LA VISTA CITY COUNCIL
MEETING
MAY 15, 2018

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 May 15, 2018. Present were Councilmembers: Frederick,
Ronan, Sheehan, Thomas, Crawford, Hale, Quick and Sell. Also in attendance were City
Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez,
City Clerk Buethe, Police Chief Lausten, Director of Public Works Soucie, City
Engineer Kottmann, Director of Administrative Services Pokorny, Finance Director
Miseretz, Community Development Director Birch, Library Director Barcal, Recreation
Director Stopak and Human Resources Director Czarnick.

A notice of the meeting was given in advance thereof by publication in the Times on
May 9, 2018. 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.

PRESENTATION – NPZA PLANNING AWARD

Keith Marvin with Nebraska Planning and Zoning and Bruce Fountain with Nebraska
APA presented the NPZA Planning Award to City Planner Chris Solberg.

SERVICE AWARD – JODI NORTON

Mayor Kindig recognized Jodi Norton for 10 years of service to the City of La Vista.

PROCLAMATION – NATIONAL PUBLIC WORKS WEEK

Mayor Kindig proclaimed May 20–26, 2018 as National Public Works Week and
presented the proclamation to Director of Public Works Soucie and City Engineer
Kottmann.

PROCLAMATION – NATIONAL POLICE WEEK

Mayor Kindig proclaimed the week of May 13–19, 2018 as National Police Week and
presented the proclamation to Chief Lausten, Captain Waugh, Sergeant Czarnick,
Detective Rappold, and Officer Meister.

A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE MAY 1, 2018 CITY COUNCIL
   MEETING
3. MONTHLY FINANCIAL REPORT – MARCH 2018
4. REQUEST FOR PAYMENT – THOMPSON, DREESSEN & DORNER, INC. –
   PROFESSIONAL SERVICES – PHASE 1 GOLF COURSE
   TRANSFORMATION – PROPOSED LAKE IMPROVEMENTS - $5,176.77
5. REQUEST FOR PAYMENT – OLSSON ASSOCIATES – PROFESSIONAL
   SERVICES – 96TH** & BRENTWOOD TRAFFIC SIGNAL - $10,939.60
6. REQUEST FOR PAYMENT – OLSSON ASSOCIATES – PROFESSIONAL
   SERVICES – CITY CENTRE PHASE 1 – PUBLIC INFRASTRUCTURE -
   $15,623.54
7. REQUEST FOR PAYMENT – OLSSON ASSOCIATES – PROFESSIONAL
   SERVICES – CITY CENTRE PHASE 1 – PUBLIC INFRASTRUCTURE -
   $20,888.17
8. REQUEST FOR PAYMENT – DESIGN WORKSHOP INC. –
   PROFESSIONAL SERVICES – 84TH STREETSCAPE PLAN - $128.70
9. REQUEST FOR PAYMENT – HDR ENGINEERING INC. – PROFESSIONAL
   SERVICES – PROJECT MANAGEMENT FOR PUBLIC IMPROVEMENTS
1. Approval of Claims
2. Approval of Change in Date and Start Time of City Council
3. Resolution No. 18-06 - Waiver of Contract - Eastern Nebraska Office on Aging
4. Approval of 1st & 2nd Quarter Budget for FY17/18
5. The City's unified budget provides funding for all programs, and if needed, the Mayor is authorized to make changes to the budget.
6. Resolution No. 18-06 - Change Order No. 3 - 96th & 4th
7. Bemelmans Traffic Signal
8. Approval of the Mayor and City Council of the City of LA
EDGECORE SCREEN PRINTING, apparel $3,810.00
EN POINTE TECHNOLOGIES SALES, services $308.77
FITZGERALD SCHORR BARMETTLER, services $35,227.22
FOCUS PRINTING, services $9,155.92
GALE, books $164.18
GCR TIRES & SERVICE, maint. $1,269.48
GOPHER SPORTS, services $209.37
GRAHAM CONSTRUCTION, INC, services $85,537.76
GREATMATS.COM CORP, services $5,327.35
HANEY SHOE STORE, apparel $118.99
HAWKINS CONSTRUCTION CO, services $4,950.00
HDR ENGINEERING INC, services $15,846.93
HELWIG, JOHN, travel $78.00
HOBBY LOBBY STORES, supplies $464.46
HOME DEPOT, bld&grnds $254.11
HOTSY EQUIPMENT CO, services $260.63
HYDRAULIC EQUIPMENT, services $942.39
HY-VEE INC, supplies $94.65
ICMA MEMBERSHIP RENEWALS, services $1,214.06
INGRAM LIBRARY SERVICES, books $1,446.34
J & J SMALL ENGINE, services $40.14
KELLER, RON, travel $78.00
KRAV MAGA WORLDWIDE INC, services $595.00
KRIHA FLUID POWER, services $22.07
LA VISTA COMM FOUNDATION, payroll $90.00
LIBRARY IDEAS LLC, books $2,102.50
LINCOLN CHAPTER AGA, services $130.00
LOU’S SPORTING GOODS, supplies $93.80
LOVELAND GRASS PAD, services $49.35
MALLARD SAND & GRAVEL CO, maint. $45.97
MARK A KLINKER, services $200.00
MARTIN MARIETTA AGGREGATES, maint. $234.81
MATHESON TRI-GAS INC, maint. $175.86
MAX I WALKER, services $605.96
MC CANN PLUMBING, services $136.00
MC CUNE, MARK L, services $1,600.00
MENARDS-RALSTON, bld&grnds $56.98
MIDWEST TAPE, media $337.11
MIDWEST TURF & IRRIGATION, maint. $64.76
MONARCH OIL INC, services $444.50
MUD, utilities $97.15
MULHALL’S, services $415.98
NE ENVIRONMENTAL PRODS, supplies $409.90
NE SOFTBALL ASSN DIST#10, services $700.00
NICK JEANETTE, travel $245.00
OFFICE DEPOT INC, supplies $611.94
OMAHA WINNELSON, services $64.65
OMNI, maint. $467.93
ONE CALL CONCEPTS INC, services $381.54
OPPD, utilities $10,568.64
O’REILLY AUTOMOTIVE STORES, maint. $241.38
ORIENTAL TRADING CO, supplies $3.98
PAPILLION LA VISTA SCHL DISTR, services $250.00
PAPILLION SANITATION, services $980.00
PATTON EQUIPMENT CO, bld&grnds $130.00
PAYLESS OFFICE, supplies $292.10
PITNEY BOWES, services $526.71
PLUTA, DON, travel $129.00
PRO-PAPILLION RECREATION ORG, services $1,975.00
NOTICE

No new information carded.

Seconded by Councilmember Thompson. Councilmembers voting yeas: Fruendt, Roman, Swanson, Thomsas, Quick, Heise, and Sell. Votes: None.

WHEREAS, the Mayor and City Council believe it is desirable to continue to

WHEREAS, the city of La Vista's Community Center has already served as a hot

THE RESOLUTION IS RESOLVED that the Mayor and City Council of the City of La Vista do hereby, Senate, Thompson's, Quick, Heise, and Sell. Votes: None. Absent: Mayor, Roman. Absent: Councilmember Thompson.

NOW, THEREFORE, IT IS RESOLVED, that the Mayor and City Council do hereby, authorize the execution of an agreement with the Eastern Nebraska District Office on Aging (ENOA) and the Eastern Nebraska District Office on Aging (ENOA) and

NEBRASKA OFFICE ON AGING

411 RESOLUTION NO. 18-90.1- AWARD OF CONTRACT - EASTERN

WHEREAS, the Mayor and City Council do hereby, authorize the execution of an agreement with the Eastern Nebraska District Office on Aging (ENOA) and the Eastern Nebraska District Office on Aging (ENOA) and
Director of Public Works Soucie reported that the traffic signal at 96th and Brentwood Drive has been activated, 132nd and W Giles Rd. is now open, and the pool should be filled with water later this week.

B. APPLICATION FOR REPLAT – BROOK VALLEY II REPLAT 5 (NE OF 120TH & PORTAL RD.)

1. RESOLUTION – APPROVE REPLAT

Councilmember Hale introduced and moved for the adoption of Resolution No. 18-062 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, FOR APPROVAL OF THE REPLAT FOR LOT 1 BROOK VALLEY II BUSINESS PARK REPLAT 2 AND THE N 280 OF THE W 80FT OF LOT 2 BROOK VALLEY II BUSINESS PARK REPLAT 2, TO BE REPLATTED AS LOT 1 BROOK VALLEY II BUSINESS PARK REPLAT 5, A SUBDIVISION LOCATED IN THE NORTHWEST QUARTER OF SECTION 20, TOWNSHIP 14 NORTH, RANGE 12 EAST OF THE 6TH P.M., IN SARPY COUNTY, NEBRASKA.

WHEREAS, the owners of the above described piece of property have made application for approval of a replat for Lot 1 Brook Valley II Business Park Replat 2 and The N 280 of the W 80ft of Lot 2 Brook Valley II Business Park Replat 2, to be replatted as Lot 1 Brook Valley II Business Park Replat 5; and

WHEREAS, the City Engineer has reviewed the replat; and

WHEREAS, on April 19, 2018, the La Vista Planning Commission held a meeting and reviewed the replat and recommended approval.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, that the replat for Lot 1 Brook Valley II Business Park Replat 2 and The N 280 of the W 80ft of Lot 2 Brook Valley II Business Park Replat 2, to be replatted as Lot 1 Brook Valley II Business Park Replat 5, a subdivision located in the Northwest Quarter of Section 20, Township 14 North, Range 12 East of the 6th P.M., Sarpy County, Nebraska, generally located northeast of 120th Street and Portal Road, be, and hereby is, approved.

Seconded by Councilmember Frederick. Kyle Haase with E & A Consulting, representing the applicant, spoke in favor of the replat stating this will clean up the plat to create a buildable lot. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

2. RESOLUTION – APPROVE SUBDIVISION AGREEMENT

Councilmember Sell introduced and moved for the adoption of Resolution No. 18-063 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING A SUBDIVISION AGREEMENT FOR LOT 1 BROOK VALLEY II BUSINESS PARK REPLAT 5 SUBDIVISION.

WHEREAS, the City Council did on May 15, 2018, approve the final plat for Lot 1, Brook Valley II Business Park Replat 5 Subdivision subject to certain conditions; and

WHEREAS, the Subdivider, Pipers Plus, LLC, have agreed to execute a Subdivision Agreement satisfactory in form and content to the City.

NOW THEREFORE, BE IT RESOLVED, that the Subdivision Agreement presented at the May 15, 2018, City Council meeting for the Brook Valley II Business Park Replat 5 Subdivision be and hereby is approved and the Mayor and City Clerk be and hereby are authorized to execute same on behalf of the City, subject to the conditions of Council final plat approval and with such revisions that the City Administrator or City Engineer may determine necessary or advisable.
C. RESOLUTION - AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT

PARKING FACILITIES/CITY CENTRE - SECURITY PLANNING

WHEREAS, the Mayor and City Council of the City of La Vista, Nebraska have determined that parking facilities related to off-street parking are necessary; and

WHEREAS, the City Council, on behalf of the City of La Vista, desires to approve amendment number four to the professional services agreement with DLR Group, LLC to provide additional architectural design services related to the off-street parking facility in an amount not to exceed $9,500.00.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, do hereby approve amendment number four to the professional services agreement with DLR Group, LLC to provide additional architectural design services related to the off-street parking facility in an amount not to exceed $9,500.00.

Seconded by Councilmember Thomas, Councilmember Crawford, quick, Hale, and Sell. Yays: None. Abstain: None. Motion carried.

D. RESOLUTION - AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT

PARKING FACILITIES/CITY CENTRE - SECURITY PLANNING

WHEREAS, the City Council, on behalf of the City of La Vista, desires to approve amendment number five to the professional services agreement with DLR Group, LLC to provide additional consulting services related to off-street parking facilities in an amount not to exceed $18,300.00.

WHEREAS, the FY18 Capital Improvement Program provides funding for the 84th Street Public Improvements Redevelopment Project; and

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 expenditure over $5,000.00.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, do hereby approve amendment number five to the professional services agreement with DLR Group, LLC to provide additional consulting services related to off-street parking facilities in an amount not to exceed $18,300.00.

Seconded by Councilmember Thomas, Councilmember Crawford, quick, Hale, and Sell. Yays: None. Abstain: None. Motion carried.
NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, do hereby approve amendment number five to the professional services agreement with DLR Group, LLC to provide additional consulting services related to the off street parking facility in an amount not to exceed $14,950.00.


E. CHANGE ORDER NO. 3 – 84TH STREET REDEVELOPMENT AREA
PUBLIC IMPROVEMENT – OFFSTREET PARKING DISTRICT NO. 2 –
STRUCTURE NO. 1

Councilmember Hale introduced and moved for the adoption of Resolution No.18-066 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING CHANGE ORDER NUMBER 3 TO THE CONTRACT WITH HAWKINS CONSTRUCTION CO., OMAHA, NEBRASKA, TO PROVIDE FOR ADDITIONS AND DELETIONS OF WORK TO THE CONTRACT IN AN ADDITIONAL AMOUNT NOT TO EXCEED $4,791.00.

WHEREAS, the City has determined it is necessary to make changes to provide for additions and deletions of work to the contract; and

WHEREAS, the FY17/18 Biennial Budget provides funding for the project; and

WHEREAS, the contract price will increase with change order number 3 by $4,791.00.

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 3 to the contract with Hawkins Construction Co., Omaha, Nebraska, to provide for additions and deletions of work to the contract in an additional amount not to exceed $4,791.00.

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

F. RESOLUTION – AWARD OF CONTRACT – SWAIN CONSTRUCTION, INC.
– 84TH STREET REDEVELOPMENT AREA PUBLIC IMPROVEMENT –
STREET ACCESS IMPROVEMENTS

Councilmember Hale introduced and moved for the adoption of Resolution No.18-067 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AWARDING A CONTRACT TO SWAIN CONSTRUCTION, INC., OMAHA NEBRASKA FOR CONSTRUCTION OF THE 84TH STREET ACCESS IMPROVEMENTS ASSOCIATED WITH THE PUBLIC IMPROVEMENT REDEVELOPMENT PROJECT IN THE 84TH STREET REDEVELOPMENT AREA IN AN AMOUNT NOT TO EXCEED $529,953.11.

WHEREAS, the City Council of the City of La Vista has determined that 84th Street access improvements are necessary; and

WHEREAS, the FY17/18 Biennial Budget provides funding for this project; and

WHEREAS, Bids were solicited and three bids received; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska award the contract to Swain Construction, Inc., Omaha Nebraska for construction of the 84th Street Access Improvements associated with the Public Improvement Redevelopment Project in the 84th Street Redevelopment Area in an amount not to exceed $529,953.11.
WHEREAS, the Nebraska Liquor Control Commission has notified the City of Grand Island of its decision and
commission for the issuance of a license for a liquor license in accordance with the Nebraska Liquor Control
County, Nebraska, has applied to the Nebraska Liquor Control
WHEREAS, 119' NO. D1, licensed to J.R. & J.G. Worden, Inc., 702 N. 8th Street, Grand Island, Nebraska,
Commission's approval of the class D liquor license application for the City of Nebraska, to the Nebraska
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WHEREAS, Pursuant to the Nebraska Municipal Code, Article 6, 2nd Edition, the City of Nebraska has notified the
Commission for the issuance of a license for a liquor license in accordance with the Nebraska Liquor
Commissioner's approval of the class D liquor license application for the City of Nebraska, to the Nebraska
Certificate of appellant's motion to dismiss the action.
WHEREAS, the petitioners have moved to dismiss the action.
WHEREAS, the resolution is hereby adopted and ordered.
WHEREAS, the Nebraska Liquor Control Commission has notified the City of Grand Island of its decision and
commission for the issuance of a license for a liquor license in accordance with the Nebraska Liquor Control
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commission for the issuance of a license for a liquor license in accordance with the Nebraska Liquor Control
County, Nebraska, has applied to the Nebraska Liquor Control
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 the Class D Liquor License application submitted by JSV, LLC dba JD’s Liquor Locker, 8052 S. 84th Street, La Vista, Sarpy County, Nebraska.


I. RESOLUTION – AMENDMENT TO COUNCIL POLICY STATEMENT – EMPLOYEE PERFORMANCE MANAGEMENT PROGRAM

Councilmember Sell introduced and moved for the adoption of Resolution No. 18-070 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING AN AMENDMENT TO A 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 “Employee Performance Management Program” was established and an amendment is recommended.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby approve the amendment Council Policy Statement entitled “Employee Performance Management Program” and do further hereby direct the distribution of said Council Policy Statement to the appropriate City Departments.


J. RESOLUTION – AMENDMENT TO COUNCIL POLICY STATEMENT – EMPLOYEE COMPENSATION – PAY FOR PERFORMANCE

Councilmember Hale introduced and moved for the adoption of Resolution No. 18-071 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING AN AMENDMENT TO A 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 “Employee Compensation – Pay for Performance” was established and an amendment is recommended.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby approve the amendment Council Policy Statement entitled “Employee Compensation – Pay for Performance” and do further hereby direct the distribution of said amended Council Policy Statement to the appropriate City Departments.

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

The Commissioner of Public Works presented a report on the progress of the city's public works projects. The report included updates on the construction of the new city hall and the renovation of the old library.

COMMENTS FROM THE FLOOR

There were no comments from the floor.

EXECUTIVE SESSION 1 - ACQUISITION - CONTRACT

There were no comments from the floor.

RESOLUTION - AUTHORIZATION TO PURCHASE PLUTON SCANNER

WHEREAS, the FY 2019/2020 budget provides funding for the proposed purchase; and

WHEREAS, the City Council of the City of Las Vegas has determined that the purchase

NOW THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of Las Vegas, Nevada, approve the purchase of the Pluton Scanner for the amount not to exceed $75,940.00, as authorized by the Commissioners of Public Works, as required by the city administration.

May 15, 2019
PASSED AND APPROVED THIS 5TH DAY OF JUNE 2018.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Rachel D. Carl, CMC
Deputy City Clerk