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Final Agenda

**BOARD OF COUNTY COMMISSIONERS
DOUGLAS COUNTY, NEBRASKA**

**TUESDAY, October 5, 2010
LEGISLATIVE CHAMBER, OMAHA-DOUGLAS CIVIC CENTER
1819 FARNAM, OMAHA, NE**

9:00 a.m.

--A copy of the Open Meetings Act is located on the north wall of the Legislative Chambers--

Pledge of Allegiance

--Note to Citizens: Any agenda item may be moved at any time at the discretion of the Chair of the Board of County Commissioners.--

**AGENDA
FOR
DOUGLAS COUNTY BOARD OF EQUALIZATION
(9:00 a.m.)**

--Note to Citizens: Any agenda item may be moved at any time at the discretion of the Chair of the Board of County Commissioners.--

Roll Call

- A.** Approval of the minutes of the Board of Equalization meeting held Tuesday, September 28, 2010. [\(See Attached\)](#)
- B.** Call for a meeting and set **Tuesday, October 19, 2010**, as date for hearing on Certified Assessment Corrections reflecting the addition of omitted property to the tax rolls or increased value on property.
- C. CITIZENS COMMENTS:** *Guests present in the Chamber, members of the public. Speakers to be heard at this time for a maximum of 3 minutes on any topic not on the agenda.*

RESOLUTIONS:

- D. Approving corrections for errors in assessment in Personal Property. (Assessor)
[\(See Attached\)](#)
- E. Resolution setting tax rates for necessary taxes as provided by Nebraska Rev. Statute 77-1601. (County Clerk/Comptroller) [\(See Attached\)](#)
- F. Approving application for tax exemptions on motor vehicles recommended for approval by the County Treasurer. [\(See Attached\)](#)

ADJOURN

AGENDA **FOR** **DOUGLAS COUNTY BOARD OF COMMISSIONERS** *(Immediately following the conclusion of the Board of Equalization meeting)*

--Note to Citizens: Any agenda item may be moved at any time at the discretion of the Chair of the Board of County Commissioners.--

Roll Call

I. MINUTES AND CLAIMS:

- A. Approval of minutes of the Board of Commissioners' meetings held Tuesday, September 28, 2010, and Wednesday, September 29, 2010. [\(See Attached\)](#)
- B. Approval of claims submitted for payment processed through Tuesday, October 12, 2010. Complete listing is on file in the office of the County Clerk/Comptroller and available on the Douglas County Clerk/Comptroller's web page at:
<http://www.douglascountyclerk.org/supplierchecks>

II. CONSENT AGENDA: *Any individual item may be removed by a Commissioner for special discussion and consideration. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners.*

- A. Resolution to approve the agreement to review the Douglas County Department of Corrections Inmate Benefit Account trial balance report and Commissary funds for the year ended June 30, 2010. (Corrections) [\(See Attached\)](#)
- B. Mr. Tom Doyle, County Engineer – requests approval of the following:
 - 1. Expenditure of \$2,400 for a Permanent Easement Douglas County Project No. SP (2002)4 Tract No. 2. [\(See Attached\)](#)
 - 2. Traffic Control Devices in the Summer Glen Subdivision (S.I.D. 541). [\(See Attached\)](#)
 - 3. Professional Engineering Services Contract with E & A Consulting Group, Inc. for the restoration of the bridge deck on Bridge No. 2821025, as recommended by the A/E Selection Committee. [\(See Attached\)](#)

Web Site: www.douglascounty-ne.gov

4. Agreement with NE Dept of Roads regarding the National Bridge Inspection Standards Responsibilities. ([See Attached](#))
- C. Mr. John LeMay, Purchasing Agent – Bid Rejection:
 1. Jail Management System. ([See Attached](#))
- D. Mr. John LeMay, Purchasing Agent- Bid Acceptances:
 1. Prairie Construction Company to provide 911 Center UPS Replacement. ([See Attached](#))
 2. The Wilson Group to provide Douglas County Health Center exterior window replacement. ([See Attached](#))
- E. Approval of payment to Bryan LGH Medical Center for reimbursement of medical treatment provided to EPC Patient #801292127. (County Attorney) ([See Attached](#))
- F. Approval of payment to Bryan LGH Medical Center for reimbursement of medical treatment provided to EPC Patient #801298592. (County Attorney) ([See Attached](#))
- G. Approval of payment to Bryan LGH Medical Center for reimbursement of medical treatment provided to EPC Patient #801206454. (County Attorney) ([See Attached](#))
- H. Resolution to approve settlement of 8:10cv134 filed in the United States District Court for the District of Nebraska. (County Attorney) ([See Attached](#))
- I. Release of pledged securities with Wells Fargo Bank. (Treasurer, Accounting Dept.) ([See Attached](#))
- J. Release of pledged securities with Great Western Bank. (Treasurer, Accounting Dept.) ([See Attached](#))
- K. Collateral with US Bank to secure their deposits with the Douglas County Treasurer. (Treasurer, Accounting Dept.) ([See Attached](#))
- L. Collateral with Mutual of Omaha Bank to secure their deposits with the Douglas County Treasurer. (Treasurer, Accounting Dept.) ([See Attached](#))
- M. Collateral with Bank of the West to secure their deposits with the Douglas County Treasurer. (Treasurer, Accounting Dept.) ([See Attached](#))
- N. Resolution to approve “Demand for Refunds.” (Property Tax Division – Treasurer) ([See Attached](#))
- O. Approve Special Designated Liquor License for Kum & Go #367, 18908 Q Street, Omaha, NE 68134 for Sampling/Tasting to be held Friday, October 29, 2010, at 18908 Q Street, Omaha, NE, 68134, Douglas County from 4:00 p.m. to 8:00 p.m. ([See Attached](#))
- P. Approval of revised contract with University of Nebraska at Omaha/IS&T for a team to work with Douglas County Dept. of Corrections in the development and installation of a Jail Management System. (Corrections) ([See Attached](#))

- Q. Approve Special Designated Liquor License for Kum & Go #367, 18908 Q Street, Omaha, NE 68134 for Sampling/Tasting to be held Friday, October 22, 2010, at 18908 Q Street, Omaha, NE, 68134, Douglas County, from 4:00 p.m. to 8:00 p.m. [\(See Attached\)](#)
- R. Approve Special Designated Liquor License for Kum & Go #361, 1010 South 189th, Elkhorn, NE 68022 for Sampling/Tasting to be held Friday, October 22, 2010, at 1010 South 189th Elkhorn, NE, 68022, Douglas County, from 4:00 p.m. to 8:00 p.m. [\(See Attached\)](#)
- S. Approve Special Designated Liquor License for Kum & Go #361, 1010 South 189th, Elkhorn, NE 68022 for Sampling/Tasting to be held Friday, October 29, 2010, at 1010 South 189th, Elkhorn, NE, 68022, Douglas County, from 4:00 p.m. to 8:00 p.m. [\(See Attached\)](#)
- T. Resolution to approve Manager Application for Eugene J. Graves Jr., 15302 Weber Street, Bennington, NE, 68007, for World Class Enterprises LLC DBA Del Mare Restaurant and The Reef Lounge, 810 South 169th Street, NE 68118, Douglas County, Liquor License # C-74416. [\(See Attached\)](#)
- U. Mr. Thomas F. Cavanaugh, County Clerk, presenting claim of the following pursuant to the Nebraska Political Subdivisions Tort Claims Act (**refer to County's Risk Manger for review and determination**):
 - 1. State Department of Roads for alleged negligence by Douglas County and Joshua Connelly. [\(See Attached\)](#)

III. **RECOGNITION/PROCLAMATIONS:**

IV. **CITIZENS COMMENTS:** *Guests present in the Chamber, members of the public. Speakers to be heard at this time for a maximum of 3 minutes on any topic not on the agenda.*

V. **PRESENTATION:**

- A. Discussion/action to create a **"County Government Awareness Committee."** (Commissioner Mary Ann Borgeson) [\(See Attached\)](#)

VI. **PUBLIC HEARINGS:**

- A. **Application (PZ-3-10)** was received requesting approval of Preliminary and Final Plat, Akerlund Acres Subdivision, Lot 1- 3.67 acres and Outlot A (additional 312th Street right-of-way), and rezoning from AG to RR-2. Legal: Part of the NW ¼ of the SW ¼ of Section 3, Township 16, Range 9E of the 6th P.M. Location: 13949 North 312th Street. Applicant: CLW Valley Farms Holdings, LLC, c/o GWR Wealth Management, 14301 FNB Parkway, Suite 115, Omaha, NE 68154. (Planning Commission considered this application on September 8, 2010 and recommended approval on 5-0 vote with one abstention.) (**Action can be taken today**) [\(See Attached\)](#)

B. Application (G-1-10) was received requesting approval of amendment to the Douglas County Zoning Regulations, Article 2 Definitions, A. "A"

11. Appurtenant Structure: Structure on the same parcel of property as the principal structure, the use of which is incidental to the use of the principal structure. (See Section 8.05, K, 4)

12. Attached: Having one or more walls in common with a principal building or connected to a principal building by an integral architectural element, such as a covered passageway; façade wall extension; or archway.

Article 8.05 FP/FW Flood Plain/Floodway Overlay District. K. Uses Floodfringe (FF) Zoning District, 4. Nonresidential Construction,

a. Appurtenant structures used exclusively for storage of motor vehicles, and storage of other items readily removable in the event of a flood warning may have their lowest floor below one foot above the base flood elevation provided the structure is capable of withstanding hydrostatic and hydrodynamic forces caused by the base flood and provided that no utilities are installed in the structure except elevated or floodproofed electrical fixtures. If the structure is converted to another use, it must be brought into full compliance with the minimum standards governing such use. The appurtenant structure shall be limited to 400 square feet in size. Appurtenant structure shall mean a structure on the same parcel of property as the principal structure, the use of which is incidental to the use of the principal structure.

APPLICANT: Douglas County Environmental Services (Planning Commission considered this application on September 8, 2010 and recommended approval on 6-0 vote.) **(Action can be taken today)** [\(See Attached\)](#)

C. Class #I-90919 License (Beer, Wine & Distilled Spirits, On Sale Only) for Gregory Tschida and Kristen Tschida DBA The Pizza Place, 1904 N. 168th Street, Omaha, Douglas County 68118. **(Action can be taken today)** [\(See Attached\)](#)

D. Resolution authorizing County to apply for Community Development Block Grant funding on behalf of Transactions, Ole, LLC. (Administration) **(Action can be taken today)** [\(See Attached\)](#)

VII. COMMITTEE DISCUSSION/ACTION:

A. FINANCE:

Commissioner Kyle Hutchings, Chair

1. Budget Report. (Fiscal Administrator) [\(See Attached\)](#)

B. ADMINISTRATIVE SERVICES:

Commissioner Pam Tusa, Chair

C. CHILD AND YOUTH SERVICES:

Commissioner Chris Rodgers, Chair

D. COMMUNITY SERVICES:
Commissioner Marc Kraft, Chair

E. CRIMINAL JUSTICE:
Commissioner Clare Duda, Chair

F. HEALTH AND HUMAN SERVICES:
Commissioner Mary Ann Borgeson, Chair

G. HUMAN RESOURCES:
Commissioner Mike Boyle, Chair

1. Weekly Personnel Report from Civil Service. ([See Attached](#))
2. Legislative issues. ([See Attached](#))

EXECUTIVE SESSION:

An executive session in order to protect the public interest with respect to discussion regarding labor negotiations and litigation.

ADJOURN

This agenda, which shall be kept continually current, shall be available for public inspection in the Office of the County Commissioners, Omaha-Douglas Civic Center, 1819 Farnam, LC 2, Omaha, NE during normal business hours. Also, available for public inspection will be any corresponding documentation that is provided to the Commissioners' Office prior to the weekly County Board meeting.

All requests for sign language interpreters (signers) will require a minimum of 48 hours advance notice. Alternative formats require a minimum of 72 hours advance notice. Contact 444-7025 if arrangements need to be made.

COMMITTEE MEETING

Child & Youth Services Committee

Commissioner Chris Rodgers, Chair

Tuesday, October 5, 2010

1:00 p.m.

Omaha-Douglas Civic Center

1819 Farnam Street, LC 2

Omaha, NE

Agenda

--A copy of the Open Meetings Act is located at the entrance to LC 2--

1. Douglas County Youth Center update
2. Juvenile Assessment Center update
3. Douglas County Health Department update
4. Juvenile Court update
5. Other business

A list of committee agendas will be kept continually current and made available by the Board Secretary, LC 2, or at the Douglas County Website. Recordings of prior committee meetings will be kept on file in the office of the Douglas County Clerk.

NOTICE

The Douglas County Board of Commissioners will not meet on Tuesday, October 12, 2010. The next meeting of the Douglas County Board of Commissioners will be Tuesday, October 19, 2010.

Douglas County offices will be closed Monday, October 11, 2010, in observance of Columbus Day.