

# MINUTE RECORD

A-2

No. 729 — REDFIELD & COMPANY, INC. OMAHA E1310556LD

## LA VISTA CITY COUNCIL MEETING September 15, 2015

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 September 15, 2015. 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 Bueth, Police Chief Lausten, Director of Administrative Services Pokorny, Community Development Director Birch, Assistant Recreation Director Karlson Finance Director Miserez, Human Resources Manager Garrod, City Engineer Kottmann and Library Director Barcal.

A notice of the meeting was given in advance thereof by publication in the Times on September 2, 2015. 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.

### A. CONSENT AGENDA

1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE SEPTEMBER 1, 2015 CITY COUNCIL MEETING
3. PAY REQUEST — LOGAN SIMPSON — PROFESSIONAL SERVICES — COMPREHENSIVE PLAN UPDATE - \$7,896.89
4. PAY REQUEST — LOGAN SIMPSON — PROFESSIONAL SERVICES — COMPREHENSIVE PLAN UPDATE - \$3,815.89
5. PAY REQUEST — TIJ CONSTRUCTION LLC — CONSTRUCTION SERVICES — PUBLIC WORKS SEWER SHOP REHABILITATION - \$85,002.57
6. PAY REQUEST — BERRYDUNN — PROFESSIONAL SERVICES — FINANCIAL SOFTWARE SYSTEM - \$4,718.00
7. PAY REQUEST — THOMPSON, DREESSEN & DORNER, INC. — PROFESSIONAL SERVICES — THOMPSON CREEK PROJECT - \$9,442.55
8. PAY REQUEST — PAPIO-MISSOURI RIVER NRD — PROFESSIONAL SERVICES — WEST PAPIO TRAIL PROJECT - \$35,281.01
9. RESOLUTION NO. 15-115 — APPROVE SPECIAL DESIGNATED LICENSE — NEBRASKA BREWING CO. — BEER GARDEN — OCTOBER 4, 2015

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE CONSUMPTION OF ALCOHOL AT A BEER GARDEN AT 6940-6954 S 108<sup>th</sup> STREET ON OCTOBER 4, 2015.

WHEREAS, 6940-6954 S 108<sup>th</sup> Street is located within the City of La Vista; and

WHEREAS, Nebraska Brewing Company has requested approval of a Special Designated License to serve alcohol at a beer garden at 6940-6954 S 108<sup>th</sup> Street on October 4, 2015 from 12:00 p.m. to 6:00 p.m.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize Nebraska Brewing Company to proceed with the application for a "Special Designated License" from the Nebraska Liquor Control Commission to serve alcohol at 6940-6954 S 108<sup>th</sup> Street on October 4, 2015.

### 10. RESOLUTION NO 15-116 — APPROVE SPECIAL DESIGNATED LICENSE — NEBRASKA BREWING CO. — FUNDRAISER - OCTOBER 18, 2015

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE CONSUMPTION OF ALCOHOL AT A FUNDRAISER AT 6940-6954 S 108<sup>th</sup> STREET ON OCTOBER 18, 2015.

WHEREAS, 6940-6954 S 108<sup>th</sup> Street is located within the City of La Vista; and

WHEREAS, Nebraska Brewing Company has requested approval of a Special Designated License to serve alcohol at a fundraiser at 6940-6954 S 108<sup>th</sup> Street on October 18, 2015 from 12:00 p.m. to 6:00 p.m.

# MINUTE RECORD

September 15, 2015

No. 729 — REDFIELD & COMPANY, INC. OMAHA E1310566LD

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize Nebraska Brewing Company to proceed with the application for a "Special Designated License" from the Nebraska Liquor Control Commission to serve alcohol at 6940-6954 S 108<sup>th</sup> Street on October 18, 2015.

## 11. APPROVAL OF CLAIMS.

ABE'S PORTABLES INC, services	\$392.48
ACCO UNLIMITED CORP, supplies	\$998.15
ACTION BATTERIES, maint.	\$17.70
ALAMAR UNIFORMS, apparel	\$176.71
AMERICAN LIBRARY ASSn, supplies	\$8.10
ANDERSON EXCAVATING CO, services	\$163,929.60
APWA-AMER PUBLIC WORKS ASSN, services	\$50.00
ASPHALT & CONCRETE MATERIALS, maint.	\$145.47
BAKER & TAYLOR, books	\$1,938.71
BISHOP BUSINESS EQUIPMENT, supplies	\$2,068.88
BOMA/OMAHA, travel	\$22.00
BRENTWOOD AUTO WASH, maint.	\$7.00
BROWNELLS INC, supplies	\$320.47
BUILDERS SUPPLY CO INC, supplies	\$21.05
CABELA'S, supplies	\$39.99
CALENTINE, J, travel	\$497.00
CARDMEMBER SERVICE-ELAN, services	\$16,341.10
CATHERINE DEMES MAYDEW, services	\$130.00
CENTURY LINK BUSN SVCS, phones	\$67.84
CENTURY LINK, phones	\$132.43
CHRIS MADDEN, services	\$4,769.61
CITY OF OMAHA, utilities	\$143,544.89
CITY OF PAPILLION PARKS/RECR, services	\$40.00
CITY OF PAPILLION, services	\$134,335.00
COLE W KIZER, services	\$40.00
COLIBRI SYSTEMS NA, supplies	\$825.00
CONTROL MASTERS INC, services	\$1,785.00
COX COMMUNICATIONS, services	\$143.00
CSP 529, payroll	\$50.00
D & B SALVAGE, ser vices	\$655.00
DATASHIELD CORP, services	\$11.40
DEARBORN NATIONAL LIFE INS CO, services	\$4,089.83
DIAMOND VOGEL PAINTS, bld&grnds	\$165.45
DOUGLAS COUNTY SHERIFF'S OFC, services	\$25.00
EFTPS, payroll	\$70,703.08
EXCHANGE BANK, services	\$1,036.79
FEDEX KINKO'S, services	\$11.69
FEDEX, services	\$49.13
FELSBURG HOLT & ULLEVIG, services	\$523.70
FILTER CARE, maint.	\$206.35
FIRST NATIONAL BANK FREMONT, bonds	\$30,972.50
FITZGERALD SCHORR BARMETTLER, services	\$37,613.70
FOREMOST PROMOTIONS, supplies	\$258.82
GALE, books	\$163.43
GARROD, M., travel	\$193.00
GCR TIRES & SERVICE, maint.	\$138.30
GENERAL FIRE & SAFETY EQUIP CO, bld&grnds	\$220.00
GENUINE PARTS CO-OMAHA, maint.	\$1,717.53
GROSSENBACHER BROTHERS INC, supplies	\$285.95
GT DISTRIBUTORS INC, supplies	\$1,204.50
GUEST SERVICES, travel	\$300.48
GUNN, B., travel	\$414.00
H & S CONTRACTING INC, services	\$51,850.00

# MINUTE RECORD

September 15, 2015

No. 729 — REDFIELD & COMPANY, INC., OMAHA E1310556LD

HANEY SHOE STORE, apparel	\$300.00
HARM'S CONCRETE INC, maint.	\$224.00
HEIMES CORPORATION, maint.	\$366.61
HOME DEPOT, supplies	\$127.06
HOPE HEALTH/IHAC, services	\$176.76
HUNDEN STRATEGIC PARTNERS, services	\$9,809.00
HY-VEE INC, services	\$174.00
ICMA, payroll	\$34,546.20
INGRAM LIBRARY SERVICES, books	\$1,578.98
INTERNATIONAL CODE COUNCIL INC, services	\$600.00
J & J SMALL ENGINE, maint.	\$95.40
JOHNSTONE SUPPLY CO, bld&grnds	\$49.52
LAUGHLIN, KATHLEEN A, TRUSTEE, payroll	\$116.00
LEAGUE OF NE MUNICIPLITIES, services	\$39,769.00
LEAGUE OF NEBR MUNICIPALITIES, services	\$1,532.00
LFOP DUES, payroll	\$1,300.00
LOGAN CONTRACTORS SUPPLY, maint.	\$506.51
LOU'S SPORTING GOODS, supplies	\$151.40
MAPA-METRO AREA PLANNING, travel	\$40.00
MARCO INC, payroll	\$344.50
MENARDS, bld&grnds	\$197.14
METRO AREA TRANSIT, services	\$517.00
METROPOLITAN COMM COLLEGE, services	\$17,071.28
MIA C PEARSON, services	\$40.00
MIDWEST EXCAVATING SVCS LLC, services	\$2,750.00
MIDWEST PLASTICS INC, services	\$48.27
MIDWEST RIGHT OF WAY SVCS INC, services	\$2,331.90
MILLARD ROOFING & GUTTER, refund permits	\$1,582.64
MNJ TECHNOLOGIES, services	\$2,480.00
MUD, utilities	\$4,813.44
NACR INC, services	\$2,240.00
NE CHILD SUPPORT CENTER, payroll	\$966.08
NE DEPT OF MOTOR VEHICLE-94789, services	\$13.20
NE DEPT OF REVENUE-FORM 94, services	\$25.00
NE STATE INCOME TAX, payroll	\$10,389.58
NEBRASKA AIR FILTER INC, bld&grnds	\$41.64
NEBRASKA SOFTBALL ASSN, services	\$1,180.00
NEFF TOWING INC, maint.	\$110.00
NORTON, J., travel	\$177.22
NUTS AND BOLTS INC, maint.	\$48.15
OFFICE DEPOT INC, supplies	\$893.43
OFFUTT YOUTH CENTER, services	\$1,152.00
OMAHA PUBLIC POWER DISTRICT, utilities	\$55,777.84
OMAHA WINWATER WORKS, bld&grnds	\$740.15
OMNI, maint.	\$235.87
O'REILLY AUTOMOTIVE, maint.	\$188.83
PAPILLION SANITATION, services	\$937.83
PARAMOUNT LINEN, services	\$322.96
PAYFLEX SYSTEMS USA INC, payroll	\$250.00
PAYLESS OFFICE PRODUCTS INC, supplies	\$151.44
PERFORMANCE FORD, maint.	\$69.00
PLAINS EQUIPMENT GROUP, maint.	\$1,045.31
POKORNY, K., travel	\$193.00
POLICE INSURANCE, payroll	\$261.89
PREMIER-MIDWEST BEVERAGE CO, supplies	\$238.60
Q P ACE HARDWARE, bld&grnds	\$1,033.78
QUALITY BRANDS OF OMAHA, supplies	\$284.30
RAMIREZ, R, travel	\$497.00
READY MIXED CONCRETE CO, maint.	\$3,342.54
REDFIELD & COMPANY, supplies	\$149.49

# MINUTE RECORD

September 15, 2015

No. 729 -- REDFIELD & COMPANY, INC. CHAMPA E1310556LD

REPUBLIC NATIONAL DISTR CO LLC, supplies	\$299.01
RUHGE, R., travel	\$57.00
SARPY COUNTY PUBLIC WORKS, services	\$11,223.92
SCHEMMER ASSOCIATES INC, services	\$3,206.25
SHRM-SOCIETY FOR HUMAN, services	\$190.00
SINNETT, J., travel	\$720.70
SOUTHEAST LIBRARY SYSTEM, services	\$315.00
SPRINT, phones	\$643.00
STOPAK, SCOTT, services	\$378.00
TED'S MOWER SALES, maint.	\$76.95
THEATRICAL MEDIA SERVICES INC, services	\$38,747.00
TIELKE'S SANDWICHES, supplies	\$82.47
TIGHTON FASTENER & SUPPLY INC, bld&grnds	\$43.13
TRACTOR SUPPLY CREDIT PLAN, services	\$314.89
TRAFFIC & TRANSPORTATION PRODS, services	\$5,533.11
TRI-TECH INC, supplies	\$135.60
UNITE PRIVATE NETWORKS LLC, services	\$3,850.00
UNITED PARCEL, services	\$10.88
utilities	\$22.54
UTILITY EQUIPMENT CO, bld&grnds	\$38.23
VAL VERDE ANIMAL HOSPITAL INC, services	\$174.33
VALUATION SERVICES, services	\$15,750.00
VAN RU CREDIT CORP, payroll	\$41.78
VIERREGGER ELECTRIC CO, maint.	\$3,910.00
VOGEL TRAFFIC SERVICES, services	\$6,474.00
WICK'S STERLING TRUCKS INC, maint.	\$16.90

Councilmember Sell made a motion to approve the consent agenda. Seconded by Councilmember Quick. Councilmember Quick 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 City Administrator Ramirez informed Council of the joint meeting with the Planning Commission and the Park and Recreation Advisory Commission to be held on Tuesday September 22 at 6:00 at the Library

Police Chief Lausten reported on an incident that took place at 84<sup>th</sup> Street and Park View Boulevard.

Assistant Public Works Director updated Council on projects going on in the City. Kottmann reported that the work began on the tennis court resurfacing and stated that when the contractor began power washing the court the surface began peeling up and would need some direction whether to continue with the extra work needed to prep the surface. The consensus of Council was to proceed and bring this for approval at the October 6, 2015 meeting.

Assistant Recreation Director Karlson reported on a new program – a Punt, Pass, and Kick contest to be held on September 26, 2015 at 3:30.

Human Resources Manager Garrod introduced the new Human Resources Generalist – Noelle Lamoreux.

## B. STREET RENAMING – PART OF WESTPORT PARKWAY (N OF WEST GILES ROAD TO SOUTHPORT PARKWAY)

### 1. PUBLIC HEARING

At 7:16 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for comment on the street renaming of a part of Westport Parkway (N of West Giles Road to Southport Parkway).

# MINUTE RECORD

September 15, 2015

No. 729 — REFIELD & COMPANY, INC. OMAHA E1310556LD

At 7:17 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

## **2. ORDINANCE - STREET RENAMING**

Councilmember Sheehan introduced Ordinance No. 1263 entitled; AN ORDINANCE OF THE CITY OF LA VISTA, NEBRASKA, TO CHANGE THE NAME OF A PORTION OF WESTPORT PARKWAY (FROM WEST GILES ROAD NORTH TO SOUTHPORT PARKWAY), LOCATED IN THE SOUTHPORT WEST SUBDIVISION, TO SOUTH 125<sup>TH</sup> STREET; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

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. The following Councilmembers voted aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. 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 Sheehan moved for final passage of the ordinance which motion was seconded by Councilmember Crawford. The Mayor then stated the question, "Shall Ordinance No. 1263 be passed and adopted?" Upon roll call vote the following Councilmember voted aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. 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.

## **C. APPLICATION FOR CONDITIONAL USE PERMIT AND FINAL PUD PLAN – LOT 2, MAYFAIR 2<sup>ND</sup> ADDITION REPLAT FIVE**

### **1. PUBLIC HEARING**

At 7:17 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for comment on the application for a conditional use permit and final PUD Plan on Lot 2, Mayfair 2<sup>nd</sup> Addition Replat Five. Bryan Schleif representing the applicant gave a presentation of the project.

At 7:28 p.m. Councilmember Hale made a motion to close the public hearing. Seconded by Councilmember Crawford Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

### **2. RESOLUTION – CONDITIONAL USE PERMIT**

Councilmember Quick introduced and moved for the adoption of Resolution No. 15-117: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF A CONDITIONAL USE PERMIT FOR NELSON CONSTRUCTION & DEVELOPMENT TO ALLOW FOR A CONTINUING CARE RETIREMENT COMMUNITY ON LOT 2, MAYFAIR 2<sup>ND</sup> ADDITION REPLAT FIVE.

WHEREAS, Nelson Construction & Development has applied for a conditional use permit to allow for a continuing care retirement community on Lot 2, Mayfair 2<sup>nd</sup> Addition Replat Five, located southwest of Brentwood Drive and 97<sup>th</sup> Plaza; and

WHEREAS, the La Vista Planning Commission has reviewed the application and recommends approval; and

WHEREAS, the Mayor and City Council of the City of La Vista are agreeable to the issuance of a conditional use permit for such purposes.

# MINUTE RECORD

September 15, 2015

No. 729 -- REDFIELD & COMPANY, INC. OMAHA E1310558LD

NOW THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista hereby authorize the execution of a Conditional Use Permit in form and content submitted at this meeting, with such modifications that the City Administrator or City Attorney may determine necessary or advisable, for Nelson Construction & Development to allow for a continuing care retirement community on Lot 2, Mayfair 2<sup>nd</sup> Addition Replat Five.

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

### **3. RESOLUTION – FINAL PUD PLAN**

Councilmember Hale introduced and moved for the adoption of Resolution No. 15-118: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, DETERMINING CONDITIONS FOR APPROVAL OF THE FINAL PLANNED UNIT DEVELOPMENT (PUD) PLAN FOR LOT 2, MAYFAIR 2<sup>ND</sup> ADDITION REPLAT FIVE, A SUBDIVISION LOCATED IN THE SE 1/4 OF SECTION 16, T14N, R12E OF THE 6<sup>TH</sup> P.M., SARPY COUNTY, NEBRASKA.

WHEREAS, the owners of the above described piece of property have made application for approval of a final planned unit development plan for Lot 2, Mayfair 2<sup>nd</sup> Addition Replat Five; and

WHEREAS, the City Planner and the City Engineer have reviewed the final planned unit development plan; and

WHEREAS, the final planned unit development plan is consistent with the preliminary planned unit development plan approved by the City Council on August 18, 2015.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of La Vista, Nebraska, that the final Planned Unit Development (PUD) plan for Lot 2, Mayfair 2<sup>nd</sup> Addition Replat Five, located in the SE 1/4 of Section 16, T14N, R12E of the 6<sup>th</sup> P.M., Sarpy County, Nebraska, generally located southwest of Brentwood Drive and 97<sup>th</sup> Plaza be, and hereby is, approved.

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

### **D. APPLICATION FOR REPLAT AND SUBDIVISION AGREEMENT – LOT 40A CENTECH BUSINESS PARK**

#### **1. RESOLUTION – REPLAT**

Councilmember Hale introduced and moved for the adoption of Resolution No. 15-119: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, FOR APPROVAL OF THE REPLAT FOR LOT 40A, CENTECH BUSINESS PARK, TO BE REPLATTED AS LOTS 1 AND 2, CENTECH BUSINESS PARK REPLAT TWO, A SUBDIVISION LOCATED IN THE SOUTHEAST QUARTER OF SECTION 13, TOWNSHIP 14 NORTH, RANGE 11 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 40A, Centech Business Park, to be replatted as Lots 1 and 2, Centech Business Park Replat Two; and

WHEREAS, the City Engineer has reviewed the replat; and

WHEREAS, on August 20, 2015, the La Vista Planning Commission held a public hearing 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 40A, Centech Business Park, to be replatted as Lots 1 and 2, Centech Business Park Replat Two, a subdivision located in the Southeast ¼ of Section 13, Township 14

# MINUTE RECORD

September 15, 2015

No. 728 — REFIELD & COMPANY, INC. OMAHA, E1107789LD

North, Range 11 East of the 6<sup>th</sup> P.M., Sarpy County, Nebraska, generally located northeast of Chandler Road and Centech Road, be, and hereby is, approved.

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

## **2. RESOLUTION – SUBDIVISION AGREEMENT**

Councilmember Quick introduced and moved for the adoption of Resolution No. 15-120: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING A SUBDIVISION AGREEMENT FOR LOTS 1 AND 2, CENTECH BUSINESS PARK REPLAT TWO SUBDIVISION.

WHEREAS, the City Council did on September 15, 2015, approve the replat for Lots 1 and 2, Centech Business Park Replat Two Subdivision subject to certain conditions; and

WHEREAS, the Subdivider, Millennium Place, LLC, has agreed to execute a Subdivision Agreement satisfactory in form and content to the City; and

NOW THEREFORE, BE IT RESOLVED, that the Subdivision Agreement presented at the September 15, 2015, City Council meeting for the Centech Business Park Replat Two 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 replat approval and with such modifications that the City Administrator or City Engineer may determine necessary or advisable.

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

## **E. ORDINANCE – CALL FOR REDEMPTION OF BONDS AND REFUNDING SERIES 2015 BOND ISSUES**

Councilmember Quick introduced Ordinance No. 1264 entitled; AN ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS OF THE CITY OF LA VISTA, NEBRASKA, IN ONE OR MORE SERIES, IN THE AGGREGATE STATED PRINCIPAL AMOUNT OF NOT TO EXCEED EIGHT MILLION FIVE HUNDRED THOUSAND DOLLARS (\$8,500,000) FOR THE PURPOSE OF REFUNDING ALL OR A PORTION OF (A) \$2,800,000 OUTSTANDING PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2011A, DATED JUNE 29, 2011; (B) \$4,900,000 OUTSTANDING PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS (OFF-STREET PARKING PROJECT), SERIES 2011B, DATED JUNE 29, 2011; AND (C) \$1,185,000 OUTSTANDING PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2011, ISSUED BY SANITARY AND IMPROVEMENT DISTRICT NO. 195 OF SARPY COUNTY, NEBRASKA, DATED APRIL 15, 2011 AND AUTHORIZING THE REDEMPTION OF SUCH BONDS TO BE REFUNDED; PRESCRIBING THE FORM OF SUCH BONDS TO BE ISSUED AND AUTHORIZING OFFICERS OF THE CITY TO APPROVE CERTAIN FINAL TERMS OF THE BONDS; PROVIDING FOR THE LEVY AND COLLECTION OF TAXES TO PAY THE SAME, IF NECESSARY; PROVIDING FOR THE SALE OF THE BONDS; AUTHORIZING THE DELIVERY OF THE BONDS TO THE PURCHASER; AND PROVIDING FOR THE DISPOSITION OF BOND PROCEEDS; AND ORDERING THE ORDINANCE PUBLISHED IN PAMPHLET FORM.

Paul Grieger with D.A. Davidson presented the information regarding the redemption of bonds and refunding and the savings to the City.

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. The following Councilmembers voted aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. The motion to suspend the rules was adopted and the statutory rule was declared suspended for consideration of said ordinance.

# MINUTE RECORD

September 15, 2015

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

Said ordinance was then read by title and thereafter Councilmember Sheehan moved for final passage of the ordinance which motion was seconded by Councilmember Crawford. The Mayor then stated the question, "Shall Ordinance No. 1264 be passed and adopted?" Upon roll call vote the following Councilmember voted aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. 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.

## **F. RESOLUTION – AUTHORIZATION - PRELIMINARY DESIGN PHASE ENGINEERING CONTRACT - CITY PARKING DISTRICT ACCESS IMPROVEMENTS – DRAINAGE IMPROVEMENTS**

Councilmember Hale introduced and moved for the adoption of Resolution No. 15-121; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH THOMPSON, DREESSEN, AND DORNER, INC. (TD2) TO PROVIDE PRELIMINARY DESIGN PHASE ENGINEERING SERVICES FOR DRAINAGE IMPROVEMENTS IN AN AMOUNT NOT TO EXCEED \$45,089.

WHEREAS, the Mayor and Council have determined that engineering services for the City Parking District access improvements are necessary; and

WHEREAS, the FY16 Capital Improvement Program Budget provides funding for this service; and

WHEREAS, the Mayor and Council gave approval to solicit proposals at the July 7, 2015 meeting; and

WHEREAS, proposals were received and evaluated by City Staff; and

WHEREAS, it was determined that there were two areas of professional services in the RFP; and

WHEREAS, Thompson Dreessen and Dorner (TD2) will provide design and construction phase engineering services for the proposed drainage improvements related to City Parking District Access Improvements in Southport West and in areas downstream of Southport West subject to fee negotiations;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, hereby approve a Professional Services Agreement with Thompson, Dreessen, and Dorner, Inc. to provide preliminary design phase engineering services for drainage improvements in an amount not to exceed \$45,089.

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

## **G. RESOLUTION – AUTHORIZATION – DESIGN AND CONSTRUCTION PHASE ENGINEERING CONTRACT - CITY PARKING DISTRICT ACCESS IMPROVEMENTS – ROADWAY DESIGN**

Councilmember Thomas introduced and moved for the adoption of Resolution No. 15-122; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH OLSSON ASSOCIATES TO PROVIDE DESIGN AND BID PHASE ENGINEERING SERVICES FOR ROADWAY IMPROVEMENTS IN AN AMOUNT NOT TO EXCEED \$73,237.68.

WHEREAS, the Mayor and Council have determined that engineering services for the City Parking District access improvements are necessary; and

# MINUTE RECORD

September 15, 2015

No. 725 — REED & COMPANY, INC. OMAHA E1107788LD

WHEREAS, the FY16 Capital Improvement Program provides funding for this service; and

WHEREAS, the Mayor and Council gave approval to solicit proposals at the July 7, 2015 meeting; and

WHEREAS, proposals were received and evaluated by City Staff; and

WHEREAS, it was determined that there were two areas of professional services in the RFP; and

WHEREAS, Olsson Associates will provide design phase engineering services for the proposed roadway design related to City Parking District Access Improvements;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of La Vista, Nebraska, hereby authorize the Director of Public Works and City Clerk to sign a Professional Services Agreement on behalf of the City of La Vista with Olsson Associates to provide design phase engineering services for roadway improvements

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 – AUTHORIZE PURCHASE OF TYPE B LIMESTONE FOR RIP RAP**

Councilmember Hale introduced and moved for the adoption of Resolution No.15-123; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE PURCHASE TYPE B LIMESTONE RIP RAP FROM KERFORD LIMESTONE, WEEPING WATER NEBRASKA IN AN AMOUNT NOT TO EXCEED \$28,600.

WHEREAS, the City Council of the City of La Vista has determined that the purchase Type B Limestone Rip Rap for Hell Creek Repairs is necessary, and

WHEREAS, the FY15 General Fund budget provides funding for the proposed purchase, and

WHEREAS, Subsection (c) 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 La Vista, Nebraska, do hereby authorize the purchase Type B Rip Rap from Kerford Limestone, Weeping Water Nebraska in an amount not to exceed \$28,600.

Seconded by Councilmember Thomas. 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 1 Executive 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 THE FLOOR**

There were no comments from the floor.

## **I. EXECUTIVE SESSION – PERSONNEL; STRATEGY SESSION – POTENTIAL REAL ESTATE ACQUISITION**

At 7:41 p.m. Councilmember Crawford made a motion to go into executive for protection of an individual to discuss personnel matters and for the protection of the

# MINUTE RECORD

September 15, 2015

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

public for a strategy session on potential real estate acquisition. Seconded by Councilmember Hale. 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 9:27 p.m. the Council came out of executive session. Councilmember Crawford made a motion to reconvene in open and public session. Seconded by Councilmember Thomas. 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 directed staff to look into a case to display items in the front lobby of City Hall.

At 9:27 p.m. Councilmember Hale made a motion to adjourn the meeting. Seconded by Councilmember Thomas. Councilmembers voting aye: Frederick, Ronan, Sheehan, Thomas, Crawford, Quick, Hale and Sell. Nays: None. Abstain: None. Absent: None. Motion carried.

PASSED AND APPROVED THIS 6TH DAY OF OCTOBER, 2015

CITY OF LA VISTA

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

ATTEST:

\_\_\_\_\_  
Pamela A. Bueth, CMC  
City Clerk