

MINUTES OF MEETING
SARPY COUNTY BOARD OF COMMISSIONERS

Tuesday, June 9, 2009

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 Joni Jones at 3:41 P.M. at the Courthouse in Papillion, Nebraska.

Notice of the meeting was given in advance thereto by publication in the Suburban Newspapers, Inc. dba Bellevue Leader, Papillion Times, Gretna Breeze and Springfield Monitor on June 3, 2009. 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: Rusty Hike, Joni Jones, Tom Richards, Pat Thomas, Rich Jansen
Commissioners Absent: None
Others Present: County Clerk representative Chris Vance
Board Administrator Mark Wayne
Deputy County Attorney Mike Smith

Commissioners and Administrator's comments were recorded.

Chairman Jones requested that Agenda item #9 be removed from the Consent Agenda and placed on the Regular Agenda.

MOTION: Richards moved, seconded by Jansen, to move Agenda item #9 to the Regular Agenda. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

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 (June 1, 2009 and June 2, 2009). Deb Houghtaling**
2. **Approve claims report. Deb Houghtaling**
3. **Resolution: Approve Radiological Emergency Response Plan for Nuclear Power Plant Incidents. (2009-129) Lynn Marshall**
4. **Approve the following disbursement requisitions, Limited Tax Building Bonds, Series 2008, Construction Fund, Courthouse Remodeling Project. Brian Hanson**

| | | |
|------------|------------------------------|-------------------|
| #74 | Carlson West Povondra | \$5,366.02 |
| #75 | JBL Communications | \$ 825.81 |
5. **Resolution: Approve and authorize Sarpy County Community Service Office Director to sign agreement with District 5, State Probation Office which would provide community service projects for District 5 referrals. (2009-130) Brian Hanson**

6. **Resolution: Approve and authorize Chairman to sign contract with Olsson and Associates for professional services for annual sewer inspection and repair design. (2009-131) Brian Hanson**
7. **Resolution: Declare a 1999 and 2001 Ford Crown Victoria, a 2000 Chevy Impala, a 1995 GMC Rally Van and a 1986 Ford Ranger Pickup surplus property and authorize the transfer of a 2003 Dodge Caravan from Court Services to the Juvenile Justice Center. (2009-132) Lois Spethman**
8. **Resolution: Declare furniture and equipment from Courthouse Remodel project surplus property. (2009-133) Lois Spethman**
- ~~9. **Resolution: Approve Interlocal Cooperation agreement with the City of La Vista for information technology services. (2009-134) Mark Walters Moved to Regular Agenda**~~
10. **Resolution: Approve Addendum #1 to Cooperative Reimbursement agreement for Child Support Enforcement Services. (2009-135) Bill McKenzie**
11. **Resolution: Approve and authorize Chairman to sign the Systems Engineering agreement with Audiovisual Inc. for audio/visual services for proposed Sheriff's Administration building. (2009-136) Brian Hanson**

MOTION: Jansen moved, seconded by Hike, to approve the Consent Agenda items as amended with the removal of Agenda item #9. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

REGULAR AGENDA

- 9. Resolution: Approve Interlocal Cooperation agreement with the City of La Vista for information technology services. (2009-134) Mark Walters**

MOTION: Resolved by Richards, seconded by Jansen, to approve the Interlocal Cooperation Agreement with the City of La Vista for the provision of information technology services to La Vista by the Sarpy County Information Systems Department. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

12. **Public Hearing and Recommendation: Lucky Bucket Brewing LLC dba Lucky Bucket Brewing Company has applied for a Class "L" Craft Brewery (Brew Pub) liquor license for business at 11941 Centennial Road Suite 1, La Vista NE 68128. Brian Magee appeared for Zac Triemert**

MOTION: After a public hearing, Jansen moved, seconded by Thomas, to recommend approval of the Application for Liquor License Class "L" Craft Brewery (Brew Pub) #84859 of Lucky Bucket Brewing LLC dba Lucky Bucket Brewing Company, 11941 Centennial Road Suite 1, La Vista Nebraska 68128 and notify the Nebraska Liquor Control Commission of Board approval. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

13. **Public Hearing and Recommendation: Solas Distilling Company LLC dba The Solas Distillery has applied for a Class "Z" Micro Distillery liquor license for**

business at 11941 Centennial Road Suite 1, La Vista NE 68128. Brian Magee appeared for Zac Triemert

MOTION: After a public hearing, Hike moved, seconded by Jansen, to recommend approval of the Application for Liquor License Class "Z" Micro Distillery #84858 of Solas Distilling Company LLC dba The Solas Distillery, 11941 Centennial Road Suite 1, La Vista Nebraska 68128 and notify the Nebraska Liquor Control Commission of Board approval. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

- 14. Public Hearing and Resolution: Comprehensive Plan Amendment for Gretna Public Schools located on S 1/2 of the NE 1/4 and tax lot 2, all in Section 29, Township 14N, Range 11E of the 6th P.M. Sarpy County, Nebraska. (2009-137) Rebecca Horner**

MOTION: After a public hearing, Thomas resolved, seconded by Hike, to approve the Comprehensive Plan Amendment for Gretna Public Schools located on S 1/2 of the NE 1/4 and tax lot 2, all in Section 29, Township 14N, Range 11E of the 6th P.M. Sarpy County, Nebraska. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

- 15. Public Hearing and Resolution: Special Use Permit application for retail alcohol sales for M. Martian LLC dba On the Rocks, 16919 Audrey Street, Omaha NE 68136. (2009-138) Rebecca Horner**

MOTION: After a public hearing, Richards resolved, seconded by Jansen, to approve the Special Use Permit application for a drinking establishment for M. Martian LLC dba On the Rocks, 16919 Audrey Street, Omaha NE 68136 to include shielded lighting, an 8 foot fence, and 6 inch speakers allowed in the seating area with a one year renewal of said permit. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

- 16. Recommendation: Addition to Premise application to existing Liquor License for M. Martian LLC dba On the Rocks, 16919 Audrey Street, Omaha NE 68136. John Houston**

MOTION: Richards moved, seconded by Jansen, to recommend approval of the Addition to Premise application to existing Liquor License for M. Martian LLC dba On the Rocks, 16919 Audrey Street, Omaha NE 68136 and notify the Nebraska Liquor Control Commission of Board approval. Application indicates the new license will read: one story irregular shaped building approximately 70' x 83' including a sidewalk café approximately 33' x 17'. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

- 17. Public Hearing and Resolution: Award bid for various concrete panel repairs, Project C-77 (08-10) for the Highway Department. (2009-139) Brian Hanson**

MOTION: Brian Hansen, Fiscal Administrator, reported that bids have been solicited, made, opened and reviewed pursuant to Board authorization. After a

public hearing, Jansen resolved, seconded by Thomas, to accept the low bid of Navarro Enterprise Construction for various concrete panel repairs, Project C-77 (08-10), in the total amount of \$112,045.20 plus the Alternate bid for Pavement Repair 47B-HE-3625 at \$51.00 per square yard if needed and this Board's Chairman, Clerk and Attorney are hereby authorized to execute the necessary documents. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

18. Public Hearing and Resolution: Award bid for Phase II, paving and striping, 132nd Street North of Capehart Road, Project C-77 (98-03) for the Highway Department. (2009-140) Brian Hanson

MOTION: Brian Hansen, Fiscal Administrator, reported that bids have been solicited, made, opened and reviewed pursuant to Board authorization. After a public hearing, Hike resolved, seconded by Jansen, to accept the low bid of U.S. Asphalt Company for Phase II, paving and striping, 132nd Street North of Capehart Road, Project C-77 (98-03), in the total amount of \$344,397.80 and this Board's Chairman, Clerk and Attorney are hereby authorized to execute the necessary documents. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

19. Resolution: Approve and authorize Chairman to sign revised budget for the Sarpy County Juvenile Justice County Aid Enhancement Grant. (2009-141) Carrie Davis-Sedlacek

MOTION: Resolved by Richards, seconded by Thomas, to approve and authorize the Chairman to sign the revised budget for the Sarpy County Juvenile Justice County Aid Enhancement Grant. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

20. Resolution: Approve and authorize Chairman to sign agreements with Olsson & Associates for professional environmental and engineering services for the Sarpy County Brownfield Phase II Environmental Site Assessment. (2009-142) Kerry Schmidt

MOTION: Resolved by Hike, seconded by Jansen, to approve and authorize the Chairman to sign the agreements with Olsson & Associates for professional environmental and engineering services for the Sarpy County Brownfield Phase II Environmental Site Assessment. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

21. Resolution: Approve Interlocal Agreement with SID 216 Millard Park South, SID 233 Springhill, and SID 257 Stonecrest for improvement of Giles Road from 156th Street to 168th Street. (2009-143) Tom Lynam

MOTION: Resolved by Jansen, seconded by Hike, to approve the Interlocal Agreement with SID 216 Millard Park South, SID 233 Springhill, and SID 257 Stonecrest for the improvement of Giles Road from 156th Street to

168th Street. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays:
None.

22. Adjournment

MOTION: At 4:43 P.M. Hike moved, seconded by Jansen, to adjourn until 6/16/2009 immediately following the Sarpy County Board of Equalization Meeting to be held at 3:00 P.M. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

REPORT The following report was received and placed on file:

Fee Report 5/2009

Landfill \$ 264,318.40

Joni M. Jones, Chairman
Sarpy County Board of Commissioners

Attest:

Christine Vance,
representing the Sarpy County Clerk