

# MINUTE RECORD

A-2

No. 729 — REFIELD & COMPANY, INC. OMAHA E1310558LD

## LA VISTA CITY COUNCIL MEETING April 5, 2016

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 April 5, 2016. Present were Councilmembers: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Clerk Buethe, Police Chief Lausten, Community Development Director Birch, Director of Public Works Soucie, Director of Administrative Services Pokorny, Finance Director Miserez, Library Director Barcal, Human Resources Manager Garrod, Recreation Director Stopak and Assistant Public Works Director/City Engineer Kottmann.

A notice of the meeting was given in advance thereof by publication in the Times on March 23, 2016. 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 group in the Pledge of Allegiance and made the announcements.

### A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE MARCH 15, 2016 CITY COUNCIL MEETING
3. APPROVAL OF THE MINUTES OF THE MARCH 10, 2016 LIBRARY ADVISORY BOARD MEETING
4. REQUEST FOR PAYMENT — UPSTREAM WEEDS — PROFESSIONAL SERVICES — PAPILLION-LA VISTA PARTNERSHIP — \$1,500.00
5. REQUEST FOR PAYMENT — THOMPSON, DREESSEN & DORNER, INC. — PROFESSIONAL SERVICES — BIG PAPIO CREEK SIPHON REPAIR — \$1,630.00
6. REQUEST FOR PAYMENT — THOMPSON, DREESSEN & DORNER, INC. — PROFESSIONAL SERVICES — CITY PARKING DISTRICT ACCESS IMPROVEMENTS — DRAINAGE — \$12,232.50
7. REQUEST FOR PAYMENT — THOMPSON, DREESSEN & DORNER, INC. — PROFESSIONAL SERVICES — THOMPSON CREEK — \$1,015.65
8. REQUEST FOR PAYMENT — FELSBERG HOLT & ULLEVIG — PROFESSIONAL SERVICES — COSTCO TRAFFIC REVIEW — \$262.50
9. APPROVAL OF CLAIMS

ACCREDITED COLLECTION SVC INC, payroll	\$162.08
ACTION BATTERIES, services	\$29.94
ALAMAR UNIFORMS, apparel	\$2,941.60
ANDERSON EXCAVATING CO, services	\$97,859.60
ARBOR DAY FOUNDATION, services	\$15.00
ARTHUR J GALLAGHER RISK, services	\$192,518.00
ASPHALT & CONCRETE MATERIALS, maint.	\$1,779.30
BADGER BODY, maint.	\$200.00
BAKER & TAYLOR, books	\$1,276.01
BARCAL, R., travel	\$66.44
BAXTER FORD, maint.	\$66.73
BISHOP BUSINESS EQUIPMENT, supplies	\$1,663.26
BLACK HILLS ENERGY, utilities	\$1,604.23
BOBCAT OF OMAHA, maint.	\$668.38
BUETHE, P., travel	\$91.80
CARDMEMBER SERVICE-ELAN, services, travel	\$7,016.09
CAVENDISH SQUARE PUBLISHING, books	\$258.38
CAVLOVIC, P., travel	\$139.74
CDW GOVERNMENT INC, services	\$6,852.37

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CENTER POINT PUBLISHING, books	\$427.20
CENTURY LINK, phones	\$159.27
CIACCIO ROOFING CORP, bld&grnds	\$336.42
CITY OF PAPILLION, services	\$8,735.35
CONSOLIDATED MANAGEMENT, services	\$23.25
CREDIT MANAGEMENT SVCS, payroll	\$7.68
CSP 529, payroll	\$50.00
CULLIGAN OF OMAHA, bld&grnds	\$5.00
DATASHIELD CORP, services	\$19.05
DEARBORN NATIONAL LIFE INS CO, services	\$5,191.01
DHHS -POOL PERMIT, services	\$40.00
DIAMOND VOGEL PAINTS, bld&grnds	\$297.72
ED ROEHR SAFETY PRODUCTS, supplies	\$9,322.00
EFTPS, payroll	\$65,323.52
EN POINTE TECHNOLOGIES SALES, services	\$196.47
ENCYCLOPAEDIA BRITANNICA INC, media	\$800.00
FBINAA-FBI NATL ACAD, services	\$300.00
FEDEX KINKO'S, services	\$72.90
FILTER CARE, maint.	\$48.20
FITZGERALD SCHORR BARMETTLER, services	\$36,863.10
GALE, books	\$289.38
GCR TIRES & SERVICE, supplies	\$488.52
GENERAL FIRE & SAFETY EQUIP, services	\$440.00
GENUINE PARTS CO, maint.	\$1,291.28
GRAYBAR ELECTRIC CO, bld&grnds	\$578.76
H W WILSON CO, books	\$345.00
HOME DEPOT, maint.	\$83.63
HSMC ORIZON LLC, services	\$10,602.83
ICMA, payroll	\$34,290.30
INGRAM LIBRARY SERVICES, books	\$474.33
INLAND TRUCK PARTS, maint.	\$101.17
JEANNIE FINKE, services	\$100.00
LARRY'S BOILER SERVICE, bld&grnds	\$2,396.31
LFOP DUES, payroll	\$1,220.00
MATTHEW JOHN GOLTL, bld&grnds	\$1,550.00
MAX I WALKER UNIFORMS, services	\$485.32
MENARDS-RALSTON, bld&grnds	\$1,347.64
MIDWEST TAPE, media	\$219.95
MUD, utilities	\$1,744.62
NE CHILD SUPPORT PAYMENT CTR, payroll	\$966.08
NE DEPT OF LABOR, services	\$198.00
NE LAW ENFORCEMENT, services	\$285.00
NE STATE INCOME TAX, payroll	\$9,594.06
NEBRASKA CONCRETE & AGGREGATES, services	\$290.00
NEBRASKA SALT & GRAIN CO, maint.	\$6,900.31
NEW YORK TIMES, books	\$488.80
NUTS AND BOLTS INC, bld&grnds	\$16.08
OFFICE DEPOT INC, supplies	\$919.63
O'KEEFE ELEVATOR CO, bld&grnds	\$50.91
OMNIGRAPHICS INC, books	\$364.95
OPPD, utilities	\$82,916.83
PAPILLION SANITATION, services	\$935.34
PAYFLEX SYSTEMS, services	\$276.30
PETTY CASH, travel	\$266.94
PLAINS EQUIPMENT, maint.	\$291.04
POLICE INSURANCE, payroll	\$261.89
PROGRESSIVE BUSINESS, services	\$175.00
PUBLIC AGENCY TRAINING COUNCIL, services	\$2,950.00
QP ACE HARDWARE, bld&grnds	\$1,139.68
REMINGTON ARMS CO, services	\$450.00

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SAFARILAND LLC, services	\$450.00
SAM'S CLUB, supplies	\$114.92
SARPY COUNTY TREASURER, services	\$2,500.00
SECAP FINANCE, services	\$526.71
SIMPLEX GRINNELL LP, services	\$446.78
SIRCHIE FINGER PRINT LABS, services	\$163.41
SPRINT, phones	\$643.40
SUCCESS FACTORS INC, services	\$9,256.20
TIGHTON FASTENER & SUPPLY, bid&grnds	\$76.50
TRAFFIC CONTROL CORP, maint.	\$4,200.00
TURF CARS LTD, services	\$163.54
UNITE PRIVATE NETWORKS, services	\$3,850.00
VAN RU CREDIT CORP, payroll	\$52.91
VIERREGGER ELECTRIC CO, maint.	\$689.75
WICK'S STERLING TRUCKS, maint.	\$520.40

Councilmember Crawford made a motion to approve the consent agenda. Seconded by Councilmember Hale. Councilmember Thomas reviewed the bills and, upon his arrival at 6:09 stated everything was in order. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

## UPDATE — LA VISTA COMMUNITY FOUNDATION ACTIVITIES — LEAH HOINS

Leah Hoins, Executive Director of the La Vista Community Foundation presented the 2015 Annual Report to the Mayor and City Council.

## REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Police Chief Lausten reported on a structure fire that had just happened. He reported that Captain Waugh graduated from the FBI Academy in March. Lausten informed Council that the last DARE graduation will be Friday at Portal Elementary. The police recruits have begun their training in Grand Island.

Director of Public Works Soucie gave updates on Thompson Creek and 66<sup>th</sup> Street. Soucie also reminded Council that clean up days are April 22<sup>nd</sup> and 23<sup>rd</sup>.

## B. CITIZEN ADVISORY REVIEW COMMITTEE — EDP REPORT

### 1. PUBLIC HEARING

At 6:18 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the Citizen Advisory Review Committee — EDP Report. Doug Kellner with the committee was in attendance to answer any questions.

At 6:18 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Sell. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

Councilmember Sell made a motion to receive and file the EDP Report. Seconded by Councilmember Hale. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

## C. AMEND VARIOUS SECTIONS OF THE LA VISTA MUNICIPAL CODE

### 1. ORDINANCE — AMEND SECTIONS 92.17 AND 92.21

Councilmember Quick introduced Ordinance No. 1274 entitled; AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTIONS 92.17 AND 92.21 RELATING TO NUISANCES; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

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Councilmember Sell moved that the statutory rule requiring reading on three different days be suspended. Councilmember Hale seconded the motion to suspend the rules and roll call vote on the motion. The following Councilmembers voted aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Councilmember Sell moved for final passage of the ordinance which motion was seconded by Councilmember Hale. The Mayor then stated the question, "Shall Ordinance No. 1274 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. 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.

## **2. ORDINANCE – AMEND SECTION 93.003**

Councilmember Hale introduced Ordinance No. 1275 entitled; AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTION 93.003; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Quick moved that the statutory rule requiring reading on three different days be suspended. Councilmember Sell seconded the motion to suspend the rules and roll call vote on the motion. The following Councilmembers voted aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Councilmember Hale moved for final passage of the ordinance which motion was seconded by Councilmember Crawford. The Mayor then stated the question, "Shall Ordinance No. 1275 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. 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.

## **3. ORDINANCE – AMEND SECTIONS 93.016, 93.019 AND 93.020**

Councilmember Hale introduced Ordinance No. 1276 entitled; AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTIONS 93.016; 93.019 AND 93.020 RELATING TO SIDEWALKS; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Quick 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. The following Councilmembers voted aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Councilmember Hale moved for final passage of the ordinance which motion was seconded by Councilmember Frederick. The Mayor then stated the question, "Shall Ordinance No. 1276 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared

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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.

#### **4. ORDINANCE — AMEND SECTION 95.05**

Councilmember Hale introduced Ordinance No. 1277 entitled; AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTION 95.05; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Quick 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. The following Councilmembers voted aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Councilmember Hale moved for final passage of the ordinance which motion was seconded by Councilmember Frederick. The Mayor then stated the question, "Shall Ordinance No. 1277 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. 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.

#### **5. ORDINANCE — AMEND SECTION 130.01**

Councilmember Hale introduced Ordinance No. 1278 entitled; AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTION 130.01; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Quick 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. The following Councilmembers voted aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Councilmember Hale moved for final passage of the ordinance which motion was seconded by Councilmember Frederick. The Mayor then stated the question, "Shall Ordinance No. 1278 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. 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 — ASSIGN — KENO OPERATOR AGREEMENT**

Councilmember Sell introduced and moved for the adoption of Resolution No.16-033; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING AN ASSIGNMENT AND ASSUMPTION AGREEMENT WITH RESPECT TO KENO LOTTERY OPERATOR AGREEMENT.

WHEREAS, a majority of the vote by the registered voters of the City of La Vista in 1989 was cast in favor of authorizing the establishment of a municipal lottery; and

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WHEREAS, the Mayor and City Council established a keno-type lottery and awarded successive contracts to operate said lottery, the current of which is the Lottery Operator Agreement between the City and La Vista Keno, Inc. ("Current Operator"), dated August 8, 2008, as amended by Amendment Nos. 1 and 2, ("Lottery Operator Agreement"); and

WHEREAS, Richard T. Bellino, the sole owner of the shares of Current Operator unexpectedly passed away on July 31, 2015; and

WHEREAS, Mary Kay Bellino, as personal representative of the Estate of Richard T. Bellino and successor to the shares of Current Operator, advised the City that she has entered an agreement to sell the Current Operator's keno operations and all related real estate and other assets and operations; and in connection with said sale, has requested City approval of the assignment and assumption of the current Lottery Operator Agreement to and by the buyer, LVK Holdings LLC ("Buyer").

WHEREAS, the Buyer intends to maintain the status quo after the sale and continue keno and related operations at the same headquarters at 7101 South 84<sup>th</sup> Street and satellite locations in substantially the same manner as conducted by the Current Operator.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, that the Assignment and Assumption Agreement as presented at this meeting is hereby approved and the Mayor and City Clerk are hereby authorized to execute said Assignment and Assumption Agreement on behalf of the City of La Vista, subject to any additions or changes as the City Administrator determines necessary or advisable.

BE IT FURTHER RESOLVED that the Mayor or City Administrator or his or her designee shall be authorized to take all further actions on behalf of the City as he or she determines necessary or appropriate to implement and carry out the Assignment and Assumption Agreement.

Seconded by Councilmember Hale. Dan Waters, representing the Bellino Family and Bill Harvey, representing LVK Holdings LLC spoke to Council and were present to answer any questions. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

## E. FIREWORKS PERMITS

### 1. RESOLUTION – ESTABLISH NUMBER OF PERMITS

Councilmember Hale introduced and moved for the adoption of Resolution No.16-034; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, ESTABLISHING THE MAXIMUM NUMBER OF FIREWORKS STANDS TO BE PERMITTED IN THE CITY OF LA VISTA FOR CALENDAR YEAR 2016.

WHEREAS, Section 111.17 and Section 111.18 of the Municipal Code establish criteria that must be met for the issuance of fireworks stand permits, and

WHEREAS, Section 111.17 (A) of the Municipal Code states in part that, "Each year the City Council shall, by resolution, establish the maximum number of permits to be issued."

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, that the maximum number of fireworks stand permits to be issued in calendar year 2016 shall not exceed eight.

BE IT FURTHER RESOLVED, that per Section 111.17 (C) (10) of the Municipal Code, permit holders shall provide the City of La Vista with a certificate of insurance for their fireworks stand in the type and amount outlined.

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BE IT FURTHER RESOLVED, that the written statement of income and expenses, which is required by Section 111.17 (C) (3) of the Municipal Code, be detailed and provide the City with a breakdown of specific expenditures related to the fireworks operation, income from the sale of fireworks, net profit, and specific community betterment expenditures.

BE IT FURTHER RESOLVED, that the issuance of a fireworks permit is conditional upon compliance with the Municipal Code, the Zoning Ordinance, and any other applicable regulations.

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

## **2. RESOLUTION - ISSUANCE OF PERMITS**

Councilmember Hale introduced and moved for the adoption of Resolution No.16-035; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING THE FIREWORKS STAND PERMIT APPLICATION OF MONARCH YOUTH WRESTLING, PAPILLION LA VISTA SPIRIT FOOTBALL, LA VISTA COMMUNITY FOUNDATION, LA VISTA YOUTH, LA VISTA LANCER SOCCER CLUB, LA VISTA YOUTH BASEBALL ASSOCIATION, CORNERSTONE CHURCH, AND BEAUTIFUL SAVIOR LUTHERAN CHURCH.

WHEREAS, the City of La Vista requires City approval of the sale of fireworks within the City limits, and

WHEREAS, the guidelines for application and sale of fireworks in La Vista are specified in the La Vista Municipal Code, Section 111.17 and Section 111.18; and

WHEREAS, eight (8) non-profit organizations have applied for permission to sell fireworks in the City of La Vista in conformance with the Municipal Code, the Zoning Ordinance and any other applicable regulations; and

WHEREAS, City staff has reviewed all applications received in 2016 for the purpose of determining which applications were compliant with the Municipal Code, the Zoning Ordinance or any other applicable regulations.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, hereby conditionally grant a permit to:

Monarch Youth Wrestling, Papillion La Vista Spirit Football, La Vista Community Foundation, La Vista Youth, La Vista Lancer Soccer Club La Vista Youth Baseball Association, Cornerstone Church, and Beautiful Savior Lutheran Church to sell fireworks within the City of La Vista for the 2016 calendar year subject to receipt of all appropriate application materials and compliance with recommendations made by the Chief Building Official regarding their site plan; compliance with the Municipal Code, the Zoning Ordinance and any other applicable regulations; and attendance by an official of the nonprofit organization which applied for the permit and a representative for their fireworks supplies at a meeting with City staff (date and time to be established).

Seconded by Councilmember Sell. Discussion was held regarding permits. Councilmember Crawford made a motion to approve all but Cornerstone Church until they provide some requested information. A motion by Hale was already on the table for consideration. Councilmember Hale chose not to amend her motion and therefore the motion for vote was to approve all the permits. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Quick, Hale and Sell. Nays: Crawford. Abstain: None. Absent: None. Motion carried.

## **F. RESOLUTION - PURCHASE PICKUP TRUCK - STREETS**

Councilmember Quick introduced and moved for the adoption of Resolution No.16-036; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE OF ONE (1) 2016 CHEVROLET SILVERADO 4X4 2500HD PICKUP TRUCK FROM SID DILLON

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**CHEVROLET BUICK, WAHOO, NEBRASKA FOR AN AMOUNT NOT TO EXCEED \$63,041.**

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

WHEREAS, the FY 16 Street Operating Budget provides funding for the proposed purchase, 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) 2016 Chevrolet Silverado 4x4 2500HD pickup truck from Sid Dillon Chevrolet Buick, Wahoo, Nebraska for an amount not to exceed \$63,041.

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

## **G. RESOLUTION -- PURCHASE GOOSE-NECK TRAILER**

Councilmember Quick introduced and moved for the adoption of Resolution No.16-037; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE OF ONE (1) 2016 GOOSE-NECK TRAILER FROM KAUFMAN TRAILER, LEXINGTON, NORTH CAROLINA IN AN AMOUNT NOT TO EXCEED \$6,380.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of a goose-neck trailer for the Public Works department is necessary; and

WHEREAS, the FY 16 Street Operating Budget provides funding for this purchase; and

WHEREAS, the goose-neck trailer is necessary for the transportation of larger equipment; 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 La Vista, Nebraska hereby authorize the purchase of one (1) 2016 Goose-Neck Trailer from Kaufman Trailer, Lexington, North Carolina in an amount not to exceed \$6,380.

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

## **H. RESOLUTION -- PURCHASE TACK SPRAYER**

Councilmember Quick introduced and moved for the adoption of Resolution No.16-038; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE OF ONE (1) 2016 TPS210T TACK SPRAYER FROM LOGAN CONTRACTORS SUPPLY, OMAHA, NEBRASKA FOR AN AMOUNT NOT TO EXCEED \$9,435.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of a tack sprayer for the Streets Division is necessary, and

WHEREAS, the FY 16 Street Operating Budget provides funding for the proposed purchase, and



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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) 2016 TPS210T Tack Sprayer from Logan Contractors Supply, Omaha, Nebraska for an amount not to exceed \$9,435.

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

Councilmember Crawford made a motion to move Comments from the Floor ahead of Item 1, Executive Session. Seconded by Councilmember Hale. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

## COMMENTS FROM THE FLOOR

There were no comments from the floor.

## I. EXECUTIVE SESSION - SECURITY PROTOCOLS; STRATEGY SESSION- POTENTIAL REAL ESTATE ACQUISITION

At 6:48 p.m. Councilmember Crawford made a motion to go into executive for protection of the public interest to discuss security protocols and for a strategy session about potential real estate acquisition. Seconded by Councilmember Hale. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried. Mayor Kindig stated the executive session would be limited to the subject matter contained in the motion.

At 9:30 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, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

## COMMENTS FROM MAYOR AND COUNCIL

Councilmember Sheehan informed Council of an upcoming Sarpy County Senator Breakfast on April 8<sup>th</sup>.

Mayor Kindig gave a legislative update.

At 9:33 p.m. Councilmember Hale made a motion to adjourn the meeting. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

PASSED AND APPROVED THIS 19TH DAY OF APRIL, 2016

CITY OF LA VISTA

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Douglas Kindig, Mayor

ATTEST:

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Pamela A. Buethe, CMC  
City Clerk