

March 4, 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 March 4, 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 February 26, 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.

Commissioners' and Administrators' comments were recorded.

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

CONSENT AGENDA

Boyd moved, seconded by Schram, to approve the minutes of the February 25, 2003 meeting as submitted. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Boyd 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, Boyd, Doyle & Schram. Nays: None.

***INSERT CLAIMS LISTING HERE**

Resolved by Boyd, seconded by Schram, to request Project #C-77(03-10), Bridge #128, 168th St. 1/4 mile south of Harrison St. and Project #C-77(03-11) Bridge #77, Fairview Rd. 1/2 mile west of 132nd St., be added to Sarpy County's One & Six Year Road Program, which program has been submitted to the State Board of Classification and Standards. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Boyd, seconded by Schram, to approve the recommendation of the Sarpy County Surveyor/Engineer for placing of "Stop" signs at various intersections in S.I.D. #228 (Walnut Creek Hills, Sarpy County) as indicated on the location plan attached to the resolution. S.I.D. #228 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 Boyd, seconded by Schram, to approve the recommendation of the Sarpy County Surveyor/Engineer for placing of "Stop" signs at various intersections in S.I.D. #173 (Overland Hills V, Sarpy County) as indicated on the location plan attached to the resolution. S.I.D. 173 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 Boyd, seconded by Schram, to approve the recommendation of the Sarpy County Surveyor/Engineer for placing of "Stop" signs at various intersections in S.I.D. #215 (Pipers Glen/Oakhurst, Sarpy County) as indicated on the location plan attached to the resolution. S.I.D. #215 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 Boyd, seconded by Schram, to appoint David Fanslau to the Sarpy County Planning Commission to complete the term vacated by Dennis Nichols, and that the appointment of David Fanslau will be through 01/01/2004, commencing on 03/04/03. Mr. Fanslau was nominated by Commissioner Gay. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Boyd moved, seconded by Schram, to approve the requests of the cities of Papillion, Gretna, La Vista and Bellevue for free use of the Sarpy County Landfill for their annual spring clean-up (dates of events: Papillion - April 11-13, 2003, Gretna - May 3, 2003, La Vista - May 2 & 3, 2003, Bellevue - May 17 & 18, 2003) with each community being allowed 10 days to deliver the collected material to the Landfill. Cities 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.

REGULAR AGENDA:

Diana Damme, County Purchaser, reported that bids for publication of Sarpy County legal notices, delinquent tax list, tax foreclosures, semi-annual reports, and all other legal notices have been solicited, made, opened and reviewed pursuant to Board authorization.

After a public hearing, Boyd resolved, seconded by Doyle, to accept the bid of the Midlands Newspaper, Inc. dba Bellevue Leader, Papillion Times, Gretna Breeze and Springfield Monitor for publication of Sarpy County legal notices, delinquent tax list, tax foreclosures, semi-annual reports, and all other legal notices for the period of April 1, 2003 thru March 31, 2004 with three (3) one (1) year option periods (delinquent tax list; tax foreclosures, semi-annual reports, and all other legal notices cost per single line -\$0.428 with subsequent printing cost per single line - \$0.272) and this Board's Chairman, Clerk and Attorney are authorized to execute necessary documents. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

At the request of Commissioner Schram, Mark Wayne addressed the Board regarding the Pflug Rd. Interchange funding. Discussion followed.

Gay moved, seconded by Doyle, 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: #11942-#11953. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

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

ZONING ACTIONS:

The re-zoning, preliminary and final plats for Triple "T" Acres were approved by this Board on February 11, 2003. Due to an advertising error the application for final plat approval is set before the Board of Commissioners.

Resolved by Gay, seconded by Doyle, that the application of Tom Middleton for a Final Plat of a subdivision to be known as Triple "T" Acres on the following described property, to wit: Being a platting of part of Tax Lot 1B1A2, located in the SE 1/4 of Sec. 12, Twp. 13N, Rng. 11E of the 6th P.M., Sarpy County, NE (132nd Street & Fairview Road) be approved as it meets the Sarpy County Subdivision Regulations. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Boyd, seconded by Schram, to extend condolences to the Violi family and recognize Lou Violi, Executive Director of the Metropolitan Area Planning Agency (MAPA) from 1985 to 2003 for his years of dedicated service to the community. Mr. Violi was instrumental in accomplishing numerous community projects; such as, the Metro Area Motorist Assist Program, the Household Hazardous Waste Collection Facility, the Missouri River Pedestrian Bridge and the Regional Law Enforcement Testing Program. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Schram, seconded by Gay, to approve and authorize the Chairman to sign the Nebraska Department of Environmental Quality - National Pollutant Discharge Elimination System (NPDES) Permit Application for Phase II Storm Water Management Plan for Small Municipal Separate Storm Sewer System (MS4) and that the Chairman, Jack Postlewait is designated the Cognizant Official for the purposes of said Application and the Chair and Clerk are authorized to execute same on behalf of Sarpy County, Nebraska and to take such other actions as may be necessary under the terms of said Application. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Boyd, seconded by Gay, to accept the Sarpy County Financial Audit Report as prepared by Bland & Associates CPA's consisting of 1) Sarpy County General Purpose Financial Statements with Accompanying Independent

Auditor's Reports and 2) Comments/Recommendations, each for the year ended 06/30/02. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Doyle, seconded by Boyd, that this Board hereby supports the establishment of a Criminal Justice Coordinating Committee in Sarpy County and expresses its intent to participate on such a Committee; further that this Board's Chairman is designated to appoint a representative on said Committee and recommends the Committee consist of the following Judges, Elected and Appointed Officials:

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| District Court Judge | County Commissioner |
| County Court Judge | Chief Probation Officer |
| Juvenile Court Judge | Judicial Administrator of County Court |
| County Attorney | Chief, Bellevue Police Dept. |
| County Sheriff | Chief, Papillion Police Dept. |
| Public Defender | Chief, La Vista Police Dept. |
| Clerk of the District Court | County Administrator |
| Jail Administrator | |

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

Lobbyist Fred Uhe provided a 2003 Legislative Watch List update and discussed the status of bills of interest to Sarpy County.

The December, 2002 fee report of the Sheriff's Department (\$8,602.21) and the February, 2003 fee report of the Landfill (\$270,954.92) were presented and placed on file.

At 4:07 P.M. Gay moved, seconded by Doyle, to go into Executive Session to discuss litigation. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

At 4:39 P.M. Schram moved, seconded by Boyd, to return to regular session. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

At 4:40 P.M. Schram moved, seconded by Boyd, to adjourn until March 11, 2003 at 3:00 P.M. Ayes: Postlewait, Gay, Boyd, Doyle & Schram. Nays: None.

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

ATTEST: Is\ Debra J Houghtaling
County Clerk
