

# BOARD OF COUNTY COMMISSIONERS

## DOUGLAS COUNTY, NEBRASKA

TUESDAY, June 4, 2019

The Board was convened today at 9:03 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 May 24, 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 (arrived at 9:45 a.m.), James Cavanaugh, Clare Duda, Marc Kraft, P.J. Morgan and Chris Rodgers were present.

Motion by Kraft, seconded by Duda to approve the minutes of the Douglas County Justice Center Forum held Thursday, May 9, 2019, and the Board of Commissioners' meeting held Tuesday, May 21, 2019, and to approve claims submitted for payment processed through Tuesday, June 4, 2019. Yeas: Borgeson, Cavanaugh Duda, Kraft, Morgan, Rodgers. Absent: Boyle. Motion passed.

Item II. Motion by Kraft, seconded by Duda to approve the consent agenda, less item II.H & II.I:

- A. Sherry Glasnapp, Director, Community Mental Health Center – requests approval of the following:
  - 1. Approval of the Amendment 3 to Contract Number R6 FY19-1-8 between Region 6 and Douglas County on behalf of Community Mental Health Center (CMHC). (Budgeted)
  - 2. Resolution approving the Nehii Non-Data Sharing Participating Agreement.
  
- B. Approve Special Designated Liquor License for Fire Barn LLC (#083048), 2523 River Road Drive, for Junk Stock to be held 6-21-19, 8:00 a.m. – 11:30 p.m., 6-22-19, 8:00 a.m. – 11:30 p.m., 6-23-19, 7:00 a.m. – 8:00 p.m. at 1150 River Road Dr, Waterloo 68069.
  
- C. Tom Doyle, County Engineer – requests approval of the following:
  - 1. **June 18, 2019** be set as the date for a Public Hearing on the proposed Highway Improvement Program for Fiscal Years 2020 through 2025.
  - 2. Traffic Control Devices in the Andresen Meadows Estates – SID No. 555.
  - 3. Agreement between Douglas County and Omaha Public Power District for the construction of the Manhole Ductline System on Project C-28(529) 192<sup>nd</sup> Street, Dodge Street to Pacific Street.
  - 4. Agreement between Douglas County and Omaha Public Power District for the construction of the Street Light Facilities on Project C-28(529) 192<sup>nd</sup> Street, Dodge Street to Pacific Street.

- D. Resolution approving payment in the amount of Fifty Thousand Dollars (\$50,000) in full Settlement of the lawsuit against Douglas County, a political subdivision of the State of Nebraska, filed in the District Court of Douglas County Nebraska at Case No. CI 18-2362. (Budgeted) (William E. Rooney, III, County Attorney's Office)
- E. Resolution authorizing the chair to sign the amendment to the agreement with the City of Omaha for the FY2018 National Sexual Assault Kit Initiative grant. (Carrie Davis, Administration)
- F. Resolution for Surplus Property. (Eric J. Carlson, Purchasing)
- G. Resolution to approve "Demand for Refunds." (\$11,991.46 – Budgeted) (Property Tax Division –Treasurer)
- J. Daniel A. Esch, County Clerk, presenting claim of the following pursuant to the Nebraska Political Subdivisions Tort Claims Act (**refer to Douglas County's Risk Manager for review and determination**):
  - 1. Maggie Falck
- K. Set Public Hearing date for **Tuesday, June 25, 2019, at 9:00 a.m.** for:
  - 1. Class #C-123079 License (Beer, Wine, Distilled Spirits, On and Off Sale) for Maxi Mae Inc dba DJ's Dugout, 19020 Evans Street, Elkhorn, Nebraska/Douglas County, 68022 and Manager Application for Tanya M. Johansen, 15828 S. 154<sup>th</sup> Cottonwood St., Omaha, NE, 68136.

Yeas: Borgeson, Cavanaugh Duda, Kraft, Morgan, Rodgers. Absent: Boyle. Motion to approve the consent agenda less item II.H and II.I passed.

Item **II.H.** Approval of Agreement between Douglas County and the Child Savings Institute for Alternative to Detention Services. (\$25,000 in grant funds) (Rich Murcek, Grant Coordinator) and Item **II.I** Approval of Agreement between Douglas County and the Urban League of Nebraska for School Based Intervention Services. (\$8,000 in grant funds) (Rich Murcek, Grant Coordinator). Speaking on the items were Commissioner Cavanaugh, Rich Murcek, Grant Coordinator, Chair Rodgers, Luis Jiminez, Larry Storer and Commissioner Kraft. Motion by Duda, seconded by Kraft to approve. Yeas: Borgeson, Duda, Kraft, Morgan, Rodgers. Nays: Cavanaugh. Absent: Boyle. Motion passed.

Item **III.** Recognition/Proclamations: **A.** Recognition of the following County Employee retired: **Danny E. Coleman** has retired from the Douglas County Health Center after 34 years of service. (Karen Buche, Civil Service/HR); **B.** Recognition of the following County Employee retired: **Angela Young** has retired from the Douglas County Health Center after 12 years of service. (Karen Buche, Civil Service/HR) and **C.** Recognition of the following County Employee retired: **Mary Burmeister** has retired from the Douglas County Sheriff Office after 23 years of service. (Karen Buche, Civil Service/HR). Motion to approve by Borgeson, seconded by Morgan. Yeas: Borgeson, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Absent: Boyle. Motion passed.

Item **III**. Recognition/Proclamations: **D**. Recognition of the following County Employee retired: **Kenneth L. Matthews Sr.** has retired from the Douglas County Department of Corrections after 30 years of service. (Karen Buche, Civil Service/HR). Speaking on the item was Michael Myers, Director of Corrections, Kenneth Matthews Sr. and Commissioner Borgeson. Motion to approve by Duda, seconded by Morgan. Yeas: Borgeson, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Absent: Boyle. Motion passed.

Item **IV**. Citizens Comments. Speaking were Luis Jiminez, Larry Storer and Chair Rodgers.

Item **VI**. Public Hearing: **A**. Addition to Premise License, PLAYERS CLUB GOLF LLC, (Class I-071574). DBA THE PLAYERS CLUB GOLF COURSE, 12101 DEER CREEK DR, Omaha, NE, Douglas County. The public hearing was opened at 9:41 a.m. Chair Rodgers stated that the notarized sworn affidavit stating that the applicant had given notice for the public hearing to property owners within 500' of the establishment had not been submitted. No one was present to speak on the item. The public hearing will remain open until another Board of Commissioners meeting at a future date.

Item **VI**. Public Hearing. **B**. Provide additional budget dollars for salary adjustment account and transfer budget dollars that are set aside in salary adjustment account for approved salary increases. Provide additional budget dollars for budget increases for Employee Fringe Benefits, Public Property, Sheriff, Juvenile Court Probation, and 911 Wireless Surcharge Fund. (\$1,229,000 – Not budgeted) (Joe Lorenz, Director of Finance and Budget) The public hearing was opened at 9:42 a.m. Speaking on the item was Joseph Lorenz, Director of Finance and Budget. The public hearing was closed at 9:46 a.m. Motion to approve by Borgeson, seconded by Duda. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion passed.

Item **VII D. 1**. Annual public-evaluation of the Pheasant Point Landfill operations and update on solid waste-related items. (Kent E. Holm, Environmental Services). Speaking on the item were Kent Holm, Director of Environmental Services, Commissioners Boyle and Kraft.

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

Item **VII. A. 2**. Presentation by Juvenile Court Probation on the Department's F19/20 budget request which is in excess of their Budget target amount. (\$110,031) (Joe Lorenz, Director of Finance and Budget). Speaking on this item were Mary Visek, Chief Probation Officer for Juvenile Probation, Commissioners Boyle and Cavanaugh.

Item **VII. A. 3**. Presentation by Adult Probation on the Department's F19/20 budget request which is in excess of their Budget target amount. (\$203,205) (Joe Lorenz, Director of Finance and Budget). Speaking on this item were Tim Sprakel, Chief Probation Officer for Adult Probation, Commissioners Rodgers, Boyle, Borgeson and Joseph Lorenz, Director of Finance and Budget.

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

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

Motion by Boyle, seconded by Morgan to recess to Executive Session in order to protect the public interest with respect to discussion regarding labor negotiations, litigation and personnel matters at 10:29 a.m. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion passed.

Motion by Duda, seconded by Kraft to reconvene and adjourn at 11:53 a.m. Yeas: Borgeson, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Absent: Boyle (left meeting at 11:44 a.m.). Motion Passed.