

# MINUTE RECORD

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

## LA VISTA CITY COUNCIL MEETING May 17, 2016

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 May 17, 2016. 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, Police Chief Lausten, Community Development Director Birch, Director of Public Works Soucie, Director of Administrative Services Pokorny, Finance Director Miserez, Library Director Barcal, Human Resources Manager Garrod, Recreation Director Stopak and Assistant Public Works Director/City Engineer Kottmann.

A notice of the meeting was given in advance thereof by publication in the Times on May 4, 2016. 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, led the group in the Pledge of Allegiance and made the announcements.

### A. CONSENT AGENDA

- B. Approval of the Agenda as Presented
- C. Approval of the Minutes of the May 3, 2016 City Council Meeting
- D. Approval of the Minutes of the May 10, 2016 City Council Meeting
- E. Approval of the Minutes of the April 21, 2016 Planning Commissions Meeting
- F. Request for Payment – Nebraska Department of Roads – Construction Services – 96<sup>th</sup> Street from Portal Rd to Harrison St – \$5,946.34
- G. Request for Payment – Midwest Right of Way Services, Inc. – Professional Services – Southport Parkway Turn Lane Project - \$856.38
- H. Request for Payment – Upstream Weeds - Professional Services – Papillion-La Vista Partnership – \$1,608.13
- I. Request for Payment – Logan Simpson – Professional Services – Comprehensive Plan Update - \$5,859.55
- J. Request for Payment – Thompson, Dreessen & Dorner, Inc. – Professional Services – Big Papio Creek Siphon Repair - \$2,655.00
- K. Request for Payment – Thompson, Dreessen & Dorner, Inc. – Professional Services – City Parking District Access Improvements - Drainage - \$1,467.50
- L. Request for Payment – Thompson, Dreessen & Dorner, Inc. – Professional Services – Thompson Creek - \$10,560.47
- M. Request for Payment – BerryDunn – Professional Services – Financial Information Software System Selection - \$1,750.00
- N. Request for Payment – Olsson Associates – Professional Services – La Vista Parking District Access Improvements - \$32,586.77
- O. Request for Payment – MBC Construction – Construction Services – La Vista Parking District Access Improvements - \$16,085.87
- P. Resolution – Approve Agreement - Financial Information Software System.  
Q. Approval of Claims.

3E-ELECTRICAL ENGINEERING, services	\$201.88
4 SEASONS AWARDS, services	\$30.00
529 CSP, payroll	\$50.00
AA WHEEL & TRUCK SUPPLY, maint.	\$39.35
ABOUT FENCE LLC, maint.	\$890.50
ACTION BATTERIES, supplies	\$71.36
ALAMAR UNIFORMS, apparel	\$144.46
APWA-AMER PUBLIC WORKS ASSN, services	\$775.00
ASPHALT & CONCRETE MATERIALS, maint.	\$253.76

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BAKER & TAYLOR, books	\$3.03
BAXTER CHRYSLER DODGE, supplies	\$234.90
BIG RIG TRUCK ACCESSORIES INC, maint.	\$1,109.00
BISHOP BUSINESS EQUIPMENT, services	\$1,297.88
BLACK HILLS ENERGY, utilities	\$408.14
BLU SIMON LLC, services	\$1,400.00
BOBCAT OF OMAHA, maint.	\$2,277.94
BRYAN HILL ENTERTAINMENT, services	\$375.00
BUETHE, P., travel	\$344.00
BUILDERS SUPPLY CO, bld&grnds	\$19.83
CARDMEMBER SERVICE-ELAN, services	\$222.32
CARLOS BRITOS, refund	\$30.00
CENTER POINT PUBLISHING, books	\$427.20
CENTURY LINK BUSN SVCS, phones	\$111.84
CENTURY LINK, phones	\$763.87
CITY OF COUNCIL BLUFFS, services	\$120.00
CITY OF PAPILLION, services	\$150,654.00
COMP CHOICE INC, services	\$365.00
CONSOLIDATED MANAGEMENT, travel	\$599.52
COX COMMUNICATIONS, services	\$143.00
CREDIT MANAGEMENT SVCS, payroll	\$164.10
CYNTHIA MISEREZ, services	\$15.00
DILLON BROS HARLEY DAVIDSON, maint.	\$359.65
DOUGLAS COUNTY SHERIFF'S OFC, services	\$75.00
EDGEWEAR SCREEN PRINTING, services	\$515.00
EFTPS, payroll	\$69,800.15
FASTENAL CO, supplies	\$55.65
FUN SERVICES, services	\$1,489.00
GALE, books	\$318.62
GARROD, M, travel	\$248.50
GCR TIRES & SERVICE, maint.	\$854.98
GENUINE PARTS CO, maint.	\$1,280.78
GILMORE & BELL PC, services	\$2,500.00
GRAYBAR ELECTRIC CO, services	\$545.40
GREENKEEPER CO, supplies	\$302.75
H & H CHEVROLET LLC, maint.	\$73.95
HEIMES CORP, maint.	\$87.99
HELWIG, J., travel	\$237.00
HOME DEPOT, bld&grnds	\$59.72
HOPE HEALTH/IHAC, services	\$178.56
HUNDEN STRATEGIC PARTNERS, services	\$9,805.00
IA NE SD PRIMA CHAPTER, services	\$40.00
ICMA MEMBERSHIP RENEWALS, services	\$1,133.35
ICMA, payroll	\$36,130.55
INGRAM LIBRARY SERVICES, books	\$2,241.91
INSIGHT PUBLIC SECTOR, services	\$3,193.76
INTERNATIONAL CODE COUNCIL, books	\$714.48
INTOXIMETERS INC, services	\$45.35
J Q OFFICE EQUIPMENT INC, services	\$135.41
LANDPORT SYSTEMS INC, services	\$125.00
LEAGUE OF NE MUNICIPALITIES, services	\$466.00
LFOP DUES, payroll	\$1,220.00
LIBRARY IDEAS LLC, media	\$10.50
LOU'S SPORTING GOODS, supplies	\$1,211.00
LOVELAND GRASS PAD, maint.	\$228.77
MAX I WALKER UNIFORM RENTAL, services	\$589.59
MENARDS-RALSTON, bld&grnds	\$288.27
METRO AREA TRANSIT, services	\$451.00
MID CON SYSTEMS INC, services	\$151.02
MID-AMERICAN BENEFITS INC, services	\$656.50

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MIDWEST TAPE, media	\$876.40
MNJ TECHNOLOGIES, services	\$916.00
MUD, utilities	\$1,175.64
NATIONAL EVERYTHING WHOLESALE, supplies	\$641.45
NE CHILD SUPPORT PAYMENT CTR, payroll	\$715.08
NE STATE INCOME TAX, payroll	\$10,337.42
NEBRASKA WELDING LTD, supplies	\$29.50
NEWMAN TRAFFIC SIGNS INC, maint.	\$511.76
NLA-NEBRASKA LIBRARY ASSN, services	\$615.00
NOBBIES INC, supplies	\$177.94
NUTS AND BOLTS INC, bld&grnds	\$32.81
OCLC INC, media	\$123.61
OFFICE DEPOT INC, supplies	\$154.30
O'KEEFE ELEVATOR CO, bld&grnds	\$182.00
OMAHA COMPOUND CO, supplies	\$308.88
OMAHA PUBLIC POWER DISTRICT, utilities	\$51,182.34
OMNIGRAPHICS INC, books	\$163.70
PAPILLION SANITATION, services	\$2,702.34
PAPILLION TIRE INC, maint.	\$282.01
PARK YOUR PAWZ INC, services	\$75.00
PATRICK STIBBS, services	\$4,600.00
PAYFLEX SYSTEMS, services	\$261.45
PENWORTHY CO, books	\$980.99
PETTY CASH, supplies	\$713.15
PINNACLE BANK, services	\$10,600.00
PLAINS EQUIPMENT GROUP, maint.	\$1,689.21
POLICE INSURANCE, payroll	\$261.89
PREMIER-MIDWEST BEVERAGE CO, supplies	\$691.80
QP ACE HARDWARE, maint.	\$872.54
QUALITY BRANDS OF OMAHA, supplies	\$429.15
RDG PLANNING & DESIGN, services	\$537.50
READY MIXED CONCRETE CO, maint.	\$598.20
REPUBLIC NATIONAL DISTR CO LLC, supplies	\$101.25
SAPP BROS PETROLEUM INC, supplies	\$71.25
SARPY COUNTY CHAMBER, supplies	\$40.00
SARPY COUNTY REGISTER OF DEEDS, services	\$38.00
SIGN IT, services	\$222.00
SMALL, B., travel	\$237.00
SOLBERG, C., travel	\$113.57
SPRINT, phones	\$689.35
STOLTENBERG NURSERIES, bld&grnds	\$295.00
TED'S MOWER SALES, services	\$300.38
THERMO KING CHRISTENSEN, maint.	\$306.15
TIELKE'S SANDWICHES, supplies	\$39.24
TRACTOR SUPPLY CREDIT PLAN, bld&grnds	\$123.08
TRANS UNION RISK, services	\$25.00
TROUT, DONNA L, services	\$300.00
TURFWERKS, maint.,	\$29.85
UNITE PRIVATE NETWORKS LLC, services	\$3,850.00
VAL VERDE ANIMAL HOSPITAL INC, services	\$301.38
VAN RU CREDIT CORPORATION, payroll	\$41.97
VIERREGGER ELECTRIC CO, maint.	\$123.00
WHITE CAP SUPPLY, maint.	\$264.91
WOODHOUSE LINCOLN, maint.	\$434.56
ZIMCO SUPPLY CO, supplies	\$4,489.20

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

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## REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Community Relations Coordinator Beaumont gave an update on the Salute to Summer Activities.

Police Chief Lausten reported that Fire Chief Bowes would be in attendance at the next meeting to discuss mutual aid responses with the Omaha Fire Department.

## B. AMENDMENT TO THE COMPREHENSIVE PLAN – CHAPTER 4; LAND USE AND DEVELOPMENT

### 1. PUBLIC HEARING

At 7:05 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the amendment to the Comprehensive Plan – Chapter 4; Land Use and Development.

At 7:05 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. ORDINANCE – CHAPTER 4, LAND USE AND DEVELOPMENT

Councilmember Quick introduced Ordinance No. 1281 entitled; AN ORDINANCE TO AMEND THE COMPREHENSIVE PLAN, CHAPTER 4: LAND USE AND DEVELOPMENT; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Sell moved that the statutory rule requiring reading on three different days be suspended. Councilmember Thomas seconded the motion to suspend the rules and roll call vote on the motion. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried. 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 Quick. The Mayor then stated the question, "Shall Ordinance No. 1281 be passed and adopted?" Upon roll call vote the following Councilmembers 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. ZONING TEXT AMENDMENTS – VARIOUS AMENDMENTS TO PROVIDE FOR A NEW MIXED USE CITY CENTRE DISTRICT

### 1. PUBLIC HEARING

At 7:08 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the Zoning Text amendments to provide for a new mixed use – City Centre District.

At 7:09 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, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

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## **2. ORDINANCE – AMEND SECTIONS 2.02, 2.14, 2.16, 5.01, 5.15, 7.01.05, AND 7.17; AND ADD NEW SECTION 5.19**

Councilmember Crawford introduced Ordinance No. 1282 entitled; AN ORDINANCE TO AMEND SECTIONS 2.02, 2.14, 2.16, 5.01, 5.15, 7.01.05 AND 7.17 OF ORDINANCE NO. 848, AS PREVIOUSLY AMENDED; ADD NEW SECTION 5.19 OF ORDINANCE NO. 848 AS PREVIOUSLY AMENDED; TO REPEAL SECTIONS 2.02, 2.14, 2.16, 5.01, 5.15, 7.01.05, AND 7.17 OF ORDINANCE NO. 848 AS PREVIOUSLY ENACTED OR AMENDED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Quick 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. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried. 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. 1282 be passed and adopted?" Upon roll call vote the following Councilmembers 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.

## **D. RESOLUTION – CONDITIONAL USE PERMIT – CAUBLE SPORTS LLC – LOT 24A, BROOKVALLEY BUSINESS PARK (NE OF 109<sup>TH</sup> & SKINNER DRIVE)**

Councilmember Quick introduced and moved for the adoption of Resolution No. 16-048; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF A CONDITIONAL USE PERMIT FOR CAUBLE SPORTS, LLC, TO ALLOW FOR AN INDOOR RECREATIONAL FACILITY ON LOT 24A, BROOK VALLEY BUSINESS PARK.

WHEREAS, Cauble Sports, LLC, on behalf of the property owner, LSREF4 Bison, LLC, has applied for a Conditional Use Permit for to allow for an indoor recreation facility on Lot 24A, Brook Valley Business Park located northeast of 109<sup>th</sup> Street and Skinner Drive; and

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

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 Cauble Sports, LLC, to allow for an indoor recreation facility on Lot 24A, Brook Valley Business Park.

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

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## **E. CONDITIONAL USE PERMIT AMENDMENT – CONVENIENCE STORE WITH LIMITED FUEL SALES – LOT 179 SOUTHWIND (CASEY'S)**

Councilmember Sell introduced and moved for the adoption of Resolution No.16-049; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING AN AMENDMENT TO THE CONDITIONAL USE PERMIT FOR A CONVENIENCE STORE WITH LIMITED FUEL SALES ON TAX LOT 179, SOUTHWIND, SARPY COUNTY, NEBRASKA.

WHEREAS, Casey's General Store, LLC, has applied for an amendment to the conditional use permit for the convenience store with limited fuel sales in order to construct two building additions and modify the site plan on Tax Lot 179, Southwind, Sarpy County, Nebraska; and

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

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, subject to the following condition:

1. Correction of the existing landscaping issues through the building permit process for the building additions.

NOW THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista hereby authorize the amendment of the Conditional Use Permit, subject to the satisfaction of the conditions listed in the last recital above.

Seconded by Councilmember Hale. Leo Pile representing Casey's detailed for the Council that the additions would be 528 square feet to the North for the kitchen and 180 square feet to the south for the cooler. The changes would also straighten out parking. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

## **F. RESOLUTION – APPLICATION FOR PUD SITE PLAN APPROVAL – LOT 10, SOUTHPOR EAST REPLAT SIX, (NW OF McDERMOTT PLAZA & EASTPORT PARKWAY)**

Councilmember Hale introduced and moved for the adoption of Resolution No.16-050; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, DETERMINING CONDITIONS FOR APPROVAL OF THE PLANNED UNIT DEVELOPMENT (PUD) PLAN FOR LOT 10, SOUTHPOR EAST REPLAT SIX, A SUBDIVISION LOCATED IN THE SE 1/4 OF SECTION 18, T14N, R12E OF THE 6<sup>TH</sup> P.M., SARPY COUNTY, NEBRASKA.

WHEREAS, the applicant, Cutchall Property Management, LLC, on behalf of the owners of the above described piece of property, Michael J. McDermott & John L. Hoich, have made application for approval of a planned unit development plan for Lot 10, Southport East Replat Six; and

WHEREAS, the City Planner and the City Engineer have reviewed the planned unit development plan; and

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

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, that the Planned Unit Development (PUD) plan for Lot 10, Southport East Replat Six, located in the SE 1/4 of Section 18, T14N, R12E of the 6<sup>th</sup> P.M., Sarpy County, Nebraska, generally located southwest of McDermott Plaza and Eastport Parkway be, and hereby is, approved.

Seconded by Councilmember Sell. Councilmember Crawford asked if this location would be similar to the 72<sup>nd</sup> street location and Brad Blakeman representing the owner stated that it would be similar to the location at 156<sup>th</sup> and Q Street.

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Councilmember Sell asked if there were any plans to close the 72<sup>nd</sup> Street location and Blakeman stated no. Councilmember Sheehan questioned where traffic exited and Blakeman stated on the opposite side of the drive thru as it is safer for the car hops. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

## **G. ORDINANCE – AMEND COX CABLE FRANCHISE AGREEMENT**

Councilmember Hale introduced Ordinance No. 1283 entitled; AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA TO AMEND THE NONEXCLUSIVE CABLE FRANCHISE AGREEMENT, CERTIFICATE OF FRANCHISE AND COMMUNITY SERVICES AGREEMENT AND PERMIT COX COMMUNICATIONS OMAHA, L.L.C. TO CONTINUE TO OPERATE A CABLE SYSTEM; TO REPEAL CONFLICTING ORDINANCES, PROVIDE FOR SEVERABILITY AND AN EFFECTIVE DATE.

Councilmember Frederick moved that the statutory rule requiring reading on three different days be suspended. Councilmember Thomas seconded the motion to suspend the rules and roll call vote on the motion. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried. 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 Quick moved for final passage of the ordinance which motion was seconded by Councilmember Hale. The Mayor then stated the question, "Shall Ordinance No. 1283 be passed and adopted?" Upon roll call vote the following Councilmembers 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.

## **H. RESOLUTION – AUTHORIZE ADVERTISEMENT OF BIDS – CITY PARKING DISTRICT ACCESS IMPROVEMENTS INSTERSECTION MODIFICATIONS**

Councilmember Thomas introduced and moved for the adoption of Resolution No. 16-051; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR CONSTRUCTION OF THE CITY PARKING DISTRICT ACCESS IMPROVEMENTS – INTERSECTION MODIFICATIONS FOR THE CITY OF LA VISTA.

WHEREAS, the Mayor and Council have determined that construction of the City Parking District Access Improvements – Intersection Modifications is necessary, and

WHEREAS, the FY16 Capital Improvement Program provides funding for the proposed project; and

WHEREAS, Proposals will be due June 10, 2016 with the award of contract date of June 21, 2016;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council hereby authorize the advertisement for bids for construction of the City Parking District Access Improvements – Intersection Modifications for the City of La Vista.

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

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## **I. RESOLUTION – AWARD CONTRACT – EASTERN NEBRASKA OFFICE ON AGING**

Councilmember Sell introduced and moved for the adoption of Resolution No.16-052; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE EASTERN NEBRASKA OFFICE ON AGING FOR PROVISION OF A NUTRITION PROGRAM.

WHEREAS, the City of La Vista's Community Center has annually served as a hot meal site for senior citizens in conjunction with the Nutrition program of the Eastern Nebraska Office on Aging (ENOA); and

WHEREAS, the Mayor and City Council believe it is desirable to continue to participate in this important program.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista do hereby authorize the execution of an agreement with the Eastern Nebraska Office on Aging for provision of a nutrition program.

Seconded by Councilmember Quick. Mayor Kindig asked if we were able to begin offering lunches 5 days a week. Recreation Director stated that we currently have 20-25 attendees and that on Tuesdays and Thursdays the attendees can attend at Papillion. Stopak also stated the ENOA will determine when numbers are large enough to go 5 days a week. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Quick, Hale and Sell. Nays: None. Abstain: Crawford. Absent: None. Motion carried.

## **J. RESOLUTION – APPROVE AGREEMENT - REDEVELOPMENT PLAN – 84<sup>TH</sup> STREET REDEVELOPMENT AREA**

Councilmember Hale introduced and moved for the adoption of Resolution No.16-053; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING AN AGREEMENT WITH THE LA VISTA COMMUNITY DEVELOPMENT AGENCY PURSUANT TO THE REDEVELOPMENT PLAN FOR THE 84<sup>TH</sup> STREET REDEVELOPMENT AREA

WHEREAS, the Community Development Agency ("Agency") consisting of and governed by the Mayor and City Council of the City of La Vista has been created; and

WHEREAS, The City Council, upon recommendation of the Agency and Planning Commission, on July 16, 2013 approved a Redevelopment Plan for the 84<sup>th</sup> Street Redevelopment Area, which included an Initial Redevelopment Project and demolition, clearance, preparation, improvement, or disposal of the Initial Redevelopment Project Area or improvements thereon to eliminate or prevent recurrence of the substandard and blighted area or otherwise carry out the Redevelopment Plan ("Demolition and Site Preparation"); and

WHEREAS, the City Council on behalf of the City of La Vista desires to approve and enter with the Agency an Agreement for Demolition and Site Preparation.

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of La Vista hereby approves the Agreement presented with this Resolution.

BE IT FURTHER RESOLVED, that the Mayor, on behalf of the City, is authorized to execute the Agreement; and the Mayor, City Administrator, or his or her designee is authorized to take such further actions as he or she determines necessary or appropriate to carry out the actions approved herein.

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

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## **K. RESOLUTION – APPROVE AGREEMENT – REDEVELOPMENT PLAN – 84<sup>TH</sup> STREET REDEVELOPMENT AREA**

Councilmember Thomas introduced and moved for the adoption of Resolution No.16-054; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VISTA, ACTING AS THE LA VISTA COMMUNITY DEVELOPMENT AGENCY, APPROVING AN AGREEMENT WITH THE CITY OF LA VISTA PURSUANT TO THE REDEVELOPMENT PLAN FOR THE 84<sup>TH</sup> STREET REDEVELOPMENT AREA

WHEREAS, the Community Development Agency ("Agency") consisting of and governed by the Mayor and City Council of the City of La Vista has been created; and

WHEREAS, The City Council, upon recommendation of the Agency and Planning Commission, on July 16, 2013 approved a Redevelopment Plan for the 84<sup>th</sup> Street Redevelopment Area, which included an Initial Redevelopment Project and demolition, clearance, preparation, improvement, or disposal of the Initial Redevelopment Project Area or improvements thereon to eliminate or prevent recurrence of the substandard and blighted area or otherwise carry out the Redevelopment Plan ("Demolition and Site Preparation"); and

WHEREAS, the City Council acting as the La Vista Community Development Agency desires to approve and enter with the City an Agreement for Demolition and Site Preparation.

NOW THEREFORE, BE IT RESOLVED that the City Council acting as the La Vista Community Development Agency hereby approves the Agreement presented with this Resolution.

BE IT FURTHER RESOLVED, that the Mayor, on behalf of the Agency, is authorized to execute the Agreement; and the Mayor, City Administrator, or his or her designee is authorized to take such further actions as he or she determines necessary or appropriate to carry out the actions approved herein.

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

## **L. RESOLUTION – AUTHORIZE PREPARATION AND SUBMISSION OF REDEVELOPMENT PLAN AMENDMENTS**

Councilmember Thomas introduced and moved for the adoption of Resolution No.16-055; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VISTA, ACTING AS THE LA VISTA COMMUNITY DEVELOPMENT AGENCY, AUTHORIZING AMENDMENTS TO THE REDEVELOPMENT PLAN FOR THE 84<sup>TH</sup> STREET REDEVELOPMENT AREA FROM TIME TO TIME TO BE PREPARED AND SUBMITTED FOR REVIEWS, HEARINGS, RECOMMENDATIONS AND APPROVALS IN ACCORDANCE WITH APPLICABLE LAW.

WHEREAS, the Community Development Agency (Agency) consisting of and governed by the Mayor and City Council of the City of La Vista has been created; and

WHEREAS, The City Council, upon recommendation of the Agency and Planning Commission, on July 16, 2013 approved a Redevelopment Plan for the 84<sup>th</sup> Street Redevelopment Area; and

WHEREAS, the City Council acting as the La Vista Community Development Agency determines that amendments to the Redevelopment Plan for the 84<sup>th</sup> Street Redevelopment Area from time to time may be necessary or appropriate.

NOW THEREFORE, BE IT RESOLVED that the City Council acting as the La Vista Community Development Agency hereby authorizes the Mayor, City Administrator, or his or her designee, on behalf of the Agency, to

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contract for or otherwise cause amendments to the Redevelopment Plan for the 84<sup>th</sup> Street Redevelopment Area from time to time to be prepared, and submitted for reviews, hearings, recommendations and approvals in accordance with applicable Nebraska law, including but not limited to NRS Sections 18-2101 through 18-2154, as the Mayor, City Administrator, or his or her designee determines necessary or appropriate.

BE IT FURTHER RESOLVED, that the Mayor, City Administrator, or his or her designee is authorized to take such further actions as he or she determines necessary or appropriate to carry out the actions approved herein.

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

## **M. POSITION DESCRIPTION UPDATE**

Councilmember Sell made a motion to receive and file the position description update. Seconded by Councilmember Thomas. Councilmember Hale stated that she believed that the comparison study used too large of organizations and she wanted to know what the major changes were to the position description. City Administrator Gunn explained that the position would report directly to her and that there were new expectations. Councilmembers voting aye: Frederick, Ronan, Thomas, Crawford, Quick, and Sell. Nays: Sheehan and Hale. Abstain: None. Absent: None. Motion carried.

Councilmember Crawford made a motion to move Comments from the Floor ahead of Item N Executive Session. Seconded by Councilmember Frederick. 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.

## **N. EXECUTIVE SESSION – STRATEGY SESSION - POTENTIAL REAL ESTATE ACQUISITION; PERSONNEL**

At 7:50 p.m. Councilmember Crawford made a motion to go into executive for protection of the public interest for a strategy session on potential real estate acquisition and for the protection of an individual to discuss personnel matters 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 8:46 p.m. the Council came out of executive session. Councilmember Crawford made a motion to reconvene in open and public 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.

Dave Barnes approached the Council about the Policy on empty houses. The Mayor asked staff to follow up with Mr. Barnes about the homes in his neighborhood he was concerned with.

## **COMMENTS FROM MAYOR AND COUNCIL**

Mayor Kindig reminded everyone that he would be out of town and Councilmember Thomas would be acting Mayor.

At 8:53 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.

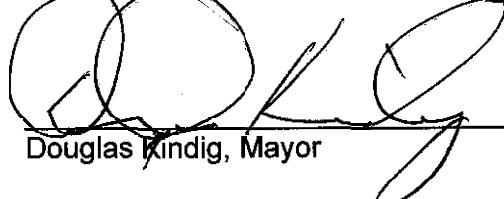
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PASSED AND APPROVED THIS 7TH DAY OF JUNE, 2016

CITY OF LA VISTA

  
Douglas Kindig, Mayor

ATTEST:

  
Rita M. Ramirez  
Assistant City Administrator

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