LA VISTA CITY COUNCIL
MEETING
January 21, 2014

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 January 21, 2014. Present were Councilmembers: Gowan, Sheehan, Thomas, Crawford, Hale and Sell. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Clerk Buethe, Finance Director Lindberg, Police Chief Lausten, Public Works Director Soucie, Community Development Director Birch, Public Building and Grounds Director Archibald, 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 January 8, 2014. 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 and led the audience in the pledge of allegiance.

Mayor Kindig announced that a copy of the Open Meetings Act was posted on the west wall of the Council Chambers and copies were also available in the lobby of City Hall.

Mayor Kindig made an announcement regarding the agenda policy statement providing for an expanded opportunity for public comment on the agenda items.

SERVICE AWARDS – JOHN DANDERAND, MARK STEVENS – 20 YEARS; KYLE WILLIAMS – 5 YEARS

Mayor Kindig presented a service award to John Danderand for twenty years of service to the City of La Vista. Firefighters Stevens and Williams were unable to attend so their service awards will be presented at a later date.

APPOINTMENT – LIBRARY ADVISORY BOARD – RE-APPOINT – VALERIE RUSSELL – 2 YEAR TERM

Mayor Kindig stated, with the approval of the City Council, he would like re-appoint Valerie Russell to the Library Advisory Board for a 2 year term Councilmember Sheehan motioned the approval, seconded by Councilmember Gowan. Councilmembers voting aye: Gowan, Sheehan, Thomas, Crawford, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan and Quick. Motion carried.

A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED

2. APPROVAL OF THE MINUTES OF THE JANUARY 7, 2014 CITY COUNCIL MEETING

3. APPROVAL OF THE MINUTES OF THE NOVEMBER 20, 2013 PARK & RECREATION ADVISORY COMMITTEE MEETING

4. APPROVAL OF THE MINUTES OF THE DECEMBER 18, 2013 PARK & RECREATION ADVISORY COMMITTEE MEETING

5. APPROVAL OF THE MINUTES OF THE DECEMBER 19, 2013 PLANNING COMMISSION MEETING

6. APPROVAL OF THE MINUTES OF THE JANUARY 9, 2014 LIBRARY ADVISORY BOARD MEETING

7. MONTHLY FINANCIAL REPORT – DECEMBER 2013

8. PAY REQUEST FROM THOMPSON, DREESSEN & DORNER, INC. – PROFESSIONAL SERVICES – THOMPSON CREEK PHASE 1 - $8,097.34


10. PAY REQUEST FROM SUCCESS FACTORS – PROFESSIONAL SERVICES - $8,724.80
# MINUTE RECORD

January 21, 2014

## 11. APPROVAL OF CLAIMS

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12. PAY REQUEST FROM OAKHAVEN HOMES, INC. - CONSTRUCTION – FIRE STATION DISTRICT 1 REMODEL - $10,470.

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

RECEIPTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

City Clerk Buethe informed the Mayor and Council that the deadline for fireworks vendor applications had passed and eight applications had been received which was the same number as the previous year.
Public Works Director Soucie informed the Mayor and Council that there were some issues with the traffic signals at 85th and Giles and they are working to get these issues resolved.

B. TEXT AMENDMENTS – SUBDIVISION REGULATIONS

1. PUBLIC HEARING

At 7:07 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the text amendments to the subdivision regulations. Staff asked that Council continue the public hearing to the February 4, 2014 meeting.


C. APPLICATION FOR REPLAT – LAKEVIEW SOUTH II REPLAT 6 (NW OF 145TH & MEADOWS BLVD.)

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 replat of Lakeview South II Replat 6 (NW of 145th & Meadows Blvd.).

At 7:09 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Crawford. Councilmembers voting aye: Gowan, Sheehan, Thomas, Crawford, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan and Quick. Motion carried.

2. RESOLUTION – APPROVE REPLAT

Councilmember Sheehan introduced and moved for the adoption of Resolution No. 14-002: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, DETERMINING CONDITIONS FOR APPROVAL OF THE REPLAT FOR LOT 2 LAKEVIEW SOUTH II REPLAT 4 AND LOT 1 LAKEVIEW SOUTH II REPLAT 2, SARPY COUNTY, TO BE REPLATTED AS LOTS 1 AND 2, LAKEVIEW SOUTH II, REPLAT 6, A SUBDIVISION LOCATED IN THE NORTHEAST ¼ OF SECTION 23, TOWNSHIP 14 NORTH, RANGE 11 EAST OF THE 6TH P.M., SARPY COUNTY, NEBRASKA.

WHEREAS, the owners of the above described piece of property have made application for approval of a replat for Lot 2, Lakeview South II Replat 4 and Lot 1, Lakeview South II Replat 2, Sarpy County, to be replatted as Lots 1 and 2, Lakeview South II, Replat 6; and

WHEREAS, the City Administrator and the City Engineer have reviewed the replat; and

WHEREAS, on December 19, 2013, the La Vista Planning Commission held a public hearing and reviewed the replat and recommended approval subject to the resolution of items identified by the city engineer and staff; and

WHEREAS, Items remaining to be resolved include the following:

1. The applicant must request releases for the side lot line easements along the previous lot line that is being dissolved by this replatting. Releases from the affected utility companies need to be provided to the city prior to releasing the final plat mylars for recording.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, that the plat for Lot 2, Lakeview South II Replat 4 and Lot 1, Lakeview South II Replat 2, Sarpy County, to be replatted as Lots 1 and 2, Lakeview South II, Replat 6, a subdivision located in the Northeast ¼ of Section 23, Township 14 North, Range 11 East of the 6th P.M., Sarpy
County, Nebraska, generally located northwest of 145th Street and Meadows Boulevard, be, and hereby is, approved.

Seconded by Councilmember Gowan. Doug Kellner representing TD2 was present to answer any questions. Councilmembers voting aye: Gowan, Sheehan, Thomas, Crawford, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan and Quick. Motion carried.

D. APPLICATION FOR REPLAT – JAYCEE PARK (SE OF HARVEST HILLS DRIVE & VALLEY VIEW DRIVE)

1. PUBLIC HEARING

At 7:10 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the replat of Jaycee Park (SE of Harvest Hills Drive & Valley View Drive).

At 7:10 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Crawford. Councilmembers voting aye: Gowan, Sheehan, Thomas, Crawford, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan and Quick. Motion carried.

2. RESOLUTION – APPROVE REPLAT

Councilmember Thomas introduced and moved for the adoption of Resolution No. 14-003: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, DETERMINING CONDITIONS FOR APPROVAL OF THE REPLAT FOR LOT 151 S&S'S HARVEST HILL AND LOT 136 APPLE GROVE, SARPY COUNTY, TO BE REPLATTED AS OUTLOT A JAYCEE PARK, A SUBDIVISION LOCATED IN THE NORTHWEST ¼ OF SECTION 15, TOWNSHIP 14 NORTH, RANGE 12 EAST OF THE 6th P.M., SARPY COUNTY, NEBRASKA.

WHEREAS, the City has made application for approval of a replat for Lot 151, S&S's Harvest Hill, and Lot 136, Apple Grove, Sarpy County, to be replatted as Outlot A, Jaycee Park; and

WHEREAS, the City Administrator and the City Engineer have reviewed the replat; and

WHEREAS, on December 19, 2013, the La Vista Planning Commission held a public hearing and reviewed the replat and recommended approval subject to the resolution of items identified by the city engineer and staff; and

WHEREAS, Items remaining to be resolved include the following:

1. The city will request releases for the side lot line easements along the previous lot line that is being dissolved by this replatting. Releases from the affected utility companies should be obtained prior to recording the final plat mylars.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, that the plat for Lot 151, S&S's Harvest Hill, and Lot 136, Apple Grove, Sarpy County, to be replatted as Outlot A, Jaycee Park, a subdivision located in the Northwest ¼ of Section 15, Township 14 North, Range 12 East of the 6th P.M., Sarpy County, Nebraska, generally located southeast of Harvest Hills Drive and Valley View Drive, be, and hereby is, approved.

E. APPLICATION FOR REPLAT - THOMPSON CREEK GREENWAY (PARK VIEW BLVD. & VALLEY RD., W OF 72ND & E OF EDGECWOOD BLVD.)

1. PUBLIC HEARING

At 7:11 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the replat of Jaycee Park (SE of Harvest Hills Drive & Valley View Drive).

At 7:11 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Crawford. Councilmembers voting aye: Gowan, Sheehan, Thomas, Crawford, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan and Quick. Motion carried.

2. RESOLUTION - APPROVE REPLAT

Councilmember Gowan introduced and moved for the adoption of Resolution No. 14-004: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, DETERMINING CONDITIONS FOR APPROVAL OF THE REPLAT FOR LOTS 912 THRU 945, AND LOTS 977 THRU 990, LA VISTA, TO BE REPLATTED AS OUTLOTS A, B & C, THOMPSON CREEK GREENWAY, A SUBDIVISION LOCATED IN SECTION 14, TOWNSHIP 14 NORTH, RANGE 12 EAST OF THE 6TH P.M., SARPY COUNTY, NEBRASKA.

WHEREAS, the City has made application for approval of a replat for Lots 912 thru 945, and Lots 977 thru 990, La Vista, to be replatted as Outlots A, B & C, Thompson Creek Greenway; and

WHEREAS, the City Administrator and the City Engineer have reviewed the replat; and

WHEREAS, on December 19, 2013, the La Vista Planning Commission held a public hearing and reviewed the replat and recommended approval subject to the resolution of items identified by the city engineer and staff; and

WHEREAS, Items remaining to be resolved include the following:

1. The city will request releases for the side lot line easements along the previous lot line that is being dissolved by this replatting. Releases from the affected utility companies should be obtained prior to recording the final plat mylars.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, that the plat for Lots 912 thru 945, and Lots 977 thru 990, La Vista, to be replatted as Outlots A, B & C, Thompson Creek Greenway, a subdivision located in Section 14, Township 14 North, Range 12 East of the 6th P.M., Sarpy County, Nebraska, generally located along Park View Blvd. and Valley Road, west of 72nd Street to Edgewood Blvd., be, and hereby is, approved.


F. ORDINANCE - AMENDMENT TO MASTER FEE ORDINANCE - LIBRARY MINI - CAMP

Councilmember Sheehan introduced Ordinance No. 1210 entitled; AN ORDINANCE TO AMEND ORDINANCE NO.1198, 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 Sell moved that the statutory rule requiring reading on three different days be suspended. Councilmember Sheehan seconded the motion to suspend the rules and roll call vote on the motion. The following Councilmembers voted aye: Gowan, Sheehan, Thomas, Crawford, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan and Quick. 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 Sheehan. The Mayor then stated the question, “Shall Ordinance No. 1210 be passed and adopted?” Upon roll call vote the following Councilmember voted aye: Gowan, Sheehan, Thomas, Crawford, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan and Quick. 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.

G. Resolution – Authorization to Advertise Request for Proposals – Financial Information Software System Selection Consultant

Councilmember Sell introduced and moved for the adoption of Resolution No. 14-005:

A Resolution of the Mayor and City Council of the City of La Vista, Nebraska Authorizing the Advertising of the Request for Proposals for a Financial Information Software System Selection Consultant for the City of La Vista.

WHEREAS, the Mayor and Council have determined that replacement of the current financial management system is necessary, and

WHEREAS, the Mayor and Council have also determined that a Consultant for the selection process of a Financial Information Software System is necessary, and

WHEREAS, the FY 2013/14 Capital Improvement Program provides funding for the proposed project; and

WHEREAS, Proposals will be due February 14, 2014 with the approximate contract award date of April 1, 2014;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council hereby authorize the advertising of the request for proposals for a Financial Information Software Selection Consultant for the City of La Vista.

Seconded by Councilmember Thomas. Councilmember Sheehan asked if staff will make sure there is no connection between the consultant and the system. Staff stated that they will and it is stated in the RFP. Councilmembers voting aye: Gowan, Sheehan, Thomas, Crawford, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan and Quick. Motion carried.

H. Resolution – No Parking Zone Designations – Mayfair Subdivision

Councilmember Gowan introduced and moved for the adoption of Resolution No. 14-006: A Resolution of the Mayor and City Council of the City of La Vista, Nebraska Establishing No Parking Zones on Various Sides of the Streets Within the Mayfair Subdivision.

WHEREAS, the Mayor and City Council have determined that “No Parking Zones” are necessary on various sides of the streets within the Mayfair subdivision to provide for the safe passage of vehicles and pedestrians; and
WHEREAS, the designation of No Parking Zones are in the following locations:

1. A No Parking Zone on the west side of South 101st Street from the centerline of Brentwood Drive to the centerline of Giles Road.
2. A No Parking Zone on the east side of South 101st Street from the centerline of Giles Road to the centerline of Gary Street.
3. A No Parking Zone on the north side of Gary Street from the centerline of 99th Street to the centerline of 101st Street.
4. A No Parking Zone on the north side of Idora Street from the centerline of Brentwood Drive to the centerline of 101st Street.
5. A No Parking Zone on the south side of Floyd Street from the centerline of Gary Street to the centerline of 101st Street.
6. A No Parking Zone on the south side of Durkop Street from the centerline of 101st Street to the centerline of Gary Street.
7. A No Parking Zone on the east side of 98th Street from the centerline of Brentwood Drive to the centerline of Melissa Street.
8. A No Parking Zone on the east side 100th Street from the centerline of Idora Street to the centerline of Floyd Street.
9. A No Parking Zone on the west side of 99th Street from the centerline of Brentwood Drive to the centerline of Melissa Circle.
10. A No Parking Zone on the north side of Melissa Street from the centerline of Melissa Circle to the centerline of 96th Street.
11. A No Parking Zone on the north side of Durkop Street from the east lot line of 8137 S. 101st Street to the centerline 101st Street.
12. A No Parking Zone on the north side of Floyd Street from the east lot line 10028 Floyd Street to the centerline of 101st Street.
13. A No Parking Zone on the south side of Melissa Street from approximately 80 feet east of the centerline of 98th Street to the centerline of 96th Street.
14. A No Parking Zone in the cul-de-sac of Melissa Circle from the east lot line of 9901 Melissa Circle to the east lot line 9902 Melissa Circle.
15. A No Parking Zone in the cul-de-sac of Windy Circle from the west lot line 9821 Windy Circle around the cul-de-sac to the east lot line of 9820 Windy Circle.
16. A No Parking Zone in the cul-de-sac of Henry Circle from the east lot line 9820 Henry Circle around the cul-de-sac to the east lot line 9809 Henry Circle.
17. A No Parking Zone in the cul-de-sac of Amy Circle from the west lot line of 7915 97th Circle around the cul-de-sac to the west lot line 7905 97th Circle.
18. A No Parking Zone in the cul-de-sac of 97th Circle from the west lot line of 7827 97th Circle around the cul-de-sac to the east lot line 7826 97th Circle.
19. A No Parking Zone on the west side of 97th Circle drive throat from the centerline of Brentwood Drive to the east lot line of 7826 97th Circle.
20. A No Parking Zone in the cul-de-sac of 100th Circle from the north lot line of 10019 Gary Street around the cul-de-sac to the north lot line 10003 100th Circle.
21. A No Parking Zone in the cul-de-sac of Gary Circle from the east lot line of 10102 Gary Circle around the cul-de-sac to the east lot line of 10101 Gary Circle.
22. A No Parking Zone on the west side of 99th Street from the centerline of Gary Street to the centerline of Giles Road.
23. A No Parking Zone on the east side of 99th Street from the centerline of Giles Road to approximately 80 feet north of Hillcrest Plaza.
24. A No Parking Zone on the north side of Brentwood Drive from the centerline of 96th Street to the west lot line 7822 S. 99th Street.
25. A No Parking Zone on the south side of Brentwood Drive from the center line of 96th Street to approximately 80 feet west of the centerline of 97th Plaza; and

WHEREAS, the City Engineer has reviewed the plan and recommends approval,

NOW, THEREFORE, BE IT RESOLVED, that the “No Parking Zones” on various sides of the streets within the Mayfair subdivision are authorized,

BE IF FURTHER RESOLVED, that the Public Works Department be, and hereby is, authorized to install the appropriate signage designating these “No Parking Zones”.


I. RESOLUTION – STANDARD OPERATION POLICY – COMMUNITY MASS NOTIFICATION SYSTEM

Councilmember Sell introduced and moved for the adoption of Resolution No. 14-007: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING A STANDARD OPERATION POLICY PERTAINING TO A COMMUNITY MASS NOTIFICATION SYSTEM.

WHEREAS, the City Council has determined that it is necessary and desirable to create Standard Operation Policies as a means of establishing guidelines and direction to the members of the City Council and to the city administration in regard to various issues which regularly occur; and

WHEREAS, a Standard Operation Policy to govern the use of a Community Mass Notification System has been reviewed and recommended.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby approve the Standard Operation Policy entitled Community Mass Notification System, and do further hereby direct the distribution of said Standard Operation Policy to the appropriate City Departments.


J. POSITION DESCRIPTION


COMMENTS FROM THE FLOOR

There were not comments from the floor.

COMMENTS FROM MAYOR AND COUNCIL

Councilmember Gowan was asked by a constituent why the entrance sign to the splash pad in Cimarron Woods says City of La Vista on it. Public Works Director Soucie stated that he had seen that and remembered that the designs they looked at had that on them but there was no requirement to put that on the sign.

Mayor Kindig stated that he would be going to Lincoln on Thursday to testify before the Revenue Committee regarding review of sales and use tax information.

At 7:19 p.m. Councilmember Crawford made a motion to adjourn the meeting. Seconded by Councilmember Hale. Councilmembers voting aye: Gowan, Sheehan,

PASSED AND APPROVED THIS 4TH DAY OF FEBRUARY, 2014

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk