

# MINUTE RECORD

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

## LA VISTA CITY COUNCIL MEETING November 20, 2007

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 November 20, 2007. Present were Mayor Kindig and Councilmembers: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Absent: None. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Engineer Kottmann, City Clerk Buethe, Finance Director Lindberg, Library Director Iwan, Community Development Director Birch, Police Chief Lausten, Fire Chief Uhl, Recreation Director Stopak, and Public Works Director Soucie.

A notice of the meeting was given in advance thereof by publication in the Times on November 8, 2007. 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 within 10 days after said meeting and prior to the next convened meeting of said body.

Mayor Kindig called the meeting to order and led the audience in the pledge of allegiance.

Mayor Kindig made an announcement of the location of the posted copy of the Open Meetings Act for public reference.

### PROCLAMATION – NATIONAL FAMILY WEEK

The Mayor read a proclamation for National Family Week from November 14 – 24, 2007.

#### A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF CITY COUNCIL MINUTES FROM NOVEMBER 6, 2007
3. APPROVAL OF LIBRARY ADVISORY BOARD MINUTES FROM SEPTEMBER 13, 2007
4. PAY REQUEST #2 FROM JOHN Q HAMMONS FOR CONSTRUCTION  
LOAN - \$1,008,069.60
5. KEYSTONE TRAIL – LA VISTA LINK
- a. PAY REQUEST FROM THOMPSON, DREESSEN & DORNER, INC. FOR PROFESSIONAL SERVICES - \$4,507.82
6. APPROVAL OF CLAIMS

Councilmember McLaughlin made a motion to approve the consent agenda as presented. Seconded by Councilmember Quick. Councilmember Ellerbeck reviewed the claims for this period and reported that he found everything to be in order. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

3CMA MEMBERSHIP, Training	300.00
A.S.P. ENTERPRISES, St. Maint.	650.24
AA WHEEL & TRUCK SUPPLY, Vehicle Maint.	143.30
ACTION BATTERIES, Bldg & Grnds/Vehicle Supplies	369.80
ALAMAR UNIFORMS, Wearing Apparel	123.99
ALL MAKES, Equip. Repair	83.00
AQUILA, Utilities	198.28
ARAMARK UNIFORM SERVICES, Contract Services	232.69
ASSOCIATED FIRE PROTECTION, Contract Services	1,090.50
BAKER & TAYLOR BOOKS, Books	322.09
BBC AUDIOBOOKS AMERICA, Media	187.38
BENNINGTON IMPLEMENT, Vehicle Maint.	608.22
BENSON RECORDS, Contract Services	50.30
BRENTWOOD AUTO WASH, Vehicle Maint.	104.67
BUILDERS SUPPLY CO, Maint./Supplies	94.87
CARDMEMBER SERVICE, Travel/Training/Printing	8,896.70
CENTER POINT PUBLISHING, Books	80.28
CITY OF OMAHA, Contract Services	40,145.52
CITY OF PAPILLION, Training	190.00
CJ'S HOME CENTER, Bldg & Grnds/Maint.	1,095.09
CONTROL MASTERS, Bldg & Grnds	34.20
COX COMMUNICATIONS, Contract Services	252.65
DATA TECHNOLOGIES, Contract Services	8,345.87

# MINUTE RECORD

November 20, 2007

NO. 729—REDFIELD & COMPANY, INC., OMAHA

DBA MUDJACKING, Storm Sewer Maint.	1,050.00
DEMCO, Supplies	383.98
DMI VIDEOS, Media	201.12
ED ROEHR SAFETY PRODUCTS, Publication	125.96
ELECTRIC FIXTURE & SUPPLY, Bldg & Grnds	93.68
EXPERIMENTAL DECALS, Wearing Apparel	10.50
FASTENAL COMPANY, Vehicle Maint.	417.84
FEDEX, Postage	7.94
FEDEX KINKO'S, Printing	436.71
FIRE-EXTRICATION-HAZMAT, Rescue Revenue	161.60
FISHER EQUIPMENT COMPANY, Traffic Signs	955.15
FITZGERALD SCHORR BARMETTLER, Professional Services	4,776.50
GRAINGER, Bldg & Grnds	10.19
GRAYBAR ELECTRIC, Bldg & Grnds	90.55
GREAT PLAINS ONE-CALL SVC, Contract Services	361.51
GUNN, BRENDA, Travel	76.90
H W WILSON COMPANY LOCKBOX, Books	227.00
HANEY SHOE STORE, Wearing Apparel	240.00
HANNEBAUM GRAIN, Maintenance	6,224.38
HARM'S CONCRETE, Street Maint.	83.00
HEARTLAND TIRES AND TREADS, Vehicle Maint.	511.08
HEIMES CORPORATION, Street Maint.	244.99
HOBBY LOBBY, Equipment	46.62
HOME DEPOT, Bldg & Grnds	7.12
HOST COFFEE, Concessions	39.60
HUNTEL, Contract Services	3,954.71
HURST, JEAN, Travel	175.57
INDUSTRIAL SALES, Bldg & Grnds	12.27
INLAND TRUCK PARTS, Vehicle Maint.	70.85
IOWA PRISON INDUSTRIES, Traffic Signs	224.84
IWAN, ROSE, Travel	184.30
J Q OFFICE EQUIPMENT, Supplies/Contract Services	435.29
JO DON'S, Supplies	160.00
LANDSHIRE, Concessions	134.54
LANGLEY ANIMAL HOSPITAL, Contract Services	15.00
LAUGHLIN, KATHLEEN, Payroll Withholdings	372.00
LERNER PUBLISHING GROUP, Books	1,155.27
LINWELD, Supplies/Storm Sewer Maint.	111.23
LOGAN CONTRACTORS SUPPLY, Bldg & Grnds/Vehicle Maint.	450.29
LOU'S SPORTING GOODS, Equipment	419.53
M & M PORTABLES, Rentals	136.00
MARSHALL CAVENDISH CORP, Books	150.09
MAX I WALKER CLEANERS, Uniform Cleaning	235.30
METAL SUPERMARKETS, Bldg & Grnds	46.93
METRO GRAPHIC ARTS, Printing	143.30
METRO LANDSCAPE, Bldg & Grnds	938.00
MIDLANDS COMMUNITY HOSPITAL, Legal Advertising	150.00
MIDWEST GANG INVESTIGATORS, Dues	25.00
MILLER PRESS, Printing	110.00
MSC INDUSTRIAL SUPPLY, Equip. Repair	213.81
NE LIBRARY COMMISSION, CD Rom	26.97
NEBRASKA MACHINERY, Vehicle Maint.	33.81
NEBRASKA TURF PRODUCTS, Street Maint.	450.00
NEUMAN EQUIPMENT COMPANY, Bldg & Grnds	122.00
NEXTEL, Telephone	383.61
NORTHERN WATER WORKS, Equip. Repair	486.00
OABR PRINT SHOP, Printing	150.45
OFFICE DEPOT, Supplies	1,041.18
OMAHA COMPOUND COMPANY, Bldg & Grnds	165.39
ON YOUR MARKS, Supplies	983.03
OPPD, Utilities	31,100.10
OVERHEAD DOOR, Bldg & Grnds	29.25
PAM BUETHE, Vehicle Maint./Contract Services	61.99
PAPILLION SANITATION, Contract Services	214.60
PARAMOUNT LINEN & UNIFORM, Uniform Cleaning	320.58
PENWORTHY COMPANY, Books	994.36
PRECISION INDUSTRIES, Vehicle Maint.	23.15
PRESCO SALES & SERVICE, Equip. Maint.	4,341.64
PRINCIPAL LIFE-FLEX SPENDING, Employee Benefits	155.25
QUALITY BRANDS, Concessions	82.35
QWEST, Telephone	81.52
RADAR SHOP, Equipment	23.50

# MINUTE RECORD

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

November 20, 2007

READY MIXED CONCRETE, Street Maint.	4,116.05
REMINGTON ARMS, Training	400.00
ROURKE PUBLISHING, Books	2,337.10
SAM'S CLUB, Concessions	590.72
SAPP BROS PETROLEUM, Vehicle Maint.	6,656.74
SARPY COUNTY TREASURER, Contract Services	12,075.00
SHAMROCK CONCRETE COMPANY, Bldg & Grnds	36.00
STERIL MANUFACTURING, Bldg & Grnds	50.00
SUBURBAN NEWSPAPERS, Legal Advertising	319.35
THOMPSON DREESSEN & DORNER, Professional Services	8,498.45
THOMSON GALE, Books	66.21
THREE RING ENTERPRISES, Vehicle Maint.	1,152.48
TROE, ANN, Printing	745.00
U S ASPHALT COMPANY, Street Maint.	54.74
UPS, Postal	15.75
UNIVERSAL HOSPITAL SVCS, Training	2,390.00
UNIVERSITY OF NE LINCOLN, Training	30.00
VIERREGGER ELECTRIC, Street Maint.	20,312.88
WASTE MANAGEMENT, Contract Services	648.57
WICK'S STERLING TRUCKS, Vehicle Maint.	9.49

## REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

City Administrator Gunn informed Council the Employee Activity Committee is holding a coat drive through December 31, 2007 and has collection boxes set up for Toys for Tots through December 9th. The City also has collection bins for the food drive sponsored by the Chamber of Commerce through the end of November.

Fire Chief Uhl informed Council that he recently visited the Sutphen Corporation in Columbus, Ohio for inspection of new fire pumper truck the City has ordered. He stated there were a few deficiencies on the pumper which will be fixed by their December meeting to inspect the aerial. Uhl informed Council that there have been 25 applicants for the LVFD after the weekend academy. He informed Council that the phone number given by Ralston allows a person to pick which department they wish to contact and gives them the appropriate contact information.

## B. ORDINANCE – BOND ISSUANCE – PUBLIC SAFETY BONDS (FIRE EQUIPMENT)

Councilmember McLaughlin introduced Ordinance No. 1050, which was tabled at the November 6, 2007 meeting, entitled: AN ORDINANCE AUTHORIZING THE ISSUANCE OF PUBLIC SAFETY TAX ANTICIPATION BONDS OF THE CITY OF LA VISTA, NEBRASKA, IN THE PRINCIPAL AMOUNT OF ONE MILLION THREE HUNDRED THIRTY-FIVE THOUSAND DOLLARS (\$1,335,000) FOR THE PURPOSE OF PAYING THE COSTS OF THE ACQUIRING CERTAIN PUBLIC SAFETY EQUIPMENT; PRESCRIBING THE FORM OF SAID BONDS; PROVIDING FOR THE LEVY AND COLLECTION OF TAXES TO PAY THE SAME; PROVIDING FOR THE SALE OF THE BONDS; AUTHORIZING THE DELIVERY OF THE BONDS TO THE PURCHASERS; PROVIDING FOR THE DISPOSITION OF BOND PROCEEDS; AND ORDERING THE ORDINANCE PUBLISHED IN PAMPHLET FORM.

Councilmember Carlisle moved that the statutory rule requiring reading on three different days be suspended. Councilmember Sell seconded the motion to suspend the rules and upon roll call vote on the motion the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were 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 Carlisle moved for final passage of the ordinance which motion was seconded by Councilmember Quick. The Mayor then stated the question was, "Shall Ordinance No.1050 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were 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

## C. COLLECTIVE BARGAINING AGREEMENT – LA VISTA FRATERNAL ORDER OF POLICE

### 1. RESOLUTION – APPROVE PROPOSED COLLECTIVE BARGAINING AGREEMENT

Councilmember Gowan introduced and moved for the adoption of Resolution No. 07-118: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA

# MINUTE RECORD

November 20, 2007

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

ACCEPTING THE PROPOSED COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF LA VISTA AND THE LA VISTA FRATERNAL ORDER OF POLICE, LODGE NO. 28 FOR FISCAL YEAR 2008 AND FISCAL YEAR 2009 AND AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENT.

WHEREAS, the City of La Vista has recognized the La Vista Police Officers Association for the purpose of collective bargaining by Resolution No. 78-020; and

WHEREAS, the La Vista Police Officers Association is now a member of and affiliated with the Fraternal Order of police and is known as the La Vista Fraternal Order of Police Lodge No. 28 ("LVFOP"); and

WHEREAS, the City Administrator and the LVFOP's appointed negotiating team have reached a tentative agreement as authorized by and in accordance with Resolution No. 78-020;

WHEREAS, the membership of the LVFOP did vote on and approve the tentative agreement reached by the City Administrator and the LVFOP's negotiating team with said votes being tabulated on November 12, 2007.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of La Vista, Nebraska, does hereby accept the terms of the negotiated agreement and authorizes the Mayor of the City of La Vista, Nebraska, to execute the same on behalf of the City subject to approval of form by the city attorney and city administrator.

BE IT FURTHER RESOLVED that the Mayor and City Council hereby agree and declare that the effective date of the Agreement shall be October 1, 2007.

Seconded by Councilmember McLaughlin. Councilmember Sheehan stated he wanted to see a 3 year contract; and that was the only reason that he would be voting against the resolution. Councilmembers voting aye: Sell, Ronan, Quick, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: Sheehan. Absent: None. Motion carried.

## 2. ORDINANCE – AMEND COMPENSATION ORDINANCE

Councilmember McLaughlin introduced Ordinance No. 1051 entitled: AN ORDINANCE TO FIX THE COMPENSATION OF OFFICERS AND EMPLOYEES OF THE CITY OF LA VISTA; TO PROVIDE FOR THE REPEAL OF ALL PRIOR ORDINANCES IN CONFLICT HEREWITH; ORDERING THE PUBLICATION OF THE ORDINANCE IN PAMPHLET FORM; AND TO PROVIDE THE EFFECTIVE DATE HEREOF.

Councilmember Carlisle moved that the statutory rule requiring reading on three different days be suspended. Councilmember Sell seconded the motion to suspend the rules and upon roll call vote on the motion the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were 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 Carlisle moved for final passage of the ordinance which motion was seconded by Councilmember Quick. The Mayor then stated the question was, "Shall Ordinance No.1051 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were 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.

Police Sergeant Kinsey addressed the Mayor and Council to thank them for the agreement and the progression of the City to give competitive wages.

## D. RESOLUTION – AMENDMENT TO PENSION PLANS

Councilmember Carlisle introduced and moved for the adoption of Resolution No. 07-119, formerly Resolution No. 07-110 which was tabled at the November 6, 2007 meeting: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING THE APPOINTMENT OF VANTAGE TRUST COMPANY AS SUCCESSOR TRUSTEE OF CITY OF LA VISTA RETIREMENT PLANS AND AUTHORIZING CORRESPONDING PLAN AMENDMENTS.

# MINUTE RECORD

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

November 20, 2007

WHEREAS, the City maintains retirement plans for the employees of the City, including:

Plan No. 107200 - The City of La Vista, NE Defined Contribution Pension Plan and Trust,  
Plan No. 106162 – The City of La Vista, NE City Administrators' Defined Contribution Pension Plan and Trust,  
Plan No. 106442 – The City of La Vista, NE Firefighters Pension Plan and Trust ("Firefighters Plan"), and  
Plan No. 107185 - The City of La Vista, NE Police Officers Pension Plan and Trust (collectively the "Plans"); and

WHEREAS, Investors Bank & Trust is trustee of the Plans; and

WHEREAS, The City also maintains two additional plans - Plan No. 300510 - The City of La Vista, NE City Administrators' 457 Deferred Compensation Plan and Trust, and Plan No. 304703 - The City of La Vista, NE Civilian Employees Supplemental 457 Deferred Compensation Plan and Trust – for which the City of La Vista serves as trustee, which duties are carried out by the City Treasurer; and

WHEREAS, the City has been notified that the State Street Bank and Trust Company acquired Investors Bank and Trust Company by merger, and as a result is successor trustee of the Plans, and will resign as trustee of the Plans effective as of January 1, 2008; and

WHEREAS, the City desires to appoint the Vantage Trust Company to serve as successor trustee of the Plans, effective as of January 1, 2008.

NOW, THEREFORE, BE IT RESOLVED, that Vantage Trust Company is hereby appointed to serve as the trustee of the above named retirement plans and trusts effective January 1, 2008;

BE IT RESOLVED FURTHER that the Mayor and City Clerk are authorized to execute the approved amendments for the Plans and to take any and all other action on behalf of the City as is necessary or appropriate to carry out the actions approved in this Resolution and to maintain the qualified status of the Plans.

Seconded by Councilmember Quick. Councilmember Sheehan stated previous concerns had been resolved. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

## **E. RESOLUTION – DEPARTMENT OF ROADS MAINTENANCE AGREEMENT – 84<sup>TH</sup> STREET**

Councilmember McLaughlin introduced and moved for the adoption of Resolution No. 07-120: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF AGREEMENT #112 WITH THE NEBRASKA DEPARTMENT OF ROADS FOR THE SURFACE MAINTENANCE OF HIGHWAY N-85 (84<sup>TH</sup> STREET).

WHEREAS, the Nebraska Department of Roads is proposing to renew an agreement whereby the City of La Vista would assume maintenance responsibilities for that portion of Highway N-85 (84<sup>th</sup> Street) which lies within the City of La Vista's corporate boundaries; and

WHEREAS, it is the determination of the City Council of the City of La Vista that it is in the best interest of our citizenry and the traveling public to assume official maintenance responsibilities.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor of the City of La Vista be, and hereby is, authorized to renew an agreement with the Nebraska Department of Roads for maintenance of that portion of Highway N-85 (84<sup>th</sup> Street) which lies within the corporate limits of the City of La Vista for the period of January 1, 2008 to December 31, 2008.

Seconded by Councilmember Quick. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

## **F. RESOLUTION – LEASE AGREEMENT – POLICE DEPARTMENT VEHICLE**

Councilmember Carlisle introduced and moved for the adoption of Resolution No. 07-121: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT WITH

# MINUTE RECORD

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

November 20, 2007

WOODHOUSE FORD, BLAIR, NEBRASKA FOR A NARCOTICS VEHICLE FOR THE POLICE DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$6,900 OVER TWENTY-FOUR MONTHS.

WHEREAS, the City Council of the City of La Vista approved a lease agreement in December of 2005 for an undercover vehicle to be used by the department's narcotics officer, and

WHEREAS, the current lease agreement expires on December 7, 2007, and

WHEREAS, the City did appropriate funds in the 2007-2008 municipal budget to continue to lease an undercover vehicle, and

WHEREAS, the Police Chief has obtained and reviewed quotes for leased vehicles from several area dealers, and

WHEREAS, 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 execution of a lease agreement with Woodhouse Ford, Blair, Nebraska, for an undercover vehicle for the Police Department in an amount not to exceed \$6,900 over twenty-four months.

Seconded by Councilmember Quick. Councilmember Sheehan asked if this was a different vehicle from what the City currently has. Police Chief Lausten stated that the lease is up on the current vehicle. This vehicle will be the same type. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

## G. RESOLUTION – CHANGE OF LOCATION – LIQUOR LICENSE - SKC BRENTWOOD INC. DBA SUMMER KITCHEN CAFÉ & BAKERY

Councilmember Carlisle introduced and moved for the adoption of Resolution No. 07-122: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA RECOMMENDING APPROVAL OF A REQUEST FOR A CHANGE OF LOCATION FOR THE LIQUOR LICENSE OF SKC-BRENTWOOD INC. DBA SUMMER KITCHEN CAFÉ & BAKERY.

WHEREAS, SKC-Brentwood Inc. dba Summer Kitchen Café & Bakery currently holds a valid Class C Liquor License from the Nebraska Liquor Control Commission; and

WHEREAS, SKC-Brentwood Inc. dba Summer Kitchen Café & Bakery has made a request to Nebraska Liquor Control for change of location from 7855 South 83<sup>rd</sup> Street to 12010 Giles Road; and

WHEREAS, the Nebraska Liquor Control Commission has asked that this request be presented to the City Council for action.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista do hereby approve the request for change of location as presented by SKC-Brentwood Inc. dba Summer Kitchen Café & Bakery and instructs the City Clerk to inform the Nebraska Liquor Control Commission of said approval.

Seconded by Councilmember Ellerbeck. Councilmember Carlisle asked why the change was being made so early, with the new location not yet built. City Clerk Buethe stated that most businesses don't think ahead to these type of changes until they are ready to open. The new liquor license will not be issued by the state until all their facilities have met the States requirements and the liquor license itself will come to the City first in order for us to be sure they are in compliance with all of our regulations and have obtained their Certificate of Occupancy. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

## H. DISCUSSION – LOCAL OPTION SALES TAX – CONTINUATION OF ½ % OPTION

City Administrator Gunn informed Council this discussion was in preparation for possibly putting the ½ % sales tax on the election in May. Councilmember Sheehan stated he thinks the City should go ahead with putting the tax on the election in May to know where the City is at for future budgeting and planning. Councilmember Gowan agreed and asked if there were any other capital expenditures other than the street projects. Gunn stated that except for a few sidewalk and parking lot improvements the money has all been used for street projects. Mayor Kindig

# MINUTE RECORD

No. 729—REFFIELD & COMPANY, INC., OMAHA

November 20, 2007

asked that the timeline for the resolution be moved to a meeting in January. Gunn inquired as to the feeling of the council regarding the 10 year sunset. Councilmember Carlisle would like to see the sunset dropped as the city has shown that this money is being used responsibly for the items which the voters approved. Councilmember's Sheehan, McLaughlin, and Gowan favored a ten year sunset while Councilmember Sell stated he would like to see a 20 year sunset. Councilmember Ellerbeck stated that he would like to extend the sunset further into the future as we have the option of property tax reduction if the revenues would allow. Information will be presented to the Mayor and Council before the first meeting in January and a resolution will be presented at the second meeting in January.

## COMMENTS FROM THE FLOOR

Mayor Kindig asked if there were any comments from the floor, and asked that each individual limit his or her comments to 5 minutes. Debbie Rinner, a resident in the Val Verde subdivision, addressed the Council. She stated the subdivision has seen welcome changes from the Public Works department since the recent annexation. Her concern is the "No Parking" sign that was put on her property in her flowers. Public Works Director Soucie said the City used to put just two signs up in cul-de-sacs, but people would then park where signs were not posted. So protocol was to change to 3 signs with any new cul-de-sacs. At this property, there is a fire hydrant and a storm drain sewer on one side of the property and the driveways are very close together on the other side. Councilmember Gowan stated he sympathizes with the homeowner and asked if the policy could be changed for this cul-de-sac. Public Works Director Soucie stated there are 16 other cul-de-sacs, and a change would set precedence. Councilmember Gowan stated he would like to see the sign removed, and review other concerns on a case by case basis. Councilmember Sell asked why the sign can't be put on the opposite side of the fire hydrant. Public Works Director Soucie responded that the driveways are close enough together that there is concern with a vehicle hitting the sign. Councilmember Sheehan suggested two signs have the arrow, and that should be enough in a cul-de-sac. An agreement was reached to review on a case by case basis.

## COMMENTS FROM MAYOR AND COUNCIL

Mayor Kindig reminded Council of the State of the County Breakfast on December 18th from 7:30 a.m. – 9:00 a.m. The breakfast will be at the PayPal Building 2 East Door. Please RSVP to Mary by December 12th. Speakers at the breakfast will include Sarpy County Mayors, Sarpy County Economic Development, and Stratcom.

Mayor Kindig thanked Council President Carlisle for attending the Midlands Business Journal 40 under 40 awards breakfast on the Mayor's behalf. La Vista had three winners: Jason Nielsen – PayPal, Shawn William – BounceU, and Paul Lofties – Securities America.

Councilmember Sheehan had questions on a letter for violations. Community Development Director Birch will supply him with the requested information.

Mayor Kindig reminded Council of the tree lighting ceremony on Monday, at 6:00 p.m. He asked that Councilmember shows up about 5:30 p.m. Recreation Director Stopak and Executive Assistant Alex will assign tasks. He also stated that Santa will be visiting the City on Sunday, starting at 5:00 p.m.

## ADJOURNMENT

At 7:51 p.m. Councilmember Gowan made a motion to adjourn the meeting. Seconded by Councilmember Sell. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

PASSED AND APPROVED THIS 4TH DAY OF DECEMBER 2007.

CITY OF LA VISTA

ATTEST:

Douglas Kindig, Mayor

Pamela A. Buethe, CMC  
City Clerk