

**LA VISTA CITY COUNCIL
MEETING
January 5, 2021**

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 January 5, 2021. 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, Chief of Police Lausten, City Clerk Buethe, Director of Public Works Soucie, Director of Administrative Services Pokorny, Library Director Barcal, City Engineer Dowse, and Community Development Director Fountain.

A notice of the meeting was given in advance thereof by publication in the Times on December 23, 2020. 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: ROBERT LAUSTEN AND RITA RAMIREZ – 30 YEARS;
RANDY SEFFRON – 10 YEARS**

Mayor Kindig recognized Rita Ramirez and Robert Lausten for 30 years of service to the City and Randy Seffron for 10 years of service to the City.

**APPOINTMENTS – PARK AND RECREATION ADVISORY COMMITTEE –
REAPPOINT BOBETTE JONES – 2 YEAR TERM; BOARD OF
ADJUSTMENT/APPEALS – REAPPOINT TRISH DONOGHUE – 3 YEAR TERM;
BOARD OF HEALTH – APPOINT HANS DETHLEFS – 1 YEAR TERM**

Mayor Kindig stated, with the approval of the City Council, he would like to re-appoint Bobette Jones to the Park and Recreation Advisory Committee for a 2 year term; re-appoint Trish Donoghue to the Planning Commission for a 3 year term; and appoint Hans Dethlefs to the Board of Health for a 1 year term. Councilmember Thomas motioned the approval, seconded by Councilmember Sell. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

A. CONSENT AGENDA

- 1. APPROVAL OF THE AGENDA AS PRESENTED**
- 2. APPROVAL OF THE MINUTES OF THE DECEMBER 15, 2020 CITY COUNCIL
MEETING**
- 3. APPROVAL OF THE MINUTES OF THE DECEMBER 10, 2020 PLANNING
COMMISSION MEETING**
- 4. APPROVAL OF THE MINUTES OF THE SEPTEMBER 10, 2020 LIBRARY
ADVISORY BOARD MEETING**
- 5. OCCUPATION TAX REPORT**
- 6. REQUEST FOR PAYMENT – DLR GROUP – PROFESSIONAL SERVICES –
CITY CENTRE PARKING STRUCTURE 2 – \$547.00**
- 7. REQUEST FOR PAYMENT – HGM ASSOCIATES INC. – PROFESSIONAL
SERVICES – 2020 BRIDGE INSPECTION SERVICES – \$5,069.56**
- 8. REQUEST FOR PAYMENT – K ELECTRIC CO. – CONSTRUCTION SERVICES
– INSTALLATION OF ELECTRICAL OUTLETS – CIVIC CENTER PARK –
\$6,525.93**
- 9. REQUEST FOR PAYMENT – MIDWEST RIGHT OF WAY SERVICES, INC. –
PROFESSIONAL SERVICES – 120TH & GILES – \$237.50**
- 10. REQUEST FOR PAYMENT – RDG PLANNING & DESIGN – PROFESSIONAL
SERVICES – PLACEMAKING & LA SERVICES – \$10,444.16**
- 11. REQUEST FOR PAYMENT – THOMPSON, DREESSEN & DORNER, INC. –
PROFESSIONAL SERVICES – \$600.00**
- 12. APPROVAL OF CLAIMS**

A & L HYDRAULICS INC, maint.

2,508.92

ACTION BATTERIES, maint.	480.84
AKRS EQUIPMENT SOLUTIONS, maint.	470.09
AMAZON, supplies	1,034.61
ASPEN EQUIPMENT CO, maint.	713.73
AT&T MOBILITY LLC, phones	97.34
AXON ENTERPRISE INC, supplies	918.00
BAUER BUILT INC, maint.	1,836.16
BEACON ATHLETICS LLC, supplies	1,373.00
BEAUMONT, MITCH, services	1,007.00
BERRY DUNN, services	2,600.00
BIBLIOTHECA LLC, books	3.96
BISHOP BUSINESS EQUIPMENT, services	663.50
BOARD OF EXAMINERS, services	25.00
BRITE IDEAS DECORATING, supplies	38.00
BROADCAST MUSIC INC, services	364.00
CAPSTONE, books	838.09
CELLEBRITE INC, services	3,700.00
CENTER POINT, books	44.34
CENTURION TECHNOLOGIES, services	162.50
CENTURY LINK, phones	6.00
CINTAS CORP, services	404.43
CITY OF PAPILLION, services	221,867.73
COMP CHOICE INC, services	1,234.22
CONSOLIDATED MGMT, services	26.22
CONTINENTAL RESEARCH CORP, supplies	1,333.60
COX COMMUNICATIONS, services	427.58
CRIMINAL ADDICTION INC, services	300.00
D & K PRODUCTS, supplies	255.00
DANIELSON TECH SUPPLY INC, services	424.80
DATASHIELD CORP, services	120.00
DIAMOND VOGEL PAINTS, bld&grnds	586.97
DULTMEIER SALES LLC, maint.	1,360.00
EDGEWEAR SCREEN PRINTING, apparel	848.00
EYMAN PLUMBING INC, bld&grnds	2,727.64
FBG SERVICE CORP, bld&grnds	5,965.00
FEDEX, services	136.41
FERGUSON ENTERPRISES, supplies	70.37
FILTER CARE OF NE, maint.	32.75
FITZGERALD SCHORR BARMETTLER, services	80,463.70
GALE, books	74.22
GENERAL FIRE & SAFETY, bld&grnds	125.00
GREAT PLAINS UNIFORMS, apparel	240.00
GUIDEPOINT SECURITY, services	5,991.48
HEARTLAND TIRES & TREADS, maint.	230.15
HOBBY LOBBY, supplies	65.62
HOME DEPOT, supplies	49.97
HUNTEL COMMUNICATIONS, services	2,059.58
HY-VEE INC, supplies	135.60
J & J SMALL ENGINE, services	449.99
JAMIE BROWN, services	1,043.80
JESSICA PRETZ, refund	24.99
KRIHA FLUID POWER CO, maint.	93.59
LABRIE, DONALD P, services	750.00
LARSEN SUPPLY CO, supplies	82.08
LEXIS NEXIS MATTHEW BENDER, services	266.10
LIBRA INDUSTRIES INC, apparel	84.00
LOGAN CONTRACTORS SUPPLY, maint.	278.09
LOGO LOGIX EMBROIDERY, apparel	1,410.00
MARCO INC, services	272.43
MARK A KLINKER, services	400.00

MARTIN MARIETTA MATERIALS, services	253.40
MATHESON TRI-GAS INC, apparel	390.09
MENARDS-RALSTON, bld&grnds	959.01
METRO CHIEFS ASSOCIATION, services	75.00
METRO COMMUNITY COLLEGE, services	13,460.84
MIDLANDS LIGHTING & ELECTRIC, supplies	56.40
MIDWEST TAPE, media	316.93
MIDWEST TURF & IRRIGATION, maint.	416.74
MILLARD METAL SERVICES, maint.	43.00
MURPHY TRACTOR & EQUIPMENT, maint.	172.55
NE ARBORISTS ASSOCIATION, services	220.00
NE IOWA INDL FASTENERS INC, supplies	2.15
NE LAW ENFORCEMENT, services	50.00
NMC EXCHANGE LLC, maint.	1,635.61
NOLL, MARGARET M, services	150.00
NORTH AMERICAN RESCUE HOLDINGS, supplies	373.97
OFFICE DEPOT INC, supplies	757.10
O'KEEFE ELEVATOR CO, services	180.00
OLSSON, INC, services	5,500.00
OMNI ENGINEERING, services	370.30
ON YOUR MARKS, supplies	609.83
ORIENTAL TRADING CO, supplies	69.10
PAPILLION LA VISTA SCHOOLS, services	11,797.50
PAPILLION SANITATION, services	3,908.70
PAPILLION TIRE INC, maint.	87.67
PAY-LESS OFFICE PRODUCTS, supplies	96.51
PETTY CASH, supplies	533.37
POLICE CHIEFS ASSN OF NEBR, services	50.00
PROJECT LIFESAVER INC, supplies	115.39
RAINBOW GLASS & SUPPLY, bld&grnds	1,481.16
RAY ALLEN MANUFACTURING, supplies	139.99
REF'S SPORTS BAR & GRILL, services	1,000.00
ROLLIN GREEN GRADING & SOD, bld&grnds	1,025.00
SARPY COUNTY COURTHOUSE, services	8,627.92
SARPY COUNTY ECONOMIC DEV, services	8,500.00
SECURITY EQUIPMENT INC, bld&grnds	341.50
SIGN IT, services	18.00
SOUTHERN UNIFORM, apparel	295.37
STOREY KENWORTHY, services	793.77
SWAN ENGINEERING LLC, maint.	11.64
TED'S MOWER SALES, maint.	146.61
THE SCHEMMER ASSOCIATES INC, services	1,900.00
TRACTOR SUPPLY, bld&grnds	96.13
TRIMBLE INC, services	129.00
TRUCK CENTER COMPANIES, maint.	23.44
TY'S OUTDOOR POWER, maint.	270.82
ULINE, services	231.27
UNITED PARCEL, services	19.45
VAL VERDE ANIMAL HOSPITAL INC, services	474.00
VERIZON WIRELESS, phones	343.84
WELLINGTON EXPERIENCE, services	3,625.00
WHITE CAP CONSTR, apparel	45.79
WOODHOUSE FORD, maint.	137.38

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

REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

City Administrator Gunn reported on the implementation of the new brand.

Recreation Director Scott Stopak reported on upcoming activities at the Recreation Center.

Chief of Police Lausten reported that the Sarpy Douglas Law Enforcement Academy started on Monday. The City has two officers in the class, and they will graduate on May 21, 2021. Chief Lausten also reported on the department's response to the first snow emergency of the season.

Public Works Director Soucie reported on snow removal operations.

B. BLACK SAGE ARMS, LLC – CONDITIONAL USE PERMIT – LOT 29 STONYBROOK SOUTH – HOME OCCUPATION – GUNSMITHING

1. PUBLIC HEARING

At 6:29 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the proposed Conditional Use Permit. The applicant, Louis "Zack" Wagner was present to answer any questions.

At 6:32 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. 21-001 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF A CONDITIONAL USE PERMIT FOR BLACK SAGE ARMS, LLC TO OPERATE A HOME OCCUPATION GUNSMITHING BUSINESS ON LOT 29 STONYBROOK SOUTH.

WHEREAS, Black Sage Arms, LLC has applied for approval of a conditional use permit for a home occupation gunsmithing business on Lot 29 Stonybrook South, generally located at the intersection of S. 139th Street and Margo Street.; and

WHEREAS, the La Vista Planning Commission reviewed the application on December 10, 2020 and recommends approval; and

WHEREAS, the Mayor and City Council of the City of La Vista are agreeable to the issuance of a conditional use permit for such purposes;

NOW THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista hereby authorize the execution of a Conditional Use Permit in form and content submitted at this meeting, with such modifications that the City Administrator or City Attorney may determine necessary or advisable, for Black Sage Arms, LLC to allow for a home occupation gunsmithing business on Lot 29 Stonybrook South.

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

C. RESOLUTION – PRELIMINARY PLAT – DORWILL, LLC – LOT 1 I-80 BUSINESS PARK 2ND ADDITION REPLAT 1

Councilmember Sheehan introduced and moved for the adoption of Resolution No. 21-002 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, FOR APPROVAL OF THE PRELIMINARY PLAT FOR LOT 1 I-80 BUSINESS PARK 2ND ADDITION AND PT HARRY ANDERSEN AVE ADJ TO LOT 1 I-80 BUSINESS PARK 2ND ADDITION LOCATED IN THE NW 1/4 OF THE NW 1/4 OF SECTION 17, T14, R12 EAST OF THE 6TH P.M., SARPY COUNTY, NEBRASKA, AND PT STATE ROW ADJ TO LOT 1 I-80 BUSINESS PARK 2ND ADDITION LOCATED

IN THE NE 1/4 OF THE NE 1/4 OF SECTION 18, T14, R12 EAST OF THE 6TH P.M., SARPY COUNTY, NEBRASKA, TO BE REPLATTED AS LOT 1 I-80 BUSINESS PARK 2ND ADDITION REPLAT 1 LOCATED IN SECTIONS 17 AND 18, T14, R12 EAST OF THE 6TH P.M., SARPY COUNTY, NEBRASKA.

WHEREAS, the owner of the above described pieces of property has made application for approval of a preliminary plat as presented at this meeting for Lot 1 I-80 Business Park 2nd Addition Replat 1 ("Preliminary Plat"); and

WHEREAS, the City Engineer has reviewed the Preliminary Plat; and

WHEREAS, on December 10, 2020, the La Vista Planning Commission reviewed the Preliminary Plat and recommended approval;

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, that the Preliminary Plat for Lot 1 I-80 Business Park 2nd Addition, Pt Harry Andersen Ave Adj to Lot 1 I-80 Business Park 2nd Addition, and Pt State Row Adj to Lot 1 I-80 Business Park 2nd Addition, to be replatted as Lot 1 I-80 Business Park 2nd Addition Replat 1, located in the northwest 1/4 of the northwest 1/4 of Section 17, and the northeast 1/4 of the northeast 1/4 of Section 18, both in Township 14, Range 12E, generally located northwest of the intersection of S. 118th Street and Harry Anderson Avenue be, and hereby is, approved, contingent on the approval and recording of the Final Plat and related Subdivision Agreement.

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

D. POSITION DESCRIPTION – SIGNAL TECHNICIAN

Councilmember Sell made a motion to receive and file the description for the position of Signal Technician. Seconded by Councilmember Quick. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

E. ORDINANCE – AMEND COMPENSATION ORDINANCE

Councilmember Thomas introduced Ordinance No. 1406 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 Sheehan moved that the statutory rule requiring reading on three different days be suspended. Councilmember Sell 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 passed.

Councilmember Sheehan made a motion to approve final reading and adopt Ordinance 1406. Councilmember Hale seconded the motion. The Mayor then stated the question, "Shall Ordinance No. 1406 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.

COMMENTS FROM THE FLOOR

There were no comments from the floor.

COMMENTS FROM MAYOR AND COUNCIL

There were no comments from Mayor and Council.

January 5, 2021

At 6:42 p.m. Councilmember Crawford made a motion to adjourn the meeting. Seconded by Councilmember Frederick. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

PASSED AND APPROVED THIS 19TH DAY OF JANUARY 2021.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk