

# MINUTE RECORD

No. 729 — REDFIELD & COMPANY, INC. OMAHA E1310556LD

## LA VISTA CITY COUNCIL MEETING September 6, 2016

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 September 6, 2016. Present were Councilmembers: Frederick, Ronan, Sheehan, 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, Community Development Director Birch, Director of Public Works Soucie, Director of Administrative Services Pokorny, Finance Director Miserez, Library Director Barcal, Recreation Director Stopak and Assistant Public Works Director/City Engineer Kottmann.

A notice of the meeting was given in advance thereof by publication in the Times on August 19, 2016. 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, led the audience in the Pledge of Allegiance, and made the announcements.

Mayor Kindig presented the Attendance Awareness Month Proclamation to representatives of the school.

### A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE AUGUST 16, 2016 CITY COUNCIL MEETING
3. APPROVAL OF THE MINUTES OF THE JULY 20, 2016 PARK & RECREATION ADVISORY COMMITTEE MEETING
4. APPROVAL OF THE MINUTES OF THE AUGUST 25, 2016 PLANNING COMMISSION MEETING
5. PAY REQUEST – LEAGUE OF NEBRASKA MUNICIPALITIES – MEMBERSHIP DUES - \$40,931.00
6. PAY REQUEST – OPPD – CONSTRUCTIONS SERVICES - CITY PARKING DISTRICT ACCESS IMPROVEMENTS – \$30,019.46
7. PAY REQUEST – OPPD – CONSTRUCTIONS SERVICES - CITY PARKING DISTRICT ACCESS IMPROVEMENTS – \$3,166.29
8. REQUEST FOR PAYMENT – MBC CONSTRUCTION – CONSTRUCTION SERVICES – CITY PARKING DISTRICT ACCESS IMPROVEMENTS - \$52,430.10
9. REQUEST FOR PAYMENT – MBC CONSTRUCTION – CONSTRUCTION SERVICES – CITY PARKING DISTRICT ACCESS IMPROVEMENTS - \$252,299.12
10. REQUEST FOR PAYMENT – LOGAN SIMPSON – PROFESSIONAL SERVICES – COMPREHENSIVE PLAN UPDATE - \$11,548.81
11. REQUEST FOR PAYMENT – FELSBURG HOLT & ULLEVIG – PROFESSIONAL SERVICES – GILES ROAD TRAFFIC STUDY - \$408.10
12. REQUEST FOR PAYMENT – OLSSON ASSOCIATES – PROFESSIONAL SERVICES – LA VISTA PARKING DISTRICT ACCESS IMPROVEMENTS - \$70,591.10
13. REQUEST FOR PAYMENT – OLSSON ASSOCIATES – PROFESSIONAL SERVICES – LA VISTA NEBRASKA MULTI SPORTS COMPLEX - \$14,934.78
14. RESOLUTION NO. 16-116 – RELEASE OF TEMPORARY CONSTRUCTION EASEMENT, PART OF LOT 2 WILLOW BROOK REPLAT 1

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA TO RELEASE A TEMPORARY CONSTRUCTION EASEMENT ON A PART OF LOT 2 WILLOW BROOK REPLAT 1 AND TO

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AUTHORIZE THE DIRECTOR OF PUBLIC WORKS AND THE CITY ADMINISTRATOR TO TAKE SUCH ACTIONS AS NECESSARY OR APPROPRIATE TO CARRY OUT THE ACTIONS APPROVED HEREIN.

WHEREAS, a temporary easement was obtained in 1992 for the reconstruction of Giles Road; and

WHEREAS, the certification from the project engineers stating that the easement is no longer necessary, has been received; and

WHEREAS, the subject property is now being considered for development and the prospective purchaser has requested the temporary easement be released; and

WHEREAS, the location of the temporary easement is shown on the attached Exhibit A; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, do hereby approve the release of the temporary construction easement on a part of Lot 2, Willow Brook Replat 1;

BE IT FURTHER RESOLVED, that the Director of Public Works and the City Administrator are hereby authorized to execute the release of the temporary construction easement, and to take such further actions as necessary or appropriate to carry out the actions approved herein.

## **15. RESOLUTION NO. 16-101 – CHANGE ORDER NO. 4 – CITY PARKING DISTRICT ACCESS IMPROVEMENTS -PORTSIDE PARKWAY**

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING A CHANGE ORDER TO THE CONTRACT WITH MBC CONSTRUCTION CO., INC., OMAHA, NEBRASKA, FOR CHANGES IN LABOR EQUIPMENT AND MATERIALS NEEDED TO INSTALL ADDITIONAL CONDUIT AND PULL BOX NECESSARY TO COMPLETE THE INSTALLATION OF STREET LIGHTING IN AN AMOUNT NOT TO EXCEED \$1,474.00.

WHEREAS, the City has determined it is necessary to install additional conduit and pull box necessary to complete the installation of street lighting; and

WHEREAS, the FY16 Capital Fund Budget provides funding for this change order in the amount of \$1,474.00.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of La Vista, Nebraska, that the Mayor is authorized to execute the necessary documents for a change order to the contract with MBC Construction Co., Inc., Omaha Nebraska, for changes in labor, equipment and materials needed to install additional conduit and pull box necessary to complete the installation of street lighting in an amount not to exceed \$1,474.00.

## **16. RESOLUTION NO. 16-102 – ASSET FORFEITURE EXPENDITURE MASTER PLAN (FY17)**

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING THE FY17 ASSET FORFEITURE EXPENDITURE MASTER PLAN.

WHEREAS, the La Vista Police Department receives a portion of the assets seized by Federal agencies under Department of Justice guidelines; and

WHEREAS, the City Council has adopted a Council Policy Statement entitled "Police Department Asset Forfeiture Expenditures"; and

WHEREAS, the Council Policy Statement entitled "Police Department Asset Forfeiture Expenditures" requires the creation, submittal and approval of a yearly Asset Forfeiture Expenditure Master Plan; and

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WHEREAS, the FY17 Asset Forfeiture Expenditure Master Plan has been reviewed and recommended for approval.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby approve the FY17 Asset Forfeiture Expenditure Master Plan.

## **17. RESOLUTION NO. 16-103 – PURCHASE OF ICE CONTROL SALT**

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE OF ICE CONTROL SALT FROM NEBRASKA SALT & GRAIN COMPANY, GOTHENBURG, NEBRASKA IN AN AMOUNT NOT TO EXCEED \$35,625.00

WHEREAS, the City Council of the City of La Vista has determined that the purchase of ice control salt is necessary; and

WHEREAS, the FY17 General Fund Budget, currently in the approval process, provides funding for this purchase; and

WHEREAS, the ice control salt is used by Public Works for winter operations; 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 purchases over \$5,000.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska authorizing the purchase of ice control salt from Nebraska Salt & Grain Company, Gothenburg, Nebraska in an amount not to exceed \$35,625.00.

## **18. APPROVAL OF CLAIMS**

A.S.P. ENTERPRISES, maint.	\$140.00
AA WHEEL & TRUCK SUPPLY, maint.	\$19.76
ABE'S PORTABLES INC, services	\$95.00
ACCENT DRYWALL SUPPLY, bld&grnds	\$30.40
ACCO UNLIMITED CORP, supplies	\$539.32
ACTION BATTERIES, maint.	\$416.21
AKSARBEN HEATING, bld&grnds	\$2,039.00
ALAMAR UNIFORMS, apparel	\$276.72
AMERICAN CONCRETE PRODS, services	\$150.00
AMERICAN LEGAL PUBLISHING, services	\$1,516.00
ANDERSON EXCAVATING CO, services	\$57,584.23
A-RELIEF SERVICES, bld&grnds	\$474.79
ASPHALT & CONCRETE MATERIALS, maint.	\$494.88
AWAREITY, services	\$102.00
BAKER & TAYLOR, books	\$11.10
BARONE SECURITY SYSTEMS, services	\$105.00
BAUER BUILT, maint.	\$3,994.00
BAXTER CHRYSLER DODGE JEEP, maint.	\$42.15
BEACON BUILDING, services	\$5,812.00
BIG RIG TRUCK ACCESSORIES INC, maint.	\$24.00
BISHOP BUSINESS EQUIPMENT, supplies	\$407.15
BLACK HILLS ENERGY, utilities	\$1,481.15
BOBCAT OF OMAHA, maint.	\$182.62
BOB'S RADIATOR REPAIR, bld&grnds	\$88.00
BUETHE, P, travel	\$81.00
BUILDERS SUPPLY CO, bld&grnds	\$119.00
CALENTINE, J, travel	\$389.00
CARNAHAN EVANS CANTWELL & BROWN, services	\$75.00
CENTER POINT PUBLISHING, books	\$281.01
CENTURY LINK BUSN SVCS, phones	\$31.47
CENTURY LINK, phones	\$820.98

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CHESTERMAN CO, supplies	\$524.65
CHRIS MADDEN, services	\$1,500.00
CITY OF OMAHA, services	\$320,180.25
CITY OF PAPILLION, services	\$159,324.64
CLASS C SOLUTIONS, maint.	\$525.30
COMP CHOICE INC, services	\$155.00
CONRECO INC, maint.	\$90.00
CORNHUSKER INTL TRUCKS, maint.	\$77.20
COX COMMUNICATIONS, services	\$162.35
CULLIGAN OF OMAHA, bld&grnds	\$23.00
CUMMINS CENTRAL POWER, services	\$605.45
DANIEL S KRAFT, services	\$40.00
DARE CATALOG, supplies	\$922.23
DATA DOCUMENTS LLC, services	\$266.80
DATASHIELD CORP, services	\$189.25
DEARBORN NAT'L LIFE INS CO, services	\$1,612.00
DIAMOND VOGEL PAINTS, maint.	\$320.80
DIGITAL ALLY INC, maint.	\$4,290.00
DOG WASTE DEPOT, bld&grnds	\$245.00
DOUGLAS COUNTY SHERIFF'S OFC, services	\$850.00
DULTMEIER SALES & SERVICE, maint.	\$36.18
EDGEWEAR SCREEN PRINTING, apparel	\$713.00
EXCHANGE BANK, services	\$305.79
FELSBURG HOLT & ULLEVIG, services	\$1,700.00
FIRST NAT'L BANK FREMONT, bonds	\$28,172.50
FIRST WIRELESS INC, maint.	\$169.75
FITZGERALD SCHORR BARMETTLER, services	\$37,854.85
FLEET US LLC, maint.	\$85.10
GALE, books	\$125.95
GARROD, M, travel	\$120.00
GCR TIRES & SERVICE, maint.	\$414.26
GENERAL FIRE & SAFETY, bld&grnds	\$270.00
GOVERNMENT FINANCE OFFICER'S, services	\$150.00
GRAYBAR ELECTRIC CO, bld&grnds	\$100.58
GREENKEEPER CO, supplies	\$1,187.88
H & H CHEVROLET LLC, maint.	\$249.79
HANEY SHOE STORE, apparel	\$300.00
HARM'S CONCRETE INC, maint.	\$270.00
HOBBY LOBBY STORES, supplies	\$195.02
HOLSTEIN'S HARLEY DAVIDSON, maint.	\$32.41
HOME DEPOT, maint.	\$27.35
HOST COFFEE SERVICE, supplies	\$25.75
HUNDEN STRATEGIC PARTNERS, services	\$23,569.25
INGRAM LIBRARY SERVICES, books	\$746.29
INTAPOL INDUSTRIES INC, apparel	\$327.98
INTERNATIONAL CODE COUNCIL INC, services	\$625.00
KOSISKI AUTO PARTS INC, maint.	\$130.00
KRIHA FLUID POWER CO, maint.	\$145.14
LANDPORT SYSTEMS INC, services	\$125.00
LANDS' END OUTFITTERS, apparel	\$42.49
LEAGUE OF NEBR MUNICIPALITIES, services	\$1,578.00
LIBRARY IDEAS LLC, media	\$5.50
LOGAN CONTRACTORS SUPPLY, maint.	\$9,725.51
LOVELAND GRASS PAD, bld&grnds	\$37.90
LOWE'S CREDIT SERVICES, maint.	\$65.46
LV COMM FOUNDATION, payroll	\$60.00
MAMA'S PIZZA, services	\$781.88
MARK A KLINKER, services	\$200.00
MARKOWSKY, THOMAS J, services	\$107.00
MATHESON TRI-GAS INC, maint.	\$82.93

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MAX I WALKER UNIFORM, services	\$830.24
MENARDS-RALSTON, bld&grnds	\$400.52
METRO AREA TRANSIT, services	\$973.00
METRO COMM COLLEGE, services	\$13,671.10
MID-AMERICAN BENEFITS, services	\$1,267.50
MIDWEST TAPE, media	\$229.68
MIDWEST TURF & IRRIGATION, maint.	\$277.82
MIRACLE RECREATION EQUIPMENT, bld&grnds	\$51.00
MONARCH OIL INC, maint.	\$504.00
MORRIS EXCAVATING CO, services	\$13,525.00
MSC INDUSTRIAL SUPPLY, services	\$850.09
MUD, utilities	\$13,661.61
MUZZY ICE SERVICE INC, services	\$138.00
NAT'L EVERYTHING WHOLESALE, supplies	\$495.26
NE SOFTBALL ASSN, services	\$790.00
NE STATEWIDE ARBORETUM, services	\$100.00
NEBRASKA LAW ENFORCEMENT, services	\$300.00
NEBRASKA LIFE MAGAZINE, books	\$24.00
NMC EXCHANGE LLC, maint.	\$225.55
OCLC INC, media	\$129.42
ODEY'S INC, bld&grnds	\$511.95
OFFICE DEPOT INC, supplies	\$586.83
OFFUTT YOUTH CENTER, services	\$1,400.00
ONE CALL CONCEPTS INC, services	\$276.81
OPPD, utilities	\$586.69
O'REILLY AUTOMOTIVE, maint.	\$125.08
PAYLESS OFFICE PRODUCTS, supplies	\$179.94
PEPSI COLA CO, supplies	\$189.91
PETTY CASH, travel	\$390.90
PITNEY BOWES, supplies	\$526.71
PLAINS EQUIPMENT GROUP, maint.	\$477.68
PREMIER-MIDWEST BEVERAGE CO, supplies	\$381.15
PSI PLASTIC GRAPHICS, supplies	\$482.63
QUALITY AUTO REPAIR, services	\$333.00
QUALITY BRANDS OF OMAHA, supplies	\$919.50
RAINBOW GLASS & SUPPLY, maint.	\$45.00
RALSTON AREA BASEBALL ASSN, services	\$1,240.00
RAMIREZ, R, travel	\$389.00
RDG PLANNING & DESIGN, services	\$1,481.25
READY MIXED CONCRETE CO, maint.	\$1,387.94
REDFIELD & CO, supplies	\$264.59
REPUBLIC NATIONAL DISTR, supplies	\$135.00
RETRIEVEX, services	\$125.61
RICK NELSON PHOTOGRAPHY, services	\$1,200.00
ROBERT HOLMES, refund	\$120.00
SAM TUTTLE, refund	\$120.00
SAPP BROS PETROLEUM, services	\$736.33
SARPY COUNTY COURTHOUSE, services	\$4,100.37
SOLBERG, C, travel	\$15.98
SOUCIE, J, travel	\$228.00
SOUTHEAST LIBRARY SYSTEM, services	\$125.00
SPRINT, services	\$119.97
STEAMATIC OF OMAHA, bld&grnds	\$983.00
SWANK MOTION PICTURES, services	\$528.00
TED'S MOWER SALES, maint.	\$647.46
THOMPSON DREESSEN & DORNER, services	\$31,557.19
TIELKE'S SANDWICHES, supplies	\$177.77
TORREZ, TONY, refund	\$120.00
TRACTOR SUPPLY, apparel	\$69.98
TRADE WELL PALLET INC, bld&grnds	\$1,080.00

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TRANS UNION RISK, services	\$25.00
TRUGREEN LTD PARTNERSHIP, services	\$1,918.80
TURF CARS LTD, services	\$12.84
UNITED RENT-ALL, services	\$654.79
VALENTINO'S, services	\$522.01
VERIZON WIRELESS, phones	\$258.72
VIERREGGER ELECTRIC CO, services	\$7,753.40
VOGEL TRAFFIC SERVICES, maint.	\$8,466.00
WAL-MART, supplies	\$3,998.55
WHITE CAP CONSTR, apparel	\$94.98

Councilmember Hale made a motion to approve the consent agenda. Seconded by Councilmember Frederick. Councilmember Crawford reviewed the bills and stated everything was in order. Councilmembers voting aye: Frederick, Ronan Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. Motion carried.

## REPORTS FROM CITY ADMINISTRATOR AND STAFF

Human Resource Manager Garrod introduced Ryan Condrey, the new Human Resource Generalist.

Library Director Barcal informed Council that the Library was in a drawing and received a free extended term on their library accreditation. Barcal also stated that a \$500 scholarship was received for one of the library staff members to attend their annual conference.

Police Chief Lausten reported to Council that members of the Police Department will participate in a round robin softball tournament on September 19.

## B. ZONING TEXT AMENDMENTS – VARIOUS AMENDMENTS TO ADDRESS MICROBREWERYES

### 1 PUBLIC HEARING

At 7:10 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the various zoning text amendments to address microbreweries.

At 7:11 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Crawford. Councilmembers voting aye: Frederick, Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. Motion carried.

## 2. ORDINANCE – AMEND ZONING ORDINANCE

Councilmember Quick introduced Ordinance No. 1292 entitled; AN ORDINANCE TO AMEND SECTIONS 2.14, 5.13, AND 5.14 OF ORDINANCE NO. 848 (ZONING ORDINANCE); TO REPEAL SECTION 2.14, 5.13, AND 5.14 OF ORDINANCE NO. 848 AS PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Sheehan moved that the statutory rule requiring reading on three different days be suspended. Councilmember Frederick seconded the motion to suspend the rules and roll call vote on the motion. Councilmembers voting aye: Frederick, Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. Motion carried. 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 Sheehan moved for final passage of the ordinance which motion was seconded by Councilmember Quick. Councilmember Sell asked who monitors the number of barrels allowed. City Planner Solberg stated that he believed the State does but will check and report back to the Council. The Mayor then stated the question, "Shall Ordinance No. 1292 be passed and adopted?" Upon roll call vote the following

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Councilmembers voted aye Frederick, Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. 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. ZONING TEXT AMENDMENTS – VARIOUS AMENDMENTS TO ADDRESS ADA PARKING**

### **1. PUBLIC HEARING**

At 7:15 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the various zoning text amendments to address ADA parking.

At 7:15 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Sell. Councilmembers voting aye: Frederick, Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. Motion carried.

### **2. ORDINANCE – AMEND ZONING ORDINANCE**

Councilmember Sell introduced Ordinance No. 1293 entitled; AN ORDINANCE TO AMEND SECTION 7.08 OF ORDINANCE NO. 848 (ZONING ORDINANCE); TO REPEAL SECTION 7.08 OF ORDINANCE NO. 848 AS PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Quick moved that the statutory rule requiring reading on three different days be suspended. Councilmember Frederick seconded the motion to suspend the rules and roll call vote on the motion. Councilmembers voting aye: Frederick, Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. Motion carried. 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 Quick. The Mayor then stated the question, "Shall Ordinance No. 1293 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye Frederick, Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. 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. AMEND CITY CODE – STREET RIGHT-OF-WAY; PERMITTED OBSTRUCTIONS**

### **1. PUBLIC HEARING**

At 7:18 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the amendment of the city code – street right-of-way permitted obstructions.

At 7:18 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Crawford. Councilmembers voting aye: Frederick, Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. Motion carried.

### **2. ORDINANCE – AMEND CITY CODE CHAPTER 93**

Councilmember Sell introduced Ordinance No. 1294 entitled; AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND LA VISTA MUNICIPAL CODE SECTION 93.002; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

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Councilmember Quick moved that the statutory rule requiring reading on three different days be suspended. Councilmember Frederick seconded the motion to suspend the rules and roll call vote on the motion. Councilmembers voting aye: Frederick, Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. Motion carried. 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 Sheehan moved for final passage of the ordinance which motion was seconded by Councilmember Hale. The Mayor then stated the question, "Shall Ordinance No. 1294 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye Frederick, Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. 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.

## **E. 2017-2021 CAPITAL IMPROVEMENT PROGRAM**

### **1. PUBLIC HEARING**

At 7:19 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the 2017-2021 Capital Improvement Program. Members of the public addressed the Council regarding a traffic signal at 96<sup>th</sup> and Brentwood. Councilmember Frederick stated that he would like to see the traffic light put into the FY17 budget.

At 7:45 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Frederick. Councilmembers voting aye: Frederick, Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. Motion carried.

### **2. RESOLUTION – ADOPTION OF 2017-2021 CAPITAL IMPROVEMENT PROGRAM**

Councilmember Hale introduced and moved for the adoption of Resolution No.16-104; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING THE 2017-2021 CAPITAL IMPROVEMENT PROGRAM (CIP) FOR INFRASTRUCTURE AND OTHER CAPITAL IMPROVEMENTS FOR THE CITY OF LA VISTA.

WHEREAS, the City of La Vista's Capital Improvement Program (CIP) document has been prepared and presented to Council; and

WHEREAS, the La Vista Planning Commission has reviewed the 2017-2021 Capital Improvement Program (CIP) for the City of La Vista and recommends to Council approval of the Plan, and

WHEREAS, the Mayor and City Council of the City of La Vista, Nebraska held a public hearing on the City of La Vista's 2017-2021 Capital Improvement Program (CIP) for infrastructure and other capital improvements for the City of La Vista; and

WHEREAS, the citizens of the City of La Vista have therefore had an opportunity to comment on the 2017-2021 Capital Improvement Program (CIP) for infrastructure and other capital improvements for the City of La Vista as submitted and reviewed by the La Vista City Council.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of La Vista, Nebraska that the 2017-2021 Capital Improvement Program (CIP) for infrastructure and other capital improvements for the City of La Vista as submitted and reviewed by the Mayor and City Council of the City of La Vista be, and the same hereby is, accepted and approved.

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

## **F. FISCAL YEARS 16/17 AND 17/18 MUNICIPAL BUDGETS**

### **1. APPROPRIATIONS ORDINANCE – FINAL READING**

City Clerk Buethe read Ordinance No. 1289 entitled: AN ORDINANCE TO APPROPRIATE THE SUMS OF MONEY DEEMED NECESSARY TO DEFRAY ALL OF THE NECESSARY EXPENSES AND LIABILITIES OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA FOR THE FISCAL PERIOD BEGINNING ON OCTOBER 1, 2016 AND ENDING ON SEPTEMBER 30, 2017; AND FOR THE FISCAL PERIOD BEGINNING OCTOBER 1, 2017 AND ENDING ON SEPTEMBER 30, 2018 SPECIFYING THE OBJECTS AND PURPOSES FOR WHICH SUCH APPROPRIATIONS ARE MADE AND THE AMOUNT TO BE APPROPRIATED FOR EACH OBJECT OR PURPOSE; SPECIFYING THE AMOUNT TO BE RAISED BY TAX LEVY; PROVIDING FOR THE CERTIFICATION OF THE TAX LEVY HEREIN SENT TO THE COUNTY CLERK OF SARPY COUNTY; AND PRESCRIBING THE TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

Councilmember Hale made a motion to approve final reading and adopt Ordinance 1289. Councilmember Frederick made a motion to amend the budget to include the \$210,000.00 for the traffic signal at 96<sup>th</sup> and Brentwood Dr. Seconded by Crawford. Councilmembers voting aye: Frederick, Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. Motion carried.

Councilmember Quick seconded the motion to approve final reading with the amendment and adopt Ordinance 1289. The Mayor then stated the question, "Shall Ordinance No. 1289 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye Frederick, Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. 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. MASTER FEE ORDINANCE – SECOND READING**

City Clerk Buethe read Ordinance No. 1290 entitled: AN ORDINANCE TO AMEND ORDINANCE NO. 1259, AN ORDINANCE TO ESTABLISH THE AMOUNT OF CERTAIN FEES AND TAXES CHARGED BY THE CITY OF LA VISTA FOR VARIOUS SERVICES INCLUDING BUT NOT LIMITED TO BUILDING AND USE, ZONING, OCCUPATION, PUBLIC RECORDS, ALARMS, EMERGENCY SERVICES, RECREATION, LIBRARY, AND PET LICENSING; SEWER AND DRAINAGE SYSTEMS AND FACILITIES OF THE CITY FOR RESIDENTIAL USERS AND COMMERCIAL USERS (INCLUDING INDUSTRIAL USERS) OF THE CITY OF LA VISTA AND TO GRANDFATHER EXISTING STRUCTURES AND TO PROVIDE FOR TRACT PRECONNECTION PAYMENTS AND CREDITS; REGULATING THE MUNICIPAL SEWER DEPARTMENT AND RATES OF SEWER SERVICE CHARGES; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE THE EFFECTIVE DATE HEREOF

Councilmember Quick made a motion to approve final reading and adopt Ordinance 1290. Councilmember Sell seconded the motion to approve final reading and adopt Ordinance 1290. The Mayor then stated the question, "Shall Ordinance No. 1290 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye Frederick, Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. 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.

# MINUTE RECORD

September 6, 2016

No. 729 — REEDIE & COMPANY, INC. OMAHA E1310566LD

## **3. INCREASE BASE OF RESTRICTED FUNDS AUTHORITY**

### **a. Public Hearing**

At 7:54 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the increase base of restricted funds authority.

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

### **b. Resolution**

Councilmember Sheehan introduced and moved for the adoption of Resolution No.16-105; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, TO INCREASE THE BASE OF RESTRICTED FUNDS AUTHORITY IN THE 2016-17 MUNICIPAL BUDGET BY AN ADDITIONAL ONE PERCENT.

WHEREAS, the Mayor and City Council, after notice and public hearing as required by state statute, approved the 2016-17 municipal budget on September 6, 2016; and

WHEREAS, the unused restricted funds authority was included in the notice of budget hearing; and

WHEREAS, an increase in the base of restricted funds authority by an additional one percent in the 2016-17 municipal budget is allowed following the approval of at least 75% of the governing body.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, do hereby authorize an increase in the base of restricted funds authority in the 2016-17 municipal budget by an additional one percent.

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

## **4. SETTING THE PROPERTY TAX LEVY**

### **a. Public Hearing**

At 7:55 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on setting the property tax levy.

At 7:55 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Frederick. Councilmembers voting aye: Frederick, Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. Motion carried.

### **b. Resolution**

Councilmember Crawford introduced and moved for the adoption of Resolution No.16-106; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA ESTABLISHING THE PROPERTY TAX REQUESTS FOR FISCAL YEAR 17 AND 18.

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the property tax request for the prior year shall be the property tax request for the current year for purposes of the levy set by the County Board of Equalization unless the Mayor and City Council of the City of La Vista passes by a majority vote a resolution or ordinance setting the tax request at a different amount; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request; and

# MINUTE RECORD

September 6, 2016

No. 729 — REEDFIELD & COMPANY, INC. OMAHA E1310556LD

WHEREAS, it is in the best interest of the City of La Vista that the property tax request for fiscal year 17 and 18 be a different amount than the property tax request for the prior year.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of the City of La Vista, Nebraska, by a majority vote, hereby resolve that:

The FY17 and FY18 property tax requests be set at \$7,758,747.00 which would require a mill levy of \$0.55.

NOW, THEREFORE BE IT FURTHER RESOLVED, by the Mayor and City council of the City of La Vista Nebraska that the property tax to be distributed as follows:

General Fund - \$5,783,793.00 (\$0.41 mill levy)

Bond Fund - \$1,974,954.00 (\$0.14 mill levy)

A copy of this resolution be certified and forwarded to the County Clerk prior to October 13, 2016.

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

## **G. AMENDING THE COMPENSATION ORDINANCE AND SETTING RATES OF AUTO AND PHONE ALLOWANCE**

### **1. ORDINANCE – AMEND THE COMPENSATION ORDINANCE**

Councilmember Hale introduced Ordinance No. 1295 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 Quick moved that the statutory rule requiring reading on three different days be suspended. Councilmember Frederick seconded the motion to suspend the rules and roll call vote on the motion. Councilmembers voting aye: Frederick, Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. Motion carried. 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 Sheehan moved for final passage of the ordinance which motion was seconded by Councilmember Frederick. The Mayor then stated the question, "Shall Ordinance No. 1295 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye Frederick, Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. 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. RESOLUTION – SETTING RATES OF AUTO AND PHONE ALLOWANCE**

Councilmember Frederick introduced and moved for the adoption of Resolution No.16-107; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING MONTHLY VEHICLE AND MOBILE PHONE ALLOWANCES FOR SPECIFIC OFFICERS AND EMPLOYEES OF THE CITY.

WHEREAS, the Mayor and City Council establish by ordinance the compensation for officers and employees of the City of La Vista and said ordinance establishes that the Mayor and Council may additionally fix by resolution such vehicle and other allowances as may from time to time be fixed in the municipal budget; and

# MINUTE RECORD

September 6, 2016

No. 729 — REDFIELD & COMPANY, INC. OMAHA E1310556LD

WHEREAS, the FY17 and FY18 municipal budgets establish funds for vehicle and mobile phone allowances for various officers, employees and volunteers of the City and are recommended by the Director of Administrative Services and City Administrator.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize the following vehicle and cellular phone allowances:

	Monthly Vehicle		Monthly Phone
<u>Tier</u>	<u>Allowance</u>	<u>Tier</u>	<u>Allowance</u>
Tier 1	\$30	Tier 1	\$30
Tier 2	\$50	Tier 2	\$60
Tier 3	\$100	Tier 3	\$90
Tier 4	\$150		
Tier 5	\$300		

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

## H. RESOLUTION - BID AWARD – OFFICE CONSTRUCTION/REMODEL 8110 PARK VIEW BUILDING

Councilmember Sell introduced and moved to adopt Resolution No.16-108; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AWARDING A CONTRACT TO OAKHAVEN HOMES, INC., PAPILLION, NE, FOR OFFICE CONSTRUCTION AND REMODELING OF THE UPPER LEVEL OF THE 8110 PARK VIEW BLVD. BUILDING IN AN AMOUNT NOT TO EXCEED \$97,790.00.

WHEREAS, the City Council of the City of La Vista has determined that office construction and remodeling of the upper level of the 8110 Park View Blvd. building is necessary; and

WHEREAS, the FY16 and FY17 Capital Improvement Program provides funding for this project; and

WHEREAS, Bids were solicited and one bid was received, and

WHEREAS, Oakhaven Homes, Inc., Papillion, NE, has submitted a qualified bid, and

WHEREAS, Oakhaven Homes, Inc. satisfactorily completed similar work in the lower level of this building previously, and

WHEREAS Subsection (C) (9) of Section 31.23 of the La Vista Municipal Code requires that the City Administrator secures 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 award a contract to Oakhaven Homes, Inc., Papillion, NE for office construction and remodeling of the upper level of the 8110 Park View Blvd. building, in an amount not to exceed \$97,790.00.

Seconded by Councilmember Hale. Discussion was held regarding the area of the building that is being remodeled. Councilmembers voting aye: Frederick, Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. Motion carried.

# MINUTE RECORD

September 6, 2016

No. 729 — REDIELD & COMPANY, INC. OMAHA E1310556LD

## **I. RESOLUTION – BID AWARD – 72<sup>ND</sup> & THOMPSON CREEK CULVERT REHABILITATION**

Councilmember Quick introduced and moved to adopt Resolution No.16-109; A  
RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA,  
NEBRASKA, AWARDING A CONTRACT TO ACE PIPE CLEANING, INC., KANSAS  
CITY MISSOURI FOR CONSTRUCTION OF TRENCHLESS REHABILITATION OF  
THE 120-INCH DIAMETER CULVERT THAT CONVEYS THOMPSON CREEK  
UNDER 72<sup>ND</sup> STREET IN AN AMOUNT NOT TO EXCEED \$173,225.00.

WHEREAS, the City Council of the City of La Vista has determined rehabilitation of the culvert conveying Thompson Creek under 72<sup>nd</sup> Street is necessary; and

WHEREAS, the FY17 budget provides funding for this project in the Capital Improvement Program; and

WHEREAS, Bids were received from four (4) contractors, and

WHEREAS Ace Pipe Cleaning, Inc., Kansas City Missouri has submitted the low, qualified bid, and

WHEREAS Subsection (C) (9) of Section 31.23 of the La Vista Municipal Code requires that the City Administrator secures 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 award a contract to Ace Pipe Cleaning, Inc., Kansas City Missouri for construction of trenchless rehabilitation of the 120-inch diameter culvert that conveys Thompson Creek under 72<sup>nd</sup> Street, in an amount not to exceed \$173,225.00.

Seconded by Councilmember Frederick. Councilmember Crawford asked why the disparity in bids. City Engineer Kottmann stated that bidders were given an outline and then they could propose. There were 5 different methods bid. Councilmembers voting aye: Frederick, Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. Motion carried.

**J. RESOLUTION – AUTHORIZE REQUEST FOR PROPOSALS – ENGINEERING SERVICES – POSSIBLE PUBLIC INFRASTRUCTURE – GILES ROAD & EASTPORT PARKWAY**

Councilmember Hale introduced and moved to adopt Resolution No.16-110; A  
RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA,  
NEBRASKA AUTHORIZING THE REQUEST FOR PROPOSALS FOR  
ENGINEERING SERVICES IN PREPARATION FOR POSSIBLE PUBLIC  
INFRASTRUCTURE IN THE VICINITY OF GILES ROAD AND EASTPORT  
PARKWAY.

WHEREAS, the Mayor and Council have determined that possible public infrastructure in the vicinity of Giles Road and Eastport Parkway may be necessary, and

WHEREAS, The FY16 and FY17 budgets include funding in the Capital Improvement Program; and

WHEREAS, the request for proposals is as follows:

## Publish Notice of Request for Proposals September 14 and 21, 2016

Receive Proposals Until September 26, 2016, 3:30 pm

**City Council Authorize Agreement**      **October 18, 2016;**

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council hereby authorize the request for proposals for Engineering Services in preparation for possible Public Infrastructure in the vicinity of Giles Road and Eastport Parkway.

# MINUTE RECORD

September 6, 2016

No. 729 — REEDFIELD & COMPANY, INC. OMAHA E1310556LD

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

**K. RESOLUTION – ADVERTISEMENT OF BIDS – DEMOLITION & SITE PREPARATION MIXED USE REDEVELOPMENT PROJECT AREA.  
(ACTION ON THIS ITEM WILL BE TAKEN BY THE LA VISTA COMMUNITY DEVELOPMENT AGENCY)**

Mayor Kindig stated that action on this item would be taken by the La Vista Community Development Agency.

Councilmember Frederick introduced and moved to adopt Resolution No.16-111; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA ACTING AS THE LA VISTA COMMUNITY DEVELOPMENT AGENCY AUTHORIZE THE ADVERTISEMENT OF BIDS FOR DEMOLITION AND SITE PREPARATION FOR THE 84<sup>TH</sup> STREET MIXED-USE REDEVELOPMENT PROJECT AREA.

WHEREAS, the Mayor and Council have determined that preparation for proposed construction in the 84<sup>th</sup> Street Redevelopment Area is necessary, and

WHEREAS, the FY17 and FY18 budgets provide funding for this project; and

WHEREAS, the schedule for awarding this contract is as follows ;

Publish Notice to Contractors September 14 and September 21, 2016

Open Bids September 23, 2016 at 10:00 am

Agency Award Contract October 4, 2016

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council acting as the La Vista Community Development Agency hereby authorize the advertisement of bids for demolition and site preparation for the 84<sup>th</sup> Street Mixed-Use Redevelopment Project Area.

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

**L. RESOLUTION – AUTHORIZE REQUEST FOR PROPOSALS – ARCHITECTURAL SERVICES – IN PREPARATION FOR POSSIBLE PHASE 1 PUBLIC OFFSTREET PARKING FACILITIES – 84<sup>TH</sup> STREET PUBLIC IMPROVEMENT REDEVELOPMENT PROJECT AREA**

Councilmember Sell introduced and moved to adopt Resolution No.16-112; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE REQUEST FOR PROPOSALS FOR ARCHITECTURAL SERVICES FOR POSSIBLE PUBLIC OFFSTREET PARKING FACILITIES IN THE 84<sup>TH</sup> STREET PUBLIC IMPROVEMENT REDEVELOPMENT PROJECT AREA

WHEREAS, the Mayor and Council have determined that the public improvement redevelopment project set forth in Amendment No. 1 to the Redevelopment Plan - 84<sup>th</sup> Street Redevelopment Area is necessary, and

WHEREAS, the FY17 and FY18 budgets include funding in the Capital Improvement Program; and

WHEREAS, the request for proposals schedule is as follows:

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September 6, 2016

No. 729 — REEDIE & COMPANY, INC. OMAHA E1310556LD

Publish Notice of Request for Proposals September 14 and September 21, 2016

Receive Proposals Until September 30, 2016 at 3:30 pm

Agency Award Contract October 18, 2016

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council hereby authorize the request for proposals for Architectural Services for possible public offstreet parking facilities in the 84<sup>th</sup> street public Improvement redevelopment project area.

Seconded by Councilmember Frederick. Councilmember Sheehan asked what the scope of these services would be. City Attorney McKeon stated that these would be for phase one. Councilmembers voting aye: Frederick, Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. Motion carried.

## **M. RESOLUTION – AUTHORIZE PUBLICATION – NOTICE FOR PRIVATE OWNERSHIP AND OPERATION – OFF-STREET PARKING – 84<sup>TH</sup> STREET REDEVELOPMENT AREA**

Councilmember Hale introduced and moved to adopt Resolution No.16-113; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PUBLICATION OF NOTICE INVITING APPLICATION FOR PRIVATE OWNERSHIP AND OPERATION OF OFF STREET PARKING FACILITIES FOR THE 84<sup>TH</sup> STREET REDEVELOPMENT AREA AND PUBLIC HEARING ON ANY APPLICATION FOR SAME.

WHEREAS, the Mayor and Council have determined that publication of notice inviting application for Private Ownership and Operation of off-street parking facilities for the 84<sup>th</sup> Street redevelopment area and public hearing on any application for same is necessary, and

WHEREAS, in accordance with § 19-3311 of the Nebraska Revised Statutes, the City Engineer will be receiving applications for the private ownership and operation of off-street parking facilities in the 84<sup>th</sup> Street redevelopment area; and

WHEREAS, applications will be due October 21, 2016 at 10:00 a.m. with the public hearing at the regular Council meeting on November 1, 2016;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council hereby authorize the publication of notice inviting application for Private Ownership and Operation of off-street parking facilities for the 84<sup>th</sup> Street redevelopment area and public hearing on any application for same.

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

## **N. RESOLUTION – AUTHORIZE PUBLICATION – NOTICE FOR PRIVATE OWNERSHIP AND OPERATION – OFF-STREET PARKING – NEAR 120<sup>TH</sup> AND GILES ROAD**

Councilmember Frederick introduced and moved to adopt Resolution No.16-114; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PUBLICATION OF NOTICE INVITING APPLICATION FOR PRIVATE OWNERSHIP AND OPERATION OF OFF STREET PARKING FACILITIES NEAR 120<sup>TH</sup> AND GILES ROAD AND PUBLIC HEARING ON ANY APPLICATION FOR SAME.

WHEREAS, the Mayor and Council have determined that publication of notice inviting application for Private Ownership and Operation of off-street parking facilities near 120<sup>th</sup> and Giles Road and public hearing on any application for same is necessary, and

# MINUTE RECORD

September 6, 2016

No. 729 — REEDIE & COMPANY, INC. OMAHA E1310556LD

WHEREAS, in accordance with § 19-3311 of the Nebraska Revised Statutes, the City Engineer will be receiving applications for the private ownership and operation of off-street parking facilities near 120<sup>th</sup> and Giles Road; and

WHEREAS, applications will be due October 21, 2016 at 10:00 a.m. with the public hearing at the regular Council meeting on November 1, 2016;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council hereby authorize the publication of notice inviting application for Private Ownership and Operation of off-street parking facilities near 120<sup>th</sup> and Giles Road and public hearing on any application for same.

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

## O. RESOLUTION – PURCHASE PARKS FACILITY EQUIPMENT – BLEACHERS AND SOCCER GOALS

Councilmember Hale introduced and moved to adopt Resolution No.16-115; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE OF TWO 4-ROW BLEACHERS AND TWO SEMI-PERMANENT SOCCER GOALS FROM ALUMINUM ATHLETIC EQUIPMENT COMPANY, ROYERSFORD PENNSYLVANIA FOR AN AMOUNT NOT TO EXCEED \$12,330.00.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of bleachers and soccer goals for Parks Facilities is necessary, and

WHEREAS, the FY16 budget provides funding for the proposed purchase, and

WHEREAS, the Metro Wolves Soccer Club has donated \$3,210 toward the purchase of said equipment, and

WHEREAS, Subsection (c) of 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 purchase of two 4-row bleachers and two semi-permanent soccer goals from Aluminum Athletic Equipment Company, Royersford, Pennsylvania for an amount not to exceed \$12,330.00.

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

Councilmember Crawford made a motion to move Comments from the Floor ahead of Item P Executive Session. Seconded by Councilmember Hale. Councilmembers voting aye: Frederick, Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. Motion carried.

## COMMENTS FROM THE FLOOR

There were no comments from the floor.

## P. EXECUTIVE SESSION – PERSONNEL

At 8:10 p.m. Councilmember Crawford made a motion to go into executive for protection of an individual to discuss personnel. Seconded by Councilmember Hale. Councilmembers voting aye: Frederick, Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. Motion carried. Mayor Kindig stated the executive session would be limited to the subject matter contained in the motion.

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September 6, 2016

No. 729 — REDIELD & COMPANY, INC. OMAHA E1310556LD

At 8:30 p.m. the Council came out of executive session. Councilmember Crawford made a motion to reconvene in open and public session. Seconded by Councilmember Hale. Councilmembers voting aye: Frederick, Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. Motion carried.

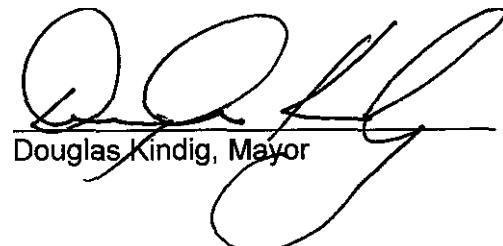
## COMMENTS FROM MAYOR AND COUNCIL

Councilmember Sell stated that he attended the ground breaking ceremony for the Hayes Mechanical facility.

At 8:34 p.m. Councilmember Crawford made a motion to adjourn the meeting. Seconded by Councilmember Frederick. Councilmembers voting aye: Frederick, Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Thomas. Motion carried.

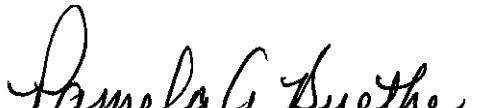
PASSED AND APPROVED THIS 20TH DAY OF SEPTEMBER, 2016

CITY OF LA VISTA



Douglas Kindig, Mayor

ATTEST:



Pamela A. Buethe

Pamela A. Buethe, CMC  
City Clerk

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No. 729 — REEDIE & COMPANY, INC. OMAHA E1310556LD