

MINUTE RECORD

No. 729—REFFIELD & COMPANY, INC., OMAHA

LA VISTA CITY COUNCIL MEETING October 7, 2008

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 October 7, 2008. Present were Mayor Kindig and Councilmembers: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Also in attendance were City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, City Engineer Kottmann, City Clerk Buethe, Library Director Iwan, Police Chief Lausten, Fire Chief Uhl, Recreation Director Stopak, Finance Director Lindberg, Public Works Director Soucie, and Building and Grounds Director Archibald.

A notice of the meeting was given in advance thereof by publication in the Times on September 25, 2008. 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 and led the audience in the pledge of allegiance.

Mayor Kindig made an announcement of the location of the posted copy of the Open Meetings Act for public reference.

PROCLAMATION – FIRE PREVENTION WEEK

Mayor Kindig presented a proclamation for Fire Prevention Week for the week of October 5 – 11, 2008 to Fire Chief Uhl.

A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF CITY COUNCIL MINUTES FROM SEPTEMBER 16, 2008
3. APPROVAL OF LIBRARY ADVISORY BOARD MINUTES FROM SEPTEMBER 11, 2008
4. APPROVAL OF CITIZEN ADVISORY REVIEW COMMITTEE MINUTES FROM SEPTEMBER 8, 2008
5. PAY REQUEST FROM KIRKHAM MICHAEL FOR GIS CONVERSION PROFESSIONAL SERVICES - \$1,274.00
6. PAY REQUEST FROM KIRKHAM MICHAEL FOR GIS CONVERSION PROFESSIONAL SERVICES - \$2,103.00
7. PAY REQUEST NO. 1 FROM U.S. ASPHALT COMPANY, INC. FOR 2008 PAVEMENT REHABILITATION - \$207,263.61
8. PAY REQUEST NO. 1 FROM CITY OF OMAHA FOR HARRISON STREET IMPROVEMENTS 48TH TO 71ST STREET - \$28,670.54
9. PAY REQUEST FROM KISSEL/E&S ASSOCIATES FOR LEGISLATIVE SERVICES - \$5,797.29
10. PAY REQUEST FROM MULLEN & MULLEN FOR PROFESSIONAL SERVICES - LEGAL - \$35,008.00
11. APPROVAL OF CLAIMS

Councilmember McLaughlin made a motion to approve the consent agenda. Seconded by Councilmember Gowan. Councilmember McLaughlin reviewed the claims for this period and reported that he found everything to be in order. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

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| ABE'S PORTABLES, Rentals | 220.00 |
| ACTION BATTERIES, Vehicle Supplies | 29.95 |
| ACW MANUFACTURING, Vehicle Maint. | 58.00 |
| AKSARBEN GARAGE DOOR SVCS, Bldg & Grnds | 75.00 |
| ALADDIN CUSTOM SPORTSWEAR, Wearing Apparel | 30.00 |
| ALAMAR UNIFORMS, Wearing Apparel | 144.43 |
| ALERT-ALL CORP, Printing | 2,662.50 |
| ALEX, MARY, Travel | 81.26 |
| AMERICAN LIBRARY ASSOCIATION, Supplies | 80.00 |
| AMSAN, Supplies | 513.90 |
| AQUILA, Utilities | 18.53 |
| ARAMARK UNIFORM SERVICES, Contract Services | 388.04 |

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| BAKER & TAYLOR BOOKS, Books | 3,597.37 |
| BARONE SECURITY SYSTEMS, Supplies | 275.00 |
| BCDM-BERINGER CIACCIO DENNELL, Professional Services | 5,681.25 |
| BEACON BUILDING SERVICES, Contract Services | 6,737.00 |
| BENNETT REFRIGERATION, Ice Machine | 2,794.00 |
| BENNINGTON IMPLEMENT, Vehicle Maint. | 616.34 |
| BENSON RECORDS, Contract Services | 56.18 |
| BEST ACCESS SYSTEMS DIVISION, Equip. | 20.92 |
| BEST EXPRESSIONS, Program Incentives | 3,808.79 |
| BETTER BUSINESS EQUIPMENT, Rentals | 40.30 |
| BIG BOY BBQ, League Banquet | 96.00 |
| BRENTWOOD AUTO WASH, Vehicle Maint. | 155.00 |
| BUETHE, PAMELA, Vehicle Maint./Supplies/Travel | 220.09 |
| BUILDERS SUPPLY, Vehicle Maint. | 107.52 |
| CARROT-TOP INDUSTRIES, Flags | 485.82 |
| CAVE, TOM, Contract Services | 18.00 |
| CENTER POINT PUBLISHING, Books | 38.94 |
| CITY OF OMAHA, Contract Services | 32,849.52 |
| COCA-COLA, Concessions | 231.42 |
| COLORS DA CLOWN, Library Reading Prog. | 70.00 |
| COMP CHOICE, Professional Services | 747.95 |
| CONTROL MASTERS, Bldg & Grnds/Equipment | 1,930.00 |
| COX, Telephone | 130.65 |
| CUMMINS CENTRAL POWER, Bldg & Grnds/Vehicle Maint. | 555.03 |
| D & D COMMUNICATIONS, Pagers | 3,015.50 |
| DASH MEDICAL GLOVES, Supplies | 59.90 |
| DENNIS, SHARON, Travel | 59.67 |
| DESGANTIS HOLSTER & LEATHER, Wearing Apparel | 339.43 |
| DON'S PIONEER UNIFORMS, Wearing Apparel | 17.90 |
| DOUGLAS COUNTY SHERIFF, Contract Services | 137.50 |
| EARL RISER CONCRETE, Street Maint. | 7,015.00 |
| EBSCO SUBSCRIPTION SERVICES, CD | 790.00 |
| ED M. FELD EQUIPMENT, Equipment | 4,434.00 |
| EDGEWEAR SCREEN PRINTING, Wearing Apparel | 1,062.00 |
| EMBASSY SUITES, Travel | 97.03 |
| FAIRWAY GOLF, Consignment Sales | 154.00 |
| FASTENAL, Vehicle Maint. | 239.59 |
| FEDEX, Postage | 46.63 |
| FILTER CARE, Vehicle Maint. | 60.15 |
| FIRE-EXTRICATION-HAZMAT, Rescue Revenue | 138.20 |
| FIREGUARD, Sports Equip | 311.80 |
| FITZGERALD SCHORR BARMETTLER, Professional Services | 20,689.51 |
| FLEETPRIDE, Vehicle Maint. | 27.50 |
| FORT DEARBORN LIFE INSURANCE, Employee Benefits | 1,235.50 |
| GALE, Books | 46.43 |
| GALL'S, Wearing Apparel | 202.66 |
| GCR OMAHA TRUCK TIRE CENTER, Vehicle Maint. | 3,934.52 |
| GRAINGER, Bldg & Grnds | 55.20 |
| GRAYBAR ELECTRIC, Bldg & Grnds | 424.66 |
| GREAT PLAINS ONE-CALL SVC, Contract Services | 326.34 |
| GREAT WESTERN BANK, Bond Fees | 250.00 |
| GREENKEEPER COMPANY, Repair/Maint./Supplies | 1,569.05 |
| H & H CHEVROLET, Vehicle Maint. | 90.68 |
| HANEY SHOE STORE, Wearing Apparel | 347.06 |
| HEARTLAND AWARDS, Supplies | 361.50 |
| HEIMES CORPORATION, Street Maint. | 129.23 |
| HELGET GAS, Squad Supplies | 70.50 |
| HEWLETT PACKARD, Supplies | 273.00 |
| HOBBY LOBBY, Supplies | 24.00 |
| HOOK-FAST SPECIALTIES, Wearing Apparel | 90.44 |
| HOST COFFEE SERVICE, Concessions | 24.00 |
| HY-VEE, Concessions/Supplies | 94.92 |
| INDUSTRIAL SALES COMPANY, Construction Costs | 3,313.63 |
| INTERNATIONAL E-Z UP, Equipment | 1,045.00 |
| J Q OFFICE EQUIPMENT, Contract Services | 1,997.15 |
| JONES, DAVID, Contract Services | 36.00 |
| JUSTIN THYME CAFÉ, League Banquet | 214.50 |
| KELLER, RON, Contract Services | 31.25 |

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| LA VISTA COMMUNITY FOUNDATION, Payroll Deductions | 70.00 |
| LA VISTA PHARMACY, Squad Supplies | 52.28 |
| LANDSHIRE, Concessions | 31.86 |
| LAUGHLIN, KATHLEEN, Payroll Withholdings | 372.00 |
| LIFE ASSIST, Squad Supplies | 758.74 |
| LIFEGUARD STORE, Equipment | 1,014.85 |
| LINWELD, Wearing Apparel/Street Maint. | 809.10 |
| LOGAN CONTRACTORS, Street Maint. | 5,361.05 |
| MALLARD SAND & GRAVEL, Street Maint. | 235.16 |
| MARSHALL CAVENDISH, Books | 146.90 |
| MARTIN MARIETTA AGGREGATES, Supplies | 74.42 |
| MCKEAN'S FLOOR COVERINGS, Equipment | 892.00 |
| MENARDS-BELLEVUE, Bldg & Grnds | 19.98 |
| MES-MIDAM, Wearing Apparel | 211.87 |
| METAL SUPERMARKETS, Vehicle Maint. | 167.53 |
| METRO AREA TRANSIT, August Fees | 563.00 |
| METROPOLITAN COMMUNITY COLLEGE, Utilities/Phone/Cont. Svcs | 12,233.31 |
| MID AMERICA PAY PHONES, Telephone | 150.00 |
| MID CON SYSTEMS, Vehicle Maint. | 105.68 |
| MIDLANDS BUSINESS JOURNAL, Vehicle Maint. | 70.00 |
| MIDLANDS LIGHTING & ELECTRIC, Bldg & Grnds | 1,428.00 |
| MID-STATES UTILITY TRAILER, Vehicle Maint. | 44.00 |
| MIDWEST PLASTICS, Bldg & Grnds | 47.54 |
| MIDWEST TURF & IRRIGATION, Vehicle Maint. | 739.75 |
| MILLER BRANDS, Concessions | 121.45 |
| MONARCH OIL, Street Maint. | 675.00 |
| MOTOROLA, Batteries | 709.00 |
| MUD, Utilities | 7,872.67 |
| MULHALL'S, Supplies | 514.50 |
| MUNICIPAL PIPE TOOL, Equipment | 1,734.13 |
| NE BUSINESS ELECTRONICS, Supplies | 56.00 |
| NE FURNITURE MART, Equipment | 2,621.97 |
| NE LANDSCAPE SOLUTIONS, Street Maint. | 247.50 |
| NE LIBRARY COMMISSION, CD | 24.66 |
| NE NATIONAL BANK, Cart Lease | 660.00 |
| NE SALT & GRAIN COMPANY, Ice Control Salt | 14,691.86 |
| NEBRASKA IOWA SUPPLY, Vehicle Supplies | 23,206.27 |
| NEUMAN EQUIPMENT, Bldg & Grnds | 122.00 |
| NEXTEL COMMUNICATIONS, Telephone | 524.42 |
| NIKE, Equipment | 339.48 |
| NOVA HEALTH EQUIPMENT, Equipment | 81.00 |
| OFFICE DEPOT, Supplies | 953.01 |
| OFFUTT YOUTH CENTER, Contract Services | 864.00 |
| OMAHA WORLD HERALD, Legal Advertising | 1,492.74 |
| OPPD, Utilities | 2,093.76 |
| PAPILLION LA VISTA SCHOOLS, Citations/Licenses | 6,747.50 |
| PAPILLION SANITATION, Contract Services | 200.09 |
| PAPILLION TIRE, Vehicle Maint. | 152.15 |
| PARAMOUNT LINEN & UNIFORM, Uniform Cleaning | 655.02 |
| PAUL CONWAY SHIELDS, Wearing Apparel | 289.00 |
| PAYLESS, Supplies | 754.15 |
| PERFORMANCE DODGE, Vehicle Maint. | 88.31 |
| PHILLIPS, LAURA, Refund | 95.00 |
| PIONEER GRAPHICS, Supplies | 110.00 |
| PITNEY BOWES, Supplies | 221.00 |
| PRECISION INDUSTRIES, Bldg & Grnds/Vehicle Maint. | 861.80 |
| PREMIER-MIDWEST BEVERAGE, Concessions | 86.75 |
| PRINCIPAL LIFE-FLEX SPENDING, Employee Benefits | 155.25 |
| PROPERTY SERVICES, Supplies | 119.00 |
| PVP COMMUNICATIONS, Equip. Repair | 219.77 |
| QUALITY AUTO REPAIR & TOWING, Contract Services | 51.00 |
| QUALITY BRANDS, Concessions | 417.60 |
| QWEST, Telephone | 1,069.12 |
| RAINBOW GLASS & SUPPLY, Bldg & Grnds | 1,750.00 |
| RAMIREZ, JOHN, Contract Services | 18.00 |
| RANDOM HOUSE, Media | 76.50 |
| READY MIXED CONCRETE, Street Maint. | 1,784.00 |
| RECREONICS, Equipment | 1,931.23 |

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| RON TURLEY ASSOCIATES, Vehicle Maint./Bldg & Grnds | 1,495.00 |
| SAM'S CLUB, Bldg & Grnds/Concessions | 655.37 |
| SAPP BROS PETROLEUM, Vehicle Supplies | 3,533.75 |
| SARPY COUNTY FIRE CHIEFS ASSN, Dues | 150.00 |
| SARPY COUNTY REGISTER OF DEEDS, Professional Services | 142.50 |
| SCHOLASTIC LIBRARY PUBLISHING, Books | 449.80 |
| SE AREA CLERK'S ASSN, Dues | 20.00 |
| SENTRY ARMOR SYSTEMS, Wearing Apparel | 2,100.00 |
| SIRCHIE FINGER PRINT LABS, Supplies | 37.19 |
| SMOOTHER CUT ENTERPRISES, Contract Services | 1,329.00 |
| SNITILY CARR, Contract Services | 1,077.00 |
| SOUTHWIND PARTNERS LLP, Zoning Fees | 1,000.00 |
| SPRINT, Telephone | 90.69 |
| STAPLES, Staples | 59.96 |
| SUBURBAN NEWSPAPERS, Legal Advertising | 1,168.07 |
| SUMMER KITCHEN CAFÉ, Supplies | 18.83 |
| SUN COUNTRY DISTRIBUTING, Supplies | 141.98 |
| SUTPHEN CORPORATION, Vehicle Maint. | 442.70 |
| TAB HOLDING COMPANY, Contraction Costs | 13,560.90 |
| TED'S MOWER SALES & SERVICE, Equip. Maint. | 1,196.06 |
| THOMPSON DREESSEN & DORNER, Professional Services | 22,311.82 |
| THREE RING ENTERPRISES, Vehicle Maint. | 1,592.77 |
| TITLEIST, Equipment | 411.30 |
| TURF CARS, Cart Maint. | 30.25 |
| TURFWERKS, Vehicle Maint. | 116.80 |
| U S ASPHALT COMPANY, Street Maint. | 1,249.77 |
| UNDERWRITERS LABORATORIES, Contract Services | 2,831.00 |
| UNITED SEEDS, Street Maint. | 90.00 |
| UNL, Library Reading Program | 25.00 |
| UPS, Postage | 14.08 |
| VERIZON, Telephone | 37.32 |
| WAL-MART, Supplies/Equip./Squad Supplies | 1,169.81 |
| WATER'S EDGE, Pool Study | 2,699.62 |
| WASTE MANAGEMENT, Contract Services/Bldg & Grnds | 1,422.76 |
| WHITE CAP CONSTRUCTION, Equipment | 64.03 |
| WICK'S STERLING TRUCKS, Vehicle Maint. | 52.47 |

REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Assistant City Administrator Ramirez thanked Council for allowing her to attend the recent ICMA Convention. She attended sessions on community blogging, innovative employee benefits, the hiring of a Police Chief (Management), and The City was presented the Voice of the People award from feedback on the citizen survey and the high ranking of our Police Department. Ramirez presented this plaque to Chief Lausten.

Finance Director Lindberg informed Council of the status of the cities cash and investment portfolios. Our only investments are with NPAIT whose investments are entirely government, so they are not at such high risk.

Police Chief Lausten informed council that he will be meeting with Sarpy County representatives and representatives of the Nebraska Humane Society on Thursday to discuss animal control. They will determine if current ordinances are sufficient, or if any changes are recommended. Councilmember Sheehan asked where the dollars from any fee increase would go. Lausten stated that the increase goes to the Nebraska Humane Society. Lausten stated the city pays per capita, regardless of the fee. Mayor Kindig asked that Chief Lausten inform the group that we need to watch to be sure any increased costs from current changes in other communities does not get passed on to Sarpy County.

Lausten informed Council that there was a neighborhood meeting after the recent shooting at Crestview, and another one will be held on Thursday, October 16th.

Public Works Director Soucie informed Council that Harrison Street (from 58th Street to 72nd Street) should open by the middle of next week. The section from 48th Street to 58th Street – should be completed by winter.

Soucie informed Council that more than 120 tires were turned in at Public Works on September 26th and 27th during their cleanup days. Soucie brought up two of the most recent hires in Public

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Works to introduce themselves to the mayor and council. Jeff Calentine the new golf course superintendent and Jeremy Schlegel the new maintenance worker in the sewer department.

Recreation Director Stopak informed Council the La Vista Community Foundation has issued a \$4,000 grant for 2 defibrillators for the Community Center. The La Vista Youth Cheerleading Associated provided a defibrillator for the Sports Complex.

Stopak informed Council that Triple Crown Sports, which hosted the Slumpbuster tournament at the Sports Complex in June, brought in a plaque for the event. They plan to return next year.

Library Director Iwan informed Council that volunteer time from July-August consisted of 600 hours which is a savings of \$4,300.00. The library received a grant in the amount of \$4,000.00 to update the storytime room. Jean Hurst procured a grant in order to attend a National Conference.

B. CITIZEN ADVISORY REVIEW COMMITTEE – EDP REPORT

1. PUBLIC HEARING

At 7:25 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the Citizen Advisory Review Committee EDP Report.

At 7:26 p.m. Councilmember Ellerbeck made a motion to close the public hearing. Seconded by Councilmember Gowan. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

C. ORDINANCE - AMENDMENT TO MUNICIPAL CODE – REQUIREMENT TO KEEP SIDEWALKS CLEAN; NOTIFICATION REQUIREMENTS

Councilmember McLaughlin introduced Ordinance No. 1075 entitled: AN ORDINANCE TO AMEND SECTION 93.016 OF THE LA VISTA MUNICIPAL CODE REGARDING THE NOTICE TO COMPLY WITH THE REQUIREMENT TO KEEP SIDEWALKS CLEAN; TO REPEAL SECTION 93.016 AS 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 Sheehan seconded the motion to suspend the rules and upon roll call vote on the motion the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin Ellerbeck, and Gowan. The following voted nay: None. The following were absent: None. 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 McLaughlin moved for final passage of the ordinance which motion was seconded by Councilmember Carlisle. The Mayor then stated the question was, "Shall Ordinance No.1075 be passed and adopted?" Upon roll call vote the following Councilmembers voted aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. The following voted nay: None. The following were 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.

D. RESOLUTION - PURCHASE SPRAY RIG – GOLF COURSE

Councilmember Gowan introduced and moved for the adoption of Resolution No. 08-090: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE PURCHASE OF A TORO WORKMAN 3200 SPRAY RIG FROM MIDWEST TURF & IRRIGATION, 14201 CHALCO VALLEY PARKWAY, OMAHA, NEBRASKA, FOR AN AMOUNT NOT TO EXCEED \$29,028.00.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of a spray rig is necessary; and

WHEREAS, the FY 2008/09 Golf Fund Budget provides funding for said purchase; and

WHEREAS, the purchase will be made from the National Intergovernmental Purchasing Alliance (National IPA); which Midwest Turf & Irrigation is a participating agency; and

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WHEREAS, Subsection (C) (9) of Section 31.23 of the La Vista Municipal Code requires that the City Administrator secure council approval prior to authorizing any purchases over \$5,000.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, due hereby award the purchase of a Toro Workman 3200 Spray Rig to Midwest Turf & Irrigation, Omaha, Nebraska, for an amount not to exceed \$29,028.00.

Seconded by Councilmember Carlisle. Councilmember Sheehan asked why the City is financing the purchase. City Administrator Gunn stated this purchase is from the golf course fund and with the amount of this rig it was put in the budget to finance over a period of time for less of an impact in one year. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

E. SPECIAL ASSESSMENTS FOR PROPERTY IMPROVEMENTS

1. PUBLIC HEARING

At 7:29 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on Special Assessments for Property Improvements.

At 7:30 p.m. Councilmember Ellerbeck made a motion to close the public hearing. Seconded by Councilmember Gowan. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

2. RESOLUTION

Councilmember Ellerbeck introduced and moved for the adoption of Resolution No. 08-091: 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 LOCATIONS AND IN AMOUNTS CITED HEREIN.

WHEREAS, the property owners of
7815 Leafplum Drive, Lot 29, Briarwood, \$368.23,
7415 James Avenue, Lot 490, La Vista Replat, \$503.05,
7342 S 76th Avenue, Lot 639, La Vista Replat, \$392.26,
12958 Margo Street, Lot 15, Millard Highlands South 2nd Platting, \$627.46,
8017 Park View Boulevard, Lot 1287, La Vista, \$392.26,
were notified to clean up their property as they were in violation of the City Municipal Code, Section 133.01, or the City would do so and bill them accordingly, and

WHEREAS, the property owners of said addresses chose not to clean the property, thus necessitating the City to do the clean up, and

WHEREAS, the City sent the property owners bills for said clean up 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.

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 amounts and against the properties specified above, all located within Sarpy County, La Vista, Nebraska.

Seconded by Councilmember Gowan. Councilmember Quick stated she would like to see an updated list of repeat offenders. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

Councilmember McLaughlin made a motion to move "Comments from the Floor" up on the agenda ahead of Item F. "Executive Session". Seconded by Councilmember Sell. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, Ellerbeck, McLaughlin, and Gowan. Nays: None. Absent: None. Motion carried.

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COMMENTS FROM THE FLOOR

Mayor Kindig asked if there were any comments from the floor; and stated that anyone having comments should limit them to three minutes. There were no comments from the floor.

F. EXECUTIVE SESSION – LAND ACQUISITION; PERSONNEL PERFORMANCE

At 7:32 p.m. Councilmember McLaughlin made a motion to go into executive session for protection of the public interest for Land Acquisition discussion; and to prevent needless injury to the reputation of an individual to discuss personnel performance. Seconded by Councilmember Carlisle. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried. Mayor Kindig stated the executive session would be limited to the subject matter contained in the motion.

At 8:14 p.m. the Council came out of executive session. Councilmember McLaughlin made a motion to reconvene in open and public session. Seconded by Councilmember Gowan. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

COMMENTS FROM MAYOR AND COUNCIL

Mayor Kindig asked Council if they wished to contribute the same amount for the chili/soup feed at the Tree Lighting Ceremony. All agreed to contribute.

Mayor Kindig reminded Council of the event at Mercy Housing on Thursday, October 16th at 6:00 p.m.

Councilmember Sheehan commended the Police department on the handling of the blogs after the Crestview incident.

Mayor Kindig had a call from PayPal that the cutbacks were a part of the eBay group and PayPal continues to hire and grow.

At 8:18 p.m. Councilmember Sheehan made a motion to adjourn the meeting. Seconded by Councilmember Sell. Councilmembers voting aye: Sell, Ronan, Quick, Sheehan, Carlisle, McLaughlin, Ellerbeck, and Gowan. Nays: None. Absent: None. Motion carried.

PASSED AND APPROVED THIS 21ST DAY OF OCTOBER 2008.

CITY OF LA VISTA

ATTEST:

Douglas Kindig, Mayor

Pamela A. Buethe, CMC
City Clerk