

# **BOARD OF COUNTY COMMISSIONERS**

## **DOUGLAS COUNTY, NEBRASKA**

**TUESDAY, March 17, 2009**

The Board was convened today at 9:08 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 March 6, 2009, 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, Clare Duda, Kyle Hutchings, Marc Kraft, Pam Tusa and Chris Rodgers were present. Commissioner Michael Boyle was absent.

Motion by Tusa, second by Kraft to approve minutes of the Board of Commissioners meeting held Tuesday, March 3, 2009 and to approve claims submitted for payment processed through Tuesday, March 17, 2009. Yeas: Borgeson, Duda, Hutchings, Kraft, Tusa, Rodgers. Absent: Boyle. Motion Passed.

Item II. Motion by Tusa, second by Duda to approve the consent agenda.

- A.** Mr. John LeMay, Purchasing Agent – Bid Rejection:
  - 1. Rejection of bids for Concrete Repairs – 408 Building.
- B.** Mr. John LeMay, Purchasing Agent – Bid Acceptances:
  - 1. Approval of Safeway Moving and Storage to provide Election Day Equipment (Ballot Boxes)
  - 2. Approval of Keefe Commissary Network to provide Inmate Commissary Services.
- C.** Approval of settlement of eminent domain action (11821 N. 72<sup>nd</sup> St.). (County Attorney)
- D.** Resolution authorizing the Chair to enter into a Professional Service Agreement with RAMIC Omaha, LLC to provide specialty care to certain Primary Health Care Network patients. (General Assistance)
- E.** Approval of Ivans Lime Communications service agreement so claims to Medicare can be submitted directly on line. (DCHC)
- F.** Application to become depositories for Douglas County fund for Fiscal Year 2009. (Treasurer/Accounting)
- G.** Substitution of pledged securities with First National Bank. (Treasurer/Accounting)
- H.** Extra collateral with First Westroads Bank to secure their deposits with Douglas County. (Treasurer/Accounting)
- I.** Substitution of pledged collateral with US Bank to secure their deposits with Douglas County. (Treasurer/Accounting)

- J. Release of pledged securities with Bank of the West. (Treasurer/Accounting)
- K. Mr. Tom Doyle, County Engineer – requests approval of the following:
  - 1. Traffic Control Devices in Sanitary Improvement District 547 – Gaviidae.
  - 2. At the request of the Nebraska Department of Roads, for the purpose of the Federal Stimulus Package, combine County Project Nos. SP-2009(14) and SP-2009(15) into one Project No. C-28(499).
- L. Approval of resolution to renew contract with Kevin T. Donlan as the intelligence analyst for the Douglas County Sheriff's Office for one year beginning April 1, 2009, and ending March 31, 2010.
- M. Resolution to approve "Demand for Refunds." (Property Tax Division – Treasurer)
- N. Mr. Thomas F. Cavanaugh, Douglas County Clerk/Comptroller – presenting the following contract claim filed pursuant to Neb. Rev. Stat. §23.135 (**refer to County Attorney for review and recommendation**):
  - 1. Claim from Bryan LGH Medical Center for Reimbursement for Medical Treatment provided to EPC Patient #801025775.
- O. 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 Manager for review and recommendation**):
  - 1. Ms. Janet M. McKittrick for alleged negligence by Douglas County.
- P. Resolution by Board of County Commissioners that the salaries set out in Exhibit A for deputies of the County Attorney's Office are hereby authorized effective January 1, 2009. (County Attorney)

Yeas: Borgeson, Duda, Hutchings, Kraft, Tusa, Rodgers. Absent: Boyle. Motion to approve the consent agenda Passed.

Item III. Recognition/Proclamation. Resolution recognizing the **Honorable James M. Murphy** for his role in the establishment of the Douglas County District Court Drug Court and his years of service to Douglas County. Item will be held over until next week.

Item V. (Preview the combined City-County website and approve the release date of March 30, 2009). Speaking to the item were Carrie Guinn, Commissioners Kraft and Duda.

Item VII. A. 1. (Budget report). Accepted as presented with no discussion.

Item VII. A. 2. (Resolution authorizing and approving Douglas County Correctional Facilities Corporation Building Lease Revenue Refunding Bonds Series 2009, and approval of corresponding items). Speaking to the item were Commissioner Hutchings, Josh Meyer of Kutak Rock, Bruce Loeffler and Bill Beavers of Ameritas, and Commissioners Duda and Rodgers. Motion to approve by Hutchings, second by Tusa.

Yeas: Borgeson, Duda, Hutchings, Kraft, Tusa, Rodgers. Absent: Boyle. Motion Passed.

Item VII. B. 1. (Resolution recommending approval for Design Services with BOCA Group for elevator equipment upgrades at Douglas County Health Center). There was no discussion on this item. Motion to approve by Tusa, second by Kraft. Yeas: Borgeson, Duda, Hutchings, Kraft, Tusa, Rodgers. Absent: Boyle. Motion Passed.

Item VII. B. 2. (Resolution recommending approval for Design Services with Specialized Engineering Solution for mechanical and electrical equipment upgrades at Douglas County Health Center). There was no discussion on this item. Motion to approve by Tusa, second by Kraft. Yeas: Borgeson, Duda, Hutchings, Kraft, Tusa, Rodgers. Absent: Boyle. Motion Passed.

Item VII. B. 3. (Resolution approving agreement with City of Omaha and Dr. Costis Torgas to assist in implementation of Technology Plan). Speaking to the item was Commissioner Borgeson. Motion to approve by Tusa, second by Borgeson. Yeas: Borgeson, Duda, Hutchings, Kraft, Tusa, Rodgers. Absent: Boyle. Motion Passed.

Item VII. E. 1. (Resolution accepting award to the County Attorney for continuing grant funds through the Nebraska State Patrol Midwest High Intensity Drug Trafficking Area (HIDTA) program). There was no discussion on this item. Motion to approve by Borgeson, second by Kraft. Yeas: Borgeson, Duda, Hutchings, Kraft, Tusa, Rodgers. Absent: Boyle. Motion Passed.

Item VII. E. 2. (Approval of resolution to renew contract with Kenneth L. Bovasso as the grant writer for the Douglas County Sheriff's Office for two years beginning April 1, 2009 and ending March 31, 2011). There was no discussion on this item. Motion to approve by Borgeson, second by Kraft. Yeas: Borgeson, Duda, Hutchings, Kraft, Tusa, Rodgers. Absent: Boyle. Motion Passed.

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

Item VII. G. 2. Legislative Issues. Speaking to LB 160 - NRD bonding authority was Commissioner Duda.

Motion to recess to executive session for the purpose of discussing labor negotiations and litigation at 9:33 a.m. by Hutchings, second by Kraft. Yeas: Borgeson, Duda, Hutchings, Kraft, Tusa, Rodgers. Absent: Boyle. Motion Passed.

Motion to reconvene and adjourn by Tusa, second by Kraft at 9:48 a.m. Yeas: Borgeson, Duda, Hutchings, Kraft, Tusa, Rodgers. Absent: Boyle. Motion Passed.