

MINUTE RECORD

A-2

No. 729 — REDEVELOPMENT & COMPANY, INC. DRAWN E1310556LD

LA VISTA CITY COUNCIL

MEETING

March 6, 2018

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 March 6, 2018. 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, City Clerk Buethe, Police Captain Kinsey, Public Works Director Soucie, City Engineer Kottmann, Director of Administrative Services Pokorny, Finance Director Miserez, Community Development Director Birch, Human Resources Director Czarnick, Assistant Library Director Norton, and Recreation Director Stopak.

A notice of the meeting was given in advance thereof by publication in the Times on February 21, 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.

SERVICE AWARD – AARON DAVIS - 5 YEARS

Mayor Kindig recognized Aaron Davis for 5 Years of Service to the City of La Vista.

PRESENTATION – 84TH STREET REDEVELOPMENT UPDATE

Chris Erickson with City Ventures gave an update on all of the phases of the 84th Street Redevelopment project.

A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE FEBRUARY 20, 2018 CITY COUNCIL MEETING
3. APPROVAL OF THE MINUTES OF THE FEBRUARY 24, 2018 CITY COUNCIL WORK SESSION
4. MONTHLY FINANCIAL REPORT – DECEMBER 2017
5. REQUEST FOR PAYMENT – TERRAMETRIX – PROFESSIONAL SERVICES – CIVIC CENTER PARK - \$13,140.00
6. REQUEST FOR PAYMENT – DLR GROUP – PROFESSIONAL SERVICES – LA VISTA CITY CENTRE PARKING FACILITY - \$3,740.00
7. REQUEST FOR PAYMENT – HDR ENGINEERING INC. – PROFESSIONAL SERVICES – PUBLIC IMPROVEMENTS AND OTHER WORKS - \$28,344.26
8. REQUEST FOR PAYMENT – DESIGN WORKSHOP, INC. – PROFESSIONAL SERVICES – 84TH STREETSCAPE PLAN - \$47,391.19
9. REQUEST FOR PAYMENT – OLSSON ASSOCIATES – PROFESSIONAL SERVICES – LA VISTA CITY CENTRE PHASE 1, PUBLIC INFRASTRUCTURE - \$29,012.28
10. REQUEST FOR PAYMENT – OLSSON ASSOCIATES – PROFESSIONAL SERVICES – LA VISTA 84TH STREET REDEVELOPMENT SITE PREPARATION - \$1,239.50
11. REQUEST FOR PAYMENT – THOMPSON, DREESSEN & DORNER, INC. – PROFESSIONAL SERVICES – CITY PARKING DISTRICT ACCESS IMPROVEMENTS – DRAINAGE - \$15,607.17
12. REQUEST FOR PAYMENT – HAWKINS CONSTRUCTION CO. – CONSTRUCTION SERVICES – LA VISTA CITY CENTRE PARKING FACILITY STRUCTURE 1 - \$23,712.30
13. REQUEST FOR PAYMENT – RDG PLANNING DESIGN – PROFESSIONAL SERVICES – LA VISTA CIVIC CENTER PARK PHASE I - \$22,223.02
14. APPROVAL OF CLAIMS

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ACTION BATTERIES, maint.	\$86.04
APRIL GRAUMANN, refund	\$95.00
BIG RIG TRUCK ACCESSORIES, maint.	\$338.00
BISHOP BUSINESS EQUIPMENT, services	\$409.54
BLACK HILLS ENERGY, utilities	\$7,346.86
BLUE CROSS BLUE SHIELD OF NEBR, services	\$203,100.00
CAVLOVIC, PAT, apparel	\$150.00
CENTER POINT PUBLISHING, books	\$592.02
CENTURY LINK, phones	\$329.56
CENTURY LINK BUSN SVCS, phones	\$84.77
CITY OF OMAHA, services	\$180,619.61
CITY OF PAPILLION, services	\$10,822.82
CORNHUSKER INTL TRUCKS INC, maint.	\$266.01
COX COMMUNICATIONS, services	\$115.91
DEMCO INC, supplies	\$232.53
DESIGN WORKSHOP INC, services	\$38,237.22
DHHS REG/LIC-POOL PERMIT, services	\$200.00
DOUGLAS COUNTY SHERIFF'S OFC, services	\$262.50
DULTMEIER SALES & SERVICE, maint.	\$48.95
ED ROEHR SAFETY PRODUCTS CO. services	\$1,416.12
EMBASSY SUITES HOTEL, services	\$5,445.00
FILTER CARE, maint.	\$8.90
FITZGERALD SCHORR BARMETTLER, services	\$35,881.20
GALE, books	\$353.50
GRAINGER, supplies	\$33.76
HOME DEPOT, bld&grnds	\$169.00
HSMC ORIZON LLC, services	\$8,212.34
INGRAM LIBRARY SERVICES, books	\$1,465.09
IOWA PRISON INDUSTRIES, supplies	\$85.05
IPMA, services	\$397.00
KRIHA FLUID POWER CO, maint.	\$179.91
KUBOTA OF OMAHA, maint.	\$571.84
LV COMM FOUNDATION, payroll	\$60.00
LEAGUE OF NE MUNICIPALITIES, services	\$375.00
LIBRA INDUSTRIES INC, maint.	\$319.85
MARK A KLINKER, services	\$200.00
MATHESON TRI-GAS INC, maint.	\$250.55
MAX I WALKER, services	\$653.66
MENARDS-RALSTON, bld&grnds	\$207.09
METRO COMM COLLEGE, services	\$14,279.41
MUD, utilities	\$2,181.04
MID CON SYSTEMS INC, maint.	\$171.79
MID-AMERICAN BENEFITS INC, services	\$1,235.00
MIDLANDS LIGHTING & ELECTRIC, bld&grnds	\$177.25
MIDWEST TAPE, media	\$484.20
MNJ TECHNOLOGIES DIRECT INC, services	\$780.00
MSC INDUSTRIAL SUPPLY CO, maint.	\$138.49
MUNICIPAL PIPE TOOL CO, maint.	\$1,732.72
MUNICIPAL SUPPLY & SIGN CO, supplies	\$215.00
NCMA-NEBR CITY MGRS-MEMBERSHIP, services	\$100.00
NE DEPT OF TRANSPORTATION, services	\$395,000.00
NEW YORK TIMES, services	\$533.00
NUTS AND BOLTS INC, maint.	\$47.72
OCLC INC, media	\$299.54
OFFICE DEPOT INC, supplies	\$72.35
O'KEEFE ELEVATOR CO, services	\$2,126.34
OLD NEWS, services	\$17.00
OPPD, utilities	\$869.14
PASTOR C PANTALEON JR, services	\$150.00

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PAYLESS OFFICE PRODUCTS, supplies	\$167.94
PETTY CASH-PAM BUETHE, supplies	\$100.00
PLAINS EQUIPMENT GROUP, maint.	\$261.37
RAINBOW GLASS & SUPPLY, maint.	\$169.00
RECORDED BOOKS, LLC, media	\$2,103.46
REGAL AWARDS OF DISTINCTION, services	\$160.65
ROWMAN & LITTLEFIELD PUBLISHING CO, books	\$46.05
SAPP BROS PETROLEUM INC, services	\$770.00
SARPY COUNTY COURTHOUSE, services	\$4,100.03
SCHEMMER ASSOC INCm services	\$2,000.00
SCHOLASTIC LIBRARY PUBLISHING, books	\$224.90
SIGN IT, services	\$15.00
SIMPLEX GRINNELL LP, bld&grnds	\$758.76
SOUTHERN UNIFORM & EQUIPMENT, apparel	\$292.85
STEVENS REAL ESTATE, services	\$2,500.00
SUBURBAN NEWSPAPERS INC, services	\$86.00
TEAM SIDELINE, services	\$599.00
TED'S MOWER SALES, maint.	\$187.00
THOMPSON DREESSEN & DORNER, services	\$7,973.36
TRACTOR SUPPLY, bld&grnds	\$31.96
TRANQUILITY REALTY LLC, services	\$262.50
UNITE PRIVATE NETWORKS LLC, services	\$3,850.00
USI EDUCATION/GOVT SALES, supplies	\$67.55
VAL VERDE ANIMAL HOSPITAL INC, services	\$22.68
VERIZON WIRELESS, phones	\$139.31
WAL-MART, supplies	\$2,506.78
WESTLAKE HARDWARE, bld&grnds	\$692.52
WICK'S STERLING TRUCKS INC, maint.	\$157.58

Councilmember Thomas made a motion to approve the consent agenda. Seconded by Councilmember Hale. Councilmember Sell 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

Assistant Library Director Norton announced the ribbon cutting ceremony for the Think, Make, Create trailer will be held at the La Vista Library March 7 at 10:00 a.m..

Community Development Director Birch stated that there have been four complaint driven notices sent in regards to the Neglected Building Registration Ordinance. The fee structure for this ordinance was discussed.

Public Works Director Soucie announced that Public Works employee Randy Seffron was honored by the City of Papillion as the Police Department Citizen of the Year in a recent ceremony.

B. ONE AND SIX YEAR STREET IMPROVEMENT PLAN

1. PUBLIC HEARING

At 7:28 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the One and Six Year Street Improvement Plan. Assistant Director of Public Works Calentine discussed some of the street projects that were completed in 2017 and are upcoming in 2018 and 2019.

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

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2. RESOLUTION – APPROVE ONE AND SIX YEAR STREET IMPROVEMENT PLAN

Councilmember Thomas introduced and moved for the adoption of Resolution No. 18-022 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING THE ONE-AND-SIX-YEAR PLAN FOR HIGHWAY, ROAD AND STREET IMPROVEMENTS FOR THE CITY OF LA VISTA AS SUBMITTED BY THE CITY PUBLIC WORKS DIRECTOR.

WHEREAS, the Public Works Director has revised and updated the City of La Vista One-and-Six-Year Street Plan; and

WHEREAS, the La Vista Planning Commission has reviewed the One-and-Six-Year Street Plan for the City of La Vista and recommends to Council approval of the Plan; and

WHEREAS, the Mayor and City Council of the City of La Vista, Nebraska held a public hearing on the City of La Vista's One-and-Six-Year Plan for highway, road and street improvements for the City of La Vista as submitted by the City Public Works Director; and

WHEREAS, the citizens of the City of La Vista have therefore had an opportunity to comment on the One-and-Six-Year Plan for highway, road and street improvements for the City of La Vista as submitted and reviewed by the La Vista City Council; and

WHEREAS, projects in the One-and-Six-Year Street Plan have been incorporated into the City of La Vista's Capital Improvement Plan.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of La Vista, Nebraska that the One-and-Six-Year Plan for highway, road and street improvements for the City of La Vista as submitted by the City Public Works Director and reviewed by the Mayor and City Council of the City of La Vista be, and the same hereby is, accepted and approved.

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

C. ACQUISITION OF DEMOLITION AND SITE PREPARATION RIGHTS – FIRST NATIONAL BANK, LOT 11, LA VISTA CITY CENTRE, 84TH STREET REDEVELOPMENT AREA

1. PUBLIC HEARING

At 7:37 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the Acquisition of Demolition and Site Preparation Rights – First National Bank, Lot 11, La Vista City Centre, 84th Street Redevelopment Area.

At 7:38 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Frederick. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

2. RESOLUTION – APPROVE AGREEMENT FOR ACQUISITION OF DEMOLITION AND SITE PREPARATION RIGHTS

Councilmember Thomas introduced and moved for the adoption of Resolution No. 18-023 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA NEBRASKA, APPROVING AN AGREEMENT FOR ACQUISITION OF DEMOLITION RIGHTS WITH RESPECT TO LEASEHOLD IMPROVEMENTS OF THE BRANCH BANKING FACILITY OF FIRST NATIONAL BANK IN THE 84TH STREET REDEVELOPMENT AREA.

WHEREAS, the La Vista Community Development Agency ("Agency") and City of La Vista entered an agreement ("City - Agency Agreement") for the Agency

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to act as lead agent and contract and otherwise provide for all actions or requirements for demolition and site preparation of the former Brentwood Crossing shopping area located in the vicinity of 84th Street and Brentwood Drive, with the City Engineer designated as the project manager and the City to fund and pay for all costs arising under the agreement from proceeds of the additional one-half of one percent local option sales and use tax approved by voters in 2014 for public infrastructure projects within the 84th Street Redevelopment Area, or other available resources; and

WHEREAS, the City Council, acting as the La Vista Community Development Agency and based on advice of the City Engineer, determined that acquisition of demolition rights is necessary to carry out such demolition and site preparation ("Demolition Rights"); and

WHEREAS, a proposed agreement is presented to acquire such Demolition Rights with respect to building and other improvements of the branch banking facility of First National Bank located in the vicinity of 84th Street and Brentwood Drive.

NOW, THEREFORE, BE IT RESOLVED, that the City Council, acting on behalf of the City of La Vista and pursuant to the City - Agency Agreement and the Redevelopment Plan for the 84th Street Redevelopment Area, as amended by Amendment No. 1, hereby approves the agreement, as presented, subject to any additions, subtractions, or modifications as the City Administrator or City Engineer determines necessary or advisable ("Agreement"), and completion of any applicable statutory or regulatory requirements to the satisfaction of the Mayor, City Administrator, or any designee of the Mayor or City Administrator.

BE IT FURTHER RESOLVED, that the City shall fund and pay for all costs of the Agency arising under the Agreement from proceeds of the additional one-half of one percent local option sales and use tax approved by voters in 2014 for public infrastructure projects within the 84th Street Redevelopment Area, or other available resources

BE IT FURTHER RESOLVED, that the Mayor, City Administrator, or City Engineer, or any designee of the Mayor, City Administrator, or City Engineer, shall be authorized to take all actions on behalf of the City as he or she determines necessary or appropriate to carry out the Agreement, this Resolution, or any actions approved herein, including, without limitation, executing and delivering any documents or instruments.

BE IT FURTHER RESOLVED, that recitals at the beginning of this Resolution are incorporated into this Resolution by reference.

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. RESOLUTION – APPROVE AGREEMENT FOR ACQUISITION OF DEMOLITION AND SITE PREPARATION RIGHTS – FIRST NATIONAL BANK, LOT 11, LA VISTA CITY CENTRE, 84TH STREET REDEVELOPMENT AREA (ACTION ON THIS ITEM WILL BE TAKEN BY THE LA VISTA COMMUNITY DEVELOPMENT AGENCY)

Councilmember Frederick introduced and moved for the adoption of Resolution No.18-024 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VISTA NEBRASKA, ACTING AS THE LA VISTA COMMUNITY DEVELOPMENT AGENCY, APPROVING AN AGREEMENT FOR ACQUISITION OF DEMOLITION RIGHTS WITH RESPECT TO LEASEHOLD IMPROVEMENTS OF THE BRANCH BANKING FACILITY OF FIRST NATIONAL BANK IN THE 84TH STREET REDEVELOPMENT AREA.

WHEREAS, the La Vista Community Development Agency ("Agency") and City of La Vista entered an agreement ("City - Agency Agreement") for the Agency to act as lead agent and contract and otherwise provide for all actions or requirements for demolition and site preparation of the former

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Brentwood Crossing shopping area located in the vicinity of 84th Street and Brentwood Drive, with the City Engineer designated as the project manager and the City to fund and pay for all costs arising under the agreement from proceeds of the additional one-half of one percent local option sales and use tax approved by voters in 2014 for public infrastructure projects within the 84th Street Redevelopment Area, or other available resources; and

WHEREAS, the City Council, acting as the La Vista Community Development Agency and based on advice of the City Engineer, determines that acquisition of demolition rights is necessary to carry out such demolition and site preparation ("Demolition Rights"); and

WHEREAS, a proposed agreement is presented to acquire such Demolition Rights with respect to building and other improvements of the branch banking facility of First National Bank located in the vicinity of 84th Street and Brentwood Drive.

NOW, THEREFORE, BE IT RESOLVED, that the City Council, acting as the La Vista Community Development Agency and pursuant to the City - Agency Agreement and the Redevelopment Plan for the 84th Street Redevelopment Area, as amended by Amendment No. 1, hereby approves the agreement, as presented, subject to any additions, subtractions, or modifications as the City Administrator or City Engineer determines necessary or advisable ("Agreement"), and completion of any applicable statutory or regulatory requirements to the satisfaction of the Mayor, City Administrator, or any designee of the Mayor or City Administrator.

BE IT FURTHER RESOLVED, that the Mayor, City Administrator, or City Engineer, or any designee of the Mayor, City Administrator, or City Engineer, shall be authorized to take all actions on behalf of the Agency as he or she determines necessary or appropriate to enter or carry out the Agreement, this Resolution, or any actions approved herein, including, without limitation, executing and delivering the Agreement or any other documents or instruments.

BE IT FURTHER RESOLVED, that recitals at the beginning of this Resolution are incorporated into this Resolution by reference.

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

E. RESOLUTION – OPPD TRANSMISSION LINE PERMANENT RELOCATION AGREEMENT

Councilmember Sell introduced and moved for the adoption of Resolution No.18-025 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING AN INTERLOCAL COOPERATION AGREEMENT WITH OMAHA PUBLIC POWER DISTRICT (OPPD) FOR THE PERMANENT RELOCATION OF OVERHEAD LINE #26 IN AN AMOUNT NOT TO EXCEED \$2,098,340.

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, the Omaha Public Power District (OPPD) currently operates electrical systems including line #26 within the boundaries of the City of La Vista; and

WHEREAS, the City Council of the City of La Vista has determined that said relocation is necessary; and

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

WHEREAS, the City's share of the estimated cost of the work is \$2,098,340; and

WHEREAS, a proposed interlocal cooperation agreement is presented for Omaha Public Power District to perform the necessary work, and

WHEREAS, such an agreement is in the best interests of the citizens of the City of La Vista; 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 purchase over \$5,000.00,

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, approving and authorizing the execution of an Interlocal Cooperation Agreement with Omaha Public Power District (OPPD), as presented, for the permanent relocation of overhead line #26, subject to any additions, subtractions, or modifications as the City Administrator or City Engineer determines necessary or advisable, in an amount not to exceed \$2,098,340.

Seconded by Councilmember Quick. OPPD gave an update on the project. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

F. RESOLUTION – AUTHORIZE PURCHASE – BOOM TRUCK

Councilmember Sell introduced and moved for the adoption of Resolution No.18-026 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE PURCHASE OF ONE (1) 2018 AT37G ARTICULATING TELESCOPIC AERIAL DEVICE FROM ALTEC INDUSTRIES, INC., BIRMINGHAM ALABAMA IN AN AMOUNT NOT TO EXCEED \$96,229.00.

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

WHEREAS, the FY17/18 Biennial Budget provides funding for the proposed purchase; 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 purchase over \$5,000.00.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, do hereby authorize the purchase of one (1) 2018 AT37G Articulating Telescopic Aerial Device from Altec Industries, Inc., Birmingham Alabama in an amount not to exceed \$96,229.00

Seconded by Councilmember Hale. Assistant Director of Public Works Calentine introduced members of the Capital Purchasing Committee. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

G. RESOLUTION – AUTHORIZE PURCHASE – VACUUM AIR STREET SWEEPER

Councilmember Quick introduced and moved for the adoption of Resolution No.18-027 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, AUTHORIZING THE PURCHASE OF ONE (1) 2018 RAVO 5I SERIES STREET SWEEPER FROM RED EQUIPMENT COMPANY, KANSAS CITY, MISSOURI IN AN AMOUNT NOT TO EXCEED \$225,760.00.

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

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WHEREAS, the FY17/18 Biennial Budget provides funding for the proposed purchase; 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 purchase over \$5,000.00.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, do hereby authorize the purchase of one (1) 2018 Ravo 5i Series Street Sweeper from RED Equipment Company, Kansas City, Missouri in an amount not to exceed \$225,760.00.

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

H. RESOLUTION – SERVICE LINE WARRANTY PROGRAM - MARKETING AGREEMENT

Councilmember Sell introduced and moved for the adoption of Resolution No.18-028 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF A SERVICE LINE WARRANTY PROGRAM MARKETING AGREEMENT WITH UTILITY SERVICE PARTNERS PRIVATE LABEL, INC DBA SERVICE LINE WARRANTIES OF AMERICA.

WHEREAS, The Mayor and City Council have determined that a service line warranty program is necessary; and

WHEREAS, Utility Service Partners Private Label dba Service Line Warranties of America provides such program; and

WHEREAS, The City of La Vista will receive a license fee of \$0.50 per Product for each month that a Product is in force for a Residential Property Owner, aggregated and paid annually; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, do hereby authorize the execution of a service line warranty program marketing agreement with Utility Service Partners Private Label dba Service Line Warranties of America, in form and content approved by the City Attorney and City Administrator.

Seconded by Councilmember Frederick. Discussion was held regarding use of the City logo on the letterhead. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Hale and Sell. Nays: Crawford and Quick. Abstain: None. Absent: None. Motion carried.

I. RESOLUTION – CHANGE ORDER NO. 3 – PHASE 1 GRADING – GOLF COURSE TRANSFORMATION

Councilmember Thomas introduced and moved for the adoption of Resolution No.18-029 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING A CHANGE ORDER TO THE CONTRACT WITH BLADE MASTERS GROUNDS MNTC, INC., BENNINGTON, NEBRASKA, TO PROVIDE FOR ADDITIONS OF WORK TO THE CONTRACT IN AN AMOUNT NOT TO EXCEED \$133,419.00.

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

WHEREAS, the FY17/18 Biennial Budget provides funding for the project. The contract price will increase from \$1,157,691.52 to 1,291,110.52 for an increased amount of \$133,419.00.

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 a change order to the contract with Blade Masters Grounds Mntc, Inc., Bennington, Nebraska, to provide for

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additions of work to the contract in an amount not to exceed \$133,419.00.

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

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

COMMENTS FROM THE FLOOR

There were no comments from the floor.

J. EXECUTIVE SESSION – CONTRACT NEGOTIATIONS; LAND ACQUISITION; LITIGATION

At 8:04 p.m. Councilmember Crawford made a motion to go into executive for protection of the public interest for contract negotiations, land acquisition and litigation. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried. Mayor Kindig stated the executive session would be limited to the subject matter contained in the motion.

At 8:38 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: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

COMMENTS FROM MAYOR AND COUNCIL

Mayor Kindig mentioned to Council that they will receive a packet with the dates for the City Administrator's evaluation process.

At 8:39 p.m. Councilmember Crawford made a motion to adjourn the meeting. Seconded by Councilmember Hale. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

PASSED AND APPROVED THIS 20TH DAY OF MARCH, 2018.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Bueth, CMC
City Clerk