

# MINUTE RECORD

A-2

No. 729 — REDFIELD DIRECT E2106195KV

## LA VISTA CITY COUNCIL MEETING May 7, 2024

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 May 7, 2024. Present were Councilmembers: Frederick, Thomas, Quick, Sell, Hale and Wetuski. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Clerk Buethe, Director of Administrative Services Pokorny, Police Captain Barcal, Director of Public Works Soucie, Community Development Director Fountain, Recreation Director Buller, Human Resources Director Lowery, Library Director Barcal and City Engineer Dows.

A notice of the meeting was given in advance thereof by publication in the Sarpy County Times on April 24, 2024. Notice was simultaneously given to 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 made the announcements.

### PROCLAMATION – JAKE ALBANEZ DAY

Mayor Kindig proclaimed May 7, 2024 as Jake Albanez Day and Councilmember Sell read and presented the proclamation to Jake Albanez.

### PROCLAMATION – PUBLIC SERVICE RECOGNITION WEEK

Mayor Kindig proclaimed May 5 through 11, 2024 as Public Service Recognition Week and presented the proclamation to City Administrator Gunn and City Staff.

### PROCLAMATION – NATIONAL POLICE WEEK & PEACE OFFICERS' MEMORIAL DAY

Mayor Kindig proclaimed May 12 through 18, 2024 as National Police Week and May 15, 2024 as Peace Officers' Memorial Day and presented the proclamation to Captain Barcal, Captain Kinsey and Captain Armbrust.

### POLICE DEPARTMENT LIFE SAVING AWARD: SHAWN DOOLING

Police Captain Barcal and Mayor Kindig presented a Life Saving Award to Officer Shawn Dooling.

### POLICE DEPARTMENT LIFE SAVING AWARDS: BRIAN MITTELBRUN AND LUCAS TIBERI

Police Captain Barcal and Mayor Kindig presented Life Saving Awards to Officer Brian Mittelbrun and Lucas Tiberi.

#### A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE APRIL 16, 2024 CITY COUNCIL
3. REQUEST FOR PAYMENT – RDG PLANNING & DESIGN – PROFESSIONAL SERVICES – MUNICIPAL CAMPUS PLAN & DESIGN – \$6,888.50
4. REQUEST FOR PAYMENT – OLSSON, INC – PROFESSIONAL SERVICES – CITY PARK PAVILION TESTING – \$900.00
5. REQUEST FOR PAYMENT – THOMPSON, DREESSEN & DORNER, INC. – PROFESSIONAL SERVICES – CENTRAL PARK IMPROVEMENTS – \$1,120.00
6. REQUEST FOR PAYMENT – THOMPSON, DREESSEN & DORNER, INC. – PROFESSIONAL SERVICES – CENTRAL PARK IMPROVEMENTS – \$20,557.05
7. REQUEST FOR PAYMENT – HAPPY TREES – PROFESSIONAL SERVICES – CENTRAL PARK IMPROVEMENTS – \$6,500.00
8. REQUEST FOR PAYMENT – BENESCH – PROFESSIONAL SERVICES –

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**GILES ROAD WIDENING - \$28,783.17****9. REQUEST FOR PAYMENT - RDG PLANNING & DESIGN - PROFESSIONAL SERVICES - PLACEMAKING PHASE 1 - \$2,236.83****10. APPROVAL OF CLAIMS**

AKRS EQUIPMENT SOLUTIONS, maint.	2,156.64
AMAZON, supplies	964.39
ARNOLD MOTOR SUPPLY, maint.	608.98
ASP ENTERPRISES, supplies	610.00
AT&T MOBILITY, phones	98.34
BEACON ATHLETICS, supplies	1,865.00
BISHOP BUSINESS EQUIPMENT, supplies	1,475.03
BRIAN SMILES, services	500.00
BOBCAT OF OMAHA, services	1,076.39
BRODERSEN, C, training	53.34
BSN SPORTS, services	3,363.55
CENTER POINT, books	47.94
CENTURISK, services	160.00
CINTAS CORP, services	2,065.21
CITY OF PAPILLION, services	10,224.84
COLONIAL RESEARCH CHEMICAL, supplies	436.15
COMMONWEALTH ELECTRIC, services	25,298.95
CONCRETE SUPPLY, services	664.00
CONTINENTAL RESEARCH CORP, services	732.81
CORNHUSKER INTL TRUCKS, maint.	131.06
CORNHUSKER SIGN & MFG CORP, services	8,656.94
CORNHUSKER STATE IND, services	723.00
CREATIVE PLANNING BUSINESS, services	425.00
CUMMINS SALES & SERVICE, maint.	991.86
D & K PRODUCTS, supplies	1,113.50
DAIGLE LAW GROUP, services	1,800.00
DILLON BROS HARLEY DAVIDSON, maint.	288.70
DONALD B EIKMEIER, services	3,000.00
DOUGLAS CO SHERIFF'S OFC, services	150.00
DULTMEIER SALES, maint.	20.23
EDGEWEAR SCREEN PRINTING, services	151.00
FASTENAL COMPANY, maint.	954.82
FELSBURG HOLT & ULLEVIG, services	6,502.90
FERGUSON US HOLDINGS, maint.	126.57
FIRST RESPONDER OUTFITTERS, apparel	31.90
FITZGERALD SCHORR, services	32,110.20
FUN SERVICES, supplies	7,418.00
GALE, books	278.90
GALLS, apparel	332.79
GENERAL FIRE & SAFETY EQUIP, services	449.00
GRAINGER, maint.	607.02
GREAT PLAINS UNIFORMS, apparel	154.00
GREGG YOUNG CHEVROLET, maint.	4,324.99
HARM'S CONCRETE, services	173.49
HOBBY LOBBY STORES, supplies	102.75
HOODMASTERS, maint.	1,039.70
HY-VEE, supplies	96.30
ICMA, membsp	581.75
INGRAM LIBRARY SERVICES, books	2,237.54
J & J SMALL ENGINE, maint.	270.27
J&M DISPLAYS, services	12,000.00
JONES AUTOMOTIVE, maint.	6,433.41

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KEYMASTERS LOCKSMITH, services	83.97
KIMBALL MIDWEST, services	502.19
DONALD LABRIE, services	150.00
LARSEN SUPPLY CO, supplies	1,064.79
LIBRARY IDEAS, books	2.50
LOGAN CONTRACTORS SUPPLY	80.00
LOGO LOGIX, apparel	373.00
LOU'S SPORTING GOODS, supplies	315.00
LYMAN-RICHEY SAND & GRAVEL, services	1,100.44
MATHESON TRI-GAS, services	266.50
MATT FRIEND TRUCK EQUIP, maint.	813.00
MCGRATH CONSULTING GRP, services	17,645.00
M. E. COLLINS CONTRACTING CO, services	52,886.23
MENARDS, supplies	974.29
METRO COMMUNITY COLLEGE, services	18,893.02
MIDWEST TAPE, media	23.24
MOTOROLA SOLUTIONS, phones	2,370.00
MR. PICNIC, services	4,615.38
MSC INDUSTRIAL, supplies	71.84
MUNICIPAL PIPE TOOL, supplies	152.04
MUSCO SPORTS LIGHTING, services	9,400.00
NL & L CONCRETE, services	122,031.00
NE LAW ENFORCEMENT, services	120.00
NE TURFGRASS ASSOC, memshp	200.00
OFFICE DEPOT, suppl	454.69
OLSSON, services	900.00
OMAHA COMPOUND CO, supplies	678.07
OMAHA SLINGS, supplies	141.64
OMAHA WINNELSON, supplies	46.52
OMNI ENGINEERING, services	628.88
PAPILLION SANITATION, services	1,893.67
PER MAR SECURITY, services	206.22
POLLOCK, R, training	171.85
POMP'S TIRE SERVICE, maint.	1,401.93
POSITIVE CONCEPTS/ATPI, services	466.00
R. PULTE-NOW & FOREVER, services	150.00
RDG PLANNING & DESIGN, services	1,400.00
RED WING, apparel	150.00
ROBERT T. HENNICH, services	192.00
RTG BUILDING SERVICES, bldg & grnds	6,765.00
SARPY CO COURTHOUSE, services	23,135.00
SARPY CO FISCAL ADMIN, services	9,750.50
SCHIMBERG CO, maint.	228.72
SEWING CONCEPTS, services	330.00
SIGN IT, services	864.00
SPENCER MGMT, services	427,796.71
SPIRIT YOUTH SPORTS, supplies	960.00
STREICHER'S, services	5,628.00
TD2, services	13,245.60
TED'S MOWER SALES, maint.	819.30
THE ASTRO THEATER, services	257.50
THE COLONIAL PRESS, services	1949.77
THEATRICAL MEDIA, services	2,225.00
TITLECORE NATIONAL, services	176.25
TRACTOR SUPPLY, mint.	259.98

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TY'S OUTDOOR POWER, maint.	1,379.18
UNITE PRIVATE NETWORKS, services	3,850.00
UNMC, services	185.00
VERIZON WIRELESS, phones	383.83
VIERREGGER ELECTRIC CO, services	11,452.00
WHITE CAP, supplies	142.56
WRISTBAND WORLD, supplies	455.00

Councilmember Thomas made a motion to approve the consent agenda. Seconded by Councilmember Frederick. Councilmember Quick reviewed the bills and had no questions. Councilmembers voting aye: Frederick, Thomas, Quick, Sell, Hale and Wetuski. Nays: None. Abstain: None. Absent: Ronan and Sheehan. Motion carried.

## REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Community Events Coordinator Allen handed out the schedule of events for La Vista Days.

### B. PLANNED UNIT DEVELOPMENT – AD INDUSTRIAL PARK

#### 1. PUBLIC HEARING

At 6:20 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for comment on the Planned Unit Development – AD Industrial Park. Randy Kuszak with Lamp Rynearson was available for questions. Discussion was held about start and stop times for the heavy equipment.

At 6:38 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Thomas, Quick, Sell, Hale and Wetuski. Nays: None. Abstain: None. Absent: Ronan and Sheehan. Motion carried.

#### 2. ORDINANCE

Councilmember Thomas introduced Ordinance No. 1515 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, NEBRASKA ESTABLISHING STANDARDS AND CONDITIONS FOR DEVELOPMENT UNDER THE FINAL PLANNED UNIT DEVELOPMENT PLAN; TO PROVIDE FOR SEVERABILITY; TO PROVIDE WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT; AND TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM. Thomas added the hours for 7a.m. to 7 p.m. to apply to heavy construction equipment running.

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

Councilmember Hale made a motion to approve final reading and adopt Ordinance 1515 with the additional restriction. Councilmember Wetuski seconded the motion. Upon roll call vote the following Councilmembers voting aye: Frederick, Thomas, Quick, Sell, Hale and Wetuski. Nays: None. Abstain: None. Absent: Ronan and Sheehan. Motion carried. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Acting 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. REPLAT & SUBDIVISION AGREEMENT – AD INDUSTRIAL PARK

#### 1. RESOLUTION – APPROVE REPLAT

Councilmember Thomas introduced and moved for the adoption of Resolution No. 24-047 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF

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LA VISTA, NEBRASKA, FOR APPROVAL OF THE REPLAT FOR THAT PT OF TAX LOT 19 LYING N OF RR ROW IN THE SE 1/4 14-14-11 AND THAT PT OF TAX LOT 19 LYING SOUTH OF RR ROW IN THE S 1/2 14-14-11 IN SARPY COUNTY NEBRASKA, TO BE REPLATTED AS LOTS 1 THROUGH 6 AD INDUSTRIAL PARK, A SUBDIVISION LOCATED IN THE SOUTH HALF OF SECTION 14, TOWNSHIP 14 NORTH, RANGE 11 EAST OF THE 6TH P.M., IN SARPY COUNTY, NEBRASKA.

WHEREAS, the owner of the above described property applied for approval of a replat for that Pt of Tax Lot 19 lying N of RR ROW in the SE1/4 14-14-11 and That Pt Tax Lot 19 lying S of RR ROW in the S1/2 14-14-11 to be replatted as Lots 1-6 AD Industrial Park; and

WHEREAS, the City Engineer has reviewed the replat; and

WHEREAS, on April 4, 2024, 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 that Pt of Tax Lot 19 lying N of RR ROW in the SE 1/4 14-14-11 and that Pt of Tax Lot 19 lying S of RR ROW in the S1/2 14-14-11 to be replatted as Lots 1-6 AD Industrial Park, a subdivision located in the south half of Section 14, Township 14 North, Range 11 East of the 6<sup>th</sup> P.M., Sarpy County, Nebraska, generally located southwest of the intersection of S. 144<sup>th</sup> Street and Chandler Road be, and hereby is, approved.

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

## **2. RESOLUTION – APPROVE SUBDIVISION AGREEMENT**

Councilmember Thomas introduced and moved for the adoption of Resolution No. 24-048 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING A SUBDIVISION AGREEMENT FOR AD INDUSTRIAL PARK.

WHEREAS, the City Council did on May 7, 2024, approve of AD Industrial Park, a replat of That Pt of Tax Lot 19 lying N of RR ROW in the SE1/4 14-14-11 and That Pt Tax Lot 19 lying S of RR ROW in the S1/2 14-14-11, subject to certain conditions; and

WHEREAS, the Subdivider, Fenton Construction, LLC, as owner of the affected lots agreed to execute a Subdivision Agreement satisfactory in form and content to the City;

NOW THEREFORE, BE IT RESOLVED, that the Subdivision Agreement 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 Wetuski. Councilmembers voting aye: Frederick, Thomas, Quick, Sell, Hale and Wetuski. Nays: None. Abstain: None. Absent: Ronan and Sheehan. Motion carried.

## **D. RESOLUTION – APPROVE RIGHT-OF-WAY AGREEMENT – CITY OF OMAHA**

Councilmember Sell introduced and moved for the adoption of Resolution No. 24-049 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF A RIGHT OF WAY AGREEMENT WITH THE CITY OF OMAHA FOR CERTAIN PERMANENT AND TEMPORARY EASEMENTS.

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WHEREAS, the Mayor and City Council of the City of La Vista find it necessary to do certain permanent and temporary easements related to the construction, operation, and maintenance of certain sanitary sewer improvements for the City of Omaha, Nebraska; and

WHEREAS, these sanitary sewer improvements are necessary to the extend the service life of the sewer while providing sufficient access for operations and maintenance of said sewer assets; and

WHEREAS, the City of Omaha is to compensate the City of La Vista \$6,970.00 for said easements; and

WHEREAS, these sanitary sewer improvements are mutually beneficial to the City of La Vista as certain properties within the City Corporate Limits and Extraterritorial Jurisdiction are served by said sanitary sewer outfall; and

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council of the City of La Vista hereby authorize the execution of a Right of Way Agreement with the City of Omaha for certain permanent and temporary easements sanitary sewer improvements near the southeast corner of Outlot A, Harrison Hills in a form satisfactory to the City Administrator or designee.

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

## E. RENEWAL OF INTERLOCAL AGREEMENT – CONTINUATION OF THE PAPILLION CREEK WATERSHED PARTNERSHIP

Councilmember Thomas introduced and moved for the adoption of Resolution No. 24-050 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE RENEWAL OF THE PAPILLION CREEK WATERSHED PARTNERSHIP INTERLOCAL AGREEMENT FOR A FIVE-YEAR PERIOD.

WHEREAS, the City Council of the City of La Vista has determined that said Watershed Partnership is necessary; and

WHEREAS, the proposed interlocal cooperation act agreement will continue this partnership for a five-year period from 2024-2028; and

WHEREAS, the FY23/FY24 Biennial Budget contains funding for the City's contribution; and

WHEREAS, this agreement provides updates to the Stormwater Management Policies;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, authorize the renewal of the Papillion Creek Partnership Interlocal Agreement for a five-year period.

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

## F. RESOLUTION – AWARD BID – 2024 UBAS STREET MAINTENANCE PROJECT

Councilmember Wetuski introduced and moved for the adoption of Resolution No. 24-051 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 2024 ULTRA-THIN BONDED ASPHALT SYSTEM (UBAS) STREET MAINTENANCE PROJECT IN AN AMOUNT NOT TO EXCEED \$325,000.00.

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

WHEREAS, the FY23/FY24 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 2023 Ultra-Thin Bonded Asphalt System (UBAS) Street Maintenance project in an amount not to exceed \$325,000.00.

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

## **G. CENTRAL PARK ACCESS ROAD – PARK VIEW PROJECT**

### **1. RESOLUTION – CHANGE ORDER NO. 2**

Councilmember Thomas introduced and moved for the adoption of Resolution No. 24-052 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING CHANGE ORDER NO. 2 TO THE CONTRACT WITH MACKIE CONSTRUCTION FOR ADDITIONAL ITEMS OF WORK RESULTING IN AN INCREASE OF \$1,481.59, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$1,039,648.02.

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

WHEREAS, the FY23/FY24 Biennial Budget provides funding for this project.

WHEREAS, Subsection (c) 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 the City of La Vista, Nebraska, do hereby approve Change Order No. 2 to the contract with Mackie Construction for additional items of work resulting in an increase of \$1,481.59, for a total contract amount not to exceed \$1,039,648.02.

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

### **2. REQUEST FOR PAYMENT – MACKIE CONSTRUCTION – PROFESSIONAL SERVICES – CENTRAL PARK ACCESS ROAD – \$106,553.08**

Councilmember Frederick made a motion to approve a request for payment for Central Park Access Road for professional services in the amount of \$106,553.08. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Thomas, Quick, Sell, Hale and Wetuski. Nays: None. Abstain: None. Absent: Ronan and Sheehan. Motion carried.

## **H. CENTRAL PARK ACCESS ROAD**

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

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Councilmember Wetuski introduced and moved for the adoption of Resolution No. 24-053 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA AUTHORIZING CHANGE ORDER NO. 1 TO THE CONTRACT WITH SWAIN CONSTRUCTION INC FOR THE CENTRAL PARK ACCESS ROAD PROJECT FOR ADDITIONAL ITEMS OF WORK RESULTING IN AN INCREASED AMOUNT OF \$28,797.00, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$657,547.39.

WHEREAS, the Mayor and City Council of the City of La Vista Nebraska have determined that the Existing Central Park Access Road project is necessary; and

WHEREAS, The FY23/FY24 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 La Vista, Nebraska, do hereby approve Change Order No.1 to the contract with Swain Construction Inc for the Central Park Access Road project to provide for additional items of work resulting in an increased amount of \$28,797.00, for a total contract amount not to exceed \$657,547.39.

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

## **2. REQUEST FOR PAYMENT – SWAIN CONSTRUCTION – PROFESSIONAL SERVICES – CENTRAL PARK ACCESS ROAD RECONSTRUCTION – \$428,856.87**

Councilmember Thomas made a motion to approve a request for payment for Central Park Access Road Reconstruction for professional services in the amount of \$428,856.87. Seconded by Councilmember Hale. Councilmembers voting aye: Frederick, Thomas, Quick, Sell, Hale and Wetuski. Nays: None. Abstain: None. Absent: Ronan and Sheehan. Motion carried.

## **I. RESOLUTION – APPROVE SARPY COUNTY AND CITIES WASTEWATER AGENCY REVISED SEWER USER RATE AND CONNECTION FEE SCHEDULE**

Councilmember Quick introduced and moved for the adoption of Resolution No. 24-054 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING A REVISED SEWER USER RATES AND CONNECTION FEES SCHEDULE FOR THE SARPY COUNTY AND CITIES WASTEWATER AGENCY (SCCWVA).

WHEREAS, pursuant to the Interlocal Cooperation Act, Neb. Rev. Stat. Section 13-801 et. seq., Sarpy County and the Cities of Papillion, Bellevue, Springfield, Gretna, and La Vista (each a "Member") entered into an agreement (as amended, the "Formation Interlocal"), and formed an interlocal agency called the Sarpy County and Cities Wastewater Agency (the "Agency"); and

WHEREAS, pursuant to the Formation Interlocal, the powers of the Agency as a body are exercised by the Agency Board; and

WHEREAS, the Agency Board approved a revised Sewer User Rates and Connections Fee Schedule, attached as EXHIBIT A (the "SCCWVA Rate and Fee Schedule"); and

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WHEREAS, certain actions of the Agency Board require approval of the Members and the Agency Board has submitted the revised Sewer User Rates and Connections Fee Schedule to the Members for approval.

NOW, THEREFORE, BE IT RESOLVED by the City of La Vista City Council that the revised Sewer User Rates and Connections Fee Schedule are approved.

BE IT FURTHER RESOLVED that neither the revised Sewer User Rates and Connections Fee Schedule nor the 2020 Rate and Fee Policies, nor any part thereof, shall apply to or within the City of La Vista or any area within the corporate boundaries or extraterritorial or other jurisdiction of the City of La Vista, as such corporate boundaries or jurisdiction from time to time may be adjusted.

BE IT FURTHER RESOLVED that recitals above and attached exhibits are incorporated into this Resolution by reference.

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

## J. RESOLUTION – AUTHORIZE PURCHASE – FLOOR COVER TILES & HAND TRUCKS

Councilmember Sell introduced and moved for the adoption of Resolution No. 24-055 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE OF FLOOR COVER TILES AND HAND TRUCKS FROM EGAN SUPPLY CO., OMAHA, NEBRASKA IN AN AMOUNT NOT TO EXCEED \$26,000.00.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of floor cover tiles and hand trucks are necessary; and

WHEREAS, the FY23/FY24 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 purchases over \$5,000;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska authorize the purchase of floor cover tiles and hand trucks from Egan Supply Co., Omaha, Nebraska in an amount not to exceed \$26,000.00.

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

## K. RESOLUTION – WAYFINDING IMPLEMENTATION PLAN

Deputy Community Development Director Solberg presented the Wayfinding Implementation Plan. Discussion was held.

Councilmember Thomas introduced and moved for the adoption of Resolution No. 24-056 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA ACCEPTING THE WAYFINDING IMPLEMENTATION PLAN.

WHEREAS, on November 17, 2020 the City Council authorized the selection of Design Workshop as the consultant to prepare a Wayfinding Framework Plan, a tool for the City to extend its brand, create meaningful experiences and establish a sense of place; and

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WHEREAS, on April 19, 2022, the City Council accepted the final Wayfinding Framework Plan; and

WHEREAS, staff has prepared a proposed Wayfinding Implementation Plan, as presented at this meeting, to carry out the Wayfinding Framework Plan, including phasing, design and installation considerations and preliminary estimated costs of various stages; and

WHEREAS, the Mayor and City Council desire to adopt the Wayfinding Implementation Plan; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby accept the Wayfinding Implementation Plan.

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

## L. RESOLUTION – AUTHORIZE WAIVER OF PARKING FEES – LA VISTA DAYS EVENT

Councilmember Thomas introduced and moved for the adoption of Resolution No. 24-057 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE WAIVER OF PARKING FEES FOR GARAGE #2 ON MAY 31, 2024 IN CONJUNCTION WITH A LA VISTA DAYS EVENT.

WHEREAS, the annual La Vista Days celebration will be held on May 31, 2024 - June 1, 2024; and

WHEREAS, on May 31, 2024 a free community concert and fireworks show will be held in the Astro Amphitheater; and

WHEREAS, the Mayor will be hosting a gathering for invited guests prior to the concert in the Astro Theater; and

WHEREAS, the Mayor and City Council have established fees for use of the parking garage; and;

WHEREAS, it is the desire of the Mayor and City Council to waive the established parking fees for this community event.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, that parking fees for Garage #2 will be waived on May 31, 2024 in conjunction with the La Vista Days event being held at the Astro Theater and the Astro Amphitheater.

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

## M. DISCUSSION – WAIVING/DISCOUNTING FEES FOR USE OF CITY FACILITIES

Recreation Director Buller gave a presentation on the surface parking lot. Discussion was held.

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

# MINUTE RECORD

May 7, 2024

No. 729 — REDFIELD DIRECT E2106195KV

## COMMENTS FROM THE FLOOR

There were no comments from the floor.

## N. EXECUTIVE SESSION – PERSONNEL

At 7:53 p.m. Councilmember Quick made a motion to go into executive session for the protection of an individual to discuss personnel matters. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Thomas, Quick, Sell, Hale and Wetuski. Nays: None. Abstain: None. Absent: Ronan and Sheehan. Motion carried.

Mayor Kindig stated the executive session would be limited to the subject matters contained in the motion.

At 8:01 p.m. the Council came out of executive session. Councilmember Quick made a motion to reconvene in open and public session. Seconded by Councilmember Hale. Councilmembers voting aye: Frederick, Thomas, Quick, Sell, Hale and Wetuski. Nays: None. Abstain: None. Absent: Ronan and Sheehan. Motion carried.

## COMMENTS FROM MAYOR AND COUNCIL

Mayor Kindig announced the end of year carnival at G. Stanley Hall will be held May 10<sup>th</sup>.

At 8:04 p.m. Councilmember Thomas made a motion to adjourn the meeting. Seconded by Councilmember Quick. Councilmembers voting aye: Frederick, Thomas, Quick, Sell, Hale and Wetuski. Nays: None. Abstain: None. Absent: Ronan and Sheehan. Motion carried.

PASSED AND APPROVED THIS 21ST DAY OF MAY 2024.

CITY OF LA VISTA

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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, MMC  
City Clerk