

# MINUTE RECORD

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

## LA VISTA CITY COUNCIL MEETING October 17, 2017

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 October 17, 2017. Present were Councilmembers: Frederick, Ronan, Crawford, Quick, Hale and Sell. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Clerk Buehe, Police Chief Lausten, Director of Public Works Soucie, City Engineer Kottmann, Director of Administrative Services Pokorny, Community Development Director Birch, Finance Director Miserez, Recreation Director Stopak and Library Director Barcal.

A notice of the meeting was given in advance thereof by publication in the Times on October 4, 2017. 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 audience in the Pledge of Allegiance, and made the announcements.

### SWEAR IN POLICE OFFICER – LUCAS TIBERI

Mayor Kindig swore in Lucas Tiberi as a Police Officer for the La Vista Police Department.

### SWEAR IN POLICE SERGEANT – MIKE CZARNICK

Mayor Kindig swore in Mike Czarnick as a Police Sergeant for the La Vista Police Department.

### A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE OCTOBER 3, 2017 CITY COUNCIL MEETING
3. APPROVAL OF THE MINUTES OF THE SEPTEMBER 21, 2017 PLANNING COMMISSION MEETING
4. MONTHLY FINANCIAL REPORT – AUGUST 2017
5. REQUEST FOR PAYMENT – HDR – PROFESSIONAL SERVICES – PROJECT MANAGEMENT – PUBLIC IMPROVEMENTS AND OTHER WORKS - \$13,128.99
6. REQUEST FOR PAYMENT – BLADE MASTERS GROUNDS MNTC. INC. – CONSTRUCTION SERVICES – GOLF COURSE TRANSFORMATION PHASE 1 GRADING - \$64,435.84
7. REQUEST FOR PAYMENT – KISSEL, KOHOUT, ES ASSOCIATES LLC – LEGISLATIVE SERVICES - \$8,729.93
8. REQUEST FOR PAYMENT – THOMPSON, DREESSEN & DORNER INC. – PROFESSIONAL SERVICES – GOLF COURSE TRANSFORMATION PHASE 1 – PROPOSED LAKE IMPROVEMENTS - \$14,002.45
9. REQUEST FOR PAYMENT – THOMPSON, DREESSEN & DORNER INC. – PROFESSIONAL SERVICES – BIG PAPIO CREEK SIPHON REPAIR - \$1,427.66
10. REQUEST FOR PAYMENT – THOMPSON, DREESSEN & DORNER INC. – PROFESSIONAL SERVICES – THOMPSON CREEK PHASE 1 - \$198.85
11. REQUEST FOR PAYMENT – OLSSON ASSOCIATES – PROFESSIONAL SERVICES – CITY CENTRE PHASE 1 PUBLIC INFRASTRUCTURE - \$32,617.83
12. REQUEST FOR PAYMENT – CITY OF OMAHA – SEWER CONNECTION FEES - \$36,140.02

# MINUTE RECORD

October 17, 2017

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

## **13. REQUEST FOR PAYMENT — ANDERSON EXCAVATING CO. —** **CONSTRUCTION SERVICES — DEMOLITION & SITE PREP — MIXED-** **USE REDEVELOPMENT PROJECT AREA - \$121,804.72** **14. APPROVAL OF CLAIMS**

4 SEASONS AWARDS, services	\$7.50
AA WHEEL & TRUCK SUPPLY INC, services	\$17.16
AMAZING ATHLETES OF GREATER OMAHA, services	\$150.00
AMERICAN LUNG ASSOCIATION, services	\$525.00
ASPHALT & CONCRETE MATERIALS, maint.	\$145.54
BARONE SECURITY SYSTEMS, services	\$120.00
BISHOP BUSINESS EQUIPMENT, services	\$266.68
BKD LLP, services	\$2,655.00
BLACK HILLS ENERGY, utilities	\$105.71
BROWN, E., travel	\$38.84
CENTURY LINK BUSN SVCS, phones	\$101.37
CENTURY LINK, phones	\$58.18
CHRIS MADDEN, services	\$1,650.00
CITY OF OMAHA, services	\$207,008.51
CITY OF PAPILLION, services	\$175,777.00
CONSOLIDATED MANAGEMENT, services	\$338.36
CONTINENTAL RESEARCH CORP, supplies	\$212.50
CULLIGAN OF OMAHA, supplies	\$6.00
D & B SALVAGE, maint.	\$159.50
DANIELSON/TECH SUPPLY INC, maint.	\$13,811.50
DATASHIELD CORP, services	\$22.36
DEBBIE STANLEY, refund	\$24.64
DLR GROUP, services	\$64,438.88
DULTMEIER SALES & SERVICE, maint.	\$10.68
DXP ENTERPRISES INC, maint.	\$15.90
FASTENAL CO, maint.	\$48.86
FBG SERVICE CORP, services	\$5,965.00
FELSBURG HOLT & ULLEVIG, services	\$1,046.25
FERGUSON ENTERPRISES, bld&grnds	\$382.27
GALE, books	\$164.18
GCR TIRES & SERVICE, maint.	\$2,731.08
GUNN, B., travel	\$352.00
HANEY SHOE STORE, apparel	\$150.00
HARTS AUTO SUPPLY, maint.	\$224.00
HOLYOAK, COLBY, services	\$40.00
HUNTEL COMMUNICATIONS, INC, services	\$57.50
HY-VEE INC, supplies	\$16.38
INDUSTRIAL SALES CO INC, bld&grnds	\$21.92
INGRAM LIBRARY SERVICES, books	\$1,561.92
ISLAND SPRINKLER SUPPLY CO, bld&grnds	\$72.22
JOHNSON HARDWARE CO, bld&grnds	\$113.28
KINDIG, D., travel	\$214.00
LAMP RYNEARSON & ASSOC, services	\$9,981.54
LEAGUE OF NE MUNICIPALITIES, services	\$378.00
LOGAN CONTRACTORS SUPPLY, maint.	\$602.02
LUKASIEWICZ, B., travel	\$236.00
LV COMM FOUNDATION, payroll	\$60.00
MARK A KLINKER, services	\$200.00
MARK WAYNE CONSULTING, services	\$975.00
MAX I WALKER UNIFORM, services	\$621.23
MC CANN PLUMBING, services	\$89.00
MENARDS-RALSTON, bld&grnds	\$685.08
METRO COMM COLLEGE, services	\$18,375.86
MIDLANDS LIGHTING & ELECTRIC, services	\$1,440.55
MINITEX - CPP, supplies	\$115.00
MUD, utilities	\$1.17

# MINUTE RECORD

October 17, 2017

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

MULHALL'S, services	\$17,801.64
NAT'L EVERYTHING WHOLESALE, supplies	\$681.68
NE DEPT OF MOTOR VEHICLE, services	\$26.40
NE ENVIRONMENTAL PRODS, maint.	\$371.82
NE WELDING LTD, maint.	\$18.75
NEWMAN TRAFFIC SIGNS INC, services	\$110.90
OFFICE DEPOT INC, supplies	\$135.42
OLSSON ASSOCIATES, services	\$1,880.36
OMAHA COMPOUND CO, supplies	\$63.55
OMAHA WORLD-HERALD, services	\$963.59
ONE CALL CONCEPTS INC, services	\$314.91
OPPD, services	\$168,767.04
OPPD, utilities	\$54,408.66
PAPILLION LV SCHL DISTR, services	\$13,937.50
PAPILLION SANITATION, services	\$1,165.34
PAPIO-MO RIVER NRD STORM WATER, services	\$1,000.62
PHAM, RACHEL THUY LINH, services	\$120.00
PLAINS EQUIPMENT GROUP, services	\$821.40
POKORNY, K., travel	\$352.00
PROUHET, T., travel	\$416.00
QUALITY AUTO REPAIR, services	\$111.00
RAINBOW GLASS & SUPPLY, maint.	\$199.00
RAMIREZ, R., travel	\$416.00
READY MIXED CONCRETE CO, maint.	\$1,200.71
RECORDED BOOKS, LLC, media	\$681.79
ROTELLA'S ITALIAN BAKERY, supplies	\$12.95
SAPP BROS INC, services	\$4,425.00
SAPP BROS PETROLEUM, services	\$1,421.60
SARPY COUNTY COURTHOUSE, services	\$3,976.44
SCHEMMER ASSOCIATES INC, services	\$680.00
SOUTHERN UNIFORM & EQUIPMENT, apparel	\$300.12
SPENCER FANE LLP, services	\$5,561.50
STOLTENBERG NURSERIES, services	\$1,500.00
TED'S MOWER SALES, services	\$8.42
THORNBURG, J., travel	\$236.00
TIGHTON FASTENER & SUPPLY, services	\$99.00
TORNADO WASH LLC, maint.	\$645.00
TOSHIBA FINANCIAL, services	\$138.00
TRANS UNION RISK, services	\$87.30
TRAVELERS, services	\$1,453.09
UNITE PRIVATE NETWORKS LLC, services	\$3,850.00
WICK'S STERLING TRUCKS, supplies	\$141.96
YANO'S NURSERY, services	\$5,000.00

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

## **3RD QUARTER REPORT – SARPY COUNTY ECONOMIC DEVELOPMENT CORPORATION**

Andrew Rainbolt gave report on 3<sup>rd</sup> Quarter activity and an overview of the 4<sup>th</sup> Quarter plans for the Sarpy County Economic Development Corporation.

## **REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS**

City Administrator Gunn stated we would have Business Connection meetings in November. Assistant to the City Administrator Prouhet gave an update on the Mayor's Youth Leadership Council.

# MINUTE RECORD

October 17, 2017

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

City Clerk Buethe reminded the City Council that the first Council Meeting in November will be held Wednesday, November 8, 2017 at 6:00pm.

Assistant City Administrator Ramirez stated that Streetscape Stakeholder meetings were currently underway.

Police Chief Lausten introduced Scott Wagner, the new Police Academy Training Coordinator, who was with the Omaha Police Department.

Director of Public Works Soucie reported the leaf collection day will be November 4, 2017.

Community Development Director Birch reported on abandoned property policy work.

## **B. RESOLUTION – AUTHORIZE AGREEMENT – SERVICE LINE WARRANTY PROGRAM (TABLED FROM THE OCTOBER 3, 2017 MEETING) – REQUEST TO POSTPONE**

Mayor Kindig stated he has received additional information on this program and few complaints in Papillion. Councilmember Crawford asked why they must use the City Logo on the communication. He asked if we would we do it for any other service provider? Public Works Director Soucie stated NLC has vetted the process to get a reputable company. Councilmember Frederick asked if we can limit the number of mailings. Public Works Director Soucie stated in the original agreement, it states two mailings, but this is negotiable.

Councilmember Hale made a motion to postpone until the full council is available. Seconded by Councilmember Frederick. Councilmembers voting aye: Frederick, Ronan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Sheehan and Thomas. Motion carried.

## **C. 3D SELF STORAGE – CONDITIONAL USE PERMIT AND PRELIMINARY PLAT – TAX LOT 8A1A, TAX LOT 8A1B 16-14-12, LOT 26 OAKDALE PARK (104<sup>TH</sup> & HARRISON STREET)**

### **1. PUBLIC HEARING**

At 7:37 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the 3D Self Storage Conditional Use Permit and Preliminary Plat – Tax Lot 8A1A, Tax Lot 8A1B 16-14-12, Lot 26 Oakdale Park (104<sup>th</sup> & Harrison Street). Jeff Lake with Summit Development stated the units would be 10'x10' or 10'x30'. Traffic counts at their Elkhorn facility which is similar in size was a maximum of 58 cars per day. Lisa Robino-Wolter, Cimarron Woods resident stated concerns regarding the island staying intact, property value, one way access being honored and lack of privacy. Lake stated that there is no way to come back out the entrance and the only exit would be at the drive on the west end.

At 8:08 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Sell. Councilmembers voting aye: Frederick, Ronan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Sheehan and Thomas. Motion carried.

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

Councilmember Hale introduced and moved for the adoption of Resolution No.17-128 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF A CONDITIONAL USE PERMIT FOR 3D SELF STORAGE – LA VISTA, LLC, TO OPERATE A SELF-SERVICE STORAGE FACILITY ON PROPOSED LOT 1, OAKDALE PARK STORAGE.

WHEREAS, 3D Self Storage – La Vista, LLC, has applied for approval of a conditional use permit for a self-service storage facility on proposed Lot 1, Oakdale Park Storage, located southwest of 104<sup>th</sup> Street and Harrison Street; and

# MINUTE RECORD

October 17, 2017

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

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, with such modifications that the City Administrator or City Attorney may determine necessary or advisable, for 3D Self Storage – La Vista, LLC, to allow for a self-service storage facility on proposed Lot 1, Oakdale Park Storage.

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

### **3. RESOLUTION – PRELIMINARY PLAT**

Councilmember Hale introduced and moved for the adoption of Resolution No.17-129 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, FOR APPROVAL OF THE PRELIMINARY PLAT FOR TAX LOT 8A1A, TAX LOT 8A1B, AND LOT 26, OAKDALE PARK, TO BE REPLATTED AS LOTS 1 AND 2, OAKDALE PARK STORAGE, A SUBDIVISION LOCATED IN SECTION 16, TOWNSHIP 14 NORTH, RANGE 12 EAST OF THE 6TH P.M., IN SARPY COUNTY, NEBRASKA.

WHEREAS, the applicant, 3D Self Storage – La Vista, LLC, on behalf of the owners of the above described piece of property, have made application for approval of a preliminary plat for Tax Lot 8A1A, Tax Lot 8A1B, and Lot 26, Oakdale Park, in Section 16, T14N, R12E; and

WHEREAS, the City Engineer has reviewed the preliminary plat; and

WHEREAS, on September 21, 2017, the La Vista Planning Commission reviewed the preliminary plat and recommended approval.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, that the preliminary plat for Tax Lot 8A1A, Tax Lot 8A1B, and Lot 26, Oakdale Park, Section 16, Township 14 North, Range 12 East, to be replatted as Lots 1 and 2, Oakdale Park Storage, a subdivision located in Section 16, Township 14 North, Range 12 East of the 6<sup>th</sup> P.M., Sarpy County, Nebraska, generally located southwest of 104<sup>th</sup> Street and Harrison Street, be, and hereby is, approved.

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

### **D. CONDITIONAL USE PERMIT - SADOFF ELECTRONICS RECYCLING — LOT 1, PAPIO VALLEY BUSINESS PARK REPLAT 1 (120<sup>TH</sup> & CARY CIRCLE)**

#### **1. PUBLIC HEARING**

At 8:11 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the Conditional Use Permit – Sadoff Electronics Recycling-Lot1, Papio Valley Business Park Replat 1 (120<sup>th</sup> & Cary Circle). Matt Weirmo was present on behalf of Sadoff Electronics Recycling to answer questions. Councilmember Sell asked if the operation would be completely inside. Mr. Weirmo confirmed this was the case.

At 8:12 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Frederick. Councilmembers voting aye: Frederick, Ronan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Sheehan and Thomas. Motion carried.

# MINUTE RECORD

October 17, 2017

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

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

Councilmember Sell introduced and moved for the adoption of Resolution No.17-130 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF A CONDITIONAL USE PERMIT FOR CARY CIRCLE LP TO OPERATE A COMPUTER ELECTRONICS RECYCLING CENTER LOT 1, PAPIO VALLEY BUSINESS PARK REPLAT 1.

WHEREAS, Cary Circle LP has applied for approval of a conditional use permit for a computer electronics recycling center on Lot 1, Papio Valley Business Park Replat 1, located west of 120<sup>th</sup> Street on Cary Circle; 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, with such modifications that the City Administrator or City Attorney may determine necessary or advisable, for Cary Circle LP to operate a computer electronics recycling center on Lot 1, Papio Valley Business Park Replat 1.

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

## **E. APPLICATION FOR REPLAT – LOT 51 AND LOT 28A1 BROOK VALLEY BUSINESS PARK & LOT 2 BROOK VALLEY BUSINESS PARK REPLAT FOUR (SW OF 108<sup>TH</sup> & OLIVE STREET)**

### **1. RESOLUTION – REPLAT**

Councilmember Hale introduced and moved for the adoption of Resolution No.17-131 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, FOR APPROVAL OF THE FINAL PLAT FOR LOT 51 AND LOT 28A1, BROOK VALLEY BUSINESS PARK, AND LOT 2, BROOK VALLEY BUSINESS PARK REPLAT FOUR, LOCATED IN SECTION 17, TOWNSHIP 14 NORTH, RANGE 12 EAST OF THE 6<sup>TH</sup> P.M., SARPY COUNTY, NEBRASKA, TO BE REPLATTED AS LOTS 1, 2 AND 3, BROOK VALLEY BUSINESS PARK REPLAT FIVE.

WHEREAS, the applicant, REDZ, LLC has made application for approval of a final plat for Lot 51 and Lot 28A1, Brook Valley Business Park, and Lot 2, Brook Valley Business Park Replat Four, located in Section 17, T14N, R12E; and

WHEREAS, the City Engineer has reviewed the preliminary and final plat; and

WHEREAS, on September 21, 2017, the La Vista Planning Commission reviewed the final plat and recommended approval subject to the following conditions:

1. Resolution of issues related to the Army Corps of Engineers and Sarpy County; and
2. Finalization of a subdivision agreement prior to City Council review.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, that the final plat for Lot 51 and Lot 28A1, Brook Valley Business Park, and Lot 2, Brook Valley Business Park Replat Four, located in Section 17, T14N, R12E, to be replatted as Lots 1, 2 and 3, Brook Valley Business Park Replat Five, a subdivision located in Section 17, Township 14 North, Range 12 East of the 6<sup>th</sup> P.M., Sarpy County, Nebraska, generally located southwest of 108<sup>th</sup> Street and Olive Street, be, and hereby is, approved.

# MINUTE RECORD

October 17, 2017

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

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

## **2. RESOLUTION – SUBDIVISION AGREEMENT**

Councilmember Sell introduced and moved for the adoption of Resolution No.17-132 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING A SUBDIVISION AGREEMENT FOR LOTS 1-3, BROOK VALLEY BUSINESS PARK REPLAT FIVE.

WHEREAS, the City Council did on October 17, 2017, approve the final plat for Lots 1-3, Brook Valley Business Park Replat Five Subdivision subject to certain conditions; and

WHEREAS, the Subdivider, REDZ, LLC, has agreed to execute a Subdivision Agreement satisfactory in form and content to the City; and

NOW THEREFORE, BE IT RESOLVED, that the Subdivision Agreement presented at the October 17, 2017, City Council meeting for the Brook Valley Business Park Replat Five Subdivision be and hereby is approved and the Mayor and City Clerk be and hereby are authorized to execute same on behalf of the City, subject to the conditions of Council replat approval and with such revisions that the City Administrator or City Engineer may determine necessary or advisable.

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

## **F. RESOLUTION – AUTHORIZE PURCHASE – TURF GROWTH BLANKETS**

Councilmember Quick introduced and moved for the adoption of Resolution No.17-133 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE OF TURF GROWTH BLANKETS FROM D & K PRODUCTS, LA VISTA NEBRASKA FOR AN AMOUNT NOT TO EXCEED \$13,528.95.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of turf growth blankets is necessary, and

WHEREAS, the FY17/18 Biennial 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 turf growth blankets from D & K Products, La Vista Nebraska for an amount not to exceed \$13,528.95.

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

## **G. RESOLUTION – CHANGE ORDER NO. 1 – HARRISON STREET PANEL REPAIR – I-80 ROW TO LA VISTA DRIVE**

Councilmember Hale introduced and moved for the adoption of Resolution No.17-134 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING A CHANGE ORDER TO THE CONTRACT WITH SPENCER MANAGEMENT LLC, OMAHA NEBRASKA, TO PROVIDE FOR ADDITIONAL PANEL REPAIR INCLUDING ADDITIONAL BARRICADES AND ARROW BOARDS INCREASING THE CONTRACT AMOUNT BY \$9,162.29.

# MINUTE RECORD

October 17, 2017

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

WHEREAS, the City has determined it is necessary to make changes to provide for additions to work as per terms of the contract; and

WHEREAS, the FY17/18 Biennial Budget Capital Improvement Program provides funding for the project. The change order is an increase from \$231,870.00 to 241,032.29 for an increased amount of \$9,162.29.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of La Vista, Nebraska, that the Mayor is authorized to execute the necessary documents for a change order to the contract with Spencer Management LLC, Omaha, Nebraska, to provide additional panel repair including additional barricades and arrow boards increasing the contract amount by \$9,162.29

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

## **H. RESOLUTION – CHANGE ORDER NO. 3 – DEMOLITION & SITE PREPARATION – MIXED USE REDEVELOPMENT PROJECT AREA** **(ACTION ON THIS ITEM WILL BE TAKEN BY THE LA VISTA COMMUNITY DEVELOPMENT AGENCY)**

Councilmember Hale introduced and moved for the adoption of Resolution No.17-135 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VISTA, ACTING AS THE LA VISTA COMMUNITY DEVELOPMENT AGENCY AUTHORIZING A CHANGE ORDER TO THE CONTRACT WITH ANDERSON EXCAVATING CO., INC., OMAHA, NEBRASKA, TO PROVIDE FOR REVISIONS TO COMPLETION DATES, ADJUSTMENT OF EARTHWORK VOLUMES AND CHANGES TO SCOPE OF WORK FOR AN INCREASE TO THE CONTRACT PRICE OF \$81,633.81.

WHEREAS, the City has determined it is necessary to make changes to the contract completion dates, earthwork volumes and scope of work; and

WHEREAS, the FY17/18 biennial budget includes funding in the Capital Improvement Program for this project. The contract price increases from \$1,058,985.50 to 1,140,619.31.

NOW THEREFORE, BE IT RESOLVED, by City Council acting as the La Vista Community Development Agency, that the Mayor is authorized to execute the necessary documents for a change order to the contract with Anderson Excavating Co., Inc., Omaha Nebraska, to make changes to the contract completion dates, earthwork volumes and scope of work for an increase to the contract price of \$81,633.81.

Seconded by Councilmember Frederick. Councilmember Crawford asked for verification that this was not the fault of Anderson. City Engineer Kottmann said that Anderson was not at fault. Councilmembers voting aye: Frederick, Ronan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Sheehan, Thomas. Motion carried.

## **I. RESOLUTION – LEASE AGREEMENT – POLICE DEPARTMENT NARCOTICS VEHICLE**

Councilmember Sell introduced and moved for the adoption of Resolution No.17-136 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE EXECUTION OF A 27-MONTH LEASE AGREEMENT WITH ALLY FINANCIAL FOR A TASK FORCE VEHICLE FOR THE POLICE DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$9,800.

WHEREAS, the La Vista Police Department was awarded a federal grant for the Safe Streets task Force and included in the grant is funding for a leased vehicle to be used by the department's Safe Streets Task Force officer, and

WHEREAS, the City did appropriate funds in the FY18 municipal budget to lease a grant funded task force vehicle, and



# MINUTE RECORD

October 17, 2017

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

WHEREAS, 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 execution of a lease agreement with Ally Financial, for a grant funded task force vehicle for the Police Department in an amount not to exceed \$9,800.

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

## **J. POSITION DESCRIPTION UPDATES**

Councilmember Hale made a motion to receive and file the Position Description Updates. Seconded by Councilmember Sell. Councilmembers voting aye: Frederick, Ronan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Sheehan, Thomas. Motion carried.

Councilmember Crawford made a motion to move Comments from the Floor ahead of Item K. Executive Session. Seconded by Councilmember Hale. Councilmembers voting aye: Frederick, Ronan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Sheehan, Thomas. Motion carried.

## **COMMENTS FROM THE FLOOR**

There were no comments from the floor.

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

At 8:25 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, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Sheehan, Thomas. Motion carried. Mayor Kindig stated the executive session would be limited to the subject matter contained in the motion.

At 8:47 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, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Sheehan, Thomas. Motion carried.

## **COMMENTS FROM MAYOR AND COUNCIL**

Mayor Kindig thanked Councilmember Sell for attending the Sarpy County and Sarpy Cities Wastewater Agency signing ceremony earlier in the day. He also stated that the Mayor and Council are scheduled to help at Santa's Workshop on December 14.

At 8:48 p.m. Councilmember Crawford made a motion to adjourn the meeting. Seconded by Councilmember Hale. Councilmembers voting aye: Frederick, Ronan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Sheehan, Thomas. Motion carried.

# MINUTE RECORD

October 17, 2017

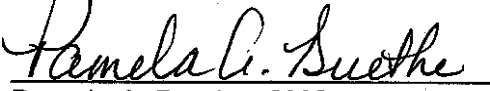
No. 729 — REDFIELD & COMPANY, INC. OMAHA E1310556LD

PASSED AND APPROVED THIS 8TH DAY OF NOVEMBER, 2017.

CITY OF LA VISTA

  
Douglas Kindig, Mayor

ATTEST:

  
Pamela A. Buethe, CMC  
City Clerk