

January 18, 2000

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 18, 2000 at the Courthouse in Papillion, Nebraska. Present: Jack Postlewait, Tim Gay, Thomas O'Hara, Don Knott Sr., Tim Schram, Board Administrator Mark Wayne and Deb Houghtaling, County Clerk.

Notice of the meeting was given in advance thereto by publication in the Bellevue Leader on January 12, 2000, 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.

Administrators' comments were recorded.

Commissioner Schram requested that item #10 (Resolution: Authorize Chairman to sign application and assurances for Juvenile Services grant) be removed from the Consent Agenda and placed on the Regular agenda.

O'Hara moved, seconded by Schram, to approve the Consent Agenda as amended with the removal of item #10. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

CONSENT AGENDA

O'Hara moved, seconded by Schram, to approve the minutes of the January 11, 2000 meeting as submitted. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

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

***INSERT CLAIMS LISTING HERE**

Resolved by O'Hara, seconded by Schram, to modify the Sarpy County Comprehensive Developmental Plan by changing the following described property from CI (commercial/industrial) to RH (residential high): part of Tax Lot 4 located in the NW 1/4 of Sec. 16, T14N, R11E of the 6th P.M., part of a subdivision known as Hickory Ridge (Lots 274 through 562), as surveyed, platted and recorded in Sarpy County, Nebraska (180th Street and Harrison Street). Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

Resolved by O'Hara, seconded by Schram, to modify the Sarpy County Comprehensive Developmental Plan by changing the following described property from AG (agricultural) to TA (transitional agricultural): a tract of land located in the S 1/2 of the S 1/2 of Sec. 10, T12N, R11E of the 6th P.M. (Meadow Oaks South) as surveyed, platted and recorded in Sarpy County, Nebraska (intersection of Riha Road and West Highway 31). Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

Resolved by O'Hara, seconded by Schram, to approve and authorize the Chairman and County Clerk to sign Addendums to Solid Waste Management Agreements for disposal of solid waste at the Sarpy County Landfill with the following haulers: Papillion-LaVista Public Schools, Monarch Construction Inc., and Bellevue Public Schools. Said addendums extend the term of the existing contracts by a period of three (3) years from the date the addendums were approved by the County. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

Resolved by O'Hara, seconded by Schram, to approve and authorize the Chairman to sign the Annual Return/Report of Employee Benefit Plan, IRS Form 5500 for fiscal plan year beginning 01/01/99 and ending 06/30/99, effective date of plan 01/01/99. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

Resolved by O'Hara, seconded by Schram, that the 2000 Noxious Weed Control Plan for Sarpy County, as required by the Nebraska Department of Agriculture pursuant to Neb. Rev. Stat. §2-945.01, et. seq., is adopted and approved. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

O'Hara moved, seconded by Schram, to approve the Community Development Block Grant Program Income Report for Grant #92-ED-018, Lanter Company, for the period ending 12/31/99. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

Resolved by O'Hara, seconded by Schram, to approve and authorize the Chairman to sign the Community Development Block Grant Program Final Financial Report for Grant #97-ED-004, Werner Enterprises Expansion Project. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

O'Hara moved, seconded by Schram, to authorize the Purchasing Department to solicit bids for Road Aggregate for the Sarpy County Highway Department. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

O'Hara moved, seconded by Schram, to authorize the Purchasing Department to solicit bids for the Data Center Uninterruptible Power Supply and Conditioner (UPS) purchase and installation for the Sarpy County Information Systems Department. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

O'Hara moved, seconded by Schram, to authorize the Chairman to sign On-Site Service Agreement Equipment Schedule, Maintenance Agreement #SCISYS01, with Progressive Business Technologies, Inc. for printer maintenance services for Sarpy County offices as listed on the attached equipment schedule, agreement is for a one-year period from 01/01/00 through 12/31/00 with the option to automatically renew for one-year periods. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

Resolved by O'Hara, seconded by Schram, to authorize the Chairman and the County Highway Superintendent to sign the Certificate of Compliance for County Project No. C77(99-13) for Bridge #153 replacement with 120" corrugated metal pipe, Structure No. C007711020 located at 192nd & Schram Road, NDOR/Federal Highway Administration for soft match credit for the cost of subject project. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

Resolved by O'Hara, seconded by Schram, to accept the list of delinquent real estate taxes which were not sold at the last annual tax sale submitted by the Sarpy County Treasurer as required by Sec. 77-1918, R.R.S. 1943, amended 05/03/95. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

REGULAR AGENDA:

Resolved by Schram, seconded by Postlewait, to approve and authorize the Chairman to sign documents related to the Nebraska Crime Commission 2000 Federal Juvenile Justice Grant Application for project titled "Sarpy County Juvenile Drug Treatment Court", proposed project period from 07/01/00 to 06/30/01, to assist with the costs of operating the Juvenile Drug Treatment Court, amount requested in this grant application is \$85,161 with total project cost being \$109,239. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

Agenda item #16 (Discussion of the Sarpy County Fair Board) was removed from the agenda by the requesting party.

Debby Peoples, County Purchaser, reported that bids for two (2) variable horsepower/articulated all wheel drive motor graders for the Sarpy County Highway Department have been solicited, made, opened and reviewed pursuant to Board authorization.

After a public hearing, Schram resolved, seconded by O'Hara, that the bid of Murphy Tractor and Equipment Co. for two (2) John Deere 772CH year 2000 variable horsepower/articulated all wheel drive motor graders, including trade-ins, in the amount of \$296,023 (Option 2 in bid proposal) with a five year - 6,000 hour full machine warranty 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: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

As advertised, a public hearing was held regarding the vacation of a portion of right of way located in the SE 1/4 of Sec. 18, T14N, R12E of the 6th P.M., located near the intersection of 120th & Giles Road in Sarpy County, Nebraska. No public comments were offered.

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

O'Hara moved, seconded by Gay, to approve the following Tax Corrections as approved by the County Assessor: #11201 - #11227 (#'s 11216, 11218 & 11220 Void). Ayes: Postlewait, Gay, O'Hara & Knott. Nays: None. Absent: Schram.

O'Hara moved, seconded by Postlewait, to approve the following exemption applications for 2000 tax exemption on motor vehicles owned by qualifying non-profit organizations, as approved by the County Treasurer:

Korean Baptist Mission	1991 Toyota Camry 4 Dr.
A New Beginning Benevolence Ministry	1987 Ford Aero Star

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

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

Gay moved, seconded by Schram, to hold agenda item #21 (Permission to solicit bids for Lawn Care) for one week, 01/25/00. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

Resolved by Schram, seconded by O'Hara, to approve and authorize the Chairman to sign the Mutual Release between Applied Micro Technology, Inc., Memex, Inc. and the County of Sarpy, NE., thereby releasing named parties from an agreement and contract amendment signed by Sarpy County on 08/01/95 and 09/12/95 respectively for computer hardware, software and services for the Sarpy County E911 Communications Center. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

Resolved by O'Hara, seconded by Schram, that this Board hereby indicates its intent to expand the existing sewer system of Sarpy County (South Papillion Creek Watershed Sewer Project), as constructed under the County Industrial Sewer Construction Act, to serve the basin of the West Branch of the South Papio Basin west of 152nd Street in Sarpy County, Nebraska, as indicated on the map attached to the resolution. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

Resolved as amended by Schram, seconded by Gay, that this Board hereby supports the study of the feasibility of the establishment of a training facility for law enforcement and fire personnel at Offutt Air Force Base available for use by local law enforcement and fire/rescue agencies. Ayes: Gay, O'Hara, Knott & Schram. Nays: None. Abstain: Postlewait.

Chairman Knott presented the Sarpy County Board Liaison Representatives. The list is as follows:

Board Chairman: Don Knott, Sr.
Vice-Chairman: Tim Schram
1999 Sarpy County Board Liaison Representatives
(January 11, 2000 to January 9 , 2001)

Budget & Finance	Tim Schram, Tom O'Hara*
Building, Property & Grounds	Don Knott Sr., Tom O'Hara*
800 MHZ & Emergency Management	Don Knott Sr., Tim Gay *
Environmental Control, Landfill & Recycling Programs	Don Knott Sr., Tim Schram *
Fleet Services	Tim Schram, Don Knott Sr.*
Human Services & Eastern Nebraska 5	
County Human Services Governing Board	Tim Gay, Tom O'Hara *
Law Enforcement/Juvenile	Tom O'Hara, Tim Schram*
Legislation	Tim Gay, Tim Schram*
Merit Commission	Don Knott Sr., Jack Postlewait*
Metropolitan Area Planning Agency Board of Directors	Jack Postlewait, Tom O'Hara*
Noxious Weeds Committee	All Commissioners are members of Noxious Weed Board, but Don Knott will be primary contact
Personnel	Tom O'Hara, Jack Postlewait*
Sarpy County Economic Development Corporation	Tim Schram, Tim Gay*
Sarpy County Historical Society Board of Directors	Jack Postlewait
Tourism Promotion Liaison	Jack Postlewait, Tim Gay*

NOTE: The Commissioner listed first is primary representative.

* - denotes alternate

Tom Lynam, Surveyor, reported on activities within his department.

The December, 1999 fee report of the Register of Deeds (\$121,753.86) was presented and placed on file.

At 4:05 P.M. O'Hara moved, seconded by Schram, to recess for 10 minutes and then go into Executive Session to discuss 1) personnel and 2) litigation. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

At 5:20 P.M. O'Hara moved, seconded by Gay, to return to regular session. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

Agenda item #28 (Recess: Quarterly Jail Inspection) was postponed for one week 01/25/00.

At 5:21 P.M. Schram moved, seconded by Postlewait, to adjourn until January 25, 2000 at 3:00 P.M. Ayes: Postlewait, Gay, O'Hara, Knott & Schram Nays: None.

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

ATTEST: /s/ Debra J. Houghtaling
County Clerk
