

**MINUTES OF MEETING**  
**SARPY COUNTY BOARD OF COMMISSIONERS**  
**May 8, 2018 3:02 P.M.**

*Notice of this meeting was publicized in advance on the Sarpy County website ([www.sarpy.com/boards-commissions/county-board](http://www.sarpy.com/boards-commissions/county-board)). The location of the posted "Nebraska Open Meetings Act" was given in open and public session at the opening of this meeting.*

Commissioners Present: Don Kelly, Jim Thompson, Brian Zuger, Gary Mixan, Jim Warren  
Commissioners Absent: None  
Others Present: County Clerk Deb Houghtaling  
Deputy County Administrator Scott Bovick  
Deputy County Attorney John Reisz

Commissioners' and Administrator'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. Removed items will be placed under the regular agenda for action by the County Board.}

1. [Minutes](#) (May 1, 2018). Deb Houghtaling, County Clerk
2. [Claims](#) and [payroll](#) report. Deb Houghtaling, County Clerk
3. [Disbursement Requisition #11](#) of Certificates of Participation Series 2016 (Radio Coverage Bonds) funds for billing from Martin Marietta Materials for rock delivered to Platteview Tower site in the amount of \$510.43. Brian Hanson, Fiscal Administrator
4. [Disbursement Requisition #18](#) of Sarpy County Safekeeping Account 2017 (Road Construction Bonds) funds for billing from City of Omaha for Project C-77(09-1) Harrison Street 147th Street to 157th Street for Construction Oversight 01/28/18 thru 02/24/18 in the amount of \$9,037.57. Brian Hanson, Fiscal Administrator
5. [Disbursement Requisition #19](#) of Sarpy County Safekeeping Account 2017 (Road Construction Bonds) funds for billing from Olsson Associates for Project C-77(09-1) Harrison Street 147th Street to 157th Street for Professional Services Rendered 03/11/18-04/07/18 in the amount of \$8,868.89. Brian Hanson, Fiscal Administrator
6. Resolution [2018-121](#): Engineering Agreement Preparation of Engineering Plans for Roadway Design of Giles Road from 192nd Street to 3/4 mile west C-77(14-7)B with E & A Consulting Group, Inc. with a not to exceed amount of \$94,344.64. Denny Wilson, County Engineer

**MOTION:** Thompson moved, seconded by Warren, to approve the Consent Agenda as submitted. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

## **REGULAR AGENDA**

7. [Public Hearing and Recommendation](#) to Liquor Control Commission: Angus Burgers & Shakes of Gretna LLC dba Angus Burgers & Shakes for a Class "I" Beer, Wine, & Distilled Spirits, On Sale Only liquor license for business at 10177 S 168<sup>th</sup> Avenue, #101-102, Gretna, NE 68136. Justin R. Herrmann

**MOTION:** After a public hearing, Warren moved, seconded by Zuger, to recommend approval of the application for Angus Burgers & Shakes and to notify the Nebraska Liquor Control Commission of the Board's recommendation. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

8. Resolution [2018-122](#): Award low bid for Striping of Sarpy County Roads and Various City Streets including roads within Cass County, and in the Cities of Bellevue, Papillion, La Vista, Ralston, and Gretna to Vogel Traffic Services, Inc. for the base unit price of \$15.37 per gallon for County Roads and \$18.37 per gallon for City Roads for the Public Works Department. Beth Garber, Senior Buyer/Contract Administrator

**MOTION:** Thompson resolved, seconded by Mixan, to approve the resolution to accept the low bid of Vogel Traffic Services, Inc., as attached to the resolution. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

9. Resolution [2018-123](#): Award low bid for Pharmaceuticals for Prisoners in the Law Enforcement Center (LEC) and Juveniles in the Juvenile Justice Center (JJC) to Clinical Solutions, LLC for the Sheriff's Office for a term beginning June 1, 2018 until May 31, 2020 with 2, 2 year renewal options. Beth Garber, Senior Buyer/Contract Administrator

**MOTION:** Kelly resolved, seconded by Zuger, to approve the resolution to accept the low bid of Clinical Solutions, LLC, for 90% off the Wholesale Acquisition Cost (WAC) for generic medications and 2% off the WAC for brand name medications, as attached to the resolution. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

10. Public Hearing and Resolution [2018-124](#): Special Use Permit; Vala's Pumpkin Patch; to allow an annual two-day event within a portion of a Commercial Recreational Area in an AG, Agricultural Zoning District; 12102 S 180th Street; generally located southwest of 180th Street and Schram Road, Sarpy County, Nebraska. Donna Lynam, Assistant Planning Director

**MOTION:** After a public hearing, Zuger resolved, seconded by Warren, to approve the resolution for the Special Use Permit for the property legally described as: Tax Lots 7 and 8 in Section 5, Township 13N, Range 11E of the 6<sup>th</sup> P.M. Sarpy County, NE. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

11. Public Hearing and Resolution [2018-125](#): Special Use Permit; Donald Story for LA Lockup; for a convenience storage facility in the BG, General Business Zoning District; 16612 S. Highway 75; generally located along the west side of the Highway 75 frontage road, north of Cemetery Road; Sarpy County, Nebraska. Donna Lynam, Assistant Planning Director

**MOTION:** After a public hearing, Thompson resolved, seconded by Zuger, to approve the resolution for the Special Use Permit for the property legally described as: Lots 1 & 2 Savich's 2<sup>nd</sup> Subdivision, Sarpy County Nebraska. Applicant has filed an Administrative Replat application which will combine these lots and be described as Lot 1, LA Lockup Addition when approved. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

12. Public Hearing and Resolution [2018-126](#): Donald and Joyce Kracl; Preliminary Plat of a subdivision to be known as Kracl Hoppy Acres, Lot 1; generally located northeast of 240th Street and Lincoln Road, Sarpy County, Nebraska. Donna Lynam, Assistant Planning Director

**MOTION:** After a public hearing, Kelly resolved, seconded by Thompson, to approve the resolution for the Preliminary Plat for the property legally described as: Part of Tax Lot 6B and Tax Lot 7B2 in part of the SW  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  in Section 22 together with Tax Lot G1A1 and Tax Lot K in part of the W  $\frac{1}{2}$  of the NW  $\frac{1}{4}$  in Section 27, all in Township 14N, Range 11E of the 6<sup>th</sup> P.M., Sarpy County, Nebraska. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

13. Public Hearing and Resolution [2018-127](#): Donald and Joyce Kracl; Final Plat of a subdivision to be known as Kracl Hoppy Acres, Lot 1; generally located northeast of 240th Street and Lincoln Road, Sarpy County, Nebraska. Donna Lynam, Assistant Planning Director

**MOTION:** After a public hearing, Zuger resolved, seconded by Warren, to approve the resolution for the Final Plat for the property legally described as: Part of Tax Lot 6B and Tax Lot 7B2 in part of the SW  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  in Section 22 together with Tax Lot G1A1 and Tax Lot K in part of the W  $\frac{1}{2}$  of the NW  $\frac{1}{4}$  in Section 27, all in Township 14N, Range 11E of the 6<sup>th</sup> P.M., Sarpy County, Nebraska. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

14. Public Hearing and Resolution [2018-128](#): Boyer-Young Equities XIV, LLC; Change of Zone from AG, Agricultural Zoning District to RS-72, Single-Family Residential District (Remington Ridge, Lots 309-360 and Outlots J-L); generally located northwest of 192nd Street and Giles Road, Sarpy County, Nebraska. Donna Lynam, Assistant Planning Director

**MOTION:** After a public hearing, Warren resolved, seconded by Thompson, to approve the resolution for the Change of Zone for the property legally described as: W  $\frac{1}{2}$  of the SE  $\frac{1}{4}$  of Section 18, Township 14 North, Range 11 East of the 6<sup>th</sup> P.M., Sarpy County, Nebraska. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

15. Public Hearing and Resolution [2018-129](#): Boyer-Young Equities XIV, LLC; Preliminary Plat of a subdivision to be known as Remington Ridge, Lots 309-360 and Outlots J-L; generally located northwest of 192nd Street and Giles Road, Sarpy County, Nebraska. Donna Lynam, Assistant Planning Director 593-1555

**MOTION:** After a public hearing, Thompson resolved, seconded by Zuger, to approve the resolution for the Preliminary Plat for the property legally described as: W ½ of the SE ¼ of Section 18, Township 14 North, Range 11 East of the 6<sup>th</sup> P.M., Sarpy County, Nebraska. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

16. Resolution [2018-130](#): Adopt and Enact the Special Event Road Use Policy for Sarpy County. Andrea Gosnold-Parker, Deputy County Attorney

**MOTION:** Warren resolved, seconded by Mixan, to approve the resolution to adopt and enact the Special Event Road Use Policy for Sarpy County to create a standardized policy for processing event requests within the county, as attached to the resolution. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

17. Executive Session: Pending Litigation. Andrea Gosnold-Parker, Deputy County Attorney

**MOTION:** At 3:46 P.M., Warren moved, seconded by Zuger, to go into Executive Session to discuss Pending Litigation. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

Chairman Kelly restated for the record that the County Board would go into Executive Session to discuss Pending Litigation.

At 4:03 P.M. Chairman Kelly stated for the record that the County Board had gone into Executive Session at 3:46 P.M. during which their discussion was restricted to Pending Litigation and no formal Board action was taken.

**MOTION:** At 4:03 P.M., Zuger moved, seconded by Warren, to return to Regular Session. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

18. Adjournment.

**MOTION:** At 4:04 P.M. Thompson moved, seconded by Zuger, to adjourn until May 15, 2018. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

  
\_\_\_\_\_  
Don Kelly, Chairman  
Sarpy County Board of Commissioners

Attest:

  
\_\_\_\_\_  
Debra J. Houghtaling  
Sarpy County Clerk