

BOARD OF COUNTY COMMISSIONERS

DOUGLAS COUNTY, NEBRASKA

TUESDAY, June 26, 2018

The Board was convened today at 9:04 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 15, 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.

Motion by Duda, seconded by Kraft to approve the minutes of the Board of Commissioners meeting held Tuesday, June 19, 2018, and to approve claims submitted for payment processed through Tuesday, July 3, 2018. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion passed.

Motion by Morgan, second by Boyle to declare an emergency and add this [Special Designated Liquor License] item to the agenda. Speaking were Commissioner Rodgers and Dan Esch. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion passed.

Item II. Motion by Boyle, seconded by Duda to approve the consent agenda, with the addition of the emergency item:

- A. Tom Doyle, County Engineer – requests approval of the following:
 - 1. Right-of-Way Acquisition, Temporary easement (\$100.00) for Project #C-28(426) Bridge replacement 1/2 mile North of Bennington Road on 264th Street.
(\$100.00 – Budgeted)
- B. Resolution authorizing the Chair to enter into a Professional Services Agreement with Heartland Workforce Solutions, Inc. (HWS) to provide Career Readiness to Eliminate Disparities programing for eligible individuals in Douglas County. (\$30,000 for 2019 – Budgeted) (Chris Rodgers, Chair)
- C. Sherry Glasnapp, Director, Community Mental Health Center – requests approval of the following:
 - 1. Resolution approving petty cash fund (CMHC) Douglas County Community Mental Health Center.
- D. Dr. Adi M. Pour, Ph.D - Health Director – requests approval of the following:
 - 1. Agreement from Nebraska Department of Health and Human Services regarding the Tuberculosis Program. (\$18,000.00 – Grant Funded - Budgeted)

2. Amendment One to the Agreement from Nebraska Department of Health and Human Services regarding HIV Surveillance Program fund increase. (\$11,834.00 – Grant Funded - Budgeted)
 3. Amendment One from Nebraska Department of Health and Human Services regarding HIV Surveillance and Prevention Program for a fund increase of \$14,000.00 (\$28,000.00 – Grant Funded - Budgeted)
 4. Agreement with Nebraska Department of Agriculture regarding inspections and regulations for food establishments.
 5. Agreement with Shutterstock Inc. regarding use of visual content for graphic artistry support. (\$2,388.00 – Budgeted)
 6. Agreement with The Salvation Army regarding a dietician for the Early Head Start Program. (\$4,282.00 – Grant Funded – Budgeted)
 7. Agreement with Clarkson College regarding student affiliation.
 8. Amendment to the Agreement from Nebraska Department of Health and Human Services regarding Women’s and Men’s Health Hub Program. (\$102,000.00 -Grant Funded – Budgeted)
 9. Amendment One to the Agreement with Interfaith Health Services, Inc. regarding Families in Action Health Hub extension (\$5,000.00 – Grant Funded – Budgeted)
 10. Amendment One to the Agreement with Victory Fitness regarding Health Hub extension. (\$25,000.00 – Grant Funded – Budgeted)
 11. Amendment One to the Agreement with YMCA of Greater Omaha regarding Health Hub extension. (\$10,000.00 – Grant Funded – Budgeted)
- E. Reappointment of John J. Freimuth to the Douglas County Veterans Service Committee. (Chris Rodgers, Chair)
- F. Resolution to approve “Demand for Refunds.” (\$11,765.84 – Budgeted) (Property Tax Division – Treasurer)
- G. A Resolution to approve Agreement with the Veterans Ambulatory Center Development Corporation for the construction/expansion of two parking lots on the Douglas County Health Center site. (No cost to the County) (Jerry Leahy, Public Properties)
- H. Resolution approving an Interlocal Agreement with the City of Omaha for library services. (Budgeted) (Diane Carlson, Deputy County Administrator)
- I. Resolution approving an Interlocal Agreement with the City of Ralston for library services. (Budgeted) (Diane Carlson, Deputy County Administrator)
- J. Resolution approving an Interlocal Agreement with the City of Bennington for library services. (Diane Carlson, Deputy County Administrator)
- K. Resolution approving an Interlocal Agreement with the City of Valley for library services. (Budgeted) (Diane Carlson, Deputy County Administrator)
- L. Resolution approving an Interlocal Agreement with the Village of Waterloo for library services. (Budgeted) (Diane Carlson, Deputy County Administrator)

- M. Jean Harnett, Director, Douglas County Health Center – requests approval of the following:
 - 1. Radiology Services Agreement Contract approval for Douglas County Health Center.
 - 2. Clinical Director of Short Term Rehabilitation Services and Physician Service Agreement Contract Approval for Douglas County Health Center.

- N. Approve Special Designated Liquor License for Attitude on Food, Inc, 2405 N Street, Omaha, NE 68107. (License: DK-091199), for a Private Corporate/vendor Appreciation event to be held 7/27/18, 6:00 pm to 9:00 pm, at Blue Sage Creek development – 214th + F St.

- O. 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. Nicole Cotten

- P. Resolution authorizing a transfer of budget funds to the Douglas County Attorney's Office from the Environmental Services Department. (\$10,000 – Not budgeted) (Joe Lorenz, Administration)

- Q. Approve Special Designated Liquor License for Irvington Volunteer Fire Department, 9111 Fremont St., Omaha, NE 68122, for an Outdoor Street Dance event to be held 7/21/18, 7:00 PM to 12:00 AM, at 9111 Fremont St., Omaha, NE 68122.

Speaking regarding item II.B. were Commissioners Cavanaugh and Rodgers.

Speaking regarding items II.H. - L. were Commissioner Cavanaugh, Deputy County Administrator Diane Carlson and Commissioner Duda.

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

III. Recognition/Proclamations:

A. (Recognition of the following County Employee retired: **Angela Braman** has retired from Douglas County Health Department after 38 years of service. (Karen Buche, Civil Service/HR)) Motion to approve by Boyle, second by Morgan. Speaking was Commissioner Rodgers. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Motion passed.

IV. Citizens Comments: Speaking regarding retiring administrative assistant in the Douglas County Clerk's office, Constance Mierendorf, were Douglas County Clerk/Comptroller Dan Esch and Commissioner Cavanaugh.

V. Presentations:

A. (Discussion regarding potential changes to Douglas County's Civil Protective Custody program. (Chris Rodgers, Chair)) Speaking were Commissioners Rodgers and Borgeson, Detoxification Services Director Teri Speck, Commissioners Kraft, Duda, Cavanaugh, Boyle and Morgan, and Deputy City Attorney Michelle Peters.

~~B. (Status of Court Referral Program presented by Lori Elkins, United Way of the Midlands, and Ron Murtaugh, Douglas County Court Administrator. (Commissioner Mike Boyle) Item removed from the agenda.~~

Speaking regarding speaking time limits was Commissioner Kraft.

C. (Presentation regarding proposed Justice Center/Youth Center construction project. (Patrick Bloomingdale, CAO)) Speaking were Commissioners Rodgers and Borgeson, Bruce Carpenter from HDR, Chief Administrative Officer Patrick Bloomingdale, President of the City Council and part of the 501c3 Committee Ben Gray, Commissioners Morgan, Boyle and Cavanaugh, Chairman of the Omaha Douglas Public Building Commission John Christensen and Commissioners Kraft and Duda.

VI. Public Hearing: A. (Open the Public Hearing on Tuesday, June 26, 2018, for the vacation of a portion Fox Farm Road near Reichmuth Road to public comments. **(Action will be taken on Tuesday, July 10, 2018.)**) The public hearing was opened at 11:20 a.m. Speaking were Dan Kutilek, Mike Steinbach and Commissioner Boyle. The public hearing closed at 11:26 a.m. There was no action taken on the item.

Item **VII. A. 1.** (Budget report), accepted as presented. Speaking were Commissioner Cavanaugh and Budget and Finance Director Joe Lorenz.

Item **VII. A. 2.** (NE Taxpayers Presentation on Recommendations to County Budget. Presenting Doug Kagan and Jeff Stevens. (Commissioner Mary Ann Borgeson). Speaking were Commissioners Borgeson and Morgan, and Doug Kagan and Jeff Stevens from Nebraska Taxpayers for Freedom.

Commissioner Boyle left at 11:31 a.m.

Item **VII. B. 1.** (A Resolution approving County funding for the Douglas County Historical Society for the next three fiscal years. (FY 18/19 - \$90,481.87; FY 19/20 - \$93,196.33; FY 20/21 - \$95,992.22 - Budgeted) (Commissioner James Cavanaugh). Speaking were Commissioners Cavanaugh and Duda. Motion to approve by Duda, second by Cavanaugh. Yeas: Borgeson, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Absent: Boyle. Motion passed.

Commissioner Rodgers stated that Commissioner Boyle left due to a family issue.

Item **VII. C.** (*Tuesday, June 5, 2018, Child and Youth Services Committee Meeting Minutes and Attachments), accepted as presented. Speaking were Commissioners Rodgers and Cavanaugh.

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

Item **VII. G. 3.** (Resolution to accept a proposal from EMC Risk Services to serve as third party administrator for the County's property/casualty insurance. (\$33,000 Annually – Budgeted) (Diane Carlson, Deputy County Administrator). Speaking was Diane Carlson. Motion to approve by Borgeson, second by Duda. Yeas: Borgeson, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Absent: Boyle. Motion passed.

Motion to recess to Executive Session in order to protect the public interest with respect to discussion regarding litigation and personnel at 11:48 a.m. by Borgeson, second by Morgan. Yeas: Borgeson, Cavanaugh, Duda, Kraft, Morgan, Rodgers. Absent: Boyle. Motion Passed.

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