

# MINUTE RECORD

No. 729 — REDFIELD DIRECT E2106195KV

## LA VISTA CITY COUNCIL MEETING June 21, 2022

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 June 21, 2022. Present were Councilmembers: Ronan, Sheehan, Thomas, Quick, Frey, Hale, and Sell. Also in attendance were, City Attorney McKeon, Assistant City Administrator Ramirez, Chief of Police Lausten, City Clerk Buethe, Director of Public Works Soucie, Director of Administrative Services Pokorny, Community Development Director Fountain, Recreation Director Stopak, Finance Director Miserez, City Engineer Dowse and Library Director Barcal.

A notice of the meeting was given in advance thereof by publication in the Papillion Times on June 8, 2022. 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.

### A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE JUNE 7, 2022 CITY COUNCIL MEETING
3. MONTHLY FINANCIAL REPORT – APRIL 2022
4. REQUEST FOR PAYMENT – PAPIO-MISSOURI RIVER NATURAL RESOURCES DISTRICT – ANNUAL CONTRIBUTION – PAPILLION CREEK WATERSHED PARTNERSHIP – \$10,750.00
5. REQUEST FOR PAYMENT – FELSBURG, HOLT & ULLEVIG – PROFESSIONAL SERVICES – 84<sup>TH</sup> STREET SIGNAL IMPROVEMENTS – \$3,380.00
6. REQUEST FOR PAYMENT – HEIMES CORPORATION – CONSTRUCTION SERVICES – THOMPSON CREEK – CENTRAL PARK EAST – \$265,860.69
7. REQUEST FOR PAYMENT – RDG PLANNING & DESIGN – PROFESSIONAL SERVICES – LAND USE & MARKET ANALYSIS – \$14,000.00
8. REQUEST FOR PAYMENT – RDG PLANNING & DESIGN – PROFESSIONAL SERVICES – LAND USE & MARKET ANALYSIS – \$20,943.75
9. REQUEST FOR PAYMENT – DESIGN WORKSHOP, INC – PROFESSIONAL SERVICES – 84<sup>TH</sup> STREET BRIDGE – \$5,790.00
10. REQUEST FOR PAYMENT – RDG PLANNING & DESIGN – PROFESSIONAL SERVICES – PLACEMAKING & LA SERVICES – \$2,427.27
11. REQUEST FOR PAYMENT – RDG PLANNING & DESIGN – PROFESSIONAL SERVICES – PLACEMAKING PHASE 1 – \$67,478.12
12. REQUEST FOR PAYMENT – DLR GROUP – PROFESSIONAL SERVICES – LA VISTA CITY CENTRE PARKING STRUCTURE 2 – \$10,113.82
13. REQUEST FOR PAYMENT – THIELE GEOTECH INC – CONSTRUCTION SERVICES – UBAS AT GILES CORNER - \$852.00
14. APPROVAL OF CLAIMS

|                                  |          |
|----------------------------------|----------|
| 1000 BULBS, supplies             | 225.49   |
| 4 SEASONS AWARDS, services       | 101.80   |
| ABM INDUSTRIES INC, services     | 8,636.99 |
| ACCO UNLIMITED CORP, supplies    | 1,073.05 |
| ACTION BATTERIES, maint.         | 109.25   |
| ACTIVE NETWORK LLC, services     | 57.65    |
| AE SUPPLY, services              | 45.00    |
| AKRS EQUIPMENT SOLUTIONS, maint. | 86.76    |
| AMAZON, supplies                 | 482.64   |
| A-RELIEF, services               | 2,461.00 |

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| AT&T MOBILITY LLC, phones              | 97.66      |
| BACON LETTUCE CREATIVE, services       | 2,720.00   |
| BARCO MUNICIPAL PRODUCTS, supplies     | 186.14     |
| BAUER BUILT INC, maint.                | 974.68     |
| BLACK HILLS ENERGY, utilities          | 3,183.79   |
| BOK FINANCIAL, bonds                   | 210,582.50 |
| BRIAN SMILES, services                 | 300.00     |
| BROADCAST MUSIC INC, services          | 387.00     |
| BUETHE, P., travel                     | 2,555.64   |
| CARROT-TOP INDUSTRIES INC, supplies    | 195.61     |
| CCAP AUTO LEASE LTD, services          | 449.00     |
| CENTURY LINK/LUMEN, phones             | 258.76     |
| CINTAS CORP, services                  | 430.13     |
| CITY OF OMAHA, services                | 211,343.41 |
| COLLAB. SUMMER LIBRARY PRGM, supplies  | 874.68     |
| COMP CHOICE INC, services              | 1,878.42   |
| CONVERGINT TECHNOLOGIES LLC, services  | 69,509.32  |
| COX COMMUNICATIONS, services           | 170.15     |
| CREATIVE SITES LLC, services           | 1,506.00   |
| CULLIGAN OF OMAHA, supplies            | 90.00      |
| CUMMINS CENTRAL POWER LLC, maint,      | 13.54      |
| D & K PRODUCTS, supplies               | 641.88     |
| DEFIANCE HARLEY-DAVIDSON, maint.       | 125.00     |
| DXP ENTERPRISES INC, maint.            | 76.43      |
| ESSENTIAL SCREENS, services            | 557.20     |
| FELSBURG HOLT & ULLEVIG INC, services  | 2,603.88   |
| FIKES COMMERCIAL HYGIENE LLC, supplies | 62.00      |
| FIRST STATE BANK, services             | 2,137.23   |
| FIRST STUDENT INC, services            | 548.90     |
| FITZGERALD SCHORR BARMETTLER, services | 26,544.20  |
| FOUNTAIN, B., services                 | 48.83      |
| FUN EXPRESS LLC, services              | 985.51     |
| FUN SERVICES, services                 | 652.00     |
| GALE, books                            | 99.71      |
| GENERAL FIRE & SAFETY, bld&grnds       | 400.50     |
| GREAT PLAINS COMMUNICATION, services   | 777.60     |
| HAGEN, JACOB, services                 | 420.00     |
| HARM'S CONCRETE INC, services          | 1,020.13   |
| HDR ENGINEERING INC, services          | 1,354.61   |
| HERC RENTALS INC, services             | 717.34     |
| HOBBY LOBBY, supplies                  | 143.69     |
| HOTSY EQUIPMENT CO, maint.             | 14,957.00  |
| HY-VEE INC, services                   | 8,500.00   |
| IDEAL IMAGES INC, apparel              | 688.50     |
| IMAGE MARKET, apparel                  | 254.25     |
| INDUSTRIAL SALES CO, maint.            | 82.26      |
| INFOGROUP, services                    | 1,250.00   |
| INGERSOLL-RAND INDUSTRIAL, maint.      | 505.08     |
| INGRAM LIBRARY SERVICES, books         | 1,858.52   |
| J & J SMALL ENGINE, maint.             | 508.06     |
| JUSTIN KOFOED LLC, services            | 1,800.00   |
| KANOPY INC, services                   | 179.00     |
| KATIE DICKAMORE, services              | 277.50     |
| KEVIN JONES, services                  | 1,750.00   |
| LARSEN SUPPLY CO, supplies             | 539.09     |
| LIBRA INDUSTRIES INC, apparel          | 132.00     |
| LOWE'S, supplies                       | 136.00     |
| MATHESON TRI-GAS INC, supplies         | 451.34     |
| MAX I WALKER UNIFORM, services         | 27.70      |
| MENARDS-BELLEVUE, bldgrnds             | 191.43     |
| MENARDS-RALSTON, bd&grnds              | 618.11     |

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| MICRO PLUMBING INC, services             | 1,650.00   |
| MICROFILM IMAGING, services              | 180.00     |
| MID-AMERICAN BENEFITS INC, services      | 9,899.86   |
| MID-STATES UTILITY TRAILER, maint.       | 29.14      |
| MIDWEST TAPE, media                      | 15.59      |
| MILLARD METAL SERVICES INC, bld&grnds    | 444.00     |
| MSC INDUSTRIAL, supplies                 | 260.01     |
| MUZZY ICE, services                      | 675.00     |
| NE DEPT OF REVENUE, sales tax            | 97.56      |
| NE LAW ENFORCEMENT, services             | 19.25      |
| NEBRASKALAND TIRE INC, maint.            | 646.48     |
| NMC GROUP INC, services                  | 2,118.37   |
| OFFICE DEPOT INC, supplies               | 547.54     |
| OMAHA BUBBLE CO, services                | 600.00     |
| OMNI ENGINEERING, services               | 1,953.24   |
| ONE CALL CONCEPTS INC, services          | 347.40     |
| O'REILLY AUTO PARTS, maint.              | 3,218.32   |
| PAPILLION SANITATION, services           | 1,662.08   |
| PAYROLL MAXX, payroll & taxes            | 402,905.77 |
| PEPSI COLA CO, supplies                  | 776.59     |
| RDG PLANNING & DESIGN, services          | 77,155.54  |
| REGAL AWARDS INC, services               | 199.00     |
| RENTAL CITY, services                    | 189.00     |
| RESOURCE RENTAL CENTER INC, services     | 281.20     |
| REX GRANITE BAND-SARAH BENCK, services   | 1,500.00   |
| RIVER CITY RECYCLING, services           | 1,867.41   |
| ROCKMOUNT RESEARCH & ALLOYS, maint.      | 212.27     |
| RON TURLEY ASSOCIATES INC, services      | 2,300.00   |
| RTG BUILDING SERVICES INC, bld&grnds     | 6,665.00   |
| SAMPSON CONSTRUCTION CO INC, services    | 510,006.00 |
| SAPP BROS INC, maint.                    | 2,022.75   |
| SHAFFER COMMUNICATIONS INC, services     | 300.00     |
| SIGN IT, services                        | 45.00      |
| SITE ONE LANDSCAPE SUPPLY LLC, services  | 172.21     |
| SOUTHERN UNIFORM & TACTICAL INC, apparel | 2,032.58   |
| SUN COUNTRY DISTRIBUTING LTD, supplies   | 278.72     |
| TARA RASMUSSEN, refund                   | 120.00     |
| THE COLONIAL PRESS INC, services         | 129.70     |
| THE SCHEMMER ASSOCIATES INC, services    | 142.50     |
| THE WALDINGER CORP, bld&grnds            | 2,007.54   |
| THOMPSON DREESSEN & DORNER INC, services | 13,300.50  |
| TRANS UNION RISK, services               | 75.00      |
| TRUCK CENTER COMPANIES, maint.           | 1,186.54   |
| US BANK NATL ASSOC, services             | 25,823.06  |
| VERIZON CONNECT NWF, phones              | 615.22     |
| VERIZON WIRELESS, phones                 | 365.79     |
| VINCENTINI PLUMBING INC, services        | 4,000.00   |
| WALMART, supplies                        | 1,136.10   |
| WESTLAKE HARDWARE INC, supplies          | 1,086.36   |
| WRISTBAND WORLD LLC, supplies            | 520.00     |

Councilmember Thomas made a motion to approve the consent agenda. Seconded by Councilmember Sell. Councilmember Quick reviewed the bills and stated everything was in order. Councilmembers voting aye: Ronan, Sheehan, Thomas, Quick, Frey, Hale, and Sell. Nays: None. Abstain: None. Absent: Frederick. Motion carried.

## REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Recreation Director Scott Stopak provided an update on programming at the Community Center.

Chief of Police Lausten reported that a police officer was injured in an ATV accident and provided a follow-up regarding owning ducks in the city limits.

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## **B. RESOLUTION – POOL SITE SELECTION**

Councilmember Thomas introduced and moved for the adoption of Resolution No. 22-060 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, DESIGNATING A LOCATION FOR THE CONSTRUCTION OF A PROPOSED CITY SWIMMING POOL.

WHEREAS, the City's existing swimming pool is over 60 years old and continues to have mechanical and structural problems; and

WHEREAS, in 2019 Waters Edge Aquatic Design was engaged to provide planning and design services for a new pool that included a conceptual plan for a location in existing Central Park, an online community survey, public engagement efforts, and cost projections; and

WHEREAS, during the course of their work questions arose regarding the feasibility of locating a new pool west of 84<sup>th</sup> Street in the general vicinity of the existing pool; and

WHEREAS, RDG Design was under contract to design concepts for the potential use of the area in question and were directed to explore a concept that included a swimming pool; and

WHEREAS, after careful consideration, staff recommended that the area west of 84<sup>th</sup> Street should be the site of a proposed new swimming pool.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of La Vista, Nebraska that the location of a potential new swimming pool shall be west of 84<sup>th</sup> Street in the area generally known as Kelly Fields.

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

## **C. SPECIAL ASSESSMENT**

### **1. PUBLIC HEARING**

At 6:09 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the special assessment.

At 6:10 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Thomas. Councilmembers voting aye: Ronan, Sheehan, Thomas, Quick, Frey, Hale, and Sell. Nays: None. Abstain: None. Absent: Frederick. Motion carried.

### **2. RESOLUTION**

Councilmember Sell introduced and moved for the adoption of Resolution No. 22-061 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE LA VISTA CITY CLERK TO FILE WITH THE SARPY COUNTY TREASURER A SPECIAL ASSESSMENT FOR PROPERTY IMPROVEMENTS AT A LOCATION AND IN AN AMOUNT CITED HEREIN.

WHEREAS, the property owners of 7205 S. 78<sup>th</sup> Street \$403.83 were notified that the sidewalk needed to be repaired on their property as they were in violation of the City Municipal Code, Section 93.018, or the City would do so and bill them accordingly, and

WHEREAS, the property owners of said addresses chose not to repair the sidewalk, thus necessitating the City to do the repairs, and

WHEREAS, the City sent the property owners a bill for said repair upon which have not been paid, and

WHEREAS, the City may file a Special Assessment for Improvements against property for which a City bill for services has not been paid.

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**NOW THEREFORE BE IT RESOLVED**, that the La Vista City Clerk is hereby authorized to file with the Sarpy County Treasurer Special Assessments for Improvements in the amount and against the property specified above, located within Sarpy County, La Vista, Nebraska.

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

Councilmember Thomas motioned to move Comments from the Floor up on the agenda ahead of item D. Executive Session. Seconded by Councilmember Sheehan. Councilmembers voting aye: Sheehan, Thomas, Crawford, Quick, Frey, Hale, and Sell. Nays: None. Abstain: None. Absent: Frederick. Motion carried.

## COMMENTS FROM THE FLOOR

Tyler Kroeger and Jessica of 8637 Park View Blvd spoke in support of keeping their pet ducks.

Lynda Shafer of 8704 Willow Ct spoke in support of the pet ducks and read a letter from Connie Dixon in support of the pet ducks.

Consensus of City Council regarding the ordinance prohibiting fowl (ducks) was to not to direct staff to work on any changes to the ordinance at this time.

## I. EXECUTIVE SESSION – PERSONNEL

At 6:30 p.m. Councilmember Quick made a motion to go into executive session for protection of an individual to discuss personnel matters. Seconded by Councilmember Thomas. Councilmembers voting aye: Ronan, Sheehan, Thomas, Quick, Frey, Hale, and Sell. Nays: None. Abstain: None. Absent: Frederick. Motion carried. Mayor Kindig stated the executive session would be limited to the subject matter contained in the motion.

At 6:42 p.m. the Council came out of executive session. Councilmember Quick made a motion to reconvene in open and public session. Seconded by Councilmember Thomas. Councilmembers voting aye: Ronan, Sheehan, Thomas, Quick, Frey, Hale, and Sell. Nays: None. Abstain: None. Absent: Frederick. Motion carried.

## COMMENTS FROM MAYOR AND COUNCIL

Councilmember Sheehan provided an update on the free Ice Cream Day and the upcoming Pancake Feed.

Assistant City Administrator/Director of Community Services Ramirez provided an update on the recent GED Graduation.

At 6:48 p.m. Councilmember Thomas made a motion to adjourn the meeting. Seconded by Councilmember Hale. Councilmembers voting aye: Ronan, Sheehan, Thomas, Quick, Frey, Hale, and Sell. Nays: None. Abstain: None. Absent: Frederick. Motion carried.

PASSED AND APPROVED THIS 5TH DAY OF JULY 2022.

CITY OF LA VISTA

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

ATTEST:

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