

**CITY OF LA VISTA
PLANNING COMMISSION MINUTES
FEBRUARY 19, 2009**

DRAFT

The Planning Commission meeting of the City of La Vista was convened at 7 p.m. on Thursday, February 19, 2009, at the La Vista City Hall, 8116 Park View Boulevard. Members present were: Krzywicki, Malmquist, Nielsen, Alexander, Circo, Horihan, Hewitt, Andsager, Kramolisch and Gahan. Also in attendance was Marcus Baker, City Planner; and John Kottmann, City Engineer, as well as Ann Birch, Community Development Director.

Legal notice of the public meeting and hearing was posted, distributed and published according to Nebraska law. Notice was simultaneously given to all members of the Planning Commission and a copy of the acknowledgement of the receipt of notice is attached to the minutes. All proceedings shown were taken while the convened meeting was open to the attendance of the public.

1. Call to Order

The meeting was called to order by Chairman Krzywicki at 7:02 p.m. Copies of the agenda and staff report were made available to the public.

Chairperson Krzywicki introduced and welcomed newly appointed commissioner, Jay Kramolisch.

Alternate member, Jason Nielsen, will be a non-voting commissioner tonight.

2. Approval of Meeting Minutes – January 22, 2009

Hewitt pointed out a correction in which Andsager should be included in the "aye" vote and a duplicate instance of Gahan's "aye" vote should be deleted.

Hewitt motioned to approve the minutes of January 22, 2009 with the above change. Andsager seconded the motion. Ayes: Hewitt, Krzywicki, Alexander, Circo, Andsager, Horihan, and Gahan. Nays: None. Motion carried. Kramolisch & Malmquist abstained.

3. Old Business

None.

4. New Business

A. Public Hearing for the 150.03 Housing Code adopted by reference - to repeal the Uniform Housing Code, 1997 Edition and adopt the International Property Maintenance Code, with amendments, 2006 Edition

i. Staff Report: Jeff Sinnett, City of La Vista Chief Building Official is requesting review of the proposed code revision to Section 150.03 of the Housing Code Adopted by Reference of the City Municipal code. This revision would replace the existing Uniform Housing Code, 1997 Edition with the International Property Maintenance Code (IPMC) 2006 Edition which is the current edition available. Also, included is a list of proposed amendments to the code, they were intended to match existing city ordinances, building and zoning codes and existing design criteria.

ii. Public Hearing: Malmquist motioned to open public hearing. Horihan seconded. Ayes: Hewitt, Krzywicki, Alexander, Circo, Andsager, Horihan, Malmquist, Nielsen, Kramolisch and Gahan. Nays: None. Public hearing opened at 7:08 p.m.

No comments were received.

Circo motioned to close the public hearing. Horihan seconded. Ayes: Hewitt, Krzywicki, Alexander, Circo, Andsager, Horihan, Malmquist, Kramolisch and Gahan. Nays: None. Public hearing closed at 7:09 p.m.

Gahan asked about private swimming pools and whether the fencing was required around the pool itself or around the yard. Baker said it is generally around the backyard perimeter; however, with a hot-tub it is often closer to the structure itself.

Gahan asked about weeds growing in excess of 12 inches. Specifically, was there a previous height requirement by the City of La Vista? Baker said the proposed height matches up with municipal code which references 12 inches.

Krzywicki wondered if a clarification to the definition of weeds was necessary, with regards to ornamental grasses. Baker said he had asked Chief Building Official, Jeff Sinnett a similar question prior to the Planning Commission hearing. At that time, Sinnett said he would exempt native grasses and treat them as a garden. However, Baker said it was at the Planning Commission's discretion to make this definition clearer.

iii. Recommendation: Hewitt motioned to recommend approval of the 150.03 Housing Code be adopted by reference to repeal the existing Uniform Housing Code and adopt the 2006 Edition International Property Maintenance Code with the amendments and changes proposed tonight. Malmquist seconded. Ayes: Hewitt, Krzywicki, Alexander, Circo, Andsager, Horihan, Malmquist, Kramolisch, and Gahan. Nays: None. Motion carried.

B. Public Hearing for the review of the One & Six Year Road Plan

i. Staff Report: Joe Soucie, Public Works Director opened recognizing John Kottman, City Engineer and Cindy Norris, Public Works Administrative Secretary for their contributions to the plan. He introduced Greg Goldman, Public Works Streets Foreman as the presenter.

Goldman presented the first two years of project plans in detail.

ii. Public Hearing: Malmquist motioned to open public hearing. Horihan seconded. Ayes: Hewitt, Krzywicki, Alexander, Circo, Andsager, Horihan, Malmquist, Kramolisch, and Gahan. Nays: None. Public hearing opened at 7:15 p.m.

Joe Soucie explained that the stimulus package currently in the news would affect road work. It is broken into two different packages: short term and long term projects. MAPA, who runs the Federal funding currently on such projects, is looking to receive approximately \$32 million in the metro area for road projects. They would use the normal split with Douglas (78%) and Sarpy (22%) Counties. This equates to approximately \$7.5 million to the area. All the cities in the area have submitted priority lists to MAPA for this funding. On the short-term list, La Vista has submitted: quiet zone improvements; 108th and Chandler Road warning lights; Giles Road retrofit. The long-term priority list includes: 66th and Giles re-construction, Giles Road interconnect, 84th and Summer Drive reconstruct. If the aquatic center should get scratched, this last project may be scrapped and we would have an opportunity to re-submit another item. If La Vista cannot come up with another federal aide item, we would at least try to keep the funds in a Sarpy County project.

With no further public comments, Malmquist motioned to close the public hearing. Gahan seconded. Ayes: Hewitt, Krzywicki, Alexander, Circo, Andsager, Horihan, Malmquist, Kramolisch, and Gahan. Nays: None. Public hearing closed at 7:35 p.m.

iii. Recommendation: Malmquist motioned to forward to City Council a recommendation to adopt the One and Six Year Road Plan as presented. Circo seconded. Ayes: Hewitt, Krzywicki, Alexander, Circo, Andsager, Horihan, Malmquist, Kramolisch and Gahan. Nays: None. Motion carried.

5. Comments from the Floor

None

8. Comments from the Planning Commission

Malmquist thanked Public Works for tonight's presentation of the One and Six Year Road Plan.

Baker asked the Commissioners to bring in their zoning code books to the next meeting to receive an updated code.

Baker also noted that *The Commissioner* newsletter, included with the Planning Commission packets this week, had an article on page 3 about the International Property Maintenance Code (IPMC). This article tied in with tonight's request for review of the IPMC, so Baker asked them to please note that article specifically.

Baker announced to the Commission that Marv Carcich's reception for his dedicated years of service would be held on March 3rd at 6 p.m. in the outer lobby prior to the City Council meeting. Baker said official invitations should be in the mail soon.

Krzywicki said that there would be an election at the March 19th Planning Commission meeting for the Vice-Chairperson.

9. Adjournment

Malmquist motioned to adjourn. Hewitt seconded. Ayes: Hewitt, Krzywicki, Alexander, Circo, Andsager, Horihan, Malmquist, Kramolisch and Gahan. Nay: None. Motioned carried. Nays: None. Meeting was adjourned at 8:02 p.m.

Reviewed by Planning Commission: John Gahan

Recorder

Planning Commission Chair

Approval Date