

BOARD OF COUNTY COMMISSIONERS

DOUGLAS COUNTY, NEBRASKA

TUESDAY, July 31, 2018

The Board was convened today at 9:05 a.m. and called to order by Vice Chair Morgan 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 July 20, 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 and P. J. Morgan were present. Commissioner Chris Rodgers was absent.

Motion by Duda, seconded by Boyle to approve the minutes of the Board of Commissioners meeting held Tuesday, July 24, 2018 and claims submitted for payment processed through Tuesday, August 7, 2018. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan. Absent: Rodgers. Motion passed.

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

- A. Resolution renewing lease agreement with UNO for OYS office space. (Per attached lease – Budgeted) (Patrick Bloomingdale, CAO)
- B. Resolution for Surplus Property. (Eric J. Carlson Carlson, Purchasing Agent)
- ~~C. Approve Special Designated Liquor License for Ponca Hills Volunteer Fire Department, 12919 Ponca Rd., Omaha, NE, Douglas County, for a Fundraiser Barbecue and Family Games to be held Sunday, August 19, 2018, at Ponca Hills Volunteer Fire Department, 12919 Ponca Road, Omaha, NE, from Noon to 6:00 p.m. Speaking to his abstention to this item was Commissioner Duda.~~
- D. Resolution increasing the compensation of Amy Jacobsen as a Deputy County Attorney for Douglas County effective July 30, 2018. (\$5,000 increase – Budgeted) (Shakil A. Malik, Douglas County Attorney's office)
- E. Resolution increasing the compensation of Katie Benson as a Deputy County Attorney for Douglas County effective July 30, 2018. (\$6,000 increase – Budgeted) (Shakil A. Malik, Douglas County Attorney's office)
- F. Tom Doyle, County Engineer – requests approval of the following:
 - 1. Supplemental Agreement No. 1 to the Interlocal Agreement with Sarpy County and the City of Omaha for improvements to the intersection of 180th and Harrison Street, Douglas County Project No. SP-2014(03). (\$77,500.00 – Budgeted)
 - 2. Traffic Control Devices in the Blue Sage Subdivision (S.I.D. 575).
 - 3. Traffic Control Devices Speed Limits on Public Roads.

- G. Resolution accepting the 2018 Community-Based Juvenile Services Aid Grant split awarded to Douglas County by the Nebraska Crime Commission. (Richard Murcek, County Administration) Speaking to G. and H. were Commissioner Cavanaugh and Richard Murcek.
- H. Resolution accepting the 2018 Community-Based Juvenile Services Aid Grant awarded to Douglas County by the Nebraska Crime Commission. (Richard Murcek, County Administration)
- I. Resolution to approve an Agreement with EMC Risk Services to serve as third party administrator for the County's property/casualty insurance program. (\$33,000 annually – Budgeted) (Diane Carlson, Deputy County Administrator)
- J. Resolution to approve a Lease Agreement to allow Veterans Administration employees to temporarily access and utilize one of the parking lots located on the Douglas County Health Center campus. (Jerry Leahy, Public Properties)
- K. Dr. Adi Pour, Ph.D, Health Director – requests approval of the following:
 - 1. Agreement with Nebraska Department of Health and Human Services regarding the Tobacco Free Nebraska program for cessation efforts. (\$48,275.00 – Budgeted)
 - 2. Agreement from Nebraska Department of Health and Human Services regarding the Nebraska Child and Maternal Death Review Team for the Fetal Infant Mortality Review.
- L. Appointment of Gretchen Thomas to the Extension Board representing District #1. (Commissioner Mike Boyle) Speaking were Commissioner Boyle and Gretchen Thomas.
- M. Resolution approving the purchase of Douglas County Liability insurance policies. (\$1,058,139.44 – Budgeted) (Darrel Neely, Administration) Speaking to items I and M were Commissioner Cavanaugh, Darrel Neely and Commissioner Boyle.
- N. Resolution to approve “Demand for Refunds.” (\$5,054.06 – Budgeted) (Property Tax Division – Treasurer)
- O. 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. Claims Management Resources / COX
 - 2. Julie and Scott Koethe
 - 3. Jacob Clark
- P. Approval of Agreement with Practical Applications, Inc., to provide educational sessions on domestic violence to the Douglas County Youth Center detainees. (Not to exceed \$8,300 annually - \$24,900 total – Budgeted) (Mark LeFlore, Douglas County Youth Center)

- Q.** Resolution approving amendment to Agreement between Douglas County and Region Six. (Budgeted) (Shakil A. Malik, Douglas County Attorney's office)

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

Motion by Boyle, second by Borgeson to approve item **C.** (Approve Special Designated Liquor License for Ponca Hills Volunteer Fire Department, 12919 Ponca Rd., Omaha, NE, Douglas County, for a Fundraiser Barbecue and Family Games to be held Sunday, August 19, 2018, at Ponca Hills Volunteer Fire Department, 12919 Ponca Road, Omaha, NE, from Noon to 6:00 p.m) Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan. Absent: Rodgers. Motion passed.

III. Recognition/Proclamations:

A. (Approval of Resolution recognizing Douglas County Corrections Director Mark Foxall upon his retirement. (Commissioner Mike Boyle)) Motion to approve by Borgeson, second by Duda. Speaking were Commissioner Boyle, Dr. Mark Foxall, Commissioners Duda, Kraft, Cavanaugh and Borgeson. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan. Absent: Rodgers. Motion passed.

B. (Recognition to **Holy Cross Catholic Church** for annual 4th of July event at Douglas County Health Center. (Jean Hartnett, Director, Douglas County Health Center)) Motion to approve by Borgeson, second by Kraft. Speaking were Commissioner Morgan, Holy Cross Pastoral Minister Theresia McLaurey, Commissioners Borgeson, Boyle, Duda and Cavanaugh. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan. Absent: Rodgers. Motion passed.

C. (Resolution recognizing **Douglas County's Co-Occurring Intensive Outpatient Program**, which recently received a national achievement award for its innovative efforts. (Commissioner Mary Ann Borgeson)) Motion to approve by Boyle, second by Kraft. Speaking were Commissioners Borgeson and Kraft. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan. Absent: Rodgers. Motion passed.

D. (Resolution recognizing **Douglas County** for receiving a national award for its innovative technology practices and ongoing efforts to embrace and implement new technologies. (Commissioner Mary Ann Borgeson)) Motion to approve by Borgeson, second by Boyle. Speaking were Commissioners Morgan, Borgeson and Boyle. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan. Absent: Rodgers. Motion passed.

IV. Citizens Comments: Speaking regarding citizens comments were Commissioner Morgan and Deputy County Attorney Theresia Urich. Speaking regarding Neighborfest and an upcoming neighborhood festival were Duwaune Lamont Hayes and Commissioners Morgan and Boyle. Speaking regarding the juvenile justice system were Brian Smith, Commissioners Boyle, Cavanaugh and Morgan, Jack Dunn, Tyler Wilson, Commissioners Cavanaugh and Duda, Jarred Alexander, Terrel McKinney, Gwen Easter, Gina Miller, Luis Jimenez and Norma Laclair.

VI. Public Hearing: A. (Class #I-122493 License (Beer, Wine & Distilled Spirits, On Sale Only) for Zlicious LLC dba Westend, 1529 S 203rd St, Omaha/Douglas County, 68022 and Manager Application for Raechel Van Buskirk, 17565 Ames Ave, Omaha, NE, 68116. **(Action can be taken today.)**) The public hearing was opened at 10:36 a.m. Speaking were Jim Mumgaard, Douglas County Clerk/Comptroller Dan Esch, and Commissioners Boyle and Morgan. The public hearing was closed at 10:38 a.m. Motion to approve by Boyle, second by Borgeson. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan. Absent: Rodgers. Motion passed.

Item **VII. A. 1.** (Budget report), accepted as presented. Speaking was Commissioner Boyle.

Item **VII. B.** (Administrative Services) Speaking were Commissioners Cavanaugh, Boyle and Kraft.

Item **VII. D.** (Community Services) Speaking was Commissioner Kraft.

Item **VII. E.** (Criminal Justice) Speaking was Commissioner Boyle.

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 litigation, personnel and labor negotiations at 10:45 a.m. by Boyle, second by Borgeson. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan. Absent: Rodgers. Motion Passed.

Motion to reconvene and adjourn by Kraft, second by Duda at 12:04 p.m. Yeas: Borgeson, Boyle, Cavanaugh, Duda, Kraft, Morgan. Absent: Rodgers. Motion Passed.