

BOARD OF COUNTY COMMISSIONERS

DOUGLAS COUNTY, NEBRASKA

TUESDAY, June 18, 2019

The Board was convened today at 9:00 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 June 7, 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.

Item III. Recognition/Proclamations. A. Resolution honoring **Deb Redding**, Director of Douglas County General Assistance, for her 31-year career with the County and recognizing her commitment to serving those in need in Douglas County. (Douglas County Board of Commissioners) Speaking were Commissioners Rodgers, Boyle, Kraft, Morgan, Cavanaugh, Duda and Borgeson, and Deb Redding. Motion by Boyle, seconded by Kraft to approve. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion passed. Speaking regarding Commissioner Boyle's votes not appearing on the screen was Douglas County Clerk/Comptroller Dan Esch.

Motion by Borgeson, seconded by Morgan to recess to the Board of Equalization at 9:10 a.m. Yeas: Borgeson, Boyle, Cavanaugh Duda, Kraft, Morgan, Rodgers. Motion passed.

Motion by Boyle, seconded by Morgan to reconvene the Board of Commissioners meeting at 9:11 a.m. Yeas: Borgeson, Boyle, Cavanaugh Duda, Kraft, Morgan, Rodgers. Motion passed.

Motion by Morgan, seconded by Boyle to approve the minutes of the Board of Commissioners' meeting held Tuesday, June 11, 2019, and to approve claims submitted for payment processed through Tuesday, June 18, 2019. Speaking was Commissioner Cavanaugh. Motion by Cavanaugh to pull check number 120464 for a separate vote. There was no second to the motion. Yeas: Borgeson, Boyle, Duda, Kraft, Morgan, Rodgers. Nays: Cavanaugh. Motion passed.

Item II. Motion by Boyle, seconded by Borgeson to approve the consent agenda, less item A.:

~~A. Contract with City of Bennington to allow the Sheriff to provide law enforcement services to Bennington during the time period required to hire a new police chief. (Tom Wheeler, Sheriff's Office)~~

B. Agreement with Lutheran Family Services to embed a licensed mental health professional with the Douglas County Sheriff. (Budgeted) (Tom Wheeler, Sheriff's Office)

C. Oracle Accounts Receivable Write Offs. (Cheri A. Albin, Administration)

- D. Resolution increasing the compensation of various Deputy County Attorneys for Douglas County effective June 17, 2019. (\$21,025 increase - Budgeted) (Shakil A. Malik, Douglas County Attorney's Office)
- E. Tom Doyle, County Engineer – requests approval of the following:
1. Right of Way Temporary Easement Acquisition (\$350.00) Tract 40 for County Project C-28 (434) 180th Street, HWS Cleveland Blvd. to West Maple Road. (Budgeted)
 2. Right of Way Temporary Easement Acquisition (\$2,250.00) Tract 43 for County Project C-28 (434) 180th Street, HWS Cleveland Blvd. to West Maple Road. (Budgeted)
 3. Right of Way Acquisition of Warranty Deed (\$16,400.00) Temporary Easement (\$460.00); Tract 37 for County Project C-28(434) 180th Street, HWS Cleveland Blvd. to West Maple Road. (\$16,860.00) (Budgeted)
 4. Advertise for sealed bids on County Project C-28(550) – Blondo Street Improvements, 183rd Street to 186th Street. Bids to be opened Wednesday, July 10, 2019 at 11:00 a.m. in the Legislative Chambers of the Omaha Douglas Civic Center.
 5. Advertise for sealed bids on County Projects C-28(388). C-28(426), and C-28(533) – box culvert construction. Bids to be opened Wednesday, July 10, 2019 at 11:00 a.m. in the Legislative Chambers of the Omaha Douglas Civic Center.
 6. Advertise for sealed bids on County Project C-28(529) – 192nd Street Improvements, Dodge Street to Pacific Street. Bids to be opened Wednesday, July 10, 2019 at 11:00 a.m. in the Legislative Chambers of the Omaha Douglas Civic Center.
- F. Resolution approving third amendment to Agreement between Douglas County and Region Six. (Shakil A. Malik, Douglas County Attorney's Office) Speaking were Commissioners Cavanaugh and Borgeson.
- G. Approve Special Designated Liquor License for Old Market Ventures, LLC (CK-122964), 1101 Harney, Omaha, NE 68102, for a Professional Golf Tournament event to be held 7/16/2019 through 7/21/2019, 7:00 a.m. to 11:00 p.m., at Indian Creek Golf Course, 3825 N. 202nd St., Omaha, NE 68022.
- H. Appointment of Pamela Klabunde to the Douglas County Veterans Service Committee. (Commissioner Chris Rodgers, Chair)
- I. Appointment of Tracy Hightower-Henne and Gary Nachman to the Douglas County Zoning Board of Adjustment. (Commissioner Marc Kraft)
- J. Appointment of Todd Simon to the Visitors Promotion Council. (Commissioner Marc Kraft)
- 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. Matthew Mixon
 2. Markese Davis

- L. Approval of Monthly Fee Report (April, 2019). (Daniel A. Esch, Douglas County Clerk/Comptroller)
- M. Adjustment request from the Department of Corrections for Non-reimbursable Expenses incurred due to property damages and/or unpaid balances from Inmate Accounts from the years 2006-2018. (\$31,688.17 – Budgeted) (Debbie Otwell, Douglas County Department of Corrections)

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

II. A. Contract with City of Bennington to allow the Sheriff to provide law enforcement services to Bennington during the time period required to hire a new police chief. (Tom Wheeler, Sheriff's Office) Speaking were Commissioner Duda, Mayor of Bennington Matt John, Chief Deputy Sheriff Tom Wheeler, and Commissioners Boyle, Borgeson and Kraft. Motion to approve by Duda, seconded by Kraft. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion passed.

Item **VI.** Public Hearing. **A.** Proposed One and Six Year Highway Improvement Plan FY 2020 to FY 2025. (County Engineer) (Action can be taken today.) (**Action can be taken today.**) The public hearing was opened at 9:21 a.m. Speaking were Dan Kutilek from the County Engineer's office, Commissioners Duda, Kraft and Boyle. The public hearing was closed at 9:42 a.m. Motion to approve by Boyle, seconded by Duda. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion passed.

Item **VII. A. 1.** Budget report, accepted as submitted. Speaking was Commissioner Morgan.

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

Item **VII. G. 2.** Legislative issues, no discussion.

Point of privilege by Commissioner Borgeson regarding Women in Retirement series. Speaking were Commissioners Borgeson and Kraft.

Motion by Boyle, seconded by Morgan to recess to Executive Session in order to protect the public interest with respect to discussion regarding litigation at 9:45 a.m. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion passed.

Motion by Borgeson, seconded by Boyle to reconvene and adjourn at 10:22 a.m. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion Passed.