

April 12, 2005

**BOARD OF COUNTY COMMISSIONERS OF SARPY COUNTY, NEBRASKA  
ADMINISTRATIVE BRIEFING MEETING**

April 12, 2005, at 1:30 P.M., the Board of County Commissioners of Sarpy County, Nebraska convened for an Administrative Briefing Meeting. Present: Paul Cook, Tim Gay, Inez Boyd, Aldona Doyle, Tim Schram, Board Administrator Mark Wayne, Deb Houghtaling, County Clerk. Topics of discussion were as follows:

1. Building and Grounds. Ken Peterson
2. Landfill. Duwaine Brigman
3. Community Service. Curtis Rainge
4. Discussion: Gretna Traffic Signal. Tim Schram
5. Courthouse Master Plan. Al Povondra

Adjourned at 3:00 P.M.

April 12, 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 April 12, 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 April 6, 2005, 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.

Commissioner Schram requested that item #7(Resolution: Approving Appointment of Elizabeth Anne Beninato as a Deputy County Attorney) be removed from the Consent Agenda and placed on the Regular agenda.

Boyd moved, seconded by Cook, to approve the Consent Agenda as amended with the removal of item #7. Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

**CONSENT AGENDA**

Boyd moved, seconded by Cook, to approve the minutes of the April 5, 2005 meeting as submitted. Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

Boyd 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.

Resolved by Boyd, seconded by Cook, to approve the plans and specifications submitted by Sanitary and Improvement District No. 81, Fairview Heights, Water Well, Reconstruction, pursuant to Neb. Rev. Stat. §31-740 (Reissue 1998), as recommended by the Sarpy County Chief Deputy Surveyor. (Res. # 2005-78) Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Boyd, seconded by Cook, to authorize the Chairman and County Clerk to sign an Agreement between the Sarpy/Cass Department of Health and Wellness and Sarpy County whereby Sarpy County's Information Systems Department will provide computer connectivity equipment and computer support services to the Sarpy/Cass Department of Health and Wellness, the term of agreement to commence on 05/01/05 through 04/30/07. (Res. # 2005-79) Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Boyd, seconded by Cook, to approve the termination of a lease dated 08/26/04 between Sarpy County and the Sarpy/Cass Department of Health and Wellness for certain premises, with appurtenances, described as 1308 Gold Coast Road, Papillion, NE 68046 and authorizing the Chairman and County Clerk to execute the agreement to terminate, effective 04/30/05. (Res. # 2005-80) Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Boyd, seconded by Cook, to authorize the Chairman to sign the Nebraska Emergency Management Agency (NEMA), FY05 Homeland Security Grant Program, Emergency Management Performance Grant (EMPG), Subgrant Award Agreement No. 2005-GE-T5-0020, with grant period 10/01/04 to 09/30/05. (Res. # 2005-81) Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

#### **REGULAR AGENDA:**

Resolved by Gay, seconded by Cook, to approve the appointment by Sarpy County Attorney, L. Kenneth Polikov of Elizabeth Anne Beninato as a Deputy County Attorney of Sarpy County, effective 04/15/05, said position shall be paid at the rate of \$43,624.72 per annum. (Res. # 2005-82) Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

As advertised, a public hearing was held regarding the vacation of a portion of unused right of way of 152<sup>nd</sup> Street South of Highway 370, in Sarpy County, NE. No public comments were offered.

After a public hearing, Boyd resolved, seconded by Gay, to approve the exact purchase price of Lot 421, Palisades, submitted by Sanitary and Improvement District No. 260, Palisades, said lot to be used for a public park and recreational purposes, in the total amount of \$278,985 including soft costs, pursuant to Neb. Rev. Stat. §31-740 (Reissue 1998). (Res. # 2005-83) Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

Brian Hanson, Fiscal Administrator, reported that bids for two (2) 2005 60,000 GVWR Tandem Axle Cab Chassis for the Sarpy County Highway Department have been solicited, made, opened and reviewed pursuant to Board authorization.

After a public hearing, Schram resolved, seconded by Gay, that the low bid of Wicks' Sterling Trucks, Inc. for two (2) 2005, 60,000 GVWR Tandem Axle Cab Chassis (2005 Sterling LT9511) in the amount of \$128,358 which includes \$35,000 for trade-in allowance, 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. # 2005-84) Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

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

Boyd moved, seconded by Cook, to approve the following Tax Corrections as approved by the County Assessor: #12499 - # 12500. Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

Schram moved, seconded by Cook, to approve the following exemption applications for 2005 tax exemption on motor vehicles owned by qualifying non-profit organizations, as approved by the County Treasurer:

Boy Scout Troop 466	1996 Interstate Cargo Trailer
Fontenelle Forest Assoc.	1984 Snoco 2 Wheel Trailer
Immanuel Korean Baptist Church	2001 Nissan 4 Door
Midlands Bible Baptist Church	1996 Chrysler Town/Country

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

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

## **ZONING ACTIONS:**

Resolved by Gay, seconded by Schram, that the application of Jeff Stack for a Special Use Trailer Permit to park a single wide mobile home, for recreational use only, on the following described property, to wit: Part of Lot 4, A H Farms, located in Sec. 25, Twp. 13N, Rng. 12E of the 6th P.M., Sarpy County, NE (75<sup>th</sup> Street and the Platte River) be approved for a period of three (3) years, renewable upon publication. (Res. #2005-85) Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Gay, seconded by Schram, that the application of Michael and Cynthia Grubb for a Change of Zone from AG to AGR on the following described property, to wit: Part of Tax Lot 12, located in the NW1/4 of Sec. 36, Twp. 13N, Rng. 11E of the 6<sup>th</sup> P.M., Sarpy County, NE (Highway 50, just north of Buffalo Road) be approved as it meets the Sarpy County Comprehensive Plan and Zoning Regulations. (Res. #2005-86) Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Gay, seconded by Schram, that the application of Michael and Cynthia Grubb for a Preliminary Plat/Final Plat of a subdivision to be known as Lazy Pup Acres on the following described property, to wit: Part of Tax Lot 12, located in the NW1/4 of Sec. 36, Twp. 13N, Rng. 11E of the 6<sup>th</sup> P.M., Sarpy County, NE (Highway 50, just north of Buffalo Road) be approved as it meets the Sarpy County Comprehensive Plan and Zoning Regulations. (Res. #2005-87) Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Boyd, seconded by Gay, that the application of Dial - Tiburon Land Development North, LLC for a Final Plat of a subdivision to be known as Tiburon Village on the following described property, to wit: Being a platting of Lot 400 A2A, Lot 401A, Tiburon and Lot 1, Tiburon Replat II, all located in the NE1/4 of Sec. 28, Twp. 14N, Rng. 11E of the 6<sup>th</sup> P.M., Sarpy County, NE (Southwest corner of 168<sup>th</sup> Avenue and Cornhusker Road) be approved based upon the recommendation of the Sarpy County Planning Commission with the inclusion of the comments of the Sarpy County Surveyor and the Papio-Missouri River Natural Resources District (NRD), as it complies with the Sarpy County Comprehensive Plan and Zoning Regulations. (Res. #2005-88) Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Boyd, seconded by Gay, that the application of Dowd Grain Company for a Final Plat of a subdivision to be known as Meridian Park on the following described property, to wit: Being a platting of part of Tax Lot 3A and part of 3A2, tax lot located in the NW1/4 of Sec. 22, Twp. 14N, Rng. 11E of the 6<sup>th</sup> P.M., Sarpy County, NE (165<sup>th</sup> Street and Giles Road) be approved with the inclusion of the comments of the Sarpy County Surveyor and the Papio-Missouri River Natural Resources District (NRD), as it complies with the Sarpy County Comprehensive Plan and Zoning Regulations. (Res. #2005-89) Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Gay, seconded by Boyd, that the application of Young Farms, LLC for a Change of Zone from AG to AGR on the following described property, to wit: Being a platting of the E1/2 of the SE1/4 of the SE1/4 of Sec. 22, Twp. 14N, Rng. 10E of the 6<sup>th</sup> P.M., Sarpy County, NE (232<sup>nd</sup> Street, north of Lincoln Road) be approved as it meets the Sarpy County Comprehensive Plan and Zoning Regulations. (Res. #2005-90) Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

Resolved by Gay, seconded by Boyd, that the application of Young Farms, LLC for a Preliminary Plat of a subdivision to be known as Prairie View Estates on the following described property, to wit: Being a platting of the E1/2 of the SE1/4 of the SE1/4 of Sec. 22, Twp. 14N, Rng. 10E of the 6<sup>th</sup> P.M., Sarpy County, NE (232<sup>nd</sup> Street, north of Lincoln Road) be approved as it meets the Sarpy County Comprehensive Plan and Zoning Regulations. (Res. #2005-91) Ayes: Cook, Gay, Boyd & Doyle. Nays: Schram.

Resolved by Boyd, seconded by Cook, that the Sarpy County Surveyor is instructed to make a study of the use being made of a portion of 126th Street right of way located to the northeast of Southport Parkway, 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. #2005-92) Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

Following the receipt of the Sarpy County Surveyor's recommendation concerning vacation, Schram resolved, seconded by Cook, that a public hearing be held on May 10, 2005 at 3:00 P.M. in the Board Room of the Sarpy County Courthouse, to receive public comment regarding the vacation of a portion of unused right of way of an alley extending between Olney Street and Meredith Street in Sarpy County, NE, more fully described in the legal description attached to the resolution. (Res. #2005-93) Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

The March, 2005 fee reports of the Register of Deeds (\$224,288.16), Clerk of the District Court (\$13,563.38) and Juvenile Court (\$1,330.50) were presented and placed on file.

At 4:37 P.M. Cook moved, seconded by Schram, to adjourn until April 19, 2005 at 3:00 P.M. Ayes: Cook, Gay, Boyd, Doyle & Schram. Nays: None.

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**Chairman, Board of County Commissioners**

ATTEST: \_\_\_\_\_  
**County Clerk**

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