

BOARD OF COUNTY COMMISSIONERS

DOUGLAS COUNTY, NEBRASKA

TUESDAY, April 30, 2019

The Board was convened today at 9:02 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 April 19, 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.

VI. Public Hearing: A. (A Special Use Permit application submitted by G & G Manufacturing Company – owner: For a temporary asphalt batch plant on a 565' north-south by 966' east-west parcel in the northwest corner of the W1/2 NW1/4 in Section 32-Township 15 North-Range 10 East of the Sixth P.M. (parcel # 0110880000). Address: 26245 W. Center Road. (**Action can be taken today.**)). The public hearing was opened at 9:03 a.m. Speaking were Doug Cook, and Commissioners Kraft and Boyle. The public hearing was closed at 9:08 a.m. Motion to approve by Boyle, second by Borgeson. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion passed.

Speaking regarding votes not appearing was Douglas County Clerk/Comptroller Dan Esch.

III. Recognition/Proclamations:

C. Resolution recognizing the life-saving actions of Correctional Officers. (Michael Myers, Director of Corrections) Motion to approve by Borgeson, second by Duda. Speaking were Director of Corrections Mike Myers, Commissioners Boyle, Cavanaugh, Borgeson and Rodgers. Mike Myers introduced the Honor Gaurd. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion passed.

A. Resolution recognizing the week of April 14 through April 20 as '*National Public Safety Telecommunicators Week.*' (Commissioner Mary Ann Borgeson) Speaking were Commissioners Borgeson and Boyle. Motion to approve by Boyle, second by Morgan. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion passed.

B. Recognition of the following County Employee retired: *Lori Anderson* has retired from the Douglas County Communications Department after 24 years of service. (Karen Buche, Civil Service/HR) Speaking was Commissioner Rodgers. Motion to approve by Boyle, second by Duda. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion passed.

Motion by Morgan, second by Boyle to approve the minutes of the Douglas County Justice Center Forum held Tuesday, April 2, 2019, and the Board of Commissioners' meeting held Tuesday, April 16, 2019 and to approve the claims submitted for payment processed through Tuesday, April 30, 2019. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion passed.

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

- A. Payment of Tort Claim – Claimant – Ronie Hansen, damaged vehicle \$369.61, Department – Engineer. (Budgeted) (Darrel Neely, Administration)
- B. Resolution authorizing the Chair to enter into a Professional Services Agreement with Nebraska Health Information Initiative (NeHII) in order for the Primary Health Care Network clinic to continue to access NeHII'S network and services to improve the quality, safety and timeliness of health services; reduce medical and prescription errors; and reduce health care costs by facilitating the sharing of health information in a manner that complies with all applicable laws and regulations. (Budgeted) (Deb Redding, General Assistance)
- C. Tom Doyle, County Engineer – requests approval of the following:
 - 1. Traffic Control Devices in Sanitary and Improvement District 561 – Arbor View.
 - 2. Award Contract to Sta-bilt Construction Company for Douglas County Project No. C-28(569)B – 2019 Armor Coat and Fog Seal 12.8 Miles of County Roads, various locations. (\$386,795.69 – Budgeted)
 - 3. Right of Way Acquisition (\$420,090.00) Tract 34 for County Project C-28(434) 180th Street, HWS Cleveland Blvd. to West Maple Road.
 - 4. Right of Way Acquisition (\$304,380.00) Tract 36 for County Project C-28(434) 180th Street, HWS Cleveland Blvd. to West Maple Road. (Budgeted)
 - 5. Right of Way Acquisition (\$190.00) and Temporary Easement (\$810.00) Tract 2 for Project C-28(533) 252nd Street North of Ida Bridge 2801720. (Budgeted)
 - 6. Right of Way Acquisition (\$44,910.00) and Permanent Easement (\$9,570.00) and Temporary Construction Easement (\$40,150.00) Tract 19 for Project C-28(434) 180th Street, HWS Cleveland Blvd. to West Maple Road. (Budgeted)
 - 7. Expenditure of \$25,800 be paid to MUD for utility adjustments needed for County Project C-28(560) Fort Street Improvements 180th to 183rd Street. Douglas County will be reimbursed for 2/3 of this cost per an Interlocal Agreement signed August 1, 2017.
- D. Resolution accepting the FY2017 Edward Bryne Memorial Justice Assistance Grant (JAG) awarded to Douglas County by the Nebraska Crime Commission. (Carrie Davis, Administration)
- E. Resolution for Surplus Property. (Eric J. Carlson, Purchasing)

- F. Resolution approving a collective bargaining agreement between Douglas County and the International Union of Operating Engineers, Local #571, for covered classifications within the Public Properties Department (period July 1, 2018 through December 31, 2021). (Budgeted) (Marcos San Martin, County Administration)
- G. Resolution to approve “Demand for Refunds.” (\$259,707.65 – Budgeted) (Property Tax Division – Treasurer)
- H. The Douglas County Sheriff’s Office is requesting approval of a Services Agreement with the Board of Regents of the University of Nebraska, a public body corporate, for and on behalf of the University of Nebraska at Omaha. (R. Justin Aumann, Sheriff’s Office)
- I. 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. Cherie James
- J. Amendment to 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 adding Prison Rape Elimination Act (PREA) Regulations. (Budgeted) (Michael Myers, Director of Corrections)

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

V. Presentations:

C. (Visit Omaha/Omaha Convention & Visitors Bureau Update by Keith Backsen. (Commissioner Chris Rodgers, Chair)). Speaking were Keith Backsen, Commissioners Rodgers, Kraft, Morgan, Boyle and Borgeson.

A. (Project presentation by Andrew Gorman, President of the Douglas County Health Center Foundation. (Commissioner Clare Duda)). Speaking were Commissioner Duda, Andrew Gorman, Commissioners Cavanaugh and Borgeson.

B. (Presentation on 2020 Census Participant Statistical Areas Program (PSAP) proposed boundary changes for Douglas County. (Mike Schonlau – GIS Department)). Speaking were Mike Schonlau, Commissioners Boyle, Borgeson and Morgan.

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, Commissioner Morgan, Mark LeFlore, Greg Hepburn, Commissioners Boyle, Kraft, Rodgers, Borgeson and Cavanaugh.

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

Motion to recess to Executive Session in order to protect the public interest with respect to discussion regarding labor negotiations, litigation and personnel at 11:25 a.m. by Morgan, second by Duda. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion passed.

Speaking regarding justice center public forums were Commissioners Morgan, Duda and Rodgers.

Motion to reconvene and adjourn by Borgeson, second by Kraft at 12:18 p.m. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion Passed.