

**MINUTES OF ADMINSTRATIVE BRIEFING MEETING
SARPY COUNTY BOARD OF COMMISSIONERS**

Tuesday, February 12, 2008
Sarpy County Courthouse, Sarpy County Board Room

The location of the posted Nebraska Open Meetings Act was given and the meeting of the Board of Commissioners was convened in open and public session by Sarpy County Board of Commissioners Chairman Inez M. Boyd at 1:30 P.M. at the Courthouse in Papillion, Nebraska.

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 6, 2008. 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 Sarpy County Board of Commissioners. Availability of the agenda was communicated in the published notice and in the notice to members of the Board of Commissioners of this meeting.

Commissioners Present: Paul Cook, Inez Boyd, Rich Jansen
Aldona Doyle arrived at 2:24 P.M.

Commissioners Absent: Joni Jones

Others Present: County Clerk Deb Houghtaling
Board Administrator Mark Wayne
Deputy County Attorney Nicole O'Keefe

AGENDA ITEMS

- 1) **Landfill**
- 2) **Building & Grounds (Probation office discussion)**
- 3) **Insurance Update**

At 3:06 P.M. the Board adjourned. The next scheduled Administrative Briefing meeting will be February 26, 2008 at 1:30 P.M.

**MINUTES OF MEETING
SARPY COUNTY BOARD OF COMMISSIONERS**

Tuesday, February 12, 2008
Sarpy County Courthouse, Sarpy County Board Room
Immediately following the Board of Equalization Meeting

The location of the posted Nebraska Open Meetings Act was given and the meeting of the Board of Commissioners was convened in open and public session by Sarpy County Board of Commissioners Chairman Inez M. Boyd at 3:10 P.M. at the Courthouse in Papillion, Nebraska.

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 6, 2008. 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 Sarpy County Board of Commissioners. Availability of the agenda was communicated in the published notice and in the notice to members of the Board of Commissioners of this meeting.

Commissioners Present: Paul Cook, Inez Boyd, Aldona Doyle, Rich Jansen

Commissioners Absent: Joni Jones

Others Present: County Clerk Deb Houghtaling
Board Administrator Mark Wayne
Deputy County Attorney Mike Smith

CONSENT AGENDA

{NOTE: These are items of business that are routine which are expected to be adopted without dissent. Items are automatically approved when the consent agenda is approved unless an item is REMOVED by a Commissioner or any member of the public. Removed items will be placed under New Business for action by the County Board.}

- 1) **Approve minutes (February 5, 2008).**
- 2) **Approve claims report.**
- 3) **Resolution: Approve Indirect Cost Allocation Plan ended 6/30/2007, prepared by Maximus, Inc. and authorize the Chairman to sign the Certification of Cost Allocation Plan and Cost Sheets for Detention Services based on the 2007 Cost Allocation Plan. (2008-41)**
- 4) **Resolution: Authorize Sarpy County Sheriff's Office to submit application for Domestic Preparedness Grant. (2008-42)**
- 5) **Resolution: Authorize Chairman to sign Election Services Agreement with Election Systems & Software, Inc. for the Election Office. (2008-43)**
- 6) **Resolution: Authorize Chairman to sign Release of Assignment of Life Insurance Policy of Matthew D. Tasler, Trade Well Pallet, Inc. (2008-44)**
- 7) **Approve the following disbursement requisitions, Limited Tax Building Bonds, Series 2007, Construction Fund, Courthouse Addition.**
 - #41 Carlson West Povondra \$ 7,504.82
 - #42 Carlson West Povondra \$ 128.13
 - #43 Upland Construction Co. \$373,017.00

MOTION: Jansen moved, seconded by Cook, to approve the Consent Agenda items as presented. Ayes: Cook, Boyd, Doyle & Jansen. Nays: None. Absent: Jones.

NEW BUSINESS

- 8) **Bid Opening: 168th Street Bridge over Papillion Creek, Project C-77 (03-10).**
As advertised, sealed bids were opened for Bridge #128 BRO-7077(57), CN 22226.
Four (4) bids were received:

<u>Contractor</u>	<u>Grand Total bid amount</u>
Dixon Construction Co.	\$1,714,233.90
McC LLC	\$1,995,100.38
LJ Webb Contractors Inc.	\$1,660,793.48
Commercial Construction Inc.	\$1,612,980.72

MOTION: Cook moved, seconded by Jansen, to refer the bids to the Purchasing and Highway Departments for review and recommendation. Ayes: Cook, Boyd, Doyle & Jansen. Nays: None. Absent: Jones.

9) Public Hearing and Resolution: Award Bid for the Audio Visual Equipment for the Courthouse Administration Expansion Project. (2008-45)

MOTION: Beth Cunard, County Purchaser, reported that bids have been solicited, made, opened and reviewed pursuant to Board authorization. After a public hearing, Jansen resolved, seconded by Cook, to accept the low bid of Pratt Audio Visual & Video Corp. in the grand total amount of \$137,489 and this Board's Chairman, Clerk and Attorney are authorized to execute the necessary documents. The late bid of 4 Tec Integration received by the Clerk's office is to be returned, unopened, to the vendor. Ayes: Cook, Boyd, Doyle & Jansen. Nays: None. Absent: Jones.

10) Permission to write the 2008-2009 County Aid Grant application.

After a discussion was held, no action was taken.

11) Resolution: Authorize Chairman to sign 2008-2009 County Aid grant application and certifications and assurances. (2008-46)

MOTION: Resolved by Doyle, seconded Jansen, to authorize the Chairman to sign the Nebraska Crime Commission 2008 State Juvenile Justice County Aid Grant Application, Certifications and Assurances for project title: Sarpy County Juvenile Services. Ayes: Cook, Boyd, Doyle & Jansen. Nays: None. Absent: Jones.

12) Resolution: Authorize Chairman to sign Geographic Information System Interlocal Cooperation Agreement. (2008-47)

MOTION: Resolved by Cook, seconded by Doyle, to authorize the Chairman and the County Clerk to sign the Geographic Information System Interlocal Cooperation Agreement with Gretna, Papillion, Bellevue, La Vista, Springfield, and the Papio-Missouri River Natural Resource District for the ongoing development and implementation of GIS. Ayes: Cook, Boyd, Doyle & Jansen. Nays: None. Absent: Jones.

13) Resolution: Authorize Chairman to sign Letter of Agreement for Planning and Engineering Services-Olsson Associates. (2008-48)

MOTION: Resolved by Jansen, seconded by Cook, to authorize the Chairman to sign the Letter Agreement with Olsson Associates for On-Call Plan Review Services to assist in the performance of the Zoning Regulations and the Comprehensive Plan. Ayes: Cook, Boyd, Doyle & Jansen. Nays: None. Absent: Jones.

14) Resolution: Authorize Chairman to sign Agreement for Planning and Engineering Services with HDR Engineering, Inc. (2008-49)

MOTION: Resolved by Doyle, seconded by Jansen, to authorize the Chairman and the County Clerk to sign the Multiple Project Agreement with HDR Engineering, Inc. for Professional Engineering, Consulting and related services to assist in the performance of the Zoning Regulations and the Comprehensive Plan. Ayes: Cook, Boyd, Doyle & Jansen. Nays: None. Absent: Jones.

15) (Tabled from 1/8/2008 and 1/29/2008) Resolution: Rescind Resolution (dated 4/13/2004) Agreement with City of La Vista for the Southport West project. (2008-17)

MOTION: Resolved by Cook, seconded by Doyle, to table Agenda Item #15 until 3/4/2008. Ayes: Cook, Boyd, Doyle & Jansen. Nays: None. Absent: Jones.

16) Zoning - Ken Tex 593-2315 (Public Hearings and Resolutions)

I. Special Use Permit: Sales and rental of travel & vacation trailers, Jim Mowinkel (2008-50)

MOTION: After a public hearing, Jansen resolved, seconded by Cook, that the application of Jim and Kim Mowinkel for a special use permit to allow the sales and rental of vacation and travel trailers in an AGD Zoning District on the following described property to wit: Lot 1 Mintken's Addition, located in Sec. 5, Twp. 14N, Rng. 11E of the 6th P.M., Sarpy County, Nebraska (188th Street and Capehart Road) be approved for a period of 5 years and limited to 15 trailers at any one time. Ayes: Cook, Boyd, Doyle & Jansen. Nays: None. Absent: Jones.

A. Special Use Permit: In-home skin care salon, Leigh Ann Whitmarsh (2008-51)

MOTION: After a public hearing, Cook resolved, seconded by Doyle, that the application of Leigh Ann Whitmarsh for a special use permit to allow an in-home skin care salon on the following described property to wit: Lot 211, Millard Park South, located in Sec. 15, Twp. 14N, Rng. 11E of the 6th P.M., Sarpy County, Nebraska (165th Street and Birch Avenue) be approved for a period of 5 years and as recommended by the Sarpy County Planning Commission as it meets the Sarpy County Zoning Regulations. Ayes: Cook, Boyd, Doyle & Jansen. Nays: None. Absent: Jones.

B. Special Use Permit Amendment: Add four weekends to special use permit to allow a Renaissance Festival and a Pirate Festival in addition to Scary Acres, DCL Enterprises Inc. Don Losole (2008-52)

MOTION: After a public hearing, Boyd resolved, seconded by Cook, that the Amendment to the Special Use Permit of DCL Enterprises, Inc. (Don LoSole) to operate a seasonal recreational establishment on the following described property, to wit: The SE 1/4 of Sec. 16, Twp. 14N, Rng. 11E of the 6th P.M., Sarpy County, Nebraska (174th Street and Giles Road) be approved as presented for the Renaissance Faire, with the deletion of the Pirate Festival event from the application as requested by the applicant and with the following changes to the Scary Acres 2008 schedule: Parking lot gates open at 6:30 P.M. Ticket Sales usually do not begin until 7 p.m. Weekdays (Sunday through Thursday) ticket sales end at 10 P.M. so we can close by 10:30 P.M. Weekends (Friday and Saturday) ticket sales end by ~~midnight~~ 11:30 P.M. and close by ~~12:30 a.m.~~ 12:00 midnight. All outdoor sounds including music and chain saws will stop by 10:00 P.M. weekdays and by ~~12:00 a.m.~~ 11:30 P.M. weekends. (The Special Use Permit was originally approved by action of this Board on 3/12/2002 and amended on 6/20/2006 by Resolution 2006-188) Ayes: Cook, Boyd, Doyle & Jansen. Nays: None. Absent: Jones.

C. Amendment to Comprehensive Development Plan: Allow 5 urban residential lots into the Platte River Environmental District, Beacon View, Inc. (2008-53)

MOTION: After a public hearing, Jansen resolved, seconded by Cook, to revise the Sarpy County Comprehensive Development Plan to designate the proposed residential lots 27, 28, 29, 30 and 31 in Beacon View as Urban Residential instead of greenway as recommended by the Sarpy County Planning Commission as there will be no net increase in density and it meets the existing use. Ayes: Cook, Boyd, Doyle & Jansen. Nays: None. Absent: Jones.

D. Change of Zone: AG/FP to RD50/FP, Beacon View, Inc. (2008-54)

MOTION: After a public hearing, Jansen resolved, seconded by Cook, that the application by Beacon View, Inc. for a Change of Zone from AG-FP to RD50-FP on the following described property to wit: Lots 27-31, Beacon View, a subdivision in Sarpy County Nebraska (Highway 6 and the Platte River) be approved as recommended by the Sarpy County Planning Commission as it meets the amended Sarpy County Comprehensive Development Plan. Ayes: Cook, Boyd, Doyle & Jansen. Nays: None. Absent: Jones.

E. Preliminary Plat: Beacon View (5 lots), Beacon View, Inc. (2008-55)

MOTION: After a public hearing, Jansen resolved, seconded by Cook, that the application by Beacon View, Inc. for a Preliminary Plat of a subdivision to

be known as Lots 27-31, Beacon View on the following described property to wit: Being a platting of part of the NW1/4 of Sec. 29, Twp 13N, Rng. 10E of the 6th P.M., Sarpy County Nebraska (Highway 6 and the Platte River) be approved subject to Subdivision Agreements and Covenants restricting the net increase in buildable lots and as recommended by the Papio-Missouri River Natural Resources District and the Sarpy County Planning Commission as it meets the Sarpy County Comprehensive Development Plan and Zoning Regulations. Ayes: Cook, Boyd, Doyle & Jansen. Nays: None. Absent: Jones.

F. Change of Zone: AG to AGR/CD and AGD/CD, Flori Bergstrom and Carl Jochim (2008-56)

MOTION: After a public hearing, Cook resolved, seconded by Doyle, that the application by Carl Paul Jochim II and Flori Bergstrom for a Change of Zone from AG to AGR/CO and AGD/CD on the following described property to wit: Being a replatting of Tax Lot 7B, located in the NW1/4 of Sec. 35, Twp. 13N Rng. 10E of the 6th P.M., Sarpy County Nebraska (224th Street and Ruff Road) be approved as recommended by the Sarpy County Planning Commission as it meets the Sarpy County Comprehensive Development Plan. Ayes: Cook, Boyd, Doyle & Jansen. Nays: None. Absent: Jones.

G. Preliminary/Final Plat: Ruff Road Ranch, Flori Bergstrom and Carl Jochim (2008-57)

MOTION: After a public hearing, Cook resolved, seconded by Doyle, that the application by Carl Paul Jochim II and Flori Bergstrom for a Preliminary/Final Plat for a subdivision to be known as Ruff Road Ranch on the following described property to wit: Being a platting of Tax Lot 7B, located in the NW1/4 of Sec. 35, Twp. 13N Rng. 10E of the 6th P.M., Sarpy County Nebraska (224th Street and Ruff Road) be approved as recommended by the Sarpy County Planning Commission as it meets the Sarpy County Comprehensive Development Plan, Zoning Regulations and Subdivision Regulations. Ayes: Cook, Boyd, Doyle & Jansen. Nays: None. Absent: Jones.

H. Conservation Easement: Ruff Road Ranch, Flori Bergstrom and Carl Jochim (2008-58)

MOTION: After a public hearing, Cook resolved, seconded by Doyle, that the Flori L. Bergstrom Living Trust has granted a conservation easement to the Ruff Road Ranch Homeowners Association on the property described as Outlot A, Ruff Road Ranch, a subdivision platted in Sarpy County Nebraska and the Board authorizes the conservation easement as the purposes of said easement are consistent with the Conservation and

Preservation Easement Act and is approved provided that the applicant demonstrate to the Sarpy County Attorney that the Ruff Road Ranch Homeowner's Association has been organized as an appropriate organization under Neb. Rev. Stat. §76-2, 111(3) (b) (Reissue 2003) and said Association has formally accepted the easement. Ayes: Cook, Boyd, Doyle & Jansen. Nays: None. Absent: Jones.

I.See first zoning item****

J. Special Use Trailer Permit: Single wide mobile home for recreational use only, Mike Hern (2008-59)

MOTION: After a public hearing, Doyle resolved, seconded by Jansen, that the application of Mike Hern for a special use trailer permit to park a trailer for recreational use only on the following described property to wit: Lot 6W Carl Schmidt Park, located in Sec. 28, Twp. 13N, Rng. 12E of the 6th P.M., Sarpy County, Nebraska (99th Street South of Mitchell Road) be approved as recommended by the Sarpy County Planning Commission for a period of three (3) years, renewable by publication as it meets the Sarpy County Zoning Regulations. Ayes: Cook, Boyd, Doyle & Jansen. Nays: None. Absent: Jones.

17) Adjournment

MOTION: At 5:29 P.M. Doyle moved, seconded by Jansen, to adjourn until 2/26/2008 immediately following the Sarpy County Board of Equalization Meeting to be held at 3:00 P.M. Ayes: Cook, Boyd, Doyle & Jansen. Nays: None. Absent: Jones.

REPORTS The following reports were received and placed on file:

<u>Fee Report 11/2007</u>	
Sheriff	\$ 11,394.06
<u>Fee Reports 1/2008</u>	
Planning & Building	\$177,390.86
District Court Clerk	\$ 15,532.70

Inez M. Boyd, Chairman
Sarpy County Board of Commissioners

Attest:

Debra J. Houghtaling
Sarpy County Clerk