

# MINUTE RECORD

A-2

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

## LA VISTA CITY COUNCIL MEETING JULY 2, 2019

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 July 2, 2019. 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 Buehe, Police Chief Lausten, Director of Public Works Soucie, Assistant Library Director Norton, Director of Administrative Services Pokorny, Recreation Director Stopak, Finance Director Miserez, Senior Planner Solberg, City Engineer Kottmann, and Human Resources Director Trail.

A notice of the meeting was given in advance thereof by publication in the Omaha World-Herald on June 19, 2019. 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: INTERNATIONAL CLOWN WEEK

Councilmember Quick read a proclamation recognizing August 1st – 7th as International Clown Week in La Vista.

### SERVICE AWARDS: PAT CAVLOVIC – 20 YEARS

Mayor Kindig presented a service award to Pat Cavlovic for 20 years of service to the City.

### CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE JUNE 18, 2019 CITY COUNCIL MEETING
3. REQUEST FOR PAYMENT – ALFRED BENESCH & COMPANY – PROFESSIONAL SERVICES – CONSTRUCTION ENGINEERING SERVICES – 2019 PARK VIEW BLVD RESURFACING – \$3,461.78
4. REQUEST FOR PAYMENT – DLR GROUP – PROFESSIONAL SERVICES – CITY CENTRE GARAGE SECURITY PLANNING – \$1,495.00
5. REQUEST FOR PAYMENT – DLR GROUP – PROFESSIONAL SERVICES – CITY CENTRE PARKING FACILITY – \$2,973.52
6. REQUEST FOR PAYMENT – SWAIN CONSTRUCTION, INC. – CONSTRUCTION SERVICES – PARK VIEW BLVD. RESURFACING – \$165,088.39
7. APPROVE CHANGE IN DATE OF CITY COUNCIL MEETING FROM AUGUST 6, 2018 AT 6:00 P.M. TO AUGUST 5, 2018 AT 6:00 P.M.
8. APPROVAL OF CLAIMS

911 CUSTOM LLC, services	23,959.42
ACCO UNLIMITED CORP, supplies	794.00
ACCURATE TESTING INC, services	445.00
ACTION BATTERIES, services	629.88
ACTION SIGNS INC, services	824.00
ALTEC INDUSTRIES INC, maint.	15.95
AMANDA BLOMENKAMP, refund	30.00
AMAZON CAPITAL, services	112.71
A-RELIEF, services	446.00
ASPHALT & CONCRETE MATERIALS, maint.	1,701.21
AT&T MOBILITY LLC, phones	93.72
ATLAS AWNING CO, services	4,570.00
BAUER BUILT INC, maint.	278.68
BIG RIG TRUCK ACCESSORIES, maint.	88.85

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BISHOP BUSINESS EQUIPMENT, services	3,116.26
BLACK HILLS ENERGY, utilities	24.28
BOB'S RADIATOR REPAIR CO, maint.	121.00
BOLD OFFICE SOLUTIONS, services	2,156.35
BROADCAST MUSIC INC, services	358.00
BUETHE, P., travel	490.07
CATHERINE DEMES MAYDEW, services	2,177.50
CENTURY LINK, phones	345.28
CENTURY LINK BUSN SVCS, phones	39.76
CITY OF OMAHA, services	208,482.35
CITY OF PAPILLION, services	170,752.00
CONSOLIDATED MANAGEMENT, services	12.43
CONTINENTAL RESEARCH CORP, supplies	1,671.71
CONTROL MASTERS INC, bld&grnds	72.50
CONVERGE ONE INC, services	2,944.87
COX COMMUNICATIONS, services	147.03
D & K PRODUCTS, supplies	524.17
DANIEL S KRAFT, refund	22.00
DIXON RESOURCES, services	3,928.75
DOUGLAS COUNTY SHERIFF'S OFC, services	762.50
DXP ENTERPRISES INC, maint.	4.85
EDGEWEAR SCREEN PRINTING, apparel	574.00
EXPRESS DISTRIBUTION, supplies	498.42
EYMAN PLUMBING INC, services	446.48
FELSBURG HOLT & ULLEVIG INC, services	7,755.45
FIRST NATIONAL BANK FREMONT, bonds	813,308.75
GENUINE PARTS CO, maint.	1,473.03
GRAHAM CONSTRUCTION, INC, services	340,564.05
HAMELE ENTERPRISES, maint.	3.95
HANEY SHOE STORE, apparel	118.99
HAWKINS CONSTRUCTION CO, services	519,426.90
HDR ENGINEERING INC, services	16,176.06
HEIM, JAMES A, services	2,833.50
HUNTEL COMMUNICATIONS, INC, services	212.50
INCIDENT RESPONSE TECHNOLOGIES INC, services	2,103.75
INGRAM LIBRARY SERVICES, books	333.17
INTERNATIONAL CODE COUNCIL, services	650.00
J & J SMALL ENGINE, maint.	605.15
JACIK, T., travel	234.00
KUBOTA OF OMAHA, services	22,493.02
LARSEN SUPPLY CO, bld&grnds	477.36
LAUSTEN JR ROBERT S, services	600.00
LELAND APPAREL, apparel	64.00
LEXIS NEXIS MATTHEW BENDER, services	70.08
LIBRA INDUSTRIES INC, apparel	77.00
LIBRARY IDEAS LLC, books	454.40
LINCOLN TENT INC, services	495.00
LOU'S SPORTING GOODS, supplies	52.00
LOVELAND GRASS PAD, bld&grnds	1,258.80
MARCO INC, services	119.56
MARTIN ASPHALT - MONARCH OIL, services	488.40
MATHESON TRI-GAS INC, supplies	408.90
MAX'S BODY SHOP, INC., maint.	744.50
METRO COMM COLLEGE, services	18,381.11
MUD, utilities	3,060.00
MICHAEL TODD & CO, services	69.00
MID AMERICAN SIGNAL INC, services	419.00
MID CON SYSTEMS INC, supplies	811.18
MIDWEST TAPE, media	53.38
MISEREZ, C., travel	336.75

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MNJ TECHNOLOGIES, services	9,440.00
MONKSON INC, services	376.00
MURPHY TRACTOR & EQUIP, maint.	495.04
NE LAW ENFORCEMENT, services	100.00
NE SALT & GRAIN CO, maint.	1,587.50
NMC EXCHANGE LLC, maint.	336.76
NOLL, MARGARET M, services	120.00
OFFICE DEPOT INC, supplies	641.33
OGS TECHNOLOGIES INC, supplies	76.87
OMNI ENGINEERING, services	1,588.98
PAPILLION LA VISTA PUBLIC SCHOOLS, services	50.00
PAPIO-MISSOURI RIVER NRD, services	5,000.00
PARK YOUR PAWZ INC, services	324.00
PEPSI COLA CO, supplies	881.34
PER MAR SECURITY, services	77.00
PLAINS EQUIPMENT GROUP, maint.	28.10
PROGRESSIVE BUSINESS TECH, services	375.00
RAMIREZ, R., travel	58.00
RAY ALLEN MANUFACTURING CO, services	51.96
RDG PLANNING & DESIGN, services	40,264.52
RED WING BUSINESS ADVANTAGE, apparel	150.00
RON TURLEY ASSOCIATES INC, services	1,700.00
SAVVY SNIPER LLC, supplies	72.90
SCHEMMER ASSOCIATES INC, services	960.00
SHAMROCK CONCRETE CO, maint.	660.00
SIGN IT, services	319.05
SOUTHERN UNIFORM, apparel	4,571.52
SUBSURFACE SOLUTIONS, services	4,995.00
SUN COUNTRY DISTRIBUTING, supplies	11.42
TERRY L WEAVER, refund	22.00
THE LIFEGUARD STORE, supplies	336.75
TODCO BARRICADE CO, services	970.00
UNITED PARCEL, services	8.44
US PATRIOT LLC, apparel	658.90
VIERREGGER ELECTRIC CO, services	443.04
WAL-MART, supplies	4,189.64
WICK'S STERLING TRUCKS INC, maint.	68.02

Councilmember Hale made a motion to approve the consent agenda. Seconded by Councilmember Frederick. Councilmember Sell 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.

## **REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS**

City Clerk Buethe reported that the budget workshop will be held immediately following the July 16 City Council Meeting. She also reminded everyone that the first meeting in August has been moved to Monday, August 5 at 6:00 p.m.

Director of Administrative Services Pokorny reported that budget documents are in the Council mailboxes.

Recreation Director Stopak thanked everyone who helped with the Urban Adventure Race. He also reported that in response to residents' requests for more children's programming, the Recreation Department has partnered with Omaha Kids Can Run to offer a new program, La Vista Kids Can Run.

Director of Public Works Soucie reported that a pavement buckle was repaired at 74th and Harrison Streets and that Swain has completed the concrete and ADA work along Park View Boulevard; the milling will start July 15th. He also reported that pothole crews have just a few streets left to complete.

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## **B. AMEND VARIOUS SECTIONS OF THE LA VISTA MUNICIPAL CODE**

### **1. ORDINANCE – AMEND SECTIONS 30.46 AND 30.47**

Councilmember Sheehan introduced Ordinance No. 1346 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTIONS 30.46 AND 30.47; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Sheehan moved that the statutory rule requiring reading on three different days be suspended. Councilmember Crawford 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 Frederick. The Mayor then stated the question, "Shall Ordinance No. 1346 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. ORDINANCE – AMEND SECTION 32.02**

Councilmember Thomas introduced Ordinance No. 1347 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTION 32.02; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Sheehan moved that the statutory rule requiring reading on three different days be suspended. Councilmember Frederick seconded the motion to suspend the rules and roll call vote on the motion. Councilmembers voting aye: Frederick, Ronan, Sheehan, 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 Thomas moved for final passage of the ordinance which motion was seconded by Councilmember Frederick. The Mayor then stated the question, "Shall Ordinance No. 1347 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.

### **3. ORDINANCE – AMEND SECTION 34.26**

Councilmember Frederick introduced Ordinance No. 1348 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTION 34.26 TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Sheehan moved that the statutory rule requiring reading on three different days be suspended. Councilmember Crawford seconded the motion to suspend the rules and roll call vote on the motion. Councilmembers voting aye:

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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 Frederick. The Mayor then stated the question, "Shall Ordinance No. 1348 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.

#### **4. ORDINANCE -- AMEND SECTION 35.03**

Councilmember Sell introduced Ordinance No. 1349 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTION 35.03 TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Frederick moved that the statutory rule requiring reading on three different days be suspended. Councilmember Thomas 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 Thomas. The Mayor then stated the question, "Shall Ordinance No. 1349 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.

#### **5. ORDINANCE -- AMEND SECTIONS 70.042 AND 70.070**

Councilmember Hale introduced Ordinance No. 1350 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA TO AMEND THE LA VISTA MUNICIPAL CODE SECTIONS 70.042 AND 70.070; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Sell moved that the statutory rule requiring reading on three different days be suspended. Councilmember Thomas 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 Frederick. The Mayor then stated the question, "Shall Ordinance No. 1350 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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## **6. ORDINANCE – AMEND SECTION 71.053**

Councilmember Hale introduced Ordinance No. 1351 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTION 71.053 TO REPEAL CONFLICTING ORDINANCES 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 Thomas 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 Frederick moved for final passage of the ordinance which motion was seconded by Councilmember Thomas. The Mayor then stated the question, "Shall Ordinance No. 1351 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.

## **7. ORDINANCE – AMEND SECTIONS 92.15, 92.16, 92.17, 92.18 AND 92.21**

Councilmember Thomas introduced Ordinance No. 1352 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA TO AMEND MUNICIPAL CODE SECTIONS 92.15, 92.16, 92.17, 92.18, AND 92.21; TO REPEAL CONFLICTING ORDINANCES 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 Crawford 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 Sell moved for final passage of the ordinance which motion was seconded by Councilmember Thomas. The Mayor then stated the question, "Shall Ordinance No. 1352 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.

## **8. ORDINANCE – AMEND SECTIONS 95.13 AND 95.15**

Councilmember Frederick introduced Ordinance No. 1353 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTION 95.13 AND 95.15; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Sheehan moved that the statutory rule requiring reading on three different days be suspended. Councilmember Thomas 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.

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Said ordinance was then read by title and thereafter Councilmember Sheehan moved for final passage of the ordinance which motion was seconded by Councilmember Thomas. The Mayor then stated the question, "Shall Ordinance No. 1353 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.

## **9. ORDINANCE – AMEND SECTIONS 114.02, 114.23, 114.24, 114.30, 114.51**

Councilmember Quick introduced Ordinance No. 1354 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTIONS 114.02, 114.23, 114.24, 114.30 AND 114.51; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR 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 Sell moved for final passage of the ordinance which motion was seconded by Councilmember Thomas. The Mayor then stated the question, "Shall Ordinance No. 1354 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.

## **10. ORDINANCE – AMEND SECTION 117.15**

Councilmember Thomas introduced Ordinance No. 1355 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTION 117.15 TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Quick moved that the statutory rule requiring reading on three different days be suspended. Councilmember Frederick seconded the motion to suspend the rules and roll call vote on the motion. Councilmembers voting aye: Frederick, Ronan, Sheehan, 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 Frederick moved for final passage of the ordinance which motion was seconded by Councilmember Thomas. The Mayor then stated the question, "Shall Ordinance No. 1355 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.

## **11. ORDINANCE – AMEND SECTION 130.02**

Councilmember Sheehan introduced Ordinance No. 1356 entitled: AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTION 130.02; TO REPEAL CONFLICTING

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ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Thomas 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 Quick moved for final passage of the ordinance which motion was seconded by Councilmember Thomas. The Mayor then stated the question, "Shall Ordinance No. 1356 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.

## **12. ORDINANCE – AMEND SECTION 133.01**

Councilmember Frederick introduced Ordinance No. 1357 entitled: AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA TO AMEND MUNICIPAL CODE SECTION 133.01; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Councilmember Thomas 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 Frederick moved for final passage of the ordinance which motion was seconded by Councilmember Quick. The Mayor then stated the question, "Shall Ordinance No. 1357 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.

## **C. RESOLUTION – CHANGE ORDER NO. 12 – 84<sup>TH</sup> STREET REDEVELOPMENT AREA – PUBLIC IMPROVEMENT REDEVELOPMENT PROJECT – OFFSTREET PARKING DISTRICT NO. 2, STRUCTURE NO. 1**

Councilmember Frederick introduced and moved for the adoption of Resolution No. 19-098 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING CHANGE ORDER NUMBER 12 TO THE CONTRACT WITH HAWKINS CONSTRUCTION CO., OMAHA, NEBRASKA, TO INCLUDE ADDITIONAL PAVEMENT WHICH WILL RESULT IN AN INCREASE IN THE CONTRACT PRICE OF \$2,358.00.

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

WHEREAS, the FY19/20 Biennial Budget provides funding for the project; and

WHEREAS, change order number 12 will increase the contract amount by \$2,358.00 to a total of \$4,133,651.91;



# MINUTE RECORD<sub>July 2, 2019</sub>

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

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 12 to the contract with Hawkins Construction Co., Omaha, Nebraska, to include additional pavement which will result in an increase in the contract price of \$2,358.00.

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

## **D. APPROVAL OF CLASS C LIQUOR LICENSE APPLICATION – SOUTHPORT LODGING LLC DBA HAMPTON INN**

### **1. PUBLIC HEARING**

At 6:22 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the application for a Class C Liquor License. Mike Works was present to answer any questions.

At 6:22 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.

### **2. RESOLUTION**

Councilmember Sell introduced and moved for the adoption of Resolution No.19-099 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 A CLASS C LIQUOR LICENSE FOR SOUTHPORT LODGING, LLC DBA HAMPTON INN IN LA VISTA, NEBRASKA.

WHEREAS, Southport Lodging, LLC dba Hampton Inn, 12331 Southport Pkwy., 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 a Class C Liquor License submitted by Southport Lodging, LLC dba Hampton Inn, 12331 Southport Pkwy., La Vista, Sarpy County, Nebraska.

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

## **E. DISCUSSION – PACE FINANCING**

Chris Peterson with PACE Sage Capital made a presentation to the Mayor and City Council on Property Assessed Clean Energy (PACE) financing.

There was Council consensus to have staff prepare an ordinance on PACE financing for a future meeting.

## **COMMENTS FROM THE FLOOR**

There were no comments from the floor.

# MINUTE RECORD

July 2, 2019

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

## COMMENTS FROM MAYOR AND COUNCIL

There were no comments from the Mayor and Council.

At 7:01 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.

PASSED AND APPROVED THIS 16TH DAY OF JULY 2019.

CITY OF LA VISTA

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

ATTEST:

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