

# MINUTE RECORD

A-2

No. 729 — REDFIELD DIRECT E2106195KV

## LA VISTA CITY COUNCIL MEETING March 1, 2022

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 March 1, 2022. Present were Councilmembers: Ronan, Thomas, Quick, Hale, and Sell. Also in attendance were, City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, Chief of Police Lausten, City Clerk Buethe, Director of Public Works Soucie, Director of Administrative Services Pokorny, Library Director Barcal, Community Development Director Fountain, Finance Director Miserez, Recreation Director Stopak and City Engineer Dows.

A notice of the meeting was given in advance thereof by publication in the Papillion Times on February 16, 2022. 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.

### POLICE DEPARTMENT LIFE SAVING AWARD PRESENTATION

Chief Lausten presented the Police Department Life Saving Award to Officer Derek Schwartz, Officer Shawn Dooling, and Officer Brian Mittelbrun.

### PROCLAMATION – WOMEN IN CONSTRUCTION WEEK

Mayor Kindig proclaimed March 6 – 12, 2022 as Women In Construction Week and presented the proclamation to Bobbi Jo Lang.

### APPOINTMENT – PLANNING COMMISSION – REAPPOINT HAROLD SARGUS – 3 YEAR TERM

Mayor Kindig stated, with the approval of the City Council, he would like to reappoint Harold Sargus to the Planning Commission for a 3 year term. Councilmember Sell motioned the approval, seconded by Councilmember Thomas. Councilmembers voting aye: Ronan, Thomas, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Frederick, Sheehan and Crawford. Motion carried.

#### A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE FEBRUARY 15, 2022 CITY COUNCIL MEETING
3. REQUEST FOR PAYMENT – DLR GROUP – PROFESSIONAL SERVICES – LA VISTA CITY CENTRE PARKING STRUCTURE 2 – \$8,684.16
4. REQUEST FOR PAYMENT – THOMPSON, DREESSEN & DORNER, INC. – PROFESSIONAL SERVICES – CENTRAL PARK IMPROVEMENTS – \$12,831.60
5. REQUEST FOR PAYMENT – MAPA – PROFESSIONAL SERVICES – APPLEWOOD CREEK TRAIL – \$552.00

#### 6. APPROVAL OF CLAIMS

ABM INDUSTRIES INC, services	9,845.09
ACTION BATTERIES, maint.	77.85
ACTIVE NETWORK LLC, services	457.62
AKRS EQUIPMENT SOLUTIONS INC, services	4,125.00
AMAZON, supplies	880.03
ANDERSON, P., travel	169.00
APWA-AMER PUBLIC WORKS ASSN, services	222.00
ASSOCIATED FIRE PROTECTION, services	240.00
AT&T MOBILITY LLC, services	97.68
AWE ACQUISITION INC, services	5,738.00

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BISHOP BUSINESS EQUIPMENT, services	1,464.50
BNSF RAILWAY CO, services	633.00
BUETHE, P., travel	169.00
CAVLOVIC, PAT, apparel	149.99
CCAP AUTO LEASE LTD, services	391.12
CENTER POINT INC, books	420.06
CENTURY LINK/LUMEN, phones	549.30
CINTAS CORP, services	221.24
CITY CENTRE MUSIC VENUE LLC, grant	268,288.26
CITY OF PAPILLION - MFO, services	233,475.00
CITY OF PAPILLION PARKS/RECREATION, services	476.00
CONTROL MASTERS INC, services	223.83
CULLIGAN OF OMAHA, services	45.75
D & K PRODUCTS, supplies	645.75
DATASHIELD CORP, services	60.00
DOUGLAS COUNTY SHERIFF'S OFC, services	225.00
ECHO GROUP INC, bld&grnds	729.45
ESSENTIAL SCREENS, services	91.30
FASTENAL CO, supplies	77.87
FELSBURG HOLT & ULLEVIG INC, services	1,104.72
FERGUSON ENTERPRISES, bld&grnds	40.31
FITZGERALD SCHORR BARMETTLER, services	22,907.20
GALE, books	98.96
GREAT PLAINS UNIFORMS, apparel	4,500.00
GREATAMERICA FINANCIAL, services	1,980.69
GUMDROP, books	1,557.11
HDR ENGINEERING INC, services	3,653.58
HEIMES CORP, services	96,978.37
HGM ASSOCIATES INC, services	91,612.87
HOBBY LOBBY, supplies	82.53
INGRAM LIBRARY SERVICES, books	2,236.64
JOHNSON CONTROLS, bld&grnds	327.15
JOHNSTONE SUPPLY CO, bld&grnds	700.11
K & J ELITE SPORTS TURF, bld&grnds	1,000.00
KIMBALL MIDWEST, supplies	200.84
KINDIG, D., reimbursement	74.35
KRIHA FLUID POWER CO, supplies	23.07
LARSEN SUPPLY CO, supplies	755.50
LEAGUE OF NEBRASKA MUNICIPALITIES, services	285.00
LERNER PUBLISHING GROUP, books	587.20
LIBRA INDUSTRIES INC, supplies	40.00
LITTLE GUY BRANDING, services	300.00
MARCO INC, services	142.13
MATHESON TRI-GAS INC, services	49.14
MENARDS-RALSTON, supplies	2,676.18
METRO COMM COLLEGE, bld&grnds	19,739.25
MID-AMERICAN BENEFITS INC, services	15,212.13
NE DEPT OF REVENUE, sales tax	1,085.12
NORTH AMERICAN RESCUE, supplies	959.73
OFFICE DEPOT INC, supplies	131.54
OLD NEWS, services	17.00
OPPD, utilities	38,976.48
OMAHA TACTICAL LLC, services	5,695.00
OMAHA WINNELSON, bld&grnds	51.14
ON YOUR MARKS INC, services	299.00
OVERHEAD DOOR CO, services	120.00
PAYROLL MAXX, payroll & taxes	370,281.71
PER MAR SECURITY, services	137.01
PITNEY BOWES, postage	1,514.00
QUALITY AUTO REPAIR, services	500.00
RAKA, NMC GROUP INC, supplies	145.51

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READY MIXED CONCRETE, services	491.25
SAPP BROS INC, services	3,137.45
SARPY DOUGLAS LAW, services	870.20
SIGN IT, services	534.00
STRATEGIC GOV'T RESOURCES, services	10,117.89
THE COLONIAL PRESS INC, services	7,390.07
THE UNIVERSITY OF NE MED CTR, services	2,700.00
THOMPSON DREESSEN & DORNER INC, services	2,450.00
THORPE'S BODY SHOP, maint.	744.97
TOSHIBA FINANCIAL, services	418.68
TRX TRAINING, services	1,019.75
US POSTAL SERVICE, postage	3,115.26
VIVERE APARTMENTS, services	1,480.00
WATCHGUARD INC, services	1,380.00

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

## REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Recreation Director Stopak gave an update on programs and introduced the new Community Events Coordinator, Brian Allen.

Communication Manager Beaumont gave an update on events.

Library Director Barcal introduced Rebekah Hayes, Library Science Practicum student from UNO.

City Engineer Pat Dowse provided an update on the Thompson Creek project.

## PRESENTATION – 5 YEAR TREE PLAN UPDATE

Jason Allen presented an update on the 5 Year Tree Plan.

## B. ORDINANCE – AMEND MASTER FEE ORDINANCE – PARK OPEN GREEN SPACE

Councilmember Sell introduced Ordinance No. 1448 entitled: AN ORDINANCE TO AMEND ORDINANCE NO.1432, 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 made a motion to approve Ordinance No. 1448 on its first reading and pass it on to a second reading. Seconded by Councilmember Thomas. Councilmembers voting aye: Ronan, Thomas, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Frederick, Sheehan and Crawford. Motion carried.

## C. RESOLUTION – AUTHORIZE AGREEMENT – LAND USE STUDY/MARKET ANALYSIS

Councilmember Hale introduced and moved for the adoption of Resolution No. 22-012 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING AN AGREEMENT WITH RDG PLANNING AND DESIGN OF OMAHA, NEBRASKA TO PROVIDE A LAND USE PLAN AND MARKET ANALYSIS IN AN AMOUNT NOT TO EXCEED \$40,000.

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WHEREAS, the Mayor and City Council of the City of La Vista have determined that the contracting of a consultant for the preparation of a new Land Use Plan and Market Analysis is necessary; and

WHEREAS, on February 1, 2022 the City Council of the City of La Vista approved the selection of RDG Planning and Design and the negotiation of a contract for the preparation of a new Land Use Plan and Market Analysis subject to any modifications the City Administrator or her designee determined necessary to provide a Land Use Plan and Market Analysis; and

WHEREAS, a detailed scope of work and terms of an agreement for such Land Use Plan and Market Analysis has been determined; and

WHEREAS, the FY21/FY22 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 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 do hereby approve an agreement with RDG Planning and Design of Omaha, Nebraska to provide a Land Use Plan and Market Analysis in an amount not to exceed \$40,000.

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

## **D. GRADE CONTROL IMPROVEMENTS – CITY CENTRE LOT 14**

### **1. RESOLUTION – CHANGE ORDER NO. 1**

Councilmember Thomas introduced and moved for the adoption of Resolution No. 22-013 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF AMENDMENT NO. 1 TO A PROFESSIONAL SERVICES AGREEMENT WITH CITY VENTURES FOR GRADE CONTROL IMPROVEMENTS FOR LOT 14 IN AN INCREASED AMOUNT OF \$2,045 FOR A TOTAL NOT TO EXCEED AMOUNT of \$114,278.28.

WHEREAS, the City Council of the City of La Vista has determined that grade control improvements are necessary; and

WHEREAS, the FY21/FY22 Biennial Budget provides funding for this project increase; 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 purchases over \$5,000;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, authorizing the execution of amendment no. 1 to a professional services agreement with City Ventures for grade control improvements for Lot 14 in an increased amount of \$2,045 for a total not to exceed amount of \$114,278.28.

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

### **2. REQUEST FOR PAYMENT – LA VISTA CITY CENTRE – PROFESSIONAL SERVICES – GRADE CONTROL IMPROVEMENTS - \$8,340.00**

Councilmember Thomas made a motion to approve a request for payment for La Vista City Centre – Professional Services – Grade Control Improvements - \$8,340.00. Seconded by Councilmember Sell. Councilmembers voting aye: Ronan, Thomas, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Frederick, Sheehan and Crawford. Motion carried.

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## **E. RESOLUTION – AUTHORIZE PURCHASE – COMPUTER EQUIPMENT**

Councilmember Quick introduced and moved for the adoption of Resolution No. 22-014 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE OF THIRTY ONE (31) DELL COMPUTERS ON THE STATE CONTRACT BID FROM DELL IN AN AMOUNT NOT TO EXCEED \$58,667.49.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of thirty-one (31) computers for various City departments is necessary; and

WHEREAS, the FY21/FY22 Biennial Budget provides funding for the proposed Purchase; 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 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 thirty one (31) Dell Computers on the state contract bid from Dell in an amount not to exceed \$58,667.49.

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

## **F. RESOLUTION – AWARD CONTRACT – UNTRA-THIN BONDED ASPHALT SYSTEM (UBAS)**

Councilmember Sell introduced and moved for the adoption of Resolution No. 22-015 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AWARDING A CONTRACT TO MCANANY CONSTRUCTION INC, SHAWNEE, KS FOR THE 2022 ULTRA-THIN BONDED ASPHALT SYSTEM (UBAS) STREET MAINTENANCE PROJECT IN AN AMOUNT NOT TO EXCEED \$258,500.

WHEREAS, the City Council of the City of La Vista has determined street maintenance is necessary; and

WHEREAS, the FY21/FY22 Biennial budget provides funding for this project; and

WHEREAS, McAnany Construction Inc, Shawnee KS is the only company in the Midwest performing this work for residential street applications, 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 to McAnany Construction Inc, Shawnee KS for the 2022 Ultra-Thin Bonded Asphalt System (UBAS) Street Maintenance, in an amount not to exceed \$258,500.

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

## **G. PRESENTATION AND DISCUSSION – THE LINK**

Bruce Niedermeyer with RDG Panning & Design gave a presentation on The Link.

## **COMMENTS FROM THE FLOOR**

There were no comments from the floor.

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## COMMENTS FROM MAYOR AND COUNCIL

Councilmember Sell commented on the Mayor's Youth Leadership Council Meeting.

At 7:38 p.m. Councilmember Hale made a motion to adjourn the meeting. Seconded by Councilmember Thomas. Councilmembers voting aye: Ronan, Thomas, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Frederick, Sheehan and Crawford. Motion carried.

PASSED AND APPROVED THIS 15TH DAY OF MARCH 2022.

CITY OF LA VISTA

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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, MMC  
City Clerk