

# MINUTE RECORD

A-2

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

## LA VISTA CITY COUNCIL MEETING MAY 15, 2018

A meeting of the City Council of the City of La Vista, Nebraska was convened in open and public session at 6:00 p.m. on May 15, 2018. Present were Councilmembers: Frederick, Ronan, Sheehan, Thomas, Crawford, Hale, Quick and Sell. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Clerk Buethe, Police Chief Lausten, Director of Public Works Soucie, City Engineer Kottmann, Director of Administrative Services Pokorny, Finance Director Miserez, Community Development Director Birch, Library Director Barcal, Recreation Director Stopak and Human Resources Director Czarnick.

A notice of the meeting was given in advance thereof by publication in the Times on May 9, 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.

### PRESENTATION - NPZA PLANNING AWARD

Keith Marvin with Nebraska Planning and Zoning and Bruce Fountain with Nebraska APA presented the NPZA Planning Award to City Planner Chris Solberg.

### SERVICE AWARD - JODI NORTON

Mayor Kindig recognized Jodi Norton for 10 years of service to the City of La Vista.

### PROCLAMATION - NATIONAL PUBLIC WORKS WEEK

Mayor Kindig proclaimed May 20-26, 2018 as National Public Works Week and presented the proclamation to Director of Public Works Soucie and City Engineer Kottmann.

### PROCLAMATION - NATIONAL POLICE WEEK

Mayor Kindig proclaimed the week of May 13-19, 2018 as National Police Week and presented the proclamation to Chief Lausten, Captain Waugh, Sergeant Czarnick, Detective Rappold, and Officer Meister.

#### A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE MAY 1, 2018 CITY COUNCIL MEETING
3. MONTHLY FINANCIAL REPORT - MARCH 2018
4. REQUEST FOR PAYMENT - THOMPSON, DREESSEN & DORNER, INC. - PROFESSIONAL SERVICES - PHASE 1 GOLF COURSE TRANSFORMATION - PROPOSED LAKE IMPROVEMENTS - \$5,176.77
5. REQUEST FOR PAYMENT - OLSSON ASSOCIATES - PROFESSIONAL SERVICES - 96TH<sup>TH</sup> & BRENTWOOD TRAFFIC SIGNAL - \$10,939.60
6. REQUEST FOR PAYMENT - OLSSON ASSOCIATES - PROFESSIONAL SERVICES - CITY CENTRE PHASE 1 - PUBLIC INFRASTRUCTURE - \$15,623.54
7. REQUEST FOR PAYMENT - OLSSON ASSOCIATES - PROFESSIONAL SERVICES - CITY CENTRE PHASE 1 - PUBLIC INFRASTRUCTURE - \$20,888.17
8. REQUEST FOR PAYMENT - DESIGN WORKSHOP INC. - PROFESSIONAL SERVICES - 84TH STREETSCAPE PLAN - \$128.70
9. REQUEST FOR PAYMENT - HDR ENGINEERING INC. - PROFESSIONAL SERVICES - PROJECT MANAGEMENT FOR PUBLIC IMPROVEMENTS

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**AND OTHER WORKS - \$12,179.51**

**10. RESOLUTION NO. 18-060 – CHANGE ORDER NO. 3 – 96TH & BRENTWOOD TRAFFIC SIGNAL**

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING CHANGE ORDER NO. 3 TO THE CONTRACT WITH VIERREGGER ELECTRIC CO. OF OMAHA NEBRASKA, TO PROVIDE FOR ADDITIONS AND DELETIONS OF WORK TO THE CONTRACT IN AN AMOUNT NOT TO EXCEED \$10,536.80.

WHEREAS, the City has determined it is necessary to make changes to the contract for the 96th and Brentwood Traffic Signal project; and

WHEREAS, the FY17/18 Biennial Budget provides funding for the project.

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 Vierregger Electric Co., Omaha, Nebraska, to provide for additions and deletions of work to the contract in an amount not to exceed \$10,536.80.

**11. RESOLUTION NO. 18-061 – AWARD OF CONTRACT – EASTERN NEBRASKA OFFICE ON AGING**

**12. APPROVE CHANGE IN DATE AND START TIME OF CITY COUNCIL MEETING FROM AUGUST 7, 2018 AT 7:00 P.M. TO AUGUST 8, 2018 AT 6:00 P.M.**

**13. APPROVAL OF CLAIMS**

|  |            |
|--|------------|
| 4 SEASONS AWARDS, services                   | \$15.00    |
| A TO Z DATABASES, media                      | \$909.00   |
| ACCESS BANK, services                        | \$3,066.27 |
| ACI-NE CHAPTER, services                     | \$30.00    |
| ACTION BATTERIES, maint.                     | \$93.32    |
| ACTION SIGNS INC, services                   | \$492.00   |
| ANDERSON BROTHERS ENGINEERING CO, services   | \$215.00   |
| A-RELIEF, services                           | \$554.00   |
| ASPHALT & CONCRETE MATERIALS, maint.         | \$1,405.37 |
| BARCAL, ROSE, travel                         | \$77.50    |
| BERENS-TATE CONSULTING GROUP, services       | \$2,500.00 |
| BEST CARE EMPLOYEE ASST PROGRAM, services    | \$299.00   |
| BIBLIOTHECA LLC, media                       | \$2.07     |
| BISHOP BUSINESS EQUIPMENT, services          | \$1,777.52 |
| BKD LLP, services                            | \$5,295.00 |
| BLACK HILLS ENERGY, utilities                | \$3,012.50 |
| BLUE 360 MEDIA, LLC, services                | \$441.95   |
| BRODART CO, supplies                         | \$198.16   |
| BS&A SOFTWARE, services                      | \$750.00   |
| BUETHE, PAM, travel                          | \$143.00   |
| BURT, ZAC, travel                            | \$78.00    |
| CENTER POINT PUBLISHING, books               | \$133.02   |
| CENTURY LINK BUSN SVCS, phones               | \$11.24    |
| CENTURY LINK, phones                         | \$933.21   |
| CITY OF OMAHA, services                      | \$18.55    |
| CITY OF PAPILLION PARKS/RECREATION, services | \$40.00    |
| CITY OF PAPILLION, services                  | \$1,709.54 |
| CNA SURETY, services                         | \$1,855.00 |
| COX COMMUNICATIONS, services                 | \$277.40   |
| CRANE, RAY, travel                           | \$245.00   |
| CULLIGAN OF OMAHA, services                  | \$21.75    |
| DEMCO INC, supplies                          | \$755.07   |
| DI MAURO, JAYSON, travel                     | \$78.00    |
| DLR GROUP, services                          | \$6,000.00 |
| DOUGLAS COUNTY SHERIFF'S OFC, services       | \$25.00    |

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|---|-------------|
| EDGEWEAR SCREEN PRINTING, apparel       | \$3,810.00  |
| EN POINTE TECHNOLOGIES SALES, services  | \$308.77    |
| FITZGERALD SCHORR BARMETTLER, services  | \$35,227.22 |
| FOCUS PRINTING, services                | \$9,155.92  |
| GALE, books                             | \$164.18    |
| GCR TIRES & SERVICE, maint.             | \$1,269.48  |
| GOPHER SPORTS, services                 | \$209.37    |
| GRAHAM CONSTRUCTION, INC, services      | \$85,537.76 |
| GREATMATS.COM CORP, services            | \$5,327.35  |
| HANEY SHOE STORE, apparel               | \$118.99    |
| HAWKINS CONSTRUCTION CO, services       | \$4,950.00  |
| HDR ENGINEERING INC, services           | \$15,846.93 |
| HELWIG, JOHN, travel                    | \$78.00     |
| HOBBY LOBBY STORES, supplies            | \$464.46    |
| HOME DEPOT, bld&grnds                   | \$254.11    |
| HOTSY EQUIPMENT CO, services            | \$260.63    |
| HYDRAULIC EQUIPMENT, services           | \$942.39    |
| HY-VEE INC, supplies                    | \$94.65     |
| ICMA MEMBERSHIP RENEWALS, services      | \$1,214.06  |
| INGRAM LIBRARY SERVICES, books          | \$1,446.34  |
| J & J SMALL ENGINE, services            | \$40.14     |
| KELLER, RON, travel                     | \$78.00     |
| KRAV MAGA WORLDWIDE INC, services       | \$595.00    |
| KRIHA FLUID POWER, services             | \$22.07     |
| LA VISTA COMM FOUNDATION, payroll       | \$90.00     |
| LIBRARY IDEAS LLC, books                | \$2,102.50  |
| LINCOLN CHAPTER AGA, services           | \$130.00    |
| LOU'S SPORTING GOODS, supplies          | \$93.80     |
| LOVELAND GRASS PAD, services            | \$49.35     |
| MALLARD SAND & GRAVEL CO, maint.        | \$45.97     |
| MARK A KLINKER, services                | \$200.00    |
| MARTIN MARIETTA AGGREGATES, maint.      | \$234.81    |
| MATHESON TRI-GAS INC, maint.            | \$175.86    |
| MAX I WALKER, services                  | \$605.96    |
| MC CANN PLUMBING, services              | \$136.00    |
| MC CUNE, MARK L, services               | \$1,600.00  |
| MENARDS-RALSTON, bld&grnds              | \$56.98     |
| MIDWEST TAPE, media                     | \$337.11    |
| MIDWEST TURF & IRRIGATION, maint.       | \$64.76     |
| MONARCH OIL INC, services               | \$444.50    |
| MUD, utilities                          | \$97.15     |
| MULHALL'S, services                     | \$415.98    |
| NE ENVIRONMENTAL PRODS, supplies        | \$409.90    |
| NE SOFTBALL ASSN DIST#10, services      | \$700.00    |
| NICK JEANETTE, travel                   | \$245.00    |
| OFFICE DEPOT INC, supplies              | \$611.94    |
| OMAHA WINNELSON, services               | \$64.65     |
| OMNI, maint.                            | \$467.93    |
| ONE CALL CONCEPTS INC, services         | \$381.54    |
| OPPD, utilities                         | \$10,568.64 |
| O'REILLY AUTOMOTIVE STORES, maint.      | \$241.38    |
| ORIENTAL TRADING CO, supplies           | \$3.98      |
| PAPILLION LA VISTA SCHL DISTR, services | \$250.00    |
| PAPILLION SANITATION, services          | \$980.00    |
| PATTON EQUIPMENT CO, bld&grnds          | \$130.00    |
| PAYLESS OFFICE, supplies                | \$292.10    |
| PITNEY BOWES, services                  | \$526.71    |
| PLUTA, DON, travel                      | \$129.00    |
| PRO-PAPILLION RECREATION ORG, services  | \$1,975.00  |

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| RDG PLANNING & DESIGN, services       | \$8,957.40 |
| RTC MANUFACTURING, INC, supplies      | \$354.15   |
| SARPY COUNTY COURTHOUSE, services     | \$4,100.03 |
| SCARPA, DAN, travel                   | \$129.00   |
| SEFFRON, RANDY, travel                | \$78.00    |
| SEVENER, DUTCH, travel                | \$78.00    |
| SOUTHERN UNIFORM & EQUIPMENT, apparel | \$496.47   |
| STOLLEY, BRIAN, travel                | \$245.00   |
| THORPE'S BODY SHOP, services          | \$2,936.69 |
| TIMM SKOT, refund                     | \$300.00   |
| TITLECORE NATIONAL, LLC, services     | \$225.00   |
| TOSHIBA FINANCIAL, services           | \$138.00   |
| TRACTOR SUPPLY, maint.                | \$291.31   |
| TROUT, DONNA L, services              | \$480.00   |
| TY'S OUTDOOR POWER, services          | \$64.07    |
| UHE, ROBERT, travel                   | \$129.00   |
| ULRICH, BEN, travel                   | \$78.00    |
| UNITE PRIVATE NETWORKS LLC, services  | \$3,850.00 |
| UNITED PARCEL, servcies               | \$9.39     |
| USBORNE BOOKS & MORE, books           | \$413.56   |
| UTILITY EQUIPMENT CO, supplies        | \$14.66    |
| WAUGH, BRYAN, travel                  | \$245.00   |
| WESTLAKE HARDWARE INC, maint.         | \$689.84   |
| WICK'S STERLING TRUCKS, maint.        | \$7.44     |
| WORLD TRADE PRESS, services           | \$729.31   |
| ZIMCO SUPPLY CO, bld&grnds            | \$7,709.20 |

Councilmember Crawford ask that consent agenda item A11 be moved to the regular agenda. Councilmember Thomas made a motion to approve the consent agenda minus item A11. Seconded by Councilmember Frederick. Councilmember Quick reviewed the bills and stated everything was in order. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

## A11. RESOLUTION NO. 18-061—AWARD OF CONTRACT – EASTERN NEBRASKA OFFICE ON AGING

Councilmember Sell introduced and moved for the adoption of Resolution No.18-061 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE EASTERN NEBRASKA OFFICE ON AGING FOR PROVISION OF A NUTRITION PROGRAM.

WHEREAS, the City of La Vista's Community Center has annually served as a hot meal site for senior citizens in conjunction with the Nutrition program of the Eastern Nebraska Office on Aging (ENOA); and

WHEREAS, the Mayor and City Council believe it is desirable to continue to participate in this important program.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City of La Vista be, and hereby is, authorized to execute an agreement with the Eastern Nebraska Office on Aging for provision of a nutrition program

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

## REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

City Planner Solberg introduced Community Development intern Cole Bockelman to the City Council.

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Director of Public Works Soucie reported that the traffic signal at 96th and Brentwood Drive has been activated, 132nd and W Giles Rd. is now open, and the pool should be filled with water later this week.

## **B. APPLICATION FOR REPLAT – BROOK VALLEY II REPLAT 5 (NE OF 120TH & PORTAL RD.)**

### **1. RESOLUTION – APPROVE REPLAT**

Councilmember Hale introduced and moved for the adoption of Resolution No. 18-062 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, FOR APPROVAL OF THE REPLAT FOR LOT 1 BROOK VALLEY II BUSINESS PARK REPLAT 2 AND THE N 280 OF THE W 80FT OF LOT 2 BROOK VALLEY II BUSINESS PARK REPLAT 2, TO BE REPLATTED AS LOT 1 BROOK VALLEY II BUSINESS PARK REPLAT 5, A SUBDIVISION LOCATED IN THE NORTHWEST QUARTER OF SECTION 20, TOWNSHIP 14 NORTH, RANGE 12 EAST OF THE 6TH P.M., IN SARPY COUNTY, NEBRASKA.

WHEREAS, the owners of the above described piece of property have made application for approval of a replat for Lot 1 Brook Valley II Business Park Replat 2 and The N 280 of the W 80ft of Lot 2 Brook Valley II Business Park Replat 2, to be replatted as Lot 1 Brook Valley II Business Park Replat 5; and

WHEREAS, the City Engineer has reviewed the replat; and

WHEREAS, on April 19, 2018, the La Vista Planning Commission held a meeting and reviewed the replat and recommended approval.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, that the replat for Lot 1 Brook Valley II Business Park Replat 2 and The N 280 of the W 80ft of Lot 2 Brook Valley II Business Park Replat 2, to be replatted as Lot 1 Brook Valley II Business Park Replat 5, a subdivision located in the Northwest Quarter of Section 20, Township 14 North, Range 12 East of the 6<sup>th</sup> P.M., Sarpy County, Nebraska, generally located northeast of 120th Street and Portal Road, be, and hereby is, approved.

Seconded by Councilmember Frederick. Kyle Haase with E & A Consulting, representing the applicant, spoke in favor of the replat stating this will clean up the plat to create a buildable lot. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

### **2. RESOLUTION – APPROVE SUBDIVISION AGREEMENT**

Councilmember Sell introduced and moved for the adoption of Resolution No. 18-063 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING A SUBDIVISION AGREEMENT FOR LOT 1 BROOK VALLEY II BUSINESS PARK REPLAT 5 SUBDIVISION.

WHEREAS, the City Council did on May 15, 2018, approve the final plat for Lot 1, Brook Valley II Business Park Replat 5 Subdivision subject to certain conditions; and

WHEREAS, the Subdivider, Pipers Plus, LLC, have agreed to execute a Subdivision Agreement satisfactory in form and content to the City.

NOW THEREFORE, BE IT RESOLVED, that the Subdivision Agreement presented at the May 15, 2018, City Council meeting for the Brook Valley II Business Park Replat 5 Subdivision be and hereby is approved and the Mayor and City Clerk be and hereby are authorized to execute same on behalf of the City, subject to the conditions of Council final plat approval and with such revisions that the City Administrator or City Engineer may determine necessary or advisable.

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

## **C. RESOLUTION – AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT – PARKING FACILITIES/CITY CENTRE - DESIGN**

Councilmember Quick introduced and moved for the adoption of Resolution No.18-064 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA APPROVING AMENDMENT NUMBER FOUR TO THE PROFESSIONAL SERVICES AGREEMENT WITH DLR GROUP, LLC TO PROVIDE ADDITIONAL ARCHITECTURAL DESIGN SERVICES RELATED TO OFF STREET PARKING FACILITIES IN AN AMOUNT NOT TO EXCEED \$9,500.00.

WHEREAS, the Mayor and City Council of the City of La Vista Nebraska have determined additional architectural design services related the off street parking facility are necessary; and

WHEREAS, the City Council on behalf of the City of La Vista desires to approve amendment number four to the professional services agreement with DLR Group, LLC to provide additional architectural design services; and

WHEREAS, The FY18 Capital Improvement Program provides funding for the 84<sup>th</sup> Street Public Improvements Redevelopment Project; and

WHEREAS, Subsection (C) (9) of Section 31.23 of the La Vista Municipal Code requires that the City Administrator secure Council approval prior to authorizing any expenditure over \$5,000.00.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, do hereby approve amendment number four to the professional services agreement with DLR Group, LLC to provide additional architectural design services related to the off street parking facility in an amount not to exceed \$9,500.00.

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

## **D. RESOLUTION – AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT – PARKING FACILITIES/CITY CENTRE - SECURITY PLANNING**

Councilmember Hale introduced and moved for the adoption of Resolution No.18-065 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA APPROVING AMENDMENT NUMBER FIVE TO THE PROFESSIONAL SERVICES AGREEMENT WITH DLR GROUP, LLC TO PROVIDE ADDITIONAL CONSULTANT SERVICES RELATED TO SECURITY PLANNING FOR OFF STREET PARKING FACILITIES IN AN AMOUNT NOT TO EXCEED \$14,950.00.

WHEREAS, the Mayor and City Council of the City of La Vista Nebraska have determined additional consultant services related the off street parking facility are necessary; and

WHEREAS, the City Council on behalf of the City of La Vista desires to approve amendment number five to the professional services agreement with DLR Group, LLC to provide additional consulting services; and

WHEREAS, The FY18 Capital Improvement Program provides funding for the 84<sup>th</sup> Street Public Improvements Redevelopment Project; and

WHEREAS, Subsection (C) (9) of Section 31.23 of the La Vista Municipal Code requires that the City Administrator secure Council approval prior to authorizing any expenditure over \$5,000.00.

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NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, do hereby approve amendment number five to the professional services agreement with DLR Group, LLC to provide additional consulting services related to the off street parking facility in an amount not to exceed \$14,950.00.

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

## E. CHANGE ORDER NO. 3 – 84TH STREET REDEVELOPMENT AREA PUBLIC IMPROVEMENT – OFFSTREET PARKING DISTRICT NO. 2 – STRUCTURE NO. 1

Councilmember Hale introduced and moved for the adoption of Resolution No.18-066 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING CHANGE ORDER NUMBER 3 TO THE CONTRACT WITH HAWKINS CONSTRUCTION CO., OMAHA, NEBRASKA, TO PROVIDE FOR ADDITIONS AND DELETIONS OF WORK TO THE CONTRACT IN AN ADDITIONAL AMOUNT NOT TO EXCEED \$4,791.00.

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

WHEREAS, the FY17/18 Biennial Budget provides funding for the project; and

WHEREAS, the contract price will increase with change order number 3 by \$4,791.00.

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 change order number 3 to the contract with Hawkins Construction Co., Omaha, Nebraska, to provide for additions and deletions of work to the contract in an additional amount not to exceed \$4,791.00.

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

## F. RESOLUTION – AWARD OF CONTRACT – SWAIN CONSTRUCTION, INC. – 84TH STREET REDEVELOPMENT AREA PUBLIC IMPROVEMENT – STREET ACCESS IMPROVEMENTS

Councilmember Hale introduced and moved for the adoption of Resolution No.18-067 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AWARDING A CONTRACT TO SWAIN CONSTRUCTION, INC., OMAHA NEBRASKA FOR CONSTRUCTION OF THE 84TH STREET ACCESS IMPROVEMENTS ASSOCIATED WITH THE PUBLIC IMPROVEMENT REDEVELOPMENT PROJECT IN THE 84TH STREET REDEVELOPMENT AREA IN AN AMOUNT NOT TO EXCEED \$529,953.11.

WHEREAS, the City Council of the City of La Vista has determined that 84<sup>th</sup> Street access improvements are necessary; and

WHEREAS, the FY17/18 Biennial Budget provides funding for this project; and

WHEREAS, Bids were solicited and three bids received; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska award the contract to Swain Construction, Inc., Omaha Nebraska for construction of the 84th Street Access Improvements associated with the Public Improvement Redevelopment Project in the 84th Street Redevelopment Area in an amount not to exceed \$529,953.11.

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

## **G. RESOLUTION – AUTHORIZATION TO REQUEST RELINQUISHMENT OF STATE HIGHWAY N85 (84TH STREET)**

Councilmember Thomas introduced and moved for the adoption of Resolution No. 18-068 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE SUBMITTAL OF A LETTER TO THE NEBRASKA DEPARTMENT OF TRANSPORTATION (NDOT) REQUESTING RELINQUISHMENT OF LA VISTA'S PORTION OF STATE HIGHWAY N85 (84TH STREET) FROM HARRISON STREET TO GILES ROAD.

WHEREAS, the City Council of the City of La Vista has determined that the relinquishment of La Vista's portion of State Highway N85 (84th Street) is desirable; and

WHEREAS, the relinquishment of La Vista's portion of State Highway N85 (84th Street) will allow the City of La Vista to have more control over this roadway, which will help to facilitate implementation of the Streetscape Plan; and

WHEREAS, in order for the NDOT to consider said relinquishment the City must submit a formal letter of request.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, do hereby authorize the submittal of a letter to the Nebraska Department of Transportation (NDOT) requesting relinquishment of La Vista's portion of State Highway N85 (84th Street) from Harrison Street to Giles Road.

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

## **H. APPROVAL OF A CLASS D LIQUOR LICENSE – JSV LLC DBA JD'S LIQUOR LOCKER**

### **1. PUBLIC HEARING**

At 6:27 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion of the Class D Liquor License for JSV LLC dba JD's Liquor Locker.

Steve Ranum, attorney for JSV LLC, spoke in favor of granting the license.

At 6:28 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Crawford. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

### **2. RESOLUTION**

Councilmember Sell introduced and moved for the adoption of Resolution No. 18-069 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 FOR JSV, LLC DBA JD'S LIQUOR LOCKER, IN LA VISTA, NEBRASKA.

WHEREAS, JSV, LLC dba JD's Liquor Locker, 8052 S. 84th Street, 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

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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 JSV, LLC dba JD's Liquor Locker, 8052 S. 84th Street, La Vista, Sarpy County, Nebraska.

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

## **I. RESOLUTION – AMENDMENT TO COUNCIL POLICY STATEMENT – EMPLOYEE PERFORMANCE MANAGEMENT PROGRAM**

Councilmember Sell introduced and moved for the adoption of Resolution No. 18-070 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING AN AMENDMENT TO A COUNCIL POLICY STATEMENT.

WHEREAS, the City Council has determined that it is necessary and desirable to create Council Policy Statements as a means of establishing guidelines and direction to the members of the City Council and to the city administration in regard to various issues which regularly occur; and

WHEREAS, a Council Policy Statement entitled "Employee Performance Management Program" was established and an amendment is recommended.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby approve the amendment Council Policy Statement entitled "Employee Performance Management Program" and do further hereby direct the distribution of said Council Policy Statement to the appropriate City Departments.

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

## **J. RESOLUTION – AMENDMENT TO COUNCIL POLICY STATEMENT – EMPLOYEE COMPENSATION – PAY FOR PERFORMANCE**

Councilmember Hale introduced and moved for the adoption of Resolution No. 18-071 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING AN AMENDMENT TO A COUNCIL POLICY STATEMENT.

WHEREAS, the City Council has determined that it is necessary and desirable to create Council Policy Statements as a means of establishing guidelines and direction to the members of the City Council and to the city administration in regard to various issues which regularly occur; and

WHEREAS, a Council Policy Statement entitled "Employee Compensation – Pay for Performance" was established and an amendment is recommended.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby approve the amendment Council Policy Statement entitled "Employee Compensation – Pay for Performance" and do further hereby direct the distribution of said amended Council Policy Statement to the appropriate City Departments.

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

# MINUTE RECORD

May 15, 2018

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

## **K. RESOLUTION – AUTHORIZATION TO PURCHASE PLOTTER/SCANNER**

Councilmember Sell introduced and moved for the adoption of Resolution No. 18-072 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE PURCHASE OF ONE (1) HP DESIGNJET T2530 36-IN MULTIFUNCTION PRINTER FROM A&D TECHNICAL SUPPLY CO, INC., OMAHA NEBRASKA IN AN AMOUNT NOT TO EXCEED \$7,940.00.

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

WHEREAS, the FY17/18 Biennial Budget provides funding for the proposed 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 purchase over \$5,000.00.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, do hereby authorize the purchase of one (1) HP DesignJet T2530 36-in Multifunction Printer from A&D Technical Supply Co, Inc, Omaha Nebraska in an amount not to exceed \$7,940.00.

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

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

## **COMMENTS FROM THE FLOOR**

There were no comments from the floor.

## **L. EXECUTIVE SESSION – LAND ACQUISITION; CONTRACT NEGOTIATIONS; LITIGATION**

At 6:34 p.m. Councilmember Crawford made a motion to go into executive for protection of the public interest for negotiating guidance regarding land acquisition, contract negotiations and litigation. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried. Mayor Kindig stated the executive session would be limited to the subject matter contained in the motion.

At 8:08 p.m. the Council came out of executive session. Councilmember Crawford made a motion to reconvene in open and public session. Seconded by Councilmember Quick. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

## **COMMENTS FROM MAYOR AND COUNCIL**

There were no comments from Mayor and Council.

At 8:08 p.m. Councilmember Crawford made a motion to adjourn the meeting. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

# MINUTE RECORD

May 15, 2018

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

PASSED AND APPROVED THIS 5TH DAY OF JUNE 2018.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Rachel D. Carl, CMC  
Deputy City Clerk