

MINUTES OF MEETING
SARPY COUNTY BOARD OF COMMISSIONERS
July 10, 2018 3:03 P.M.

Notice of this meeting was publicized in advance on the Sarpy County website (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.

Chairman Kelly requested items 8 and 9 be removed from the Consent Agenda and addressed on the Regular 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. Removed items will be placed under the regular agenda for action by the County Board.}

1. [Minutes](#) (June 26, 2018). Deb Houghtaling, County Clerk
2. [Claims](#) report. Deb Houghtaling, County Clerk
3. [Disbursement requisition](#) #25 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 05/06/18 thru 06/09/18 in the amount of \$9,402.19. Brian Hanson, Fiscal Administrator
4. Resolution [2018-197](#): Establish the E911 Surcharge for the 2019 FY in the amount of \$1.00 per month, commencing January 1, 2019. Brian Hanson, Fiscal Administrator
5. Resolution [2018-198](#): Professional Services Agreement with Omaha-Council Bluffs Metropolitan Area Planning Agency (MAPA) for GIS and Planning Services, effective July 1, 2018. Brian Hanson, Fiscal Administrator
6. Resolution [2018-199](#): Title 1, Part D Agreement 2018-19 with Papillion La Vista Public Schools for funding for education of juveniles in the Juvenile Justice Center (JJC). Beth Garber, Senior Buyer/Contract Administrator
7. Resolution [2018-200](#): Work Order No. 2 to the Professional Services On Call General Engineering Services Master Contract Agreement (previously approved by Resolution 2015-488) with Schemmer Associates, Inc. for services associated with the Storm Water Management Project at the Sarpy County Landfill. Beth Garber, Senior Buyer/Contract Administrator

- *8. Resolution [2018-201](#): Award low bid for financing for nine (9) 2018 Ford Utility Police Interceptors for the Sheriff's Office to American National Bank at an interest rate of 3.08% with 24 estimated monthly payments of \$11,493.06. Beth Garber, Senior Buyer/Contract Administrator **MOVED TO REGULAR**
- *9. Resolution [2018-202](#): Declare a 2002 Chevy Tahoe, a 2006 Ford Crown Victoria and equipment surplus property and authorize transfer of vehicles. Beth Garber, Senior Buyer/Contract Administrator **MOVED TO REGULAR**
- 10. Resolution [2018-203](#): Agreement for cost sharing with Douglas County and City of Omaha for maintenance of Premier CAD and Premier MDC software by Motorola Solutions, Inc. as used by Sarpy County Consolidated 911 Communications Center in the amount of \$5,565.62, effective July 10, 2018 through July 31, 2019. Beth Garber, Senior Buyer/Contract Administrator
- 11. Resolution [2018-204](#): ATM Agreement with Cash Box Systems for Landfill Scale House automated teller machine services with a fee of \$.50 per foreign transaction paid to Sarpy County. Beth Garber, Senior Buyer/Contract Administrator
- 12. Resolution [2018-205](#): Ratify the Award for the Electronic Citation (eCitation) mini-grant submitted to the Nebraska Office of Highway Safety for the Sarpy County Sheriff's Office. Lisa Haire, Administration Coordinator
- 13. Resolution [2018-206](#): Sarpy County Emergency Management Agency Application for the 2018 Emergency Management Performance Grant (EMPG) to be submitted by July 23, 2018. Lynn Marshall, Emergency Management Director

MOTION: Kelly moved, seconded by Zuger, to approve the Consent Agenda as amended with the removal of items 8 and 9. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

REGULAR AGENDA

- *8. Resolution [2018-201](#): Award low bid for financing for nine (9) 2018 Ford Utility Police Interceptors for the Sheriff's Office to American National Bank at an interest rate of 3.08% with 24 estimated monthly payments of \$11,493.06. Beth Garber, Senior Buyer/Contract Administrator

MOTION: Thompson resolved, seconded by Warren, to approve the resolution and award the low bid to American National Bank, as attached to the resolution. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

- *9. Resolution [2018-202](#): Declare a 2002 Chevy Tahoe, a 2006 Ford Crown Victoria and equipment surplus property and authorize transfer of vehicles. Beth Garber, Senior Buyer/Contract Administrator

MOTION: Warren resolved, seconded by Zuger, to approve the resolution declaring 2 vehicles, 1 mower and 1 trailer surplus property and authorizing the transfer of 4 vehicles as outlined in the resolution. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

14. Public Hearing and Resolution [2018-207](#): Adopt amended Sarpy County Subdivision Regulations; text amendments to Section 12 - Standards for Construction Plans and Specifications; Sarpy County Planning and Building Department. Bruce Fountain, Planning Director

MOTION: After a public hearing, Zuger resolved, seconded by Thompson, to approve the resolution for the proposed amendments to the Subdivision Regulations attached to the resolution as Exhibit "A" and further to adopt the amended Subdivision Regulations attached to the resolution as Exhibit "B", effective date shall be July 10, 2018. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

15. Public Hearing and Resolution [2018-208](#): Special Use Permit; Derrick Reinhart dba Dogtopia; to allow an outdoor run and boarding in conjunction with an animal daycare facility in the BG General Business District; 18920 Edna Street; generally located southwest of 189th and Harrison Streets. Donna Lynam, Assistant Planning Director

MOTION: After a public hearing, Kelly resolved, seconded by Warren, to approve the resolution for the Special Use Permit for the property legally described as: Lot 1, Sugar Creek Neighborhood Center, as platted and recorded in Sarpy County, Nebraska. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

16. Public Hearing and Resolution [2018-209](#): Special Use Permit; Geoff McGregor with McGregor Interests Inc.; to allow a mini-storage facility in the BG General Business District; generally located on the northeast corner of 168th Street and Highway 370. 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: Lot 95 Exc Highway Right-of-Way, Lake Ridge Estates as recorded in Sarpy County, Nebraska. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

17. Public Hearing and Resolution [2018-210](#): Special Use Permit; Angus Burgers and Shakes of Gretna, LLC; to allow a sidewalk café or restaurant with outdoor alcohol sales in the BG General Business District; 10177 S 168th Avenue; generally located southwest of 168th Street and Cheyenne Road. Donna Lynam, Assistant Planning Director

MOTION: After a public hearing, Warren resolved, seconded by Mixan, to approve the resolution for the Special Use Permit for the property legally described as: Lot 2, Tiburon Pointe, as surveyed and platted in Sarpy County, Nebraska. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

18. Public Hearing and Resolution [2018-211](#): Special Use Permit; SAHA LLC; to allow a Commercial Recreational Area (haunted attraction known as Scary Acres) in the AG Agricultural Zoning District; 17272 Giles Road; generally located northwest of 168th Street and Giles Road. Donna Lynam, Assistant Planning Director

MOTION: After a public hearing, Mixan resolved, seconded by Warren, to approve the amended resolution for the Special Use Permit for the property legally described as: Part of Tax Lot 6, west of Tiburon Creek except road in Section 16, Township 14N, Range 11E of the 6th P.M., Sarpy County, NE, effective for a period beginning November 2, 2019 and ending on November 5, 2026, with the following amendments to the Operational Plan: eliminate Section 2. ii. Additional Events (30 days per year); and 3. iv. change the annual Fire Safety Review requirement with Gretna Volunteer Fire Department (GVFD) to a Fire Safety Review is recommended annually prior to the opening of the haunted attraction on the second Friday of September. Ayes: Thompson, Zuger, Mixan & Warren. Nays: Kelly.

19. Resolution [2018-212](#): Reject bid for Various Concrete Panel Repairs, Project C-77 (18-14) for the Public Works Department. Beth Garber, Senior Buyer/Contract Administrator

MOTION: Mixan resolved, seconded by Zuger, to approve the resolution and reject the one (1) bid submitted by Tab Construction Co. in the amount of \$530,045.60 which was higher than the Engineer's estimate of \$472,880. Ayes: Thompson, Zuger, Mixan & Warren. Nays: Kelly.

20. [Disbursement requisition](#) #16 of Certificates of Participation Series 2016 (Radio Coverage Bonds) funds for billing from Motorola Solutions, Inc. for Completion of Fine Installation @ Platteview Site in the amount of \$94,692.74. Brian Hanson, Fiscal Administrator

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

21. Resolution [2018-213](#): Sarpy County and Cities Wastewater Agency Proposed FY 2018-2019 Budget. Dan Hoins, County Administrator

MOTION: Kelly resolved, seconded by Warren, to approve the resolution for the FY2018-2019 Budget, as attached to the resolution as "Exhibit A". Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

*22. Executive Session: Collective Bargaining. Kate Gatewood, Deputy County Attorney

MOTION: At 4:39 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 4:54 P.M. Chairman Kelly stated for the record that the County Board had gone into Executive Session at 4:39 P.M. during which their discussion was restricted to Collective Bargaining and no formal Board action was taken.

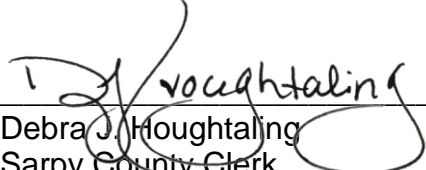
MOTION: At 4:54 P.M., Zuger moved, seconded by Warren, to return to Regular Session. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.

23. Adjournment.

MOTION: At 4:55 P.M. Thompson moved, seconded by Zuger, to adjourn until July 17, 2018. Ayes: Kelly, Thompson, Zuger, Mixan & Warren. Nays: None.



Don Kelly, Chairman
Sarpy County Board of Commissioners

Attest: 

Debra J. Houghtaling
Sarpy County Clerk