

# **BOARD OF COUNTY COMMISSIONERS**

## **DOUGLAS COUNTY, NEBRASKA**

**TUESDAY, January 8, 2019**

The Board was convened today at 9:01 a.m. and called to order by Douglas County Clerk/Comptroller Daniel A. Esch in the Legislative Chambers of the Omaha-Douglas Civic Center, 1819 Farnam, Omaha, NE. Advance notice of this publicly convened meeting was published in the Daily Record on December 28, 2018, and simultaneously transmitted to all members of the Board of Commissioners. Said notice contained the time and place of the meeting. Commissioners Mary Ann Borgeson, Michael Boyle, James Cavanaugh, Clare Duda, Marc Kraft, P.J. Morgan and Chris Rodgers were present.

**Item A.** Election of the Chair of the Board of Commissioners for ensuing year. Motion to nominate Chris Rodgers by Borgeson, second by Duda. No other nominations were made. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion Passed. Commissioner Rodgers was elected Board Chair for 2019. Speaking regarding votes not appearing was Douglas County Clerk/Comptroller Dan Esch.

**Item B.** Election of Vice-chair of the Board of Commissioners for ensuing year. Motion by Borgeson, second by Duda to nominate Commissioner Morgan. No other nominations were made. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion Passed. Commissioner Morgan was elected Board Vice-chair for 2019. Speaking were Commissioners Morgan and Rodgers.

The Board recessed at 9:04 a.m. with no action.

The Board reconvened at 9:30 a.m. with no action.

Motion by Morgan, second by Kraft to approve the minutes of the Board of Commissioners meeting held Tuesday, December 18, 2018, and to approve claims submitted for payment processed through Tuesday, January 8, 2019 and Approval of resolution authorizing Clerk/Comptroller to make certain payments if a County Board meeting is cancelled during calendar year 2019. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion passed.

**Item II.** Motion by Boyle, second by Morgan to approve the consent agenda with the update to item J.3.

- A.** Resolution in the matter of witness fees paid by Douglas County, which have remained unclaimed for six months or more. (Daniel A. Esch, County Clerk/Comptroller)
- B.** Resolution for Surplus Property. (Eric J. Carlson, Purchasing Agent)
- C.** Sherry Glasnapp, Director, Community Mental Health Center – requests approval of the following:

1. Approval of the Amendment 1 to Contract Number R6 FY19-1-8 between Region 6 and Douglas County on behalf of Community Mental Health Center (CMHC). (Budgeted) Speaking were Commissioner Cavanaugh, Finance Director Joe Lorenz, Chief Administrative Officer Patrick Bloomingdale, Commissioners Borgeson and Boyle and Larry Storer.
- D.** Payment of Tort Claim – Claimant – Ally Kimnach, damage to vehicle \$299.92, Department – Sheriff. (Budgeted) (Darrel Neely, Administration)
- E.** Eric Carlson, Purchasing Agent – Bid Acceptance:
1. All Makes Office Equipment Co. to provide Furniture and Accessories at West Campus in the amount of \$78,242.36. (Budgeted)
- F.** Approval of Joint Funding Agreement No. 19NRJFA00230 with the US Geological Survey (USGS) for Publication of Water Balance Monitoring Data for Two Bioretention Gardens in Omaha, NE. (\$8,500 – Grant Funded – Budgeted) (Kent Holm, Environmental Services)
- G.** Tom Doyle, County Engineer – requests approval of the following:
1. Additional costs associated with Project C-28(390) 264<sup>th</sup> Street Bridge, south of Dutch Hall Road JMN Construction LLC. (\$44,272.08 – Budgeted)
  2. Advertise for sealed bids for County Project No. SP-2014(03) 180<sup>th</sup> & Harrison Street Intersection improvements. Bids to be opened Wednesday, January 30, 2019, at 11:00 a.m. in the Legislative Chambers of the Omaha-Douglas Civic Center.
  3. Supplemental Agreement No. 1 to the Engineering Agreement with Olsson Associates, Inc. for Douglas County Project No. C-28(513) Bridge Replacement Rainwood Road East of 252<sup>nd</sup> Street. (\$33,900.00 – Budgeted)
  4. Advertise for sealed bids for County Projects No. C-28(389) Dutch Hall Rd. Bridge Replacement, West of 264<sup>th</sup> St. and C-28(462) Dutch Hall Rd. Bridge Replacement, East of 264<sup>th</sup> St. Bids to be opened Wednesday, January 30, 2019, at 11:00 a.m. in the Legislative Chambers of the Omaha Douglas Civic Center.
- H.** Resolution authorizing a temporary transfer of cash funds to the General Fund from the Inheritance Tax Fund and the Medical Insurance Fund. (\$10,000,000)  
(Joe Lorenz, Finance and Budget Director)
- I.** Resolution to approve “Demand for Refunds.” (\$422,134.95 – Budgeted)  
(Property Tax Division – Treasurer)
- J.** Dr. Adi Pour, Ph.D., Health Director – requests approval of the following:
1. Agreement with Lutheran Family Services regarding integrated care for STD services.
  2. Resolution appointing Keyonna King to the Board of Health beginning January 2019 through December 31, 2021.
  3. Resolution to renew membership for Commissioner Chris Rodgers and Dr. Marty Wilken on the Board of Health beginning January [1], 2019

through December 31, 2021. Speaking regarding changing January 2019 to January 1, 2019 was Commissioner Rodgers.

- K. Daniel A. Esch, County Clerk, presenting claims of the following pursuant to the Nebraska Political Subdivisions Tort Claims Act (*refer to County's Risk Manager for review and determination*):
  1. Jason Osborne
  2. Tim Nervig

Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion to approve the consent agenda passed with the update to item J.3.

Item III. Recognition/Proclamations.

- A. Recognition of the following County Employee retired: **Efrain F. Arias** has retired from the Douglas County Department of Corrections after 20 years of service. (Karen Buche, Civil Service/HR)
- B. Recognition of the following County Employee retired: **Jay D. Wingler** has retired from the Douglas County Sheriff Department after 16 years of service. (Karen Buche, Civil Service/HR)
- C. Recognition of the following County Employee retired: **Rita Walker** has retired from the Douglas County Department of Corrections after 34 years of service. (Karen Buche, Civil Service/HR)
- D. Recognition of the following County Employee retired: **Dennis Hansen** has retired from the Douglas County Sheriff Office after 27 years of service. (Karen Buche, Civil Service/HR)
- E. Recognition of the following County Employee retired: **Stephanie Saunders-Mann** has retired from the Douglas County Department of Corrections after 23 years of service. (Karen Buche, Civil Service/HR)

Motion to approve by Boyle, second by Morgan. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion Passed. Speaking were Commissioners Rodgers and Borgeson.

IV. Citizens Comments: Speaking were Luis Jimenez and Commissioner Rodgers.

V. Presentations:

A. (Update on Election Office space/proposal. (Brian Kruse – Election Commissioner, Jerry Leahy –Public Properties)). Speaking were Brian Kruse, President of the League of Women Voters Ann Chalson, Pat Heliger, Sam Fischer, Diana Bunnell, Mike Hogan, Tony Schommer, Luis Jimenez, Commissioners Boyle and Cavanaugh, Jerry Leahy, Commissioners Borgeson, Kraft, Morgan, Duda and Rodgers, and Larry Storer.

**VI. Public Hearing:**

**A.** (Addition to Premise License, Class I-121090, for BALI BAR NAILS & SPA LLC dba BALI BAR NAILS & SPA, 16821 BLONDO STREET SUITE 101, Omaha, NE, Douglas County. ***(Action can be taken today.)***) The public hearing was opened at 10:48 a.m. Speaking were Commissioners Rodgers and Borgeson, Douglas County Clerk Comptroller Dan Esch, Commissioner Boyle and Deputy County Attorney Theresia Urich. The public hearing was left open and will be back on the agenda January 29, 2019.

Item **VII. A. 1.** (Budget report), accepted as presented with no discussion.

Motion to recess to Executive Session in order to protect the public interest with respect to discussion regarding litigation and real estate at 10:52 a.m. by Boyle, second by Morgan. Yeas: Borgeson, Boyle, Duda, Kraft, Morgan, Rodgers. Absent: Cavanaugh. Motion Passed.

Motion to reconvene and adjourn by Morgan, second by Boyle at 11:55 a.m. Yeas: Boyle, Duda, Kraft, Morgan, Rodgers. Absent: Borgeson, Cavanaugh. Motion Passed.