, services	\$160.01
COX COMMUNICATIONS, services	\$50.00
DANDERAND, J., reimbursement	\$2,135.28
DATASHIELD CORP, services	\$2.25
DEARBORN NAT'L LIFE INSURANCE, services	\$4,016.75
DIAMOND VOGEL PAINTS, supplies	\$200.75
ED ROEHR SAFETY PRODUCTS, apparel	\$63.62
EDGEWEAR SCREEN PRINTING, apparel	\$650.00
ENCYCLOPAEDIA BRITANNICA, media	\$785.00
EXCHANGE BANK, services	\$1,035.79
FBINAA-FBI NATL ACAD ASSOCS, services	\$100.00
FILTER CARE, maint.	\$46.15
FIREGUARD INC, maint.	\$87.05
FITZGERALD SCHORR BARMETTLER, services	\$24,202.70
FOCUS PRINTING, services	\$10,270.87
FOOD SERVICE WAREHOUSE, supplies	\$2,021.99
G I CLEANER & TAILORS, services	\$307.50
GALE, books	\$473.80
GALLS, AN ARAMARK CO., apparel	\$276.15
GARROD, M., travel	\$283.50
GCR TIRES & SERVICE, maint.	\$806.86
GENERAL SERVICE BUREAU, services	\$116.00
GOV HR USA, services	\$4,253.00
H W WILSON CO., books	\$345.00
HANEY SHOE STORE, apparel	\$131.99
HARTS AUTO SUPPLY, maint.	\$881.00
HOLSTEIN'S HARLEY DAVIDSON, maint.	\$546.90
HOME DEPOT, supplies	\$252.62
HONEYMAN RENT-ALL, services	\$65.40
HORNUNG'S GOLF PRODUCTS, supplies	\$75.95
HOST COFFEE SERVICE, supplies	\$47.80

# MINUTE RECORD

April 7, 2015

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

HSMC ORIZON LL, services	\$3,167.50
HY-VEE INC, supplies	\$731.75
INGRAM LIBRARY SERVICES, books	\$213.22
INTERNATIONAL CODE COUNCIL, books	\$88.00
IVERSON, D., travel	\$255.00
J Q OFFICE EQUIPMENT, services	\$50.37
J. BROWN, travel	\$261.00
JOHNSTONE SUPPLY CO, supplies	\$301.87
KELLY'S CARPET OMAHA, services	\$1,055.40
KINDIG, D., travel	\$57.50
KLINKER, MARK A, services	\$200.00
LA VISTA COMM. FOUNDATION, services	\$50.00
LANDPORT SYSTEMS, services	\$125.00
LEAGUE OF NEBR MUNICIPALITIES, services	\$375.00
LERNER PUBLISHING, books	\$383.61
LEXIS NEXIS MATTHEW BENDER, books	\$336.31
LIBRARY ADVANTAGE, supplies	\$560.00
LIBRARY IDEAS, media	\$5.50
LOGAN CONTRACTORS SUPPLY, services	\$220.00
LOGAN SIMPSON DESIGN, services	\$1,530.36
M. ENGBERG, travel	\$120.00
MANAGEMENT EDUCATION GROUP , services	\$5,916.95
MAPLE 85, maint.	\$5,425.00
MATHESON TRI-GAS, maint.	\$4.48
MAXIM CLEANING, services	\$345.00
MENARDS-RALSTON, supplies	\$919.77
METRO AREA TRANSIT, services	\$412.00
METRO COMMUNITY COLLEGE, services	\$23,338.44
METROPOLITAN UTILITIES DIST., utilities	\$1,375.99
MID CON SYSTEMS INC., maint.	\$343.20
MIDWEST TAPE, media	\$661.28
MONARCH OIL INC, maint	\$462.00
MOORE WALLACE, supplies	\$475.70
MUNICIPAL PIPE TOOL CO., services	\$1,099.00
NATIONAL EVERYTHING WHOLESALE, supplies	\$447.10
NE LIQUOR CONTROL COMMISSION, services	\$80.00
NE SECRETARY OF STATE, services	\$20.00
NEBRASKA WELDING LTD, maint.	\$53.81
NLA/NEMA CONFERENCE, services	\$70.00
NMC EXCHANGE LLC, maint.	\$597.29
NUTS AND BOLTS INC., maint.	\$21.88
OCLC INC, media	\$117.99
OFFICE DEPOT, supplies	\$1,307.74
OMAHA COMPOUND CO., supplies	\$396.18
OMAHA GUTTER & SIDING CO., services	\$1,924.17
OMAHA PUBLIC POWER DISTRICT, utilities	\$2,274.36
OMAHA WINDUSTRIAL CO, services	\$144.10
OMAHA WINNELSON, bld&grnds	\$176.80
OMAHA WORLD-HERALD, services	\$677.25
OMNI, maint.	\$121.98
OMNIGRAPHICS INC., books	\$81.85
ONE CALL CONCEPTS, services	\$86.80
O'REILLY AUTOMOTIVE, maint.	\$35.96
ORIENTAL TRADING CO., supplies	\$147.85
OVERHEAD DOOR CO., services	\$316.00
PARAMOUNT LINEN & UNIFORM, services	\$479.34
PAYFLEX SYSTEMS, services	\$250.00
PAYLESS OFFICE, supplies	\$149.95
PERFORMANCE CHRYSLER JEEP, maint.	\$117.75
PETTY CASH - S. STOPAK, supplies	\$300.00

# MINUTE RECORD

April 7, 2015

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

PETTY CASH-P.BUETHE, supplies	\$152.04
PITNEY BOWES INC., supplies	\$330.22
PLAINS EQUIPMENT GROUP, maint.	\$1,331.48
PREMIER-MIDWEST BEVERAGE, supplies	\$236.15
Q P ACE HARDWARE, bld&grnds	\$1,325.80
QUALITY BRANDS OF OMAHA, supplies	\$158.30
R. SOUTH, travel	\$283.50
RDG PLANNING & DESIGN, services	\$2,727.93
RECORDED BOOKS, media	\$6,845.66
RETRIEVEX, services	\$117.10
S. LINDBERG, reimbursement	\$185.01
SARPY COUNTY COURTHOUSE, services	\$4,083.17
SARPY COUNTY TREASURER, services	\$42,275.00
SARPY CTY CHAMBER, services	\$75.00
SCHOLASTIC LIBRARY, books	\$152.10
SIMPLEX GRINNELL LP, services	\$210.84
SOLBERG, C., travel	\$245.10
SPRINT, services	\$119.97
SUBURBAN NEWSPAPERS, services	\$50.00
SYDNEY SELLS, services	\$40.00
TED'S MOWER SALES , maint.	\$83.00
TITAN MACHINERY, maint.	\$134.60
TITLEIST, supplies	\$840.05
TRANS UNION RISK, services	\$8.00
TURF CARS LTD, services	\$318.45
UNITED PARCEL, services	\$16.80
UNIVERSITY NEBRASKA LINCOLN, supplies	\$30.00
VAN-WALL EQUIPMENT, maint.	\$1,529.97
VERIZON WIRELESS	\$803.90
VIERREGGER ELECTRIC CO., maint.	\$1,276.00
WAL-MART, supplies	\$521.25
WARD, D., travel	\$255.00
WICK'S STERLING TRUCKS, maint.	\$29.68
WITMER PUBLIC SAFETY, supplies	\$69.58
ZIMCO SUPPLY CO., supplies	\$425.00

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

## REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

City Administrator Gunn congratulated staff on the work done on the Comprehensive Plan Kickoff.

Assistant City Administrator Ramirez gave an overview of the kickoff event and presentation and the workshop.

Director of Public Works Soucie stated that the cleanup days for La Vista are April 24 and 25 and there will be no paper shredding this year. Soucie stated that a new dump truck has been purchased and delivered and the 1984 dump truck will be retired. Soucie also informed Council that the 2 new CNG pickups have arrived.

Director of Administrative Services gave an update on the council chambers upgrade.

Recreation Director Stopak informed Council of a trade show being held at the Community Center Saturday and Sunday.

Communications Coordinator Beaumont thanked everyone for their help with the Easter egg hunt.

# MINUTE RECORD

April 7, 2015

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

Library Director Barcal informed Council that 90 people signed up for the Winter Reading Program.

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

### **1. PUBLIC HEARING**

At 8:03 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. Doug Kellner, chairman of the Committee, was present to answer any questions.

At 8:06 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Sell. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

## **C. ONE AND SIX YEAR STREET IMPROVEMENT PLAN**

### **1. PUBLIC HEARING**

At 8:07 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the One and Six Year Street Improvement Plan.

At 8:07 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Quick. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

### **2. RESOLUTION**

Councilmember Sell introduced and moved for the adoption of Resolution No.15-042; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING THE ONE-AND-SIX-YEAR PLAN FOR HIGHWAY, ROAD AND STREET IMPROVEMENTS FOR THE CITY OF LA VISTA AS SUBMITTED BY THE CITY PUBLIC WORKS DIRECTOR.

WHEREAS, the Public Works Director has revised and updated the City of La Vista One-and-Six-Year Street Plan; and

WHEREAS, the La Vista Planning Commission has reviewed the One-and-Six-Year Street Plan for the City of La Vista and recommends to Council approval of the Plan; and

WHEREAS, the Mayor and City Council of the City of La Vista, Nebraska held a public hearing on the City of La Vista's One-and-Six-Year Plan for highway, road and street improvements for the City of La Vista as submitted by the City Public Works Director; and

WHEREAS, the citizens of the City of La Vista have therefore had an opportunity to comment on the One-and-Six-Year Plan for highway, road and street improvements for the City of La Vista as submitted and reviewed by the La Vista City Council; and

WHEREAS, projects in the One-and-Six-Year Street Plan have been incorporated into the City of La Vista's Capital Improvement Plan.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of La Vista, Nebraska that the One-and-Six-Year Plan for highway, road and street improvements for the City of La Vista as submitted by the City Public Works Director and reviewed by the Mayor and City Council of the City of La Vista be, and the same hereby is, accepted and approved.

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

# MINUTE RECORD

April 7, 2015

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

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

Councilmember Hale introduced Ordinance No. 1241 entitled; AN ORDINANCE TO AMEND ORDINANCE NO.1236, 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 Sheehan moved that the statutory rule requiring reading on three different days be suspended. Councilmember Quick seconded the motion to suspend the rules and roll call vote on the motion. The following Councilmembers voted aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Councilmember Sheehan moved for final passage of the ordinance which motion was seconded by Councilmember Hale. The Mayor then stated the question, "Shall Ordinance No. 1241 be passed and adopted?" Upon roll call vote the following Councilmember voted aye Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. 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. APPLICATION FOR CONDITIONAL USE PERMIT – LOT 1, ANDOVER POINTE (NE OF 132<sup>ND</sup> & CENTECH ROAD)**

### **1. PUBLIC HEARING**

At 8:09 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the application for a Conditional Use Permit – Lot 1, Andover Pointe (NE of 132<sup>nd</sup> & Centech Road)

At 8:10 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Sell. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

### **2. RESOLUTION – APPROVAL OF CONDITIONAL USE PERMIT**

Councilmember Hale introduced and moved for the adoption of Resolution No.15-043; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF A CONDITIONAL USE PERMIT FOR EDWARD ROSE DEVELOPMENT COMPANY, LLC, TO ALLOW FOR A MULTIPLE FAMILY DWELLING COMPLEX AND ANTENNA TOWER ON LOT 1, ANDOVER POINTE.

WHEREAS, Edward Rose Development Company, LLC has applied for a conditional use permit for to allow for a multiple family dwelling complex and antenna tower, on Lot 1, Andover Pointe, located northeast of 132<sup>nd</sup> Street and Centech Road; and

WHEREAS, the La Vista Planning Commission has reviewed the application and recommends approval; and



# MINUTE RECORD

April 7, 2015

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

WHEREAS, the Mayor and City Council of the City of La Vista are agreeable to the issuance of a conditional use permit for such purposes.

NOW THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista hereby authorize the execution of a Conditional Use Permit in form and content submitted at this meeting, for Edward Rose Development Company, LLC to allow for a multiple family dwelling complex and antenna tower, on Lot 1, Andover Pointe.

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

## **F. RESOLUTION – APPROVE NO PARKING ZONE MODIFICATION – BRENTWOOD DRIVE – 96<sup>TH</sup> TO 99<sup>TH</sup>**

Councilmember Thomas introduced and moved for the adoption of Resolution No.15-044; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA MODIFYING A NO PARKING ZONE ON BRENTWOOD DRIVE FROM 96<sup>TH</sup> TO 99<sup>TH</sup> STREETS

WHEREAS, the Mayor and City Council have determined that modifications to the “No Parking Zones” are necessary, due to confusion of the public in this area; and

WHEREAS, the modification of No Parking Zones is as follows:  
The “no Parking Zone” on the north side of Brentwood Drive beginning 66 feet west of the centerline of South 97<sup>th</sup> Plaza, thence westerly along Brentwood to 33 feet west of the centerline of South 99<sup>th</sup> Street. The “No Parking Zone” on the south side of Brentwood Drive will be relocated to commencing 66 feet west of the centerline of South 97<sup>th</sup> Plaza, thence westerly along Brentwood Drive to 150 feet west of the centerline of South 99<sup>th</sup> Street; and

WHEREAS, City Engineer and staff have reviewed the plan and recommend approval; and

NOW, THEREFORE, BE IT RESOLVED, that the “No Parking Zones” modifications on Brentwood Drive from 96<sup>th</sup> to 99<sup>th</sup> Streets are approved;

BE IF FURTHER RESOLVED, that the Public Works Department be, and hereby is, authorized to install/move the appropriate signage designating this a “No Parking Zone”.

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

## **G. RESOLUTION – AUTHORIZATION TO PURCHASE – SEWER EASEMENT MACHINE**

Councilmember Quick introduced and moved for the adoption of Resolution No.15-045; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE OF ONE (1) MODEL JAJ-600WH WORK HORSE EASEMENT MACHINE FROM MUNICIPAL PIPE TOOL COMPANY LLC, HUDSON, IOWA FOR AN AMOUNT NOT TO EXCEED \$57,008.50.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of a sewer easement machine is necessary, and

WHEREAS, the FY15 Sewer Fund Budget provides funding for the proposed purchase, and

WHEREAS, Subsection (c) 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.

# MINUTE RECORD

April 7, 2015

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize the purchase of one (1) model JAJ-600WH Work Horse Easement Machine from Municipal Pipe Tool Company LLC, Hudson, Iowa for an amount not to exceed \$57,008.50.

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

## **H. RESOLUTION – AUTHORIZATION TO PURCHASE – MOWERS**

Councilmember Hale introduced and moved for the adoption of Resolution No.15-046; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE OF TWO (2) 2015 EXMARK LAZER DIESEL RIDING MOWERS FROM HGAC/BUY ON CONTRACT 671 #GR01-15 FOR AN AMOUNT NOT TO EXCEED \$28,668.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of mowers for the Parks Department is necessary, and

WHEREAS, the FY15 General Fund Budget provides funding for the proposed purchase, and

WHEREAS, Subsection (c) 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 two (2) Exmark Lazer diesel riding mowers from HGAC/Buy on Contract 671 #GR01-15 for an amount not to exceed \$28,668.

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

## **I. RESOLUTION – AUTHORIZATION TO PURCHASE – HARD CAB AND ANGLING FRONT BLADE**

Councilmember Quick introduced and moved for the adoption of Resolution No.15-047; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE OF ONE (1) JOHN DEERE 60" HEAVY DUTY HYDRAULIC ANGLING FRONT BLADE AND ONE (1) JOHN DEERE HARD CAB 1400 SERIES FROM DEER & COMPANY, CARY, NORTH CAROLINA, VIA THE NE PIGGYBACK GROUNDS CARE EQUIPMENT CONTRACT #4425-5 FOR AN AMOUNT NOT TO EXCEED \$6,794.02.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of a hard cab and angling front blade for show operations is necessary, and

WHEREAS, the FY15 General Fund Budget provides funding for the proposed purchase, and

WHEREAS, Subsection (c) 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 (1) John Deere 60" Heavy Duty Hydraulic Angling Front Blade and one (1) John Deere Hard Cab 1400 Series from Deer & Company, Cary, North Carolina, via The NE Piggyback Grounds Care Equipment Contract #4425-5 for an amount not to exceed \$6,794.02.

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

# MINUTE RECORD

April 7, 2015

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

## **J. RESOLUTION – AUTHORIZATION TO PURCHASE – DIGITAL RADIOS**

Councilmember Hale introduced and moved for the adoption of Resolution No.15-048; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE PURCHASE OF TWENTY (20) MOTOROLA 800 MHZ P25 DIGITAL RADIOS FROM D & D COMMUNICATIONS, OMAHA, NE FOR MOTOROLA SOLUTIONS FOR AN AMOUNT NOT TO EXCEED \$76,366.00.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of digital radios is necessary; and

WHEREAS, the FY 15 Capital Improvement Program (CIP) provides funding for this purchase; and

WHEREAS, Subsection (c) 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 the City of La Vista, Nebraska, do hereby authorize the purchase of twenty (20) Motorola 800 MHZ P25 Digital Radios from D & D Communications, Omaha, NE for Motorola Solutions in an amount not to exceed \$76,366.

Seconded by Councilmember Thomas. Councilmember Sheehan asked who gets these radios. Pokorny stated that 15 go to the Police Department and 5 to Public Works. He said this completes a 4 year purchase program. Councilmembers voting aye: Frederick, 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 ahead of Item K. Executive Session. Councilmembers voting aye: Frederick, 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.

## **K. EXECUTIVE SESSION – CONTRACT NEGOTIATIONS**

At 8:20 p.m. Councilmember Crawford made a motion to go into executive for protection of the public interest for contract negotiations. Seconded by Councilmember Hale. Councilmembers voting aye: Frederick, 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 8:38 p.m. the Council came out of executive session. Councilmember Crawford made a motion to reconvene in open and public session. Seconded by Councilmember Sell. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

## **COMMENTS FROM MAYOR AND COUNCIL**

Councilmember Sheehan told Council of upcoming Sarpy County Chamber Events.

At 8:43 p.m. Councilmember Hale made a motion to adjourn the meeting. Seconded by Councilmember Quick. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

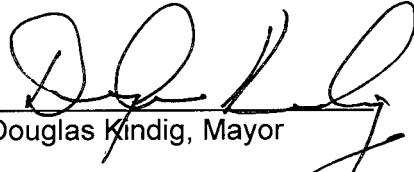
# MINUTE RECORD

April 7, 2015

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

PASSED AND APPROVED THIS 21ST DAY OF APRIL, 2015

CITY OF LA VISTA

  
Douglas Kindig, Mayor

ATTEST:

  
Pamela A. Buethe, CMC  
City Clerk