

January 13, 1998

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 3:00 p.m. on January 13, 1998 at the Courthouse in Papillion, Nebraska. Present: Thomas O'Hara, Tim Gay, Bart Bonn, Don Knott Sr., Tim Schram, 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 January 7, 1998, 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.

The Sarpy County Board of Commissioners opened their 1998 session with County Clerk Debra Houghtaling calling for selection of a Chairman for 1998.

Resolved by Knott, seconded by O'Hara, that Tim Gay be elected Chairman of the Sarpy County Board of Commissioners for 1998, and thereafter until a Chairman is elected at a regular meeting of this Board to be held in 1999. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Chairman Gay announced his appointment of Thomas O'Hara as Vice Chairman of the Sarpy County Board of Commissioners for 1998.

Commissioners' comments were recorded.

Chairman Gay presented plaques to Commissioner Knott and Schram in recognition of their service as Chairman of the Sarpy County Board of Commissioners for 1996 and 1997 respectively.

Knott moved, seconded by Schram, to approve the Consent Agenda. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

CONSENT AGENDA:

Knott moved, seconded by Schram, to approve the minutes of the December 16, 1997 meeting as submitted. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Knott 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. A complete listing of claims is on file in the office of the County Clerk. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

***INSERT CLAIMS LISTING HERE**

Knott moved, seconded by Schram, to approve the Surveyor's Semi-Annual Report in the amount of \$1,902.23 for the period July 1, 1997 through December 31, 1997. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Knott moved, seconded by Schram, to approve the following Sarpy County Courthouse Addition and Renovation (Courtroom Remodeling Project) disbursement requisition for professional services for the period November 8 to December 12, 1997:

<u>Req. No.</u>	<u>Payee</u>	<u>Amount</u>
6	Bahr Vermeer & Haecker Architects	\$1,722.93

Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Resolved by Knott, seconded by Schram, that Daniel R. Peterson, Emergency Management Director, is designated as the authorized representative to execute and to file on behalf of Sarpy County the application and all other documents for Disaster Assistance - Public Assistance Program for the October 26, 1997 snow disaster for the purpose of obtaining certain Federal/State financial assistance under the President's Disaster Relief Fund and the Governor's Emergency Fund. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Resolved by Knott, seconded by Schram, that the American National Bank of Sarpy County, Papillion, NE.; Bank of Bellevue, Bellevue, NE.; Bank of Nebraska, LaVista, NE.; Commercial Federal Savings Bank, Bellevue and LaVista, NE.; First Bank, Bellevue, NE.; First National Bank of Omaha, LaVista and Bellevue, NE.; First United Bank of Bellevue, Bellevue, NE.; Gretna State Bank, Gretna, NE.; Norwest Bank Nebraska, N.A., Bellevue, NE.; Pinnacle Bank of Papillion, Papillion, NE.; Sapp City Bank, Sarpy County, NE. and Springfield State Bank, Springfield, NE. be approved as depositories for the public funds of Sarpy County for 1998; conditioned upon the true and faithful compliance with all provisions of Nebraska State Law governing the deposit of public funds. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Resolved by Knott, seconded by Schram, that First Bank, Omaha, NE.; First National Bank of Omaha, Omaha, NE. and/or Norwest Bank Nebraska, N.A., Omaha, NE. are approved as depositories for the excess public funds of Sarpy County for 1998, should excess funds require depository banks or capital stock financial institutions outside of Sarpy County, conditioned upon the faithful compliance of said banks or capital stock financial institutions with all provisions of Nebraska State Law governing the deposit of public funds. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Knott moved, seconded by Schram, to authorize the Purchasing Department to solicit bids for tires, tubes and service for the Sarpy County Fleet Services Department. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Knott moved, seconded by Schram, to authorize the Purchasing Department to solicit bids for financing of CAMA System software and hardware for the Sarpy County Treasurer and Assessor Offices. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Resolved by Knott, seconded by Schram, to authorize the Chairman and Clerk to sign the Addendum to Contract for Emergency Residential Care for Juveniles at Y.E.S. House amending the provisions of said contract by reserving two beds for female clients and one bed for a male client, rather than the present arrangement of three beds for female clients of the C.A.R.E Program. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Resolved by Knott, seconded by Schram, to appoint/reappoint the following as members of the Sarpy County Planning Commission for three year terms commencing on January 13, 1998:

<u>NAME</u>	<u>NOMINATED BY</u>
Bill Leonard (appoint)	Commissioner O'Hara
Joe Mangiamelli (re-appointed)	Commissioner Bonn
Thomas Wees (re-appointed)	Commissioner Bonn
Don Meyer (re-appointed)	Commissioner Schram
Dennis Nichols (re-appointed)	Commissioner Gay

Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Resolved by Knott, seconded by Schram, to re-appoint the following as members of the Sarpy County Board of Adjustment for three year terms commencing on January 13, 1998:

Gene Benash	Nominated by Commissioner Knott
Becky Crofoot	Nominated by Commissioner Gay
Marcia Matthies	Recommended by Sarpy County Planning Commission

Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Resolved by Knott, seconded by Schram, to appoint John Kucer as an alternate to the Sarpy County Communications System Advisory Board (replacing Stu DeLaCastro), effectively immediately. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Resolved by Knott, seconded by Schram, to authorize the Chairman to sign the Agreement with Lancaster County, NE. through the Jennie B. Harrel Attention Center for Youth for the safekeeping, care and sustenance of persons held as detainees by Sarpy County, subject to annual modification in September to determine the retroactive rate effective as of July 1 of each year. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Resolved by Knott, seconded by Schram, to ratify the Gang Resistance Education and Training (G.R.E.A.T.) grant award, including

the conditions and special conditions, which has been awarded to the Sarpy County Sheriff's office, Contract Award No. 98-GT-14 in the total amount \$49,800., contract period 10-01-97 through 09-30-98. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Resolved by Knott, seconded by Schram, that a public hearing be held on February 3, 1998 regarding the disposition and fair market value of a parcel of County owned property described as Lot 17 and the North 6 feet of Lot 16, Block 1, South Gretna Addition to the City of Gretna, as surveyed, platted and recorded in Sarpy County Nebraska (namely the site of the Sarpy County Highway Shop). Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Resolved by Knott, seconded by Schram, that previous action of this Board dated 01/21/97 relating to the vacation of Northwood Circle and Platte Vista Circle of the Meadow Oaks subdivision, Sarpy County, Nebraska is hereby amended to correctly state the vacation is subject to an easement for utilities to Sanitary Improvement District #79 of Sarpy County, Nebraska, for the entire area of said roads, as platted. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

REGULAR AGENDA:

As advertised, a public hearing was held regarding the vacation or abandonment of Sidney Street and that portion of an alley that are adjacent to lots 4, 5 & 6 of Block 2, Beagley's subdivision, as surveyed, platted and recorded in Sarpy County, Nebraska. No public comments were received.

As advertised, a public hearing was held for the purpose of creating and appropriating funds for the CDBG-Werner fund, increasing appropriations for the CDBG-Flood Buyout fund and increasing appropriations for the Information Systems fund. No public comments were offered.

Resolved by Knott, seconded by Schram, that the CDBG-Werner fund is hereby created and appropriated \$540,000 as this fund was omitted from the originally adopted budget. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Resolved by Knott, seconded by Bonn, to increase the budget for the CDBG-Flood Buyout fund from \$120,000 to \$165,000 because appropriations were underestimated by the Natural Resources District. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Resolved by O'Hara, seconded by Schram, to increase the budget for the Information Systems fund from \$633,650 to \$663,108 because of unanticipated expenses related to network repair and Internet access. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Resolved by O'Hara, seconded by Knott, to approve the following transfer to provide additional appropriations for unanticipated expenses related to network repair and Internet assess: Inheritance Tax to Information Systems - permanent cash transfer of \$29,458. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Resolved by Knott, seconded by O'Hara, to adopt the Sarpy County, Nebraska Vehicle Acquisition and Disbursement Policy, which policy defines uniform procedures to be followed by Sarpy County departments in the procurement and disposal of vehicles and certain pieces of heavy equipment. O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Schram moved, seconded by Knott, to accept the Sarpy County Financial Audit Report as prepared by Hayes & Associates, L.L.C. consisting of three reports 1) Sarpy County Financial Statements and Independent Auditor's Reports 2) Sarpy County Landfill Facility Corporation Cash Basis Financial Statements and Independent Auditor's Report 3) Sarpy County Management Letter, each for the year ended June 30, 1997. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

A discussion was held on the Courthouse Construction/Remodeling Project. Judge Thompson, Steve Delaney, President of the Sarpy County Bar Association and Attorney Carl Kretsinger addressed the Board and Judge Thompson presented recommendations for the Board's consideration.

Knott moved, seconded by Schram, to sit as a Board of Equalization. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Knott moved, seconded by Schram, to approve the following Tax Corrections as approved by the County Assessor: #10701 - #10728 (#10722 void). Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

O'Hara moved, seconded by Knott, to approve the following exemption applications for 1998 tax exemption on motor vehicles owned by qualifying non-profit organizations, as approved by the County Assessor:

Bellevue Christian Center	1979 Chevrolet Bus
Midlands Bible Baptist Church	1992 Ford 15-psgr. Van
St. Bernadette Church	1984 Chevrolet Silverado

Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Schram moved, seconded by Knott, to return to regular session. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

ZONING ACTIONS:

Resolved by Knott, seconded by Schram, that the application of Dean Sapp for a Final Plat of a subdivision to be known as Lakeview South No. 7 being a replatting of Lot 20 Lakeview South as surveyed, platted and recorded and a part of the E 1/2 of the SE 1/4 in Sec. 23, T14N, R11E of the 6th P.M. Sarpy County, Nebraska (147th Street and Ray Sapp Drive, north side) be approved as submitted as it conforms to the preliminary plat and meets the County master plan. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Resolved by Knott, seconded by O'Hara, that the application of SBA Incorporated by Lance Bleyhl for a Special Use Permit to construct a 300' self supporting communication tower on the following described property: a portion of the N 1/2 of the NW 1/4 in Sec. 8, T13N, R11E of the 6th P.M., Sarpy County, Nebraska (188th and Capehart Road, south side, 100' x 100' lease area, west of existing tower) be approved to be occupied by wireless carriers as it meets the County requirements. Ayes: O'Hara, Gay, Knott & Schram. Nays: None. Absent: Bonn.

Agenda item 29-1 (Flood Plain Permit - Robert Bundy) was held for one week.

Knott moved, seconded by O'Hara, to approve the following Flood Plain Permit, as approved by the Building Inspector: Joyce Kruger, 17007 River Dr., Lot 27 Beacon View, Platte River, garage addition (attached). Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Resolved by Knott, seconded by Schram, that Charles Buller, Don Meyer and Dennis Nichols are re-appointed as members of the Sarpy County Urbanizing Area Planning Commission and their re-appointments will carry a term of office of two (2) years, commencing on January 13, 1998. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Knott moved, seconded by Schram, to table Agenda item #31 (Resolution: Authorize Chairman to sign Interlocal Agreement with the Board of Regents, Univ. Of NE. for provision of Cooperative Extension Services) until February 17, 1998. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Resolved by Knott, seconded by Schram, to authorize the Chairman to sign the Memorandum of Agreement with the Nebraska Domestic Violence Sexual Assault Coalition in cooperation with the Nebraska Commission on Law Enforcement and Criminal Justice whereby the Sarpy County Attorney's Victim-Witness Unit could participate in the Statewide Victim Services' Computer Project. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Resolved by Schram, seconded by Knott, that Paul Williams, Sarpy County Veteran's Service Officer, is designated as a Fiscally Responsible Manager of the Year for the 1998 fiscal year in recognition of his efforts to provide excellent services in a fiscally responsible manner. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Resolved by Schram, seconded by O'Hara, that Georgie Scurfield, Court Appointed Special Advocate (CASA) Program Director, is designated as a Fiscally Responsible Manager of the Year for the 1998 fiscal year in recognition of her efforts to improve the performance of her department with a budget that is less than the previous fiscal year. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

Resolved by Schram, seconded by O'Hara, that the Sarpy County Highway Department employees, Tom Lynam and Rich Weber are hereby recognized for their Outstanding Achievement in responding to the snow disaster of October, 1997. Ayes: O'Hara, Gay,

Knott, Bonn & Schram. Nays: None.

Resolved by O'Hara, seconded by Schram, that Pat Thomas is hereby recognized for his Outstanding Achievement for superior performance in the operation of the Sarpy County Sheriff's Office. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

A discussion was held concerning revisions to the Board Meeting Policy as it pertains to Board appointments.

The November, 1997 fee reports of the County Clerk (\$33,010.20) and the Landfill (\$77,474.14) and the December, 1997 fee reports of the Clerk of District Court (\$7,780.00) and Juvenile Court (\$3,225.00) were presented and placed on file.

At 4:35 p.m. Knott moved, seconded by Schram, to go into Executive Session to discuss real estate. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

At 4:55 p.m. Schram moved, seconded by Knott, to return to regular session. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

At 4:56 p.m. Knott moved, seconded by Schram, to adjourn until January 20, 1998 at 3:00 p.m. Ayes: O'Hara, Gay, Knott, Bonn & Schram. Nays: None.

/s/ Tim Gay

Chairman, Board of County Commissioners

ATTEST: /s/ Debra J. Houghtaling
County Clerk
