

MINUTE RECORD

A-2

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

LA VISTA CITY COUNCIL MEETING OCTOBER 1, 2019

A meeting of the City Council of the City of La Vista, Nebraska was convened in open and public session at 6:00 p.m. on October 1, 2019. Present were Councilmembers. Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Also in attendance were City Attorney McKeon, Assistant City Administrator Ramirez, City Clerk Buethe, Police Chief Lausten, Director of Public Works Soucie, Director of Administrative Services Pokorny, Library Director Barcal, Recreation Director Stopak, Finance Director Miserez, City Engineer Kottmann, Senior Planner Solberg, Human Resources Director Trail and Fire Chief Bowes.

A notice of the meeting was given in advance thereof by publication in the Times on September 18, 2019. 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.

SERVICE AWARD: JIM RUFFNER – 25 YEARS

Mayor Kindig presented a service award to Jim Ruffner for 25 years of service to the City.

Mayor Kindig presented retiring City Engineer John Kottmann with a key to the City

CONSENT AGENDA

- 1. APPROVAL OF THE AGENDA AS PRESENTED**
- 2. APPROVAL OF THE MINUTES OF THE SEPTEMBER 17, 2019 CITY COUNCIL MEETING**
- 3. APPROVAL OF THE MINUTES OF THE AUGUST 15, 2019 PLANNING COMMISSION MEETING**
- 4. APPROVAL OF THE MINUTES OF THE SEPTEMBER 19, 2019 PLANNING COMMISSION MEETING**
- 5. APPROVAL OF THE MINUTES OF THE SEPTEMBER 12, 2019 LIBRARY ADVISORY BOARD MEETING**
- 6. REQUEST FOR PAYMENT – ALFRED BENESCH & COMPANY – PROFESSIONAL SERVICES – 2019 PARK VIEW BLVD RESURFACING – \$6,187.96**
- 7. REQUEST FOR PAYMENT – DESIGN WORKSHOP, INC. – PROFESSIONAL SERVICES – 84TH STREETSCAPE PLAN – \$11,448.19**
- 8. REQUEST FOR PAYMENT – DLR GROUP – PROFESSIONAL SERVICES – CITY CENTRE PARKING FACILITY CA – \$2,070.47**
- 9. REQUEST FOR PAYMENT – GRAHAM CONSTRUCTION, INC. – CONSTRUCTION SERVICES – 84TH STREET REDEVELOPMENT AREA – CITY CENTRE INFRASTRUCTURE – \$510,201.94**
- 10. REQUEST FOR PAYMENT – HGM ASSOCIATES, INC. – PROFESSIONAL SERVICES – EAST LA VISTA SEWER AND PAVEMENT REHABILITATION – PHASE I INVESTIGATION – \$10,814.25**
- 11. REQUEST FOR PAYMENT – HDR ENGINEERING, INC. – PROFESSIONAL SERVICES – PROJECT MANAGEMENT FOR PUBLIC IMPROVEMENTS AND OTHER WORKS – \$7,881.59**
- 12. REQUEST FOR PAYMENT – RDG PLANNING & DESIGN – PROFESSIONAL SERVICES – CIVIC CENTER PARK PHASE 2 – \$649.90**
- 13. REQUEST FOR PAYMENT – SIEREX DESIGNS, INC. – CONSTRUCTION SERVICES – MINI PARK IMPROVEMENTS – EBERLE WALDEN PARK SHELTER – \$11,862.00**
- 14. REQUEST FOR PAYMENT – SWAIN CONSTRUCTION – CONSTRUCTION SERVICES – PARK VIEW BLVD. RESURFACING – \$98,429.50**
- 15. REQUEST FOR PAYMENT – THOMPSON, DREESSEN & DORNER, INC. – PROFESSIONAL SERVICES – MISC. SERVICES, SURVEY – \$383.05**

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**16. REQUEST FOR PAYMENT – THOMPSON, DREESSEN & DORNER, INC. –
PROFESSIONAL SERVICES – SURVEYING SERVICES – 72ND STREET
STORM SEWER SETTLEMENT – \$1,406.20**

**17. REQUEST FOR PAYMENT – WATER'S EDGE AQUATIC DESIGN, LLC –
PROFESSIONAL SERVICES – CONCEPT PLANNING – \$1,387.50**

18. APPROVAL OF CLAIMS

4 SEASONS AWARDS, services	8.00
911 CUSTOM LLC, maint.	14,154.68
AMAZON CAPITAL, services	835.53
AOI CORP, services	560.52
A-RELIEF, services	86.00
ASPHALT & CONCRETE MATERIALS, bld&grnds	771.50
AT&T MOBILITY LLC, phones	93.80
AXON ENTERPRISE INC, services	2,130.00
AYALA, B., travel	185.50
BAUER BUILT INC, maint.	1,947.24
BAXTER CHRYSLER JEEP, maint.	782.24
BISHOP BUSINESS EQUIPMENT, services	1,694.42
BLACK HILLS ENERGY, utilities	1,068.93
BLAND, T., travel	185.50
BOBCAT OF OMAHA, maint.	23.15
BOTACH INC, services	289.01
BROWNELLS INC, maint.	385.77
BUETHE, P., travel	135.72
BURTON A/C, HEATING & PLUMBING, bld&grnds	170.95
CALENTINE, J., travel	54.65
CATHERINE DEMES MAYDEW, services	1,787.50
CENTURY LINK BUSN SVCS, phones	177.01
CENTURY LINK, phones	363.89
CINTAS CORP, services	408.35
CIOX HEALTH, LLC, services	20.00
CITY OF OMAHA, services	445,124.59
CITY OF PAPILLION, services	9,678.68
COMP CHOICE INC, services	272.70
CONSOLIDATED MANAGEMENT CO, services	109.54
COX COMMUNICATIONS, INC., services	147.03
D & K PRODUCTS, supplies	85.00
DAIKIN APPLIED, bld&grnds	3,063.00
DELL MARKETING L.P., services	3,180.64
DEMCO INC, supplies	309.49
DOUGLAS COUNTY SHERIFF, services	337.50
DSLRPROS, services	4,697.00
DULTMEIER SALES LLC, maint.	44.80
EBIX, INC, supplies	64.95
EDGEWEAR SCREEN PRINTING, apparel	889.00
ENVISIO SOLUTIONS INC, services	6,300.00
EXPRESS DISTRIBUTION LLC, supplies	5.00
FASTENAL CO, services	3,160.50
FBG SERVICE CORP, services	275.00
FELSBURG HOLT & ULLEVIG INC, services	1,424.60
FILTER CARE OF NEBRASKA, maint.	45.45
FIRST WIRELESS INC, services	104.65
FITZGERALD SCHORR BARMETTLER, services	26,875.60
FOCUS PRINTING, services	238.60
GALE, books	76.47
GALLS LLC, apparel	215.00
GARY GIST, apparel	118.99
GLOCK, INC, services	107.00
GRAHAM CONSTRUCTION, services	260,668.80
GUNN, B., travel	330.50
H & H CHEVROLET LLC, maint.	461.90

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HALE, D., travel	116.00
HARM'S CONCRETE INC, services	118.75
HARTS AUTO SUPPLY, maint.	826.00
HAWKINS CONSTRUCTION CO, services	466,744.50
HYDRAULIC EQUIPMENT SERVICE INC, maint.	927.50
IDEAL IMAGES, INC, apparel	1,334.00
INGRAM LIBRARY SERVICES, books	3,080.26
J & J SMALL ENGINE, maint.	6.49
J RETZ LANDSCAPE, INC, services	4,405.90
JMAC CONSULTING GROUP, services	254.86
JOHNSON HARDWARE CO, bld&grnds	156.50
JULIA RODEHORST, refund	43.00
K & K MASONRY, INC, bld&grnds	9,000.00
KELLY'S CARPET OMAHA, bld&grnds	2,683.38
KLUTE TRUCK EQUIPMENT, services	2,625.00
KUBOTA OF OMAHA, maint.	58.65
LARSEN SUPPLY CO, supplies	143.65
LEAGUE OF NEBR MUNICIPALITIES, services	48,150.00
LILLY JOHNSON, services	40.00
LOU'S SPORTING GOODS, supplies	230.40
LV COMM FOUNDATION, payroll	60.00
MAMA'S PIZZA, services	260.28
MARCO INC, services	120.80
MATHESON TRI-GAS, maint.	1,806.18
MENARDS-RALSTON, bld&grnds	373.03
METRO AREA TRANSIT, services	622.00
MH ENTERPRISE, services	200.00
MICROFILM IMAGING SYSTEMS, services	3,040.00
MIDWEST RIGHT OF WAY, services	340.00
MMC MECHANICAL CONTRACTORS, bld&grnds	3,823.37
MOTOROLA SOLUTIONS INC, services	64,934.20
MSC INDUSTRIAL SUPPLY, maint.	309.73
MUD, utilities	9,235.13
NE IOWA INDL FASTENERS INC, maint.	144.87
NE LAW ENFORCEMENT, services	228.00
NE MOSQUITO/VECTOR ASSN, services	100.00
NEWMAN TRAFFIC SIGNS, services	169.81
NORTH STAR DESTINATION STRATEGIES, services	673.62
OFFICE DEPOT INC, supplies	369.35
O'HANLON, PAT, services	1,500.00
OLSSON, INC, services	2,920.91
OMNI ENGINEERING, services	861.23
PAY-LESS OFFICE PRODUCTS, supplies	217.68
PETTY CASH, supplies	299.58
PLAINS EQUIPMENT GROUP, services	308.46
POKORNY, K., travel	330.50
POWER DMS INC, services	7,689.50
PRIMA DISTRIBUTION, INC, supplies	128.06
PROUHET, T., travel	391.50
RAMIREZ, R., travel	391.50
RDG PLANNING & DESIGN, services	12,439.09
REACH SPORTS MARKETING GROUP, services	1,408.00
RED MUNICIPAL & INDUSTRIAL EQUIP, maint.	48.41
REDZ, LLC, services	105,000.00
RIVER CITY RECYCLING, services	510.00
RUFFNER, J., travel	87.50
SARPY COUNTY COURTHOUSE, services	4,207.68
SARPY COUNTY FISCAL ADMINSTRTN, services	236,128.91
SCHEMMER ASSOCIATES INC, services	2,320.00
SETCOM CORP, services	2,678.10

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SID DILLON WAHOO INC, services	33,396.00
SIGN IT, services	540.00
SIRCHIE ACQUISITION CO, supplies	185.99
SNAP-ON INDUSTRIAL-TOOL, maint.	974.22
SOUTHERN UNIFORM & EQUIPMENT, apparel	2,613.20
STOLTEMBERG NURSERIES, services	312.00
SWAIN CONSTRUCTION INC, services	212,474.69
SWANK MOTION PICTURES INC, services	693.00
TARGET INNOVATIONS, supplies	150.00
TED'S MOWER SALES, services	2,020.16
THOMPSON DREESSEN & DORNER, INC, services	4,039.75
THORNBURG, J., travel	87.50
THREE RIVERS LIBRARY SYSTEM, services	25.00
TRAIL, R., travel	297.00
TRUCK CENTER COMPANIES, maint.	541.00
TURFWERKS, services	7,768.31
URETEK USA, INC, services	16,549.58
VERIZON CONNECT, services	731.25
VERIZON WIRELESS, phones	210.69
WAL-MART, supplies	1,120.44
WATCHGUARD, INC, services	4,202.00
WHITE CAP CONSTR SUPPLY, maint.	43.19
WICK'S STERLING TRUCKS INC, maint.	61.62

Councilmember Thomas made a motion to approve the consent agenda. Seconded by Councilmember Frederick. Councilmember Ronan 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.

REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Director of Administrative Services Pokorny reported the Restaurant and Drinking Places Occupation Tax went into effect today. Reminder letters will be sent to businesses on Friday. The first remittance will be due November 30.

Community Relations Coordinator Beaumont reported on the Coat Drive.

Library Director Barcal introduced Justina Wakeman a practicum student intern from UNO who will be serving 60 hours at the Library.

Fire Chief Bowes reported that two new ambulances are on the frontline and that a new engine has been ordered and should be in service in January. He also reported on staffing, the Open House at Station No. 4, and the Pancake Feed.

B. ORDINANCE – ZONING TEXT AMENDMENTS – PERSONAL SERVICES

Councilmember Hale announced that she would be abstaining from any discussion or votes on this item as her firm manages the real estate.

1. PUBLIC HEARING

At 6:14 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the proposed zoning text amendments.

At 6:14 p.m. Councilmember Sell made a motion to close the public hearing. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, and Sell Nays: None. Abstain: Hale. Absent: None Motion carried.

2. ORDINANCE

Councilmember Frederick introduced Ordinance No. 1369 entitled: AN ORDINANCE TO AMEND SECTIONS 2.17, 5.10, 5.11, 5.12, AND 5.19 OF ORDINANCE NO. 848 (ZONING ORDINANCE); TO REPEAL SECTIONS 2.17, 5.10, 5.11, 5.12, AND 5.19

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OF ORDINANCE NO. 848 AS PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF

Councilmember Sell moved that the statutory rule requiring reading on three different days be suspended. Councilmember Crawford seconded the motion to suspend the rules and roll call vote on the motion. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, and Sell. Nays: None. Abstain: Hale. 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. 1369 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, and Sell. Nays: None. Abstain: Hale. 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. ORDINANCE – AMENDMENTS TO MUNICIPAL CODE CHAPTER 71: TRAFFIC REGULATIONS

Councilmember Quick introduced Ordinance No. 1370 entitled: AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AMENDING AND RENUMBERING LA VISTA MUNICIPAL CODE SECTIONS 71.095, 71.096, 71.097, 71.110, 71.111, 71.113, 71.114 AND 71.115 TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Thomas moved that the statutory rule requiring reading on three different days be suspended. Councilmember Frederick 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 Frederick. The Mayor then stated the question, "Shall Ordinance No. 1370 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Hale, Quick, 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. APPLICATION FOR REPLAT – LA VISTA CITY CENTRE REPLAT 3 – 84TH ST & BARMETTLER DR.

1. RESOLUTION - REPLAT

Councilmember Thomas introduced and moved for the adoption of Resolution No. 19-134 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, FOR APPROVAL OF THE REPLAT FOR LOTS 5-12 LA VISTA CITY CENTRE AND LOT 1 LA VISTA CITY CENTRE REPLAT 1, TO BE REPLATTED AS LOTS 1-12 LA VISTA CITY CENTRE REPLAT 3, A SUBDIVISION LOCATED IN THE WEST HALF OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 14, TOWNSHIP 14 NORTH, RANGE 12 EAST OF THE 6TH P.M., IN SARPY COUNTY, NEBRASKA.

WHEREAS, the owners of the above described property applied for approval of a replat for Lots 5-12 La Vista City Centre and Lot 1 La Vista City Centre Replat 1, to be replatted as Lots 1-12 La Vista City Centre Replat 3; and

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WHEREAS, the City Engineer has reviewed the replat; and

WHEREAS, on July 18, 2019, the La Vista Planning Commission held a meeting and reviewed the replat and recommended approval.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, that the replat for Lots 5-12 La Vista City Centre and Lot 1 La Vista City Centre Replat 1, to be replatted as Lots 1-12 La Vista City Centre Replat 3, a subdivision located in the West Half of the Northwest Quarter of the Southwest Quarter of Section 14, Township 14 North, Range 12 East of the 6th P.M., Sarpy County, Nebraska, generally located east of the intersection of 84th Street and Barnettler Drive, be, and hereby is, approved, subject to adoption and execution of the corresponding Subdivision Agreement amendment presented at this Council meeting.

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

2. RESOLUTION – SUBDIVISION AGREEMENT AMENDMENT

Councilmember Sell introduced and moved for the adoption of Resolution No.19-135 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING AN AMENDMENT TO THE SUBDIVISION AGREEMENT FOR LA VISTA CITY CENTRE.

WHEREAS, the City Council did on October 1, 2019, approve of La Vista City Centre Replat 3 subject to certain conditions; and

WHEREAS, the Subdivider, La Vista City Centre, LLC, and Subdivider's successor, City Centre I LLC, as owners of the affected lots agreed to execute an amendment to the original Subdivision Agreement satisfactory in form and content to the City;

NOW THEREFORE, BE IT RESOLVED, that the First Amendment to Subdivision Agreement presented at the October 1, 2019, City Council meeting for the La Vista City Centre Subdivision be and hereby is approved and the Mayor and City Clerk be and hereby are authorized to execute the same on behalf of the City, subject to any specified conditions of Council and any revisions that the City Administrator or City Engineer may determine necessary or advisable.

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

E. RESOLUTION – CHANGE ORDER NO. 2 – 84TH STREET REHABILITATION PROJECT

Councilmember Hale introduced and moved for the adoption of Resolution No.19-136 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING CHANGE ORDER NO. 2 TO THE 84TH STREET PAVEMENT REHABILITATION CONTRACT WITH SWAIN CONSTRUCTION, INC., OMAHA, NEBRASKA, TO PROVIDE FOR ADDITIONS OF WORK TO THE CONTRACT IN AN AMOUNT NOT TO EXCEED \$30,661.00.

WHEREAS, the City has determined it is necessary for additions of work to the contract; and

WHEREAS, the FY19/20 biennial budget provides funding for this project; and

WHEREAS, the change order will increase the contract price by \$30,661.00 to a total of \$1,820,574.73; and

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 Change Order No. 2 to the 84th

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Street Pavement Rehabilitation contract with Swain Construction, Inc., Omaha Nebraska, to provide for additions of work to the contract in an amount not to exceed \$30,661.50.

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

F. RESOLUTION – AMENDMENT NO. 1 – OPPD TRANSMISSION LINE PERMANENT RELOCATION AGREEMENT

Councilmember Hale introduced and moved for the adoption of Resolution No.19-137 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING AN AMENDMENT TO THE OMAHA PUBLIC POWER DISTRICT ("OPPD") 69KV TRANSMISSION LINE 26 RELOCATION AGREEMENT.

WHEREAS, on March 6, 2018, the City Council approved an agreement with OPPD to permanently relocate Overhead Transmission Line #26; and

WHEREAS, there is a need to address any future modifications or relocations and the release and/or granting of easements in relation to that work; and

WHEREAS, a proposed FIRST AMENDMENT to the OPPD 69KV Transmission Line 26 Relocation Agreement has been prepared for this purpose as presented at this meeting or on file with the City Clerk;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of La Vista, Nebraska, that the FIRST AMENDMENT to the OPPD 69KV Transmission Line 26 Relocation Agreement as presented at this meeting or on file with the City Clerk is hereby approved and the Mayor and City Clerk are hereby authorized to execute said amendment on behalf of the City of La Vista, subject to review and any modifications the City Administrator determines necessary or appropriate.

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

G. RESOLUTION – ARCHITECTURAL SERVICES – PUBLIC OFFSTREET PARKING FACILITIES

Councilmember Hale introduced and moved for the adoption of Resolution No 19-138 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING AMENDMENT NUMBER SEVEN TO THE PROFESSIONAL SERVICES AGREEMENT WITH DLR GROUP, INC TO PROVIDE ADDITIONAL ARCHITECTURAL CONSULTING SERVICES RELATED TO OFF STREET PARKING FACILITY NO. 2 IN AN AMOUNT NOT TO EXCEED \$547,000.00.

WHEREAS, the Mayor and City Council of the City of La Vista Nebraska have determined additional architectural consulting services related to off street parking facility no. 2 are necessary; and

WHEREAS, the City Council on behalf of the City of La Vista desires to approve amendment number seven to the professional services agreement with DLR Group, LLC to provide additional architectural consulting services; and

WHEREAS, the amendment establishes a not-to-exceed fee for \$547,000 and an estimated \$10,000 for direct reimbursable expenses; and

WHEREAS, the FY19/FY20 Biennial Budget provides funding for this project; and

WHEREAS, Subsection (C) (9) of Section 31.23 of the La Vista Municipal Code requires that the City Administrator secure Council approval prior to authorizing any expenditure over \$5,000.00;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of

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La Vista, Nebraska, do hereby approve amendment number seven to the professional services agreement with DLR Group, LLC to provide additional architectural consulting services related to off street parking facility no. 2 in an amount not to exceed \$547,000.00.

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

H. RESOLUTION – PROFESSIONAL ENGINEERING SERVICES – OFFSTREET PARKING DISTRICT NO. 2 – STRUCTURE NO. 2

Councilmember Hale introduced and moved for the adoption of Resolution No.19-139 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH OLSSON, INC. FOR SURVEYING AND GEOTECHNICAL ENGINEERING SERVICES FOR THE PROPOSED PARKING STRUCTURE NO. 2 IN OFFSTREET PARKING DISTRICT NO. 2 IN AN AMOUNT NOT TO EXCEED \$8,940.00.

WHEREAS, the City Council of the City of La Vista has determined that surveying and geotechnical engineering services are necessary for the proposed Parking Structure No. 2 in Offstreet Parking District No. 2; and

WHEREAS, the FY 19/20 Biennial Budget includes funding for these services; and

WHEREAS, the agreement has a not-to-exceed cost of \$8,940.00 for the scope of services;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, authorizing the execution of a professional services agreement with Olsson, Inc. for surveying and geotechnical engineering services for the proposed Parking Structure No. 2 in Offstreet Parking District No. 2 in an amount not to exceed \$8,940.00.

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

I. RESOLUTION – AWARD CONTRACT – EROSION CONTROL MAINTENANCE – 84TH STREET REDEVELOPMENT AREA

Councilmember Thomas introduced and moved for the adoption of Resolution No.19-140 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AWARDING A CONTRACT TO COMMERCIAL SEEDING CONTRACTORS, VALLEY, NEBRASKA FOR EROSION CONTROL MAINTENANCE IN THE 84TH STREET REDEVELOPMENT AREA AN AMOUNT NOT TO EXCEED \$40,880.00.

WHEREAS, the City Council of the City of La Vista has determined that erosion control maintenance in the 84th Street Redevelopment Area is necessary; and

WHEREAS, the FY19/FY20 Biennial Budget provides funding for the proposed maintenance; and

WHEREAS, bids were solicited, and two bids were received; and

WHEREAS Subsection (C) (9) of Section 31.23 of the La Vista Municipal Code requires that the City Administrator secures Council approval prior to authorizing any purchase over \$5,000.00;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska award the contract to Commercial Seeding Contractors, Valley, Nebraska for Erosion Control Maintenance in the 84th Street Redevelopment Area in an amount not to exceed \$40,880.00.

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

J. APPROVAL OF CLASS D LIQUOR LICENSE APPLICATION – QUIKTRIP CORPORATION DBA QUIKTRIP

1. PUBLIC HEARING

At 6:27 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the Class D liquor license application. Ashley Albertsen, representing QuikTrip, was present to answer any questions.

At 6:28 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.

2. RESOLUTION

Councilmember Sell introduced and moved for the adoption of Resolution No.19-141 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA RECOMMENDING TO THE NEBRASKA LIQUOR CONTROL COMMISSION, APPROVAL OF A CLASS D LIQUOR LICENSE FOR QUIKTRIP CORPORATION DBA QUIKTRIP IN LA VISTA, NEBRASKA.

WHEREAS, QuikTrip Corporation dba QuikTrip, 11626 Virginia Plaza, La Vista, Sarpy County, Nebraska, has applied to the Nebraska Liquor Control Commission for a Class D 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 a Class D Liquor License submitted by QuikTrip Corporation dba QuikTrip, 11626 Virginia Plaza, La Vista, Sarpy County, Nebraska

Seconded by Councilmember Quick. 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.

COMMENTS FROM MAYOR AND COUNCIL

Councilmember Crawford asked that Fireworks be added as a discussion item on the next agenda. There was Council consensus to add Fireworks to the next agenda

Councilmember Sheehan commended the La Vista Police Department on how they handled a recent situation at Brentwood Apartments.

Councilmember Frederick encouraged people to volunteer with the Coat Drive.

Mayor Kindig commented on the La Vista Community Foundation's Veterans Dinner and on working with other cities on legislative issues.

At 6:39 p.m. Councilmember Crawford made a motion to adjourn the meeting. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Ronan,

MINUTE RECORD

October 1, 2019

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

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

PASSED AND APPROVED THIS 15TH DAY OF OCTOBER 2019.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk