

February 8, 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 February 8, 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 February 2, 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.

There were no Administrators' comments.

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

CONSENT AGENDA

Schram moved, seconded by Postlewait, to approve the minutes of the February 1, 2000 meeting as submitted. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

Schram moved, seconded by Postlewait, 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**

Schram moved, seconded by Postlewait, to authorize the Chairman to sign the Request for Release of Funds and Certification in connection with Community Development Block Grant No. 97-ED-018, Caterpillar Claas America, LLC Project Equipment Grant. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

Resolved by Schram, seconded by Postlewait, to approve the recommendation of the County Surveyor/Engineer for placing of "No Parking" signs along Platteview Road from Second Street in Springfield for 400' to the West, as indicated on the location plan attached to the resolution. The Sarpy County Highway Department shall take such steps to post appropriate signs according to the Manual on Uniform Traffic Control Devices. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

Resolved by Schram, seconded by Postlewait, that the County Attorney is authorized and directed to file a petition for the appointment of appraisers to ascertain and determine the damages to owners, and such other legal proceedings necessary to protect the interests of the County, which will result from the taking of the property described within said resolution in the exercise of the County's power of eminent domain pursuant to Neb. Rev. Stat. §23-108 (Reissue 1997) in order to obtain certain property adjacent to Cornhusker Road for the purposes of making improvements on Cornhusker Road, 48th to 72nd Streets, located within Sarpy County, Sarpy County Project No. C-77(277)-6. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

REGULAR AGENDA:

After a public hearing Schram moved, seconded by O'Hara, to recommend approval of the liquor license application of Legends National Golf Management, LLC dba "Tiburon Golf Club", 10302 South 168th Street, Omaha, Sarpy County, Nebraska 68136 for a Class "M" - Bottle Club and notify the Nebraska Liquor Control Commission of Board approval. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

After a public hearing Gay moved, seconded by Postlewait, to recommend approval of the liquor license application of T & T Enterprises dba "Giavonni Santino's New York Pizzeria", 3608 Twin Creek Dr. #8, Bellevue, Sarpy County, Nebraska

68123 for a Class "M" - Bottle Club and notify the Nebraska Liquor Control Commission of Board approval. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

The Sarpy County S.A.F.E. Policy Committee presented the Sarpy County (S.A.F.E. P.O.L.I.C.Y.) Comprehensive Plan which stated purpose is to reduce juvenile delinquency and enhance public safety in Sarpy County. A discussion and comment period followed the presentation. The committee encouraged the Board to pursue a further study of the feasibility of building a Juvenile Justice Center.

A public hearing was continued from 02/01/00 concerning support of the Feasibility Study for the Western Sarpy Levee Improvement for flood damage reduction on the lower Platte River. Following the public hearing Gay resolved, seconded by Schram, to support Plan 5 with 50 year Levee (with alignment A/F and B) as identified in the Western Sarpy/Clear Creek Studies Economic Evaluation attached to resolution. Further resolved that it is the preference of this Board to use voluntary buyouts wherever possible; that property relocations be kept to a minimum; and that future hunting, fishing and recreational rights of adjacent property owners be preserved. Further resolved that this Board also reserves right of comment after the feasibility study is completed to review background data to determine impact of Plan 5 with 50 year Levee to Western Sarpy County property owner's and public infrastructure in said area. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

At 4:20 PM. the Board recessed, returning to session at 4:25 P.M.

Debby Peoples, County Purchaser, reported that bids for a Production Year 2000 Unmarked 4-Dr. Vehicle for the Sarpy County Sheriff's Department have been solicited, made, opened and reviewed pursuant to Board authorization.

After a public hearing, Schram resolved, seconded by Postlewait, that the low bid of Beardmore Chevrolet, Inc. for one (1) unmarked cruiser in the amount of \$19,283.95 for a Production Year 2000 Chevrolet Impala 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.

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

Schram moved, seconded by Postlewait, to approve the following Tax Corrections as approved by the County Assessor: #11242 - #11243. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

Gay moved, seconded by O'Hara, 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:

Bellevue Christian Center	1999 Doo Little Trailer
Revival Tabernacle Church	1999 Buick LeSabre
Boy Scout Troop 464	1989 Wells Cargo Trailer
" " "	1993 Homemade Trailer

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

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

ZONING ACTIONS:

Resolved by O'Hara, seconded by Gay, that the application of Werner Enterprises for a Change of Zone from BG to IL on the following described property: Lots 2, 3, 4 & 5, Prairie Corners II, located in part of the NW 1/4 of Sec. 25, Twp. 14N, Rng. 11E of the 6th P.M. Sarpy County, Nebraska (located near I-80 & Hwy. 50) be approved as it complies with the Sarpy County Comprehensive Development Plan. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None. (This action confirms the previous action of this Board on 01/11/00).

Resolved by O'Hara, seconded by Gay, that the application of Rashelle Fenger for a Special Use Permit to operate a home-based beauty salon on the following described property: Lot 27, Millard Park Replat V, located in part of Sec. 15, Twp. 14N, Rng. 11E of the 6th P.M., in Sarpy County, Nebraska (16427 Josephine) be approved as long as applicant owns and operates the beauty salon in this location. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

Resolved by Schram, seconded by Postlewait, that the application of HearthStone Homes for a Final Plat of a subdivision to be known as Hickory Ridge (Lots 274-562 and Outlot A) located on part of Tax Lot 4 in the NW 1/4 of Sec. 16, Twp. 14N, Rng 11E of the 6th P.M., Sarpy County, Nebraska (180th & Harrison) be approved as it complies with the preliminary plat and the Sarpy County Comprehensive Plan with the provisions in the subdivision agreement to include (1) a fence be erected along the south end of the subdivision, (2) a sidewalk constructed along 180th Street when appropriate, (3) S.I.D. #190 to share in the cost of improvements to 180th Street according to the surveyor's office, (4) to minimize the amount of water run-off during grading and construction that would affect the commercial property to the south; approval further contingent on applicant entering into a subdivision agreement with Sarpy County and Sanitary & Improvement District #190 and a wastewater agreement with the City of Omaha. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None

Resolved by Gay, seconded by O'Hara, that the application of George and Eileen Samson for a Change of Zone from AG to AGR on the following described property: Being a platting of part of the W 1/2 of the SE 1/4 of the SE 1/4 of Sec. 31, Twp. 14N, Rng. 12E of the 6th P.M., Sarpy County, Nebraska (122nd & Schram Road) be approved as it complies with the Sarpy County Comprehensive Plan. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

Resolved by Gay, seconded by O'Hara, that the application of George and Eileen Samson for a Preliminary/Final Plat of a subdivision to be known as Samson Addition on the following described property: Being a platting of part of the W 1/2 of the SE 1/4 of the SE 1/4 of Sec. 31, Twp. 14N, Rng. 12E of the 6th P.M., Sarpy County, Nebraska (122nd & Schram Road) be approved as it complies with the Sarpy County Comprehensive Plan. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

Resolved by Schram, seconded by Postlewait, to establish the rate for local collect calls for the prisoner's telephone system at the Sarpy County Law Enforcement Center at \$1.85 per call to become effective 05/01/00. This \$1.85 per call rate is an adjustment from the rate last set by this Board on 04/14/92. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None

Resolved by Gay, seconded by Schram, to approve and authorize the Chairman to sign the Addendum Contract for Inmate Pay Phone System with Evercom Systems, Inc. "Vendor" (previously AmeriTel Pay Phones, Inc.), which addendum will extend the term of the existing contract for an additional five years from 05/01/00 through 04/30/05, reflect the Vendor's name change to Evercom Systems, Inc., and provide that Vendor shall install the necessary equipment and software for the CAM System into County's existing inmate phone system and add such equipment and software to contract. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

Resolved by O'Hara, seconded by Gay, to establish a petty cash fund for the use of the County Attorney's Office in an amount not to exceed \$200, and the dollar limit of any expenditure from such fund will not exceed \$200. Ayes: Postlewait, Gay, O'Hara, Knott & Schram. Nays: None.

O'Hara moved, seconded by Postlewait, to authorize the purchase and installation of a Zetron pagebridge to replace an existing Motorola system for the Sarpy County Communications Department, said equipment and a full spares kit will be purchased through Motorola from the Nebraska State Contract with installation included by Motorola's authorized service agent Mobile Communications, Inc. at a total project cost of \$34,244.24. Ayes: Postlewait, Gay, O'Hara, Knott & Schram.

Nays: None.

The January, 2000 fee report of the Landfill (\$154,028.00) was presented and placed on file.

At 5:01 P.M. O'Hara moved, seconded by Schram, to adjourn until February 15, 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
