

# Saunders County Board Minutes



## BOARD OF SUPERVISORS PROCEEDINGS

August 2, 2011

Pursuant to adjournment, the Board met with Breunig, Fauver, Martin, Sukstorf, Hanson, Lutton and Karloff present.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was emailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Chairperson Karloff called the meeting to order at 9:00 a.m. informed the public of the location of the posting of the Open Meetings Act & Title VI Policy Statement are posted on the North wall (right hand side) as you enter the Board Room).

Public Works Director reported on all the crews, despite the hot weather the crews were doing the best that they can; informed the Board that he was working with consultants about the possibility of repairing bridges with box culverts and using grant funding to make such repairs; also informed the Board that he has been in contact with maintenance staff for the Village of Valparaiso regarding the possibility of the County sharing in cost for overlay project of the road North of the Legion (half of the road is the village's, the other half of the road is the County's), he will be getting several different quotes, but figures the County's share would be approx. \$3,000.00.

Motion by Breunig, seconded by Lutton to authorize the Chair to sign the Interlocal Cooperation Act Agreement with the City of Wahoo for the County to continue to maintain a portion of County Road 17 from 23<sup>rd</sup> Street to a point 500' feet south of the south right-of-way of County Road M (approximately 4/10 of one mile) that has been recently annexed by the City of Wahoo. Voting yes were Breunig, Fauver, Martin, Sukstorf, Hanson, Lutton and Karloff. Voting no were none. Motion carried.

Marc Munford, Vice President Ameritas Investment Corp and Al Eveland discussed different options for the bonds of the Saunders Medical Center and the Law Enforcement and Judicial, now that are callable or soon will be, with different refinancing options. Ken Archer, CEO for the Saunders Medical Center, stated that he and the SMC Board are also looking into the different options that they may have, with possible using the refinancing options to help fund an addition to the facility. Board Member Lutton stated the County could possible use the refinancing options to off set increasing the levy for the LE&J Bond payment.

Motion by Breunig, seconded by Hanson to open the Public Hearing for the consideration of terminating Chester Township and Rock Creek Township, at 9:39 a.m. Voting yes were Fauver, Martin, Sukstorf, Hanson, Lutton, Karloff and Breunig. Voting no were none. Motion carried.

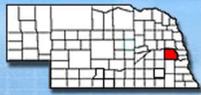
Saunders Medical Center CEO reported that they have been selected to provide medical services for the Ashland Medical Clinic and that they hope to be up and working by mid September; their strategical plan will be finalized and provided to the SMC Board at their next meeting; and starting this month hours for the clinic will start earlier, stay open over lunch and open later.

Motion by Hanson, seconded by Breunig to convene in Closed Session at 9:51 a.m., for matters pertaining to possible litigation (84-1410), with Ken Archer, CEO for Saunders Medical Center and Linda Wimer, CFO for Saunders Medical Center, also present. Voting yes were Martin, Sukstorf, Hanson, Lutton, Karloff, Breunig and Fauver. Voting no were none. Motion carried.

Motion by Breunig, seconded by Lutton to adjourn from Closed Session at 10:09 a.m., with no action taken and to reconvene in Regular meeting. Voting yes were Sukstorf, Hanson, Lutton, Karloff, Breunig, Fauver and Martin. Voting no were none. Motion carried.

Motion by Hanson, seconded by Sukstorf to direct the Saunders Medical Center Board to proceed with matters pertaining to possible litigation. Voting yes were Hanson, Lutton, Karloff, Breunig, Fauver, Martin and Sukstorf. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Lutton to re-appoint John Berggren, Weston to the Saunders Medical Center Board, term expiring June 30, 2017 and to appoint Kathy Chervosky, Mead to fill the unexpired term of Dr. John Hansen



# Saunders County Board Minutes



due to his resignation, term expiring June 30, 2015. Voting yes were Lutton, Karloff, Breunig, Fauver, Martin, Sukstorf and Hanson. Voting no were none. Motion carried.

Saunders Medical Center CFO reported on the financials for the month of June, they saw a decrease several areas but over all operating expenses were stable and they were under budget.

Correctional Administrator reported that population today was 123 with 98 being safe keepers; the average daily population for the month of July was 119. With the added population there are add challenges and that they are continuing to work with Dodge County on different issues.

Motion by Lutton, seconded by Fauver to close the Public Hearing regarding the terminations of Chester Township and Rock Creek Township, at 10:27 a.m. Voting yes were Karloff, Breunig, Fauver, Martin, Sukstorf, Hanson and Lutton. Voting no were none. Motion carried.

Motion by Breunig, seconded by Sukstorf to adopt **Resolution #21-2011** pertaining to Chester Township and **Resolution #22-2011** pertaining to Rock Creek Township, that if no resident of either Township provides written notice to the Saunders County Board of Supervisors that he or she will serve on either of said Townships that within thirty (30) days of the August 2, 2011 Public Hearing, the Board of Supervisors will consider action of termination of said Township Boards. Voting yes were Breunig, Fauver, Martin, Sukstorf, Hanson, Lutton and Karloff. Voting no were none. Motion carried.

Motion by Breunig, seconded by Fauver to convene as an Equalization Board at 10:30 a.m. Voting yes were Fauver, Martin, Sukstorf, Hanson, Lutton, Karloff and Breunig. Voting no were none. Motion carried.

## **BOARD OF EQUALIZATION PROCEEDINGS August 2, 2011**

Pursuant to adjournment Sine Die, the Board met with Hanson, Lutton, Karloff, Breunig, Fauver, Martin and Sukstorf present.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was emailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Chairperson Sukstorf called the meeting to order at 10:31 a.m. and informed the public of the location of the posting of the Open Meetings Act & Title VI Policy Statement are posted on the North wall (right hand side) as you enter the Board Room).

Motion by Breunig, seconded by Lutton to deny the appeal of "Notice of rejection of Homestead Exemption" by Joslyn Simpson, Fremont on the property described as Lot S-1137 Woodcliff for taxing year 2010, due to the fact that Ms. Simpson application was not received by the State Assessment office for Saunders County by the June 30, 2010 deadline. Voting yes were Martin, Sukstorf, Hanson, Lutton, Karloff, Breunig and Fauver. Voting no were none. Motion carried.

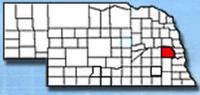
Motion by Hanson, seconded by Karloff to approve the continuation of tax exemption on (65) cemetery organizations, abandon cemeteries or publicly owned and/or operated cemeteries (see attached), as recommended by the State Assessment Manager for Saunders County. Voting yes were Sukstorf, Hanson, Lutton, Karloff, Breunig, Fauver and Martin. Voting no were none. Motion carried.

Motion by Karloff, seconded by Breunig to approve Tax Corrections #4833 thru #4837 (see attached). Voting yes were Hanson, Lutton, Karloff, Breunig, Fauver, Martin and Sukstorf. Voting no were none. Motion carried.

Motion by Hanson, seconded by Fauver to approve the minutes of the July 26<sup>th</sup> Board meeting. Voting yes were Karloff, Breunig, Fauver, Martin, Sukstorf and Hanson. Voting no were none. Lutton abstained. Motion carried.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Sukstorf declared the meeting adjourned Sine Die at 10:48 a.m.



# Saunders County Board Minutes



\*\*\*\*\*

Stephen Mossman for Waste Connections of Nebraska – requested that the Board set a Public Hearing for Waste Connections application for request to amend the Saunders County Zoning Regulations for August 16<sup>th</sup> to enable the process for said change to be expedited. Several Board members expressed concerns that steps were being skipped and that the Saunders County Planning Commission hadn't even considered the application which is scheduled on their August 8<sup>th</sup> meeting. The County Clerk advised the Board that they couldn't hold a public hearing on the 16<sup>th</sup> because the Board is required to give at least ten (10) days notice by advertising and posting and that the deadline for the August 4<sup>th</sup> newspaper issue was Friday July 29<sup>th</sup>, that earliest that they could do it would be the 23<sup>rd</sup> and that was the date they were holding their night meeting regarding the budget. Several members of the public expressed concerns that the matter was being rushed, one member of the public was from the Mead Planning and Zoning Board, she requested that the Board allow for the process to go through the normal channels to allow the Village and residents have the time to research and obtain needed information to be properly informed. At the end of the discussion no action was taken by the Board.

Motion by Lutton, seconded by Hanson rescind action of Resolution #34-2010 – levying in the Law Enforcement & Judicial Center Bond Fund Fiscal Year 2011-2012 Budget, a repayment to the Inheritance Fund for 250,000.00 dollars transferred during the Fiscal Year 2010-2011. Said amount is considered an Interfund Transfer from the Saunders County Inheritance Fund to the Saunders County Law Enforcement and Judicial Center Bond Fund. Voting yes were Karloff, Breunig, Fauver, Martin, Sukstorf, Hanson and Lutton. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Breunig to approve the County's Payroll for the month of August and hereby authorize the County Treasurer to issue a check to the Saunders County Imprest Account for the full amount for all funds. Voting yes were Breunig, Fauver, Martin, Sukstorf, Hanson, Lutton and Karloff. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Lutton to authorize the County Clerk's office pay vendor claims that were inadvertently set aside and not processed with the regular July Vendor Claims in the amount of \$5,470.42 and to issue checks for said vendor claims when issuing withholding checks with the first (1<sup>st</sup>) payroll for the month of August; to also approve a Cash Advance of \$965.00 to Maegan Woita, Law Clerk for the Public Defender whose claim was also inadvertently set aside. The County Treasurer is here by authorized to issue a check for the Cash Advance and a check to the Saunders County Imprest Account for the amounts stated above. Voting yes were Fauver, Martin, Sukstorf, Hanson, Lutton, Karloff and Breunig. Voting no were none. Motion carried.

Motion by Hanson, seconded by Martin to approve the minute of the July 26<sup>th</sup> Board meeting. Voting yes were Martin, Sukstorf, Hanson, Karloff, Breunig and Fauver. Voting no were none. Lutton abstained. Motion carried.

Ryan Swinton and United Health Care Regional Reps presented an informational meeting regarding the County's "Health Reimbursement Arrangement Plan" with United Health Care – the same information meeting that was presented to the County Employees over several days.

Committee Reports: - NONE.

Open Discussion from the Public – Ken Stuchlik asked on the status of the issue of the liability insurance of the County Attorney and Public Defender, the Chair stated that they are continuing to meet with the two officials.

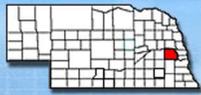
The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Karloff declared the meeting adjourned at 12:20 p.m.

## **BOARD OF SUPEVISORS PROCEEDINGS August 9, 2011**

Pursuant to adjournment, the Board met with Breunig, Fauver, Martin, Lutton and Karloff present. Sukstorf and Hanson were excused.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was emailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.



# Saunders County Board Minutes



Chairperson Karloff called the meeting to order at 9:00 a.m. informed the public of the location of the posting of the Open Meetings Act & Title VI Policy Statement are posted on the North wall (right hand side) as you enter the Board Room).

Public Works Director reported on the activities of the Bridge Crew, Culvert Crew and Grading Crew – the projects that they were working on and locations; He is working on getting a grant for funding of rail road crossing signs and payment markings; He has received the new pickups that were purchased with funds from fiscal year 2010-11 budget funds; and they are doing repair work to their crane.

Motion b Lutton, seconded by Breunig to convene in Closed Session at 9:05 a.m. for litigation matters (84-1410), with the Public Works Director and County Attorney. Voting yes were Breunig, Fauver, Martin, Lutton and Karloff. Voting no were none. Motion carried.

Motion by Breunig, seconded by Lutton to adjourn from Closed Session at 9:38 a.m., with no action taken and to reconvene in Regular meeting. Voting yes were Fauver, Martin, Lutton, Karloff and Breunig. Voting no were none. Motion carried.

Motion by Breunig, seconded by Fauver to convene in Closed Session at 9:39 a.m. for contract negotiations (84-1410) with the County Sheriff, Correctional Adm. and County Attorney. Voting yes were Martin, Lutton, Karloff, Breunig and Fauver. Voting no were none. Motion carried.

Motion by Fauver, seconded by Martin to adjourn from Closed Session at 10:49 a.m., with no action taken and to reconvene in Regular meeting. Voting yes were Lutton, Karloff, Breunig, Fauver and Martin. Voting no were none. Motion carried.

Dave Merrill, Region V Services and Kal Lausterer, Region V Services-Wahoo presented annual reports and the funding request for Fiscal Year 2011-2012.

Motion by Breunig, seconded by Karloff to convene as an Equalization Board at 11:23 a.m. Voting yes were Karloff, Breunig, Fauver, Martin and Lutton. Voting no were none. Motion carried.

## **BOARD OF EQUALIZATION PROCEEDINGS August 9, 2011**

Pursuant to adjournment Sine Die, the Board met with Lutton, Karloff, Fauver, Martin and Breunig present. Hanson and Sukstorf were excused.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was emailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Temp Chairperson Breunig called the meeting to order at 11:24 a.m. and informed the public of the location of the posting of the Open Meetings Act & Title VI Policy Statement are posted on the North wall (right hand side) as you enter the Board Room).

Motion by Lutton, seconded by Fauver to rescind action on taken on Tax Correction #4836 Howard L. Miller on August 2<sup>nd</sup>. Voting yes were Breunig, Fauver, Martin, Lutton and Karloff. Voting no were none. Motion carried.

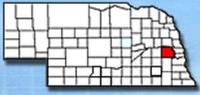
Motion by Karloff, seconded by Fauver to approve the minutes of the August 2<sup>nd</sup> Board meeting. Voting yes were Fauver, Martin, Lutton, Karloff and Breunig. Voting no were none. Motion carried.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Temp Chairperson Breunig declared the meeting adjourned Sine Die at 11:25 a.m.

\*\*\*\*\*

Motion by Fauver, seconded by Breunig to approve the minutes of the August 2<sup>nd</sup> Board meeting. Voting yes were Martin, Lutton, Karloff, Breunig and Fauver. Voting no were none. Motion carried.



# Saunders County Board Minutes



Motion by Breunig, seconded by Lutton to approve the withdrawal and substitution of Pledged Securities (see attached). Voting yes were Lutton, Karloff, Breunig, Fauver and Martin. Voting no were none. Motion carried.

Committee Reports – NONE.

Open Discussion from the Public: The following topics were addressed from members of the public:

1. Several individuals expressed concerns with the difficulty in hearing what is being said during the meeting – Board members responded by telling them that they to are aware of the acoustic problem in the room and that they have allotted funding in this fiscal years budget to address the issue.
2. The Board was asked if the proposed 2011-12 budget could be place on the County's web site – the County Clerk that she would work on that.
3. The Board was informed of statements that the Planning and Zoning Administrator was making concerning the matter of Waste Connections application for Zoning Regulations text changes, that Mr. Borreson went to the Village of Mead office the morning of August 8<sup>th</sup>, informing the public not to come to the Board of Supervisors meeting on the 16<sup>th</sup> and also made the same statement at the Planning & Zoning meeting that evening to all in attendance.
4. The Board was asked as to the status of the matter concerning the Liability insurance that was paid for the County Attorney and Public Defender and repayment of those monies. The Board responded that they had met with officials and a representative from NIRMA, they were told that they couldn't legally require the repayment of said monies – they stated that they would place this matter on next weeks agenda.

The Board briefly discussed the Fiscal Year 2011-2012 Budget – further discussion will be held over the next few weeks.

Motion by Lutton, seconded by Breunig to convene in Closed Session at 12:23 p.m., for contract negotiations (84-1410) with the County Sheriff, Correctional Adm. and County Attorney. Voting yes were Karloff, Breunig, Fauver, Martin and Lutton. Voting no were none. Motion carried.

Motion by Breunig, seconded by Martin to adjourn from Closed Session at 12:40 p.m. with no action taken and to reconvene in Regular meeting. Voting yes were Breunig, Fauver, Martin, Lutton and Karloff. Voting no were none. Motion carried.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Karloff declared the meeting adjourned at 12:41 p.m.

## **BOARD OF SUPEVISORS PROCEEDINGS August 16, 2011**

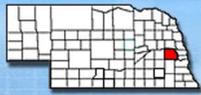
Pursuant to adjournment, the Board met with Breunig, Fauver, Martin, Sukstorf, Lutton and Karloff present. Hanson was excused.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was emailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Chairperson Karloff called the meeting to order at 9:00 a.m. informed the public of the location of the posting of the Open Meetings Act & Title VI Policy Statement are posted on the North wall (right hand side) as you enter the Board Room).

Public Works Director reported on the activities of all the Crews; the contractor for the Big Sandy paving project has finally received the okay for the Rail Road for relocating of utilities; the Corp of Engineers culvert project down by the Ashland Guard Camp is done and they are hoping to get the paving complete soon; the company that will be repairing the retaining wall east of the old jail, will hopefully be starting the repair work next week; and he will be meeting with consultants Mainelli Wagner to review about (7) bridge structures and the repair that needs to be done to said bridges.

Paul Mullen, Executive Dir. Metropolitan Area Planning Agency (MAPA) – presented the Board with a Power Point handout regarding the Sustainable Communities Regional Planning Grant "Heartland Vision 2050", explaining what the Heartland Vision 2050 as a way to identify the issues and opportunities facing the region and it's residents; a chance to



# Saunders County Board Minutes



define the future of our communities rather than to react to problems; a means of opening lines of communication, building consensus, and working together to achieve goals; and an opportunity to coordinate and achieve efficiencies in public plans, projects, and services. The regional vision is not a loss of local control over planning and land use decisions; is not a way to create a new governmental entity; and is not a new taxing authority. Defined as the Omaha-Council Bluffs Metropolitan Statistical Area – it could therefore include the five MAPA counties (Douglas, Sarpy, Washington in Nebraska and Pottawattamie and Mills counties in Iowa; it could also include Saunders and Cass Counties in Nebraska, as well as Harrison County, Iowa. Mr. Mullen asked the Board for their support and to approve the “Memorandum of Understanding” for the Sustainable Communities Regional Planning Grant.

Motion by Lutton, seconded by Breunig to authorize the Chair to sign the “Memorandum of Understanding” for the Sustainable Communities Regional Planning Grant with Metropolitan Area Planning Agency (MAPA). Voting yes were Breunig, Fauver, Martin, Sukstorf, Lutton and Karloff. Voting no were none. Motion carried.

Sandy Morrissey, Director of RPC – Regional Prevention Coalition annual report – providing the Board with information on what the Regional Prevention Coalition does and the programs that it provides. She presented the Board with a handout of the 2011-2012 Prevention Federal Block Recipients, the Annual Monetary Value is \$234,058.00 – Mead Community Group is one of the recipients.

Saunders County Historical Society submitted their Annual Financial/Budget Report and funding request, in 2009-2010 they received 26,000 from the County, but funding for 2010-2011 was cut to 22,000, they asked to have the County's funding put back to at least what is was in 2009-2010 at 26,000.

Motion by Lutton, seconded by Fauver to convene as an Equalization Board at 9:45 a.m. Voting yes were Fauver, Martin, Sukstorf, Lutton, Karloff and Breunig. Voting no were none. Motion carried.

## **BOARD OF EQUALIZATION PROCEEDINGS August 16, 2011**

Pursuant to adjournment Sine Die, the Board met with Lutton, Karloff, Breunig, Fauver, Martin and Sukstorf present. Hanson was excused.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was emailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Chairperson Sukstorf called the meeting to order at 9:46 a.m. and informed the public of the location of the posting of the Open Meetings Act & Title VI Policy Statement are posted on the North wall (right hand side) as you enter the Board Room).

Motion by Fauver, seconded by Breunig to approve the application by Community Action Partnership of Lancaster & Saunders Counties, Wahoo for Tax Exemption on Motor Vehicles for a 2010 Dodge Caravan (see attached). Voting yes were Martin, Sukstorf, Lutton, Karloff, Breunig and Fauver. Voting no were none. Motion carried.

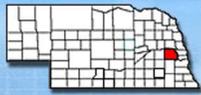
Motion by Karloff, seconded by Lutton to approve the minutes of the August 9<sup>th</sup> Board meeting. Voting yes were Lutton, Karloff, Breunig, Fauver and Martin. Voting no were none. Sukstorf abstained. Motion carried.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Sukstorf declared the meeting adjourned Sine Die at 9:46 a.m.

\*\*\*\*\*

Motion by Lutton, seconded by Sukstorf to set a Public Hearing date of September 20, 2011 at 9:30 a.m. for the consideration of the application by Waste Connections of Nebraska for a request to amend the Saunders County Zoning regulations text in Article 1: General Provisions, Definitions; **ADD** – definition to Section 1.03 for “Municipal Solid Waste Landfill” a publicly or privately owned discrete area of land or excavation, which has been developed and constructed with containment features, that receive household waste, alone or in combination with other types of wastes such as commercial solid waste, construction and demolition waste, inert waste, industrial waste, nonhazardous sludge, or conditionally exempt small quantity generator waste, and which is not a land application unit, surface impoundment



# Saunders County Board Minutes



injection well, or waste pile. **ADD** - the following to Section 6.10 I-2 General Industrial District, 6.10.03 – Conditional Uses, 39. Waste Disposal Sites and Landfills:

A Conditional Use Permit may be granted for any waste material disposal, garbage disposal, or land fill operations in the designated zoning district; provided the following special conditions shall be considered:

1. The effects on the adjacent property and traffic.
2. The public necessity and advantage.
3. The maintenance of access routes related to all weather conditions and droppings of rubbish and litter.
4. The effects on underground water quality.
5. The immediate and long term effects on the environment and the public.
6. The concerns for public safety.
7. The application shall include documents to indicate conformance to all applicable governmental regulations and standards.

Voting yes were Lutton, Karloff, Breunig, Fauver, Martin and Sukstorf. Voting no were none. Motion carried.

Motion by Fauver, seconded by Martin to move the September 20, 2011 Board meeting to the University of Nebraska-Lincoln Agricultural Research & Development Center (ARDC), to accommodate the anticipated number of individuals that might attend the Public Hearing regarding the application by Waste Connections. Voting yes were Karloff, Breunig, Fauver, Martin, Sukstorf and Lutton. Voting no were none. Motion carried.

Motion by Lutton, seconded by Fauver to convene in Closed Session at 9:56 a.m., for contract negotiations and litigation matters (84-1410), with the County Attorney, County Sheriff and Correctional Adm. present. Voting yes were Breunig, Fauver, Martin, Sukstorf, Lutton and Karloff. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Breunig to adjourn from Closed Session at 10:32 a.m., with no action taken and to reconvene in Regular meeting. Voting yes were Fauver, Martin, Sukstorf, Lutton, Karloff and Breunig. Voting no were none. Motion carried.

Motion by Lutton, seconded by Breunig to direct the County Attorney draft the Fraternal Order of Police Lodge 48 (FOP) Contract and submit it to the appropriate individuals of the FOP for consideration of approval. Voting yes were Martin, Sukstorf, Lutton, Karloff, Breunig and Fauver. Voting no were none. Motion carried.

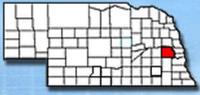
Motion by Fauver, seconded by Breunig to that the Saunders County Board of Supervisors go on record to “request” that the Saunders County Attorney and Saunders County Public Defender reimburse the taxpayers of Saunders County for all professional malpractice insurance premiums submitted as claims for the last 5 years; for reason that said offices were covered for professional malpractice by Saunders County’s policy with NIRMA, and all additional professional malpractice policies for the Saunders County Attorney and Saunders County Public Defender did not provide coverage for Saunders County. Voting yes were Fauver and Martin. Voting no were Sukstorf, Lutton, Karloff and Breunig. Motion not carried.

Motion by Sukstorf, seconded by Breunig to correct the August 2<sup>nd</sup> Board minutes by adding the following: “Stephen Mossman for Waste Connections of Nebraska – requested that the Board set a Public Hearing for Waste Connections application for request to amend the Saunders County Zoning Regulations for August 16<sup>th</sup> to enable the process for said change to be expedited. Several Board members expressed concerns that steps were being skipped and that the Saunders County Planning Commission hadn’t even considered the application which is scheduled on their August 8<sup>th</sup> meeting. The County Clerk advised the Board that they couldn’t hold a public hearing on the 16<sup>th</sup> because the Board is required to give at least ten (10) days notice by advertising and posting and that the deadline for the August 4<sup>th</sup> newspaper issue was Friday July 29<sup>th</sup>, that earliest that they could do it would be the 23<sup>rd</sup> and that was the date they were holding their night meeting regarding the budget. Several members of the public expressed concerns that the matter was being rushed, one member of the public was from the Mead Planning and Zoning Board, she requested that the Board allow for the process to go through the normal channels to allow the Village and residents have the time to research and obtain needed information to be properly informed. At the end of the discussion no action was taken by the Board” and to also approve the minutes of the August 9<sup>th</sup> Board meeting. Voting yes were Lutton, Karloff, Breunig, Fauver and Martin. Voting no were none. Sukstorf abstained. Motion carried.

Committee Reports – NONE.

Open Discussion from the Public:

1. Inquiry regarding township liability insurance pertaining to one of the townships that is the process of possibly being terminated.
2. General questions regarding other counties and their townships compared to Saunders County.



# Saunders County Board Minutes



3. A verify a questions pertaining to the County's budget.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Karloff declared the meeting adjourned at 11:28 a.m.

## BOARD OF SUPEVISORS PROCEEDINGS August 23, 2011

Pursuant to adjournment, the Board met with Breunig, Fauver, Martin, Sukstorf, Hanson, Lutton and Karloff present.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was emailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Chairperson Karloff called the meeting to order at 5:00 p.m. informed the public of the location of the posting of the Open Meetings Act & Title VI Policy Statement are posted on the North wall (right hand side) as you enter the Board Room).

June Pederson and Denise Boyd from Aging Partners – Presented the Board with a report on the restructured program of Saunders County Senior Program for 2010-2011, that started in September of 2010 to the Board. They provided the Board with an option for the upcoming year that suggests a program that could be managed by the county including hiring of a county-paid program manager. Because it is nearly the end of August, Aging Partners is prepared to support the program as it is through October 31, 2011, giving the County time to implement the program for the year that has already begun. The Board asked a variety of questions pertaining to the services provided to each Senior Center and emphasizing their concerns (and one of the reasons the restructuring occurred last year) that all Centers are able to provide and receive the same programming. For example Wahoo Center offers meals five days a week, when no other Center does. The Board asked for information that is broke out by each Center, but that information was not available during this presentation. The consensus of the Board was that they are interested in continuing paying dues to Aging Partners so that the County residents that meet the requirements for services could still receive the services that currently Mary Dailey is providing. The Board would also like to see the Cities & Villages that have Senior Centers get more involved and provide financial aid to their centers – and that then the County can contribute funding support directly to those Cities & Villages. No action was taken and the Board will continue to discuss the funding.

Motion by Hanson, seconded by Fauver to adopt **Resolution #24-2011** setting the allocated levies for the Ag Society, Rural & Suburban Fire Districts and Townships for taxing year 2010 (see attached). Voting yes were Breunig, Fauver, Martin, Sukstorf, Hanson, Lutton and Karloff. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Lutton to approve the inventory list of the Board of Supervisors for 2011 and hereby authorizing the signing of the Inventory Document. Voting yes were Fauver, Martin, Sukstorf, Hanson, Lutton, Karloff and Breunig. Voting no were none. Motion carried.

Waste Connections – withdrawal of request to amend the Zoning Regulations and request that the public hearing scheduled for September 20, 2011 at 9:30 a.m. be canceled – several individuals spoke to the Board during this agenda item with questions/concerns that ranged in topics of – whether any Board Members sat on a committee prior to Waste Connections filing the applications for the request of Zoning Regulation change; concern to the location of the proposed landfill; and that if another applications is submitted that the Board would take their time when considering the request and to form a committee to thoroughly research what a land fill would do to the county good/bad.

Motion by Breunig, seconded by Fauver to hereby cancel the Public Hearing that was set for September 20, 2011 at 9:30 a.m. for the consideration of the application by Waste Connections of Nebraska for a request to amend the Saunders County Zoning regulations text in Article 1: General Provisions, Definitions. Said application was asked to be withdrawn as per the letter to George Borreson, Zoning Administrator, dated August 18, 2011 and received August 19, 2011 from Stephen D. Mossman, representing Waste Connections of Nebraska. Also in said letter (that was also addressed to Patti Lindgren, County Clerk) was the request to cancel the Public Hearing. Due to the cancellation of the Public Hearing, the Board of Supervisor's meeting will not be relocated to the University of Nebraska-Lincoln Agricultural Research & Development Center (ARDC), and will be held in the Board of Supervisor's Room, 3<sup>rd</sup> Floor of the Saunders



# Saunders County Board Minutes



County Courthouse. Voting yes were Martin, Sukstorf, Hanson, Lutton, Karloff, Breunig and Fauver. Voting no were none. Motion carried.

Motion by Hanson, seconded by Sukstorf to adopt Resolution #23-2011 that Saunders County join the National Moment of Remembrance of the 10<sup>th</sup> Anniversary of September 11<sup>th</sup>. That on the 10th anniversary of this tragic day in United States history the governing body of the *Saunders County, Nebraska*, calls upon all of the people and institutions of the United States to observe a moment of remembrance on September 11, 2011, including (i) media outlets; (ii) houses of worship; (iii) military organizations; (iv) veterans organizations; (v) airlines; (vi) airports; (vii) railroads; (viii) sports teams; (ix) the Federal Government; (x) State and local governments; (xi) police, fire, and other public institutions; (xii) educational institutions; (xiii) businesses; and (xiv) other public and private institutions. That the governing body of *Saunders County, Nebraska*, encourages the observance of the moment of remembrance to last for 1 minute beginning at 1:00 p.m. Eastern Daylight Time by, to the maximum extent practicable ceasing all work or other activity; and marking the moment in an appropriate manner, including by ringing bells, blowing whistles, or sounding sirens. Voting yes were Sukstorf, Hanson, Lutton, Karloff, Breunig, Fauver and Martin. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Breunig to authorize the Chair to sign the Interlocal Cooperative Agreements: Mutual Law Enforcement Assistance Agreements between Saunders County and the following Counties: Butler County, Dodge County, Douglas County and Lancaster County. Voting yes were Hanson, Lutton, Karloff, Breunig, Fauver, Martin and Sukstorf. Voting no were none. Motion carried.

Motion by Lutton, seconded by Breunig to approve the minutes of the August 16<sup>th</sup> Board meeting. Voting yes were Lutton, Karloff, Breunig, Fauver, Martin and Sukstorf. Voting no were none. Hanson abstained. Motion carried.

Motion by Fauver, seconded by Hanson to accept the Fee and Activity Reports from the various County Officials for the months of June and July 2011 and to place said reports on file in the County Clerk's office. Voting yes were Karloff, Breunig, Fauver, Martin, Sukstorf, Hanson and Lutton. Voting no were none. Motion carried.

Motion by Lutton, seconded by Breunig to approve the Vendor Claims against the County for the month of August and hereby authorize the County Treasurer to issue a check to the Saunders County Imprest for the full amount for all funds. Voting yes were Breunig, Fauver, Martin, Sukstorf, Hanson, Lutton and Karloff. Voting no were none. Motion carried.

Motion by Lutton, seconded by Hanson to convene in Closed Session at 6:38 p.m., for matters concerning union negotiations (84-1410), with the County Attorney present. Voting yes were Fauver, Martin, Sukstorf, Hanson, Lutton, Karloff and Breunig. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Hanson to adjourn from Closed Session at 7:05 p.m., with no action taken and to reconvene in Regular meeting. Voting yes were Martin, Sukstorf, Hanson, Lutton, Karloff, Breunig and Fauver. Voting no were none. Motion carried.

Board Member Lutton made a statement that the Board will not respond to the Request to recognize the Teamsters Local Union No 554 as the Collective Bargaining Representative for the all employee's full time and regular part time performing road and maintenance work for the county – that it needs to go through the Nebraska Commission of Industrial Relations so that employees

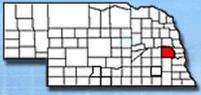
The Board reviewed each proposed Fiscal Year 2011-2012 budget that was submitted by the various County Officials Budget – all office budgets were reviewed – the County Clerk directed to adjust budgets as discussed and notify officials of the adjustments.

## Committee Reports:

Board Member Hanson reported on the Northeast Juvenile Detention meeting.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Karloff declared the meeting adjourned at 9:10 p.m.



# Saunders County Board Minutes

