

**MINUTES OF MEETING**  
**SARPY COUNTY BOARD OF COMMISSIONERS**  
**June 19, 2018 3:01 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  
County Administrator Dan Hoins  
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](#) (June 12, 2018). Deb Houghtaling, County Clerk
2. [Claims](#) and [payroll](#) report. Deb Houghtaling, County Clerk
3. Resolution [2018-174](#): Award and Special Conditions for the 2018 Juvenile Services Community Based Aid (CBA) Grant. Lisa Haire, Grant Coordinator
4. Resolution [2018-175](#): Establish minimum tonnage fee of 1,000 pounds for scaled loads for the Sarpy County Transfer Station operated by Waste Connections, Inc, effective July 1, 2018. Beth Garber, Senior Buyer/Contract Administrator

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

**REGULAR AGENDA**

5. Resolution [2018-176](#): Award low bid to Oldcastle Materials Midwest Co. dba Omni Engineering for the Platteview Road Asphalt Overlay Paving, 87th Street to 120th Street, Project C-77 (18-13) in the amount of \$879,884.85. Beth Garber, Senior Buyer/Contract Administrator

**MOTION:** Thompson resolved, seconded by Zuger, to approve the resolution and award the low bid to Oldcastle Materials Midwest Co. dba Omni Engineering, as attached to the resolution. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

Commissioner Warren requested to address item 13 before item 6.

13. Resolution [2018-184](#): Fifth Amendment to the Stadium Lease and Use Agreement. Dan Hoins, Sarpy County Administrator

**MOTION:** Zuger resolved, seconded by Mixan, to approve the resolution for the Fifth Amendment to the Stadium Lease & Use Agreement (previously approved by Resolution 2009-058 with the Omaha Royals Limited Partnership) with Alliance Baseball Omaha, LLC to further enhance the fan experience at Werner Park via certain capital improvements, as attached to the resolution. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

6. Resolution [2018-177](#): Animal Control Regulations for Vaccination of Domestic Animals Against Rabies. Kayla Hathcote, Deputy County Attorney

**MOTION:** Warren resolved, seconded by Kelly, to approve the resolution to adopt and enact the regulations regarding vaccination of domestic and hybrid animals against rabies in Sarpy County, Nebraska, and outside the limits of any incorporated city or village in said Sarpy County, as outlined in the resolution. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

7. Resolution [2018-178](#): Animal Control Regulations for Dogs at Large in Sarpy County, Nebraska. Kayla Hathcote, Deputy County Attorney

**MOTION:** Thompson resolved, seconded by Warren, to approve the resolution to adopt and enact the regulations regarding dogs running at large in Sarpy County, Nebraska, and outside the limits of any incorporated city or village in said Sarpy County, as outlined in the resolution. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

8. Resolution [2018-179](#): Animal Control Regulations Against Animal Cruelty in Sarpy County. Kayla Hathcote, Deputy County Attorney

**MOTION:** Warren resolved, seconded by Mixan, to approve the resolution to adopt and enact the regulations regarding prohibiting animal cruelty in Sarpy County, Nebraska, and outside the limits of any incorporated city or village in said Sarpy County, as outlined in the resolution. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

9. Resolution [2018-180](#): Animal Control Regulations Against Public Nuisance Caused by Animals in Sarpy County. Kayla Hathcote, Deputy County Attorney

**MOTION:** Warren resolved, seconded by Mixan, to approve the resolution to adopt and enact the regulations regarding public nuisance caused by animals in Sarpy County, Nebraska, and outside the limits of any incorporated city or village in said Sarpy County, as outlined in the resolution. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

10. Resolution [2018-181](#): Animal Control Regulations for Liability Regarding Damages Caused by Dogs. Kayla Hathcote, Deputy County Attorney

**MOTION:** Warren resolved, seconded by Mixan, to approve the resolution to adopt and enact the regulations regarding damages caused by dogs in Sarpy County, Nebraska, and outside the limits of any incorporated city or village in said Sarpy County, as outlined in the resolution. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

11. Resolution [2018-182](#): Animal Control Regulations for Dangerous Dogs in Sarpy County. Kayla Hathcote, Deputy County Attorney

**MOTION:** Warren resolved, seconded by Mixan, to approve the resolution to adopt and enact the regulations regarding dangerous dogs in Sarpy County, Nebraska, and outside the limits of any incorporated city or village in said Sarpy County, as outlined in the resolution. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

12. Resolution [2018-183](#): Animal Control Regulations for Collar and Leash Responsibilities for Dog Owners. Kayla Hathcote, Deputy County Attorney

**MOTION:** Warren resolved, seconded by Zuger, to approve the resolution to adopt and enact the regulations regarding collar and leash responsibilities for dog owners in Sarpy County, Nebraska, and outside the limits of any incorporated city or village in said Sarpy County, as outlined in the resolution. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

14. Executive Session: Collective Bargaining. Dan Hoins, Sarpy County Administrator

**MOTION:** At 3:15 P.M., Warren moved, seconded by Zuger, to go into Executive Session to discuss Collective Bargaining. 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 Collective Bargaining.

At 4:05 P.M. Chairman Kelly stated for the record that the County Board had gone into Executive Session at 3:15 P.M. during which their discussion was restricted to Collective Bargaining and no formal Board action was taken.

**MOTION:** At 4:06 P.M., Thompson moved, seconded by Mixan, to return to Regular Session. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

15. Adjournment.

**MOTION:** At 4:06 P.M. Thompson moved, seconded by Zuger, to adjourn until June 26, 2018. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

  
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Don Kelly, Chairman  
Sarpy County Board of Commissioners

Attest:   
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Debra J. Houghtaling  
Sarpy County Clerk