

# MINUTE RECORD

A-2

No. 729 — REDFIELD DIRECT E2106195KV

## LA VISTA CITY COUNCIL MEETING May 3, 2022

A meeting of the City Council of the City of La Vista, Nebraska was convened in open and public session at 6:00 p.m. on May 3, 2022. Present were Councilmembers: Ronan, Sheehan, Thomas, Quick, Hale, and Sell. Also in attendance were, City Attorney McKeon, City Administrator Gunn, Assistant City Administrator Ramirez, Chief of Police Lausten, City Clerk Buethe, Director of Public Works Soucie, Director of Administrative Services Pokorny, Library Director Barcal, Recreation Director Stopak and City Engineer Dowse.

A notice of the meeting was given in advance thereof by publication in the Papillion Times on April 20, 2022. Notice was simultaneously given to the Mayor and all members of the City Council and a copy of the acknowledgment of the receipt of notice attached to the minutes. Availability of the agenda was communicated to the Mayor and City Council in the advance notice of the meeting. All proceedings shown were taken while the convened meeting was open to the attendance of the public. Further, all subjects included in said proceedings were contained in the agenda for said meeting which is kept continuously current and available for public inspection at City Hall during normal business hours.

Mayor Kindig called the meeting to order, led the audience in the Pledge of Allegiance, and made the announcements.

### **PROCLAMATION – PUBLIC SERVICE RECOGNITION WEEK**

Mayor Kindig proclaimed May 1 – 7, 2022 as Public Service Recognition Week and presented the proclamation to City Administrator Gunn.

### **PROCLAMATION – PROFESSIONAL MUNICIPAL CLERKS WEEK**

Mayor Kindig proclaimed May 1 – 7, 2022 as Professional Municipal Clerks Week and presented the proclamation to City Clerk Buethe and Deputy City Clerk Anderson.

### **PROCLAMATION – NATIONAL POLICE WEEK & PEACE OFFICERS MEMORIAL DAY**

Mayor Kindig proclaimed May 11 – 17, 2022 as National Police Week and May 15, 2022 as Peace Officers' Memorial Day and presented the proclamation to Chief of Police Lausten and the Police Officers present.

### **APPOINTMENT – PAUL BOHN – PERSONNEL BOARD – FILL VACANCY**

Mayor Kindig stated, with the approval of the City Council, he would like to appoint Paul Bohn to the Personnel Board to fill a vacancy for the remainder of a 6 year term. Councilmember Sell motioned the approval, seconded by Councilmember Quick. Councilmembers voting aye: Ronan, Sheehan, Thomas, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Frederick. Motion carried.

### **A. CONSENT AGENDA**

1. **APPROVAL OF THE AGENDA AS PRESENTED**
2. **APPROVAL OF THE MINUTES OF THE APRIL 19, 2022 CITY COUNCIL MEETING**
3. **REQUEST FOR PAYMENT – RDG PLANNING & DESIGN – PROFESSIONAL SERVICES – PLACEMAKING PHASE 1 – \$110,897.22**
4. **REQUEST FOR PAYMENT – THOMPSON, DREESSEN & DORNER, INC. – PROFESSIONAL SERVICES – CENTRAL PARK IMPROVEMENTS – \$7,474.30**
5. **REQUEST FOR PAYMENT – BENESCH – PROFESSIONAL SERVICES – 84<sup>TH</sup> TO 96<sup>TH</sup> STREET PANEL REPLACEMENT – \$1,456.00**
6. **REQUEST FOR PAYMENT – THOMPSON, DREESSEN & DORNER, INC. – PROFESSIONAL SERVICES – CENTRAL PARK IMPROVEMENTS – \$8,400.00**
7. **REQUEST FOR PAYMENT – NL & L – PROFESSIONAL SERVICES – CHILI'S DEMOLITION – \$85,353.88**
8. **APPROVE MANAGER APPLICATION – CLASS D LIQUOR LICENSE – KWIK SHOP, INC – ROBERT T. BURKE**

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**9. RESOLUTION NO. 22-040 -- AWARD OF CONTRACT -- EASTERN  
NEBRASKA OFFICE OF AGING**

**10. RESOLUTION NO. 22-041 -- AUTHORIZE PROPOSAL -- OMAHA  
PUBLIC POWER DISTRICT -- PERMANENT POWER -- LA VISTA CITY  
CENTER PARKING STRUCTURE 2**

**11. REQUEST FOR PAYMENT -- OPPD -- PROFESSIONAL SERVICES --  
LA VISTA CITY CENTER PARKING STRUCTURE 2 - \$15,579.71**

**12. APPROVAL OF CLAIMS**

1000 BULBS, bld&grnds	151.22
4 SEASONS AWARDS, supplies	50.00
AA WHEEL & TRUCK SUPPLY, maint.	95.86
ABM INDUSTRIES INC, services	7,197.59
ACCUCUT LLC, maint.	200.00
ACTION BATTERIES, maint.	158.00
ACTIVE NETWORK LLC, services	83.98
AE SUPPLY, bld&grnds	350.00
AED ZONE, services	460.00
AKRS EQUIPMENT SOLUTIONS, maint.	161.40
ALLEN, J., services	272.50
AMAZON, supplies	1,472.57
AMERICAN HERITAGE LIFE INS CO, services	1,286.17
ANDERSON, P., travel	157.50
A-RELIEF, services	121.00
AT&T MOBILITY LLC, phones	97.66
BOBCAT OF OMAHA, maint.	326.19
BOK FINANCIAL, bonds	64,115.26
BOYCHUK, GLENN, services	500.00
BRODERSEN, C., travel	272.50
BUETHE, P., travel	790.00
BUILDERS SUPPLY CO, bld&grnds	667.35
CCAP AUTO LEASE LTD, services	391.12
CENTER POINT, books	45.54
CENTURY LINK/LUMEN, phones	961.39
CINTAS CORP, services	824.24
CITY CENTRE MUSIC VENUE LLC, grant	259,549.32
CITY OF OMAHA, services	243,829.05
CITY OF PAPILLION, services	247,334.72
COMP CHOICE INC, services	335.00
CONNER PSYCHOLOGICAL, services	770.00
CONSOLIDATED MANAGEMENT, services	42.59
CORNHUSKER STATE INDUSTRIES, supplies	303.00
COX COMMUNICATIONS, services	147.03
CULLIGAN OF OMAHA, bld&grnds	55.50
D & K PRODUCTS, supplies	1,530.00
DANKO EMERGENCY EQUIPMENT, supplies	1,061.73
DATABASEUSA.COM, services	933.00
DATASHIELD CORP, services	20.00
DEARBORN NAT'L LIFE INS CO, services	7,671.78
DEFIANCE HARLEY-DAVIDSON, maint.	2,494.31
DEMCO INC, supplies	335.54
DESIGN WORKSHOP INC, services	25,756.25
DIAMOND BLADE DISTRIBUTORS LLC, maint	1,302.95
DLR GROUP, services	11,925.00
DULTMEIER SALES LLC, maint.	43.01
DXP ENTERPRISES INC, supplies	1,960.00
EDGEWEAR SCREEN PRINTING, apparel	330.00
FASTENAL CO, supplies	168.33
FELSBURG HOLT & ULLEVIG INC, services	4,694.25
FERGUSON ENTERPRISES INC, bld&grnds	37.23
FIKES COMMERCIAL HYGIENE LLC, supplies	46.50
FIRST STATE BANK, services	4,390.89
FOUNTAIN, B., travel	407.00

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GALE, books	75.72
GREATAMERICA FINANCIAL, services	1,232.00
HEIMES CORP, services	42,134.49
HGM ASSOCIATES INC, services	19,171.32
HOME DEPOT, maint.	4,131.98
INDUSTRIAL SALES CO, maint.	529.58
INGRAM LIBRARY SERVICES, books	426.62
JOHNSON, ALLEN L, services	208.00
JOHNSTONE SUPPLY CO, bld&grnds	2.91
JUSTIN KOFOED LLC, services	175.00
K ELECTRIC, bld&grnds	1,088.13
LABRIE, DONALD P, services	225.00
LARSEN SUPPLY CO, supplies	115.00
LIBRA INDUSTRIES INC, maint.	100.00
LINCOLN NAT'L LIFE INS CO, services	6,591.68
LOGAN CONTRACTORS SUPPLY, services	3,538.60
LOWE'S, supplies	175.90
MARCO INC, services	138.98
MEDICA INSURANCE CO, services	114,150.71
MENARDS-RALSTON, supplies	191.75
METLIFE, services	1,047.91
METRO AREA TRANSIT, services	784.00
METRO COMM COLLEGE, services	15,064.68
MUD, utilities	2,252.66
MID-AMERICAN BENEFITS INC, services	19,632.38
MIDWEST TAPE, media	174.10
MIDWEST TURF & IRRIGATION, bld&grnds	1,195.00
MILLER & SONS GOLF CARS, services	544.00
MR. PICNIC, services	4,020.00
MSC INDUSTRIAL SUPPLY CO, maint.	380.19
NE DEPT OF LABOR, services	3,272.82
NE DEPT OF REVENUE, sales tax	58.06
NE ARBORISTS ASSOC, services	190.00
OFFICE DEPOT INC, supplies	464.51
OPPD, utilities	39,123.04
OMAHA TENT CO, services	1,501.50
ON THE SPOT PRODUCTIONS, services	9,500.00
PAPILLION SANITATION, bld&grnds	1,478.78
PAPILLION TIRE INC, maint.	437.77
PAYROLL MAXX, payroll & taxes	394,095.89
PER MAR SECURITY, services	1,183.05
PITNEY BOWES, services	712.59
PROFESSIONAL GROUNDS MGMT, services	500.00
QUALITY AUTO REPAIR, services	84.00
READY MIXED CONCRETE CO, services	12,544.58
RED WING BUSINESS, apparel	600.00
ROBERT HALF, wervices	1,900.00
SAMPSON CONSTRUCTION CO, services	168,425.00
SARPY COUNTY FISCAL ADMIN, services	23,032.35
SHERWIN-WILLIAMS, supplies	107.50
SHI INTERNATIONAL CORP, services	42.05
SIGN IT, services	2,355.00
SITE ONE LANDSCAPE, supplies	194.05
SOLBERG, C., travel	407.00
SOUTHERN UNIFORM & EQUIPMENT, apparel	1,720.82
STRATEGIC GOV'T RESOURCES INC, services	4,077.05
TC DECOR CONCRETE DESIGNS INC, services	972.00
THE COLONIAL PRESS INC, services	103.84
THE WALDINGER CORP, services	2,668.78
THOMPSON DREESSEN & DORNER, services	5,201.50
TOSHIBA, services	138.00

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TRACTOR SUPPLY, supplies	100.76
TRAFFIX DEVICES INC, supplies	96.76
TRUCK CENTER COMPANIES, maint.	310.13
TURFWERKS, maint.	38.75
U.S. CELLULAR, phones	1,891.95
VAL VERDE ANIMAL HOSPITAL INC, services	332.64
VERIZON CONNECT NWF, phones	627.75
VERIZON WIRELESS, phones	383.75
VIVERE APARTMENTS, services	1,480.00
WALMART, supplies	1,248.23
WHITE CAP LP, apparel	65.95
WOODHOUSE FORD, maint.	217.00

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

## **REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS**

City Administrator Gunn advised there will be a legislative recap coming from the City's Lobbyist.

Recreation Director Scott Stopak reported on activities at the Recreation Center.

Communications Manager Beaumont and Community Events Coordinator Allen provided an update on Salute to Summer activities.

City Engineer Dowse introduced Garrett Delgado, the new Engineer Assistant.

Chief of Police Lausten reported on the law enforcement appreciation lunch May 17, 2022 at the La Vista Police Department, the Police Academy graduation on May 27, 2022 and the recent house fire on 76<sup>th</sup> Avenue.

## **B. ORDINANCE -- AUTHORIZE BORROWING UP TO \$2,745,000 FROM NEBRASKA DEPARTMENT OF ENVIRONMENT AND ENERGY -- EAST LA VISTA SEWER REHABILITATION**

Councilmember Thomas introduced Ordinance No. 1452 entitled: AN ORDINANCE AUTHORIZING THE ISSUANCE OF A SEWER REVENUE BOND, SERIES 2022, OF THE CITY OF LA VISTA, NEBRASKA, IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED TWO MILLION SEVEN HUNDRED FORTY-FIVE THOUSAND DOLLARS (\$2,745,000), IN THE FORM OF A PROMISSORY NOTE ISSUED TO EVIDENCE INDEBTEDNESS TO THE NEBRASKA DEPARTMENT OF ENVIRONMENT AND ENERGY; APPROVING THE FORM OF SAID BOND (ISSUED AS A SINGLE PROMISSORY NOTE) AND RELATED LOAN AGREEMENT; PLEDGING AND HYPOTHECATING THE REVENUES AND EARNINGS OF THE SANITARY SEWER SYSTEM OWNED BY THE CITY FOR THE PAYMENT OF SAID BOND; PROVIDING FOR THE ISSUANCE AND SALE OF SAID BOND; AUTHORIZING THE DELIVERY OF SAID BOND TO THE NEBRASKA DEPARTMENT OF ENVIRONMENT AND ENERGY; DETERMINING THAT INTEREST ON SAID BOND SHALL NOT BE EXCLUDABLE FROM GROSS INCOME FOR PURPOSES OF FEDERAL INCOME TAXATION; PROVIDING FOR THE DISPOSITION OF THE PROCEEDS OF SAID BOND AND ORDERING THE ORDINANCE PUBLISHED 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. Councilmembers voting aye: Ronan, Sheehan, Thomas, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Frederick. Motion passed.

Councilmember Sheehan made a motion to approve final reading and adopt Ordinance 1452. Councilmember Quick seconded the motion. Upon roll call vote the following Councilmembers voted aye Ronan, Sheehan, Thomas, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Frederick. The passage and adoption of said ordinance having been concurred on by a majority of all members of the Council, the

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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.

## **C. RESOLUTION – AUTHORIZE AGREEMENT – PRINTING AND MAILING SERVICES**

Councilmember Thomas introduced and moved for the adoption of Resolution No. 22-042 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH COLONIAL PRESS, LA VISTA, NEBRASKA, FOR PRINTING AND MAILING SERVICES.

WHEREAS, the Mayor and City Council have determined that printing and mailing services for Community Guides, newsletters, and postcards are necessary; and

WHEREAS, proposals were solicited, and two proposals were received and reviewed; and

WHEREAS, it is determined that Colonial Press is the lowest, most responsible bidder meeting all specifications outlined in the request for proposals; and

WHEREAS, the FY21/FY22 Biennial Budget provides funding for the proposed services;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, that an agreement, in a form satisfactory to the City Administrator and City Attorney, be authorized with Colonial Press, La Vista, Nebraska, for printing and mailing services.

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

## **D. RESOLUTION – AUTHORIZE AGREEMENT – HYDROLOGY AND HYDRAULIC ANALYSIS – APPLEWOOD CREEK**

Councilmember Quick introduced and moved for the adoption of Resolution No. 22-043 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH SCHEMMER, OMAHA, NEBRASKA, TO REVIEW THE HYDROLOGY AND HYDRAULIC (H&H) MODELING ALONG APPLEWOOD CREEK IN AN AMOUNT NOT TO EXCEED \$9,620.

WHEREAS, the Mayor and City Council have determined that the review of the hydrologic and hydraulic modeling along Applewood Creek is necessary; and

WHEREAS, the FY21/FY22 Biennial Budget provides funding for the proposed services;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, that a professional services agreement, in a form satisfactory to the City Administrator and City Attorney, be authorized with Schemmer, Omaha, Nebraska, to review hydrology and hydraulic modeling in an amount not to exceed \$9,620.

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

## **E. RESOLUTION – AUTHORIZE REQUEST FOR BIDS – 84<sup>TH</sup> STREET SIGNAL IMPROVEMENTS**

Councilmember Thomas introduced and moved for the adoption of Resolution No. 22-044 entitled: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR

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TRAFFIC SIGNAL, PAVEMENT MARKING AND SIGNAGE IMPROVEMENTS TO THE INTERSECTION OF 84<sup>TH</sup> STREET AND CITY CENTRE DRIVE AND THE INTERSECTION OF 84<sup>TH</sup> STREET AND MAIN STREET.

WHEREAS, the Mayor and Council have determined that traffic signal, pavement marking and signage improvements to the intersection of 84<sup>th</sup> and City Centre Drive and the intersection of 84<sup>th</sup> Street and Main Street are necessary; and

WHEREAS, the FY21/FY22 Biennial Budget provides funding for this project; and

WHEREAS, the schedule for awarding this contract is as follows:

Publish Notice to Contractors May 11, 2022 and May 18, 2022

Open Bids May 27, 2022 at 11:00am at City Hall

City Council Award Contract June 7, 2022

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska hereby authorize the advertisement for bids for traffic signal, pavement marking and signage improvements to the intersection of 84<sup>th</sup> Street and City Centre Drive and the intersection of 84<sup>th</sup> Street and Main Street.

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

## **F. RESOLUTION -- APPROVE PURCHASE AGREEMENT -- CRRSAA FUNDS**

Councilmember Sell introduced and moved for the adoption of Resolution No. 22-045 entitled: A RESOLUTION OF THE CITY OF LA VISTA, AUTHORIZING THE SIGNING OF THE CORONAVIRUS RESPONSE AND RELIEF SUPPLEMENTAL APPROPRIATIONS ACT (CRRSSAA) FUND PURCHASE AGREEMENT.

WHEREAS, NDOT has previously entered into an agreement with Metropolitan Area Planning Agency (MAPA) to purchase federal Coronavirus Response and Relief Supplemental Appropriations Act (CRRSSA) funds that were made available to entities within MAPA.

WHEREAS, The State's total cash payout will be equal to 90% of the CRRSSA funds purchased by the State from MAPA.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, that the Mayor is hereby authorized to sign the attached Project CRRSSA Fund Purchase Agreement between the City of La Vista and the NDOT.

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

## **G. APPROVAL OF APPOINTMENT TO FILL CITY COUNCIL VACANCY -- WARD II**

Councilmember Thomas made a motion to approve the Mayor's appointment of Josh Frey to fill the vacancy in Ward II. Seconded by Councilmember Quick. Councilmembers voting aye: Ronan, Sheehan, Thomas, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Frederick. Motion carried.

## **H. ADMINISTRATION OF OATH OF OFFICE CITY COUNCILMEMBER -- WARD II**

Mayor Kindig administered the Oath of Office for City Councilmember -- Ward II to Josh Frey.

Councilmember Frey took his place at the dais.

## **COMMENTS FROM THE FLOOR**

There were no comments from the floor.

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## COMMENTS FROM MAYOR AND COUNCIL

There were no comments from Mayor and Council.

At 6:42 p.m. Councilmember Frey made a motion to adjourn the meeting. Seconded by Councilmember Thomas. Councilmembers voting aye: Ronan, Sheehan, Thomas, Quick, Frey, Hale, and Sell. Nays: None. Abstain: None. Absent: Frederick. Motion carried.

PASSED AND APPROVED THIS 17TH DAY OF MAY 2022.

CITY OF LA VISTA

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

ATTEST:

\_\_\_\_\_  
Patricia Anderson  
Deputy City Clerk