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Final Agenda

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

**TUESDAY, February 28, 2023
LEGISLATIVE CHAMBER, OMAHA-DOUGLAS CIVIC CENTER
1819 FARNAM, OMAHA, NE**

9:00 a.m.

As provided by *Neb. Rev. Stat.* §84-1411(6) a public body may allow a member of the public or any witness to appear before the public body by means of virtual conferencing.

Pursuant to §84-1411(6), this meeting is also available via Zoom.

<https://zoom.us/j/94512986711?pwd=YU1NUjN1ZnZ2RldDhlSDZGZVcyZz09>

Meeting ID: 945 1298 6711 Password: 187214

or

Dial +1 312 626 6799

Meeting ID: 945 1298 6711 Password: 187214

A copy of the Open Meetings Act is located on the north wall of the Legislative Chambers, and on the County Board's website at

[https://commissioners.douglascounty-ne.gov/images/Open Meetings Act effective date July 21 2022.pdf](https://commissioners.douglascounty-ne.gov/images/Open%20Meetings%20Act%20effective%20date%20July%2021%202022.pdf)

--Please silence all electronic devices--

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--

--An Automatic External Defibrillator is available on the back wall of the Legislative Chambers--

RULES OF DEBATE

- A.** On items requiring discussion/action, the process for debate is as follows:
 - 1.** The introducer of the item may speak up to five minutes when he or she first presents the item to the Board of Commissioners.
 - 2.** The Board will hear from proponents and then opponents (citizens are encouraged not to repeat previous comment/testimony). No additional comment/testimony will be permitted unless a Board member requests additional information.
 - 3.** The introduced item shall be motioned and seconded to proceed to debate.
 - 4.** Each Commissioner shall be allowed to speak on introduced item up to two times for no more than five minutes.
 - 5.** The introducer of the item shall be permitted five minutes to close debate.
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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, February 7, 2023. ([See Attached](#))
- B. Call for a meeting and set ***Tuesday, March 7, 2023***, 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:** *This is an opportunity for members of the audience to be heard at this time for a maximum of 5 minutes on any topic not on the agenda as it relates to the governance of Douglas County. However, under the Open Meetings Act, agenda items should give reasonable notice of the matters to be considered by the Board so that the public will know which matters are under consideration. As a result, Commissioners will not engage in discussions, conversations, debates or take action on any item presented during Citizen Comments. If a citizen wishes to engage a Commissioner or the Board in a discussion, conversation, debate or have the Board take action, that citizen will follow up with County Administration or the Commissioner of their District and seek to have the item placed on a future agenda for discussion and/or action as appropriate. During Citizen Comments, the Chair will keep order and a citizen may be called "out of order" for disruptive conduct or behavior.*

RESOLUTIONS:

- D. Denial of 2022 Permissive Exemption Applications: The website for Douglas County www.douglascounty-ne.gov, in its section for Douglas County Agendas, has a link to the supporting information for this agenda item. (Assessor/Register of Deeds) ([See Attached](#))
- E. Approving Government owned properties: (Assessor/Register of Deeds) ([See Attached](#))
 - Board of Regents University Med Center-
 - Board of Regents University of Nebraska-
 - City of Omaha-
 - Douglas County-
 - Papio-Missouri NRD-
 - SID 524-
 - SID 569-
 - SID 616-
- F. Approving applications for tax Exemptions Form 457 on motor vehicles recommended for approval by the County Treasurer. ([See Attached](#))

EXECUTIVE SESSION:

We reserve the right to enter an executive session in order to protect the public interest with respect to discussion regarding labor negotiations, litigation and personnel.

ADJOURN

AGENDA
FOR
DOUGLAS COUNTY NOXIOUS WEED CONTROL AUTHORITY
(Immediately following the conclusion of the Douglas County 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

1. Approval of the minutes of the Noxious Weed Control Authority meeting held on Tuesday, January 24, 2023. [\(See Attached\)](#)

2. **CITIZENS COMMENTS:** *This is an opportunity for members of the audience to be heard at this time for a maximum of **5 minutes** on any topic not on the agenda as it relates to the governance of Douglas County. However, under the Open Meetings Act, agenda items should give reasonable notice of the matters to be considered by the Board so that the public will know which matters are under consideration. As a result, Commissioners will not engage in discussions, conversations, debates or take action on any item presented during Citizen Comments. If a citizen wishes to engage a Commissioner or the Board in a discussion, conversation, debate or have the Board take action, that citizen will follow up with County Administration or the Commissioner of their District and seek to have the item placed on a future agenda for discussion and/or action as appropriate. During Citizen Comments, the Chair will keep order and a citizen may be called "out of order" for disruptive conduct or behavior.*

3. Resolution placing Special Assessments on property in Douglas County.
(Mike Reed, Douglas County Weed Control) [\(See Attached\)](#)

ADJOURN

AGENDA
FOR
DOUGLAS COUNTY BOARD OF CORRECTIONS
(Immediately following the conclusion of the Noxious Weed Control Authority 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

1. Approval of the minutes of the Board of Corrections' meeting held Tuesday, January 10, 2023. [\(See Attached\)](#)

2. **CITIZENS COMMENTS:** *This is an opportunity for members of the audience to be heard at this time for a maximum of **5 minutes** on any topic not on the agenda as it relates to the governance of Douglas County. However, under the Open Meetings Act, agenda items should give reasonable notice of the matters to be considered by the Board so that the public will know which matters are under consideration. As a result, Commissioners will not engage in discussions, conversations, debates or take action on any item presented during Citizen Comments. If a citizen wishes to engage a Commissioner or the Board in a discussion, conversation, debate or have the Board take action, that citizen will follow up with County Administration or the Commissioner of their District and seek to have the item placed on a future agenda for discussion and/or action as appropriate. During Citizen Comments, the Chair will keep order and a citizen may be called "out of order" for disruptive conduct or behavior.*

3. Report from the Director of Corrections. [\(See Attached\)](#)

EXECUTIVE SESSION:

We reserve the right to enter an executive session in order to protect the public interest with respect to discussion regarding labor negotiations, litigation and personnel.

ADJOURN

***--After the Douglas County Board of Commissioners' meeting today,
the Board of Corrections will tour the Corrections facility--***

AGENDA
FOR
DOUGLAS COUNTY BOARD OF COMMISSIONERS
(Immediately following the conclusion of the Board of Corrections 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' meeting held Tuesday, February 7, 2023. [\(See Attached\)](#)
- B. Approval of claims submitted for payment processed through Tuesday, February 28, 2023. 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 for Surplus Property. (Eric J. Carlson, Purchasing Agent) [\(See Attached\)](#)
- B. Resolution approving participation in the National Opioid Settlements with Teva, Allergan, CVS, Walgreens, and Walmart. (Kristin Lynch, Deputy County Attorney) [\(See Attached\)](#)
- C. Eric Carlson, Purchasing Agent - Bid Acceptance:
 - 1. Acceptance of Design8 Studios DBA Direct Advantage to provide Wayfinding Signage and Fabrication Services for Douglas County Health Center in the amount of \$120,297.44. (Budgeted) [\(See Attached\)](#)
 - 2. Acceptance of Omaha Electric Service, Inc. to provide Cavanaugh Building Lighting Upgrades in the amount of \$84,268.00. (Budgeted) [\(See Attached\)](#)
- D. Resolution approving Agreement between Douglas County, Nebraska and the Friends of Extension & 4-H Douglas/Sarpy County Foundation placing the Foundation in charge of Promoting, Managing, and Putting on the Douglas County Fair. (Jennifer Clark, County Attorney's Office) [\(See Attached\)](#)
- E. Resolution to approve Manager Application for Laura A Barrick, 225 N 12th Street, Apt. 304., Omaha, NE. 68102, for Concert Players Club LLC dba Players Club, (Liquor License #CK- 124762), 12101 Deer Creek Dr., Omaha, NE, 68142, Douglas County. (Daniel A. Esch, Douglas County Clerk/Comptroller) [\(See Attached\)](#)

- F. Dr. Lindsay Huse, Health Department Director, requests approval of the following:
1. Agreement with Consult Me, LLC regarding professional training and coach for staff in leadership positions regarding Racism as a Public Health Crisis Declaration through June 30, 2023. (\$14,727.00 – Budgeted) [\(See Attached\)](#)
 2. Agreement #70721 Y3 from Nebraska Department of Health & Human Services regarding nursing home staff's Fit Testing for N-95 respirators through September 30, 2023. (\$162,800.00 – Grant Funded - Budgeted) [\(See Attached\)](#)
 3. Agreement #70866 from Nebraska Department of Health & Human Services regarding the Women, Infants, & Children's (WIC) supplemental Nutrition program and Peer Breastfeeding Counselors through September 30, 2023. (\$1,065,113.00 – Grant Funded - Budgeted) [\(See Attached\)](#)
 4. Agreement with University of Nebraska Medical Center's Olsen Center regarding Women, Infants, & Children's (WIC) supplemental Nutrition program and Peer Breastfeeding Counselor through September 30, 2023. (\$10,000.00 – Grant Funded - Budgeted) [\(See Attached\)](#)
 5. Agreement with Sarpy/Cass Health Department regarding the Women, Infants, & Children's (WIC) supplemental Nutrition and Peer Breastfeeding Counselor program through September 30, 2023. (\$71,984.00 – Grant Funded - Budgeted) [\(See Attached\)](#)
 6. Agreement with OneWorld Community Health Center regarding the Women, Infants, & Children's (WIC) supplemental Nutrition and Peer Breastfeeding Counselor program through September 30, 2023. (\$203,737.50 – Grant Funded - Budgeted) [\(See Attached\)](#)
 7. Agreement with Charles Drew Community Health Center regarding the Women, Infants, & Children's (WIC) supplemental Nutrition and Peer Breastfeeding Counselor program through September 30, 2023. (\$133,518.75 – Grant Funded - Budgeted) [\(See Attached\)](#)
- G. Approval of three year contract for the administration of FY2022 OJJDP Youth Violence Prevention Program grant funds to ReConnect Inc. (\$237,120 – Grant Funds – Budgeted) (Kim B. Hawekotte, County Administration) [\(See Attached\)](#)
- H. Approve Special Designated Liquor License for Willow Springs Bottling Co. Inc. DBA Cornhusker Beverage, 8510 K Street, Omaha, NE 68127 (CK-117309), for a JunkStock Vendor Fair to be held 4/28/23-4/30/23 and 5/5/23-5/7/23, 8:00 am to 7:00 pm, at Sycamore Farms, 1150 River Road Drive, Waterloo, NE., 68069. [\(See Attached\)](#)
- I. Sherry Driver, Director, Community Mental Health Center, requests approval of the following:
1. Approval of Amendment #2 to the Agreement with Region 6 Contract Number R6 FY23 1-08. [\(See Attached\)](#)
 2. Approval from the Boards to ratify the Aetna re-credentialing questionnaire and supporting documents. Approval for Sherry Driver to attest to the documents and file with Aetna. [\(See Attached\)](#)
 3. Approval of re-credentialing application with Blue Cross Blue Shield for Inpatient Psychiatric services at Community Mental Health Center and approval of the attestation form signed by Sherry Driver, Director Community Mental Health Center. [\(See Attached\)](#)
- J. Todd Pfitzer, Douglas County Engineer, requests the approval of the following:
1. Traffic Control Devices on Public Road. [\(See Attached\)](#)

2. Advertise for sealed bids on County Project C-28(628) – 132nd Street Improvements, Potter Street to Reynolds Street. Bids to be opened Wednesday, March 22, 2023 at 11:00 a.m. in the Legislative Chambers of the Omaha Douglas Civic Center. [\(See Attached\)](#)
 3. Award of Contract to Western Engineering Company, Inc. for County Project No. C-28(594) 228th Circle and West “Q” Road Improvements – grading, paving, and erosion control. (\$258,811.78 - Budgeted) [\(See Attached\)](#)
 4. Award of Contract to Western Engineering Company, Inc. for the re-bid of County Project No. C-28(600) – 171st Street and Military Road Improvements (grading, paving, and erosion control). (\$538,504.03 – Budgeted) [\(See Attached\)](#)
 5. Award of Contract to Western Engineering Company, Inc. for County Project No. C-28(588) Bennington Road West of 168th Street Improvements – grading, paving, and erosion control. (\$266,053.30 – Budgeted) [\(See Attached\)](#)
 6. Award of Contract to K2 Construction for the re-bid of County Project No. C-28(603) – 156th Street, South of Bennington Road Improvements (grading, paving, and storm sewer construction). (\$617,744.05 – Budgeted) [\(See Attached\)](#)
 7. Award of Contract to Chas. Vrana & Son Construction Co. for County Project No. C-28(571) Fort Street Improvements – 184th Street to 195th Street, grading, paving, and erosion control. (\$3,455,579.60 – Budgeted) [\(See Attached\)](#)
 8. Study the vacation of Wright Street east of 234th Street to the Elkhorn River. [\(See Attached\)](#)
- K. Amendment to modify the Intergovernmental Agreement between Douglas County Department of Corrections and the U.S. Department of Justice United States Marshals Service. (Budgeted) (Candice Gaines, Corrections) [\(See Attached\)](#)
- L. Resolution to approve “Demand for Refunds.” (\$456,858.38 – Budgeted) (Property Tax Division – Treasurer) [\(See Attached\)](#)
- M. Set Public Hearing date for **Tuesday, March 14, 2023, at 9:00 a.m.** for:
1. Class #C-12550 License (Beer, Wine, Distilled Spirits, On and Off Sale) for Test Drive LLC dba Big Red Neighborhood Grill and Sports Bar, 15450 Ida St Ste 500, Bennington, NE 68007, and Manager Application for Jeremy M Kurland, 14110 Ogden St, Omaha, NE 68164. [\(See Attached\)](#)
 2. Class # D-125515 License (Beer, Wine, Distilled Spirits, Off Sale Only) for ELLSWORTH CROSSING, LLC, dba ELLSWORTH CROSSING, 26902 W. CENTER RD, WATERLOO, NE 68069, and Manager Application for Anthony J. Ellsworth, 21671 S. 196th Cir, Springfield, NE 68059. [\(See Attached\)](#)
- N. Daniel A. Esch, County Clerk, presenting the following tort claim(s) for referral to the County’s Risk Manager for review and determination:
1. Jay Senanayaka, \$ none requested [\(See Attached\)](#)
 2. Steve L. Dallen Jr., \$3,900.00 [\(See Attached\)](#)
- O. Resolution approving a Quitclaim Deed to Lozier Corporation in connection with the Industrial Development Revenue Bonds. (Diane Carlson, Deputy County Administrator) [\(See Attached\)](#)
- P. One-year optional extension of agreement between Douglas County Treasurer’s office and Three + One. (Budgeted) (John Ewing, County Treasurer) [\(See Attached\)](#)

- Q. Agreement for Clinical Director of Long Term Care and Physician Services at the Douglas County Health Center. (\$48,000 – Budgeted) (Erin Nelson, Director, Douglas County Health Center) [\(See Attached\)](#)
- R. Resolution authorizing the Board of Commissioners Chair to sign document for the 2022 VOCA Grant – Year 2. (Budgeted) (Lisa Daubman, County Administration) [\(See Attached\)](#)
- S. Approving five week Boys Town Common Sense Parenting program for Teens at Douglas County Youth Center. (Budgeted) (Mark Le Flore, DCYC) [\(See Attached\)](#)
- T. Agreement with Nebraska Medical Center for Post-Acute Care Bed. (Erin Nelson, Douglas County Health Center) [\(See Attached\)](#)

III. RECOGNITION/PROCLAMATIONS:

- A. Resolution declaring March 2023 as ***Irish-American Heritage Month*** in Douglas County. (Commissioner James Cavanaugh and Commissioner Maureen Boyle) [\(See Attached\)](#)
- B. Recognition of the following County Employee retired: ***Rosa Phillips*** worked for the Douglas County Treasurer Office for 25 years. (Karen Buche, Civil Service/HR) [\(See Attached\)](#)

IV. CITIZENS COMMENTS: *This is an opportunity for members of the audience to be heard at this time for a maximum of **5 minutes** on any topic not on the agenda as it relates to the governance of Douglas County. However, under the Open Meetings Act, agenda items should give reasonable notice of the matters to be considered by the Board so that the public will know which matters are under consideration. As a result, Commissioners will not engage in discussions, conversations, debates or take action on any item presented during Citizen Comments. If a citizen wishes to engage a Commissioner or the Board in a discussion, conversation, debate or have the Board take action, that citizen will follow up with County Administration or the Commissioner of their District and seek to have the item placed on a future agenda for discussion and/or action as appropriate. During Citizen Comments, the Chair will keep order and a citizen may be called “out of order” for disruptive conduct or behavior.*

V. PRESENTATIONS:

VI. PUBLIC HEARING:

VII. COMMITTEE DISCUSSION/ACTION:

A. FINANCE:

Commissioners PJ Morgan and Mike Friend, Co-chairs

- 1. Budget Report. (Budget and Finance Director) [\(See Attached\)](#)

B. ADMINISTRATIVE SERVICES:

Commissioner Roger Garcia, Chair

C. CHILD AND YOUTH SERVICES:
Commissioner Chris Rodgers, Chair

D. COMMUNITY SERVICES:
Commissioner Maureen Boyle, Chair

E. CRIMINAL JUSTICE:
Commissioner Mike Friend, Chair

F. HEALTH AND HUMAN SERVICES:
Commissioner James Cavanaugh, Chair

G. HUMAN RESOURCES:
Commissioner Mary Ann Borgeson, Chair

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

2. Legislative issues. ([See Attached](#)) ([See Attached](#)) ([See Attached](#))

Note: The Douglas County Board of Commissioners reserves the right to discuss and/or take action on any legislation, resolution or study, pending consideration by the state legislature. Such information may be viewed at the following address (this data is maintained by the Unicameral Information Office):

<http://nebraskalegislature.gov>

a. *Other legislation*

EXECUTIVE SESSION:

We reserve the right to enter an executive session in order to protect the public interest with respect to discussion regarding labor negotiations, litigation, personnel and real estate.

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.

Members of the public requiring special accommodation(s), such as translators or hearing interpreters, shall if possible, notify the office of the Board by noon the Friday before the scheduled Board Meeting so that appropriate arrangements can be made. Contact 402-444-7025 if arrangements need to be made.

MARCH, 2023

<u>Sun.</u>	<u>Mon.</u>	<u>Tues.</u>	<u>Wed.</u>	<u>Thurs.</u>	<u>Fri.</u>	<u>Sat.</u>
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APRIL, 2023

<u>Sun.</u>	<u>Mon.</u>	<u>Tues.</u>	<u>Wed.</u>	<u>Thurs.</u>	<u>Fri.</u>	<u>Sat.</u>
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9	10	11 No Board Meeting	12	13	14	15
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23	24	25	26	27	28	29
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