

# MINUTE RECORD

No. 728 — REDFIELD & COMPANY, INC. OMAHA E1107788LD

## LA VISTA CITY COUNCIL MEETING February 19, 2013

A meeting of the City Council of the City of La Vista, Nebraska was convened in open and public session at 7:00 p.m. on February 19, 2012. Present were Councilmembers: Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Clerk Bueche, Finance Director Lindberg, Police Captain Pokorny, Fire Chief Uhl, Public Works Director Soucie, Community Development Director Birch, Public Building and Grounds Director Archibald, Recreation Director Stopak, Library Director Barcal, and City Engineer Kottmann.

A notice of the meeting was given in advance thereof by publication in the Times on February 6, 2013. 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 and led the audience in the pledge of allegiance.

Mayor Kindig announced that a copy of the Open Meetings Act was posted on the west wall of the Council Chambers and copies were also available in the lobby of City Hall.

Mayor Kindig made an announcement regarding the agenda policy statement providing for an expanded opportunity for public comment on the agenda items.

### SERVICE AWARD — RON KELLER — 10 YEARS

Mayor Kindig recognized Ron Keller for 10 years of service to the City.

#### A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF CITY COUNCIL MINUTES FROM FEBRUARY 5, 2013
3. MONTHLY FINANCIAL REPORT — JANUARY 2013
4. PAY REQUEST — TAB CONSTRUCTION — PAVEMENT REPAIRS —  
HARRISON STREET MANHOLE COVERS — \$20,007.53
5. APPROVAL OF CLAIMS
6. RESOLUTION 13-007 — PURCHASE OF APEX LIQUID DEICER
7. RESOLUTION 13-008 — PURCHASE OF ICE CONTROL SALT

4 SEASONS AWARDS, services	30
ACCURATE TOOL & DIE, maint.	427
ACTION BATTERIES, supplies	114.85
ALAMAR UNIFORMS, apparel	879.35
ALFARO, M., training	1,480.00
ANN TROE, services	840
ARAMARK, services	469.2
ASPHALT & CONCRETE MATERIALS, maint.	262.5
AVI SYSTEMS, equip.	817.64
BADGER BODY, maint.	243.38
BAKER & TAYLOR, books	819.79
BARCAL, R., travel	55.37
BEACON BUILDING, services	6,712.00
BEST ACCESS SYSTEMS, equip	53.92
BISHOP BUSINESS EQUIP., services	454.97
BKD LLP, services	35,375.00
BLACK HILLS ENERGY, utilities	1,798.70
BOB'S RADIATOR REPAIR, maint.	168.54
BOUND TREE MEDICAL, supplies	428.93
BRENTWOOD AUTO WASH, maint.	140
BROWN TRAFFIC PRODUCTS, supplies	446

# MINUTE RECORD

February 19, 2013

No. 729 — REFIELD & COMPANY, INC. OMAHA E1107788LD

BUILDERS SUPPLY, bld&grnds	93.96
CARDMEMBER SERVICE, supplies	5,973.44
CARL JARL, services	12.95
CENTURY LINK, utilities	48.72
CJ'S HOME CENTER, maint.	798.63
COMP CHOICE, services	309.5
CORE PRODUCTS, services	404.77
COX, utilities	215.8
CRAWFORD, R.S., training	275
D & D COMM., services	380
DATA TECH., services	1,547.50
DE LAGE LANDEN, services	311.26
DEMCO INC., supplies	392.66
EN POINTE TECH., IT	3,282.00
FEDEX, postage	73.58
FELSBURG HOLT & ULLEVIG, services	625.9
FIRE DEPARTMENT CLOTHING, apparel	431.8
FITZGERALD SCHORR BARMETTLER, services	24,111.65
FOSTER, T., travel	231
FOX VALLEY TECHNICAL COLLEGE, training	295
GALLS, services	69.94
GCSAA, dues	340
GENUINE PARTS, maint.	1,392.26
GOLEY, C., auto	100
GRAYBAR ELECTRIC, bld&grnds	1.16
GREAT PLAINS UNIFORMS, apparel	44.5
HEARTLAND AWARDS, apparel	13.8
HEIMES CORP., maint.	211.05
HELGET GAS, supplies	94
HOBBY LOBBY, supplies	188.48
HOME DEPOT, supplies	22.94
HORNADY, supplies	285.8
HY-VEE, supplies	22.72
IACP, dues	380
ICSC, dues	100
INLAND TRUCK PARTS, maint.	194.38
J Q OFFICE, services	82.6
JEREMY JOHNSON PHOTO., services	75
KLINKER, M., services	200
LA VISTA COMMUNITY FOUNDATION	50
LANDPORT, services	125
LAUGHLIN, KATHLEEN A, TRUSTEE	474
LAUSTEN, R., travel	69.75
LEAGUE OF NEBR MUNI., training	813
LIFE ASSIST, supplies	433.82
LOGAN CONTRACTORS, maint.	42.95
LOWE'S, equip.	3,612.02
MENARDS, services	50.69
MAT, services	656
MID AMERICA PAY PHONES, utilities	50
MID CON SYSTEMS INC., bld&grnds	536.84
MID-STATES UTILITY TRAILER, supplies	878.62
MIDWEST TAPE, media	382.65
MSC INDUSTRIAL SUPPLY, equip.	659
NE DEPT OF LABOR, services	396
NE CUSTOM COVER, supplies	198
NE FIRE ADMIN, dues	15
NE IA SUPPLY	10,738.23
NMC EXCHANGE, maint.	903.56
NUTS AND BOLTS INC., maint.	53.95

# MINUTE RECORD

February 19, 2013

No. 729 — REDFIELD & COMPANY, INC. OMAHA E1107788LD

OCCUVAX, supplies	27
OFFICE DEPOT, supplies	1,133.38
OPPD, utilities	45,496.87
OPPD, utilities	453.12
OMAHA TACTICAL, services	42
OMAHA WORLD HERALD, ads	746.53
O'REILLY AUTO., maint.	840.64
ORIZON CPAS, services	24,022.48
OVERHEAD DOOR, bld&grnds	17.5
PAPILLION SANITATION, services	911.82
PARAMOUNT, services	324.06
PAYLESS OFFICE, supplies	35
PDMB, services	407.52
PERFORMANCE CHRYSLER JEEP, maint.	1,363.49
PERFORMANCE FORD, maint.	33.73
PETTY CASH	216.27
PFEIFER, V., auto	100
PFEIFER, V., supplies	53.7
PLAINS EQUIPMENT, maint.	1,294.02
QUALITY AUTO REPAIR, maint.	89
REGAL AWARDS, services	160.95
ROY SR, R., travel	103
SAM'S CLUB, supplies	488.94
SARPY COUNTY COURTHOUSE, services	3,629.03
SCHOLASTIC, books	182
SHEPPARD'S BUSINESS INTERIORS, maint.	20
SHERRY, P., travel	231
SHRED-SAFE, services	30
SINNETT, H., services	100
SMITH, M., auto	100
SE AREA CLERK'S ASSN, dues	20
THOMPSON DREESSEN & DORNER, services	990
ULTRAMAX, apparel	132.25
UPS, postage	14.5
UNIVERSITY OF NE., dues	100
VAIL, A., auto	100
VAL VERDE ANIMAL, services	65.44
VERIZON, phone	443.97
VERNON, services	414.09
WASTE MANAGEMENT NE., bld&grnds	255.93
ZIMCO SUPPLY, bld&grnds	391.51

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

## REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Community Development Director Birch reported that a memo had been placed in the Councilmembers mail boxes in regards to the home at 7727 Park View Blvd detailing the repairs needed to the property.

Recreation Director Stopak thanked the Mayor, Council and Staff who assisted with the Valentine's Day Lunch. Stopak reported that 140 people attended the event.

Library Director Barcal reported that the Library has received to date \$24,907.61 in grant funds from the Library Broadband Builds Nebraska Communities Grant to provide for materials and services.

# MINUTE RECORD

February 19, 2013

No. 729 — REDELO & COMPANY, INC. OMAHA E1107788LD

## **B. RESOLUTION – AUTHORIZE REQUEST FOR PROPOSALS – ENGINEERING SERVICES – HELL CREEK CHANNEL – PHASE II**

Councilmember Sell introduced and moved for the adoption of Resolution 13-009; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE REQUEST FOR PROPOSALS FOR ENGINEERING SERVICES NECESSARY FOR THE CHANNEL STABILIZATION ACTIVITIES IN HELL CREEK PHASE II IN THE VICINITY OF THE OLIVE STREET BRIDGE.

WHEREAS, the Mayor and Council have determined Hell Creek Channel Stabilization is necessary, and

WHEREAS, the FY 2012/13 Capital Fund Budget provides funding for the proposed project; and

WHEREAS, Phase I stabilization work from just south of Harrison Street to the pedestrian bridge approximately 1,000 feet north of Harrison Street was completed in early 2012; and

WHEREAS, Phase II channel stabilization improvements will be focused on the area from 300 feet south of Harrison to 300 feet south of the Olive Street bridge; and

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council hereby authorize the request for proposals for engineering services necessary for the channel stabilization activities in hell creek Phase II in the vicinity of the Olive Street Bridge.

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

## **C. RESOLUTION – AUTORIZATION TO PURCHASE – 4X4 PICKUP TRUCK**

Councilmember Quick introduced and moved for the adoption of Resolution No. 13-010; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE OF ONE (1) 2013 4X4 CHEVROLET SILVERADO 1500 PICKUP TRUCK FROM HUSKER AUTO GROUP, LINCOLN, NEBRASKA IN AN AMOUNT NOT TO EXCEED \$20,999.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of a new pickup truck is necessary, and

WHEREAS, the FY 2012/13 General Fund budget along with department savings provides funding for the purchase of said vehicle, and

WHEREAS, the truck is being purchased off the State of Nebraska Contract #134461 OC, and

WHEREAS, Husker Auto Group, Lincoln Nebraska, was awarded the state bid for Nebraska for the 2013 4X4 Chevrolet Silverado 1500 pickup and will extend that price to the City of La Vista, and

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 La Vista, Nebraska, do hereby authorize the purchase of one (1) 2013 4X4 Chevrolet Silverado 1500 pickup truck from Husker Auto Group, Lincoln, Nebraska in an amount not to exceed \$20,999.

Seconded by Councilmember Sell. Councilmember Crawford asked if a vehicle was being replaced. Public Buildings and Grounds Director Archibald stated that a 1994 GMC pickup was being replaced. Councilmember Crawford asked if that vehicle was being sent to surplus. Archibald replied that it was. Councilmembers voting aye: Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Gowan. Motion carried

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Councilmember Crawford made a motion to move Comments from the Floor up on the agenda ahead of Item D Executive Session. Seconded by Councilmember Sell. Councilmembers voting aye: Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Gowan. Motion carried.

## COMMENTS FROM THE FLOOR

There were no comments from the floor.

## D. EXECUTIVE SESSION – CONTRACT NEGOTIATIONS

At 7:12 p.m. Councilmember Crawford made a motion to go into executive session for protection of the public interest for contract negotiations. Seconded by Councilmember Sell. Councilmembers voting aye: Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Gowan. Motion carried. Mayor Kindig stated the executive session would be limited to the subject matter contained in the motion.

At 7:23 p.m. the Council came out of executive session. Councilmember Crawford made a motion to reconvene in open and public session. Seconded by Councilmember Sell. Councilmembers voting aye: Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Gowan. Motion carried.

## COMMENTS FROM MAYOR AND COUNCIL

Councilmember Sheehan asked who would be attending the DARE graduation ceremonies. Councilmembers Hale and Thomas stated they would attend the Parkview Heights ceremony at 8:30 a.m. Councilmember Crawford and Mayor Kindig stated they would attend the ceremonies at La Vista West at 9:00 a.m.

Councilmember Sheehan asked if anyone was aware that other communities are not charging seniors who are 65 years of age and older a fee to license their pets? Captain Pokorny stated that Bellevue, Papillion, and unincorporated Sarpy County do not charge seniors who are 65 years of age and older a fee to license their pets. Pokorny stated that there would be no financial effect if that was the route the Council wished to take. After discussion the Council determined to bring this topic back at the 2013/2014 budget workshops.

Mayor Kindig reported that Agenda 21 is a worldwide initiative to save our planet, but some are saying it takes away too much local control. Mayor Kindig continued by thanking City Administrator Gunn and staff for keeping track of legislative bills.

At 7:44 p.m. Councilmember Sell made a motion to adjourn the meeting. Seconded by Councilmember Crawford. Councilmembers voting aye: Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Gowan. Motion carried.

PASSED AND APPROVED THIS 5TH DAY OF MARCH, 2013

CITY OF LA VISTA

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

ATTEST:

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

## Meeting of Board of Directors

### LA VISTA/METROPOLITAN COMMUNITY COLLEGE CONDOMINIUM OWNERS ASSOCIATION, INC.

#### MINUTES OF MEETING

February 11, 2013

4:06 p.m.

Members Present: Pat Archibald Rose Barcal Brenda Gunn  
Rich Hanneman Robin Hixson

Members Absent: Dave Koebel

Guest Present: Tom Dickerson

#### Agenda Item #1: Announcement of Location of Posted Meetings Act:

A copy of the Open Meetings Act is posted on the North wall of the conference room for public access and reference. A copy of the act is also available.

#### Agenda Item #2: Approval of the Notice of Meeting.

Notice of Meeting was published by the City and College in the Times and the Omaha World-Herald. Moved by Gunn and seconded by Hanneman to approve. Ayes: all. Nays: none. Motion approved.

#### Agenda Item #3: Approval of the Minutes From November 12, 2012 Meeting.

Moved by Gunn and seconded by Hanneman to approve the November 12, 2012 meeting minutes. Ayes: all. Nays: none. Motion approved.

#### Agenda Item #4: OPPD Geothermal System.

Archibald reported that the repairs are still underway. The coil has been ordered but waiting on the weather to be able to replace. The caused the problem, the coil freezing, is still unknown.

#### Agenda Item #5: Accent Wall in Commons Area.

Michelle Hackney, Facilities Management Interior Design Project Coordinator for MCC, had been out to Sarpy Center with color samples for the accenting in the Commons Area. The group visited the area to see the specific areas for paint, the South triangular wall and a portion surrounding the area. Of the samples, it was decided by the group to use the rare gray color. A schedule for painting has not been set.

#### Agenda Item #6: Update of Energy Management System.

The Energy Management System needs to be upgraded. The current system has no replacement parts available. Archibald advised that MCC had made the decision not to move forward with a

\$20,000 concrete project that had originally been planned and as a result, the savings would accommodate the City's portion of the Energy Management System.

Gunn suggested that because the entire building is getting older and will begin to require more significant facility improvements, it would be helpful to develop a long range capital improvement plan. Hanneman agreed and stated that Dickerson would be instrumental in this planning. Additional discussion was held concerning other MCC personnel to be involved. There was general agreement that this was an appropriate direction and as such will become an agenda item for future meetings.

Agenda Item #7: Other Business.

Barcal inquired about the possibility of special parking due to numerous parking complaints in the last two months. It was decided to have two stalls dedicated for senior citizen parking in the smaller West lot. Barcal will work on sign verbiage. Hixson will check with MCC Public Safety.

Agenda Item #8: Next Meeting.

Monday, May 13, 2013 at 4:00 p.m. La Vista Public Library, Room #142.

It was moved by Gunn and seconded by Barcal to adjourn the meeting at 4:48 p.m.

Minutes respectfully submitted by Rose Barcal

BANK NO BANK NAME

CHECK NO DATE VENDOR NO VENDOR NAME CHECK AMOUNT CLEARED VOIDED MANUAL

1 Bank of Nebraska (600-873)

46221 Payroll Checks

Thru 46222

46223 Gap in Checks

Thru 110170

110171	2/20/2013	3511 TAB HOLDING COMPANY INC	20,007.53	**MANUAL**
110172	2/26/2013	3702 LAUGHLIN, KATHLEEN A, TRUSTEE	474.00	**MANUAL**
110173	2/26/2013	4222 GREAT PLAINS GFOA	150.00	**MANUAL**
110174	3/05/2013	804 3E-ELECTRICAL ENGINEERING	614.64	
110175	3/05/2013	1741 A.M. SURPLUS MILITARY STORE	49.50	
110176	3/05/2013	3200 ABRAHAMS KASLOW & CASSMAN LLP	1,697.65	
110177	3/05/2013	897 ACI-NEBRASKA CHAPTER	60.00	
110178	3/05/2013	571 ALAMAR UNIFORMS	292.71	
110179	3/05/2013	536 ARAMARK UNIFORM SERVICES INC	467.99	
110180	3/05/2013	4809 ARPS SALES & SERVICE	232.00	
110181	3/05/2013	188 ASPHALT & CONCRETE MATERIALS	126.88	
110182	3/05/2013	4833 AVP ENERGY #5	90.00	
110183	3/05/2013	4818 B & H PHOTO VIDEO	251.44	
110184	3/05/2013	201 BAKER & TAYLOR BOOKS	1,720.36	
110185	3/05/2013	1839 BCDM-BERINGER CIACCIO DENNELL	420.00	
110186	3/05/2013	228 BEST CARE EMPLOYEE ASST PROGRM	.00	**CLEARED** **VOIDED**
110187	3/05/2013	228 BEST CARE EMPLOYEE ASST PROGRM	2,295.00	
110188	3/05/2013	196 BLACK HILLS ENERGY	9,703.36	
110189	3/05/2013	4799 BOLD OFFICE SOLUTIONS	1,164.41	
110190	3/05/2013	76 BUILDERS SUPPLY CO INC	137.02	
110191	3/05/2013	2078 CAVLOVIC, PAT	120.00	
110192	3/05/2013	2285 CENTER POINT PUBLISHING	298.38	
110193	3/05/2013	219 CENTURY LINK	1,166.24	
110194	3/05/2013	2540 CENTURY LINK BUSN SVCS	78.28	
110195	3/05/2013	3176 COMP CHOICE INC	87.50	
110196	3/05/2013	836 CORNHUSKER INTL TRUCKS INC	516.09	
110197	3/05/2013	2158 COX COMMUNICATIONS	131.87	
110198	3/05/2013	3136 D & D COMMUNICATIONS	272.13	
110199	3/05/2013	619 DELL MARKETING L.P.	.00	**CLEARED** **VOIDED**
110200	3/05/2013	619 DELL MARKETING L.P.	.00	**CLEARED** **VOIDED**
110201	3/05/2013	619 DELL MARKETING L.P.	14,181.25	
110202	3/05/2013	954 DHHS REG/LIC-POOL PERMIT	40.00	
110203	3/05/2013	59 DITCH WITCH OF OMAHA	1,227.20	
110204	3/05/2013	3193 ED ROEHR SAFETY PRODUCTS CO	334.89	
110205	3/05/2013	3334 EDGEWEAR SCREEN PRINTING	78.00	
110206	3/05/2013	3159 FASTENAL COMPANY	12.49	
110207	3/05/2013	3310 FBINAA-FBI NATL ACAD ASSOCS	200.00	
110208	3/05/2013	3415 FOCUS PRINTING	.00	**CLEARED** **VOIDED**
110209	3/05/2013	3415 FOCUS PRINTING	.00	**CLEARED** **VOIDED**
110210	3/05/2013	3415 FOCUS PRINTING	5,980.73	
110211	3/05/2013	1344 GALE	47.23	
110212	3/05/2013	1161 GALLS, AN ARAMARK COMPANY	224.93	
110213	3/05/2013	4644 GARROD, MANDY	180.00	



## ACCOUNTS PAYABLE CHECK REGISTER

BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
110214	3/05/2013			285	GRAYBAR ELECTRIC COMPANY INC	153.49			
110215	3/05/2013			3885	GROSSENBACHER BROTHERS INC	302.00			
110216	3/05/2013			3657	HEARTLAND PAPER	140.00			
110217	3/05/2013			3681	HEARTLAND TIRES AND TREADS	26.30			
110218	3/05/2013			630	HOCKENBERGS	223.88			
110219	3/05/2013			1127	HORNADY	2,930.40			
110220	3/05/2013			1612	HY-VEE INC	71.25			
110221	3/05/2013			530	IPMA	379.00			
110222	3/05/2013			2653	JONES AUTOMOTIVE INC	100.00			
110223	3/05/2013			1054	KLINKER, MARK A	17.00			
110224	3/05/2013			2394	KRIHA FLUID POWER CO INC	52.80			
110225	3/05/2013			787	LERNER PUBLISHING GROUP	39.46			
110226	3/05/2013			2380	LEXIS NEXIS MATTHEW BENDER	139.94			
110227	3/05/2013			4784	LIBRARY IDEAS LLC	6.50			
110228	3/05/2013			2327	LIEN TERMITE & PEST CONTROL	235.00			
110229	3/05/2013			877	MATHESON TRI-GAS INC	287.90			
110230	3/05/2013			2414	METHODIST HOSPITAL	350.00			
110231	3/05/2013			872	METROPOLITAN COMMUNITY COLLEGE	12,793.07			
110232	3/05/2013			553	METROPOLITAN UTILITIES DIST.	.00	**CLEARED**	**VOIDED**	
110233	3/05/2013			553	METROPOLITAN UTILITIES DIST.	.00	**CLEARED**	**VOIDED**	
110234	3/05/2013			553	METROPOLITAN UTILITIES DIST.	2,101.27			
110235	3/05/2013			98	MICHAEL TODD AND COMPANY INC	296.00			
110236	3/05/2013			1526	MIDLANDS LIGHTING & ELECTRIC	643.32			
110237	3/05/2013			2299	MIDWEST TAPE	1,283.04			
110238	3/05/2013			1050	MILLER PRESS	65.00			
110239	3/05/2013			4420	MOIS, LISA	95.00			
110240	3/05/2013			372	NE LIQUOR CONTROL COMMISSION	45.00			
110241	3/05/2013			407	NEBRASKA CODE OFFICIALS ASSN	430.00			
110242	3/05/2013			3284	NEBRASKA TURFGRASS ASSOCIATION	250.00			
110243	3/05/2013			3303	NEBRASKA WELDING LTD	67.04			
110244	3/05/2013			440	NMC EXCHANGE LLC	133.75			
110245	3/05/2013			408	NOBBIES INC	85.06			
110246	3/05/2013			1808	OCLC INC	29.64			
110247	3/05/2013			1014	OFFICE DEPOT INC	.00	**CLEARED**	**VOIDED**	
110248	3/05/2013			1014	OFFICE DEPOT INC	728.30			
110249	3/05/2013			109	OMNIGRAPHICS INC	119.40			
110250	3/05/2013			3935	ORIENTAL TRADING COMPANY	75.75			
110251	3/05/2013			2686	PARAMOUNT LINEN & UNIFORM	292.56			
110252	3/05/2013			1769	PAYLESS OFFICE PRODUCTS INC	73.98			
110253	3/05/2013			3058	PERFORMANCE CHRYSLER JEEP	30.00			
110254	3/05/2013			4037	PERFORMANCE FORD	22.95			
110255	3/05/2013			1821	PETTY CASH-PAM BUETHE	219.37			
110256	3/05/2013			74	PITNEY BOWES INC-PA	.00	**CLEARED**	**VOIDED**	
110257	3/05/2013			74	PITNEY BOWES INC-PA	.00	**CLEARED**	**VOIDED**	
110258	3/05/2013			74	PITNEY BOWES INC-PA	408.00			
110259	3/05/2013			1784	PLAINS EQUIPMENT GROUP	414.11			
110260	3/05/2013			3743	PROGRESSIVE BUSINESS	175.00			
110261	3/05/2013			802	QUILL CORPORATION	161.40			
110262	3/05/2013			3090	REGAL AWARDS OF DISTINCTION	77.59			
110263	3/05/2013			3774	RETRIEVEX	.00	**CLEARED**	**VOIDED**	
110264	3/05/2013			3774	RETRIEVEX	90.50			
110265	3/05/2013			487	SAPP BROS PETROLEUM INC	17,236.80			
110266	3/05/2013			1335	SARPY COUNTY CHAMBER OF	20.00			

## ACCOUNTS PAYABLE CHECK REGISTER

BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
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110267	3/05/2013	186	SARPY COUNTY ELECTION COMSSNR	1,483.89					
110268	3/05/2013	168	SARPY COUNTY LANDFILL	120.00					
110269	3/05/2013	4691	SARPY COUNTY SOCCER ASSN	752.88					
110270	3/05/2013	503	SCHOLASTIC LIBRARY PUBLISHING	370.50					
110271	3/05/2013	2927	SEAT COVER CENTER OF NEBRASKA	109.50					
110272	3/05/2013	672	SECRETARY OF STATE	20.00					
110273	3/05/2013	4826	SEILER INSTRUMENT	170.00					
110274	3/05/2013	395	SHAMROCK CONCRETE COMPANY	139.86					
110275	3/05/2013	461	SIMPLEX GRINNELL LP	1,593.00					
110276	3/05/2013	3925	SINNETT, HELEN	20.00					
110277	3/05/2013	115	SIRCHIE FINGER PRINT LABS	46.44					
110278	3/05/2013	3838	SPRINT	119.97					
110279	3/05/2013	3838	SPRINT	62.11					
110280	3/05/2013	4827	STAR OFFICE SUPPLY	.00		**CLEARED**	**VOIDED**		
110281	3/05/2013	4827	STAR OFFICE SUPPLY	331.04					
110282	3/05/2013	176	TURFWERKS	211.44					
110283	3/05/2013	2426	UNITED PARCEL SERVICE	6.28					
110284	3/05/2013	988	UPSTART	313.81					
110285	3/05/2013	300	UTILITY EQUIPMENT COMPANY	121.54					
110286	3/05/2013	809	VERIZON WIRELESS	66.07					
110287	3/05/2013	809	VERIZON WIRELESS	96.55					
110288	3/05/2013	809	VERIZON WIRELESS	61.89					
110289	3/05/2013	3413	VERNON COMPANY	773.13					
110290	3/05/2013	766	VIERREGGER ELECTRIC COMPANY	104.50					
110291	3/05/2013	1174	WAL-MART COMMUNITY BRC	.00		**CLEARED**	**VOIDED**		
110292	3/05/2013	1174	WAL-MART COMMUNITY BRC	907.55					
110293	3/05/2013	295	ZEE MEDICAL SERVICE INC	519.85					

APPROVED BY COUNCIL MEMBERS  
03/05/13

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

BANK TOTAL		117,571.32			
OUTSTANDING		117,571.32			
CLEARED		.00			
VOIDED		.00			

FUND	TOTAL	OUTSTANDING	CLEARED	VOIDED
01 GENERAL FUND	100,711.96	100,711.96	.00	.00
02 SEWER FUND	12,933.79	12,933.79	.00	.00
08 LOTTERY FUND	773.13	773.13	.00	.00
09 GOLF COURSE FUND	2,741.96	2,741.96	.00	.00
15 OFF-STREET PARKING	410.48	410.48	.00	.00

REPORT TOTAL	117,571.32
OUTSTANDING	117,571.32
CLEARED	.00
VOIDED	.00

+ GROSS PAYROLL 3/01/13	242,424.18
GRAND TOTAL	\$359,995.50

COUNCIL MEMBER

COUNCIL MEMBER

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
MARCH 5, 2013 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
FIREWORKS DISPLAY- LA VISTA DAZE TEMPORARY USE OF HWY. 85 (84 <sup>TH</sup> ST) ACCEPTANCE OF DUTIES	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOHN KOTTMANN CITY ENGINEER/ASSISTANT PUBLIC WORKS DIRECTOR

**SYNOPSIS**

A resolution has been prepared which acknowledges that the City of La Vista accepts the duties set forth in LB 589 and agrees to hold the State of Nebraska harmless from claims in order to make temporary use of State Highway 85 (84<sup>th</sup> Street). This requirement is applicable to all events being held after July 10, 2011. This resolution pertains to closing 84<sup>th</sup> Street on the evening of Friday, May 24, 2013 from 9:00pm to 10:30pm for traffic control during the fireworks display.

**FISCAL IMPACT**

No impact.

**RECOMMENDATION**

Approval.

**BACKGROUND**

Section 39-1359 R.R.S. Neb. 2008 was amended on May 24, 2011, by Legislative Bill 589 to provide that a temporary use of a state highway system, including full and partial lane restrictions, can be made for a special event where the roadway is located in the corporate limits of a city, if such city through formal action of its governing body acknowledges and accepts the duties set forth in subsection (2) of Section 39-1359 and indemnifies and holds the State of Nebraska harmless against claims made arising out of the special event and provides thirty (30) days advance notice to the State of Nebraska.

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA  
ACCEPTING DUTIES AND LIABILITIES FOR TEMPORARY USE OF STATE HIGHWAY 85**

WHEREAS, the City of La Vista desires to conduct a fireworks display on property adjacent to State Highway No. 85 in conjunction with the La Vista Daze celebration, and;

WHEREAS, the City of La Vista desires to make temporary use of State Highway No. 85 between Brentwood Drive and Harrison Street, and;

WHEREAS, the temporary use shall consist of the total closure of State Highway No. 85 to vehicular traffic, and;

WHEREAS, State Highway No. 85 between Brentwood Drive and Harrison Street is within the corporate limits of the City of La Vista, and;

WHEREAS, Section 39-1359 R.R.S. Neb. 2008 was amended on May 24, 2011, by Legislative Bill 589 to provide that a temporary use of a state highway system, including full and partial lane restrictions, can be made for a special event where the roadway is located in the corporate limits of a city, if such city through formal action of its governing body acknowledges and accepts the duties set forth in subsection (2) of Section 39-1359 and indemnifies and holds the State of Nebraska harmless against claims made arising out of the special event and provides thirty (30) days advance notice to the State of Nebraska.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, that pursuant to Section 39-1359 R.R.S. Neb. 2008, as amended by Legislative Bill 589 on May 24, 2011, the City of La Vista officially designates the La Vista Daze Fireworks Display as a special event under LB 589 and hereby notifies the State of Nebraska that it accepts the duties imposed by such law, and, if a claim is made against the state, shall indemnify, defend, and hold harmless the State of Nebraska from all claims, demands, actions, damages, and liability, including reasonable attorney's fees, that may arise as a result of the special event and the temporary use of State Highway No. 85 (aka 84<sup>th</sup> Street) from Brentwood Drive to Harrison Street between the hours of 9:00 pm and 10:30 pm on May 24, 2013 for traffic control during the fireworks display.

PASSED AND APPROVED THIS 5TH DAY OF MARCH, 2013

CITY OF LA VISTA

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

ATTEST:

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

ITEM A.6

**CITY OF LA VISTA  
MAYOR AND CITY COUNCIL REPORT  
MARCH 5, 2013 AGENDA**

<b>Subject:</b>	<b>Type:</b>	<b>Submitted By:</b>
PARADE- LA VISTA DAZE TEMPORARY USE OF HWY. 85 (84 <sup>TH</sup> ST) ACCEPTANCE OF DUTIES	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOHN KOTTMANN CITY ENGINEER/ASSISTANT PUBLIC WORKS DIRECTOR

**SYNOPSIS**

A resolution has been prepared which acknowledges that the City of La Vista accepts the duties set forth in LB 589 and agrees to hold the State of Nebraska harmless from claims in order to make temporary use of State Highway 85 (84<sup>th</sup> Street). This requirement is applicable to all events being held after July 10, 2011. This resolution pertains to closing 84<sup>th</sup> Street on Saturday, May 25, 2013 from 12:30pm to 4:30pm to allow for the parade to cross State Highway 85 (84<sup>th</sup> Street).

**FISCAL IMPACT**

No impact.

**RECOMMENDATION**

Approval.

**BACKGROUND**

Section 39-1359 R.R.S. Neb. 2008 was amended on May 24, 2011, by Legislative Bill 589 to provide that a temporary use of a state highway system, including full and partial lane restrictions, can be made for a special event where the roadway is located in the corporate limits of a city, if such city through formal action of its governing body acknowledges and accepts the duties set forth in subsection (2) of Section 39-1359 and indemnifies and holds the State of Nebraska harmless against claims made arising out of the special event and provides thirty (30) days advance notice to the State of Nebraska.

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA  
ACCEPTING DUTIES AND LIABILITIES FOR TEMPORARY USE OF STATE HIGHWAY 85**

WHEREAS, the City of La Vista desires to conduct a parade that will cross State Highway No. 85 in conjunction with the La Vista Daze celebration, and;

WHEREAS, the City of La Vista desires to make temporary use of State Highway No. 85 between Brentwood Drive and Harrison Street, and;

WHEREAS, the temporary use shall consist of the total closure of State Highway No. 85 to vehicular traffic, and;

WHEREAS, State Highway No. 85 between Brentwood Drive and Harrison Street is within the corporate limits of the City of La Vista, and;

WHEREAS, Section 39-1359 R.R.S. Neb. 2008 was amended on May 24, 2011, by Legislative Bill 589 to provide that a temporary use of a state highway system, including full and partial lane restrictions, can be made for a special event where the roadway is located in the corporate limits of a city, if such city through formal action of its governing body acknowledges and accepts the duties set forth in subsection (2) of Section 39-1359 and indemnifies and holds the State of Nebraska harmless against claims made arising out of the special event and provides thirty (30) days advance notice to the State of Nebraska.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, that pursuant to Section 39-1359 R.R.S. Neb. 2008, as amended by Legislative Bill 589 on May 24, 2011, the City of La Vista officially designates the La Vista Daze Parade as a special event under LB 589 and hereby notifies the State of Nebraska that it accepts the duties imposed by such law, and, if a claim is made against the state, shall indemnify, defend, and hold harmless the State of Nebraska from all claims, demands, actions, damages, and liability, including reasonable attorney's fees, that may arise as a result of the special event and the temporary use of State Highway No. 85 (aka 84<sup>th</sup> Street) from Brentwood Drive to Harrison Street between the hours of 12:30 pm and 4:30 pm on May 25, 2013 for traffic control during the parade.

PASSED AND APPROVED THIS 5TH DAY OF MARCH, 2013

CITY OF LA VISTA

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

ATTEST:

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