

**MINUTES OF MEETINGS**  
**SARPY COUNTY BOARD OF COMMISSIONERS**

Tuesday, June 30, 2009

Sarpy County Courthouse, Sarpy County Board Room  
[www.sarpy.com/countyboard/minutes/](http://www.sarpy.com/countyboard/minutes/)

Notice of the Administrative Briefing and Board of Commissioners meetings were given in advance thereto by publication in the Suburban Newspapers, Inc. dba Bellevue Leader, Papillion Times, Gretna Breeze and Springfield Monitor on June 24, 2009. A copy of the Proof of Publication is on file in the County Clerk's office. Notice of the meetings was simultaneously given to all members of the Sarpy County Board of Commissioners. Availability of the agendas was communicated in the published notice and in the notice to members of the Board of Commissioners of these meetings.

**ADMINISTRATIVE BRIEFING**

The location of the posted Nebraska Open Meetings Act was given and the Administrative Briefing meeting of the Board of Commissioners was convened in open and public session by Sarpy County Board of Commissioners Chairman Joni Jones at 1:38 P.M.

Commissioners Present: Rusty Hike, Joni Jones, Tom Richards, Pat Thomas, Rich Jansen  
Commissioners Absent: None  
Others Present: County Clerk Deb Houghtaling  
Board Administrator Mark Wayne

1. **Criminal Justice Coordinating Committee. Mark Wayne**
2. **E-911/Emergency Management. Larry Lavelle**

At 2:23 P.M. the Board recessed. The next scheduled Administrative Briefing meeting will be August 4, 2009 at 1:30 P.M.

**BOARD OF COMMISSIONERS MEETING**

The location of the posted Nebraska Open Meetings Act was given and the meeting of the Board of Commissioners reconvened in open and public session by Sarpy County Board of Commissioners Chairman Joni Jones at 3:16 P.M. immediately following the Board of Equalization meeting.

Commissioners Present: Rusty Hike, Joni Jones, Tom Richards, Pat Thomas, Rich Jansen  
Commissioners Absent: None  
Others Present: County Clerk Deb Houghtaling  
Board Administrator Mark Wayne  
Deputy County Attorney Mike Smith

Commissioners and Administrator's comments were recorded.

Special Recognition: Kenneth Tex – Years of Service Award. Mark Wayne

## **\*AMENDED AGENDA**

### **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. Items removed will be placed under the Regular Agenda for action by the County Board.

1. **Approve minutes (June 23, 2009). Deb Houghtaling**
2. **Approve claims report. Deb Houghtaling**
3. **Permission to solicit bids for file folders for County and District Court offices. Beth Cunard**
4. **Permission to solicit bids for janitorial services for Adult Probation. Beth Cunard**
5. **Permission to solicit bids for security screening x-ray machine for Court Services. Beth Cunard**
6. **Permission to solicit bids for carpet cleaning Sarpy County offices for Facilities Management. Beth Cunard**

**MOTION:** Hike moved, seconded by Jansen, to approve the Consent Agenda items as presented. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

### **Regular Agenda**

Chairman Jones asked that the first section of Agenda item #18 (Executive Session Contract Negotiations-Mark Wayne) be addressed before Agenda item #16 and the second section of Agenda item #18 (Executive Session Litigation. Mike Smith) after Agenda item #17.

7. **Public Hearing and Action: Type "A" Public Amusement License application for events to be held at 1009 and 1009 ½ Sapp Brothers Drive July 9, 2009 – July 11, 2009. Kathy Passmore**

**MOTION:** After a public hearing, Jansen moved, seconded by Hike, to approve the Type "A" Public Amusement License. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

8. **Public Hearing and Action: Type "B" Public Amusement License application for Lucky Bucket Brewing Company/Solas Distillery, 11941 Centennial Road Suite 1, La Vista NE 68128. J. Zachary Triemert**

**MOTION:** After a public hearing, Richards moved, seconded by Thomas, to approve the Type "B" Public Amusement License. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

9. **Public Hearing and Resolution(s) (2009-172-178): Increase appropriations for 2009 Fiscal Year Budgets. Brian Hanson**

**MOTION:** After a public hearing, Jones resolved, seconded by Hike, to approve Resolution 2009-172 which increases the Road fund budget by \$3,300,000 from cash on hand in the Road fund. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

**MOTION:** After a public hearing, Richards resolved, seconded by Jansen, to approve Resolution 2009-173 which increases the E911 fund budget by \$95,398 from a temporary transfer from the Inheritance Tax fund. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

**MOTION:** After a public hearing, Hike resolved, seconded by Jansen, to approve Resolution 2009-174 to increase the following fund budgets:

<u>Fund Budget</u>	<u>Increase amount</u>	<u>Source of Revenue</u>
State Education Reimbursement	\$65,000	Temporary transfer from Inheritance Tax fund
Federal Forfeitures County Attorney	\$8,000	Temporary transfer from Inheritance Tax fund
Federal Grant Drug Enforcement	\$4,000	Temporary transfer from Inheritance Tax fund
LB640	\$500	Temporary transfer from Inheritance Tax fund
Federal Grant GIS Transportation	\$42,000	Temporary transfer from Inheritance Tax fund
Federal Grant Drug Eradication	\$3,000	Cash on hand in fund
Federal Grant Accident Reconstruction	\$1,500	Cash on hand in fund

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

**MOTION:** After a public hearing, Hike resolved, seconded by Jansen, to approve Resolution 2009-175 which increases the Inheritance Tax fund budget by \$600,000 from cash on hand in the fund. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

**MOTION:** After a public hearing, Richards resolved, seconded by Thomas, to approve Resolution 2009-176 which increases the Noxious Weed fund budget by \$2,000 from a permanent transfer from the Inheritance Tax fund. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

**MOTION:** After a public hearing, Richards resolved, seconded by Thomas, to approve Resolution 2009-177 which increases the Purchasing Fund budget by \$2,000 from a permanent transfer from the Inheritance Tax fund. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

**MOTION:** After a public hearing, Hike resolved, seconded by Jansen, to approve Resolution 2009-178 which increases the Fleet Services fund budget by \$40,000 from cash on hand in the fund and a permanent transfer from the Inheritance Tax fund. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

**10. Public Hearing and Resolution: (2009-179): Increase appropriations for E911 Communications F.O.P. salaries for the 2009 FY Budget. Brian Hanson**

**MOTION:** After a public hearing, Richards resolved, seconded by Thomas, to approve Resolution 2009-179 which increases the E911 Communications Fund budget by \$24,602 from a temporary transfer from the Inheritance Tax fund. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

**11. Resolution (2009-180): Authorize transfers for the 2009 FY. Brian Hanson**

**MOTION:** Resolved by Hike, seconded by Jansen, to approve Resolution 2009-180 which approves the transfer the following funds:

<u>Temporary transfers from Inheritance tax to:</u>	<u>Amount</u>
E911	\$110,000
Child Support-District Court	\$10,000
Federal Grant-Title ID	\$10,000
State Education Reimbursement	\$110,000
Federal Grant-Project Engage	\$25,000
Juvenile Services-LB640	\$100
Federal Grant-GIS Transportation	\$2,000
Federal Grant-Buffer Zone	\$85,500
Federal Grant-Boat Patrol	\$1,500
<u>Permanent transfers from Inheritance Tax to:</u>	<u>Amount</u>
Alcohol Diversion	\$18,000
Weed	\$1,500
Information Systems	\$25,000
GIS	\$5,500
Purchasing	\$1,000

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

**12. (Tabled from 6/23/09) Resolution (2009-171): Adopt the One and Six Year Road Program for 2009-2015 as modified to add the improvement of Ruff Road, west of 156<sup>th</sup> Street 900 feet. Tom Lynam**

**MOTION:** Resolved by Richards, seconded by Hike, to approve Resolution 2009-171 which adopts the One and Six Year Road Program for 2009-2015. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

**13. Resolution (2009-181): Authorize Chairman to sign award and subgrant special conditions associated with the Sarpy County Juvenile Justice County Aid Enhancement grant. Carrie Davis-Sedlacek**

**MOTION:** Resolved by Richards, seconded by Jansen, to approve Resolution 2009-181 for the Juvenile Justice County Aid Enhancement grant award. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

**14. Resolution (2009-182): Authorize County Attorney to investigate the taxation issues of the Learning Community Reorganization Act and related statutes. Pat Thomas**

**MOTION:** Resolved by Richards, seconded by Jansen, to approve Resolution 2009-182 as amended which authorizes the County Attorney to research disparate taxation and assessment practices between Sarpy and Douglas Counties and to report to this Board as to what actions, if any, may be taken. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

**\*15. Resolution (2009-183): Approve and authorize the Chairman to sign amendment to the Memorandum of Understanding for American Marking Corporation Community Development Block Grant Program. Brian Hanson**

**MOTION:** Resolved by Hike, seconded by Jansen, to approve Resolution 2009-183 for the approval of the amendment. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

**18. Executive Session: Contract Negotiations. Mark Wayne**

**MOTION:** At 4:26 P.M. Jansen moved, seconded by Hike, to go into executive session to discuss Contract Negotiations. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

Chairman Jones restated for the record that the County Board would go into Executive Session to discuss Contract Negotiations.

At 5:05 P.M. Chairman Jones stated for the record that the County Board had gone into Executive Session at 4:26 P.M. during which their discussion was restricted to Contract Negotiations and no formal Board action was taken.

**MOTION:** At 5:06 P.M. Jansen moved, seconded by Hike, to return to regular session. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

**\*16. Resolution (2009-184): Approve and authorize the Chairman to sign Commercial Development Fee and Infrastructure Reimbursement Agreement. Kermit Brashear**

