

MINUTES OF MEETING
SARPY COUNTY BOARD OF COMMISSIONERS

Tuesday, July 21, 2009
Sarpy County Courthouse, Sarpy County Board Room
www.sarpy.com/countyboard/minutes/

Notice of the Board of Commissioners meeting was given in advance thereto by publication in the Suburban Newspapers, Inc. dba Bellevue Leader, Papillion Times, Gretna Breeze and Springfield Monitor on July 15, 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 the 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 3:06 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

Commissioner's comments were recorded.

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 (July 14, 2009). Deb Houghtaling**
2. **Approve claims report. Deb Houghtaling**
3. **Resolution (2009-201): Authorize the Chairman to sign the Courthouse Remodel Change Order #3 in the additional amount of \$58,371. Brian Hanson**
4. **Resolution (2009-202): Approve placement of stop signs at an intersection in SID 210, Eagle View. Tom Lynam**
5. **Resolution (2009-203): Approve placement of No Parking signs at various locations in SID 177, Fox Ridge Estates. Tom Lynam**

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

Regular Agenda

6. **Public Hearing and Resolution (2009-204): Special Use Permit Application for Waterfall Lounge, 10208 S. 168th Avenue requests approval to operate a drinking establishment on Lot 12 Tiburon Village, Sarpy County Nebraska. Rebecca Horner**

MOTION: After a public hearing, Thomas resolved, seconded by Jansen, to approve Resolution 2009-204 for a Special Use Permit application for a drinking establishment with the conditions that no noise producing or devices be permitted in the outdoor seating area, that any lighting would include sharp cutoff shields to prevent lighting glare, and that the fence be 8 foot wrought iron with balustrade spacing to be no more than 3 inches on center as recommended by the Sarpy County Planning Director. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

7. Recommendation: Addition to Premise application to existing Liquor License for High Spirits, Inc. dba The Waterfall Lounge at 10208 South 168th Avenue, Omaha Nebraska 68136. John or Lori Bargstadt

MOTION: Richards moved, seconded by Thomas, to recommend approval to the Liquor Control Commission for the addition to premise application of High Spirits, Inc. dba The Waterfall Lounge (one story building approximately 38 ft. x 66 ft. including sidewalk cafe' on the east side approximately 10 ft. x 23 ft.). Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

8. Resolution (2009-205): Authorize the Chairman to sign the amendment to the Interlocal agreement with the City of Bellevue for the Recovery Act: Justice Assistance Grant (JAG) Program. Carrie Davis-Sedlacek

MOTION: Resolved by Hike, seconded by Jansen, to approve Resolution 2009-205 for the amendment to the Interlocal agreement with Bellevue. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

9. Resolution (2009-206): Authorize the Chairman to sign the Interlocal Agreement with the City of Bellevue for information technology services. Mark Walters

MOTION: Resolved by Richards, seconded by Thomas, to approve Resolution 2009-206 for the Interlocal agreement with Bellevue. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

10. Executive Session: Contract Negotiations. Kermit Brashear

MOTION: At 3:32 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 4:55 P.M. Chairman Jones stated for the record that the County Board had gone into Executive Session at 3:32 P.M. during which their discussion was restricted to Contract Negotiations and no formal Board action was taken.

MOTION: At 4:55 P.M. Jansen moved, seconded by Hike, to return to regular session. Ayes: Hike, Jones, Richards, Thomas & Jansen. Nays: None.

11. Adjournment

MOTION: At 4:55 P.M. Jansen moved, seconded by Hike, to adjourn until July 28, 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.

REPORTS The following report for June, 2009 was received and placed on file:

County Clerk \$ 57,616.87

Joni M. Jones, Chairman
Sarpy County Board of Commissioners

Attest:

Debra J. Houghtaling
Sarpy County Clerk