

# **MINUTES OF MEETING**

## **SARPY COUNTY BOARD OF COMMISSIONERS**

**May 21, 2019 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, David Klug, Angela Burmeister, Gary Mixan, Jim Warren

Commissioners Absent: None

Others Present: County Clerk Deb Houghtaling  
Deputy County Administrator Scott Bovick  
Deputy County Attorney John Reisz

**Presentation:** Life Saving Awards to dispatchers Casey Wadas and Danica Manchester. William Muldoon, Director of Emergency Communications

Emergency Communications Director William Muldoon presented the life saving awards.

Commissioner Klug requested that item #3 be removed from the Consent Agenda and addressed on the Regular Agenda.

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 14, 2019). Deb Houghtaling, County Clerk
2. [Claims](#) and [payroll](#) report. Deb Houghtaling, County Clerk
- \*3. *[Proclamation](#): Recognize retiring Gretna Public School Superintendent Kevin Riley for his service and dedication to education in Sarpy County and across the State. Jim Warren, Commissioner* **MOVED TO REGULAR AGENDA**
4. [Resolution 2019-118](#): Reappoint Douglas Kellner to the Sarpy County Board of Adjustment for a three-year term expiring on December 31, 2021. Bruce Fountain, Planning Director
5. [Resolution 2019-119](#): Appoint Dave Koukol to the Sarpy County Board of Adjustment for a term expiring on December 31, 2021. Bruce Fountain, Planning Director
6. [Resolution 2019-120](#): Reappoint Thomas Ackley to the Sarpy County Planning Commission for a three-year term expiring on December 31, 2021. Bruce Fountain, Planning Director
7. [Resolution 2019-121](#): Reappoint Deanna Korth to the Sarpy County Planning Commission for a three-year term expiring on December 31, 2021. Bruce Fountain, Planning Director

8. [Resolution 2019-122](#): Reappoint Martin Giff to the Sarpy County Planning Commission for a three-year term expiring on December 31, 2021. Bruce Fountain, Planning Director
9. [Resolution 2019-123](#): Amendment to the contract with Advanced Gaming Technologies to modify compensation and allocation of proceeds for Sarpy County keno operation and renew the term of the agreement for an additional year. Bill Conley, Chief Financial Officer
10. [Resolution 2019-124](#): County/City Lottery Sales Outlet Location Application Form 50G for A.W. Vernon Enterprises LLC d/b/a Catfish Lake at the Lodge. Bill Conley, Chief Financial Officer
11. Approve Tourism [Marketing Grant Application](#) for Bellevue Economic Enhancement Foundation (BEEF)/Bellevue Chamber in the amount of \$8,000 for marketing "RiverFest". Fred Uhe, Tourism Director
12. Approve Tourism [Marketing Grant Application](#) for Papillion Community Foundation Marketing Grant Application in amount of \$4,400 for marketing "Papillion Days" and "Winter Wonderland" events. Fred Uhe, Tourism Director
13. [Resolution 2019-125](#): Direct Engineer to study possible vacation of 219th Street, South of Lots 8 and 9 Southgate Estates. Kayla Hathcote, Deputy County Attorney
14. [Resolution 2019-126](#): Accept recommendation of County Engineer and fix date of public hearing on June 25, 2019 for vacation of 150th Street between Capehart and Fairview Road. Andrea Gosnold-Parker, Deputy County Attorney

**MOTION:** Burmeister moved, seconded by Klug, to approve the Consent Agenda as amended with the removal of item #3. Ayes: Kelly, Klug, Burmeister, Mixan & Warren. Nays: None.

## **REGULAR AGENDA**

- \*3. [Proclamation](#): Recognize retiring Gretna Public School Superintendent Kevin Riley for his service and dedication to education in Sarpy County and across the State. Jim Warren, Commissioner

Commissioner Warren read the proclamation recognizing Superintendent Riley into the record.

Commissioner Kelly invited Federal Emergency Management Agency (FEMA) IGA Specialist Brenda Gustafson to make a few comments regarding disaster updates.

15. (Tabled from May 14, 2019) [Public Hearing and Resolution 2019-116](#): Adopt Amended Sarpy County Zoning Regulations: Section 29 - Flood Plain District. Bruce Fountain, Planning Director

**MOTION:** After a public hearing, Warren resolved, seconded by Klug, to approve the amended zoning regulations as submitted. Ayes: Kelly, Klug, Burmeister, Mixan & Warren. Nays: None.

16. [Public Hearing and Resolution 2019-127](#): Rescind Resolution 2019-055, approve Change of Zone from BG, General Business District to MU, Mixed Use District, and Mixed Use Development Agreement between Sarpy County and LKM Investments, LLC; for a subdivision to be known as Lots 1-6 Plambeck Addition Replat 1; generally located on the southeast corner of 180<sup>th</sup> Street and Harrison Street. Bruce Fountain, Planning Director represented by Deputy County Attorney Nicole Spitzenberger

**MOTION:** After a public hearing, Klug resolved, seconded by Burmeister, to approve the Change of Zone and Mixed Use Development agreement with LKM Investments LLC as submitted and rescind resolution 2019-055. Ayes: Kelly, Klug, Burmeister, Mixan & Warren. Nays: None.

17. [Public Hearing and Resolution 2019-128](#): LKM Investments, LLC, Rescind Resolution 2019-056 and approve Preliminary Plat of a subdivision to be known as Lots 1-6 Plambeck Addition Replat 1; generally located on the southeast corner of 180<sup>th</sup> Street and Harrison Street. Bruce Fountain, Planning Director represented by Deputy County Attorney Nicole Spitzenberger

**MOTION:** After a public hearing, Warren resolved, seconded by Burmeister, to approve the Preliminary Plat of a subdivision to be known as Lots 1-6 Plambeck Addition Replat 1 as submitted and rescind Resolution 2019-056. Ayes: Kelly, Klug, Burmeister, Mixan & Warren. Nays: None.

18. [Public Hearing and Resolution 2019-129](#): LKM Investments, LLC, Rescind Resolution 2019-057 and approve Final Plat of a subdivision to be known as Lots 1-6 Plambeck Addition Replat 1; property generally located on the southeast corner of 180<sup>th</sup> Street and Harrison Street. Bruce Fountain, Planning Director represented by Deputy County Attorney Nicole Spitzenberger

**MOTION:** After a public hearing, Burmeister resolved, seconded by Mixan, to approve the Final Plat of a subdivision to be known as Lots 1-6 Plambeck Addition Replat 1 as submitted and rescind Resolution 2019-057. Ayes: Kelly, Klug, Burmeister, Mixan & Warren. Nays: None.

19. [Resolution 2019-130](#): Second amendment to the Interlocal Agreement between the "Sarpy County and Cities Wastewater Agency" and Sarpy County for Contribution Reimbursement. Dan Hoins, Sarpy County Administrator

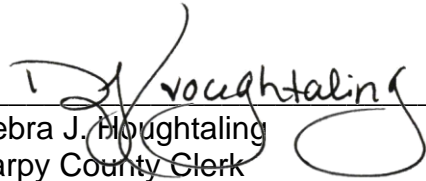
**MOTION:** Warren resolved, seconded by Mixan, to approve the second amendment to the Interlocal Agreement (originally approved by Resolution 2018-224 and amended by Resolution 2018-362) as additional funds are needed by the Agency for FY2018-FY2019 with payments detailed in the agreement attached to the resolution. Ayes: Kelly, Klug, Burmeister, Mixan & Warren. Nays: None.

20. Adjournment.

**MOTION:** At 3:33 P.M. Klug moved, seconded by Burmeister, to adjourn until June 4, 2019.  
Ayes: Kelly, Klug, Burmeister, 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