

October 8, 1996

MINUTES OF MEETING
BOARD OF COUNTY COMMISSIONERS OF SARPY COUNTY, NEBRASKA

A meeting of the Board of County Commissioners of Sarpy County, Nebraska was convened in open and public session at 7:00 p.m on October 8, 1996 at the Courthouse in Papillion, Nebraska. Present: Don Knott Sr., Tim Gay, Phyllis Meyer, Tim Schram, Ron Woodle, Board Administrator Mark Wayne and Debra J. Houghtaling, County Clerk.

Notice of the meeting was given in advance thereto by publication in the Bellevue Leader on October 2, 1996, a copy of the Proof of Publication is on file in the County Clerk's office. Notice of the meeting was simultaneously given to all members of the Board of County Commissioners of Sarpy County, Nebraska. Availability of the agenda was communicated in the published notice and in the notice to members of the Board of County Commissioners of this meeting. All proceedings were taken while the convened meeting was open to the attendance of the public.

There were no Commissioners' comments or liaison representative reports.

Schram moved, seconded by Meyer, to approve the Consent Agenda. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

CONSENT AGENDA:

Schram moved, seconded by Meyer, to approve the minutes of the October 1, 1996 meeting as submitted. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Schram moved, seconded by Meyer, to approve the claims as submitted by Debra J. Houghtaling, Sarpy County Clerk, and authorize the County Clerk to issue warrants for said claims. A complete listing of claims is on file in the office of the County Clerk. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Schram moved, seconded by Meyer, to approve the following South Papillion Creek Watershed Sewer Project (outfall sewer phase I) disbursement requisition as recommended by the Project Engineer:

<u>Req. No.</u>	<u>Payee</u>	<u>Amount</u>
5.	B & L Construction, Inc.	\$396,479.34

Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Resolved by Schram, seconded by Meyer, to approve and authorize the Chairman to sign the Settlement Agreement and Release In Full Of All Claims with Badger Body & Truck Equipment Co. Regarding a material spreader that the county purchased from said equipment company. Ayes: Meyer, Gay, Woodle, Knott, & Schram. Nays: None.

Schram moved, seconded by Meyer, to authorize the Chairman to sign the Quarterly Status Reports, as of September 30, 1996, for the following Community Development Block Grants:

- No. 93-DF-001 Floodway Purchase Program Report No. 7
- No 93-DW-026 Public Work Flood Recovery Program Report No. 5

Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

REGULAR AGENDA:

Lu Ann Kluch, Chairman of the Sarpy County Juvenile Crime and Detention Task Force presented an update on the task force review of juvenile crime in Sarpy County.

As advertised, sealed bids were opened for asphalt surfacing and drainage for 36th Street, LaPlatte Road to Platteview Road and Cedar Island Road, Cornhusker Road to Chandler Road, Sarpy County Project No. C-77(97-9A). Three bids were received:

<u>NAME</u>	<u>TOTAL BID AMOUNT</u>
American Asphalts, Inc.	\$166,380.53
Western Engineering Co. Inc.	183,981.73
U.S. Asphalt Co.	158,862.37

Schram moved, seconded by Gay, to refer the bids for asphalt surfacing and drainage for 36th Street, LaPlatte Road to Platteview Road and Cedar Island Road, Cornhusker Road to Chandler Road, Sarpy County Project No. C-77(97-9A), to the Purchasing Department for review and recommendation.. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Brian Hanson, Fiscal Administrator, reported that bids for financing for the twin engine tractor scraper for the Landfill have been solicited, made, opened and reviewed pursuant to Board authorization.

Resolved by Gay, seconded by Woodle, that the low bid of Bank of Nebraska for financing for the twin engine scraper for a total amount of \$221,250 (interest rate 4.62% with 60 monthly payment of \$4,143.47) be accepted, per written and oral recommendation of the Purchasing Department, and the Fiscal Administrator is authorized to execute necessary documents. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

***CROSS REFERENCE: See October 15, 1996 minutes of meeting resolution for corrected amount of financing (was \$221,250.00/corrected amount is 415,250.**

Gay moved, seconded by Meyer, to sit as a Board of Equalization. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Schram moved, seconded by Meyer, to approve the valuation changes (per notice of proposed valuation change) on real property \improvements listed for the following owners/agents, as recommended by the County Assessor:

George F & Dixie A Dunn
Norwest Bank Nebraska, NA

Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Meyer moved, seconded by Schram, to approve the following exemption applications for 1996 tax exemption on motor vehicles owned by qualifying non-profit organizations, as approved by the County Assessor:

The Salvation Army Gene Eppley Camp	1990 Dodge ½ ton Pickup
Bellevue Senior Citizens Center, Inc.	1994 Ford Bus
Bellevue University	1991 Chevrolet Psgr. Van
	1993 16' Tandem Trlr. Carrier
	1994 Ford Psgr. Van (2)
	1995 Ford Pickup
	1995 Ford 4 Dr. Sedan (2)

Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Gay moved, seconded by Meyer, to return to regular session. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

ZONING ACTIONS:

Resolved by Schram, seconded by Gay, that the application of George & Dixie Dunn for a Final Plat of a subdivision to be known as Dunns-A-Rosa Estates II, being a platting of a parcel of land situated in the E ½ of the NW ¼ of Sec. 22, T13N, R12E of the 6th P.M. Sarpy County, Nebraska (91st and Platteview Road, south side) be approved as it conforms to the preliminary plat that was approved by this Board on July 9, 1996. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Resolved by Meyer, seconded by Gay, that the application of Charles G. Smith for a Preliminary Plat of a subdivision to be known as Birchfield 3rd Addition on the following described property: all of lots 101 thru 113, inclusive, Birchfield 2nd Addition, a subdivision located in the NW ¼ of Sec. 14, T14N, R11E of the 6th P.M. Sarpy County, Nebraska (154th St. from Gertrude Street to Willow Creek Drive) be approved. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Resolved by Meyer, seconded by Gay, that the application of Sprint Spectrum c/o Fred Starr for a Special Use Permit to construct a 130' cellular tower and equipment cabinets on Lot 38, Prairie Corners, a subdivision as surveyed, platted and recorded in Sarpy County, Nebraska (149th and Custer Road, 10707 S. 149th Street) be approved. Ayes: Meyer, Gay,

Knott & Schram. Nays: None. Abstain: Woodle.

Resolved by Schram, seconded by Gay, that the application of Denrus, Inc. for a Change of Zone from IL to RG-25 on Lot 3B, Stoneybrook South Replat as surveyed, platted and recorded in Sarpy County, Nebraska (142nd and Josephine Street) be denied on the following basis, as recommended by the Sarpy County Planning Commission: 1) the County has been seeking commercial/industrial areas for development 2) the residents of Stoneybrook South oppose a multi-family zoning at this location. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Schram moved, seconded by Meyer, to approve the following Flood Plain Permit, as approved by the Building Inspector: Barry Jacobsen, 2502 Annebelle Dr., Lot 82 Hanson's Lake, Platte River, 24' x 24" detached garage. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Meyer moved, seconded by Schram. To approve the following Flood Plain Permit, as approved by the Building Inspector, as long as repairs do not exceed 50% of market value: Steven Meyer, 3230 Crystal Dr., Lot 1 Chris Lake Heights, Sec. 28, T13, R13, Chris Lake, build house. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Schram moved, seconded by Gay, to **deny** the following Flood Plain Permit, as denied by the Building Inspector, and obtain an opinion from the County Attorney reviewing situation: Richard Steinauer, 16516 Iske Place, Lot 9A Iske Park, Missouri River, rood and deck on south side. Ayes: Gay, Woodle, Knott & Schram. Nays: Meyer

Meyer moved, seconded by Schram, to approve the following Flood Plain Permit, as approved by the Building Inspector, as long as repairs do not exceed 50% of market value: Bob Walker, 2414 Platte River Rd., Lot 202 Hansons Lake, Platte River, 24' x 24' addition to house and 24' x 24' freestanding garage. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Schram moved, seconded by Meyer, to approve the following Flood Plain Permit, as approved by the Building Inspector: Richard Ward, Outlot 57 Hansons Lake, Platte River, pole barn/garage 30' x 36'. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Schram moved, seconded by Woodle, to **deny** the following Flood Plain Permit: Allen & Karen Wilde, 16910 Middle Lane Rd., Lot 10 Beacon View, Platte River, dwelling. Ayes: Meyer, Gay, Woodle & Schram. Nays: Knott.
(See action for approval on 10-15-96 Commissioners' bk. 19, pg. 744)

Resolved by Schram, seconded by Meyer, that the application of Michael & Susan Patak for an Administrative Replat, Patak Surveyors Certificate, located on a part of the W 1/2 of the NW 1/4 of Sec. 19, T14N, R11E of the 6th P.M. Sarpy County, Nebraska (9009 Valaretta Dr.) be approved. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Paul Sweeney of the Millard Star Soccer Association appeared to discuss sewer fees applicable to Lot 210 Millard Park. The Board refereed his request for reduction in the normal sewer fee to the County Attorney.

Resolved by Schram, seconded by Woodle, that the Chairman and County Clerk are authorized to execute a purchase agreement and other necessary documents for the purchase of property, located in Top of the Mark Commercial Plaza, for the future operations of the County. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Resolved by Meyer, seconded by Woodle, to adopt a policy for non-union employees and elected officials of Sarpy County, age 62 to 65, to provide for continuation in the County's primary health insurance program as outlined in Sections 1 thru 8 in said resolution. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

The August, 1996 fee reports of the Building Inspector (\$58,779.80) and Sheriff (\$9,591.07) were presented and placed on file.

At 8:40 p.m. Woodle moved, seconded by Meyer, to go into Executive Session to discuss litigation. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

At 8:52 p.m. Schram moved, seconded by Woodle, to return to regular session. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

At 8:55 p.m. Schram moved, seconded by Gay, to adjourn. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

/s/ Don Knott, Sr.
Chairman, Board of County Commissioners

ATTEST: /s/ Debra J. Houghtaling
County Clerk
