

MINUTE RECORD

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

LA VISTA CITY COUNCIL MEETING April 1, 2008

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 April 1, 2008. Present were Mayor Kindig and Councilmembers: Ronan, Quick, Sheehan, Carlisle, Ellerbeck, McLaughlin, and Gowan. Absent: Sell. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Engineer Kottmann, City Clerk Buethe, Finance Director Lindberg, Community Development Director Birch, Library Director Iwan, Police Chief Lausten, Fire Chief Uhl, Assistant Recreation Director Karlson, Public Works Director Soucie, and Building and Grounds Director Archibald.

A notice of the meeting was given in advance thereof by publication in the Times on March 20, 2008. 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 within 10 days after said meeting and prior to the next convened meeting of said body.

Mayor Kindig called the meeting to order and led the audience in the pledge of allegiance.

Mayor Kindig made an announcement of the location of the posted copy of the Open Meetings Act for public reference.

PROCLAMATION – NATIONAL LIBRARY WEEK, PARKINSON’S DISEASE AWARENESS MONTH, NATIONAL KITE MONTH

Mayor Kindig presented a proclamation for National Kite Month to Randy Fox of Midwest Wind Kite Flyers. The American Kite Association will hold its annual event at the Sports Complex on Sunday, April 27th from 12:00 noon to 5:00 p.m.

Mayor Kindig presented the National Library Week proclamation to Library Director Iwan.

Mayor Kindig read a proclamation declaring February 2008 as Parkinson’s Disease Awareness Month in La Vista.

A. CONSENT AGENDA

- 1. APPROVAL OF THE AGENDA AS PRESENTED**
- 2. APPROVAL OF CITY COUNCIL MINUTES FROM MARCH 18, 2008**
- 3. APPROVAL OF SAFETY COMMITTEE MEETING MINUTES FROM NOVEMBER 28, 2007**
- 4. APPROVAL OF CITIZEN ADVISORY REVIEW COMMITTEE MEETING DECEMBER 10, 2007**
- 5. APPROVAL OF CITIZEN ADVISORY REVIEW COMMITTEE MEETING MARCH 10, 2008**
 - 6. KEYSTONE TRAIL-LA VISTA LINK**
 - a. PAY REQUEST NO. 6 FROM THOMPSON, DREESSEN & DORNER, INC. FOR ENGINEERING SERVICES - \$1,893.58**
 - b. PAY REQUEST FROM HAYES ENVIRONMENTAL, L.L.C. FOR WETLAND/WATERWAY DELINEATION - \$3,200.00**
 - 7. APPROVAL OF CLAIMS**

Councilmember McLaughlin made a motion to approve the consent agenda. Seconded by Councilmember Ellerbeck. Councilmember Gowan reviewed the claims for this period and reported that he found everything to be in order. Councilmembers voting aye: Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: Sell. Motion carried.

A ADVERTISING & SUPPLY, Equipment	442.00
A TO Z TINTING, Vehicle Maint.	100.00
AIR POWER, Maint.	103.90
AKSARBEN GARAGE DOOR SVCS, Bldg & Grnds	200.00
ALAMAR UNIFORMS, Wearing Apparel	20.00
AMSAN, Supplies	523.79
APPLIED CONTROLS EQUIPMENT, Vehicle Maint.	341.37
AQUILA, Utilities	21.29
ARAMARK UNIFORM, contract Services	240.00
ASPEN EQUIPMENT, Repair	85.00
ASSOCIATED FIRE PROTECTION, Contract Services	305.00
BAKER & TAYLOR BOOKS, Books	726.75

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BAKER, MARCUS, Auto Allowance	100.00
BEACON BUILDING SERVICES, Contract Services	6,737.00
BENSON RECORDS, Contract Services	50.78
BETTER BUSINESS EQUIPMENT, Contract Services	37.00
BIRCH, ANN, Auto Allowance	50.00
BRODART, Books	618.13
BROWNELLS, Tools	98.78
BUETHE, PAM, Auto Allowance/Travel/Supplies	685.60
BUILDERS SUPPLY, Bldg & Grnds	856.03
CAPSTONE PRESS, Books	1,825.50
CIRCO, MICHAEL, Travel	136.35
COMP CHOICE, Professional Service	419.50
CONTROL MASTERS, Bldg & Grnds	516.52
CORBIT, JEFF, Auto Allowance	100.00
CORNHUSKER MOTOR LINES, Refund	35.00
CRANE, RAY, Refund	35.00
D & D COMMUNICATIONS, Maintenance	658.32
DON'S PIONEER UNIFORMS, Wearing Apparel	256.55
DULTMEIER SALES & SERVICE, Vehicle Maint.	100.53
EBSCO SUBSCRIPTION SERVICES, Books	63.53
ED M. FELD EQUIPMENT, Supplies	710.00
EDGEWEAR SCREEN PRINTING, Wearing Apparel	521.90
ENSLOW PUBLISHERS, Books	49.90
ERICKSON, RANDALL, Auto Allowance	100.00
FARQUHAR, MIKE, Auto Allowance	100.00
FASTENAL COMPANY, Supplies/Maintenance	232.67
FEDEX, Postage	108.29
FITZGERALD SCHORR BARMETTLER, Professional Services	28,397.72
FROEHLICH, RORY, Travel	188.00
GALL'S, Wearing Apparel	460.73
GLENDALE PARADE STORE, Equipment	31.50
GLS SALES, Supplies	81.50
GOLDMAN, JOHN, Telephone	40.00
GRAINGER, Bldg & Grnds	17.64
GRAYBAR ELECTRIC, Bldg & Grnds	558.06
GREAT WESTERN BANK, Fees	500.00
GUNN, BRENDA, Auto Allowance	300.00
HALPAIN, LEAH, Contract Services	48.75
HANNEBAUM GRAIN, Salt	5,643.85
HEARTLAND AWARDS, Supplies	50.35
HEIMAN FIRE EQUIPMENT, Equip.	1,121.31
HELGET GAS, Squad Supplies	73.00
HOCKENBERGS, Furniture	1,383.80
HY-VEE, Supplies	214.33
IOWA STATE UNIVERSITY, Books	62.10
IWAN, ROSE, Auto Allowance	429.00
J Q OFFICE EQUIPMENT, Contract Services	434.69
KINDIG, DOUGLAS, Auto Allowance/Telephone	190.00
KLINKER, MARK, Professional Services	200.00
KRIHA FLUID POWER, Vehicle Maint.	63.52
LA VISTA COMMUNITY FOUNDATION, Payroll Deductions	247.00
LANGLEY ANIMAL HOSPITAL, Contract Services	14.00
LAUGHLIN, KATHLEEN, Payroll Withholdings	372.00
LEAGUE OF NEBRASKA MUN, Training/Travel	664.00
LERNER PUBLISHING GROUP, Books	391.88
LIFE ASSIST, Squad Supplies	767.13
LINWELD, Vehicle Maint./Street Maint.	572.07
LUKASIEWICZ, BRIAN, Telephone	40.00
LUPOMECH, CATHY, Travel	417.96
MASA, Equipment	2,360.73
MATAI 2008 CONFERENCE, Training	500.00
MC DONALD AND ASSOCIATES, Contract Services	50.00
MCKEIGHAN, LORI, Books	6.99
MES-MIDAM, Equipment	3,508.56
METAL SUPERMARKETS, Traffic Signs	158.08
METRO AREA TRANSIT, Contract Services	594.00
MICHAEL TODD AND COMPANY, Vehicle Maint.	1,258.32
MID AMERICA PAY PHONES, Telephone	100.00

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MID-AMERICA COCA-COLA BOTTLING, Concessions	240.20
MIDWEST TAPE, Media	6.99
MILLER BRANDS, Concessions	214.00
MOBILE COMMUNICATIONS, Repair	463.25
MONARCH OIL, Street Maint.	411.00
MUD, Utilities	651.69
NATIONAL ENTERTAINMENT, Supplies	337.23
NE DEPT OF LABOR, Contract Services	144.00
NE HHS REGULATION/LICENSURE, Permit	40.00
NEXTEL, Telephone	470.66
NOBBIES, Supplies	21.43
OFFICE DEPOT, Supplies	452.97
OMAHA WORLD HERALD, Subscription	189.28
OPPD, Utilities	68.29
PARAMOUNT LINEN & UNIFORM, Uniform Cleaning	156.08
PAYLESS, Supplies	99.82
PEPSI COLA, Concessions	729.41
PITNEY BOWES, Supplies	305.48
PRECISION INDUSTRIES, Vehicle Maint.	614.41
PREMIER-MIDWEST BEVERAGE, Concessions	69.40
PRINCIPAL LIFE-FLEX SPENDING, Employee Benefits	153.00
QUALITY BRANDS, Concessions	344.90
QUEDENSLEY, BRAD, Travel	188.00
QUILL CORPORATION, Supplies	171.70
QWEST, Telephone	2,335.41
RACOM CORPORATION, Vehicle Maint.	324.93
RAMIREZ, RITA, Auto Allowance	75.00
RAY ALLEN MANUFACTURING, Supplies	38.40
ROSE EQUIPMENT, Vehicle Maint.	488.11
SAPP BROS PETROLEUM, Vehicle Supplies	1,103.75
SARPY COUNTY COURTHOUSE, Contract Services	3,234.94
SARPY COUNTY ECONOMIC DEV.CORP, Travel	180.00
SCHOLASTIC LIBRARY PUBLISHING, Books	24.05
SIMPLEX GRINNELL, Contract Services/Bldg & Grnds	1,235.30
SMITH, MELANIE, Auto Allowance	100.00
SOUCIE, JOSEPH, Telephone	30.00
STATE STEEL, Equipment	114.80
SUMMER KITCHEN, Supplies	94.80
SUN LIFE & HEALTH INSURANCE, Payroll Withholdings	3,352.26
TARGET BANK, Supplies	17.45
TERRITORIAL SUPPLIES, Equipment	2,671.50
THOMAS KLISE/CRIMSON, Media	197.84
THOMPSON DREESSEN & DORNER, Trail Design	4,756.18
U S ASPHALT, Street Maint.	603.42
UHL, RICHARD, Travel	58.15
VERIZON, Telephone	35.50
VIERS, STEVE, Auto Allowance	100.00
WAL-MART, Bldg & Grnds/Supplies	655.93
WHITE CAP CONSTRUCTION, Equip/Repair	32.40
WICK'S STERLING TRUCKS, Vehicle Maint.	68.11
WITMER ASSOCIATES, Equip.	195.67
WITT, ROB, Travel	188.00
WOOD, BRAD, Travel	128.00
WOODHAVEN COUNSELING, Contract Services	300.00

REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Police Chief Lausten addressed Council and asked for volunteers to be actors for a scenario based incident at a training class on April 20th and April 27th.

Lausten informed Council that Ofc. Ray Harrod was involved in a rear-end collision at 84th and Centennial. A truck ran into the back of the 1997 Crown Victoria cruiser.

Library Director Iwan displayed the first completed quilt made at the quilt club at the La Vista Public Library. Iwan gave a quarterly report for the Library. The Library has 3 work study participants that volunteered 118 hours, for a savings of \$880.00. Iwan thanked the Council for allowing her to attend the National Library Convention in Minneapolis, which had over 9,800 librarians in attendance.

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B. RESOLUTION – AUTHORIZE ADVERTISEMENT FOR REQUEST FOR PROPOSALS – ANNUAL FINANCIAL AUDIT

Councilmember McLaughlin introduced and moved for the adoption of Resolution No. 08-031: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE ADVERTISEMENT OF REQUEST FOR PROPOSALS FOR AUDIT SERVICES.

WHEREAS, the City has determined that it is desirable to take proposals for the City's Annual Financial Statements, the City's Annual Financial Audit and the City's Quarterly and Annual Keno Audit; and

WHEREAS, the Finance Director have prepared specifications for the request for proposals.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council hereby authorize the advertisement for request for proposals and the City Clerk is hereby authorized to advertise for the proposals in accordance with the specifications prepared by the Finance Director, and said sealed proposals are to be opened publicly at 12:00 p.m. May 16, 2008, at City Hall, 8116 Park View Boulevard, La Vista, Nebraska, 68128.

Publish Notice	April 10, 2008
Open Bids	May 16, 2008
City Council Award Contract	on or about June 3, 2008

Seconded by Councilmember Quick. Councilmember Sheehan asked if the current auditor would receive a copy of the bid request. City Administrator Gunn stated that a copy will be given to them. Councilmembers voting aye: Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: Sell. Motion carried.

C. RESOLUTION – INTERLOCAL COOPERATION AGREEMENT – LEAGUE ASSOCIATION OF RISK MANAGEMENT (LARM)

Councilmember Gowan introduced and moved for the adoption of Resolution No. 08-032: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA RELATING TO THE TERM OF PARTICIPATION IN THE LEAGUE ASSOCIATION OF RISK MANAGEMENT.

WHEREAS the City of La Vista is a member of the League Association of Risk Management (LARM); and

WHEREAS, section 8.10 of the Interlocal Agreement for the Establishment and Operation of the League Association of Risk Management provides that a member may voluntarily terminate its participation in LARM by written notice of termination given to LARM and the Director of Insurance at least 90 days prior to the desired termination date and that members may agree to extend the required termination notice beyond 90 days in order to realize reduced excess coverage costs, stability of contribution rates, and efficiency in operation of LARM; and

WHEREAS, the Board of Directors of LARM has adopted a plan to provide contribution credits in consideration of certain agreements by members of LARM; and

WHEREAS, the Mayor and City Council have determined that it is in the best financial interest of the City to extend the term of agreement by three years and establish notice of termination terms in order to receive participation discounts.

NOW THEREFORE, BE IT RESOLVED that the Mayor and City Council of the City of La Vista, Nebraska, in consideration of the contribution credits provided under the LARM Board's plan, agrees to provide written notice of termination at least 180 days prior to the desired termination date, which date shall be no sooner than September 30, 2011, and hereby authorize the Mayor to execute the necessary agreements to implement the action authorized herein.

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

Councilmember Sheehan made a motion to move "Comments from the Floor" up on the agenda ahead of Item D, "Executive Session". Seconded by Councilmember Quick. Councilmembers voting aye: Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: Sell. Motion carried.

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COMMENTS FROM THE FLOOR

Mayor Kindig asked if there were any comments from the floor. There were no comments from the floor.

D. EXECUTIVE SESSION – LITIGATION STRATEGY SESSION – SPECIAL ASSESSMENTS – LOTS 43A AND 45, BROOK VALLEY BUSINESS PARK – BOARDWALK INVESTORS V. IRISH, LTD & LIBERTY INVESTMENTS V. SCHROPP

At 7:15 p.m. Councilmember Carlisle made a motion to go into executive session for protection of the public interest for litigation strategy session – special assessments – Lot 43A and 45, Brook Valley Business Park – Boardwalk Investors V. Irish, LTD & Liberty Investments V. Schropp. Seconded by Councilmember Gowan. Councilmembers voting aye: Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: Sell. Motion carried. Mayor Kindig stated the executive session would be limited to the subject matter contained in the motion.

At 7:45 p.m. the Council came out of executive session. Councilmember Carlisle made a motion to reconvene in open and public session, noting that the discussion in executive session was limited to the subject matter contained in the original motion. Seconded by Councilmember Gowan. Councilmembers voting aye: Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: Sell. Motion carried.

COMMENTS FROM MAYOR AND COUNCIL

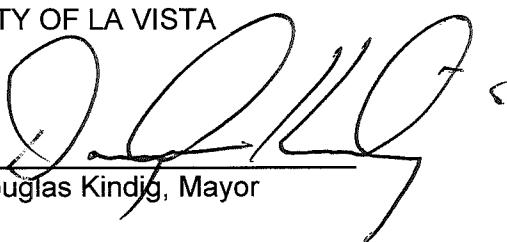
Mayor Kindig asked Council if they would prefer to walk or ride in a vehicle during the upcoming La Vista Days parade. He asked them to let staff know of their preference by the next City Council meeting.

Councilmember Sheehan commented on kids practicing football on Kelly Field in the past week and asked if the Recreation or Public Works department would check on restroom facilities if they are going to be there for an extended period of time. Assistant Recreation Director Karlson stated that they were there for one week and will be moving to the Sports Complex. He stated that practices there were one hour long.

At 7:48 p.m. Councilmember Gowan made a motion to adjourn the meeting. Seconded by Councilmember Carlisle. Councilmembers voting aye: Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: Sell. Motion carried.

PASSED AND APPROVED THIS 15TH DAY OF APRIL 2008.

CITY OF LA VISTA



Douglas Kindig, Mayor

ATTEST:



Pamela A. Buethe, CMC
City Clerk

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