

# MINUTE RECORD

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

## LA VISTA CITY COUNCIL MEETING NOVEMBER 20, 2018

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 November 20, 2018. Present were Councilmembers: Frederick, 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, City Engineer Kottmann, Director of Public Works Soucie, Library Director Barcal, Director of Administrative Services Pokorny, Finance Director Miserez, Recreation Director Stopak, Community Development Director Birch, and Human Resources Director Czarnick.

A notice of the meeting was given in advance thereof by publication in the Times on November 7, 2018. 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.

### PROCLAMATION – EAGLE SCOUT SERVICE PROJECT – NOLAN STENGEL

Mayor Kindig presented a proclamation to Eagle Scout Nolan Stengel. Mr. Stengel gave an overview of his project at Jaycee Park.

### APPOINTMENT – MARY L. HEWITT – CIVIL SERVICE COMMISSION

Councilmember Thomas made a motion to re-appoint Mary L. Hewitt to the Civil Service Commission for another 5 year term. Seconded by Councilmember Frederick. Councilmembers voting aye: Frederick, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. Motion carried.

#### A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE NOVEMBER 6, 2018 CITY COUNCIL MEETING
3. APPROVAL OF THE MINUTES OF THE OCTOBER 18, 2018 PLANNING COMMISSION MEETING
4. MONTHLY FINANCIAL REPORT – SEPTEMBER 2018
5. REQUEST FOR PAYMENT – BLADE MASTERS GROUNDS MAINT., INC. – CONSTRUCTION SERVICES – CIVIC CENTER PHASE 2 - \$223,269.00
6. REQUEST FOR PAYMENT – HDR ENGINEERING, INC. – PROFESSIONAL SERVICES – PUBLIC IMPROVEMENTS AND OTHER WORKS - \$13,757.16
7. REQUEST FOR PAYMENT – CIVIC NEBRASKA – PROFESSIONAL SERVICES – PAPILLION-LA VISTA STORMWATER OUTREACH - \$3,080.31
8. RESOLUTION NO. 18-155 – DEPARTMENT OF TRANSPORTATION MAINTENANCE AGREEMENT – 84<sup>TH</sup> STREET – 2019

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF AGREEMENT #121 WITH THE NEBRASKA DEPARTMENT OF TRANSPORTATION FOR THE SURFACE MAINTENANCE OF HIGHWAY N-85 (84<sup>TH</sup> STREET).

WHEREAS, the Nebraska Department of Transportation is proposing to renew an agreement whereby the City of La Vista would assume maintenance responsibilities for that portion of Highway N-85 (84<sup>th</sup> Street) which lies within the City of La Vista's corporate boundaries; and

# MINUTE RECORD

November 20, 2018

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

WHEREAS, it is the determination of the City Council of the City of La Vista that it is in the best interest of our citizenry and the traveling public to assume official maintenance responsibilities.

NOW, THEREFORE BE IT RESOLVED, that the Mayor of the City of La Vista be, and hereby is, authorized to renew an agreement with the Nebraska Department of Transportation for maintenance of that portion of Highway N-85 (84<sup>th</sup> Street) which lies within the corporate limits of the City of La Vista for the period of January 1, 2019 to December 31, 2019.

## 9. APPROVAL OF CLAIMS

A & D TECHNICAL SUPPLY CO, services	\$164.14
ACTION BATTERIES, maint.	\$220.06
AMERICAN LEGAL PUBLISHING, services	\$70.00
AMERICAN LUNG ASSOCIATION, services	\$520.00
ANDERSON EXCAVATING CO, services	\$146,947.35
A-RELIEF, services	\$84.00
ARTHUR J GALLAGHER RISK, services	\$225,393.00
ASPHALT & CONCRETE MATERIALS, maint.	\$3,316.04
BADGER BODY, maint.	\$156.47
BARONE SECURITY SYSTEMS, services	\$111.00
BJSA-BELLEVUE JR SPORTS ASSN, services	\$800.00
BKD LLP, services	\$8,000.00
BRITE IDEAS DECORATING, services	\$307.66
BS&A SOFTWARE, services	\$20,750.00
BUILDERS SUPPLY, services	\$100.94
CELLEBRITE USA INC, services	\$3,700.00
CENTURY LINK, phones	\$537.42
CHAMPLIN TIRE RECYCLING, INC, services	\$665.00
CIACCIO ROOFING CORP, bld&grnds	\$223.14
CITY OF PAPILLION, services	\$3,334.00
CNA SURETY, services	\$100.00
COX COMMUNICATIONS, services	\$277.40
CROUCH RECREATION, services	\$4,881.00
CULLIGAN OF OMAHA, services	\$14.00
DAVID FAIRCHILD, books	\$594.00
DELL MARKETING L.P., services	\$70.51
DESIGN WORKSHOP INC, services	\$360.42
DH WIRELESS SOLUTIONS, services	\$1,291.50
DIAMOND VOGEL PAINTS, bld&grnds	\$100.77
DLR GROUP, services	\$3,075.00
EXPRESS DISTRIBUTION, supplies	\$140.86
FILTER CARE, services	\$67.70
FIRST NATIONAL BANK FREMONT, bonds	\$2,011,059.29
FITZGERALD SCHORR BARMETTLER, services	\$18,688.50
GALE, books	\$94.46
GENUINE PARTS CO, maint.	\$962.86
GILCO EQUIPMENT LLC, services	\$2,550.00
GROSSENBACHER BROTHERS INC, supplies	\$466.84
HAWKEYE TRUCK EQUIPMENT, maint.	\$118.00
HAWKINS CONSTRUCTION CO, services	\$184,630.05
HDR ENGINEERING INC, services	\$13,682.95
HEARTLAND TIRES AND TREADS, maint.	\$100.00
HOBBY LOBBY, supplies	\$23.78
HOLIDAY INN KEARNEY, travel	\$188.00
HONEYMAN RENT-ALL, services	\$250.70
INGRAM LIBRARY, books	\$353.52
KRIHA FLUID POWER, maint.	\$322.75
LABRIE, DONALD P, services	\$225.00
LEAGUE OF NEBR MUNICIPALITIES, services	\$1,690.00
LELAND APPAREL, apparel	\$3,114.00

# MINUTE RECORD

November 20, 2018

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

LOWE'S, bld&grnds	\$62.60
MARCO INC, services	\$109.40
MARK A KLINKER, services	\$400.00
MAX I WALKER UNIFORM, services	\$76.98
MENARDS-RALSTON, bld&grnds	\$475.60
METRO AREA TRANSIT, services	\$903.00
METRO COMM COLLEGE, services	\$18,266.71
MUD, utilities	\$162.35
MILLARD SOX BASEBALL , refund	\$80.00
MONARCH OIL INC, maint.	\$788.10
MSC INDUSTRIAL SUPPLY CO, services	\$67.20
NE SALT & GRAIN CO, services	\$5,087.51
NUTS AND BOLTS INC, maint.	\$30.48
ODEY'S INC, bld&grnds	\$178.50
OFFICE DEPOT INC, supplies	\$669.80
OLSSON, INC, services	\$38,007.46
OPPD, utilities	\$9,193.06
OMAHA WORLD-HERALD, services	\$1,165.40
ONE CALL CONCEPTS INC, services	\$333.00
O'REILLY AUTOMOTIVE STORES INC, maint.	\$351.75
PAPILLION SANITATION, services	\$1,735.24
ROBEY, P., travel	\$145.26
PAYLESS OFFICE PRODUCTS, supplies	\$210.43
PITNEY BOWES, services	\$526.71
PLAINS EQUIPMENT GROUP, maint.	\$112.93
RDG PLANNING & DESIGN, services	\$3,332.82
SARPY COUNTY COURTHOUSE, services	\$4,207.68
SINNETT, J., travel	\$90.59
SIRCHIE FINGER PRINT LABS, services	\$106.65
SOUTH, R., travel	\$78.96
SOUTHERN UNIFORM & EQUIPMENT, apparel	\$190.46
SWAIN CONSTRUCTION INC, services	\$92,969.74
TERRAMETRIX, services	\$1,460.00
THE NOVAK CONSULTING GROUP, services	\$4,252.00
THEATRICAL MEDIA, services	\$1,208.58
THOMPSON DREESSEN & DORNER, services	\$8,509.85
TIM JAVORSKY, services	\$150.00
TORCO ENTERPRISES, INC., services	\$1,534.50
TOSHIBA, services	\$138.00
TRANS UNION RISK, services	\$25.00
TY'S OUTDOOR POWER, services	\$7,082.39
U.S. CELLULAR, phones	\$972.28
UNITE PRIVATE NETWORKS, services	\$3,850.00
UNITED DISTRIBUTORS INC, services	\$76.19
UNITED RENT-ALL, services	\$314.66
V & V MANUFACTURING INC, supplies	\$114.95
WICK'S STERLING TRUCKS INC, maint.	\$47.44

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

## REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Human Resources Director Czarnick introduced new HR Generalist Katie Spencer.

Recreation Director Stopak reported that the basketball backboard winch project is complete. The tree lighting and soup supper will be held on November 26. He also showed a video on a new exercise class for mothers.

# MINUTE RECORD

November 20, 2018

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

Director of Public Works Soucie introduced Travis Bland, a new full-time employee in the Street Department. Mr. Soucie reported that the City earned \$67,000 for the surplus equipment sold in the Big Iron auction.

Deputy Director of Public Works Calentine thanked Apple Roofing for donating time, labor, and materials to replace the roof on the pool shelter.

## PRESENTATION – COMMUNITY INTEREST & OPINION SURVEY

Ryan Murray with ETC Institute reported on the results of the Community Interest and Opinion Survey.

## **B. APPLICATION FOR COMPREHENSIVE PLAN AMENDMENT - FUTURE LAND USE MAP AND ZONING MAP AMENDMENT (REZONING) – LOT 37 BROOK VALLEY II BUSINESS PARK (SE OF 120<sup>TH</sup> & GILES ROAD)**

### **1. PUBLIC HEARING**

At 7:42 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the proposed amendment to the Future Land Use Map. A representative for the developers gave an overview of the proposed project.

At 7:49 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. Motion carried.

### **2. RESOLUTION**

Councilmember Crawford introduced and moved for the adoption of Resolution No. 18-156 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, IN SUPPORT OF AMENDING THE FUTURE LAND USE MAP PORTION OF THE COMPREHENSIVE PLAN.

WHEREAS, the Future Land Use map contains an area of approximately 6.45 acres located south of Giles Road and east of 120<sup>th</sup> Street designated as "Commercial"; and

WHEREAS, the Planning Commission has recommended approval of a request to amend the Future Land Use Map of the Comprehensive Plan for approximately 6.45 acres from "Commercial" to "Industrial" land uses; and

WHEREAS, the requested amendment is compatible with the surrounding land uses; and

WHEREAS, an amendment to the Future Land Use Map is appropriate and consistent with the land use policies of the Comprehensive Plan;

NOW THEREFORE, BE IT RESOLVED that the Mayor and City Council of the City of La Vista, Nebraska, hereby directs the City Administrator to prepare the necessary amendment to the Future Land Use Map of the Comprehensive Plan south of Giles Road and east of 120<sup>th</sup> Street for approximately 6.45 acres from "Commercial" to "Industrial" land uses as identified in the attached Exhibit A.

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

### **3. PUBLIC HEARING**

At 7:50 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the proposed amendment to the Official Zoning Map of the City.

At 7:50 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Crawford. Councilmembers voting aye: Frederick, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. Motion carried.

# MINUTE RECORD

November 20, 2018

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

## 4. ORDINANCE

Councilmember Quick introduced Ordinance No. 1333 entitled: AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA; 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, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. 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. 1333 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Frederick, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. 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 - FLAGS

### 1. PUBLIC HEARING

At 7:52 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the proposed amendment to the Official Zoning Map of the City.

At 7:52 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Frederick. Councilmembers voting aye: Frederick, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. Motion carried.

### 2. ORDINANCE

Councilmember Sell introduced Ordinance No. 1334 entitled: AN ORDINANCE TO AMEND SECTION 4.15 OF ORDINANCE NO. 848 (ZONING ORDINANCE); TO REPEAL SECTION 4.15 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, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. 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 Frederick moved for final passage of the ordinance which motion was seconded by Councilmember Sell. The Mayor then stated the question, "Shall Ordinance No. 1334 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Frederick, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. 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. APPROVAL OF THE APPLICATION FOR A CLASS CK LIQUOR LICENSE – JDHG HOTELS LLC DBA COURTYARD MARRIOTT

### 1. PUBLIC HEARING

# MINUTE RECORD

November 20, 2018

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

At 7:53 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the Class CK Liquor License.

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

## 2. RESOLUTION

Councilmember Thomas introduced and moved for the adoption of Resolution No.18-157 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA RECOMMENDING TO THE NEBRASKA LIQUOR CONTROL COMMISSION, APPROVAL OF THE CLASS CK LIQUOR LICENSE APPLICATION OF JDHQ HOTELS LLC DBA COURTYARD MARRIOTT, LA VISTA, NEBRASKA.

WHEREAS, JDHQ Hotels LLC. dba Courtyard Marriott, 12560 Westport Parkway, La Vista, Sarpy County, Nebraska, has applied to the Nebraska Liquor Control Commission for a Class CK Liquor License, and

WHEREAS, the Nebraska Liquor Control Commission has notified the City of said application, and

WHEREAS, the City has adopted local licensing standards to be considered in making recommendations to the Nebraska Liquor Control Commission, and

WHEREAS, said licensing standards have been considered by the City Council in making its decision.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, hereby recommend to the Nebraska Liquor Control Commission approval of the Class CK Liquor License application submitted by JDHQ Hotels LLC dba Courtyard Marriott dba Courtyard Marriott, 12560 Westport Parkway, La Vista, NE.

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

## E. APPROVAL OF THE APPLICATION FOR A CLASS D LIQUOR LICENSE – CASEY'S RETAIL COMPANY DBA CASEY'S GENERAL STORE #2454

### 1. PUBLIC HEARING

At 7:55 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the Class D Liquor License.

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

### 2. RESOLUTION

Councilmember Sell introduced and moved for the adoption of Resolution No.18-158 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA RECOMMENDING TO THE NEBRASKA LIQUOR CONTROL COMMISSION, APPROVAL OF THE CLASS D LIQUOR LICENSE APPLICATION OF CASEY'S RETAIL COMPANY DBA CASEY'S GENERAL STORE 2454, LA VISTA, NEBRASKA.

WHEREAS, Casey's Retail Company dba Casey's General Store 2454, 9542 Giles Road, La Vista, Sarpy County, Nebraska, has applied to the Nebraska Liquor Control Commission for a Class D Liquor License, and

WHEREAS, the Nebraska Liquor Control Commission has notified the City of said application, and

# MINUTE RECORD

November 20, 2018

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

WHEREAS, the City has adopted local licensing standards to be considered in making recommendations to the Nebraska Liquor Control Commission, and

WHEREAS, said licensing standards have been considered by the City Council in making its decision.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, hereby recommend to the Nebraska Liquor Control Commission approval of the Class D Liquor License application submitted by Casey's Retail Company dba Casey's General Store 2454, 9542 Giles Road, La Vista, NE.

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

## **F. APPROVAL OF THE APPLICATION FOR A CLASS C LIQUOR LICENSE – RH RESTAURANTS, LLC DBA OZZY'S ROADHOUSE**

### **1. PUBLIC HEARING**

At 7:56 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the Class C Liquor License.

At 7:56 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Crawford. Councilmembers voting aye: Frederick, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. Motion carried.

### **2. RESOLUTION**

Councilmember Thomas introduced and moved for the adoption of Resolution No.18-159 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA RECOMMENDING TO THE NEBRASKA LIQUOR CONTROL COMMISSION, APPROVAL OF THE CLASS C LIQUOR LICENSE APPLICATION OF RH Restaurants, LLC DBA OZZY'S ROADHOUSE, LA VISTA, NEBRASKA.

WHEREAS, RH Restaurants, LLC dba Ozzy's Roadhouse, 12744 Westport Parkway Suite 1A, La Vista, Sarpy County, Nebraska, has applied to the Nebraska Liquor Control Commission for a Class C Liquor License, and

WHEREAS, the Nebraska Liquor Control Commission has notified the City of said application, and

WHEREAS, the City has adopted local licensing standards to be considered in making recommendations to the Nebraska Liquor Control Commission, and

WHEREAS, said licensing standards have been considered by the City Council in making its decision.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, hereby recommend to the Nebraska Liquor Control Commission approval of the Class C Liquor License application submitted by RH Restaurants, LLC dba Ozzy's Roadhouse, 12744 Westport Parkway Suite 1A, La Vista, NE.

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

## **G. RESOLUTION – CHANGE ORDER NO. 1 – 84<sup>TH</sup> STREET REDEVELOPMENT AREA – PUBLIC IMPROVEMENT REDEVELOPMENT PROJECT – 84<sup>TH</sup> STREET ACCESS IMPROVEMENTS**

Councilmember Hale introduced and moved for the adoption of Resolution No.18-160 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING CHANGE ORDER NUMBER 1 TO THE CONTRACT WITH SWAIN CONSTRUCTION, INC., OMAHA, NEBRASKA, TO

# MINUTE RECORD

November 20, 2018

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

PROVIDE FOR MATERIAL AND LABOR INCREASES DUE TO THE DELAY FOR A PORTION OF THE CONTRACT TO 2019 AND ADDITIONS OF WORK TO THE CONTRACT FOR AN ADDITIONAL AMOUNT NOT TO EXCEED \$10,383.00.

WHEREAS, the City has determined it is necessary to make changes and additions of work to the contract; and

WHEREAS, the FY19/20 Biennial Budget provides funding for the project. The contract price increases from \$529,953.11 to \$540,336.11.

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 change order number 1 to the contract with Swain Construction Inc., Omaha, Nebraska, to provide for material and labor increases due to the delay for a portion of the contract to 2019 and additions of work to the contract for an additional amount not to exceed \$10,383.00.

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

## **H. RESOLUTION – REQUEST FOR PROPOSALS – BRANDING & MARKETING**

Councilmember Frederick introduced and moved for the adoption of Resolution No. 18-161 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE ISSUANCE OF A REQUEST FOR PROPOSALS FOR BRANDING AND MARKETING SERVICES.

WHEREAS, the City Council of the City of La Vista has determined that branding and marketing services are necessary; and

WHEREAS, the FY19 and FY20 Biennial Budget provides funding for professional services; and

WHEREAS, proposals will be due December 21, 2018 with the approval of selected firm by the City Council on February 5, 2019, subject to the discretion of the City;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize the issuance of a Request for Proposals for Branding and Marketing Services.

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

## **I. RESOLUTION – PURCHASE OF MEDIUM DUTY TRUCK**

Councilmember Sell introduced and moved for the adoption of Resolution No. 18-162 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE PURCHASE OF ONE (1) 2019 FORD F-550 MEDIUM DUTY TRUCK FROM ANDERSEN FORD, LINCOLN, NEBRASKA IN AN AMOUNT NOT TO EXCEED \$78,327.00

WHEREAS, the City Council of the City of La Vista has determined that the purchase of one (1) medium duty truck is necessary; and

WHEREAS, the FY 19/20 Biennial Budget provides funding for this purchase; 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 one (1) Ford F-550 Medium Duty

# MINUTE RECORD

November 20, 2018

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

Truck from Andersen Ford, Lincoln, Nebraska in an amount not to exceed \$78,327.00.

Seconded by Councilmember Thomas. There was a question regarding if the truck comes with the box. Deputy Director of Public Works Calentine confirmed that the truck will come outfitted with the box for the purchase amount. Councilmembers voting aye: Frederick, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. Motion carried.

Councilmember Crawford motioned to move Comments From the Floor up on the agenda ahead of item J Executive Session. Seconded by Councilmember Frederick. Councilmembers voting aye: Frederick, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. Motion carried.

## COMMENTS FROM THE FLOOR

There were no comments from the floor.

## J. EXECUTIVE SESSION – LITIGATION; PERSONNEL

At 8:03 p.m. Councilmember Crawford made a motion to go into executive session for protection of the public interest for litigation and for the protection of the reputation of an individual to discuss personnel matters. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. Motion carried. Mayor Kindig stated the executive session would be limited to the subject matter contained in the motion.

At 8:24 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, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. Motion carried.

## COMMENTS FROM MAYOR AND COUNCIL

Councilmember Quick commented that, at the next meeting, she will report on what she learned at the National League of Cities Annual Conference and that Council will take a picture by Dino at the next meeting.

Mayor Kindig wished everyone a happy Thanksgiving and reminded everyone that Santa will be traveling about the City on Sunday, November 25, 2018.

At 8:27 p.m. Councilmember Crawford made a motion to adjourn the meeting. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Ronan. Motion carried.

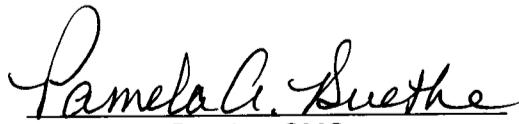
PASSED AND APPROVED THIS 4TH DAY OF DECEMBER, 2018.

CITY OF LA VISTA



Douglas Kindig, Mayor

ATTEST:



Pamela A. Buethe

Pamela A. Buethe, CMC  
City Clerk

# MINUTE RECORD

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