

# MINUTE RECORD

A-2

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

## LA VISTA CITY COUNCIL MEETING DECEMBER 3, 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 December 3, 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 Administrative Services Pokorny, Library Director Barcal, Recreation Director Stopak, Finance Director Miserez, Director of Public Works Soucie, City Engineer Dowse, Human Resources Director Trail, and Community Development Director Fountain.

A notice of the meeting was given in advance thereof by publication in the Times on November 20, 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

### CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE NOVEMBER 19, 2019 CITY COUNCIL  
MEETING
3. APPROVAL OF THE MINUTES OF THE NOVEMBER 21, 2019 PLANNING  
COMMISSION MEETING
4. APPROVAL OF THE MINUTES OF THE NOVEMBER 14, 2019 LIBRARY  
ADVISORY BOARD MEETING
5. REQUEST FOR PAYMENT – COMMERCIAL SEEDING CONTRACTORS –  
CONSTRUCTION SERVICES – 84TH ST. REDEVELOPMENT – \$4,471.00
6. REQUEST FOR PAYMENT – DLR GROUP – PROFESSIONAL SERVICES –  
CITY CENTRE PARKING FACILITY CA – \$686.82
7. REQUEST FOR PAYMENT – DLR GROUP – PROFESSIONAL SERVICES –  
CITY CENTRE PARKING FACILITY CA – \$4,603.36
8. REQUEST FOR PAYMENT – NEBRASKA DEPARTMENT OF  
TRANSPORTATION – PROFESSIONAL SERVICES – APPLEWOOD CREEK  
TRAIL – \$69,063.67
9. REQUEST FOR PAYMENT – OLSSON – PROFESSIONAL SERVICES – CITY  
CENTRE PARKING GARAGE NUMBER 2 – \$3,576.00
10. REQUEST FOR PAYMENT – RDG PLANNING & DESIGN – PROFESSIONAL  
SERVICES – CIVIC CENTER PARK PHASE 1 – \$339.71
11. REQUEST FOR PAYMENT – SARPY COUNTY ECONOMIC DEVELOPMENT  
CORPORATION – PROFESSIONAL SERVICES – 2019 ANNUAL  
INVESTMENT VISIONARY LEVEL – \$8,500
12. RESOLUTION NO. 19-157 – CHANGE ORDER NO. 3 (FINAL) – 84TH STREET  
ACCESS IMPROVEMENTS

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING CHANGE ORDER NUMBER 3 TO THE 84TH STREET ACCESS IMPROVEMENTS CONTRACT WITH SWAIN CONSTRUCTION, INC., OMAHA, NEBRASKA, TO PROVIDE FOR A REDUCTION IN THE FINAL PROJECT AMOUNT OF \$1,273.57 DUE TO THE FINAL PROJECT CALCULATIONS.

WHEREAS, the City has determined it is necessary to reduce the final project contract amount due to final project quantity calculations; and

WHEREAS, the FY19/20 Biennial Budget provides funding for this project; and

WHEREAS, the change order will decrease the contract price by \$1,273.57 to a total of \$546,564.54;

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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 number 3 to the 84th Street Access Improvements contract with Swain Construction Inc., Omaha, Nebraska, to provide for a reduction in the final project amount of \$1,273.57 due to the final project quantity calculations.

**13. REQUEST FOR PAYMENT – SWAIN CONSTRUCTION – CONSTRUCTION SERVICES – 84TH STREET ACCESS IMPROVEMENTS – \$148,321.63**  
**14. REQUEST FOR PAYMENT – THOMPSON, DREESSEN & DORNER, INC. – PROFESSIONAL SERVICES – PHASE 2 GOLF COURSE TRANSFORMATION – PROPOSED LAKE IMPROVEMENTS – \$1,078.70**

**15. APPROVAL OF CLAIMS**

A & D TECHNICAL, supplies	46.00
AIM INSTITUTE, services	3,539.00
A-RELIEF, services	108.99
ASCAP, services	365.64
ASPEN EQUIPMENT CO, maint.	187.86
AT&T MOBILITY LLC, phones	93.82
BADGER BODY & TRUCK, maint.	104.00
BAUER BUILT INC, maint.	637.36
BLACK HILLS ENERGY, utilities	2,790.89
BLADE MASTERS GROUNDS MNTNC, services	189,534.09
BOOT BARN, apparel	300.00
BS&A SOFTWARE, services	2,500.00
BUETHE, P., services	82.00
CATHERINE DEMES MAYDEW, services	1,495.00
CECILIA RAMIREZ, refund	65.00
CENTURY LINK, phones	401.54
CENTURY LINK BUSN SVCS, phones	328.40
CINTAS CORP, services	353.55
CITY OF OMAHA, services	66,712.80
CITY OF PAPILLION, services	188,687.00
CIVICPLUS, services	530.64
CONTROL MASTERS INC, services	145.00
COX COMMUNICATIONS, INC, services	147.03
CPS HUMAN RESOURCE, services	385.00
D & K PRODUCTS, bld&grnds	850.00
DATASHIELD CORP, services	80.00
DAVID SPARKS, refund	55.00
FASTENAL CO, maint.	28.87
FIRST NAT'L BANK FREMONT, bonds	2,028,997.50
FITZGERALD SCHORR BARMETTLER, services	29,141.50
FOCUS PRINTING, services	13,074.98
GCR TIRES & SERVICE, maint.	360.00
GENERAL FIRE & SAFETY, services	876.00
GREATAMERICA FINANCIAL, services	1,127.00
GROSS BELGIANS INC, services	1,400 00
GT DISTRIBUTORS, INC., services	3,549 40
GUSTAFSON, M., travel	80.17
HAMPTON INN-KEARNEY, travel	2,279.13
HAWKINS CONSTRUCTION CO, services	453,438.29
HDR ENGINEERING INC, services	6,072.45
HEARTLAND TIRES AND TREADS, maint.	1,046.66
HERITAGE CRYSTAL CLEAN LLC, supplies	391.68
J & J SMALL ENGINE SERVICE, maint.	481.78
KIESLER POLICE SUPPLY, services	115.00
KRIHA FLUID POWER CO INC, maint.	535.98
LARSEN SUPPLY CO, supplies	691.08
LAUSTEN JR ROBERT S, services	960.00
LEADS ONLINE LLC, services	2,848.00

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MARCO INC, services	243.54
MENARDS-RALSTON, bld&grnds	358.10
MUD, utilities	2,950.77
MIDWEST RIGHT OF WAY, services	196.96
MOBILITY CENTERS OF NE LLC, maint.	210.00
NE IOWA INDL FASTENERS INC, maint.	2.18
NMC EXCHANGE LLC, maint.	363.07
OFFICE DEPOT INC, supplies	737.70
OMAHA UNITED SOCCER, refund	120.00
OVERHEAD DOOR CO, bld&grnds	457.50
PAPILLION SANITATION, services	1,170.41
PAPILLION TIRE INC, maint.	51.00
ROBEY, P, travel	132.33
PAY-LESS OFFICE, supplies	100.05
PER MAR SECURITY, services	126.00
PITNEY BOWES, services	526.71
PLAINS EQUIPMENT GROUP, maint.	497.35
RDG PLANNING & DESIGN, services	17,337.09
REGAL AWARDS INC, services	44.00
RUFFNER, J., travel	100.50
SCHEMMER ASSOCIATES INC, services	3,985.88
SECURITY EQUIPMENT INC, bld&grnds	389.50
SEFFRON, R., travel	100.50
SUBSURFACE SOLUTIONS, supplies	372.00
SUBURBAN NEWSPAPERS INC, services	1,429.46
SWAIN CONSTRUCTION INC, services	108,800.35
TRACTOR SUPPLY, bld&grnds	205.01
TRADE WELL PALLET, bld&grnds	135.00
TRUCK CENTER COMPANIES, maint.	158.80
UNITE PRIVATE NETWORKS LLC, services	4,896.77
VAN-WALL EQUIPMENT INC, maint.	1,046.32
VERIZON CONNECT NWF, INC, phones	731.25
VIERREGGER ELECTRIC CO, services	709.50
WAL-MART, supplies	651.10

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

There were no reports from the City Administrator and Department Heads.

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

Sarpy County Economic Development Corporation Executive Director Andrew Rainbolt presented the 3rd Quarter Report.

## B. NEBRASKA MULTI-SPORT COMPLEX – CONDITIONAL USE PERMIT – PRIVATE RECREATIONAL FACILITY

### 1. PUBLIC HEARING

At 6:13 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the proposed conditional use permit. Craig Scriven and David Levy, representing the Nebraska Multi-Sport Complex, presented the plan to Council. Discussion was held.

At 7:05 p.m. Councilmember Sell made a motion to close the public hearing. Seconded by Councilmember Crawford. Councilmembers voting aye: Frederick, Ronan,

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

## **2. RESOLUTION**

Councilmember Crawford moved to table this item to an upcoming meeting. Councilmember Thomas seconded the motion. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

## **C. RESOLUTION – AUTHORIZE EXECUTION OF CONSENT LETTER – EXECUTIVE ORDER 13888**

Councilmember Thomas introduced and moved for the adoption of Resolution No. 19-159 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE MAYOR TO EXECUTE A CONSENT LETTER AS REQUIRED BY EXECUTIVE ORDER 13888 TO CONTINUE LOCAL REFUGEE RESETTLEMENT.

WHEREAS, on September 26, 2019 President Trump issued Executive Order 13888 requiring written consent from governor and mayors for future resettlement; and

WHEREAS, the City has determined that it is desirable to consent to the resettlement of refugees in La Vista under the Department of State's Reception and Placement Program, and

WHEREAS, there is at least one refugee with family ties in La Vista that has been vetted and cleared for resettlement in the future; and

WHEREAS, three resettlement agencies in Nebraska (Lutheran Family Services of Nebraska, Catholic Social Services of Southern Nebraska and Refugee Empowerment Center) are requesting the consent of the elected chief official of La Vista;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of La Vista, Nebraska, does hereby authorize the Mayor to execute a consent letter as required by executive order 13888 to continue local refugee resettlement.

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

## **D. RESOLUTION – AUTHORIZE REQUEST FOR PROPOSALS – COMPENSATION STUDY**

Councilmember Crawford introduced and moved for the adoption of Resolution No. 19-160 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE REQUEST FOR PROPOSALS FOR A CLASSIFICATION, COMPENSATION AND BENEFIT STUDY.

WHEREAS, the Mayor and Council have determined that a classification, compensation and benefit study is necessary; and

WHEREAS, the FY 19/20 Biennial Budget provides funding for the proposed study; and

WHEREAS, proposals will be due January 3, 2020 with the approval of selected firm by the City Council on February 18, 2020, subject to the discretion of the City;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council hereby authorize the request for proposals for a classification, compensation and benefit study.

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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 – UPDATE CAPITAL OUTLAY LIST

Councilmember Thomas introduced and moved for the adoption of Resolution No.19-161 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING UPDATES TO THE PUBLIC WORKS CAPITAL OUTLAY EQUIPMENT PURCHASES FOR FY20.

WHEREAS, the City Council of the City of La Vista has determined that updating the Public Works capital outlay equipment list for FY20 would benefit the City; and

WHEREAS, the FY19/FY20 Biennial Budget provides funding for the capital equipment purchases; and

WHEREAS, the updates to the Public Works capital outlay equipment list will result in a savings of approximately \$59,600;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska approve updates to the Public Works capital outlay equipment purchases for FY20.

Seconded by Councilmember Sell. 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 Quick thanked the Council for the opportunity for her and Councilmember Hale to attend the National League of Cities Conference.

Councilmember Frederick thanked staff for their work on the Santa's Sleigh ride activities.

At 7:18 p.m. Councilmember Crawford made a motion to adjourn the meeting. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

PASSED AND APPROVED THIS 17TH DAY OF DECEMBER 2019.

CITY OF LA VISTA

\_\_\_\_\_  
Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk