

# MINUTE RECORD

No. 729 — REEDIE & COMPANY, INC. OMAHA E1310556LD

## LA VISTA CITY COUNCIL MEETING July 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 July 7, 2015. Present were Councilmembers: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Also in attendance were City Attorney Cannella, City Administrator Gunn, City Clerk Buethe, Police Chief Lausten, Director of Administrative Services Pokorny, City Planner Solberg, 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 June 17, 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.

### A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE JUNE 16, 2015 CITY COUNCIL MEETING
3. PAY REQUEST FROM THOMPSON, DREESSEN & DORNER, INC. – PROFESSIONAL SERVICES – THOMPSON CREEK - \$6,981.06
4. PAY REQUEST FROM UPSTREAM WEEDS – THOMPSON CREEK RESTORATION PROJECT - \$2,053.32
5. PAY REQUEST FROM FELSBURG HOLT & ULLEVIG – PROFESSIONAL SERVICES – HELL CREEK CHANNEL IMPROVEMENTS - \$352.50
6. PAY REQUEST FROM TIJ CONSTRUCTION LLC – SEWER SHOP REHABILITATION - \$5,030.10
7. PAY REQUEST FROM VIERREGGER ELECTRIC CO. – 124<sup>TH</sup> CIRCLE AND HARRISON STREET SIGNAL IMPROVEMENTS - \$18,053.25
8. PAY REQUEST FROM ANDERSON EXCAVATING CO. – THOMPSON CREEK CHANNEL REHABILITATION CHANNEL RECONSTRUCTION - \$63,000.00
9. APPROVAL OF CLAIMS

|  |             |
|--|-------------|
| 3E-ELECTRICAL ENGINEERING, bld&grnds   | \$257.45    |
| 529 CSP, payroll                       | \$100.00    |
| 911 CUSTOM LLC, services               | \$25,056.46 |
| AA WHEEL & TRUCK SUPPLY INC, maint.    | \$90.49     |
| ABE'S PORTABLES INC, services          | \$380.00    |
| ACCO UNLIMITED CORP, supplies          | \$396.20    |
| ACCURATE TESTING INC, services         | \$874.50    |
| ACTION BATTERIES, maint.               | \$155.15    |
| ACTION SIGNS INC, services             | \$704.00    |
| AFL, LLC, services                     | \$55,204.00 |
| AKSARBEN HEATING/ARS, bld&grnds        | \$175.50    |
| ALAMAR UNIFORMS, apprel                | \$2,018.58  |
| ALL FLAGS ETC, services                | \$486.57    |
| ANDERSON EXCAVATING COMPANY, services  | \$74,336.40 |
| A-RELIEF SERVICES INC, services        | \$330.00    |
| ASPEN EQUIPMENT CO., maint.            | \$3,354.42  |
| ASPHALT & CONCRETE MATERIALS, services | \$513.12    |
| AUSTIN PETERS GROUP INC, services      | \$1,450.00  |
| BAKER & TAYLOR, books                  | \$64.49     |
| BARONE SECURITY SYSTEMS, services      | \$120.00    |
| BEACON BUILDING, services              | \$5,812.00  |
| BENNETT REFRIGERATION, bld&grnds       | \$388.46    |
| BISHOP BUSINESS EQUIPMENT, supplies    | \$54.62     |
| BLAKE PLUMBING INC, bldg&grnds         | \$326.99    |

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|--|--------------|
| BLUE CROSS BLUE SHIELD, services         | \$803.02     |
| BLUE KNIGHTS INTL. ,services             | \$50.00      |
| BMI, services                            | \$335.00     |
| BOATMAN MARKING INC, supplies            | \$147.92     |
| BOB'S RADIATOR REPAIR, maint.            | \$297.00     |
| BROWN, J., travel                        | \$261.00     |
| BRYAN HILL ENTERTAINMENT, services       | \$325.00     |
| CATHERINE DEMES MAYDEW, services         | \$2,405.00   |
| CENTER POINT PUBLISHING, books           | \$340.32     |
| CITY OF OMAHA, services                  | \$147,805.80 |
| CITY OF PAPILLION, services              | \$195,636.00 |
| CIVICPLUS, services                      | \$14,123.03  |
| CNA SURETY, bonds                        | \$1,855.00   |
| COCA-COLA BOTTLING CO., supplies         | \$729.56     |
| COMP CHOICE INC, services                | \$2,594.90   |
| CONSOLIDATED MANAGEMENT, travel          | \$59.25      |
| CORNHUSKER INTL TRUCKS INC, maint.       | \$17.87      |
| COX COMMUNICATIONS, services             | \$160.00     |
| CUMMINS CENTRAL POWER, services          | \$579.13     |
| D & D COMMUNICATIONS, services           | \$540.00     |
| D & K PRODUCTS, supplies                 | \$1,330.05   |
| DATASHIELD CORP., services               | \$21.25      |
| DEARBORN NATIONAL LIFE INS CO., services | \$1,085.00   |
| DOUGLAS COUNTY ENGINEER, services        | \$65,031.59  |
| DOUGLAS COUNTY SHERIFF'S OFC, services   | \$450.00     |
| DULTMEIER SALES & SERVICE, maint.        | \$27.48      |
| EDGEWEAR SCREEN PRINTING, supplies       | \$253.50     |
| EFTPS, payroll                           | \$146,700.77 |
| EMBLEMS INC, apparel                     | \$295.00     |
| ESRI INC, services                       | \$3,350.00   |
| EXCHANGE BANK, services                  | \$1,035.79   |
| EXPRESS DISTRIBUTION, supplies           | \$240.84     |
| FIRST NATIONAL BANK FREMONT, bonds       | \$257,377.50 |
| FITZGERALD SCHORR BARMETTLER, services   | \$28,643.50  |
| FOCUS PRINTING, services                 | \$9,574.90   |
| GALE, books                              | \$238.40     |
| GCR TIRES & SERVICE, maint.              | \$529.56     |
| GENERAL FIRE & SAFETY EQUIP CO, services | \$68.00      |
| GRAINGER, maint.                         | \$7.63       |
| GRAYBAR ELECTRIC CO., bld&grnds          | \$277.56     |
| GT DISTRIBUTORS INC - AUSTIN, services   | \$1,362.00   |
| H & H CHEVROLET LLC, maint.              | \$157.63     |
| HANEY SHOE STORE, apparel                | \$269.98     |
| HEARTLAND TIRES AND TREADS, supplies     | \$1,224.00   |
| HEIMES CORPORATION, services             | \$574.04     |
| HOBBY LOBBY STORES, supplies             | \$14.97      |
| HOLSTEIN'S HARLEY DAVIDSON, maint.       | \$525.32     |
| ICMA PAYROLL, payroll                    | \$68,385.27  |
| INGRAM LIBRARY SERVICES, books           | \$235.19     |
| INLAND TRUCK PARTS, maint.               | \$64.88      |
| J Q OFFICE EQUIPMENT INC, services       | \$95.37      |
| JOE PUTJENTER, services                  | \$1,500.00   |
| KIMBALL MIDWEST, maint.                  | \$379.22     |
| KLINKER, MARK A, services                | \$200.00     |
| KRIHA FLUID POWER CO INC, maint.         | \$479.22     |
| KUSTOM SIGNALS INC, services             | \$187.68     |
| LANDPORT SYSTEMS INC, services           | \$125.00     |
| LAUGHLIN, KATHLEEN A, TRUSTEE, services  | \$232.00     |
| LFOP DUES, payroll                       | \$2,600.00   |
| LIBRARY IDEAS LLC, media                 | \$4.50       |

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|---|--------------|
| LOGAN SIMPSON DESIGN INC, services        | \$10,952.99  |
| LOVELAND GRASS PAD, bld&grnds             | \$599.20     |
| LUEDERS LOCK & KEY INC, bld&grnds         | \$129.00     |
| LV COMM FOUNDATION, payroll               | \$50.00      |
| MAGIE MCCOMBS, services                   | \$600.00     |
| MATHESON TRI-GAS INC, apparel             | \$605.96     |
| MCCANN PLUMBING SERVICE, bld&grnds        | \$31.00      |
| MENARDS-RALSTON, maint.                   | \$186.37     |
| METRO AREA TRANSIT, services              | \$385.00     |
| MID AMERICA PAY PHONES, services          | \$150.00     |
| MILLER PRESS, services                    | \$80.00      |
| MNJ TECHNOLOGIES, services                | \$5,920.00   |
| MONARCH OIL INC, maint.                   | \$175.00     |
| MPH INDUSTRIES INC, services              | \$788.00     |
| NATIONAL EVERYTHING WHOLESALE, supplies   | \$529.09     |
| NE CHILD SUPPORT CENTER, payroll          | \$1,932.16   |
| NE DEPT OF LABOR-WORKFORCE DEV, bld&grnds | \$140.00     |
| NE LAW ENFORCEMENT, services              | \$200.00     |
| NEBRASKA ENVIRONMENTAL PRODS, maint.      | \$220.53     |
| NEUMAN EQUIPMENT CO., bld&grnds           | \$127.32     |
| NEWCOM WIRELESS SERVICES, maint.          | \$213.00     |
| NICHOLAS A JEANETTE JR, services          | \$75.00      |
| NO FRILLS/BAG N' SAVE, services           | \$56.99      |
| OCLC INC, services                        | \$117.99     |
| OFFICE DEPOT INC, supplies                | \$605.52     |
| OMAHA PUBLIC POWER DISTRICT, services     | \$2,640.08   |
| OMAHA WINNELSON, bld&grnds                | \$238.92     |
| OMAHA WORLD-HERALD, services              | \$5,968.86   |
| ONE CALL CONCEPTS INC, services           | \$356.85     |
| PALFLEET TRUCK EQUIPMENT, maint.          | \$1,600.82   |
| PAPILLION SANITATION, services            | \$170.80     |
| PAPILLION TIRE INC, maint.                | \$808.50     |
| PAPIO-MO RIVER NRD STORM WATER, services  | \$189,825.48 |
| PARAMOUNT LINEN & UNIFORM, services       | \$486.99     |
| PAYFLEX SYSTEMS USA INC, payroll          | \$250.00     |
| PEPSI COLA CO., supplies                  | \$440.20     |
| PERFORMANCE CHRYSLER JEEP, maint.         | \$111.32     |
| PERFORMANCE FORD, maint.                  | \$176.32     |
| PETTY CASH, supplies                      | \$233.40     |
| PITNEY BOWES INC., services               | \$308.53     |
| PLAINS EQUIPMENT GROUP, maint.            | \$1,378.03   |
| POLICE INSURANCE, payroll                 | \$523.78     |
| PREMIER-MIDWEST BEVERAGE CO, supplies     | \$203.10     |
| QUALITY BRANDS OF OMAHA, supplies         | \$423.35     |
| REGAL AWARDS OF DISTINCTION, services     | \$28.00      |
| REPUBLIC NATIONAL DISTRIBUTING, supplies  | \$135.00     |
| RETRIEVEX, services                       | \$117.10     |
| RON TURLEY ASSOCIATES INC, services       | \$1,200.00   |
| SAPP BROS PETROLEUM INC, supplies         | \$12,625.43  |
| SARPY COUNTY COURTHOUSE, services         | \$4,083.17   |
| SARPY COUNTY FISCAL ADMIN, services       | \$7,488.00   |
| SARPY COUNTY TREASURER, services          | \$9,012.50   |
| SCHOLASTIC BOOK FAIRS, boks               | \$544.28     |
| SHRM-SOCIETY FOR HUMAN, services          | \$190.00     |
| SIGN IT, services                         | \$4,460.60   |
| SPRINT, services                          | \$119.97     |
| STATE STEEL OF OMAHA, services            | \$143.33     |
| STATE TAX WITHHOLDING, payroll            | \$21,430.16  |
| STOLTENBERG NURSERIES, bld&grnds          | \$174.00     |
| SUN COUNTRY DISTRIBUTING LTD, services    | \$17.23      |

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| SUPERIOR SPA & POOL, supplies           | \$114.45   |
| SUSPENSION SHOP INC., maint.            | \$117.72   |
| SWANK MOTION PICTURES INC, services     | \$576.00   |
| T J OSBORN CONSTRUCTION, services       | \$5,465.00 |
| TED'S MOWER SALES, services             | \$3.10     |
| THIELE GEOTECH INC, services            | \$100.00   |
| TIELKE'S SANDWICHES, supplies           | \$187.25   |
| TODCO BARRICADE CO., services           | \$345.00   |
| TRUCK CENTER CO., maint.                | \$53.88    |
| TURF CARS LTD, services                 | \$299.92   |
| TURFWERKS, maint.                       | \$204.86   |
| UNITED PARCEL, services                 | \$12.33    |
| VAL VERDE ANIMAL HOSPITAL INC, services | \$32.00    |
| VAN RU CREDIT CORPORATION, services     | \$74.55    |
| VIERREGGER ELECTRIC CO., maint.         | \$1,010.25 |
| WAL-MART, supplies                      | \$1,837.83 |
| WATKINS CONCRETE BLOCK, maint.          | \$480.00   |
| WHITE CAP CONSTR SUPPLY, services       | \$64.31    |
| WICK'S STERLING TRUCKS INC, maint.      | \$1,736.76 |
| WINGATE BY WYNDHAM, travel              | \$89.95    |
| ZEE MEDICAL SERVICE INC, supplies       | \$549.55   |

Councilmember Quick made a motion to approve the consent agenda. Seconded by Councilmember Hale. Councilmember Sell 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.

## SPECIAL PRESENTATION – NEBRASKA MULTISPORT COMPLEX

Trisha Hoffman-Ahrens with the Nebraska Multisport Complex Board of Directors along with other members of the board gave a presentation on the Multisport Complex proposed to be built on what is currently the McDermott Sod Farm in La Vista.

## REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

City Administrator Gunn informed Council of the August 3 meeting at 5:30 and stated she would like to set up a tour of the Thompson Creek area immediately following that meeting for the Mayor and Council.

Police Chief Lausten reported that there were 45 fireworks complaints filed and that 73% of these were for shooting after hours.

City Clerk Buethe stated the budget workshop materials for Mayor and Council would be ready this week. Buethe also reminded the Mayor and Council of the dates for the upcoming budget workshops and the change in meeting date and time for the first meeting in August.

Recreation Director Stopak invited everyone to attend the Splash Bash at the pool and anyone that would like to help needs to be there at 12:30 p.m. Stopak also reported that there were 404 rounds of footgolf played in the 13 days it was offered in June which is more than 3 times the number of regular golf rounds reported for those same days/times previously.

Library Director Barcal reported that the library had over 20,000 in usage for the month of June which is the first time to exceed that number in a single month. Barcal stated that the summer reading program had the following attendance: Children portion had 39 sessions with 2,136 in attendance and the teen portion had 22 sessions with 655 in attendance.

Captain Waugh gave a presentation on beginning a La Vista Youth Leadership Council.

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## **B. AMEND SECTIONS 31.21, 133.01 AND 92.15 OF THE LA VISTA MUNICIPAL CODE**

### **1. ORDINANCE – AMEND SECTION 31.21 CITY TREASURER**

Councilmember Quick introduced Ordinance No. 1255 entitled; AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA TO AMEND MUNICIPAL CODE SECTION 31.21 REGARDING CITY TREASURER DUTIES; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; AND TO PROVIDE FOR SEVERABILITY AND AN EFFECTIVE DATE HEREOF.

Councilmember Sell moved that the statutory rule requiring reading on three different days be suspended. Councilmember Hale seconded the motion to suspend the rules and roll call vote on the motion. The following Councilmembers voting 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. 1255 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.

### **2. ORDINANCE – AMEND SECTION 133.01 STAGNANT WATERS, WEEDS, AND LITTER**

Councilmember Quick introduced Ordinance No. 1256 entitled; AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA TO AMEND MUNICIPAL CODE SECTION 133.01 REGARDING NUISANCES DEFINITIONS; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; AND TO PROVIDE FOR SEVERABILITY AND AN EFFECTIVE DATE HEREOF.

Councilmember Sell moved that the statutory rule requiring reading on three different days be suspended. Councilmember Hale seconded the motion to suspend the rules and roll call vote on the motion. The following Councilmembers voting 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. 1256 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.

### **3. ORDINANCE – AMEND SECTION 92.15 DEFINITIONS**

Councilmember Quick introduced Ordinance No. 1257 entitled; AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA TO AMEND MUNICIPAL CODE SECTION 92.15 (B) (14) REGARDING NUISANCES DEFINITIONS; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; AND TO PROVIDE FOR SEVERABILITY AND AN EFFECTIVE DATE HEREOF.

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Councilmember Sell moved that the statutory rule requiring reading on three different days be suspended. Councilmember Hale seconded the motion to suspend the rules and roll call vote on the motion. The following Councilmembers voting 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 Sell moved for final passage of the ordinance which motion was seconded by Councilmember Hale. The Mayor then stated the question, "Shall Ordinance No. 1257 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.

## **C. RESOLUTION – AMEND CITY PERSONNEL POLICY AND PROCEDURES MANUAL**

Councilmember Quick introduced and moved for the adoption of Resolution No.15-083; A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AMENDING SECTION IX OF THE CITY PERSONNEL POLICY AND PROCEDURES MANUAL REGARDING DISCIPLINARY ACTIONS AND PROCEEDINGS.

WHEREAS, the Mayor and Council of the City of La Vista, Nebraska, have determined that a need exists to revise and update Section IX of the City Personnel Policy and Procedures Manual; and

WHEREAS, the needed revisions and updating include updating a job title from "Human Resources Assistant" to "Human Resources Manager," deleting obsolete references to members of the former volunteer fire department, revising and restating certain of the disciplinary offenses listed in section 9.1, and amending Section 9.8 to include in the City's rules and regulations the Nebraska Revised Statute § 13-3005 statutory rights of police officers in disciplinary proceedings; and

WHEREAS, it is the desire of the City Council to amend and so revise and update Section IX of the City Personnel Policy and Procedures Manual.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of La Vista, Nebraska, that the existing La Vista Personnel Policy and Procedures Manual adopted on December 20, 2005, is hereby amended to reflect the proposed changes to Section IX as submitted at the City Council meeting.

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

## **D. RESOLUTION – AUTHORIZATION TO PURCHASE UPDATE FOR LIBRARY MATERIALS DETECTION SYSTEM**

Councilmember Thomas introduced and moved for the adoption of Resolution No.15-084; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE AND INSTALLATION OF AN UPDATE TO THE LIBRARY'S DETECTION SYSTEM FROM 3M IN AN AMOUNT NOT TO EXCEED \$34,296.

WHEREAS, the City Council of the City of La Vista has determined that the purchase and installation of an update to the library's detection system is necessary, and

WHEREAS, the FY15 Capital Fund budget provides funding for the purchase of said update, and

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WHEREAS, 3M has expertise in the detection system field nationwide and has been responsive dealing with the aged system's maintenance, and

WHEREAS, the update will work with the existing security tape in all library materials eliminating the need to replace strips in 60,000+ library sources, 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 and installation of an update to the library's detection system from 3M in an amount not to exceed \$34,296.

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

## **E. RESOLUTION – AUTHORIZE REQUEST FOR PROPOSALS – ENGINEERING SERVICES – CITY PARKING DISTRICT ACCESS IMPROVEMENTS**

Councilmember Hale introduced and moved for the adoption of Resolution No.15-085; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE REQUEST FOR PROPOSALS FOR ENGINEERING SERVICES FOR THE CITY PARKING DISTRICT ACCESS IMPROVEMENTS

WHEREAS, the Mayor and Council have determined that requesting proposals for engineering services for the City Parking District access improvements is necessary, and

WHEREAS, the FY 15 Debt Service Fund provides funding for this service; and

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council hereby authorize the request for proposals for engineering services for the City Parking District access improvements.

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

## **F. RESOLUTION – 66<sup>TH</sup> STREET REHABILITATION – INTERLOCAL AGREEMENT**

Councilmember Thomas introduced and moved for the adoption of Resolution No.15-086; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING AN INTERLOCAL COOPERATION AGREEMENT WITH THE PAPIO-MISSOURI RIVER NATURAL RESOURCES DISTRICT AND SARPY COUNTY FOR THE UNDERTAKING OF EFFORTS REQUIRED TO REHABILITATE 66<sup>TH</sup> STREET FOR AN INTERIM PERIOD.

WHEREAS, the provisions of Nebraska State Statutes Sections 13-801, et. seq., provide authority for the City of La Vista to join with other governmental agencies on a basis of mutual advantage and in a manner that will accord best with geographic, economic, population and other factors by signing an Interlocal Cooperation Agreement; and,

WHEREAS, the City of La Vista desires to rehabilitate 66<sup>th</sup> Street for an interim period until the permanent reconstruction takes place in the future, and this area is located in the City of La Vista, and;

WHEREAS, the Papio-Missouri River NRD is agreeing to provide \$712,000. Toward the design and construction elements of the Thompson Creek Watershed Restoration project, and;

WHEREAS, the FY 15 and proposed FY 16 Capital Fund Budgets contain yearly allocations for the rehabilitation of 66<sup>th</sup> Street, and;

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WHEREAS, the participants agree that this Interlocal Cooperation Agreement in no manner expands or restricts the authority otherwise granted to them by law; and

WHEREAS, such an agreement is in the best interests of the citizens of the City of La Vista.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of La Vista, Nebraska, hereby approves and authorizes the execution of an Interlocal Cooperation with the Papio-Missouri River Natural Resources District and Sarpy County for the undertaking of efforts required to rehabilitate 66<sup>th</sup> Street for an interim period in form and content approved by the City Attorney

Seconded by Councilmember Quick. Discussion was held regarding the 50% reimbursement in Section 12 of the agreement. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

## **G. RESOLUTION – AWARD BID – TENNIS COURT RESURFACING**

Councilmember Hale introduced and moved for the adoption of Resolution No.15-087; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AWARDING A CONTRACT FOR THE CENTRAL PARK TENNIS COURT RESURFACING TO PRO TRACK AND TENNIS INCORPORATED, BENNINGTON NEBRASKA, IN AN AMOUNT NOT TO EXCEED \$14,246.00

WHEREAS, the City Council of the City of La Vista has determined that resurfacing of the Central Park Tennis Courts is necessary; and

WHEREAS, the FY15 Parks Maintenance Budget provides funding for this project; and

WHEREAS, Bids were received from two contractors, and

WHEREAS Pro Track Tennis Inc., Bennington, NE, has submitted the low, qualified bid, and

WHEREAS Subsection (C) (9) of Section 31.23 of the La Vista Municipal Code requires that the City Administrator secures 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 award a contract to Pro Track Tennis Inc., Bennington, NE for resurfacing of the Central Park Tennis Courts, in an amount not to exceed \$14,246.00 and authorize the Director of Public Works to execute such contract.

Seconded by Councilmember Thomas. Discussion was held regarding the life of the surface and replacement schedule. 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 H Executive Session. Seconded by Councilmember Hale. 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.

## **H. EXECUTIVE SESSION – CONTRACT NEGOTIATIONS; PERSONNEL**

# MINUTE RECORD

July 7, 2015

No. 729 — REDFIELD & COMPANY, INC. OMAHA E1310556LD

At 8:22 p.m. Councilmember Crawford made a motion to go into executive for protection of the public interest for contract negotiations and for protection of an individual to discuss personnel. 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 9:17 p.m. the Council came out of executive session. Councilmember Crawford made a motion to reconvene in open and public session. 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. POSSIBLE RESOLUTION – PERSONNEL DECISION**

Councilmember Hale introduced and moved for the adoption of Resolution No.15-088; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING A PERSONNEL DECISION OF THE CITY ADMINISTRATOR.

WHEREAS, pursuant to §37.13 (C)(5)(c) of the Municipal Code of the City of La Vista and Article V, §5.3 (E)(3) of the Rules and Regulations of the Civil Service Commission of the City of La Vista, the City Council has reviewed and approved the decision of the City Administrator regarding certain personnel matters.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, do hereby approve the decision of the City Administrator that Police Officer Geralyn Brandt be suspended without pay for 80 hours and put on a performance improvement program to be designed or approved by the Chief of Police.

Seconded by Councilmember Thomas. Discussion was held regarding the life of the surface and replacement schedule. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

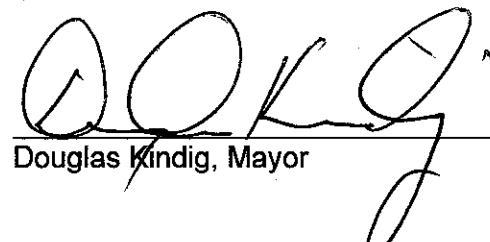
## **COMMENTS FROM MAYOR AND COUNCIL**

Mayor Kindig thanked all the Councilmembers for their help filling in for events and meetings for him.

At 9:19 p.m. Councilmember Hale made a motion to adjourn the meeting. Seconded by Councilmember Sell. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

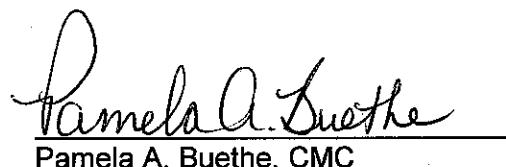
PASSED AND APPROVED THIS 21ST DAY OF JULY, 2015

CITY OF LA VISTA



Douglas Kindig, Mayor

ATTEST:



Pamela A. Buethe, CMC  
City Clerk

# MINUTE RECORD

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