

February 13, 2001

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 13, 2001 at the Courthouse in Papillion, Nebraska. Present: Jack Postlewait, Tim Gay, Inez Boyd, Aldona Doyle, Tim Schram, Board Administrator Mark Wayne and Renee Lansman representing the County Clerk.

Notice of the meeting was given in advance thereto by publication in the Bellevue Leader on February 7, 2001, 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' and Administrator's comments were recorded.

Commissioner Doyle requested that item #2 (Approve claims) be removed from the Consent Agenda and placed on the Regular agenda.

Gay moved, seconded by Boyd, to approve the Consent Agenda as amended with the removal of item #2. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

CONSENT AGENDA

Gay moved, seconded by Boyd, to approve the minutes of the February 6, 2001 meeting as submitted. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Gay moved, seconded by Boyd, to authorize the Chairman to sign the Nebraska Crime Commission Contract/Acceptance Form for the 2000 Federal Law Enforcement Block Grant for funds to be used by the Sarpy County Sheriff's Office for radar equipment, total amount \$1,176.66 which includes \$117.66 matching dollars. This is a reduced award from the application approved by this Board on 11/07/00 and the purpose for which the funds will be used has been revised. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Gay moved, seconded by Boyd, to approve the request of the City of Papillion for free use of the Sarpy County Landfill for their annual spring clean-up (dates of event: April 20, 21 & 22, 2001 with delivery to the Landfill on each of these days, excluding Sunday, and during the following week as time allows). The City will be required to pay the surtax fee levied by the Nebraska Department of Environmental Control as established by the County's policies and procedures. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Gay, seconded by Boyd, that Larry Timm is appointed to fill the vacancy on the Area 5 Agricultural and Horticultural Land Valuation Board and Sarpy County Assessor Dan Pittman is appointed as the alternate to Larry Timm on said Board, each appointment is effective immediately. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Gay, seconded by Boyd, to reappoint the following as members of the Sarpy County Planning Commission for three year terms commencing on February 13, 2001:

<u>NAME</u>	<u>NOMINATED BY</u>
Don Meyer	Commissioner Schram
Dennis Nichols	Commissioner Gay

Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Gay, seconded by Boyd, to renew the agreement with the Methodist Employee Assistance Program (prev: Nebraska Methodist Hospital) and approve the amount of \$15.25 per employee as compensation for such program. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Gay, seconded by Boyd, to approve and authorize the Chairman and County Clerk to sign the Agreement for Physician Services with Edward Mantler, M.D. to serve as the medical advisor for the Sarpy County Medical Indigent Program, effective date of agreement 02/01/01. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Gay moved, seconded by Boyd, to authorize the Purchasing Department to solicit bids for Road Management/Inventory System Software for the Sarpy County Highway Department. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Gay moved, seconded by Boyd, to authorize the Chairman to sign the "cover sheet" titled NDOR Plans for Construction for Springfield North, State Project No. BR-3770(2), bridge replacement at 143rd and Platteview Road, Sarpy County, NE. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

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

<u>Req. No.</u>	<u>Payee</u>	<u>Amount</u>
47.	Kirkham Michael Consulting Eng.	\$2,535.29

Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

REGULAR AGENDA:

Doyle moved, seconded by Gay, 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 hold General Claim #01-5577 to Blackstone Insurance Group, Inc. in the amount of \$7,000. A complete listing of claims is on file in the office of the County Clerk. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

***INSERT CLAIMS LISTING HERE**

Fred Scarpello, Project Manager from Jacobson Helgoth Consultants, presented information regarding the status of the Household Hazardous Waste Facility Project.

Gay moved, seconded by Doyle, to authorize the Purchasing Department to solicit bids for the Sarpy County Courthouse West Annex Office Remodel and Southeast Annex Remodel. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Postlewait moved, seconded by Gay, to sit as a Board of Equalization. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Boyd moved, seconded by Postlewait, to approve the following Tax Corrections as approved by the County Assessor: #11501 - #11506. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Boyd moved, seconded by Postlewait, to approve the following exemption application for 2001 tax exemption on motor vehicles owned by qualifying non-profit organizations, as approved by the County Treasurer:

Bellevue Christian Center 1993 Ford Van Aerostar

Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Postlewait moved, seconded by Gay, to return to regular session. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

ZONING ACTIONS:

Resolved by Boyd, seconded by Gay, that the application of Richard and Brenda Ostransky for a Change of Zone from AG to AGD & AGR on the following described property, to wit: Tax Lot 9B, located in the SE 1/4 of the SW 1/4 of Sec. 14, Twp. 14N, Rng. 10E of the 6th P.M., Sarpy County, NE (225th & Giles Road) be approved as it complies with the Sarpy County Comprehensive Plan, with the stipulation that the driveway entrance be approved by the Sarpy County Surveyor. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Gay, seconded by Doyle, that the application of Richard and Brenda Ostransky for a Preliminary/Final Plat of a subdivision to be known as Ostransky Estates on the following described property, to wit: Tax Lot 9B, located in the SE 1/4 of the SW 1/4 of Sec. 14, Twp. 14N, Rng. 10E of the 6th P.M., Sarpy County, NE (225th & Giles Road) be approved as it complies with the Sarpy County Zoning Regulations and Comprehensive Plan. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None

Resolved by Gay, seconded by Postlewait, that the application of Kenneth Weber for a Change of Zone from AG to AGD on the following described property, to wit: Being a replat of part of Tax Lot 1A1B1A, located in the SE 1/4 of the NW 1/4 of Sec. 18, Twp. 12N, Rng. 11E of the 6th P.M., Sarpy County, NE (200th & West Highway 31) be approved because it complies with the Sarpy County Comprehensive Plan. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Gay, seconded by Postlewait, that the application of Kenneth Weber for a Preliminary/Final Plat of a subdivision to be known as Riverside Estates on the following described property, to wit: Being a replat of part of Tax Lot 1A1B1A, located in the SE 1/4 of the NW 1/4 of Sec. 18, Twp. 12N, Rng. 11E of the 6th P.M., Sarpy County, NE (200th & West Highway 31) be approved as it complies with the Sarpy County Comprehensive Plan and Zoning Regulations. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Postlewait, seconded by Gay, that the application of Jeff Ray, Olmstead & Perry Consulting Engineers, agent for Roger Stueckrath, for a Change of Zone from AG to RS-72 on the following described property, to wit: Part of the N 1/2 of the SE 1/4 of Sec. 16, Twp. 14N, Rng. 11E of the 6th P.M., Sarpy County, NE (168th Street, 1/4 mile north of Giles) be approved as it complies with the Sarpy County Comprehensive Plan, with the stipulation that the requests of the Sarpy County Surveyor and the Papio-Missouri River Natural Resources District (NRD) be met. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Gay, seconded by Postlewait, to approve the application of Jeff Ray, Olmstead & Perry Consulting Engineers, agent for Roger Stueckrath, with the revised drawing of the Preliminary Plat of a subdivision to be known as Cedar Ridge on the following described property, to wit: Part of the N 1/2 of the SE 1/4 of Sec. 16, Twp. 14N, Rng. 11E of the 6th P.M., Sarpy County, NE (168th Street, 1/4 mile north of Giles Road) as it complies with the Sarpy County Comprehensive Plan, with the stipulation that applicant adhere to all requests made by Tom Lynam, Sarpy County Surveyor and the Papio-Missouri River Natural Resources District (NRD). Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Boyd, seconded by Doyle, that the application of Bob Dean, agent for Main Street Partners, L.L.C. for a Change of Zone from AG to RD-50PD, RS-72PD and BG on the following described property, to wit: The NW 1/4 of Sec. 17, Twp. 14N, Rng. 11E of the 6th P.M., Sarpy County, NE (SE corner of 192nd & Harrison Street) be approved for a change of zone from AG to RD-50, RS-72 and BG (not allowing the PD [Planned Development] portion of the zone change) as it complies with the Sarpy County Comprehensive Plan. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Boyd, seconded by Postlewait, that the application of Bob Dean, agent for Main Street Partners, L.L.C. for a Preliminary Plat of a subdivision to be known as Hoich Addition on the following described property, to wit: The NW 1/4 of Sec. 17, Twp. 14N, Rng. 11E of the 6th P.M., Sarpy County, NE (SE corner of 192nd & Harrison Street) be approved with the stipulation that applicant include and meet the requirements of the Papio-Missouri River Natural Resources District (NRD) and the Sarpy County Surveyor, as it complies with the Sarpy County Comprehensive Plan; further that approval of the final plat should include consideration of the following conditions:

- 1) Ingress / egress, from 192nd Street - County standard permanent street (hard surface access)
- 2) Cul-de-sacs - Outlots J & R (north end) possibly eliminated
- 3) Roundabouts - Surveyor Lynam will research this issue
- 4) Bridge on 192nd Street - check weight limit
- 5) Emergency service - fire trucks, etc.

Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Gay, seconded by Postlewait, that the application of Bob Dreessen, Thompson, Dreessen & Dorner, Inc., agent for Harrison Woods, L.L.C. for a Final Plat of a subdivision to be known as Harrison Woods (preliminary plat - The Hamptons) on the following described property, to wit: Part of the NE 1/4 of Sec. 16, Twp. 14N, Rng. 11E of the 6th P.M., Sarpy County, NE (approx. 1/2 mile south of Harrison, from 168th east to 156th) be approved with the stipulation that applicant comply with the requests of the Sarpy County Surveyor, Papio-Missouri River Natural Resources District (NRD), State of Nebraska, and the Army Corps of Engineers; further that approval is contingent upon completion of a Subdivision Agreement providing for subject subdivision's participation in improvement of Harrison Street from 168th to 180th Streets, as per direction by the Sarpy County Surveyor. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Gay, seconded by Postlewait, that the Sarpy County Surveyor is instructed to make a study of the use being made of three parcels of unused road right of way (parcels A & B described as Giles Road ROW acquisition and parcel C described as 120th Street ROW acquisition) all located near the intersection of 120th and Giles Road in Sarpy County (adjacent to the Southport Subdivision), more particularly described in the exhibit attached to the resolution, and to provide a recommendation as to the vacation or abandonment thereof, and a certification as to whether said roadway is within the zoning jurisdiction of any city of the metropolitan, primary or first class. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Following the receipt of the Sarpy County Surveyor's recommendation for vacation, Boyd resolved, seconded by Postlewait, that a public hearing be held on 03/13/01 at 3:00 P.M. in the Board Room of the Sarpy County Courthouse, to receive public comment regarding the vacation of that part of Wall Street adjoining Lot 1, Block 1, Masters Addition located near the southeast corner of the intersection of 132nd Street and Nebraska Highway 370 in Sarpy County, NE. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Boyd, seconded by Postlewait, to declare the official intent of Sarpy County to reimburse certain expenditures made by the County to pay the costs of planning, acquiring, constructing, equipping and furnishing a Juvenile Detention Facility (Sarpy County Juvenile Justice Center Facility Construction Project) in an amount not to exceed \$5,000,000 in accordance with the provisions of Treasury Regulations, Section 1.150-2; making certain covenants and agreements with respect thereto; and related matters. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Postlewait, seconded by Gay, to authorize the Chairman to sign the Addendum to the Metro Area Motorist Assist Program Memorandum of Understanding which alters the existing MOU and includes provision for the inclusion of Sarpy County's participation in said program through 06/30/02, stipulating that Sarpy County will provide \$5,000 for Motorist Assist Program expenses. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

A discussion was held regarding "Snow Day" Policies and Procedures for the Sarpy County Courthouse and Courts. A draft was presented for consideration.

Board members who attended the NACO County Board Workshop which was held in Kearney on February 8 & 9, 2001 gave an overview of subjects addressed and information provided at the workshop.

The January, 2001 fee reports of the Department of Planning and Building (\$36,102.04) and Register of Deeds (\$115,015.78) were presented and placed on file.

At 5:02 P.M. Postlewait moved, seconded by Doyle, to adjourn until February 20, 2001 at 3:00 P.M. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

\sl Tim Schram
Chairman, Board of County Commissioners

ATTEST: \sl Renee Lansman
for the County Clerk
