

MINUTE RECORD

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

LA VISTA CITY COUNCIL MEETING July 19, 2011

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 July 19, 2011. Present were Councilmembers: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck and Gowan. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Clerk Buethe, Assistant Library Director Linhart, Police Chief Lausten, Fire Chief Uhl, Finance Director Lindberg, Community Development Director Birch, Public Works Director Soucie, Public Buildings and Grounds Director Archibald, and Recreation Director Stopak.

A notice of the meeting was given in advance thereof by publication in the Times on July 7, 2011. 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 made an announcement regarding the agenda policy statement providing for an expanded opportunity for public comment on the agenda items.

SERVICE AWARDS – ANDY BREWER – 10 YEARS; RORY FROEHLICH, MIKE BOLEY – 5 YEARS

Mayor Kindig recognized Andy Brewer for 10 years of service to the City and Rory Froehlich and Mike Boley for 5 years of service to the City.

A. CONSENT AGENDA

- 1.APPROVAL OF THE AGENDA AS PRESENTED
- 2.APPROVAL OF CITY COUNCIL MINUTES FROM JULY 5, 2011
- 3.APPROVAL OF SAFETY COMMITTEE MINUTES FROM MAY 17, 2011
- 4.MONTHLY FINANCIAL REPORT – JUNE 2011
- 5.PAY REQUEST – MIDWEST RIGHT OF WAY SERVICES, INC. – PROFESSIONAL SERVICES - \$1,610.00
- 6.APPROVAL OF CLAIMS

ABE'S PORTABLES, rentals	172.57
ACCO, supplies	385.00
ACTION BATTERIES, supplies	250.00
ALAMAR, apparel	436.44
ALL FLAGS, services	650.85
AMERICAN PLANNING , dues	795.00
ARAMARK , services	522.24
A-RELIEF, bld&grnds	124.00
ART FAC GRAPHICS, maint.	96.00
BAKER & TAYLOR, books	1134.06
BCDM-BERINGER CIACCIO DENNELL, services	768.32
BENNINGTON EQUIPMENT, maint.	327.56
BLACK HILLS ENERGY	1259.59
BOUND TREE MEDICAL, supplies	342.37
BRENTWOOD AUTO WASH, maint.	98.00
BUILDERS SUPPLY, supplies	55.68
CIVIC PLUS, services	12810.00
CJ'S HOME CENTER, maint.	1153.69
CLEARY BUILDING , maint.	5000.00
COLOMBO/PHELPS , supplies	488.01
COX, services	148.65
CPS HR SERVICES, supplies	1028.50
D & D COMM., supplies	151.30
D & J BEVERAGE SERVICE, bld&grnds	29.92

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NE GOLF SUPER., training	70.00
NE LAW ENFORCEMENT, training	50.00
NE NATIONAL BANK, lease	1858.43
NE TURF, equip.	121.26
NEUMAN EQUIPMENT, maint.	2276.51
NMC EXCHANGE, bld&grnds	645.00
ODB, maint.	38.62
OFFICE DEPOT, supplies	904.01
OPPD, utilities	49590.15
OMNIGRAPHICS, books	81.85
O'REILLY, maint.	453.57
PAPILLION SANITATION, services	304.11
PAPILLION TIRE, maint.	81.15
PARAMOUNT, services	304.64
PAUL CONWAY SHIELDS, apparel	386.55
PAYLESS OFFICE, supplies	46.57
PEPSI, supplies	506.30
PERFORMANCE, maint.	638.77
PETTY CASH-BUETHE, P.	236.28
POWER PLAN, maint.	294.49
PUTJENTER, J., services	1200.00
QUALITY BRANDS, supplies	411.65
QUINN, J., services	150.00
QWEST, phone	21.53
QWEST, phone	63.07
READY MIXED CONCRETE, maint.	979.18
RETRIEVEX, services	85.02
ROSE THEATER, services	150.00
RUSTY ECK FORD, maint.	67.96
SAM'S CLUB, supplies	1553.77
SARPY COUNTY TREASURER, services	9646.87
SOUTHEAST AREA CLERK'S ASSN, dues	10.00
STATE STEEL, supplies	353.06
STOLTENBERG NURSERIES, supplies	1090.00
SUDBECK CONSTRUCTION, refund	300.00
SUN COUNTRY DISTRIBUTING, equip.	137.62
SWANK MOTION PICTURES, supplies	421.00
TED'S MOWER, equip.	183.74
TELIN TRANSPORT, maint.	42.72
THE LABELS, services	1200.00
THERMO KING CHRISTENSEN, maint.	403.46
THOMPSON DREESSEN & DORNER, services	723.46
TITAN MACHINERY, maint.	88.98
TRACTOR SUPPLY, supplies	358.60
TURFWERKS, bld&grnds	29.61
WASTE MANAGEMENT NE, services	1775.56
WATKINS CONCRETE BLOCK, maint.	176.00
WESTERHOLT, D., services	1000.00
WICK'S STERLING TRUCKS, maint.	150.85
WONDRA, D., services	50.00

Councilmember Crawford made a motion to approve the consent agenda. Seconded by Councilmember Gowan. 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, Crawford, Ellerbeck and Gowan. Nays: None. Abstain: None. Absent: None. Motion carried.

REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

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4. A No Parking Zone on the east side of the South 73rd Avenue Circle cul-de-sac from the north line of Lot 88, Giles Corner subdivision to the south line of said Lot 88.
5. A No Parking Zone on the west side of the South 72nd Avenue Circle cul-de-sac from the north line of Lot 89, Giles Corner subdivision to the south line of Lot 91, Giles Corner subdivision.

BE IF FURTHER RESOLVED, that the Public Works Department be, and hereby is, authorized to install the appropriate signage designating these "No Parking Zones".

Seconded by Councilmember Carlisle. Councilmember Sell asked if signs could be limited to just 1. City Engineer Kottmann stated that the placement of signs and number of signs is determined by available sight lines so some may have 1 and others may have 2 or 3. Councilmember Crawford asked if staff had checked which side of the street the mailboxes were on to answer the question from a previous meeting as to whether parking was on the same side of the street as mailboxes. Kottmann stated parking is on the opposite side of the street from the mailboxes. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck, and Gowan. Nays: None. Abstain: None. Absent: None. Motion carried.

D. RESOLUTION – INTERLOCAL AGREEMENT – PHASE 1 CONSTRUCTION OF HELL CREEK STABILIZATION

Councilmember Quick introduced and moved for the adoption of Resolution No. 11-080; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT WITH DOUGLAS COUNTY, SARPY COUNTY, SANITARY AND IMPROVEMENT DISTRICT NO. 294 (IN DOUGLAS COUNTY), SANITARY AND IMPROVEMENT DISTRICT NO. 435 (IN DOUGLAS COUNTY, AND SANITARY AND IMPROVEMENT DISTRICT NO. 59 (IN SARPY COUNTY) FOR PHASE I CONSTRUCTION OF HELL CREEK STREAM STABILIZATION

WHEREAS, in order to promote the health and safety of the residents of all parties to this Agreement pursuant to the authority granted to the parties per the Nebraska Interlocal Cooperation Act, the parties desire to enter into a mutual endeavor to stabilize a segment of Hell Creek referred to as "Phase I – Hell Creek Stabilization", and;

WHEREAS, Douglas County, Sarpy County, and La Vista entered into Supplemental Agreement Number One to the Interlocal Agreement Hell Creek Stabilization for Phase I Construction Plans on August 3, 2010, and;

WHEREAS, this project is known as Douglas County Project No. C-28(498)A and;

WHEREAS, Douglas County, Sarpy County, SID No. 294, SID No. 435, SID No. 59 and the City of La Vista desire to describe and define the responsibilities of the project and to enable them to jointly undertake the project in a manner described in the agreement.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of La Vista, Nebraska, authorize the Mayor to execute an Interlocal Agreement with Douglas County, Sarpy County, SID No. 294, SID No. 435, and SID No. 59 for Phase I Construction of Hell Creek Stream Stabilization.

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

E. RESOLUTION – CONSTRUCTION ENGINEERING CONTRACT AUTHORIZATION – LA VISTA LINK – KEYSTONE TRAIL

Councilmember Quick introduced and moved for the adoption of Resolution No. 11-081; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE MAYOR AND CITY CLERK TO SIGN A TASK ORDER AGREEMENT WITH THE SCHEMMER ASSOCIATES, INC. TO PROVIDE CONSTRUCTION

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2. Create shared commitments among council members and city staff concerning short-term and long-term endeavors.
3. Assess the city's present and future strengths, weaknesses, opportunities and threats; and

WHEREAS, the attached Strategic Plan 2011-2013 is developed as a collaborative effort between the Mayor and City Council and the City's management team and establishes the organizational priorities for a two year planning period.

NOW THEREFORE, BE IT RESOLVED that the Mayor and City Council of the City of La Vista, Nebraska, do hereby approve the Strategic Plan 2011-2013 as attached and presented at the July 19, 2011 City Council meeting.

Seconded by Councilmember Quick. City Administrator referred the Council to areas of change in the Strategic Plan. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck, and Gowan. Nays: None. Abstain: None. Absent: None. Motion carried.

H. SPECIAL ASSESSMENTS

1. PUBLIC HEARING

At 7:20 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on special assessments to property. Anyone desiring to comment was asked to keep their comments to three minutes.

At 7:21 p.m. Councilmember Ellerbeck made a motion to close the public hearing. Seconded by Councilmember Gowan. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck, and Gowan. Nays: None. Abstain: None. Absent: None. Motion carried.

2. RESOLUTION

Councilmember Gowan introduced and moved for the adoption of Resolution No. 11-084; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE LA VISTA CITY CLERK TO FILE WITH THE SARPY COUNTY TREASURER A SPECIAL ASSESSMENT FOR PROPERTY IMPROVEMENTS AT LOCATIONS AND IN AMOUNTS CITED HEREIN.

WHEREAS, the property owners of
8016 Park View Blvd/Lot 1279 La Vista, \$192.25;
7727 Park View Blvd/Lot 888 La Vista, \$386.24;
7421 Ivy Lane Drive/Lot 124 S & S's Harvest Hill, \$424.22;
7354 S. 70th Street/Lot 202 La Vista Replat, \$158.20;
12958 Margo Lane/Lot 15 Millard Highlands South 2nd Platting, \$384.38; and
7780 Greenleaf Drive/Lot 210 Granville East, \$251.86
were notified to clean up their property as they were in violation of the City Municipal Code, Section 50.03 and/or 133.01, or the City would do so and bill them accordingly, and

WHEREAS, the property owners of said addresses chose not to clean the property, thus necessitating the City to do the clean up, and

WHEREAS, the City sent the property owners bills for said clean up which have not been paid, and

WHEREAS, the City may file a Special Assessment for Improvements against property for which a City bill for services has not been paid.

NOW THEREFORE BE IT RESOLVED, that the La Vista City Clerk is hereby authorized to file with the Sarpy County Treasurer Special Assessments for Improvements in the amounts and against the properties specified above, all located within Sarpy County, La Vista, Nebraska.

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

Councilmember Crawford made a motion to move "Comments from the Floor" up on the agenda ahead of Item I. "Executive Session". Seconded by Councilmember Sell. Councilmembers