

**CITY OF PAPIILLION
MAYOR AND CITY COUNCIL REPORT
August 20, 2019 AGENDA**

Subject:	Type:	Submitted By:
A Resolution to approve a First Amendment to Interlocal Agreement, between the City of Papillion, Sarpy County, Nebraska, the City of Bellevue, and the City of La Vista, regarding coordination in a Sarpy County Special Weapons and Tactics Team and Crisis Negotiation Unit.	Resolution No. R19-0157	Scott A. Lyons, Police Chief

SYNOPSIS

This is a resolution to approve an amendment to an existing Interlocal Agreement between the City of Papillion, Sarpy County, Nebraska, the City of Bellevue, and the City of La Vista, regarding coordination in a Sarpy County Special Weapons and Tactics Team and Crisis Negotiation Unit.

BACKGROUND

Papillion, Sarpy County, and La Vista entered into an April 2, 2019 Interlocal Agreement to provide coordination in the Sarpy County Special Weapons and Tactics Team and Crisis Negotiation Unit. Subsequently, the City of Bellevue indicated a desire to be added to the joint Unit. This First Amendment would add the City of Bellevue as a party to the Interlocal Agreement and as a participant in the joint unit. All other provisions of the Agreement will remain the same. This First Amendment has been approved by the City of Bellevue, and is subject to approval by all other parties.

FISCAL IMPACT

The addition of the City of Bellevue to the Interlocal Agreement would not directly affect expenditures or revenue. The Unit may make combined purchases under the Agreement, the cost of which would be contributed by all parties, as determined by the parties' Executive Board under the Agreement; the addition of Bellevue could potentially increase purchase costs but be offset by Bellevue's contribution.

RECOMMENDATION

Approval.

ATTACHMENTS:

Resolution No. R19-0157
First Amendment to Interlocal Agreement

RESOLUTION NO. R19-0157

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PAPIILLION, NEBRASKA, APPROVING THE FIRST AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN THE CITY OF PAPIILLION, THE CITY OF BELLEVUE, SARPY COUNTY, NEBRASKA, AND THE CITY OF LA VISTA.

WHEREAS, on April 2, 2019, the City of Papillion, Sarpy County, Nebraska, and the City of La Vista entered into an Interlocal Agreement providing for coordination in a Sarpy County Special Weapons and Tactics Team and Crisis Negotiation Unit; and

WHEREAS, those parties and the City of Bellevue wish to amend said Agreement to add the City of Bellevue as a party to the Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Papillion that they hereby approve the First Amendment to Interlocal Agreement regarding coordination in a Sarpy County Special Weapons and Tactics Team and Crisis Negotiation Unit between the City of Papillion, Sarpy County, Nebraska, the City of Bellevue, and the City of La Vista.

BE IT FURTHER RESOLVED by the Mayor and City Council of the City of Papillion that they hereby authorize the Mayor, City Administrator, and City Attorney to take all actions necessary, including the signing of documents and legal papers, in order to carry out the intent and purposes of such Agreement on behalf of the City of Papillion.

PASSED AND APPROVED this _____day of August, 2019.

CITY OF PAPIILLION

David P. Black, Mayor

ATTEST:

Nicole L. Brown, City Clerk

FIRST AMENDMENT TO INTERLOCAL AGREEMENT

This First Amendment is made and entered into by and between Sarpy County, Nebraska (hereinafter "County"), the City of Bellevue, located in Sarpy County, Nebraska (hereinafter "Bellevue"), the City of Papillion, located in Sarpy County, Nebraska (hereinafter "Papillion"), and the City of La Vista, located in Sarpy County, Nebraska (hereinafter "La Vista") and referred to collectively as the Parties, pursuant to the authority granted to the parties under Nebraska Revised Statute 13-801, *et seq.*

WHEREAS, pursuant to the Interlocal Cooperation Act, Nebraska Revised Statute 13-801 *et seq.*, the County, La Vista, and Papillion entered into an Interlocal Cooperation Agreement for Sarpy County Special Weapons and Tactics Team and Crisis Negotiation Unit (hereinafter "April 2, 2019 Interlocal Agreement") on or about April 2, 2019.

WHEREAS, the County, La Vista, and Papillion desire to amend the April 2, 2019 Interlocal Agreement by this First Amendment to add Bellevue as a party to the April 2, 2019 Interlocal Agreement, and by executing this First Amendment, Bellevue desires to become a party to the April 2, 2019 Interlocal Agreement.

It is mutually agreed between the parties that the following terms and conditions of the April 2, 2019 Interlocal Agreement are hereby amended to read as follows:

IV. **Executive Board.**

- A. The Executive Board ("Board") consists of the Sarpy County Sheriff, La Vista Chief of Police, Papillion Chief of Police, and **Bellevue Chief of Police**, (or their designees).

IX. **Terms of Agreement.** This Agreement shall be effective for an initial term of three years beginning on April 1, 2019, and ending March 31, 2022; provided, however, Bellevue's participation in the Agreement shall commence beginning August 1, 2019. At the end of the initial term, this Agreement shall automatically renew for additional two-year terms ("Renewal Term"), unless otherwise terminated at any time by mutual written agreement of all the Parties.

XXIV. **Notice and Authorized Representatives.** Notice, required under this Agreement, shall be delivered in writing and shall be effective upon receipt by the authorized representative. Delivery shall be made by certified mail, return receipt requested. For purposes of Notice, following individuals are the authorized representatives of the Parties:

SARPY COUNTY

County Sheriff
Sarpy County Sheriff's Office
8335 Plattview Road
Papillion, NE 68046

CITY OF LA VISTA

Chief of Police
La Vista Police Department
7701 South 96th Street
La Vista, NE 68128
(402) 331-1582

CITY OF PAPIILLION

Chief of Police
Papillion Police Department
1000 East 1st Street
Papillion, NE 68046
(402) 597-2035

CITY OF BELLEVUE

Chief of Police
Bellevue Police Department
1510 Wall Street
Bellevue, Nebraska 68105
(402) 293-3105

Bellevue, by executing this First Amendment, shall become a party to, participate in, and be bound by, the April 2, 2019 Interlocal Agreement, as **amended** by this **First Amendment**.

The recitals above and April 2, 2019 Interlocal Agreement shall be incorporated into this First Amendment by **reference**.

Except as modified by this First Amendment, all other terms and conditions of the April 2, 2019 Interlocal Agreement shall remain in full force and effect and be binding on all Parties.

SARPY COUNTY SHERIFF'S OFFICE:

COUNTY OF SARPY, NEBRASKA,
A Nebraska Political Subdivision

By: _____
Sarpy County Board Chairman

Date: _____

Attest:

Deb Houghtaling, County Clerk

Approved as to Form:

Chief Deputy Sarpy County Attorney

PAPILLION POLICE DEPARTMENT:

CITY OF PAPILLION, NEBRASKA

A municipal corporation and Nebraska Political
Subdivision

By: _____
David P. Black, Mayor

Date: _____

Attest:

Nicole Brown, City Clerk

LA VISTA POLICE DEPARTMENT:

CITY OF LA VISTA, NEBRASKA

A municipal corporation and Nebraska Political
Subdivision

By: _____
Douglas Kindig, Mayor

Date: _____

Attest:

Pamela A. Buehe, City Clerk

BELLEVUE POLICE DEPARTMENT:

CITY OF BELLEVUE, NEBRASKA

A municipal corporation and Nebraska Political
Subdivision



By: *Rusty Hike*
Rusty Hike, Mayor

Date: 7-16-19

Attest:

Susan Kluthe
Susan Kluthe, City Clerk