

MINUTE RECORD

A-2

No. 729 — REEDFIELD & COMPANY, INC., OMAHA, NE 68105-5610

LA VISTA CITY COUNCIL MEETING May 3, 2016

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 May 3, 2016. 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 Chief Lausten, Community Development Director Birch, Director of Public Works Soucie, Director of Administrative Services Pokorny, Finance Director Miserez, Library Director Barcal, Human Resources Manager Garrod, Recreation Director Stopak and Assistant Public Works Director/City Engineer Kottmann.

A notice of the meeting was given in advance thereof by publication in the Times on April 20, 2016. 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 group in the Pledge of Allegiance and made the announcements.

CITIZEN RECOGNITION

Mayor Kindig and Police Officer Harald Rappold presented a Certificate of Appreciation to Deb Kilmurray in recognition of her selfless acts and personal sacrifices while helping those citizens of La Vista less fortunate than herself.

PROCLAMATION – NATIONAL POLICE WEEK

Mayor Kindig read a proclamation honoring National Police Week.

SERVICE AWARD – BRIAN STOLLEY, JAMIE BROWN – 10 YEARS; MANDY GARROD – 5 YEARS

Mayor Kindig presented a service awards to Brian Stolley and Jamie Brown for 10 years of service to the City of La Vista and to Mandy Garrod for 5 years of service to the City of La Vista.

1. CONSENT AGENDA
1. APPROVAL OF THE AGENDA AS PRESENTED
2. APPROVAL OF THE MINUTES OF THE APRIL 19, 2016 CITY COUNCIL MEETING
3. REQUEST FOR PAYMENT – RDG PLANNING - DESIGN – PROFESSIONAL SERVICES – THOMPSON CREEK OUTREACH – \$637.50
4. APPROVAL OF CLAIMS.

| | |
|--|--------------|
| 529 CSP, payroll | \$50.00 |
| 911 CUSTOM LLC, supplies | \$217.50 |
| ACCREDITED COLLECTION SVC INC, payroll | \$162.08 |
| ACTION BATTERIES, supplies | \$103.08 |
| ALAMAR UNIFORMS, apparel | \$3,575.24 |
| ANDERSON EXCAVATING CO., services | \$120,440.20 |
| ANN TROE, services | \$1,040.00 |
| A-RELIEF, services | \$140.00 |
| ASCAP, services | \$325.83 |
| ASPHALT & CONCRETE MATERIALS, maint. | \$147.00 |
| B & B TECHNOLOGIES, maint. | \$32.91 |
| BARONE SECURITY SYSTEMS, services | \$804.00 |
| BEACON BUILDING, services | \$5,812.00 |
| BERRY DUNN, services | \$875.00 |

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| BIRCH, A., travel | \$405.00 |
| BISHOP BUSINESS EQUIPMENT, services | \$54.62 |
| BKD LLP, services | \$11,090.00 |
| BLACK HILLS ENERGY, utilities | \$3,847.93 |
| BOBCAT OF OMAHA, maint. | \$164.34 |
| BRIDGESTONE GOLF, supplies | \$306.00 |
| BUILDERS SUPPLY CO, bld&grnds | \$150.10 |
| CARROT-TOP INDUSTRIES, bld&grnds | \$303.55 |
| CENTURY LINK, phones | \$107.08 |
| CHRIS MADDEN, services | \$1,990.05 |
| CITY OF PAPILLION PARKS/RECR, services | \$35.00 |
| CITY OF PAPILLION, services | \$2,928.05 |
| CONRECO INC, bld&grnds | \$42.00 |
| CONSOLIDATED MGMT, travel | \$640.50 |
| CONTROL MASTERS Inc, services | \$290.00 |
| COX COMMUNICATIONS, services | \$160.09 |
| CULLIGAN OF OMAHA, bld&grnds | \$10.00 |
| D & K PRODUCTS, supplies | \$3,562.75 |
| DATASHIELD CORP, services | \$6.75 |
| DEARBORN NAT'L LIFE CO, services | \$9,911.25 |
| DH WIRELESS SOLUTIONS, services | \$5,773.74 |
| DHHS REG/LIC-POOL PERMIT, services | \$240.00 |
| DIAMOND VOGEL PAINTS, bldg&grnds | \$183.46 |
| DULTMEIER SALES & SERVICE, maint. | \$436.30 |
| EARL RISER CONCRETE, bld&grnds | \$2,000.00 |
| EDGEWEAR SCREEN PRINTING, apparel | \$1,006.00 |
| EFTPS, payroll | \$67,857.63 |
| EXCHANGE BANK, services | \$305.79 |
| FASTENAL CO, services | \$34.93 |
| FERGUSON ENTERPRISES, services | \$220.66 |
| FILTER CARE, maint. | \$18.00 |
| FIRST NATIONAL BANK FREMONT, services | \$16,867.50 |
| GCR TIRES & SERVICE, maint. | \$322.94 |
| GREAT PLAINS GFOA, services | \$550.00 |
| GREENKEEPER CO, supplies | \$483.76 |
| GT DISTRIBUTORS INC , services | \$1,710.00 |
| GUNN, B., travel | \$405.00 |
| HARM'S CONCRETE, maint. | \$105.00 |
| HOBBY LOBBY STORES, supplies | \$11.98 |
| HUNDEN STRATEGIC PARTNERS, services | \$4,901.00 |
| ICMA, payroll | \$35,616.67 |
| INSIGHT PUBLIC SECTOR, services | \$3,879.25 |
| J & J SMALL ENGINE SERVICE, maint. | \$423.83 |
| J Q OFFICE EQUIPMENT, services | \$128.64 |
| KINDIG, D., travel | \$256.00 |
| KRIHA FLUID POWER CO INC, maint. | \$151.82 |
| LA VISTA COMM FOUNDATION, payroll | \$60.00 |
| LFOP DUES, payroll | \$1,220.00 |
| MAPA-METRO AREA PLAN AGNCY, services | \$60.00 |
| MARK A KLINKER, services | \$200.00 |
| MARTIN MARIETTA AGGREGATES, services | \$4,262.44 |
| MATHESON TRI-GAS, maint. | \$13.50 |
| MAX I WALKER UNIFORM RENTAL, services | \$609.70 |
| MENARDS-RALSTON, bld&grnds | \$818.73 |
| METRO COMM COLLEGE, services | \$17,305.46 |
| MIDWEST RIGHT OF WAY, services | \$1,675.00 |
| MIDWEST TURF & IRRIGATION, supplies | \$187.67 |
| MILLER PRESS, services | \$213.00 |
| MUD, utilities | \$905.98 |
| NE CHILD SUPPORT PAYMENT CTR, payroll | \$966.08 |

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| NE DEPT OF REVENUE-LOTTERY, taxes | \$88,185.00 |
| NE SOFTBALL ASSN, services | \$1,295.00 |
| NE STATE INCOME TAX, payroll | \$9,947.24 |
| NEWMAN TRAFFIC SIGNS, maint. | \$3,025.40 |
| NIGHT FLYER GOLF INC, supplies | \$1,157.00 |
| NPZA-NE PLANNING/ZONING ASSN, services | \$560.00 |
| NUTS AND BOLTS INC, maint. | \$4.29 |
| ODB COMPANY, maint. | \$294.27 |
| OFFICE DEPOT INC, supplies | \$340.55 |
| OFFUTT YOUTH CENTER, services | \$1,008.00 |
| OMAHA MAGAZINE LTD, services | \$446.00 |
| OMAHA WINNELSON, bld&grnds | \$425.00 |
| OMNI, maint. | \$579.15 |
| ONE CALL CONCEPTS, services | \$253.53 |
| PAYLESS OFFICE PRODUCTS, supplies | \$251.32 |
| PLAINS EQUIPMENT GROUP, maint. | \$1,221.10 |
| POLICE INSURANCE, payroll | \$261.89 |
| PREMIER-MIDWEST BEVERAGE CO, supplies | \$320.25 |
| PRO-PAPILLION RECREATION ORG, services | \$1,725.00 |
| QUALITY BRANDS OF OMAHA, supplies | \$363.40 |
| RAMIREZ, R., travel | \$405.00 |
| RAY ALLEN MANUFACTURING, services | \$40.49 |
| RECORDED BOOKS, LLC, media | \$195.74 |
| REGAL AWARDS, supplies | \$470.00 |
| RETRIEVEX, services | \$125.61 |
| SAPP BROS PETROLEUM , supplies | \$2,062.06 |
| SARPY COUNTY COURTHOUSE, services | \$4,100.37 |
| SARPY COUNTY TREASURER, services | \$2,447.75 |
| SCHEMMIER ASSOCIATES, services | \$573.75 |
| SIGN IT, supplies | \$80.00 |
| SOLBERG, C., travel | \$405.00 |
| SPRINT, services | \$119.97 |
| STOPAK, S., travel | \$405.00 |
| TED'S MOWER SALES, services | \$12.50 |
| THOMPSON DREESSEN & DORNER, services | \$3,486.32 |
| TIELKE'S SANDWICHES, supplies | \$44.82 |
| TORNADO WASH, maint. | \$410.00 |
| TRANS UNION RISK, services | \$25.00 |
| TURFWERKS, maint. | \$27.26 |
| UNITED SEEDS INC, supplies | \$330.00 |
| VAN RU CREDIT CORP, payroll | \$31.24 |
| VERIZON WIRELESS, phones | \$272.21 |
| WAL-MART, supplies | \$1,925.04 |
| WHITE CAP CONSTR SUPPLY, maint. | \$79.99 |
| WICK'S STERLING TRUCKS, maint. | \$147.00 |

Councilmember Hale made a motion to approve the consent agenda. Seconded by Councilmember Frederick. Councilmember Crawford 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.

1ST QUARTER REPORT – SARPY COUNTY ECONOMIC DEVELOPMENT CORPORATION

Andrew Rainbolt representing the Sarpy County Economic Development Corporation presented Council with the first quarter report.

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REPORTS FROM CITY ADMINISTRATOR AND DEPARTMENT HEADS

Assistant City Administrator Ramirez reminded the Mayor and Council of the Park Tour on May 10, 2016 at 5:30.

Director of Public Works Soucie gave updates on Thompson Creek and 66th Street. Soucie also informed Council that clean up days were April 22nd and 23rd.

B. RESOLUTION – INTERLOCAL AGREEMENT – LAW RECORDS MANAGEMENT SYSTEM CONSULTING SERVICES

Councilmember Hale introduced and moved for the adoption of Resolution No.16-043; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING AN INTERLOCAL COOPERATION AGREEMENT WITH SARPY COUNTY, THE CITY OF BELLEVUE AND THE CITY OF PAPILLION FOR THE SELECTION OF A LAW RECORDS MANAGEMENT CONSULTANT IN AN AMOUNT NOT TO EXCEED \$8,335.00.

WHEREAS, the Mayor and Council have determined that replacement of the current law records management system may be necessary; and

WHEREAS, the Parties in the Agreement would benefit jointly from the purchase and use of a Law Records Management System (LRMS); and

WHEREAS, the purpose of this Agreement is to share the cost for a technical study of benefits, needs, and uses of a shared LRMS system; and

WHEREAS, pursuant to the Interlocal Cooperation Act, Neb. Rev. Stat. § 13-801, et seq., the Parties wish to permit their local government units to make the most efficient use of their powers by enabling them to cooperate with each other on a basis of mutual advantage and thereby to provide services and facilities in a manner and pursuant to forms of governmental organization that will accord best with geographic, economic, population, and other factors influencing the needs and development of local communities;

WHEREAS, the Agreement is in the best interests of the citizens of the City of La Vista.

NOW, THEREFORE, BE IT RESOLVED, the City Council of La Vista, Nebraska, hereby authorize the Mayor to execute an Interlocal Cooperation Agreement with Sarpy County, the City of Bellevue, and the City of Papillion for the selection of a LRMS consultant in an amount not to exceed \$8,335.00.

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

C. RESOLUTION – MAINTENANCE AGREEMENT – THOMPSON CREEK CHANNEL REHABILITATION – GROUP B CHANNEL RECONSTRUCTION

Councilmember Quick introduced and moved for the adoption of Resolution No.16-044; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING AN AGREEMENT WITH YANO'S NURSERY, INC., OMAHA, NEBRASKA, TO PERFORM YEAR 1, YEAR 2 AND YEAR 3 CHANNEL MAINTENANCE IN THE THOMPSON CREEK CHANNEL REHABILITATION – GROUP B CHANNEL RECONSTRUCTION PROJECT IN AN AMOUNT NOT TO EXCEED \$33,000

WHEREAS, the City has determined it is necessary to contract the channel maintenance directly with a sub-contractor; and

WHEREAS, the FY 16 Capital Improvement Program provides funding for this maintenance and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of La Vista, Nebraska, to authorize an agreement with Yano's

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Nursery, Inc., Omaha, Nebraska to perform Year 1, Year 2 and Year 3 Channel Maintenance in the Thompson Creek Channel Rehabilitation — Group B Channel Reconstruction Project in an amount not to exceed \$33,000.

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

D. RESOLUTION – PARTIAL ACQUISITION CONTRACT – SUPPLEMENTAL SERVICES – CITY PARKING DISTRICT ACCESS IMPROVEMENTS

Councilmember Sell introduced and moved for the adoption of Resolution No.16-045; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE EXECUTION OF A PARTIAL ACQUISITION CONTRACT WITH PINNACLE BANK TO ACQUIRE A PORTION OF LOT 1, SOUTHPORT EAST REPLAT THREE FOR ADDITIONAL RIGHT OF WAY TO WIDEN SOUTHPORT PARKWAY AT ITS INTERSECTION WITH GILES ROAD IN AN AMOUNT NOT TO EXCEED \$10,600.

WHEREAS, the City Council of the City of La Vista has determined that said partial acquisition of right of way to widen Southport Parkway at its intersection with Giles Road; and

WHEREAS, the FY 16 Capital Improvement Program (CIP) provides funding for this project; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, authorizing the City Administrator to execute a partial acquisition contract with Pinnacle Bank to acquire a portion of Lot 1, Southport East Replat Three for additional right of way to widen Southport Parkway at its intersection with Giles Road in an amount not to exceed \$10,600.

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

E. CLASS I LIQUOR LICENSE – SSL OPERATING GROUP LLC DBA SWIZZLE STIX LOUNGE

1. PUBLIC HEARING

At 7:25 p.m. Mayor Kindig opened the public hearing and stated the floor was now open for discussion on the Class I Liquor License for SSL Operating Group LLC dba Swizzle Stix Lounge.

At 7:25 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

Councilmember Hale introduced and moved for the adoption of Resolution No.16-046; A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA RECOMMENDING TO THE NEBRASKA LIQUOR CONTROL COMMISSION, APPROVAL OF THE CLASS I LIQUOR LICENSE APPLICATION FOR SSL OPERATING GROUP LLC DBA SWIZZLE STIX LOUNGE, IN LA VISTA, NEBRASKA.

WHEREAS, SSL Operating Group LLC dba Swizzle Stix Lounge, 7101 S 84th Street, La Vista, Sarpy County, Nebraska, has applied to the Nebraska Liquor Control Commission for a Class I Liquor License, and

WHEREAS, the Nebraska Liquor Control Commission has notified the City of said application, and

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WHEREAS, the City has adopted local licensing standards to be considered in making recommendations to the Nebraska Liquor Control Commission, and

WHEREAS, said licensing standards have been considered by the City Council in making its decision.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, hereby recommend to the Nebraska Liquor Control Commission approval of the Class I Liquor License application submitted by SSL Operating Group LLC dba Swizzle Stix Lounge, 7101 S 84th Street, La Vista, Sarpy County, Nebraska.

Seconded by Councilmember Quick. 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 F 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.

F. EXECUTIVE SESSION – CONTRACT NEGOTIATIONS

At 7:27 p.m. Councilmember Crawford made a motion to go into executive for protection of the public interest for contract negotiations 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 7:52 p.m. the Council came out of executive session. Councilmember Crawford made a motion to reconvene in open and public session. Seconded by Councilmember Hale. 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 reminded the City Council that the Carnival at G. Stanley Hall is Friday May 6 and those able to help should be there around 4:15 p.m.

At 7:57 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 17TH DAY OF MAY, 2016

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk