

# MINUTE RECORD

A-2

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

## LA VISTA CITY COUNCIL MEETING SEPTEMBER 4, 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 September 4, 2018. Present were Councilmembers: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Clerk Buethe, Police Chief Lausten, Director of Public Works Soucie, Community Development Director Birch, City Engineer Kottmann, Library Director Barcal, Director of Administrative Services Pokorny, Finance Director Miserez, Assistant Recreation Director Karlson, and Human Resources Director Czarnick.

A notice of the meeting was given in advance thereof by publication in the Times on August 22, 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.

### SERVICE AWARDS – JOHN DANDERAND – 25 YEARS; JEFF CALENTINE – 10 YEARS; STACY CORBIT – 5 YEARS

Mayor Kindig presented service awards to John Danderand for 25 years of service to the City, Jeff Calentine for 10 years of service to the City, and Stacy Corbit for 5 years of service to the City.

#### A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE AUGUST 21, 2018 CITY COUNCIL MEETING
3. REQUEST FOR PAYMENT – HDR ENGINEERING, INC. – PROFESSIONAL SERVICES – PROJECT MANAGEMENT FOR PUBLIC IMPROVEMENTS AND OTHER WORKS - \$20,256.03
4. REQUEST FOR PAYMENT – OLSSON ASSOCIATES – PROFESSIONAL SERVICES – CITY CENTRE LOT 17 PARKING GARAGE NE - \$2,770.01
5. REQUEST FOR PAYMENT – OLSSON ASSOCIATES – PROFESSIONAL SERVICES – LA VISTA 96<sup>TH</sup> & BRENTWOOD TRAFFIC SIGNAL - \$3,876.20
6. REQUEST FOR PAYMENT – OLSSON ASSOCIATES – PROFESSIONAL SERVICES – LA VISTA CITY CENTRE PHASE 1 PUBLIC INFRASTRUCTURE - \$50,787.02
7. REQUEST FOR PAYMENT – OLSSON ASSOCIATES – PROFESSIONAL SERVICES – LA VISTA 96<sup>TH</sup> & BRENTWOOD TRAFFIC SIGNAL - \$1,177.96
8. REQUEST FOR PAYMENT – RDG PLANNING & DESIGN – PROFESSIONAL SERVICES – CIVIC CENTER PARK PHASE 1 - \$304.93
9. REQUEST FOR PAYMENT – DESIGN WORKSHOP – PROFESSIONAL SERVICES – 84<sup>TH</sup> STREETSCAPE PLAN - \$264.90
10. REQUEST FOR PAYMENT – DLR GROUP – PROFESSIONAL SERVICES – CITY CENTRE PARKING FACILITY - \$9,640.00
11. REQUEST FOR PAYMENT – DLR GROUP – PROFESSIONAL SERVICES – CITY CENTRE PARKING GRAPHIC DESIGN - \$3,800.00
12. REQUEST FOR PAYMENT – THOMPSON, DREESSEN & DORNER, INC. – PROFESSIONAL SERVICES – LA VISTA PHASE 1 GOLF COURSE TRANSFORMATION – PROPOSED LAKE IMPROVEMENTS - \$1,333.46
13. REQUEST FOR PAYMENT – KSI CONSTRUCTION – CONSTRUCTION SERVICES – CITY CENTRE PHASE 1B PAVEMENT AND SEWERS - \$63,723.79
14. REQUEST FOR PAYMENT – LEAGUE OF NEBRASKA MUNICIPALITIES – MEMBERSHIP DUES - \$45,111.00

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## 15. APPROVAL OF CLAIMS

ACCESS BANK, services	\$3,066.27
ACCO UNLIMITED CORP, supplies	\$183.50
ALLY BANK, services	\$356.91
ASPHALT & CONCRETE MATERIALS, maint.	\$935.54
BAXTER FORD, maint.	\$3.37
BISHOP BUSINESS EQUIPMENT, services	\$250.24
BLACK HILLS ENERGY, utilities	\$1,450.57
BOOKPAGE, services	\$528.00
BUETHE, P., travel	\$251.23
CALENTINE, J., travel	\$292.00
CANTU, CRYSTAL, services	\$154.00
CENTURY LINK, phones	\$308.66
CITY OF OMAHA, services	\$174,653.74
CITY OF PAPILLION, services	\$190,416.13
CITY OF PAPILLION PARKS/RECREATION, services	\$45.00
CONTROL MASTERS INC, services	\$125.00
COX COMMUNICATIONS, services	\$147.03
DANIEL & JENNIFER SMITH, refund	\$6.99
DARE CATALOG, supplies	\$1,157.20
DATA DOCUMENTS LLC, services	\$154.00
DATASHIELD CORP, services	\$20.00
DIAMOND VOGEL PAINTS, bld&grnds	\$53.18
DXP ENTERPRISES INC, maint.	\$52.50
EDGEWEAR SCREEN PRINTING, apparel	\$1,670.75
EN POINTE TECHNOLOGIES SALES, services	\$34.92
ENTERPRISE, services	\$580.01
EXPRESS DISTRIBUTION LLC, supplies	\$167.12
FILTER CARE, maint.	\$31.05
FINDAWAY WORLD, LLC, services	\$999.00
FIRST NATIONAL BANK FREMONT, bonds	\$22,472.50
FIRST STATE BANK, services	\$10,068.55
G I CLEANER & TAILORS, services	\$177.25
GALE, books	\$26.24
GCR TIRES, maint.	\$1,483.97
GENERAL FIRE & SAFETY, services	\$1,231.00
GRAHAM CONSTRUCTION, INC, services	\$895,750.15
GRAYBAR ELECTRIC CO, supplies	\$461.77
GUNN, B., travel	\$241.50
HARTS AUTO SUPPLY, services	\$307.00
HAWKEYE TRUCK EQUIPMENT, maint.	\$1,477.56
HOME DEPOT, bld&grnds	\$92.50
HY-VEE INC, services	\$57.00
INGRAM LIBRARY SERVICES, books	\$617.21
KUBOTA OF OMAHA, maint.	\$75.39
KUSTOM SIGNALS INC, services	\$328.28
LARRY'S BOILER SERVICE, bld&grnds	\$63.50
LEAGUE OF NE MUNICIPALITIES, services	\$348.00
LIBRARY IDEAS LLC, books	\$164.04
L-TRON CORP, services	\$1,771.56
MANNING, JASON ROBERT, services	\$132.00
MARK A KLINKER, services	\$200.00
MAX I WALKER, services	\$657.16
METRO AREA TRANSIT, services	\$553.00
MUD, utilities	\$14,606.65
MEYO ENTERPRISES, LLC, services	\$9,050.00
MID-WEST MILITARY REAL ESTATE, LLC, supplies	\$200.00
MIDWEST TAPE, media	\$139.97
MONARCH OIL INC, maint.	\$469.90

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MUNICIPAL PIPE TOOL CO, maint.	\$432.84
NAT'L EVERYTHING WHOLESALE, supplies	\$470.59
NAT'L PATENT ANALYTICAL, services	\$661.23
NE DEPT OF REVENUE, sales tax	\$1,227.24
NE LIFE MAGAZINE, services	\$24.00
NE STATEWIDE ARBORETUM, services	\$100.00
NETWORKFLEET, INC, maint.	\$828.79
NMC EXCHANGE LLC, maint.	\$13.10
NUTS AND BOLTS INC, supplies	\$13.81
OCLC INC, services	\$155.39
ODEY'S INC, bld&grnds	\$305.55
OFFICE DEPOT INC, supplies	\$472.65
OFFUTT YOUTH CENTER, services	\$1,440.00
OLYMPIA BOOK CORP, books	\$383.63
OMAHA COMPOUND CO, supplies	\$66.20
OMAHA WINNELSON, supplies	\$130.73
PAPILLION SANITATION, services	\$195.00
PAPILLION TIRE INC, maint.	\$175.34
PAPI-MO RIVER NRD STORM WATER, services	\$256,495.82
PAQUETTE, LISA, supplies	\$82.88
PARTSMASTER, services	\$26.83
PAYLESS OFFICE PRODUCTS, supplies	\$181.74
PLAINS EQUIPMENT GROUP, maint.	\$496.58
POKORNY, K., travel	\$241.50
PROUHET, T., travel	\$241.50
QUALITY AUTO REPAIR & TOWING, services	\$150.00
RAMIREZ, R., travel	\$448.50
RECORDED BOOKS, LLC, meedia	\$750.00
REGAL AWARDS OF DISTINCTION, services	\$164.95
ROBERT D COCO, services	\$44.00
RYAN WILLMS, services	\$44.00
SARPY COUNTY CHAMBER, services	\$500.00
SARPY COUNTY TREASURER, services	\$273,234.00
SCHEMMER ASSOCIATES INC, services	\$200.00
SHEPPARD'S BUSINESS INTERIORS, services	\$825.00
SIRCHIE FINGER PRINT LABS, services	\$480.27
SNAP-ON INDUSTRIAL TOOL, supplies	\$4,793.91
SOUTH, R., travel	\$258.00
SOUTHERN UNIFORM & EQUIPMENT, apparel	\$124.97
STOPAK, S., travel	\$258.00
SUN COUNTRY DISTRIBUTING LTD, supplies	\$12.87
TED'S MOWER SALES, services	\$269.35
TOSHIBA FINANCIAL, services	\$127.40
TRACTOR SUPPLY, bld&grds	\$23.98
UNITED PARCEL, services	\$8.97
VIERREGGER ELECTRIC CO, services	\$6,985.34
VOGEL TRAFFIC, services	\$11,022.00
WAL-MART, supplies	\$1,594.12
WICK'S STERLING TRUCKS, maint.	\$32.22
WILDLIFE ENCOUNTERS, services	\$295.00
WOODHOUSE LINCLN-MAZDA, maint.	\$320.66
ZACKERY SULZBACH, refund	\$120.00

Councilmember Thomas made a motion to approve the consent agenda. Seconded by Councilmember Quick. Councilmember Crawford 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.

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## REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Assistant City Administrator Ramirez distributed a flyer for the Fall Festival and reported that this event is a replacement for the Concert and Movie Night that had to be cancelled during the summer due to inclement weather.

Assistant Recreation Director Karlson reported that the Pool closed yesterday.

## B. FISCAL YEAR 18/19 & FISCAL YEAR 19/20 MUNICIPAL BUDGETS

### 1. APPROPRIATIONS ORDINANCE – FINAL READING

City Clerk Buethe read Ordinance No. 1323 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, 2018 AND ENDING ON SEPTEMBER 30, 2019; AND FOR THE FISCAL PERIOD BEGINNING OCTOBER 1, 2019 AND ENDING ON SEPTEMBER 30, 2020 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 FILING AND CERTIFICATION OF THE BUDGET AND TAX LEVY HEREIN SENT TO THE STATE AUDITOR AND COUNTY CLERK OF SARPY COUNTY; AND PRESCRIBING THE TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

Councilmember Sell made a motion to approve final reading and adopt Ordinance 1323. Councilmember Quick seconded the motion. The Mayor then stated the question, "Shall Ordinance No. 1323 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the City Clerk attested the passage/approval of the same and affixed her signature thereto.

### 2. MASTER FEE ORDINANCE – FINAL READING

City Clerk Buethe read Ordinance No. 1324 entitled: AN ORDINANCE TO AMEND ORDINANCE NO.1318, 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 Sheehan made a motion to approve final reading and adopt Ordinance 1324. Councilmember Hale seconded the motion to approve final reading and adopt Ordinance 1324. The Mayor then stated the question, "Shall Ordinance No. 1324 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the City Clerk attested the passage/approval of the same and affixed her signature thereto.

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## 3. INCREASE BASE OF RESTRICTED FUNDS AUTHORITY

### a. Public Hearing

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

### b. Resolution

Councilmember Frederick introduced and moved for the adoption of Resolution No.18-119: 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 2018-19 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 2018-19 municipal budget on September 4, 2018; 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 2018-19 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 2018-19 municipal budget by an additional one percent.

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

## 4. SETTING THE PROPERTY TAX LEVY

### a. Public Hearing

At 7:12 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on setting the property tax levy.

At 7:12 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.

### b. Resolution

Councilmember Thomas introduced and moved for the adoption of Resolution No.18-120: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA ESTABLISHING THE PROPERTY TAX REQUESTS FOR FISCAL YEAR 19 AND 20.

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

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WHEREAS, it is in the best interest of the City of La Vista that the property tax request for fiscal year 19 and 20 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 FY19 and FY20 property tax requests be set at \$8,481,780.00 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 - \$7,556,495.00 (\$0.49 mill levy)

Bond Fund - \$925,285.00 (\$0.06 mill levy)

A copy of this resolution be certified and forwarded to the County Clerk prior to October 13, 2018.

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

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

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

Councilmember Hale introduced Ordinance No. 1327 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 Sell 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, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. 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. The Mayor then stated the question, "Shall Ordinance No. 1327 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the Mayor declared the ordinance adopted and the Mayor, in the presence of the Council, signed and approved the ordinance and the City Clerk attested the passage/approval of the same and affixed her signature thereto.

### **2. RESOLUTION – SETTING RATES OF AUTO AND PHONE ALLOWANCE**

Councilmember Thomas introduced and moved for the adoption of Resolution No. 18-121: 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

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WHEREAS, the FY19 and FY20 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:

Tier	Monthly Vehicle	Tier	Monthly Phone
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 Hale. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

## **D. RESOLUTION – PROFESSIONAL SERVICES AGREEMENT – CIVIC CENTER PARK – PHASE 2 CONSTRUCTION PHASE SERVICES – AUTHORIZE AMENDMENT NO. 2**

Councilmember Hale introduced and moved for the adoption of Resolution No.18-122 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA APPROVING AMENDMENT NO. 2 TO THE AGREEMENT FOR PROFESSIONAL SERVICES WITH THOMPSON, DREESSEN & DORNER, INC., OMAHA, NEBRASKA, ESTABLISHING AN AMOUNT NOT TO EXCEED \$321,500.

WHEREAS, the Mayor and City Council of the City of La Vista Nebraska have determined engineering services for Phase 2 of the Golf Course Transformation project and Sanitary Sewer relocation are necessary; and

WHEREAS, the FY 19/20 Biennial Budget includes funding for Civic Center Park Phase 2; and

WHEREAS, Amendment No. 2 increases are not to exceed amount by \$84,000.

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 No. 2 to the agreement for professional services with Thompson, Dreessen, & Dorner, Inc., Omaha Nebraska, establishing an amount not to exceed \$321,500 subject to any changes the City Administrator or City Engineer determines necessary or advisable.

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. RESOLUTION – AUTHORIZE PROPOSAL – OMAHA PUBLIC POWER DISTRICT – TEMPORARY STREET LIGHTING – PUBLIC IMPROVEMENT REDEVELOPMENT PROJECT**

Councilmember Hale introduced and moved for the adoption of Resolution No.18-123 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE ACCEPTANCE OF A PROPOSAL FROM OMAHA PUBLIC POWER DISTRICT TO FURNISH AND INSTALL

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## TEMPORARY STREET LIGHTING IN LA VISTA CITY CENTRE IN THE AMOUNT OF \$5,185.21.

WHEREAS, the City Council of the City of La Vista has determined temporary street lighting in La Vista City Centre is necessary; and

WHEREAS, the FY17/18 Biennial Budget includes funding in the Capital Improvement Program for this project; and

WHEREAS, the temporary lights will be placed at the intersection of Main Street and 83<sup>rd</sup> Street; 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 authorize the acceptance of a proposal from Omaha Public Power District to furnish and install temporary street lighting in La Vista City Centre in the amount of \$5,185.21.

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 – AUTHORIZE ENGINEERING AGREEMENT – CITY PARKING DISTRICT NO. 1 IMPROVEMENTS – BURLINGTON NORTHERN SANTA FE DRAINAGE STUDY REVIEW

Councilmember Thomas introduced and moved for the adoption of Resolution No.18-124 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING AN ENGINEERING AGREEMENT WITH BURLINGTON NORTHERN SANT FE (BNSF) FOR A DRAINAGE STUDY REVIEW FOR CITY PARKING DISTRICT NO. 1 IN AN AMOUNT NOT TO EXCEED \$14,500.

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

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

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize an engineering agreement with BNSF for a drainage study review for City Parking District No. 1 in an amount not to exceed 14,500.

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

## G. RESOLUTION – AGREEMENT - NEBRASKA DEPARTMENT OF TRANSPORTATION – APPLEWOOD CREEK TRAIL

Councilmember Sell introduced and moved for the adoption of Resolution No.18-125 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING AN AGREEMENT WITH NEBRASKA DEPARTMENT OF TRANSPORTATION (NDOT) FOR CONSTRUCTION OF A HIKING/BIKING TRAIL ALONG APPLEWOOD CREEK IN AN AMOUNT NOT TO EXCEED \$411,607.

WHEREAS, the City of La Vista is proposing a transportation project for which it would like to obtain Federal funds; and

WHEREAS, the City of La Vista as a sub-recipient of Federal-Aid funding is charged with the responsibility of strictly following all Federal, State and Local laws, rules, regulations, policies and guidelines applicable to the funding of the Federal-aid project; and

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WHEREAS, the City of La Vista and NDOT wish to enter into a new Project Program Agreement setting out the various duties and funding responsibilities for the Federal-aid project.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of La Vista, Nebraska that: Douglas Kindig, Mayor of the City of La Vista, is hereby authorized to sign the attached Project Program Agreement between the City of La Vista and the NDOT. The City of La Vista is committed to providing local funds for the project as required by the Project Program Agreement.

NDOR Project Number: TAP-77(61)

NDOR Control Number: 22757

NDOR Project Name: Applewood Creek Trail

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. RESOLUTION – BID AWARD – GUN RANGE FENCE REPLACEMENT**

Councilmember Hale introduced and moved for the adoption of Resolution No.18-126 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AWARDING A CONTRACT TO AMERICAN FENCE COMPANY, OMAHA NEBRASKA FOR FURNISHING LABOR AND MATERIAL FOR THE REPLACEMENT OF THE FENCE AT THE POLICE DEPARTMENT GUN RANGE IN AN AMOUNT NOT TO EXCEED \$13,408.26.

WHEREAS, the City Council of the City of La Vista has determined that the replacement of the fence at the Police Department gun range is necessary; and

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

WHEREAS, bids were solicited and two bids were received; 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 the contract to American Fence Company, Omaha, Nebraska for furnishing labor and material for the replacement of the fence at the Police Department gun range in an amount not to exceed \$13,408.26.

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 THE FLOOR**

There were no comments from the floor.

## **COMMENTS FROM MAYOR AND COUNCIL**

There were no comments from the Mayor and Council.

At 7:23 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

September 4, 2018

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

PASSED AND APPROVED THIS 18TH DAY OF SEPTEMBER, 2018.

CITY OF LA VISTA

\_\_\_\_\_  
Douglas Kindig, Mayor

ATTEST:

\_\_\_\_\_  
Pamela A. Buethe, CMC  
City Clerk