

# MINUTE RECORD

## LA VISTA CITY COUNCIL MEETING August 3, 2015

A meeting of the City Council of the City of La Vista, Nebraska was convened in open and public session at 5:30 p.m. on August 3, 2015. Present were Councilmembers: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, and Hale. 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, Finance Director Miserez, Human Resources Manager Garrod and City Engineer Kottmann.

A notice of the meeting was given in advance thereof by publication in the Times on July 22, 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

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

#### C. APPROVAL OF THE MINUTES OF THE JULY 21, 2015 CITY COUNCIL MEETING

#### D. APPROVAL OF THE MINUTES OF THE JULY 20, 2015 CITY COUNCIL BUDGET WORKSHOP

#### E. APPROVAL OF THE MINUTES OF THE JULY 21, 2015 CITY COUNCIL BUDGET WORKSHOP

#### F. APPROVAL OF THE MINUTES OF THE JULY 9, 2015 LIBRARY ADVISORY BOARD MEETING

#### G. PAY REQUEST FROM UPSTREAM WEEDS -- PROFESSIONAL SERVICES -- THOMPSON CREEK RESTORATION PROJECT - \$2,026.66

#### H. PAY REQUEST FROM MIDWEST RIGHT OF WAY SERVICES, INC. -- PROFESSIONAL SERVICES -- BRENTWOOD CROSSING REDEVELOPMENT PROJECT - \$4,945.00

#### I. PAY REQUEST FROM THOMPSON DREESSEN & DORNER, INC. -- PROFESSIONAL SERVICES -- THOMPSON CREEK - \$7,566.44

#### J. APPROVAL OF CLAIMS.

|                                         |              |
|-----------------------------------------|--------------|
| AA WHEEL & TRUCK SUPPLY, maint.         | \$71.74      |
| ACCO UNLIMITED CORP, supplies           | \$352.10     |
| ACTION BATTERIES, maint.                | \$12.95      |
| ALAMAR UNIFORMS, apparel                | \$116.75     |
| ANN TROE, services                      | \$980.00     |
| ASPHALT & CONCRETE MATERIALS, maint.    | \$485.36     |
| ATLAS AWNING CO INC, maint.             | \$100.00     |
| AUSTIN PETERS GROUP INC, services       | \$1,450.00   |
| BAKER & TAYLOR, books                   | \$1,420.99   |
| BCDM-BERINGER CIACCIO DENNELL, services | \$1,020.93   |
| BEACON BUILDING, services               | \$5,812.00   |
| BIG RIG TRUCK ACCESSORIES INC, maint.   | \$384.89     |
| BLACK HILLS ENERGY, utilities           | \$34.04      |
| BOLD OFFICE SOLUTIONS, supplies         | \$1,655.00   |
| CABELA'S, services                      | \$64.98      |
| CENTER POINT PUBLISHING, books          | \$1,933.47   |
| CENTRAL STATES PETROLEUM, supplies      | \$14,352.00  |
| CENTURY LINK BUSN SVCS, phones          | \$22.45      |
| CENTURY LINK,phones                     | \$219.14     |
| CITY OF OMAHA, services                 | \$134,755.85 |
| CITY OF PAPILLION, services             | \$244,000.00 |
| COCA-COLA BOTTLING CO, supplies         | \$783.25     |
| COLIBRI SYSTEMS, supplies               | \$75.00      |

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|                                         |              |
|-----------------------------------------|--------------|
| COMP CHOICE INC, services               | \$1,328.00   |
| COMPUTER CABLE CONNECTION, bld&grnds    | \$1,100.36   |
| COX COMMUNICATIONS, services            | \$160.00     |
| CSP 529, payroll                        | \$50.00      |
| D & D COMMUNICATIONS, maint.            | \$24.00      |
| DANA MC NEAL, refund                    | \$150.00     |
| DEARBORN NATIONAL LIFE INS CO, services | \$5,159.09   |
| DELL MARKETING, services                | \$343.18     |
| DIAMOND VOGEL PAINTS, bld&grnds         | \$92.97      |
| DOUGLAS COUNTY SHERIFF'S OFC, services  | \$50.00      |
| DULMEIER SALES & SERVICE, maint.        | \$131.80     |
| EFTPS, payroll                          | \$73,628.19  |
| EMBLEM ENTERPRISES INC, apparel         | \$135.96     |
| EXCHANGE BANK, services                 | \$1,035.79   |
| EXPRESS DISTRIBUTION, supplies          | \$133.77     |
| FEDEX KINKO'S, services                 | \$10.13      |
| FIRST NATL BANK FREMONT, bonds          | \$300,981.25 |
| FITZGERALD SCHORR BARMETTLER, services  | \$33,118.50  |
| G I CLEANER & TAILORS, services         | \$371.70     |
| GALE, books                             | \$98.21      |
| GCR TIRES & SERVICE, supplies           | \$996.11     |
| GODFATHER'S PIZZA, services             | \$618.27     |
| GRAYBAR ELECTRIC CO. INC, bld&grnds     | \$371.23     |
| GREENKEEPER CO. INC, supplies           | \$1,394.23   |
| H & H CHEVROLET LLC, maint.             | \$258.33     |
| HARM'S CONCRETE INC, maint.             | \$147.00     |
| HEARTLAND PAPER, supplies               | \$136.00     |
| HERITAGE CRYSTAL CLEAN LLC, services    | \$582.28     |
| HOT COFFEE SERVICE, services            | \$28.70      |
| ICMA, payroll                           | \$32,861.27  |
| ICMA-INTL CITY/COUNTY MANAGE, services  | \$1,100.24   |
| IIMC, services                          | \$95.00      |
| INDUSTRIAL SALES CO, bld&grnds          | \$819.00     |
| INGRAM LIBRARY SERVICES, books          | \$139.50     |
| J & J SMALL ENGINE SERVICE, maint.      | \$485.00     |
| JIM BOSTON, services                    | \$20.00      |
| JONES AUTOMOTIVE INC, maint.            | \$595.00     |
| KASSEBURG CANINE TRAINING LLC, services | \$9,100.00   |
| KLINKER, MARK A, services               | \$200.00     |
| LA VISTA FOOTBALL & CHEER, services     | \$50.00      |
| LINCOLN POLICE DEPT, services           | \$600.00     |
| LV COMM FOUNDATION, payroll             | \$75.00      |
| MARIA ADDLEMAN, refund                  | \$15.00      |
| MENARDS-RALSTON, bld&grnds              | \$51.90      |
| MID AMERICA PAY PHONES, services        | \$100.00     |
| MIDWEST TURF & IRRIGATION, bld&grnds    | \$940.38     |
| MOORE, WAYNE, refund                    | \$20.00      |
| MUD, utilities                          | \$2,436.21   |
| NE CHILD SUPPORT CENTER, payroll        | \$281.08     |
| NE DEPT OF LABOR, services              | \$104.97     |
| NE LANDSCAPE SOLUTIONS, supplies        | \$425.00     |
| NE STATEWIDE ARBORETUM, services        | \$100.00     |
| NEBRASKA IOWA SUPPLY, supplies          | \$6,537.60   |
| NMC EXCHANGE LLC, maint.                | \$268.59     |
| NOBBIES INC, supplies                   | \$289.10     |
| NUTS AND BOLTS INC, maint.              | \$6.64       |
| OCLC INC, media                         | \$117.99     |
| OFFICE DEPOT INC, supplies              | \$1,150.90   |
| OMAHA CHILDREN'S MUSEUM, services       | \$195.00     |
| OMAHA COMPOUND CO., bld&grnds           | \$484.14     |

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|                                          |             |
|------------------------------------------|-------------|
| PAPILLION LA VISTA HIGH SCHOOL, services | \$50.00     |
| PAPILLION-LA VISTA SOUTH BAND, services  | \$50.00     |
| PARAMOUNT LINEN & UNIFORM, services      | \$471.44    |
| PAYFLEX SYSTEMS, payroll                 | \$250.00    |
| PAYLESS OFFICE PRODUCTS, supplies        | \$149.95    |
| PEPSI COLA CO., supplies                 | \$273.20    |
| PETTY CASH, supplies                     | \$1,560.00  |
| PITNEY BOWES INC-PA, services            | \$204.00    |
| PLAINS EQUIPMENT GROUP, maint.           | \$1,967.27  |
| POLICE INSURANCE, payroll                | \$261.89    |
| PREMIER-MIDWEST BEVERAGE CO, supplies    | \$301.00    |
| PSI PLASTIC GRAPHICS, supplies           | \$485.91    |
| QUALITY AUTO REPAIR, services            | \$75.00     |
| QUALITY BRANDS OF OMAHA, supplies        | \$656.55    |
| QUINN, JEFF, services                    | \$150.00    |
| RDG PLANNING & DESIGN, services          | \$6,086.57  |
| READY MIXED CONCRETE CO., maint.         | \$983.78    |
| REDFIELD & COMPANY, supplies             | \$400.00    |
| RETRIEVEX, services                      | \$117.10    |
| ROAD BUILDERS MACHINERY, maint.          | \$154.49    |
| ROBERTS, TRACY, refund                   | \$87.00     |
| ROSE THEATER, services                   | \$120.00    |
| SAPP BROS PETROLEUM INC, supplies        | \$195.52    |
| SARPY COUNTY COURTHOUSE, services        | \$4,083.17  |
| SARPY COUNTY SWIM CLUB, services         | \$50.00     |
| SCHEMMER ASSOCIATES INC, services        | \$752.85    |
| SECURITY EQUIPMENT INC, bld&grnds        | \$158.50    |
| SHRM-SOCIETY FOR HUMAN, services         | \$175.00    |
| SPRINT, services                         | \$119.97    |
| STATE TAX WITHHOLDING, payroll           | \$10,770.03 |
| SUN COUNTRY DISTRIBUTING LTD, maint.     | \$4.78      |
| SUPERIOR SPA & POOL, supplies            | \$143.93    |
| TED'S MOWER SALES, services              | \$102.71    |
| TGB INC, services                        | \$1,100.00  |
| THOMPSON DREESEN & DORNER, services      | \$574.60    |
| TIELKE'S SANDWICHES, supplies            | \$49.18     |
| TRANS UNION RISK, services               | \$30.00     |
| UNITED PARCEL, services                  | \$13.84     |
| US TREASURY, taxes                       | \$193.44    |
| VAN RU CREDIT CORPORATION, services      | \$49.30     |
| VERIZON WIRELESS, phones                 | \$271.72    |
| WAL-MART, supplies                       | \$1,414.72  |

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

## REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Director of Public Works Soucie stated that the roof replacement on the public works building was complete. Soucie stated the material was in for the play surface at triangle park.

Recreation Director Stopak reported that the Urban Adventure Race was on August 8 and teams were signed up and ready to go.

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No. 729 — Filed & Company, Inc. Omaha, E1310556LD

## **B. FISCAL YEAR 15/16 MUNICIPAL BUDGET**

### **1. PUBLIC HEARING**

At 5:32 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the Fiscal Year 15/16 Municipal Budget.

At 5:34 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Crawford. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, and Hale. Nays: None. Abstain: None. Absent: Sell. Motion carried.

### **2. APPROPRIATIONS ORDINANCE – FIRST READING**

Councilmember Hale introduced Ordinance No. 1258 entitled: AN ORDINANCE TO APPROPRIATE THE SUMS OF MONEY DEEMED NECESSARY TO DEFRAY ALL OF THE NECESSARY EXPENSES AND LIABILITIES OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA FOR THE FISCAL PERIOD BEGINNING ON OCTOBER 1, 2014 AND ENDING ON SEPTEMBER 30, 2015; SPECIFYING THE OBJECTS AND PURPOSES FOR WHICH SUCH APPROPRIATIONS ARE MADE AND THE AMOUNT TO BE APPROPRIATED FOR EACH OBJECT OR PURPOSE; SPECIFYING THE AMOUNT TO BE RAISED BY TAX LEVY; PROVIDING FOR THE CERTIFICATION OF THE TAX LEVY HEREIN SENT TO THE COUNTY CLERK OF SARPY COUNTY; AND PRESCRIBING THE TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

Councilmember Hale made a motion to approve Ordinance No. 1258 on its first reading and pass it on to a second reading. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, and Hale. Nays: None. Abstain: None. Absent: Sell. Motion carried.

### **3. MASTER FEE ORDINANCE – FIRST READING**

Councilmember Quick introduced Ordinance No. 1259 entitled: AN ORDINANCE TO AMEND ORDINANCE NO.1241, 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 Crawford made a motion to approve Ordinance No. 1259 on its first reading and pass it on to a second reading. Seconded by Councilmember Quick. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, and Hale. Nays: None. Abstain: None. Absent: Sell. Motion carried.

### **C. RESOLUTION – AUTHORIZE SALE OF POLICE K-9**

Councilmember Quick introduced and moved for the adoption of Resolution No.15-094; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE POLICE CHIEF TO EXECUTE A PURCHASE AGREEMENT FOR THE SALE OF POLICE SERVICE DOG "HART" TO THE CITY OF BEATRICE, NEBRASKA.

WHEREAS, PSD "Hart" has rendered more two years of faithful and dedicated service to the City of La Vista; and

WHEREAS, PSD "Hart" is unable to meet Nebraska K9 patrol certification standards; and

WHEREAS, a replacement for PSD Hart has been obtained; and

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WHEREAS, the Beatrice Police Department is interested in purchasing "Hart" as-is from the City of La Vista;

WHEREAS, a purchase price of \$2,500 has been set;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, authorizes the Police Chief to execute a purchase agreement for the sale of PSD "Hart" to the City of Beatrice for a sum of \$2,500 dollars.

Seconded by Councilmember Hale. Councilmember Sheehan asked if this was a done deal. Police Chief Lausten stated it was not and Beatrice would be looking at the dog later in the week. Councilmember Quick asked if this has happened before and Lausten stated it had not. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, and Hale. Nays: None. Abstain: None. Absent: Sell. Motion carried.

## **D. RESOLUTION — AUTHORIZE NAMING OF FIELD AT SPORTS COMPLEX**

Councilmember Thomas introduced and moved for the adoption of Resolution No. 15-095: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE NAMING OF THE SPORTS COMPLEX SOFTBALL FIELD 4 "MIKE GASSERT FIELD".

WHEREAS, the City received a proposal to memorialize the late Mike Gassert who was a long-time resident, umpire, scheduler and referee for adult and youth sports by naming a field after him; and

WHEREAS, the Park and Recreation Advisory Board held a public hearing at their meeting on July 15, 2015 to insure input from all citizens in the community; and

WHEREAS, the official field name of softball field 4 at the Sports Complex will be "Mike Gassert Field";

NOW, THEREFORE BE IT RESOLVED that the Mayor and City Council of La Vista, Nebraska does hereby officially authorize the naming of softball field 4 at the Sports Complex "Mike Gassert Field".

Seconded by Councilmember Hale. Members of the Mike Gassert family were present and a representative of the family addressed Council to thank them for this recognition. Councilmember Sheehan asked how the field is identified. Recreation Director Stopak stated that a plaque is put up at the field. Discussion was held on what the fields should be called when games are scheduled. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, and Hale. Nays: None. Abstain: None. Absent: Sell. Motion carried.

## **E. APPROVAL OF A CLASS I LIQUOR LICENSE — ANDY NGUYEN DBA BAMBOO NAIL SPA**

### **1. PUBLIC HEARING**

At 5:43 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the Approval of a Class I Liquor License for Andy Nguyen dba Bamboo Nail Spa.

At 5:45 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, and Hale. Nays: None. Abstain: None. Absent: Sell. Motion carried.

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

## 2. RESOLUTION

Councilmember Hale introduced and moved for the adoption of Resolution No.15-096, 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 I LIQUOR LICENSE APPLICATION FOR ANDY NGUYEN DBA BAMBOO NAIL SPA, 7826 S 123RD PLAZA, LA VISTA, SARPY COUNTY, NEBRASKA.

WHEREAS, Andy Nguyen dba Bamboo Nail Spa, 7826 S 123<sup>rd</sup> Plaza, La Vista, Sarpy County, Nebraska, has applied to the Nebraska Liquor Control Commission for a Class I 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 I Liquor License application submitted by Andy Nguyen dba Bamboo Nail Spa, 7826 S 123<sup>rd</sup> Plaza, La Vista, Sarpy County, Nebraska.

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

### COMMENTS FROM THE FLOOR

There were no comments from the floor

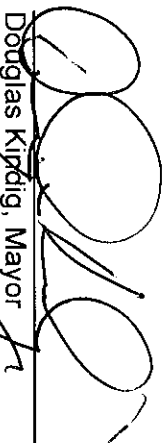
### COMMENTS FROM MAYOR AND COUNCIL

Mayor Kindig announced that long time La Vista resident Rich Bellino passed away. He stated the Rich had run the La Vista Keno game since its inception and ran an honest game and La Vista meant a lot to Rich. Mayor Kindig stated that, with the service for Rich this evening the tour of the Thompson Creek area is postponed until August 11 at 6:00 p.m.

At 5:51 p.m. Councilmember Hale made a motion to adjourn the meeting. Seconded by Councilmember Quick. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, and Hale. Nays: None. Abstain: None. Absent: Sell. Motion carried.

PASSED AND APPROVED THIS 18TH DAY OF AUGUST, 2015

CITY OF LA VISTA

  
Douglas Kindig, Mayor

ATTEST:

  
Pamela A. Bueth, CMC  
City Clerk