

March 1, 2005

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 1, 2005 at the Courthouse in Papillion, Nebraska. Present: Paul Cook, 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 Midlands Newspapers, Inc. dba Bellevue Leader, Papillion Times, Gretna Breeze and Springfield Monitor on February 23, 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 Boyd requested that item #4 (Resolution: Approve and Authorize Chairman to sign subdivision agreement, SID 260, Palisades (Lots 1-433, Inclusive & Outlots A-D) be removed from the Consent Agenda and placed on the Regular Agenda.

Schram moved, seconded by Cook, to approve the Consent Agenda as amended with the removal of item #4. Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

**CONSENT AGENDA**

Schram moved, seconded by Cook, to approve the minutes of the February 22, 2005 meeting as submitted. Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

Schram moved, seconded by Cook, 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: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

**INSERT CLAIMS LISTING HERE**

Schram moved, seconded by Cook, to approve the Special Designated License application of Willow Springs Bottling Co. Inc., date of event (Habitat for Humanity fund-raiser): 04/09/05, 5:00 P.M. to 11:00 P.M. at Fontenelle Forest Nature Center, 1111 Bellevue Blvd. N., Bellevue, NE, 68005, Sarpy County, and notify the Nebraska Liquor Control Commission of Board approval. Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

Schram moved, seconded by Cook, 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 15-17, 2005) the community will be allowed two weeks to deliver the collected to the Landfill. City of Papillion 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: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

Schram moved, seconded by Cook, to authorize the Purchasing Department to solicit bids for Sarpy County Project No. C-77(95-6), Construction/Paving of 114<sup>h</sup> Street south of Giles Road, for the Sarpy County Surveyor/Highway Department. Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Schram, seconded by Cook, to accept the Sarpy County Financial Audit Report as prepared by Hayes & Associates, LLC for the year ended 06/30/04 and the Sarpy County Clerk is directed to file such report. (Res. #2005-40) Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

**REGULAR AGENDA:**

Resolved by Boyd, seconded by Gay, to approve the Residential Subdivision Agreement (Development Agreement) between Palisades LLC, Sanitary and Improvement District No. 260 of Sarpy County, and Sarpy County for a subdivision known as Lots 1 through 443 inclusive and Outlots A-D, Palisades, in Sarpy County, NE, and the Chairman and Clerk are authorized to execute same. (Res. #2005-38) Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

Joe Mastandrea, Sarpy County Emergency Management, addressed the Board regarding the LEOP process for 2005 and provided a handout and information regarding the homeland security exercise named "Operation Secure Metro" to be conducted on March 11-12, 2005 by Douglas and Sarpy Counties.

Brian Hanson, Fiscal Administrator, reported that bids for Printing and Distribution of Change of Valuation Notices and Real Estate Tax Statements for the Sarpy County Assessor and Treasurer respectively have been solicited, made, opened and reviewed pursuant to Board authorization.

After a public hearing, Boyd resolved, seconded by Gay, that the bid of Diamond Marketing Solutions for the Printing and Distribution of Change of Valuation Notices and Real Estate Tax Statements in the amount of \$0.137 plus actual postage per change of valuation notice and \$0.146 plus actual postage per real estate tax statement 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. (Res. #2005-41) Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

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

Boyd moved, seconded by Schram, to approve the following Tax Corrections as approved by the County Assessor: #12486 - #12488. Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

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

Resolved by Gay, seconded by Schram, to approve and authorize the Chairman to sign the Contract Award for the NE State Patrol FY04 Methamphetamine Treatment and Prevention Program for Sarpy County Adult Drug Court Program Grant Award No. 04-MT-03, contract period 03/01/05 - 07/31/06 with contract amount being \$24,975 with no local match. The award date for subject grant is 02/08/05. (Res. #2005-42) Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Boyd, seconded by Cook, that the Sarpy County Surveyor is instructed to make a study of the use being made of part of County road right of way located to the south of Highway 370 and 152<sup>nd</sup> Avenue in Sarpy County, NE, 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. (Res. #2005-43) Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

The January, 2005 fee report of the County Clerk (\$39,791.33) was presented and placed on file.

At 3:33 P.M. Boyd moved, seconded by Schram, to go into Executive Session to discuss litigation. Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

At 4:04 P.M. Boyd moved, seconded by Schram, to return to regular session. Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

Boyd moved, seconded by Schram, to table agenda item #14 (Resolution: Approve Cost Share with City of Papillion for Improvements to 108<sup>th</sup> St. and Hwy. 370) for one week - 03/08/05 at 3:00 P.M. (Res. #2005-0044). Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

At 4:39 P.M. Gay moved, seconded by Boyd, to adjourn until March 8, 2005 at 3:00 P.M. to be preceded by an Administrative Briefing Meeting at 1:30 P.M. Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

**\ Aldona Doyle**  
**Chairman, Board of County Commissioners**

**ATTEST: \_\_\_\_\_           \ Debra J. Houghtaling**  
**County Clerk**

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