

BOARD OF COUNTY COMMISSIONERS

DOUGLAS COUNTY, NEBRASKA

TUESDAY, March 26, 2019

The Board was convened today at 9:25 a.m. and called to order by Chair Rodgers 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 March 15, 2019, 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.

Motion by Boyle, second by Duda to approve the minutes of the Board of Commissioners meeting held Tuesday, March 19, 2019 and to approve the claims submitted for payment processed through Tuesday, March 26, 2019. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion passed.

Item II. Motion by Boyle, second by Duda to approve the consent agenda:

- A. Resolution approving labor contract between Douglas County and Local #251 of the American Federation of State, County and Municipal Employees (AFSCME) representing covered Douglas County Youth Center Employees. (Budgeted) (Marcos San Martin, County Administration)
- B. Resolution approving a 'best and final offer' to the Youth Center Education Association, covering non-supervisory classifications within the department of the Douglas County Youth Center in pursuit of a three-year collective bargaining agreement for period Jan. 1, 2019 through Dec. 31, 2021. (Marcos San Martin, County Administration)
- C. Resolution approving Nokia of America Corporation Proposal: Microwave Transceiver Equipment Upgrade. (\$795,938.17 – Not Budgeted) (David Sleeter, 911 Communications) Speaking were Commissioner Cavanaugh and David Sleeter.
- D. Payment of Tort Claim – Claimant – LaTasha Jones, damaged clothing \$47.14, Department – Garage. (Budgeted) (Darrel Neely, Administration)
- E. Dr. Adi Pour, Ph.D., Health Department Director – requests approval of the following:
 - 1. Agreement from Nebraska Department of Health and Human Services regarding Immunizations and Vaccinations for Children. (\$30,000.00 – Budgeted)
 - 2. Amendment to Agreement from Nebraska Department of Health and Human Services regarding Tobacco Free Nebraska. (\$56,275.00 – Budgeted)
- F. Amendment of Solicitation/Modification of Contract between Douglas County Department of Corrections and the United States Department of Homeland Security, U.S. Immigration and Customs Enforcement (ICE), Office of Enforcement and Removal Operations. (Budgeted) (Michael Myers, Corrections)

- G. Agreement with UNMCP (UNMC Physicians) to provide Psychiatric services and evaluations to Detainees at the Douglas County Youth Center. (\$28,192.56 – Budgeted) (Mark Le Flore, DCYC)
- H. Approve Special Designated Liquor License for Parliament Pub Inc., 16939 Wright Plaza, Ste #153, 68130, for Renaissance Faire event to be held 4/27/19 and 4/28/19, 11:00 am to 11:00 pm, at RiverWest Park, 23301 West Maple Road.
- I. Set Public Hearing date for **Tuesday, April 16, 2019, at 9:00 a.m.** for:
 - 1. Addition to Premise License, (Class I-122493) for Zlicious LLC DBA Westend, 1529 S 203rd St, Suite 1, Omaha, NE, 68130, Douglas County.
- J. Daniel A. Esch, County Clerk, presenting claim of the following pursuant to the Nebraska Political Subdivisions Tort Claims Act (***refer to County's Risk Manager for review and determination***):
 - 1. Daniel Porter

Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion to approve the consent agenda passed.

IV. Citizens Comments. Speaking were Reverend Portia Cavitt, Commissioner Cavanaugh, Luis Jimenez, Commissioners Boyle and Rodgers, Larry Storer, Dr. Ed Walsh, Commissioner Duda, Sharon Martin, Doug Patterson, Nicole Le Clerc, Kathleen Jamrozy and Bob Perrin.

V. Presentation: A. (Presentation by Craig Maher and John Bartle, professors of Public Administration at the University of Nebraska at Omaha – “Property Tax Policy Options for Nebraska Counties.” (Commissioner Mike Boyle). This item was not taken up today.

VI. Public Hearing: A. (Class #1-122974 License (Beer, Wine, Distilled Spirits, On Sale Only) for Sukoon LLC dba Sakoon The Spa, 1529 S 203rd Street, Omaha, Nebraska, (Douglas County) and Manager Application for Tonya L Hemmer, 2777 Sunburst Dr, Fremont, NE, 68025. (***Action can be taken today.***)). The public hearing was opened at 10:06 a.m. There was no discussion on this item. The public hearing was closed at 10:06 a.m. Motion to approve by Boyle, second by Morgan. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion passed.

Point of personal privilege by Commissioner Morgan to speak regarding Accountability and Disclosure complaint. Also speaking were Deputy County Attorney Theresia Urich, Commissioners Rodgers and Boyle.

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

Item **VII. C. 1.** (Douglas County Youth Center Report. (Brad Alexander, Douglas County Youth Center Superintendent). Speaking were Brad Alexander, Mark LeFlore, Commissioners Morgan, Kraft, Boyle, Borgeson, Cavanaugh and Rodgers and Greg Hepburn.

Item **VII. G. 3.** (Approval of Resolution allowing First Concord Benefits Group to provide to County employees educational sessions regarding Medicare. (Commissioner Mary Ann Borgeson)) and Item **VII.G.4.** (Resolution to implement “cash in lieu” program, effective January 1, 2020, in regards to the County’s medical insurance plan. (Commissioner Mary Borgeson). Speaking were Jim Daubert of First Concord Benefits Group, Larry Dix of NACO, Commissioners Kraft and Borgeson and Chief Administrative Officer Patrick Bloomingdale. Motion to approve by Borgeson, second by Boyle. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion passed.

Item **VII. C. 2.** (Resolution requesting that the Omaha-Douglas Public Building Commission issue \$114 million in Revenue Bonds to construct a justice center and youth detention center on the former M.U.D. site located directly to the south of the Douglas County Courthouse. (Commissioner Chris Rodgers, Chair)). Motion to approve by Borgeson, second by Boyle. Speaking were Commissioner Rodgers, Sharon Martin, Doug Kagan from Nebraska Taxpayers for Freedom, Larry Storer, Luis Jimenez, Commissioner Boyle, Norma Le Clerc, Reverend Portia Cavitt, Nicole Le Clerc, Commissioners Duda and Cavanaugh. Amendment resolution presented by Commissioner Cavanaugh. Motion by Cavanaugh, second by Boyle to approve amendment resolution. Speaking was Commissioner Boyle. Amendment by Boyle to insert \$20,000 into the amendment resolution. Speaking were Commissioner Cavanaugh, Douglas County Clerk/Comptroller Dan Esch and Commissioner Rodgers. Yeas: Boyle, Cavanaugh. Nays: Borgeson, Duda, Kraft, Morgan, Rodgers. Motion failed. Speaking were Commissioners Kraft, Cavanaugh, Boyle, Rodgers and Duda. Yeas: Borgeson, Boyle, Duda, Kraft, Morgan, Rodgers. Nays: Cavanaugh. Motion passed.

Item **VII. G. 1.** (Weekly Personnel Report from Civil Service), accepted as submitted with no discussion.

Item **VII. G. 2. b.** (Resolution supporting an application by the State of Nebraska for a ‘Section 1115 Medicaid waiver’ to allow for the expansion of Medicaid coverage to IMD excluded populations in need of inpatient mental health treatment and urging immediate action by Governor Pete Ricketts and the Nebraska Department of Health & Human Services. (Commissioner Mary Ann Borgeson)). Speaking were Commissioners Borgeson, Kraft and Duda. Motion to approve by Borgeson, second by Boyle. Yeas: Borgeson, Boyle, Duda, Kraft, Morgan, Rodgers. Absent: Cavanaugh. Motion passed.

Motion to adjourn by Boyle, second by Kraft at 12:25 p.m. Yeas: Borgeson, Boyle, Duda, Kraft, Rodgers. Absent: Cavanaugh, Morgan. Motion Passed.