

MINUTE RECORD

A.2

No. 729 — REEDFIELD & COMPANY, INC. OMAHA E1107788LD

LA VISTA CITY COUNCIL MEETING April 15, 2014

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 April 15, 2014. Present were Councilmembers: 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 Chief Lausten, Public Works Director Soucie, Community Development Director Birch, Public Building and Grounds Foreman Siebels, Recreation Director Stopak, Library Director Barcal, and City Engineer Kottmann.

A notice of the meeting was given in advance thereof by publication in the Times on April 2, 2014. 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 announced that a copy of the Open Meetings Act was posted on the west wall of the Council Chambers and copies were also available in the lobby of City Hall.

Mayor Kindig made an announcement regarding the agenda policy statement providing for an expanded opportunity for public comment on the agenda items.

SERVICE AWARDS – DON WARD, TIM KELLER – 10 YEARS; CHRIS BOON – 5 YEARS

Mayor Kindig presented a service award to Don Ward for ten years of service and to Chris Boon for five years of service to the City of La Vista. Tim Keller will be given his 10 year service award at a later date.

PROCLAMATION – NATIONAL LIBRARY WEEK

Mayor Kindig proclaimed April 13 – 19, 2014 as National Library Week. Mayor Kindig presented the Proclamation to Rose Barcal, Library Director.

PROCLAMATION – ARBOR DAY

Mayor Kindig proclaimed April 24, 2014 as Arbor Day in La Vista and presented the Proclamation to Scott Stopak, Recreation Director. Stopak reported that the Celebration will begin at 10:00 a.m. at the Community Center and the tree will be planted just to the west of City Hall.

A. CONSENT AGENDA

- 1. APPROVAL OF THE MINUTES OF THE APRIL 1, 2014 CITY COUNCIL
MEETING**
- 2. MONTHLY FINANCIAL REPORT – MARCH 2014**
- 3. PAY REQUEST FROM THOMPSON DREESSEN & DORNER, INC. –
PROFESSIONAL SERVICES – SOCCER COMPLEX PAVING - \$410.00**
- 4. PAY REQUEST FROM UNIVERSITY OF NEBRASKA-OMAHA –
PROFESSIONAL SERVICES – THOMPSON CREEK - \$779.62**
- 5. APPROVAL OF CLAIMS.**

ABRAHAMS KASLOW & CASSMAN, services	350.00
ACCOUNTEMPS, services	1,600.93
ACTION BATTERIES, IT	94.75
ALAMAR UNIFORMS, apparel	107.00
ALL STAR PRO GOLF, supplies	95.24

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ASPEN EQUIPMENT, maint.	1,103.72
AVI SYSTEMS, maint.	130.94
BARBER, C., travel	206.94
BARCAL, R., travel	140.77
BATTERIES PLUS, equip.	532.87
BCDM, services	485.38
BEAN, J., refund	33.00
BIBLIONIX, equip.	3,850.00
BISHOP BUSINESS EQUIPMENT, services	907.09
BISHOP BUSINESS EQUIPMENT, services	196.78
BLACK HILLS ENERGY, utilities	2,264.58
BOMA/OMAHA, training	44.00
BOUNDTREE MEDICAL, supplies	69.02
BRENDLE, L., refund	120.00
BRENTWOOD AUTO WASH, maint.	96.00
BRIDGESTONE GOLF, sales	1,467.00
BRYAN ROCK PRODUCTS, bld&grnds	3,201.25
BUILDERS SUPPLY, bld&grnds	20.30
CALLAWAY GOLF COMPANY, supplies	318.92
CARDMEMBER SERVICE, supplies & training	9,216.56
CARLSON, B., refund	90.00
CARROT-TOP INDUSTRIES, bld&grnds	261.65
CAVLOVIC, P., apparel	120.00
CENTURY LINK, phone	70.38
CITY OF PAPILLION REC, services	25.00
CJ'S HOME CENTER, bld&grnds	1,217.82
CLASSIC REFRIGERATION, bld&grnds	284.98
COCA-COLA BOTTLING, supplies	1,707.15
COLIBRI SYSTEMS, supplies	407.50
COMP CHOICE, services	150.00
CORNHUSKER INTL TRUCKS, supplies	271.83
COX COMMUNICATIONS, IT	260.00
D & D COMMUNICATIONS, services	81.00
DAVE HEREK, refund	90.00
DOUGLAS COUNTY SHERIFF'S OFC, services	87.50
DULTMEIER SALES & SERVICE, maint.	163.80
EASTERN LIBRARY SYSTEM, training	45.00
EDGEWEAR SCREEN PRINTING, apparel	1,129.50
ELLIOTT EQUIPMENT COMPANY, maint.	1,228.25
FELSBURG HOLT & ULLEVIG, services	610.01
FOCUS PRINTING, printing	110.00
FONTENELLE FOREST, services	110.00
GALE, books	93.71
GALLS, apparel	120.00
GARROD, M., travel	209.44
GCR TIRE CENTERS, maint.	268.13
GENUINE PARTS COMPANY, maint.	2,127.85
GRAINGER, services	113.40
GRAYBAR ELECTRIC, bld&grnds	460.73
GREAT PLAINS UNIFORMS, apparel	49.50
HEARTLAND AWARDS, services	95.00
HELGET GAS, supplies	15.00
HOBBY LOBBY, supplies	142.37
HOLSTEIN'S HARLEY DAVIDSON, maint.	1,349.91
HONEYMAN RENT-ALL, bld&grnds	629.29
HORNADY, supplies	965.60
HOSE & HANDLING, maint.	145.76
HOST COFFEE, supplies	65.00
HUNDEN STRATEGIC PARTNERS, services	4,940.00
HUNDEN STRATEGIC PARTNERS, services	4,660.10
HUNDEN STRATEGIC PARTNERS, services	4,901.80
IOWA PRISON INDUSTRIES, supplies	94.55

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IPMA, dues	390.00
JIMENEZ, D., media	19.99
JOHNSTONE SUPPLY, bld&grnds	85.66
KRIHA FLUID POWER, bld&grnds	74.37
LAKELAND ENGINEERING EQUIP, maint.	191.99
LAUGHLIN, KATHLEEN A, TRUSTEE	437.00
LEAGUE ASSN OF RISK MGMT, ins.	196.33
LEAGUE OF NEBRASKA MUNICIPAL., training	339.00
LINCOLN NATIONAL LIFE INS	9,796.39
LINCOLN POLICE DEPARTMENT, services	231.28
LOGAN CONTRACTORS SUPPLY, maint.	114.59
LOU'S SPORTING GOODS, equip.	466.21
LOWE'S CREDIT SERVICES, bld&grnds	426.55
MAPA	527.00
MAPA, training	70.00
MARTIN MARIETTA AGGREGATES, maint.	65.99
MASA, bld&grnds	3,873.95
MAT, services	385.00
MATHESON TRI-GAS, maint.	190.78
MCC, utilities	15,549.91
MENARDS, bld&grnds	175.15
MES-MIDAM, apparel	61.20
MICHAEL TODD AND COMPANY, maint.	164.56
MID CON SYSTEMS INC., maint.	315.00
MIDLANDS LIGHTING & ELECTRIC, bld&grnds	358.05
MIDWEST TAPE, media	646.73
MILLER PRESS, printing	1,188.00
MONTPELIER GLOVE & SAFETY PROD, apparel	78.84
MUD, utilities	2,092.75
NACR INC., IT	2,175.90
NATIONAL EVERYTHING WHOLESALE, supplies	200.83
NE LIQUOR CONTROL COMMISSION, SDL	80.00
NEB GOLF COURSE SUPER., training	35.00
NEBRASKA IOWA SUPPLY, supplies	9,690.00
NEBRASKA SOFTBALL ASSN DIST#10, registration	1,348.00
NOVA HEALTH EQUIPMENT, equip.	80.00
ODEY'S INC., bld&grnds	4,714.42
OFFICE DEPOT, supplies	497.98
OFFUTT YOUTH CENTER, services	720.00
OMAHA WORLD HERALD, legal adv.	408.36
OMNIGRAPHICS, books	446.80
ONE CALL CONCEPTS, services	222.25
OPPD, utilities	51,099.55
OPPD, utilities	4,377.10
O'REILLY AUTO., maint.	173.88
OVERHEAD DOOR, bld&grnds	3,145.00
PAPILLION SANITATION, services	1,847.35
PAPILLION TIRE, maint.	83.59
PARAMOUNT LINEN & UNIFORM, services	465.24
PERFORMANCE CHRYSLER JEEP, maint.	456.75
PETTY CASH	300.00
PITNEY BOWES INC, services	65.44
PLAINS EQUIPMENT GROUP, maint.	233.07
READY MIXED CONCRETE, maint.	1,123.78
REGAL AWARDS OF DISTINCTION, services	400.00
ROSE EQUIPMENT, equip.	135.81
SAM'S CLUB, supplies	241.11
SARPY COUNTY REGISTER OF DEEDS, adv.	34.00
SCHOLASTIC BOOK FAIRS, supplies	121.80
SHRM, dues	185.00
SIGN IT, supplies	1,750.00

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SINNETT, J., travel	82.00
SOLBERG, C., travel	220.43
SPARTAN MEDIA, ads	495.00
SUBURBAN NEWSPAPERS, books	47.00
SUNSET LAW ENFORCEMENT, services	2,759.44
SUPERIOR VISION SVCS INC	586.60
SUTPHEN CORP., maint.	351.54
TED'S MOWER SALES & SERVICE, maint.	30.60
TODD VALLEY FARMS, bld&grnds	563.50
TURF CARS, maint.	903.30
UNITE PRIVATE NETWORKS, IT	3,850.00
UPS, shipping	7.32
VAL VERDE ANIMAL, services	93.40
VAN RU CREDIT CORPORATION	41.91
VAN-WALL EQUIP., maint.	977.67
WHITE CAP CONSTR SUPPLY/HDS, maint.	44.28

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

REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

City Clerk Buethe informed Council the August 5, 2014 is National Night Out and stated that last year the meeting time was changed to allow the Mayor and Council to attend National Night Out events. Council directed Buethe to put approval of changing the meeting time on August 5 to 5:30 p.m. on the next agenda.

Police Chief Lausten stated that there have been 60 calls in the first two weeks of the fire and rescue department merger which is on track with the numbers forecasted. Papillion has done a mutual aide agreement with Omaha for response in areas of La Vista such as the Southport area. The police did SWAT training tonight at 85th and Brentwood.

Public Works Director Soucie stated that the Quiet Zone is complete. The City will be working with the NE Department of Roads railroad liaison on some other minor changes not associated with the Quiet Zone project. Soucie informed Council that clean up days are April 25th and 26th from 7:30 – 3:30.

Community Development Director Birch reported that the first Community Engagement event was held at the Library Monday night and went very well. The second event will be Wednesday night at the Community Center.

Recreation Director Stopak reported that the Annual East Egg Hunt will begin at 10:00 a.m. Saturday April 19, 2014 at the Sports Complex.

Library Director Barcal reported that there are currently 12 students enrolled in the GED and Pre-GED courses at the library and one student has successfully passed the Social Studies Official Test. Barcal reported that Project Search and Embassy Suites are having a Job Fair this Wednesday. 22 businesses have committed to attend. Barcal passed out calendars for the Children's Summer Reading Program. She will have Mary send out an e-mail for special guest readers. Barcal gave an update on the 3D printer.

B. APPLICATION FOR PRELIMINARY PUD, LOTS 1 & 2 SOUTHPORT EAST REPLAT 4, AND LOTS 1 & 2, SOUTHPORT EAST REPLAT 10 (NW OF PORT GRACE & EASTPORT PKWY.)

1. PUBLIC HEARING

At 7:17 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the approval of an application for Preliminary PUD, Lots 1 & 2 Southport East Replat 4, and Lots 1 & 2, Southport East Replat 10 (NW of Port Grace

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& Eastport Pkwy). Kyle Haase of E & A Consulting representing the applicant was available for any questions.

At 7:18 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: Gowan. Motion carried.

2. RESOLUTION

Councilmember Quick introduced and moved for the adoption of Resolution No. 14-042; 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 LOTS 1 & 2, SOUTHPORT EAST REPLAT 4, AND LOTS 1 & 2, SOUTHPORT EAST REPLAT 10 (NW OF PORT GRACE & EASTPORT PARKWAY)

WHEREAS, the owners of the above described piece of property have made application for approval of a preliminary planned unit development plan for Lots 1 and 2, Southport East Replat 4, and Lots 1 and 2, Southport East Replat 10; and

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

WHEREAS, on March 27, 2014, the La Vista Planning Commission held a public hearing and reviewed the preliminary planned unit development plan and recommended approval subject to the resolution of items identified by the city engineer and staff; and

WHEREAS, the items noted by the Planning Commission have been resolved and staff is recommending approval subject to the following:

1. Resolution of items listed in the review letter dated March 12, 2014 (attached)

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 Lots 1 and 2, Southport East Replat 4, and Lots 1 and 2, Southport East Replat 10 be, and hereby is, approved subject to the items listed above.

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

C. DISCUSSION – THOMPSON CREEK WATERSHED RESTORATION PROJECT UPDATE

City Engineer Kottmann and representatives from TD2 and OPPD presented information to update the Mayor and Council on the continuation of the Thompson Creek Watershed Restoration Project. This phase will be the relocation and updating of electrical lines running from 72nd Street to Edgewood Boulevard. They reviewed the costs, construction and relocation of power lines in the project area.

D. FIREWORKS PERMITS

1. RESOLUTION – ESTABLISH NUMBER OF PERMITS

Councilmember Hale introduced and moved for the adoption of Resolution No. 14-043; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, ESTABLISHING THE MAXIMUM NUMBER OF FIREWORKS STANDS TO BE PERMITTED IN THE CITY OF LA VISTA FOR CALENDAR YEAR 2014.

WHEREAS, Section 111.17 and Section 111.18 of the Municipal Code establish criteria that must be met for the issuance of fireworks stand permits, and

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WHEREAS, Section 111.17 (A) of the Municipal Code states in part that, "Each year the City Council shall, by resolution, establish the maximum number of permits to be issued."

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, that the maximum number of fireworks stand permits to be issued in calendar year 2014 shall not exceed eight.

BE IT FURTHER RESOLVED, that per Section 111.17 (C) (10) of the Municipal Code, permit holders shall provide the City of La Vista with a certificate of insurance for their fireworks stand in the type and amount outlined.

BE IT FURTHER RESOLVED, that the written statement of income and expenses, which is required by Section 111.17 (C) (3) of the Municipal Code, be detailed and provide the City with a breakdown of specific expenditures related to the fireworks operation, income from the sale of fireworks, net profit, and specific community betterment expenditures.

BE IT FURTHER RESOLVED, that the issuance of a fireworks permit is conditional upon compliance with the Municipal Code, the Zoning Ordinance, and any other applicable regulations.

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

2. RESOLUTION – ISSUANCE OF PERMITS

Councilmember Crawford introduced and moved for the adoption of Resolution No. 14-044; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING THE FIREWORKS STAND PERMIT APPLICATION OF MONARCHS YOUTH WRESTLING CLUB, LA VISTA YOUTH FOOTBALL AND CHEER, LA VISTA COMMUNITY FOUNDATION, LA VISTA YOUTH, LA VISTA LANCER SOCCER CLUB, LA VISTA YOUTH BASEBALL ASSOCIATION, CORNERSTONE CHURCH, AND BEAUTIFUL SAVIOR LUTHERAN CHURCH.

WHEREAS, the City of La Vista requires City approval of the sale of fireworks within the City limits, and

WHEREAS, the guidelines for application and sale of fireworks in La Vista are specified in the La Vista Municipal Code, Section 111.17 and Section 111.18; and

WHEREAS, eight (8) non-profit organizations have applied for permission to sell fireworks in the City of La Vista in conformance with the Municipal Code, the Zoning Ordinance and any other applicable regulations; and

WHEREAS, City staff has reviewed all applications received in 2014 for the purpose of determining which applications were compliant with the Municipal Code, the Zoning Ordinance or any other applicable regulations.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, hereby conditionally grant a permit to: Monarchs Youth Wrestling Club, La Vista Youth Football and Cheer, La Vista Community Foundation, La Vista Youth, La Vista Lancer Soccer Club, La Vista Youth Baseball Association, Cornerstone Church, and Beautiful Savior Lutheran Church to sell fireworks within the City of La Vista for the 2014 calendar year subject to receipt of all appropriate application materials and compliance with recommendations made by the Chief Building Official regarding their site plan; compliance with the Municipal Code, the Zoning Ordinance and any other applicable regulations; and attendance by an official of the nonprofit organization which applied for the permit and a representative for their fireworks supplies at a meeting with City staff (date and time to be established).

Seconded by Councilmember Hale. Councilmember Sell stated that he would like to see more participation from these organizations with city community events. Mayor Kindig would like to reach out to these organizations through a letter encouraging

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support of La Vista Community events. Councilmember Sheehan asked for an accounting of what community events these organizations donate to monetarily, by volunteering to help or both. Councilmembers voting aye: Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Gowan. Motion carried.

E. RESOLUTION – APPROVE COMMUNICATIONS CABLE & FACILITIES AGREEMENT BETWEEN THE CITY OF LA VISTA AND LEVEL 3 COMMUNICATIONS, LLC

Councilmember Hale introduced and moved for the adoption of Resolution No. 14-045: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING A COMMUNICATIONS CABLE AND FACILITIES AGREEMENT WITH LEVEL 3 COMMUNICATIONS, LLC FOR USE OF PUBLIC RIGHTS-OF-WAY WITHIN THE CITY LIMITS FOR INSTALLATION OF COMMUNICATIONS FACILITIES

WHEREAS, the Mayor and City Council find it necessary to have an agreement setting forth conditions for use of the rights-of-way within the City of La Vista, Nebraska; and

WHEREAS, a Communications Cable and Facilities Agreement to Occupy Public Rights-of-Way is attached hereto as Exhibit 1 and incorporated herein by reference (the "Agreement"). The Agreement would grant Level 3 Communications, LLC permission to use public rights-of way in the City of La Vista; and

WHEREAS, the Agreement includes a Statement of Policy and Standard Specifications for Communication Facilities on City Property; and

WHEREAS, the Agreement provides for the installation of communications facilities by Level 3 Communications, LLC subject to certain terms and conditions as set forth in the Agreement;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of La Vista, Nebraska, that the Agreement is hereby approved and the Mayor and City Clerk are hereby authorized to execute the Agreement with Level 3 Communications, LLC for use of public rights-of-way within the city limits for installation of communications facilities.

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

F. RESOLUTION – AUTHORIZE PURCHASE – BOOM TRUCK

Councilmember Sell introduced and moved for the adoption of Resolution No. 14-046: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE OF ONE (1) 2015 TA60 ARTICULATING TELESCOPIC AERIAL DEVICE (BOOM TRUCK), FROM ALTEC INDUSTRIES, INC., BIRMINGHAM, ALABAMA, IN AN AMOUNT NOT TO EXCEED \$185,000.

WHEREAS, the City Council of the City of La Vista has determined that the purchase of one (1) 2015 TA60 Articulating Telescopic Aerial Device (Boom Truck) is necessary; and

WHEREAS, the FY 2013/14 General Fund Budget provides funding for this 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 purchases over \$5,000.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska authorizing the purchase of one (1) 2015 TA60 Articulating

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Telescopic Aerial Device (Boom Truck) from Altec Industries, Inc.,
Birmingham, Alabama, in an amount not to exceed \$185,000.

Seconded by Councilmember Quick. Councilmember Sheehan asked if the boom itself could be replaced. Public Works Director Soucie stated that they had looked at this option but they couldn't get the aerial certified and without that they could not have a new boom put on. The old truck unit will be kept and transformed to a flatbed truck to be used by the streets or parks division. Councilmembers voting aye: Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Gowan. Motion carried.

G. RESOLUTION – SURPLUS EQUIPMENT

Councilmember Quick introduced and moved for the adoption of Resolution No. 14-047: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA DECLARING PROPERTY AS SURPLUS AND AUTHORIZING ITS SALE.

WHEREAS, the City has determined that certain equipment is not needed for the operation of the fire department due to the merger of fire and EMS services with the City of Papillion and the Papillion Rural Fire Protection District through an Interlocal Cooperation Agreement; and

WHEREAS, the following equipment is recommended to be declared surplus and sold:

- 1992 Sutphen Fire Engine; approximately 25,716 miles/1,727 hours (minimum price \$40,000)
- 1995 International/KME Fire Engine; approximately 13,767 miles/1,111 hours (minimum price \$40,000)
- 1992 Sutphen Aerial Fire Engine; approximately 14,632 miles/1,907 hours (minimum price \$80,000)
- 2005 Ford Ambulance; approximately 23,726 miles/1,779 hours (minimum price \$15,000)

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council that the 1992 Sutphen Fire Engine, 1995 International/KME Fire Engine, 1992 Sutphen Aerial Fire Engine and 2005 Ford Ambulance are hereby declared surplus property and that the sale of this equipment is approved.

AND BE IT FURTHER RESOLVED, that revenue from the sale of said surplus property will be transferred to the Mutual Finance Organization as created in the Interlocal Cooperation Agreement and authorized by Neb. Rev. Stat. § 35-1201

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

H. RESOLUTION – SPECIAL DESIGNATED LIQUOR LICENSE – PATRIARCH DISTILLERS, LLC – OPEN HOUSE EVENT – MAY 31, 2014

Councilmember Sell introduced and moved for the adoption of Resolution No. 14-048: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE SALE AND CONSUMPTION OF BEER, WINE AND DISTILLED SPIRITS AT PATRIARCH DISTILLERS, LLC 12251 CARY CIRCLE, SUITE 100 ON MAY 31, 2014 IN CONJUNCTION WITH AN OPEN HOUSE EVENT.

WHEREAS, Patriarch Distillers, LLC, 12251 Cary Circle, Suite 100 is located within the City of La Vista; and

WHEREAS, Patriarch Distillers, LLC has requested approval of a Special Designated Permit to sell and serve beer, wine and distilled spirits at 12251 Cary Circle, Suite 100 on May 31, 2014, in conjunction with an open house event.

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NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize the City of La Vista to proceed with the application for a "Special Designated License" from the Nebraska Liquor Control Commission to sell and serve beer, wine and distilled spirits at Patriarch Distillers LLC, 12251 Cary Circle, Suite 100 on May 31, 2014, in conjunction with an open house event.

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

Councilmember Crawford made a motion to move Comments from the Floor up on the agenda ahead of Item 1 Executive Session. Seconded by Councilmember Sell. Councilmembers voting aye: Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Gowan. Motion carried.

COMMENTS FROM THE FLOOR

There were no comments from the floor.

I. EXECUTIVE SESSION – PERSONNEL; CONTRACT NEGOTIATIONS

At 7:52 p.m. Councilmember Crawford made a motion to go into executive session for the protection of an individual to discuss personnel matters and protection of the public interest for contract negotiations. Seconded by Councilmember Sell. Councilmembers voting aye: Ronan, Sheehan, Thomas, Crawford, Quick, Hale, and Sell. Nays: None. Abstain: None. Absent: Gowan. 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: Gowan. Motion carried.

COMMENTS FROM MAYOR AND COUNCIL

Mayor Kindig informed Council that the legislature is finished for the year on Thursday.

Councilmember Sheehan asked if the same rules apply for payment of rescue bills as it did when La Vista had their own Fire/Rescue Department. Assistant City Administrator Ramirez stated that they will follow our previous policy.

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

PASSED AND APPROVED THIS 6TH DAY OF MAY, 2014

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

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