

March 2, 1999

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 March 2, 1999 at the Courthouse in Papillion, Nebraska. Present: Tim Gay, Thomas O'Hara, Don Knott Sr., Tim Schram, Board Administrator Mark Wayne and Deb Houghtaling, County Clerk. Absent: Bart Bonn.

Notice of the meeting was given in advance thereto by publication in the Bellevue Leader on February 24, 1999, 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.

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

**CONSENT AGENDA**

Knott moved, seconded by Schram, to approve the minutes of the February 23, 1999 meeting as submitted. Ayes: Gay, O'Hara, Knott & Schram. Nays: None. Absent: Bonn.

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

**\*INSERT CLAIMS LISTING HERE**

Resolved by Knott, seconded by Schram, that the Equal Employment Opportunity Plan as adopted by Sarpy County, with particular regard to the Juvenile Drug Court Planning Initiative, shall be filed with office of the Sarpy County Clerk and that the plan shall be available for public examination and review. Ayes: Gay, O'Hara, Knott & Schram. Nays: None. Absent: Bonn.

Knott moved, seconded by Schram, to approve the following Sarpy County Courthouse Addition and Renovation Project (Courtroom Remodeling Project) disbursement requisitions:

<u>Req. No.</u>	<u>Payee</u>	<u>Amount</u>
74.	All Makes Office Equip. Co.	\$14,456.00
75.	Wolf Camera, Inc.	175.00

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

Knott moved, seconded by Schram, to approve the following Sarpy County, Nebraska Highway Allocation Fund Bonds, Series 1998, Project Fund (Caterpillar Claas America, LLC Project) disbursement requisition:

<u>Req. No.</u>	<u>Payee</u>	<u>Amount</u>
17.	The B.N. and S.F. RY. Co.	\$88,179.11

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

Resolved by Knott, seconded by Schram, to approve and authorize the Chairman to sign an Addendum to Contract with Prolinx Communications, Inc. as Internet Service Provider for Sarpy County, said contract previously approved by this Board on 12/09/97 and signed on 01/13/98. Ayes: Gay, O'Hara, Knott & Schram. Nays: None. Absent: Bonn.

Knott moved, seconded by Schram, to authorize the Chairman to sign the Contract for Appraisal Review Services with Thomas E. Stevens and Associates in connection with the acquisition of right of way for Project No. STPE-3790(5), C.N.

21598, Cornhusker Road, 48<sup>th</sup> to 72<sup>nd</sup> Streets, total review appraisal fee \$5,000. This motion also authorizes the Chairman to sign the "cover sheet" titled NDOR Plans for Construction for the previously stated project. Ayes: Gay, O'Hara, Knott & Schram. Nays: None. Absent: Bonn.

Resolved by Knott, seconded by Schram, to approve the plans and specifications submitted by Sanitary and Improvement District No. 158 (SID #158) for Tiburon, Sidewalk System, Section 1A, pursuant to Neb. Rev. Stat. §31-740 (Reissue 1993), as recommended by the Sarpy County Chief Deputy Surveyor/Engineer. Ayes: Gay, O'Hara, Knott & Schram. Nays: None. Absent: Bonn.

### **REGULAR AGENDA:**

Fran Grothe, County Purchaser, reported that informal proposals for legal defense for County and District Court clients have been solicited, made, opened and reviewed.

After a public hearing, Knott resolved, seconded by Schram, to reject all proposals for County and District Court client legal defense, per written and oral recommendation of the Purchasing Department, and the County Clerk is directed to take such steps as may be necessary to effectuate the rejection of the offered proposals.. Ayes: Gay, O'Hara, Knott & Schram Nays: None. Absent: Bonn.

Fran Grothe, County Purchaser, reported that bids for the purchase and installation of carpeting in the Sarpy County Courthouse have been solicited, made, opened and reviewed pursuant to Board authorization.

After a public hearing, Knott resolved, seconded by Gay, that the low bid of Sandy Kasner Carpeting for the purchase and installation of carpeting in the Sarpy County Courthouse for the base bid (hallways) and the options of Juvenile Court and Community Service in the amount of \$21,195 is accepted, and this Board's Chairman, Clerk and Attorney are authorized to execute necessary documents. Ayes: Gay, O'Hara, Knott & Schram. Nays: None. Absent: Bonn.

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

Agenda item #11 (Tax correction #10922) was tabled until the County Assessor can address the Board's questions. (This item was acted on later in the meeting).

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

Mike Wohlers addressed the Board concerning 204<sup>th</sup> Street to Westridge Farms, Gretna, requesting that improvement be moved to an earlier date than FY2001 as designated in the Six-Year Road Plan. Discussion followed.

Regarding agenda item #13 (Discussion and action concerning office of Sarpy County Attorney) Commissioner Gay read the following proposal into the record: Proposal - My proposal to the Board of Commissioners is that we authorize County Administrator Mark Wayne to search out unbiased professional legal advice to prepare a summary of the Board of Commissioners' role in the matters currently facing the County Attorneys office. If anyone has specific questions they would like to get answered they would go through Mark Wayne who will then report back to the Board of Commissioners at the appropriate time. This would be a very limited role for an unbiased legal opinion. Discussion followed.

Knott moved, seconded by Schram, to return to Board of Equalization to address item #11 (Tax correction #10922) which was tabled earlier in the meeting. Ayes: Gay, O'Hara, Knott & Schram. Nays: None. Absent: Bonn.

Knott moved, seconded by Gay, to approve Tax Correction #10922, as approved by the County Assessor. Ayes: Gay, O'Hara, Knott & Schram Nays: None. Absent: Bonn.

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

At 3:50 P.M. Knott moved, seconded by Gay, to adjourn until March 9, 1999 at 3:00 P.M. Ayes: Gay, O'Hara, Knott & Schram. Nays: None. Absent: Bonn.

/s/ Thomas A. O'Hara  
Chairman, Board of County Commissioners

ATTEST: /s/ Debra J. Houghtaling  
County Clerk

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