

# MINUTE RECORD

A-2

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

## LA VISTA CITY COUNCIL MEETING December 15, 2020

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 15, 2020. Present were Councilmembers: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, and Sell. Also in attendance were, City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, Chief of Police Lausten, City Clerk Bueth, Director of Public Works Soucie, Director of Administrative Services Pokorny, Library Director Barcal, City Engineer Dowse, and Deputy Community Development Director Solberg.

A notice of the meeting was given in advance thereof by publication in the Times on December 2, 2020. 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 AWARDS: MARY SHAW – 20 YEARS; RANDY SEFFRON – 10 YEARS

Mayor Kindig recognized Mary Marjorie Shaw for 20 years of service to the City. Mr. Seffron was unable to attend.

### APPOINTMENTS- LIBRARY BOARD – REAPPOINT CAROL WESTLUND, CONNIE NOVACEK, HUYEN-YEN HOANG – 2 YEAR TERM; PLANNING COMMISSION – REAPPOINT MIKE KRZYWICKI AND JASON DALE – 3 YEAR TERM; BOARD OF ADJUSTMENT/APPEALS – REAPPOINT BRAD STRITTMATTER – 3 YEAR TERM; BOARD OF HEALTH – APPOINT DOUGLAS KINDIG, KIM THOMAS AND ROBERT LAUSTEN – 1 YEAR TERM

Mayor Kindig stated, with the approval of the City Council, he would like to re-appoint Carol Westlund, Connie Novacek, and Huyen-Yen Hoang to the library Board for 2 year terms; re-appoint Mike Krzywicki and Jason Dale to the Planning Commission for 3 year terms; re-appoint Brad Strittmatter to the Board of Adjustment/Appeals for a 3 year term; and appoint Douglas Kindig, Kim Thomas, and Robert Lausten to the Board of Health for 1 year terms. Councilmember Crawford motioned the approval, seconded by Councilmember Quick. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, and Sell. Nays: None. Abstain: None. Absent: Hale. Motion carried.

### A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE DECEMBER 1, 2020 CITY COUNCIL MEETING
3. APPROVAL OF THE MINUTES OF THE DECEMBER 1, 2020 CITY COUNCIL ORGANIZATIONAL MEETING
4. APPROVAL OF THE MINUTES OF THE NOVEMBER 19, 2020 PLANNING COMMISSION MEETING
5. MONTHLY FINANCIAL REPORT – OCTOBER 2020
6. REQUEST FOR PAYMENT – OLSSON – PROFESSIONAL SERVICES – CITY CENTRE PHASE 1 PUBLIC INFRASTRUCTURE – \$5,500
7. REQUEST FOR PAYMENT – SARPY COUNTY ECONOMIC DEVELOPMENT CORPORATION – PROFESSIONAL SERVICES – 2020 ANNUAL INVESTMENT VISIONARY LEVEL – \$8,500
8. APPROVAL OF CLAIMS

AA WHEEL & TRUCK SUPPLY INC, maint.	88.85
ACTION BATTERIES, maint.	272.79
AKRS EQUIPMENT SOLUTIONS, maint.	211.10
ALFRED BENESCH & CO, services	724.00
AMAZON, supplies	902.87

# MINUTE RECORD

December 15, 2020

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

ANDERSON FORD OF LINCOLN, services	148,875.00
ASHLEY ERICKSON, refund	22.00
ASP ENTERPRISES INC, services	40.00
AWARDS & MORE CO, services	71.62
BAUER BUILT INC, maint.	1,296.50
BAXTER CHRYSLER DODGE, maint.	19.77
BISHOP BUSINESS EQUIPMENT CO, services	2,294.03
BLACHERE ILLUMINATION, services	448.00
BLIZZARD BOYS, maint.	125.42
BOBCAT OF OMAHA, maint.	1,236.66
BRITE IDEAS DECORATING, services	368.15
CAREERLINK LLC, services	3,539.00
CENTER POINT INC, books	408.66
CINTAS CORP, services	309.28
CITY OF PAPILLION, services	215,728.56
COLIBRI SYSTEMS, maint.	2,074.46
CONNER PSYCHOLOGICAL, services	770.00
CONTROL MASTERS INC, bld&grnds	2,031.50
CULLIGAN OF OMAHA, services	71.00
CUMMINS CENTRAL POWER LLC, maint.	244.45
D & K PRODUCTS, supplies	669.71
DARE IOWA INC, services	100.00
DATASHIELD CORP, services	20.00
DEMCO INC, supplies	101.64
DLR GROUP, services	1,641.00
DULTMEIER SALES, maint.	69.00
EYMAN PLUMBING INC, bld&grnds	282.16
FBG SERVICE CORP, bld&grnds	5,965.00
FERRELLGAS, services	12.00
GALE, books	173.93
GENERAL FIRE & SAFETY, bld&grnds	506.70
GENUINE PARTS CO, maint.	167.90
GRAYBAR ELECTRIC CO, bld&grnds	28.50
GROSS BELGIANS INC, services	1,400.00
HAWKEYE TRUCK EQUIPMENT, services	1,068.40
HAYES MECHANICAL LLC, bld&grnds	611.86
HOME DEPOT, bld&grnds	51.76
ICMA MEMBERSHIP RENEWALS, services	1,019.36
INDUSTRIAL SALES CO INC, maint.	37.39
INGRAM LIBRARY SERVICES, books	2,184.59
INLAND TRUCK PARTS, maint.	492.79
J & J SMALL ENGINE, maint.	823.79
JESSICA SWANDA, refund	65.00
KANOPY INC, media	91.00
KEVIN KUSH PUBLIC SPEAKING INC, services	117.00
KEYMASTERS LOCKSMITH, bld&grnds	91.00
KRIHA FLUID POWER CO, maint.	65.68
LABRIE, DONALD P, services	150.00
LARSEN SUPPLY CO, supplies	247.21
LAUSTEN JR ROBERT S, services	2,820.00
LIBRA INDUSTRIES INC, supplies	109.50
LIBRARY ADVANTAGE, supplies	2,240.00
LIBRARY IDEAS LLC, books	930.35
MATHESON TRI-GAS INC, supplies	461.99
MENARDS-RALSTON, maint.	1,161.79
METRO COMMUNITY COLLEGE, services	12,664.95
MIDWEST TAPE, media	49.02
MIDWEST TURF & IRRIGATION, maint.	170.27
MOBOTREX INC, services	17,093.00
MSC INDUSTRIAL, supplies	612.70

# MINUTE RECORD

December 15, 2020

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

NE DEPT OF TRANSPORTATION, services	11,094.00
NE ENVIRONMENTAL PRODUCTS, services	2,275.42
NEBRASKA WELDING LTD, maint.	130.25
NMC EXCHANGE LLC, maint.	7,611.25
NOLL, MARGARET M, services	210.00
OCLC INC, services	161.21
OFFICE DEPOT INC, supplies	318.82
OMAHA WORLD-HERALD, services	1,595.15
OMNI ENGINEERING, services	202.50
ON YOUR MARKS, services	3,856.34
ONE CALL CONCEPTS INC, services	240.71
O'REILLY AUTO PARTS, maint.	1,222.82
ORIENTAL TRADING CO, supplies	372.48
PAPILLION SANITATION, services	252.03
PAY-LESS OFFICE PRODUCTS, supplies	197.16
PITNEY BOWES, services	526.71
QUALITY AUTO REPAIR, services	80.00
RDG PLANNING & DESIGN, services	5,880.86
REACH SPORTS MARKETING GROUP, services	350.00
REF'S SPORTS BAR & GRILL, services	1,567.32
SCHOLASTIC LIBRARY PUBLISHING, books	163.80
SECURITY EQUIPMENT INC, services	126.40
SIGN IT, supplies	145.25
SNOW PROOF SIGNALS LLC. Supplies	589.09
SOUTHERN UNIFORM, apparel	403.96
THE CHILD'S WORLD, books	347.10
THE COLONIAL PRESS, services	2,525.34
THE HARRY A KOCH CO, services	6,725.75
THE SCHEMMER ASSOCIATES INC, services	682.50
THEATRICAL MEDIA, services	4,085.11
TRAFFIC AND CONTROL CO, maint.	587.74
TRANS UNION RISK, services	153.50
U.S. CELLULAR, phones	1,921.29
UNITE PRIVATE NETWORKS LLC, services	8,800.00
UNITED PARCEL, services	13.63
VAL VERDE ANIMAL HOSPITAL INC, services	40.25
VERIZON CONNECT NWF, phones	631.41
VERIZON WIRELESS, phones	681.42
WESTLAKE HARDWARE, supplies	1,609.28
WOODHOUSE FORD, maint.	111.73

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

## REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Community Relations Coordinator Beaumont reported that both Walkin' in La Vista Wonderland events were well attended.

Public Works Director Soucie reported on the first snowfall and that there will be two Christmas tree drop-off sites, La Vista Sports Complex and Kelly Fields East, from December 26 through January 19.

City Engineer Dowse reported that the City of La Vista was presented with the 2019-2020 Award for Engineering Excellence from the Eastern Chapter of the Nebraska Society of Professional Engineers for the La Vista City Centre project.

# MINUTE RECORD

December 15, 2020

No. 729 -- REFIELD & COMPANY, INC. OMAHA E1310556LD

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

Josh Charvat presented the 3rd Quarter Report for the Sarpy County Economic Development Corporation.

### **B. COMPREHENSIVE PLAN AMENDMENT – FUTURE LAND USE MAP – STRECK, INC. WORKFORCE HOUSING – PORTION OF LOT 1 HARRISON HILLS**

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

At 6:15 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the proposed Comprehensive Plan amendment. George Achola from Burlington Capital gave a brief presentation on behalf of the applicant.

At 6:20 p.m. Councilmember Frederick 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: None. Absent: Hale. Motion carried.

#### **2. ORDINANCE**

Councilmember Sheehan introduced Ordinance No. 1404 entitled: AN ORDINANCE TO AMEND SECTION 1 OF ORDINANCE NO. 1382 CODIFIED IN MUNICIPAL CODE SECTIONS 151.01 AND 151.02 TO UPDATE THE COMPREHENSIVE DEVELOPMENT PLAN AND RELATED FUTURE LAND USE MAP; TO REPEAL SECTION 1 OF ORDINANCE NO. 1382 CODIFIED IN MUNICIPAL CODE SECTIONS 151.01 AND 151.02 AND ANY OTHER CONFLICTING ORDINANCES AS PREVIOUSLY ENACTED, TO PROVIDE FOR SEVERABILITY AND TO PROVIDE FOR THE EFFECTIVE DATE.

Councilmember Sell 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, and Sell. Nays: None. Abstain: None. Absent: Hale. Motion passed.

Councilmember Frederick made a motion to approve final reading and adopt Ordinance 1404. Councilmember Thomas seconded the motion. The Mayor then stated the question, "Shall Ordinance No. 1404 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, and Sell. Nays: None. Abstain: None. Absent: Hale. 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 MAP AMENDMENT – STRECK, INC. WORKFORCE HOUSING – PORTION OF LOT 1 HARRISON HILLS**

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

At 6:23 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the proposed Zoning Map amendment.

At 6:23 p.m. Councilmember Frederick 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: None. Absent: Hale. Motion carried.

#### **2. ORDINANCE**

Councilmember Thomas introduced Ordinance No. 1405 entitled: AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Sheehan moved that the statutory rule requiring reading on three different days be suspended. Councilmember Frederick seconded the motion to

# MINUTE RECORD

December 15, 2020

No. 728 — REFIELD & COMPANY, INC. OMAHA E1310558LD

suspend the rules and roll call vote on the motion. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, and Sell. Nays: None. Abstain: None. Absent: Hale. Motion passed.

Councilmember Sell made a motion to approve final reading and adopt Ordinance 1405. Councilmember Frederick seconded the motion. The Mayor then stated the question, "Shall Ordinance No. 1405 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, and Sell. Nays: None. Abstain: None. Absent: Hale. 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 – AWARD CONTRACT – SANITARY SEWER REPAIR**

Councilmember Thomas introduced and moved for the adoption of Resolution No. 20-123 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AWARDED A CONTRACT TO MIDLANDS CONTRACTING, INC. OF KEARNEY, NEBRASKA, FOR SANITARY SEWER REPAIRS IN AN AMOUNT NOT TO EXCEED \$17,964.00.

WHEREAS, the City Council of the City of La Vista has determined that sanitary sewer repairs at 8110 Park View Blvd. are necessary; and

WHEREAS, the FY21/FY22 Biennial Budget provides funding for the proposed repairs; and

WHEREAS, bids were solicited, and three 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 a contract in a form satisfactory to the City Administrator and City Attorney to Midlands Contracting, Inc. of Kearney, Nebraska for sanitary sewer repairs in an amount not to exceed \$17,964.00.

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

## **E. RESOLUTION – APPROVE PLANS – SID 237 CIMARRON WOODS – PARKING LOT IMPROVEMENTS**

Councilmember Sell introduced and moved for the adoption of Resolution No. 20-124 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE APPROVAL OF THE PLANS AND SPECIFICATIONS FOR THE CIMARRON WOODS PARK PARKING LOT IMPROVEMENTS IN SANITARY DISTRICT NO. 237 CIMARRON WOODS.

WHEREAS, Sanitary Improvement District No. 237 of Sarpy County ("District"), Cimarron Woods and the City of La Vista ("City") entered into a Subdivision Agreement concerning public park improvements within the zoning jurisdiction of the City ("Subdivision Agreement"); and

WHEREAS, District has presented to City for approval plans and specifications to construct certain improvements; and

WHEREAS, said plans and specifications were prepared by E & A Consulting Group and reviewed by the City Engineer who has certified to the City that said plans and specifications are in accordance with the Subdivision Agreement and all of the applicable ordinances, policies and regulations of the City and that improvements constructed pursuant to such plans will be adequate for their intended purpose.

# MINUTE RECORD

December 15, 2020

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

WHEREAS, The La Vista Public Works Department has been presented the plans for review.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska does hereby approve the plans and specifications for construction of the Cimarron Woods Park Parking Lot Improvements, copies of which have been filed with the City Clerk, approved by the City Engineer.

BE IT FURTHER RESOLVED, that the approval herein given is conditioned upon District, prior to its granting authorization of commencement of construction, shall meet the conditions stated above.

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

## **F. RESOLUTION – APPROVE AGREEMENT – ICMA-RC ADMINISTRATIVE SERVICES**

Councilmember Sell introduced and moved for the adoption of Resolution No. 20-125 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 INTERNATIONAL CITY MANAGEMENT ASSOCIATION RETIREMENT CORPORATION ("ICMA-RC") FOR ADMINISTRATIVE SERVICES FOR THE CITY'S RETIREMENT PLANS.

WHEREAS, the Mayor and City Council have determined that administrative services for the City's retirement plans are necessary; and

WHEREAS, on April 3, 2001, the City Council designated the ICMA-RC as the plan administrator for the City of La Vista's Retirement Plan ("Plan") including the police and civilian 401(a) and 457(b) plans; and

WHEREAS, on June 19, 2001, the City Council approved documentation including an Administrative Services Agreement to move the Plan to ICMA-RC; and

WHEREAS, the Plan has been operating under the original Administrative Services Agreement since 2001; and

WHEREAS, the new Administrative Services Agreement would result in a combined annual savings of approximately \$77,142.27; and

WHEREAS, the FY19/20 Biennial Budget provides funding for the proposed services;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, that a professional services agreement, in a form satisfactory to the City Administrator and City Attorney, be authorized with International City Management Association Retirement Corporation for the provision of administrative services for the City of La Vista's Retirement Plan.

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

Councilmember Crawford motioned to move Comments from the Floor up on the agenda ahead of item G. Executive Session. Seconded by Councilmember Frederick. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, and Sell. Nays: None. Abstain: None. Absent: Hale. Motion carried.

## **COMMENTS FROM THE FLOOR**

There were no comments from the floor.

# MINUTE RECORD

December 15, 2020

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

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

At 6:43 p.m. Councilmember Crawford made a motion to go into executive session for protection of the public interest for negotiating guidance regarding contract negotiations. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, and Sell. Nays: None. Abstain: None. Absent: Hale. Motion carried. Mayor Kindig stated the executive session would be limited to the subject matter contained in the motion.

At 7:06 p.m. the Council came out of executive session. Councilmember Crawford made a motion to reconvene in open and public session. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, and Sell. Nays: None. Abstain: None. Absent: Hale. Motion carried.

## **COMMENTS FROM MAYOR AND COUNCIL**

There were no comments from Mayor and Council.

At 7:08 p.m. Councilmember Crawford made a motion to adjourn the meeting. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, and Sell. Nays: None. Abstain: None. Absent: Hale. Motion carried.

PASSED AND APPROVED THIS 5TH DAY OF JANUARY 2021.

CITY OF LA VISTA

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

ATTEST:

\_\_\_\_\_  
Pamela A. Bueth, CMC  
City Clerk