

MINUTE RECORD

A-2

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

LA VISTA CITY COUNCIL MEETING August 18, 2015

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 August 18, 2015. Present were Councilmembers: Ronan, Sheehan, Crawford, Quick, Hale and Sell. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Clerk Bueth, Police Chief Lausten, Director of Administrative Services Pokorny, Community Development Director Birch, Recreation Director Stopak, Finance Director Miserez, Human Resources Manager Garrod and City Engineer Kottmann.

A notice of the meeting was given in advance thereof by publication in the Times on August 5, 2015. 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.

A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE AUGUST 3, 2015 CITY COUNCIL MEETING
3. APPROVAL OF THE MINUTES OF THE AUGUST 11, 2015 CITY COUNCIL MEETING
4. APPROVAL OF THE MINUTES OF THE JULY 16, 2015 PLANNING COMMISSION MEETING
5. PAY REQUEST FROM LOGAN SIMPSON DESIGN INC. — PROFESSIONAL SERVICES — COMPREHENSIVE PLAN UPDATE - \$12,618.86
6. RESOLUTION NO. 15-097 — INTERLOCAL AGREEMENT — METRO AREA DRUG TASK FORCE

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING AN INTERLOCAL COOPERATION AGREEMENT WITH THE "PARTICIPATING AGENCIES" OF THE METRO AREA DRUG TASK FORCE (UNITED STATES DEPARTMENT OF JUSTICE- DEA, UNITED STATES DEPARTMENT OF TREASURY-IRS, CITY OF OMAHA, CITY OF BELLEVUE, CITY OF PAPIILLION, SARPY COUNTY SHERIFF, DOUGLAS COUNTY SHERIFF, AND THE NEBRASKA STATE PATROL).

WHEREAS, it is the belief of informed law enforcement administrators that the most effective enforcement effort against drug trafficking and related crime in the Omaha/East Central Nebraska Metropolitan area can best be achieved through the cooperative efforts of multi-agency enforcement; and

WHEREAS, the provisions of Nebraska State Statutes Sections 13-801, et. seq., provide authority for the City of La Vista to join with other governmental agencies on a basis of mutual advantage and in a manner that will accord best with geographic, economic, population and other factors by signing an Interlocal Cooperation Agreement; and,

WHEREAS, Douglas County, Sarpy County, City of Bellevue, City of Papillion, City of Omaha, Nebraska State Patrol, United States Department of Treasury-Internal Revenue Service, and the United States Department of Justice- DEA are desirous of and agreeable to Interlocal Cooperation Agreement forming a Metropolitan area drug task force;

WHEREAS, the Agreement is in the best interests of the citizens of the City of La Vista.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of La Vista, Nebraska, hereby authorize the Mayor to execute the Interlocal Cooperation Agreement with Douglas County, Sarpy County, City of Bellevue, City of Papillion, City of Omaha, Nebraska State Patrol, United States Department of Treasury-Internal Revenue Service, and the United States Department of Justice-FBI & DEA.

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7. RESOLUTION NO. 15-098 — AUTHORIZE SALE OF POLICE SERVICE DOG

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE POLICE CHIEF TO EXECUTE A PURCHASE AGREEMENT FOR THE SALE OF POLICE SERVICE DOG "HART".

WHEREAS, PSD "Hart" has rendered more than two years of faithful and dedicated service to the City of La Vista; and

WHEREAS, PSD "Hart" is unable to meet Nebraska K9 patrol certification standards; and

WHEREAS, a replacement for PSD Hart has been obtained; and

WHEREAS, PSD "Hart" may be useful in the law enforcement field,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, authorizes the Police Chief to execute a purchase agreement for the sale of PSD "Hart".

8. APPROVAL OF CLAIMS.

ABE'S PORTABLES INC, services	\$385.00
AKSARBEN GARAGE DOOR SVCS INC, bld&grnds	\$140.00
ALAMAR UNIFORMS, apparel	\$969.16
AMERICAN PLANNING ASSOC, services	\$1,195.00
ARAMARK UNIFORM, services	\$34.40
ARMBRUST, T., travel	\$350.75
ASPHALT & CONCRETE MATERIALS, maint.	\$381.10
ATLAS AWNING CO INC, maint.	\$300.00
BAKER & TAYLOR, books	\$108.28
BCDM-BERINGER CIACCIO DENNELL, services	\$342.50
BIG RIG TRUCK ACCESSORIES INC, maint.	\$330.00
BISHOP BUSINESS EQUIPMENT, services	\$1,302.95
BLACK HILLS ENERGY, utilities	\$1,654.85
BLEACH, LARRY, services	\$95.00
BOBCAT OF OMAHA, maint.	\$66.50
BRENTWOOD AUTO WASH, maint.	\$14.00
BUILDERS SUPPLY CO INC, bld&grnds	\$312.75
CARDMEMBER SERVICE, travel/supplies	\$5,428.00
CENTURY LINK BUSN SVCS, phones	\$76.51
CENTURY LINK, phones	\$678.92
CHRIS MADDEN, services	\$2,026.66
COX COMMUNICATIONS, services	\$143.00
CSP 529, payroll	\$50.00
D & D COMMUNICATIONS, maint.	\$178.75
D & K PRODUCTS, supplies	\$310.20
DAIKIN APPLIED, bld&grnds	\$241.50
DATASHIELD CORPORATION, services	\$12.65
DIAMOND VOGEL PAINTS, supplies	\$333.60
DISPLAY SALES, supplies	\$1,998.00
DOUGLAS COUNTY SHERIFF'S OFC, services	\$50.00
EBSCO INFORMATION SERVICES, media	\$731.00
EDGEWEAR SCREEN PRINTING, apparel	\$474.25
EFTPS, payroll	\$71,729.27
ELECTRONIC ENGINEERING, maint.	\$121.00
FASTENAL CO, maint.	\$38.77
FEDEX KINKO'S, services	\$34.43
FILTER CARE, maint.	\$58.15
FOCUS PRINTING, services	\$447.50
FREDRICK J BAILEY, refund	\$50.94
GALE, books	\$163.43
GCR TIRES & SERVICE, maint.	\$625.77

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GENUINE PARTS CO, maint.	\$1,160.84
GOLDMAN, J., travel	\$283.00
GRAYBAR ELECTRIC CO INC, bld&grnds	\$48.32
GREENKEEPER CO INC, supplies	\$1,116.75
GT DISTRIBUTORS INC, services	\$337.24
H & H CHEVROLET LLC, maint.	\$207.78
HARM'S CONCRETE INC, maint.	\$136.00
HARTS AUTO SUPPLY, maint.	\$552.00
ICMA, payroll	\$33,277.44
INDUSTRIAL SALES CO INC, bld&grnds	\$1,095.15
INLAND TRUCK PARTS, maint.	\$49.40
INTELLIGENT PRODUCTS, bld&grnds	\$198.00
INTERSTATE POWER SYSTEMS, maint.	\$630.64
IVERSEN, B., travel	\$92.00
J Q OFFICE EQUIPMENT INC, services	\$91.94
JENNIFER OLDRIDGE, refund	\$110.00
JOHNSON HARDWARE CO., bld&grnds	\$70.88
KEVIN COBLE, services	\$350.00
KRIHA FLUID POWER CO INC, maint.	\$229.02
LANDPORT SYSTEMS INC, services	\$125.00
LANDS' END BUSINESS OUTFITTERS, apparel	\$360.98
LARSEN SUPPLY CO, supplies	\$23.57
LAUGHLIN, KATHLEEN A, TRUSTEE, services	\$116.00
LFOP DUES, payroll	\$1,300.00
LOGAN CONTRACTORS SUPPLY, maint.	\$126.00
MARKOWSKY, T., travel	\$92.00
MENARDS-RALSTON, bld&grnds	\$67.76
METRO AREA TRANSIT, services	\$438.00
METRO YOUTH FOOTBALL LEAGUE, services	\$1,150.00
METROPOLITAN COMM COLLEGE, services	\$23,606.45
MIDWEST RIGHT OF WAY SVCS INC, services	\$4,945.00
MIDWEST TAPE, media	\$49.99
MONARCH OIL INC, maint.	\$157.50
MPH INDUSTRIES INC, maint.	\$169.35
MUD, utilities	\$4,017.13
NATIONAL EVERYTHING WHOLESALE, supplies	\$455.49
NE CHILD SUPPORT CENTER, payroll	\$966.08
NE DEPT OF REVENUE-LOTT/51, lottery	\$84,415.00
NMC EXCHANGE LLC, maint.	\$692.35
ODB COMPANY, maint.	\$134.90
ODEY'S INC, bld&grnds	\$3,079.05
OFFICE DEPOT INC, supplies	\$1,038.44
O'KEEFE ELEVATOR CO INC, bld&grnds	\$176.00
OMAHA PUBLIC POWER DISTRICT, utilities	\$57,015.59
OMAHA WINNELSON, bld&grnds	\$181.33
OMNIGRAPHICS INC, books	\$81.85
O'REILLY AUTOMOTIVE, maint.	\$105.40
PAPILLION SANITATION, services	\$1,093.57
PARAMOUNT LINEN & UNIFORM, apparel	\$203.64
PEPSI COLA CO., supplies	\$161.68
PETTY CASH, supplies	\$167.28
PLAINS EQUIPMENT GROUP, maint.	\$1,322.92
POLICE INSURANCE, payroll	\$261.89
PREMIER-MIDWEST BEVERAGE CO, supplies	\$218.70
Q P ACE HARDWARE, bld&grnds	\$946.48
QUALITY BRANDS OF OMAHA, supplies	\$201.00
REDFIELD & COMPANY, supplies	\$149.49
REPUBLIC NATIONAL DISTR CO LLC, supplies	\$101.25
ROBERTS, TRACY, services	\$53.00
SAM'S CLUB, supplies	\$1,687.69

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SCHEMMER ASSOCIATES INC, services	\$1,451.25
SID DILLON COMMERCIAL/FLEET, maint.	\$175.00
SIGN IT, services	\$1,528.00
SIRCHIE FINGER PRINT LABS, services	\$70.09
SOUCIE, J., travel	\$284.00
SPRINT, phones	\$743.00
STANDARD HEATING AND AIR COND, bld&grnds	\$5,472.00
STATE TAX WITHHOLDING, payroll	\$10,359.03
SUPERCO SPECIALTY PRODUCTS, bld&grnds	\$779.29
TED'S MOWER SALES, services	\$362.04
TERRY L WEAVER, services	\$40.00
THE MARPA GROUP, services	\$125.00
THOMPSON DREESSEN & DORNER, services	\$7,566.44
TIELKE'S SANDWICHES, supplies	\$30.46
TRACTOR SUPPLY, maint.	\$39.99
UNITE PRIVATE NETWORKS LLC, services	\$3,850.00
UNITED PARCEL, services	\$9.44
UTILITY EQUIPMENT CO., services	\$24.00
VAN RU CREDIT CORPORATION, services	\$55.01
WILD ENCOUNTERS, services	\$250.00

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

PRESENTATION – SARPY COUNTY ECONOMIC DEVELOPMENT CORPORATION – UPDATE ANDREW RAINBOLT

Dan Thiele, President of the Sarpy County EDC introduced himself to the Council. Andrew Rainbolt gave a report of projects that are going on and those that the SCEDC is working on.

REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Director of Public Works Soucie stated that improvements to Triangle park are completed and updated the Council on other projects going on.

Community Development Director Birch updated Council on the house on Park View Boulevard that had been damaged previously.

Library Director Barcal updated Council on programs going on at the Library.

B. FISCAL YEAR 15/16 MUNICIPAL BUDGET

1. APPROPRIATIONS ORDINANCE – SECOND READING

City Clerk Buethe read Ordinance No. 1258 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, 2014 AND ENDING ON SEPTEMBER 30, 2015; 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 CERTIFICATION OF THE TAX LEVY HEREIN SENT TO THE COUNTY CLERK OF SARPY COUNTY; AND PRESCRIBING THE TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

Councilmember Hale made a motion to approve Ordinance No. 1258 on its second reading and pass it on to final reading. Seconded by Councilmember Crawford. Councilmembers voting aye: Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Frederick and Thomas. Motion carried.

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2. MASTER FEE ORDINANCE – SECOND READING

City Clerk Buethe read Ordinance No. 1259 entitled: AN ORDINANCE TO AMEND ORDINANCE NO.1241, 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 Quick made a motion to approve Ordinance No. 1259 on its second reading and pass it on to final reading. Seconded by Councilmember Hale. Councilmembers voting aye: Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Frederick and Thomas. Motion carried.

C. APPLICATION FOR PRELIMINARY PUD PLAN, LOT 2, MAYFAIR 2ND ADDITION REPLAT FIVE (SW OF BRENTWOOD DR. & 97TH PLAZA)

1. PUBLIC HEARING

At 7:34 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the Application for Preliminary PUD Plan, Lot 2, Mayfair 2nd Addition Replat Five (SW of Brentwood Dr. & 97th Plaza). A representative for the applicant was available to answer any questions.

At 7:36 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Sell. Councilmembers voting aye: Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Frederick and Thomas. Motion carried.

2. RESOLUTION – PRELIMINARY PUD PLAN

Councilmember Sheehan introduced and moved for the adoption of Resolution No.15-099; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, DETERMINING CONDITIONS FOR APPROVAL OF THE PRELIMINARY PLANNED UNIT DEVELOPMENT (PUD) PLAN FOR LOT 2, MAYFAIR 2ND ADDITION REPLAT 5, A SUBDIVISION LOCATED IN THE SE 1/4 OF SECTION 16, T14N, R12E OF THE 6TH P.M., SARPY COUNTY, NEBRASKA.

WHEREAS, Nelson Construction & Development, on behalf of the owners of the above described piece of property, L & B Properties LLC, have made application for approval of a preliminary planned unit development plan for Lot 2, Mayfair 2nd Addition Replat 5; and

WHEREAS, the City Planner and the City Engineer have reviewed the preliminary planned unit development plan; and

WHEREAS, on July 16, 2015, the La Vista Planning Commission held a public hearing and reviewed the preliminary PUD plan and recommended approval with a condition that a satisfactory landscaping plan is provided prior to review of the Final PUD Plan by the City Council.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, that the preliminary Planned Unit Development (PUD) plan for Lot 2, Mayfair 2nd Addition Replat 5, located in the SE 1/4 of Section 16, T14N, R12E of the 6th P.M., Sarpy County, Nebraska, generally located southwest of Brentwood Drive and 97th Plaza be, and hereby is, approved subject to the resolution of the following item:

1. A satisfactory landscaping plan is provided prior to review of the Final PUD Plan by the City Council.

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

D. APPLICATION FOR PUD (PLANNED UNIT DEVELOPMENT OVERLAY DISTRICT) ORDINANCE AMENDMENT, FINAL PUD PLAN & CONDITIONAL USE PERMIT – COMFORT SUITES LOT 1, SOUTHPORT EAST REPLAT TWELVE (NE OF MCDERMOTT PLAZA & EASTPORT PARKWAY)

1. ORDINANCE – AMEND SOUTHPORT EAST REPLAT TWELVE PUD ORDINANCE

Councilmember Hale introduced Ordinance No. 1260 entitled; AN ORDINANCE OF THE CITY OF LA VISTA, NEBRASKA, AMENDING ORDINANCE NO. 1036 BY REPEALING THE FINAL PUD DEVELOPMENT PLAN ON FILE IN THE OFFICE OF THE CITY CLERK; ESTABLISHING NEW STANDARDS AND CONDITIONS FOR DEVELOPMENT UNDER THE FINAL PLANNED UNIT DEVELOPMENT PLAN; TO PROVIDE FOR SEVERABILITY; TO PROVIDE WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT; AND TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM.

Councilmember Sell moved that the statutory rule requiring reading on three different days be suspended. Councilmember Quick seconded the motion to suspend the rules and roll call vote on the motion. The following Councilmembers voted aye: Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Frederick and Thomas. 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 Crawford. One of the business owners in that area inquired as to the access road. The Mayor then stated the question, "Shall Ordinance No. 1260 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Frederick and Thomas. 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 – FINAL PUD

Councilmember Hale introduced and moved for the adoption of Resolution No.15-100; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, DETERMINING CONDITIONS FOR APPROVAL OF THE FINAL PLANNED UNIT DEVELOPMENT (PUD) PLAN FOR LOT 1, SOUTHPORT EAST REPLAT TWELVE, A SUBDIVISION LOCATED IN THE SE 1/4 OF SECTION 18, T14N, R12E OF THE 6TH P.M., SARPY COUNTY, NEBRASKA.

WHEREAS, the owners of the above described piece of property have made application for approval of a final planned unit development plan for Lot 1, Southport East Replat Twelve; and

WHEREAS, the City Planner and the City Engineer have reviewed the final planned unit development plan; and

WHEREAS, the La Vista Planning Commission has reviewed the application and recommends approval conditional on the finalization of exhibits regarding the removal of the north entry drive and satisfactory completion of the design review prior to City Council review.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, that the final Planned Unit Development (PUD) plan for Lot 1, Southport East Replat Twelve, located in the SE 1/4 of Section 18, T14N, R12E of the 6th P.M., Sarpy County, Nebraska, generally located northeast of McDermott Plaza and Eastport Parkway be, and hereby is, approved subject to the following items:

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1. Finalization of the exhibits regarding the removal of the north entry drive; and
2. Completion of design review.

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

3. RESOLUTION – CONDITIONAL USE PERMIT

Councilmember Hale introduced and moved for the adoption of Resolution No.15-101; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF A CONDITIONAL USE PERMIT FOR J. MARCLI HOTEL GROUP, LLC, TO ALLOW FOR A HOTEL ON LOT 1, SOUTHPORT EAST REPLAT TWELVE.

WHEREAS, J. Marcli Hotel Group, LLC has applied for a conditional use permit to allow for a hotel, specifically Comfort Suites Hotel, on Lot 1, Southport East Replat Twelve, located northeast of McDermott Plaza and Eastport Parkway; and

WHEREAS, the La Vista Planning Commission has reviewed the application 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, subject to the following conditions:

1. Finalization of exhibits regarding removal of the north entry drive; and
2. Satisfactory completion of remaining design review issues prior to submittal for a building permit.

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, for J. Marcli Hotel Group, LLC to allow for a hotel, specifically Comfort Suites Hotel, on Lot 1, Southport East Replat Twelve.

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

E. ORDINANCE – AMEND ORDINANCE NO. 335 – PARTIAL VACATION OF JOSEPH AVENUE 72ND AVE. TO TERRY DRIVE

Councilmember Hale introduced Ordinance No. 1261 entitled; AN ORDINANCE OF THE CITY OF LA VISTA, NEBRASKA, AMENDING ORDINANCE NO. 1036 BY REPEALING THE FINAL PUD DEVELOPMENT PLAN ON FILE IN THE OFFICE OF THE CITY CLERK; ESTABLISHING NEW STANDARDS AND CONDITIONS FOR DEVELOPMENT UNDER THE FINAL PLANNED UNIT DEVELOPMENT PLAN; TO PROVIDE FOR SEVERABILITY; TO PROVIDE WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT; AND TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM.

Councilmember Sell moved that the statutory rule requiring reading on three different days be suspended. Councilmember Hale seconded the motion to suspend the rules and roll call vote on the motion. The following Councilmembers voted aye: Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Frederick and Thomas. 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 Crawford. The Mayor then stated the question, "Shall Ordinance No.

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1261 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye Ronan, Sheehan, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Frederick and Thomas. 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.

F. RESOLUTION – DESIGN & CONSTRUCTION PHASE ENGINEERING CONTRACT AUTHORIZATION – CITY PARKING DISTRICT ACCESS IMPROVEMENTS – DRAINAGE IMPROVEMENTS

Councilmember Hale introduced and moved for the adoption of Resolution No.15-102; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE DIRECTOR OF PUBLIC WORKS AND CITY CLERK TO SIGN A PROFESSIONAL SERVICES AGREEMENT ON BEHALF OF THE CITY OF LA VISTA WITH THOMPSON, DREESSEN, AND DORNER, INC. (TD2) TO PROVIDE DESIGN AND CONSTRUCTION PHASE ENGINEERING SERVICES FOR DRAINAGE IMPROVEMENTS.

WHEREAS, the Mayor and Council have determined that engineering services for the City Parking District access improvements are necessary; and

WHEREAS, the FY 15 Capital Improvement Program Budget provides funding for this service; and

WHEREAS, the Mayor and Council gave approval to solicit proposals at the July 7, 2015 meeting; and

WHEREAS, proposals were received and evaluated by City Staff; and

WHEREAS, it was determined that there were two areas of professional services in the RFP; and

WHEREAS, Thompson Dreessen and Dorner (TD2) will provide design and construction phase engineering services for the proposed drainage improvements related to City Parking District Access Improvements in Southport West and in areas downstream of Southport West subject to fee negotiations;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, hereby authorize the Director of Public Works and City Clerk to sign a Professional Services Agreement on behalf of the City of La Vista with Thompson, Dreessen, and Dorner, Inc. to provide design and construction phase engineering services for drainage improvements.

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

G. RESOLUTION – DESIGN & CONSTRUCTION PHASE ENGINEERING CONTRACT AUTHORIZATION – CITY PARKING DISTRICT ACCESS IMPROVEMENTS – ROADWAY DESIGN

Councilmember Quick introduced and moved for the adoption of Resolution No.15-103; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE DIRECTOR OF PUBLIC WORKS AND CITY CLERK TO SIGN A PROFESSIONAL SERVICES AGREEMENT ON BEHALF OF THE CITY OF LA VISTA WITH OLSSON ASSOCIATES TO PROVIDE DESIGN AND CONSTRUCTION PHASE ENGINEERING SERVICES FOR ROADWAY DESIGN.

WHEREAS, the Mayor and Council have determined that engineering services for the City Parking District access improvements are necessary; and

WHEREAS, the FY 15 Capital Improvement Program Budget provides funding for this service; and

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WHEREAS, the Mayor and Council gave approval to solicit proposals at the July 7, 2015 meeting; and

WHEREAS, proposals were received and evaluated by City Staff; and

WHEREAS, it was determined that there were two areas of professional services in the RFP; and

WHEREAS, Olsson Associates will provide design and construction phase engineering services for the proposed roadway design related to City Parking District Access Improvements;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, hereby authorize the Director of Public Works and City Clerk to sign a Professional Services Agreement on behalf of the City of La Vista with Olsson Associates to provide design and construction phase engineering services for roadway design.

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

H. RESOLUTION – AMEND CITY PERSONNEL POLICY AND PROCEDURES MANUAL

Councilmember Hale introduced and moved for the adoption of Resolution No.15-104; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING CHANGES AND REVISIONS TO AN EXISTING 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 "City Administrator's Performance Evaluation" has been reviewed and revisions recommended.

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

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

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

COMMENTS FROM THE FLOOR

There were no comments from the floor.

MINUTE RECORD

August 18, 2015

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

I. EXECUTIVE SESSION – PERSONNEL

At 7:54 p.m. Councilmember Crawford made a motion to go into executive for protection of an individual to discuss personnel matters. Seconded by Councilmember Hale. Councilmembers voting aye: Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Frederick and Thomas. Motion carried. Mayor Kindig stated the executive session would be limited to the subject matter contained in the motion.

At 8:23 p.m. the Council came out of executive session. Councilmember Crawford made a motion to reconvene in open and public session. Seconded by Councilmember Sell. Councilmembers voting aye: Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Frederick and Thomas. Motion carried.

COMMENTS FROM MAYOR AND COUNCIL

Councilmember Sheehan informed Council there would be a Platteview Road Discussion on August 31.

At 8:25 p.m. Councilmember Hale made a motion to adjourn the meeting. Seconded by Councilmember Quick Councilmembers voting aye: Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: Frederick and Thomas. Motion carried.

PASSED AND APPROVED THIS 1ST DAY OF SEPTEMBER, 2015

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk