

MINUTE RECORD

No. 729 — REDFIELD & COMPANY, INC. OMAHA E1107788LD

LA VISTA CITY COUNCIL MEETING February 17, 2015

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 February 17, 2015. 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, Director of Administrative Services Pokorny, Community Development Director Birch, Recreation Director Stopak, Library Director Barcal, Human Resource Manager Garrod and City Engineer Kottmann.

A notice of the meeting was given in advance thereof by publication in the Times on February 4, 2015. 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.

SERVICE AWARDS – CHRIS SOLBERG; JAN BOLTE – 5 YEARS

Mayor Kindig presented service awards to Chris Solberg and Jan Bolte for five years of service to the City of La Vista.

APPOINTMENT - RE-APPOINT – JOE JUAREZ JR. – PARK AND RECREATION ADVISORY BOARD – 2 YEAR TERM

Mayor Kindig stated, with the approval of the City Council, he would like re-appoint Joe Juarez, Jr. to the Park and Recreation Advisory Board for another 2 year term. Councilmember Sell motioned the approval, seconded by Councilmember Quick. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

LEADERSHIP SARPY PRESENTATION – MAYOR'S YOUTH COUNCIL

Five members of the Leadership Sarpy class, representing 5 businesses in Sarpy County gave a presentation on the potential for a Mayor's Youth Council and a possible plan for that.

A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE FEBRUARY 3, 2015 CITY COUNCIL
MEETING
3. APPROVAL OF THE MINUTES OF THE JANUARY 15, 2015 PLANNING
COMMISSION MEETING
4. PAY REQUEST FROM THOMPSON, DREESSEN & DORNER, INC. –
PROFESSIONAL SERVICES – 124TH CIRCLE AND HARRISON STREET
TRAFFIC SIGNAL - \$1,524.61
5. PAY REQUEST FROM THOMPSON, DREESSEN & DORNER, INC. –
PROFESSIONAL SERVICES – 120TH AND GILES ROAD TRAFFIC SIGNAL -
\$794.40
6. PAY REQUEST FROM THOMPSON, DREESSEN & DORNER, INC. –
PROFESSIONAL SERVICES – 72ND STREET CULVERT REPAIR - \$2,460.35
7. PAY REQUEST FROM THOMPSON, DREESSEN & DORNER, INC. –
PROFESSIONAL SERVICES – CITY HALL BIO-BASIN - \$1,279.28.
8. PAY REQUEST FROM THOMPSON, DREESSEN & DORNER, INC. –
PROFESSIONAL SERVICES – THOMPSON CREEK PHASE 1 - \$9,707.26
9. PAY REQUEST FROM MUNICIPAL PIPE TOOL COMPANY LLC –
CONSTRUCTION SERVICES – 2014 SEWER REHABILITATION PROJECT -
\$10,377.00
10. PAY REQUEST FROM OMAHA ELECTRIC SERVICES – CONSTRUCTION
SERVICES – 120TH & GILES TRAFFIC SIGNAL & TURN BAYS - \$67,572.07
11. APPROVAL OF CLAIMS

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4 SEASONS AWARDS, services	30.00
A-1 BODY INC., maint.	644.95
ACTION BATTERIES, maint.	95.90
ALAMAR UNIFORMS, apparel	1,366.20
ANDERSON EXCAVATING CO., services	41,283.00
ARTHUR J GALLAGHER, services	189,575.50
BABER, B., travel	300.00
BANKERS TRUST, services	600.00
BARCAL, R., travel	104.65
BISHOP BUSINESS EQUIPMENT, services	693.39
BLACK HILLS ENERGY, utilitues	296.36
BOMA/OMAHA, services	22.00
BRENTWOOD AUTO WASH, maint.	70.00
BROWN TRAFFIC PRODUCTS, services	9,575.00
BUILDERS SUPPLY CO., maint.	22.50
CALIBRE PRESS, services	139.00
CARDMEMBER SERVICE, services	6,308.21
CARRICO, G., travel	193.00
CAVENDISH SQUARE PUBLISHING, books	234.90
CAVLOVIC, P., travel	43.00
CELLEBRITE USA INC, services	7,700.00
CENTURY LINK BUSN SVCS, phones	85.46
CENTURY LINK, phones	78.63
CITY OF OMAHA, services	121,154.49
CORNHUSKER INTL TRUCKS INC, maint.	1,275.97
COX COMMUNICATIONS, services	221.20
CUMMINS CENTRAL POWER, maint.	129.71
DATASHIELD CORP., services	26.10
DEARBORN NATIONAL LIFE INS, services	1,085.00
DELL MARKETING, services	26.94
DIGITAL ALLY INC., maint.	1,900.00
DITCH WITCH OF OMAHA, bld&grnds	2,178.84
DORNBUSCH, M., travel	205.00
DOUGLAS PRODUCTS, services	600.00
DULTMEIER SALES, maint.	94.85
ED ROEHR SAFETY PRODUCTS, suplies	4,452.28
ENTERPRISE LOCKSMITHS, supplies	74.00
FELSBURG HOLT & ULLEVIG, services	14,857.88
FIRST NATIONAL BANK FREMONT, services	2,950.00
FOSTER, T., travel	254.00
GALE, books	163.43
GCR TIRES, maint.	669.43
GENUINE PARTS CO., maint.	1,064.93
GLENDALE PARADE STORE, supplies	37.90
GOLDMAN, J., travel	43.00
GRAINGER, maint.	40.00
GRAYBAR ELECTRIC CO., bld&grnds	575.42
H & H CHEVROLET, maint.	135.43
HANEY SHOE STORE, apparel	133.99
HARTS AUTO SUPPLY, maint.	294.00
HOME DEPOT, bld&grnds	213.26
IIMC, services	155.00
INGRAM LIBRARY SVCS, books	102.57
IVERSEN, B., travel	193.00
KELLY'S CARPET OMAHA, supplies	5,021.97
KRIHA FLUID POWER CO., maint.	167.32
LAUGHLIN, KATHLEEN A, TRUSTEE	116.00

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LEAGUE OF NEBR MUNICIPALITIES, services	279.00
LIBERTY FLAG & SPECIALTY, supplies	372.95
MATHESON TRI-GAS INC, bld&grnds	46.75
MENARDS-RALSTON, supplies	417.62
METRO AREA TRANSIT, services	1,429.00
METROPOLITAN CHIEFS ASSN, services	30.00
MIDLANDS LIGHTING & ELECTRIC, maint.	266.86
MIDWEST EXCAVATING, services	10,979.55
MIDWEST TAPE, media	198.90
NATIONAL EVERYTHING WHOLESALE, supplies	347.68
NEBRASKA SALT & GRAIN CO., maint.	5,019.84
NEBRASKA WELDING LTD, maint.	142.73
NORTON, J., supplies	69.66
NUTS AND BOLTS INC., Maint.	4.15
ODEY'S INC., maint.	348.88
OFFICE DEPOT, supplies	182.12
OMAHA COMPOUND CO., supplies	172.02
OMAHA PUBLIC POWER DISTRICT, utilities	50,374.40
PAPILLION SANITATION, services	604.85
PAPILLION TIRE INC., maint.	83.59
PARAMOUNT LINEN, apparel	176.28
PAYFLEX SYSTEMS, services	500.00
PAYLESS OFFICE PRODUCTS, supplies	286.27
PERFORMANCE CHRYSLER JEEP, maint.	489.00
PLAINS EQUIPMENT, maint.	764.57
Q P ACE HARDWARE, bld&grnds	\$840.74
ROBERT S LAUSTEN JR, services	400.00
SAM'S CLUB, supplies	175.28
SAPP BROS PETROLEUM, supplies	11,952.42
SARPY COUNTY CHAMBER, supplies	550.00
SCHOLASTIC BOOK FAIRS, books	127.90
SINNETT, HELEN, services	120.00
SINNETT, J., travel	300.00
SIRCHIE FINGER PRINT LABS, services	66.75
SOUTHEAST AREA CLERK'S ASSN, services	20.00
SUBURBAN NEWSPAPERS, servuces	40.00
SUNSET LAW ENFORCEMENT, supplies	2,996.15
SUPERIOR SIGNALS INC., maint.	69.00
TEAM SIDELINE, services	599.00
TED'S MOWER SALES, maint.	648.39
TRACTOR SUPPLY, maint.	39.99
TRANE U S INC., bld&grnds	150.10
UHE, R., travel	254.00
UNITE PRIVATE NETWORKS, services	3,850.00
UNITED ELECTRICAL SUPPLY, maint.	229.81
UNITED PARCEL, services	7.71
VAN RU CREDIT CORPORATION	6.45
VIRGINIA RUBBER CORP., services	126.42
WHITE CAP CONSTR SUPPLY, services	115.79

Councilmember Hale made a motion to approve the consent agenda. Seconded by Councilmember Sell. Councilmember Frederick reviewed the claims for this period and 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.

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REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

City Engineer Kottmann gave updates on Public Works projects including pot hole repair, the West Papio Trail, 124th & Harrison signals, Thompson Creek channel project, and removal of a house by the soccer complex.

Recreation Director Stopak thanked Council and staff for their help with the Senior Valentine's Day Lunch on February 11. There were 130 in attendance. Stopak stated that 26 lots have been reserve in the community gardens.

Library Director Barcal informed Council of more programs beginning at the library including the return of Humanities Nebraska speaker Jeff Barnes. There will also be a special program on March 14 celebrating the 50th anniversary of passage of the voting rights act.

B. AMENDMENT TO PUD ORDINANCE – SOUTHPORT WEST

1. PUBLIC HEARING

At 7:23 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on an amendment to the PUD ordinance – Southport West

At 7:23 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.

2. ORDINANCE – AMEND PUD ORDINANCE

Councilmember Hale introduced Ordinance No. 1237 entitled; AN ORDINANCE OF THE CITY OF LA VISTA, NEBRASKA, AMENDING ORDINANCES NO. 948 970, 1004, 1013 AND 1038 AND THE ZONING DISTRICT MAP OF THE CITY OF LA VISTA, NEBRASKA; ESTABLISHING STANDARDS AND CONDITIONS FOR DEVELOPMENT UNDER THE FINAL PLANNED UNIT DEVELOPMENT PLAN; TO REPEAL ORDINANCES NO. 948, 970, 1004, 1013 AND 1038 AS PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; TO PROVIDE WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT; AND TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM.

Councilmember Sell moved that the statutory rule requiring reading on three different days be suspended. Councilmember Crawford 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 Crawford. The Mayor then stated the question, "Shall Ordinance No. 1237 be passed and adopted?" Upon roll call vote the following Councilmember 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.

C. AMEND MUNICIPAL RETIREMENT PLANS

1. ORDINANCE – AMEND LA VISTA FIREFIGHTERS RETIREMENT PLAN AND TRUST

Councilmember Quick introduced Ordinance No. 1238 entitled; AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA TO AMEND THE CITY OF LA VISTA FIREFIGHTERS RETIREMENT PLAN AND TRUST; TO AUTHORIZE FURTHER ACTIONS; AND TO PROVIDE FOR REPEAL OF CONFLICTING ORDINANCES, SEVERABILITY AND THE EFFECTIVE DATE HEREOF.

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Councilmember Sell moved that the statutory rule requiring reading on three different days be suspended. Councilmember Crawford 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 Crawford. The Mayor then stated the question, "Shall Ordinance No. 1238 be passed and adopted?" Upon roll call vote the following Councilmember 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 LA VISTA POLICE OFFICERS RETIREMENT PLAN AND TRUST

Councilmember Quick introduced Ordinance No. 1239 entitled; AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA TO AMEND THE CITY OF LA VISTA FIREFIGHTERS RETIREMENT PLAN AND TRUST; TO AUTHORIZE FURTHER ACTIONS; AND TO PROVIDE FOR REPEAL OF CONFLICTING ORDINANCES, SEVERABILITY AND THE EFFECTIVE DATE HEREOF.

Councilmember Sell moved that the statutory rule requiring reading on three different days be suspended. Councilmember Thomas 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 Thomas. The Mayor then stated the question, "Shall Ordinance No. 1239 be passed and adopted?" Upon roll call vote the following Councilmember 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 – APPOINT PAYING AGENT FOR OUTSTANDING BOND ISSUES

Councilmember Quick introduced and moved for the adoption of Resolution No.15-020: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPOINTING PAYING AGENT AND REGISTRAR FOR OUTSTANDING BOND ISSUES OF THE CITY OF LA VISTA

BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska:

Section 1. The City Treasurer currently serves as paying agent and registrar on the outstanding bond issues of the City (the "Bond Issues") listed on Exhibit A attached hereto and incorporated herein by this reference.

Section 2. First National Bank of Omaha, Fremont, Nebraska, (the "Bank") currently serves as paying agent and registrar on certain other bond issues of the City, and the Mayor and Council of the City hereby determine that it is in the best interest of the City to appoint First National Bank of Omaha, Fremont, Nebraska, as paying agent and registrar on all of the City's outstanding Bond Issues.

Section 3. The Bank is hereby appointed paying agent and registrar for the Bond Issues, and the Bank shall serve in such capacities under the terms of a Paying Agent and Registrar's Agreement between the City and the Bank with respect

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to each of the Bond Issues, the form of which is hereby approved, and as described in each of the ordinances governing the issuance of the Bond Issues. The Mayor and City Clerk are hereby authorized to execute said agreements in substantially the form presented but with such changes as they shall deem appropriate or necessary.

Section 4. They Mayor, City Clerk and Director of Administrative Services are hereby each authorized and directed to take any and all actions and execute any and all additional documentation as may be necessary or appropriate to carry out the intent of this Resolution, which actions shall be and are hereby authorized without further action by the City Council.

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

E. RESOLUTION – APPROVE CONTRACT – COUNCIL CHAMBERS UPDATE

Councilmember Hale introduced and moved for the adoption of Resolution No.15-021: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING THE EXECUTION OF A CONTRACT WITH THEATRICAL MEDIA SERVICES FOR PROFESSIONAL SERVICES TO UPDATE THE TECHNOLOGY OF THE HAROLD "ANDY" ANDERSON COUNCIL CHAMBERS IN AN AMOUNT NOT TO EXCEED \$77,494

WHEREAS, the Mayor and City Council of the City of La Vista have determined that the updating of the technology in the Harold "Andy" Anderson Council Chambers is necessary; and

WHEREAS, the FY15 Capital Fund Budget provides funding for the proposed project; and

WHEREAS, Theatrical Media Services (TMS) is the lowest most responsible bidder; 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 expenditure over \$5,000.00.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of La Vista, Nebraska, hereby approves the execution of a contract with Theatrical Media Services (TMS) for professional services to update the technology of the Harold "Andy" Anderson Council Chambers in an amount not to exceed \$77,494.

Seconded by Councilmember Quick. City Planner Solberg, a member of the Council Chambers Update Committee, gave a presentation of the project and proposed updates. 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 up on the agenda ahead of Item F Executive Session. Seconded by Councilmember Sell. 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.

F. EXECUTIVE SESSION – CONTRACT NEGOTIATIONS; PERSONNEL

At 7:43 p.m. Councilmember Crawford made a motion to go into executive for protection of the public interest for contract negotiations and for the protection of an individual to discuss personnel matters. 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.

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At 7:49 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

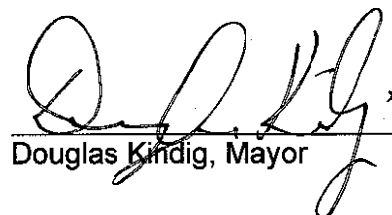
Mayor Kindig reminded Council that the Sarpy County Economic Development Corporation Annual meeting is February 19 and the Sarpy County Chamber Grand Giveaway is March 5 for anyone who would like to go. Mayor Kindig also stated that he and members of staff will be attending the League of Nebraska Municipalities Mid-Winter Conference on February 23 and 24.

Councilmember Sheehan stated he was very pleased with the Ipads and anxious to have more materials put in Dropbox as opposed to receiving paper copies.


At 7:54 p.m. Councilmember Quick made a motion to adjourn the meeting. Seconded by Councilmember Hale. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

PASSED AND APPROVED THIS 3RD DAY OF MARCH, 2015

CITY OF LA VISTA


Douglas Kindig, Mayor

ATTEST:


Pamela A. Buethe, CMC
City Clerk

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