

# MINUTE RECORD

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

## LA VISTA CITY COUNCIL MEETING December 4, 2012

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 December 4, 2012. 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, 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, and Assistant Library Director Linhart.

A notice of the meeting was given in advance thereof by publication in the Times on November 21, 2012. 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.

### **PRESENTATION OF BADGES TO FIRE DEPARTMENT PERSONNEL – VICKI PFEIFER, TY EBEL, TAD SMITH, ADAM ELBERT, LEE KORTUS, AUSTIN BRAKE, ALEX MARTIN, ANGIE MONHEIM, MELANIE SMITH, SARAH WILSON**

Fire Chief Uhl presented the new Fire Department Officers: Vicki Pfeifer, Ty Ebel, Tad Smith, Adam Elbert, Lee Kortus, Austin Brake, Alex Martin, Angie Monheim, Melanie Smith and Sarah Wilson. Badges were presented and pinned on by Chief Uhl. Councilmember Carlisle motioned the approval, seconded by Councilmember Gowan. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck and Gowan. Nays: None. Abstain: None. Absent: None. Motion carried.

### **APPOINTMENT OF FIRE DEPARTMENT RECRUITS – GEOFFREY BEAUNE, ERIC CURRIE, KATHERYN EASTMAN, WILLIS JENSEN, JENNIFER KEPHART, JOSEPH LAPUZZA, CHRISTOPHER MEIER, LESLIE OMOTO, THOMAS SPELLMAN, MITCHELL WARREN, JERRISON WELLS, ALAN WOLF**

Mayor Kindig stated, with the approval of the City Council, he would like to appoint the following Fire Department recruits: Geoffrey Beaune, Eric Currie, Kathryn Eastman, Willis Jensen, Jennifer Kephart, Joseph LaPuzza, Christopher Meier, Leslie Omoto, Thomas Spellman, Mitchell Warren, Jerrison Wells, and Alan Wolf. Fire Chief Uhl introduced the new recruits to the Council. Councilmember Sell motioned the approval, seconded by Councilmember Carlisle. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck and Gowan. Nays: None. Abstain: None. Absent: None. Motion carried.

#### **A. CONSENT AGENDA**

- 1. APPROVAL OF THE AGENDA AS PRESENTED**
- 2. APPROVAL OF CITY COUNCIL MINUTES FROM NOVEMBER 20, 2012**
- 3. PAY REQUEST – FEISBURG HOLT & ULLEVIG – PROFESSIONAL SERVICES – LA VISTA QUIET ZONE - \$870.00**
- 4. APPROVAL OF MANAGER APPLICATION – CLASS I LIQUOR LICENSE – N.E. DRAGON CAFÉ RESTAURANT INC. DBA DRAGON CAFÉ RESTAURANT – QIN HANG SHI**
- 5. APPROVAL OF MANAGER APPLICATION – CLASS CK LIQUOR LICENSE – LA VISTA ES CATERING CO. INC. DBA EMBASSY SUITES OMAHA – LA VISTA HOTEL & CONFERENCE CENTER – AMY HOUSTON**
- 6. APPROVAL OF MANAGER APPLICATION – CLASS CK LIQUOR LICENSE – LA VISTA CY CATERING CO. INC. DBA COURTYARD BY MARRIOTT**

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## OMAHA – LA VISTA HOTEL & CONFERENCE CENTER – AMY HOUSTON 7. APPROVAL OF CLAIMS

|   |            |
|---|------------|
| 3E-ELECTRICAL ENGINEERING, bld&grnds    | 90.26      |
| A AND L HYDRAULICS, maint.              | 150.74     |
| ABE'S PORTABLES, rentals                | 85         |
| ACTION BATTERIES, maint.                | 932.5      |
| ALAMAR, apparel                         | 1,125.05   |
| ALMETEK INDUSTRIES, supplies            | 2,241.00   |
| AMERICAN LEGAL PUBLISHING, services     | 250        |
| AOI CORP., equip.                       | 4,981.60   |
| ARAMARK, services                       | 469.2      |
| A-RELIEF SERVICES, services             | 350        |
| BAKER & TAYLOR, books                   | 2,096.37   |
| BARCAL, R., travel                      | 68.82      |
| BCDM-BERINGER CIACCIO DENNELL, services | 2,290.00   |
| BEACON BUILDING, services               | 6,712.00   |
| BLACHERE-ILLUMINATION, equip.           | 17,400.00  |
| BLACK HILLS ENERGY, utilities           | 3,923.17   |
| BOB'S RADIATOR REPAIR, maint.           | 75         |
| BUILDERS SUPPLY, maint.                 | 82.8       |
| CENTER POINT PUBLISHING, books          | 257.04     |
| CENTURY LINK, phone                     | 1,066.89   |
| CENTURY LINK, phone                     | 33.26      |
| CITY OF OMAHA, services                 | 107,153.41 |
| COMP CHOICE, services                   | 87.5       |
| COMPUTER SOLUTIONS, supplies            | 22.56      |
| CORE PRODUCTS, services                 | 404.77     |
| CORNHUSKER INTL, maint.                 | 389.37     |
| COX, utilities                          | 212.3      |
| CPESC, dues                             | 100        |
| CUMMINS CENTRAL POWER, maint.           | 1,700.15   |
| D & D COMM., services                   | 570        |
| DEETER FOUNDRY INC., bld&grnds          | 372        |
| DELL, equip.                            | 1,085.03   |
| DLT SOLUTIONS, services                 | 945.29     |
| DULTMEIER SALES & SERVICE, maint.       | 246.28     |
| DXP, maint.                             | 189.7      |
| EASTERN LIBRARY SYSTEM, training        | 34         |
| ENTERPRISE LOCKSMITHS, bld&grnds        | 46.5       |
| EXCHANGE BANK, lease                    | 1,163.43   |
| FEDEX KINKO'S, printing                 | 19.23      |
| FIREGUARD, equip.                       | 81.15      |
| FITZGERALD SCHORR BARMETTLER, services  | 26,355.46  |
| FLEETPRIDE, maint.                      | 33         |
| FOCUS PRINTING, printing                | 40.75      |
| FORT DEARBORN LIFE INS COMPANY          | 1,509.50   |
| GALE, books                             | 115.14     |
| GALLS, apparel                          | 208.49     |
| GAMETIME, maint.                        | 789.1      |
| GRAYBAR ELECTRIC, bld&grnds             | 191.26     |
| GREAT PLAINS ONE-CALL SVC, services     | 297.22     |
| GUNN, B., travel                        | 55.5       |
| H & H CHEVROLET, maint.                 | 611.78     |
| HEARTLAND AWARDS, apparel               | 3.25       |
| HEARTLAND PAPER, supplies               | 90         |
| HEARTLAND TIRES AND TREADS, maint.      | 1,340.90   |
| HELGET GAS PRODUCTS, supplies           | 145        |
| HERITAGE CRYSTAL CLEAN, services        | 262.32     |

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|  |           |
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| HONEYMAN RENT-ALL, bld&grnds           | 50.68     |
| HOST COFFEE, supplies                  | 23.9      |
| HUNTEL COMM., utilities                | 957.66    |
| ICMA, services                         | 50        |
| ICMA, dues                             | 796.06    |
| INLAND TRUCK PARTS, maint.             | 174.28    |
| J Q OFFICE, services                   | 62.84     |
| JI SPECIAL RISKS INSURANCE             | 839.45    |
| JOHN P MULLEN, services                | 9,826.40  |
| JOHNSTONE SUPPLY CO, maint.            | 175.95    |
| KLINKER, M., services                  | 200       |
| KRIHA FLUID POWER, maint.              | 27.2      |
| LA VISTA COMMUNITY FOUNDATION          | 50        |
| LANDPORT, services                     | 125       |
| LAUGHLIN, KATHLEEN A, TRUSTEE          | 474       |
| LEAGUE OF NE MUNI., dues               | 100       |
| LEXIS NEXIS, books                     | 108.04    |
| LIBERTY FLAG & SPECIALTY, supplies     | 203.7     |
| LIBRARY IDEAS, media                   | 12        |
| LOGAN CONTRACTORS SUPPLY, maint.       | 345.79    |
| MATHESON TRI-GAS, supplies             | 12.07     |
| MECHANICAL SALES, bld&grnds            | 1,614.59  |
| MUD, utilities                         | 2,924.34  |
| MID CONTINENT SAFETY, equip.           | 81.04     |
| MIDLANDS LIGHTING & ELECTRIC, supplies | 376.96    |
| MID-STATES UTILITY TRAILER, maint.     | 27        |
| MIDWEST RIGHT OF WAY SVCS, services    | 204       |
| MIDWEST TAPE, media                    | 29.24     |
| MILLARD METAL, maint.                  | 29        |
| MNJ TECHNOLOGIES, services             | 2,552.00  |
| NE SECRETARY OF STATE, report          | 7         |
| NEBRASKA CUSTOM COVER, supplies        | 626.8     |
| NEBRASKA GOLF & TURF, maint.           | 49.5      |
| NEBRASKA MUNICIPAL CHIEFS, dues        | 50        |
| NEX TRAQ, services                     | 10,618.00 |
| NOVA HEALTH EQUIP., equip.             | 101.76    |
| NUTS AND BOLTS INC., maint.            | 203.35    |
| OCLC, books                            | 31.41     |
| OFFICE DEPOT, supplies                 | 3,224.85  |
| OMAHA COMPOUND, supplies               | 84.96     |
| OMAHA SLINGS INC., maint.              | 788.74    |
| OMNIGRAPHICS, books                    | 59.7      |
| OXMOOR HOUSE, books                    | 36.91     |
| PAPILLION TIRE INC., maint.            | 109.09    |
| PARAMOUNT LINEN, services              | 319.18    |
| PAUL CONWAY SHIELDS, apparel           | 52.86     |
| PAYFLEX SYSTEMS, services              | 250       |
| PERFORMANCE CHRYSLER JEEP, maint.      | 314.2     |
| PETTY CASH                             | 281.17    |
| PLAINS EQUIPMENT GROUP, maint.         | 1,014.40  |
| PPE INC., training                     | 1,400.00  |
| PROFESSIONAL GROUNDS MGMT, dues        | 175       |
| PROJECT EXTRA MILE, travel             | 70        |
| QUALITY BRANDS, supplies               | 108.15    |
| RADIO SHACK CORP., bld&grnds           | 47.98     |
| RAINBOW GLASS & SUPPLY, bld&grnds      | 51.25     |
| RAY ALLEN, supplies                    | 69.7      |
| READY MIXED CONCRETE, maint.           | 1,033.28  |
| RETRIEVEX, services                    | 86.19     |
| SAPP BROS, maint.                      | 1,169.83  |
| SARPY COUNTY COURTHOUSE, services      | 3,629.03  |

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| SHAMROCK CONCRETE, maint.           | 516.01   |
| SHRED-SAFE, services                | 30       |
| SINNETT, J., travel                 | 71.5     |
| SOUTHEAST LIBRARY SYSTEM, training  | 40       |
| SPRINT, phone                       | 62.26    |
| SPRINT, phone                       | 119.97   |
| SUPERIOR VISION SVCS INC            | 449.12   |
| TED'S MOWER, maint.                 | 65.9     |
| THOMPSON DRESSEN & DORNER, services | 85       |
| TRI MUTUAL AID FIREFIGHTERS, dues   | 150      |
| UNITED RENT-ALL, rentals            | 163.05   |
| USI EDUCATION, supplies             | 33       |
| VERIZON WIRELESS, phone             | 91.48    |
| VIERREGGER ELECTRIC, services       | 998.5    |
| WAL-MART, supplies                  | 1,078.96 |
| WINGATE INNS, travel                | 1,709.05 |
| WITMER PUBLIC SAFETY GROUP, equip.  | 228      |

Councilmember Sell made a motion to approve the consent agenda. Seconded by Councilmember Crawford. Councilmember Gowan reviewed the claims for this period and stated everything was 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**

City Clerk Buethe reminded the Council that the first meeting in January would be held on Wednesday January 2<sup>nd</sup> at 6:00 p.m. Buethe also reminded Council that at the December 18<sup>th</sup>, 2012 meeting there would be a change in the seating arrangement due to changes in wards.

Community Development Director Birch informed the Council that an appeals hearing was scheduled for January 16<sup>th</sup>, 2013 in regards to a house that burned. Birch stated when she had more information on a separate home that was damaged by a car accident she would update the Council.

Assistant Library Direct Linhart invited the Council to a reception at the Library on December 5<sup>th</sup>, 2012 in honor of the artists who completed the mural at the Library.

## **B. RESOLUTION – APPROVAL OF BLANKET BOND - MAYOR**

### **1. RESOLUTION – APPROVAL OF BLANKET BOND - MAYOR**

Councilmember Quick introduced and moved for the adoption of Resolution No. 12-111; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING BLANKET BOND IN PLACE OF INDIVIDUAL BOND OF MAYOR, RE-ELECTED AT THE GENERAL ELECTION HELD NOVEMBER 6, 2012.

BE IT RESOLVED, that the penalty amount of the official bond of the Mayor is hereby set at \$5,000.

BE IT FURTHER RESOLVED, that the City Council makes and approves the following findings: The City Clerk has presented at this meeting a blanket bond, number 69372735, issued by Western Surety Company, as surety, in place of an individual bond, pursuant to Neb. Rev. Stat. Section 11-104(2), as enacted by LB 347 (2007), for the upcoming term of the Mayor of the City of La Vista ("Bond"); by additional indemnity rider, the Bond provides coverage in the amount of \$5,000, conditioned for the faithful discharge of duties of the office of Mayor; the Mayor has executed an undertaking of the Bond in joint and several form; the Bond is payable to the City of La Vista in the penalty amount of \$5,000, conditioned for the faithful discharge of the duties of office; the corporate surety of said Bond is legally authorized to transact business in the State of Nebraska; the Bond has been executed by the principal and

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surety thereof and the required oath has been endorsed by the principal by attachment incorporating or incorporated into the Bond by reference, which shall be effective as and constitute endorsement upon said Bond; the Bond has been previously filed with the City Clerk; and all applicable legal requirements with respect to said Bond have been satisfied.

BE IT FURTHER RESOLVED, that the Bond, including, but not limited to the penalty amount and all other terms and conditions thereof, is hereby approved, and the Mayor is hereby authorized to endorse approval of the Council and surety in writing on the Bond or by attachment incorporating or incorporated into the Bond by reference, which shall be effective as and constitute endorsement of approval upon said Bond.

BE IT FURTHER RESOLVED, that the City shall pay the premium for the Bond.

BE IT FURTHER RESOLVED, that the City Clerk is hereby authorized to take any other action as is necessary or appropriate to carry out the actions approved herein.

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

## COMMENTS FROM THE FLOOR

There were no comments from the floor.

## COMMENTS FROM MAYOR AND COUNCIL

Mayor Kindig invited the Council to the Employee Luncheon on December 14<sup>th</sup>, 2012 at Noon.

Mayor Kindig invited everyone to stay for a Reception honoring Councilmember Ellerbeck and Councilmember Carlisle following the Organizational Meeting.

Councilmember Quick thanked the Mayor and Council for giving her the opportunity to attend the National League of Cities Conference.

Councilmember Sheehan expressed his gratitude to Councilmember Carlisle for her service to the City of La Vista.

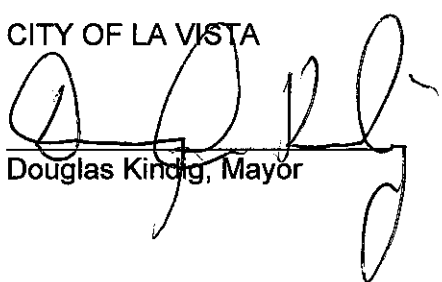
Councilmember Ellerbeck thanked everyone for the past 8 years while he served on the City Council.

Councilmember Gowan thanked Councilmember Ellerbeck for his service to the City.


At 7:17 p.m. Councilmember Carlisle made a motion to adjourn the meeting. Seconded by Councilmember Gowan. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Crawford, Ellerbeck, and Gowan. Nays: None. Abstain: None. Absent: None. Motion carried.

PASSED AND APPROVED THIS 18TH DAY OF DECEMBER, 2012

CITY OF LA VISTA

  
Douglas Kindig, Mayor

ATTEST:

  
Pamela A. Buethe, CMC  
City Clerk

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