

December 10, 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 9:00 a.m on December 10, 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 December 4, 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.

Commissioners' comments were recorded. There were no liaison representative reports.

Chairman Knott presented plaques to outgoing Commissioners Woodle and Meyer in recognition of their service to Sarpy County.

Commissioner Woodle requested that item #3 (approve claims) and Commissioner Meyer requested that item #6 (resolution: appoint member of the Sarpy County Planning Commission) be removed from the Consent Agenda and placed on the Regular Agenda.

Gay moved, seconded by Meyer, to approve the Consent Agenda as amended with the removal of items #3 and #6. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

CONSENT AGENDA:

Gay moved, seconded by Meyer, to approve the minutes of the December 3, 1996 meeting as submitted. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Resolved by Gay, seconded by Meyer, to approve the placement of "Stop" signs at various intersections in S.I.D. #155 & 168, Sarpy County, as recommended by the County Surveyor/Engineer. S.I.D. #155 & 168 shall take such steps to post appropriate signs according to the Manual on Uniform Traffic Control Devices at the locations indicated on the location plan attached to the resolution. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Resolved by Gay, seconded by Meyer, that the County Board of Commissioners shall adjourn after its last regularly scheduled meeting for calendar year 1996 on the 10th day of December, 1996 and pursuant to the statutory authority of this Board, between December 10, 1996 and January 14, 1997, the Chairman of the Sarpy County Board of Commissioners and the Sarpy County Clerk are hereby authorized to prepare claims and issue warrants for 1) payroll and associated expenses 2) utilities 3) lease payments and 4) contract and/or other installment payments which have been contracted for or provided for by action of this Board. The aforementioned individuals have no authority to conduct County business beyond that stated above. Ayes: Meyer, Gay, Woodle, Knott and Schram. Nays: None.

Resolved by Gay, seconded by Meyer, that APA, Inc. is authorized to provide professional design services for the new highway department maintenance shop near Gretna (Sarpy County Highway Department Storage Facility) and the Chairman and Clerk are authorized to sign necessary documents. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Following receipt of the Sarpy County Highway Superintendent's recommendation for abandonment, Gay resolved, seconded by Meyer, that a public hearing be held on January 14, 1997 at 9:00 a.m. in the Board Room of the Sarpy County Courthouse, concerning the abandonment of Northwood Circle and Platte Vista Circle in the Meadow Oaks Subdivision in Sarpy County, Nebraska. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Resolved by Gay, seconded by Meyer, that the agreement with DVAL Enterprises, Inc. (previously referred to as Creative catering, Inc.) for the purpose of operating jail food service facilities be extended by two years to provide an ending date of August 31, 1999. The rate per meal per person for the two year extension period shall remain the same as year 3 of the

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

Gay moved, seconded by Meyer, to authorize the Purchasing Department to solicit bids for a prisoner tracking system for the Sarpy County Jail. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

REGULAR AGENDA:

Woodle moved, seconded by Schram, to approve the claims as submitted by Debra J. Houghtaling, Sarpy County Clerk, and authorize the County Clerk to issue warrants for said claims except deny Claim No. 97-03612 to AT&T in the amount of \$37.49. A complete listing of claims is on file in the office of the County Clerk. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

***INSERT CLAIMS LISTING HERE**

Resolved by Woodle, seconded by Gay, to appoint Thomas J. Wees to the Sarpy County Planning Commission to complete the unexpired term of Don Hornback. Mr. Wees' term of office shall be from December 10, 1996 through January 1, 1998. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Gay moved, seconded by Schram, to approve the schematic design concept as submitted by Bahr, Vermeer & Haecker Architects with input from Carter Goble Assoc. for Sarpy County Courthouse - Court Room Facilities Study (courtroom remodeling project) and seek approval from the Nebraska Supreme Court subject to meeting their security issues. Ayes: Gay, Knott & Schram. Nays: Meyer & Woodle.

Commissioner Meyer went on record stating that "this Board needs to be cognizant of the fact that this is a growing county and it's growing at a phenomenal rate and I don't think that we need to close our eyes on a vision of what we need for tomorrow to have a safe county and you do have to spend some dollars today to save dollars in the long run and to correct Commissioner Gay, that wasn't a new building it was an addition to the building and I see that we have little square footage added on and when I first came on this Board, for \$8 1/2 million dollars, we could have done the juveniles and the extension of the Courthouse so I still stand that I don't think that, since you brought up the voters, that we won't be here so I have a problem with making a decision for a Board that's going to be here in January".

ZONING ACTIONS:

Resolved by Gay, seconded by Schram, that the application of Detector Dogs International, Inc., Pres. Kyle K. Heyen, for a Special Use Trailer Permit to park a single wide mobile home for the purposes of conducting police service dog training exercises in the trailer located on Tax Lot 15 in Sec. 14, T13N, R10E of the 6th P.M., Sarpy County, Nebraska (21920 Platteview Road) be approved with no residential uses for a period of three (3) years. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Resolved by Gay, seconded by Meyer, that the application of Sidney S. and Molly Ann Rightmyer for a Change of Zone from AG to AGD on the following described property: being a platting in the SW 1/4 of the NW 1/4 in Sec. 22, T14N, R10E of the 6th P.M. Sarpy County, Nebraska (23815 Cary Street) be approved. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Resolved by Gay, seconded Schram, that the application of Sidney S. and Molly Ann Rightmyer for a Preliminary/Final Plat of a subdivision to be known as Rightmyer Estates Subdivision being a platting in the SW 1/4 of the NW 1/4 in Sec. 22, T14N, R10E of the 6th P.M. Sarpy County, Nebraska (23815 Cary Street) be approved. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

After the presentation of the application and Planning Commission recommendation, input from interested parties and discussion, Schram moved, seconded by Woodle, to table the application of Charles G. Smith/R S Land Company for a Change of Zone from RD-50 to RD-50PTD and a Final Plat of a subdivision to be known as Birchfield 3rd Addition for one month for homeowners and developers to meet to resolve concerns. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

After a public hearing, Meyer resolved, seconded by Schram, to adopt revised Sarpy County Zoning Ordinances dated January, 1997, which include Sections One (1) through Forty-Four (44), as recommended by the Sarpy County Planning Commission. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

After a public hearing, Woodle resolved, seconded by Gay, to adopt revised Sarpy County Subdivision Regulations dated January, 1997, which include Sections One (1) through Twenty-Four (24), as recommended by the Sarpy County Planning Commission. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

After a public hearing, Meyer moved, seconded by Schram, to approve the revisions to the Sarpy County Comprehensive Development Plan to conform to the modifications noted in the exhibit titled "Land Use Plan Update Jan 1, 1997" attached to the resolution, as recommended by the Sarpy County Planning Commission. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Resolved by Gay, seconded by Meyer, that the application of Michael and Susan Patak and Barry and Jolene Lee for an Administrative Replat, Sarpy Heights III, being a platting of part of the W 1/2 of the NW 1/4 of Sec. 19, T14N, R11E of the 6th P.M. Sarpy County Nebraska and a replatting of Lots 68 and 75, Sarpy Heights, a subdivision as surveyed, platted and recorded in said Sarpy County (Lindale and Valaretta Drive in Sarpy Heights Subdivision, Gretna) be approved. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Fran Grothe, County Purchaser, reported that bids for electrical lighting upgrade for the Sarpy County Historical Museum have been solicited, made, opened and reviewed pursuant to Board authorization.

After a public hearing, Woodle resolved, seconded by Meyer, that the bid of Omaha Electric Service, Inc. for electrical lighting upgrade for the Sarpy County Historical Museum in the amount of \$9,957 (option 1) is accepted, per written and oral recommendation of the Purchasing Department, and this Board's Chairman, Clerk and Attorney are authorized to execute necessary documents. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

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

Schram moved, seconded by Woodle, to approve the following Tax Corrections as approved by the County Assessor: #10531 - #10535. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Schram moved, seconded by Gay, 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:

Bellevue Housing Authority	1992 Plymouth Voyager
Bellevue Christian Center	1978 Ford Van

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

Resolved by Schram, seconded by Gay, that January 14, 1997, 9:00 a.m., at County Board Rm. #1114, Sarpy County Courthouse, Papillion, NE. be fixed as the time and place when the Sarpy County Board of Adjustment and Equalization will equalize and levy special assessments for improvements made in Rural Road Improvement District 1996-1 of Sarpy County, Nebraska. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

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

Meyer moved, seconded by Schram, to approve an agreement with Kirkham-Michael & Associates for engineering design for 132nd Street, Giles Road to Hwy. 370 and Cornhusker Road, 132nd Street west, in the amount of \$159,200. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Schram moved, seconded by Meyer, to approve Change Order No. 1 with B & L Construction, Inc. for the South Papillion Creek Outfall Sewer - Phase 1 Project in connection with the South Papillion Creek Watershed Sewer Project, change from 100 working days to 130 working days for the project work to Sta. 135+42.85. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Resolved by Schram, seconded by Woodle, to extend Sarpy County's commitment to participate in NIRMA and NIRMA II for an additional three years covering the period August 1, 1997 through July 31, 2000 and declare that said resolution shall serve as an addendum to the original Interlocal Agreements entered into by this Board. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Resolved by Woodle, seconded by Gay, that due to the rate variation between Sarpy and Douglas Counties in the federal per diem rate paid by lodging establishments, this Board hereby petitions the appropriate federal agencies to establish an equitable rate for lodging at Sarpy County facilities and requests support from Sarpy County's Congressional delegation in obtaining fair and just per diem rates for lodging in Sarpy County facilities. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

Resolved by Gay, seconded by Meyer, that the Sarpy County Board of Commissioners supports the clean up of the Platte River channel near the abandoned Rock Island Railroad Bridge (located near South Bend, NE. and the property formerly owned by Dorothy Crocker) and declares its intention to participate in an interlocal agreement for same; further resolves that Sarpy County is prepared to contribute up to \$22,500 to said project, subject to further approval by this Board of the specific agreement, project and amount. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

A discussion was held on the continuation of evening Board meetings.

Agenda item #25 (resolution: granting health insurance benefits to retired County employees) was tabled for further evaluation.

The October, 1996 fee report of the Sheriff (\$7,959.66) and the November, 1996 fee report of the Register of Deeds (\$68,111.69) were presented and placed on file.

At 10:49 a.m. Schram moved, seconded by Woodle, to go into Executive Session to discuss collective bargaining. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

At 11:11 a.m. Woodle moved, seconded by Meyer, to return to regular session. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

At 11:12 a.m. Meyer moved, seconded by Woodle, to adjourn until January 14, 1997 at 9:00 a.m. Ayes: Meyer, Gay, Woodle, Knott & Schram. Nays: None.

\s\ Donald E. Knott Sr.
Chairman, Board of County Commissioners

ATTEST: \s\ Debra J. Houghtaling
County Clerk
