

January 14, 2003

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 14, 2003 at the Courthouse in Papillion, Nebraska. Present: Jack Postlewait, Tim Gay, Inez Boyd, Aldona Doyle, 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 8, 2003, 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 2003 session with County Clerk Debra Houghtaling calling for selection of a Chairman for year 2003.

Resolved by Gay, seconded by Boyd, that Jack Postlewait be elected Chairman of the Sarpy County Board of Commissioners for year 2003, and thereafter until a Chairman is elected at a regular meeting of this Board to be held in 2004. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Commissioners' and Administrator's comments were recorded.

Chairman Postlewait announced his appointment of Inez Boyd as Vice Chairman of the Sarpy County Board of Commissioners for year 2003.

Schram moved, seconded by Gay, to approve the Consent Agenda. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

CONSENT AGENDA

Schram moved, seconded by Gay, to approve the minutes of the December 17, 2002 meeting as submitted. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Schram 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. 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**

Schram moved, seconded by Gay, to accept the Election Commissioner's Six-Month Report, 07/01/02 through 12/31/02, in the amount of \$39,305.83. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Schram moved, seconded by Gay, to accept the Surveyor's Semi-Annual Report in the amount of \$2,130.75 for the period 07/01/02 through 12/31/02. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Schram moved, seconded by Gay, to approve the following Sarpy County Limited Tax Building Bonds, Series 2001, Construction Fund (Sarpy County Juvenile Justice Center) disbursement requisitions:

<u>Req. No.</u>	<u>Payee</u>	<u>Amount</u>
48.	Norix Group, Inc.	\$ 6,415.92
49.	Computer Cable Connection, Inc.	441.80
50.	Insight	144.00
51.	Carlson West Povondra Architects	1,666.97
52.	Communication Services, Inc.	26,548.89

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

Schram moved, seconded by Gay, to approve the Community Development Block Grant Program Income Report for Grant #92-ED-018, Lanter Company, for the period ending 12/31/02. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Schram moved, seconded by Gay, to authorize the Purchasing Department to solicit bids for printed office stationary for various Sarpy County offices. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Schram, seconded by Gay, that the Pitney Bowes mail machine with cabinet is declared to be surplus property and the Purchasing Department is authorized to dispose of said equipment in the best interest of Sarpy County. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Schram, seconded by Gay, to approve the recommendation of the Sarpy County Surveyor/Engineer for placing "Stop" signs at an intersection in S.I.D. #165 (Chalco Point 1st Addition, Sarpy County) as indicated on the location plan attached to the resolution. S.I.D. #165 shall take such steps to post appropriate signs according to the Manual on Uniform Traffic Control Devices. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Schram, seconded by Gay, to approve the plans and specifications submitted by Sanitary and Improvement District No. 192 for Tiburon Estates, Paving, Storm and Sanitary Sewer, Area 2, pursuant to Neb. Rev. Stat. §31-740 (Reissue 1998) as recommended by the Sarpy County Chief Deputy Surveyor. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Schram, seconded by Gay, that Mike Riddle is re-appointed to the Sarpy County Personnel Board as the appointee of the Sarpy County Board of Commissioners, with the term to expire 03/31/07. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Schram, seconded by Gay, to authorize the Chairman and County Clerk to sign the Interlocal Cooperation Agreement between Sarpy County and the City of La Vista for the provision of animal control services through Sarpy County's agreement with the Nebraska Humane Society. City shall pay to County compensation equal to \$2.09 per resident of the City for contract year beginning as of 11/01/02 (effective date), with yearly adjustments to population determination and per-person rate. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Schram, seconded by Gay, that Sarpy County hereby adopts and supports a Health Insurance Portability and Accountability Act "HIPAA" Compliance Initiative and that Tamra Madsen is appointed and recognized as the HIPAA Coordinator for Sarpy County. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

REGULAR AGENDA:

Agenda item #14 (Discussion: Roads 19th to 25th St.) was cancelled by the requesting party.

Resolved by Boyd, seconded by Doyle, to approve the following budgetary transfers to increase appropriations needed for Building and Planning, Building and Grounds, Jail Maintenance, and Human Services to complete the fiscal year because negotiated salaries were higher than budgeted salaries:

Transfer from Miscellaneous to	Building and Planning	\$ 302
Transfer from Miscellaneous to	Building and Grounds	4,810
Transfer from Miscellaneous to	Jail Maintenance	2,570
Transfer from Miscellaneous to	Human Services	459
Transfer from Miscellaneous to	Transfers	<u>36,580</u>
		\$44,721

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

As advertised, a public hearing was held for the purpose of increasing appropriations for the Fleet Services, Road, and Landfill funds. No public comments were offered.

Resolved by Gay, seconded by Schram, that the following budgets are hereby increased to cover negotiated salary increases:

- Fleet Services increased from \$861,775 to \$875,723
- Road increased from \$12,468,160 to \$12,486,882
- Landfill increased from \$4,483,862 to \$4,487,772

Further that the source of revenue to cover the increase in budgeted expenditures will be from the General fund. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

As advertised, a public hearing was held for the purpose of creating and appropriating funds for the Sarpy County FY2003 Budget for the Federal Grant-Audio Visual fund, Federal Grant-Bioterrorism and Federal Grant-Ballistic Vests funds because grant funds were awarded after the budget adoption. No public comments were offered.

Resolved by Boyd, seconded by Doyle, that funds are hereby created and appropriated within the Sarpy County FY2003 budget as follows:

Federal Grant-Audio Visual	\$ 1,100
Federal Grant-Bioterrorism	\$65,000
Federal Grant-Ballistic Vests	\$12,076

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

Diana Damme, County Purchaser, reported that bids for Waste Oil Tanks for the Keep Nebraska Beautiful Grant have been solicited, made, opened and reviewed pursuant to Board authorization.

After a public hearing, Boyd resolved, seconded by Doyle, that the low bid of Duo Life Manufacturing Co. Inc. for the Mobile Waste Oil Tanks and the low bid of Setzer's Manufacturing, Inc. for the Stationary Waste Oil Tanks are 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, Boyd, Doyle & Schram. Nays: None.

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

Doyle moved, seconded by Gay, to approve the following Tax Corrections as approved by the County Assessor: #11867, #11870 - #11910 (#11868 & #11869 - Void). Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Doyle moved, seconded by Gay, to approve the following exemption applications for 2003 tax exemption on motor vehicles owned by qualifying non-profit organizations, as approved by the County Treasurer:

Hope & Refuge Ministries, Inc.	1991 Ford Ranger Super Pickup
Korean Baptist Church	1991 Toyota Camry

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

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

ZONING ACTIONS:

Resolved by Schram, seconded by Doyle, that the application of Martin Ostransky Farms for a Final Plat of a subdivision to be known as Sunset Ridge (Lot 3) on the following described property, to wit: Being a platting of part of Tax Lot 9, located in the S 1/2 of the NE 1/4 of Sec. 22, Twp. 14N, Rng. 10E of the 6th P.M., Sarpy County, NE (234th & Cary Road) be approved with the stipulation that the County Surveyor gives approval for driveway access, as it meets Sarpy County Subdivision Regulations. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None

Resolved by Schram, seconded by Boyd, that the application of Hilltop Industrial Park, LLC by Rudy R. Mudra, President for a Final Plat of a subdivision to be known as Hilltop Industrial Park on the following described property, to wit: Being a replatting of the south 76.00 feet of Lot 19, and all of Lot 20, Hilltop Industrial Park, a subdivision in Sarpy County, NE together with part of the NE 1/4 of Sec. 25, Twp. 14N, Rng 11E of the 6th P.M., Sarpy County NE (134th Street, south of Cornhusker Road) be approved for Lots 27-35 (inclusive) of Hilltop Industrial Park as it meets Sarpy County Subdivision Regulations and conforms to the Preliminary Plat. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None

Resolved by Gay, seconded by Doyle, that the application of Tom and Virginia Geiser for a Special Use Trailer Permit to park a single wide mobile home for recreational use only on the following described property, to wit: Vencil's Island, LLC, located in Sec. 21, Twp. 14N, Rng. 10E of the 6th P.M., Sarpy County, NE be approved. Ayes: Postlewait, Gay & Doyle. Nays: Boyd & Schram.

Resolved by Boyd, seconded by Gay, that the application of Luxa Construction Co. Inc. for a Temporary Special Construction Permit to allow the locating and use of a portable concrete plant for a period of one year on the following described property, to wit: A portion of the SW 1/4 of Sec. 30, Twp. 14N, Rng. 12E of the 6th P.M., Sarpy County, NE (Northeast corner of 132nd Street and Highway 370) be denied. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Gay, seconded by Doyle, to approve and authorize the Chairman to sign the Interlocal Agreement with the Douglas County Community Mental Health Center, a department of Douglas County, NE for the provision to Sarpy County of inpatient care for involuntary patients who are referred for treatment under Emergency Protective Custody orders or Board of Mental Health petitions, agreement effective on 10/01/02 for one year. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

The October, 2002 fee report of the Sheriff (\$10,116.84) and the December, 2002 fee reports of the Department of Planning & Building (\$45,981.02), Landfill (\$225,422.54), and Register of Deeds (\$229,266.37) were presented and placed on file.

At 4:18 P.M. Schram moved, seconded by Doyle, to adjourn until January 21, 2003 at 3:00 P.M. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

\s\ Jack H. Postlewait
Chairman, Board of County Commissioners

ATTEST: \s\ Debra J. Houghtaling
County Clerk
