

**MINUTES  
LANCASTER COUNTY BOARD OF EQUALIZATION  
TUESDAY, MAY 30, 2000  
COUNTY COMMISSIONERS CHAMBERS  
FIRST FLOOR, COUNTY-CITY BUILDING  
1:30 P.M.**

Commissioners Present: Kathy Campbell, Chair  
Larry Hudkins, Vice Chair  
Bernie Heier  
Linda Steinman  
Bob Workman

Others Present: Norm Agena, County Assessor  
Kerry Eagan, Chief Administrative Officer  
Dave Johnson, Deputy County Attorney  
Bruce Medcalf, County Clerk  
Gwen Thorpe, Deputy County Clerk

- 1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, May 23, 2000. (A copy of these minutes is on file in the Office of the Lancaster County Clerk.)**

**MOTION:** Heier moved and Hudkins seconded approval of the Board of Equalization minutes dated May 23, 2000. Campbell, Hudkins, Heier, Workman and Steinman voted aye. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

**Approval of 104 additions and deductions to the tax assessment rolls per Exhibit A.**

**MOTION:** Workman moved and Hudkins seconded approval. Heier, Campbell, Steinman, Hudkins and Workman voted aye. Motion carried.

- 3) **MOTOR VEHICLE TAX EXEMPTIONS:**

**First Evangelical Covenant Church  
First United Methodist Church  
Gates of Praise**

**MOTION:** Steinman moved and Heier seconded approval of motor vehicle tax exemptions for First Evangelical Covenant Church and First United Methodist Church and approval of a motor vehicle tax exemption for Gates of Praise subject to the vehicle(s) being titled and registered to the applicant. Steinman, Workman, Heier, Campbell and Hudkins voted aye. Motion carried.

4) **ADJOURNMENT**

By direction of the Chair, the Board of Equalization meeting was adjourned.

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Bruce Medcalf  
County Clerk

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**COUNTY COMMISSIONERS CHAMBERS**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**1:30 P.M.**

Commissioners Present: Kathy Campbell, Chair  
Larry Hudkins, Vice Chair  
Bernie Heier  
Linda Steinman  
Bob Workman

Others Present: Kerry Eagan, Chief Administrative Officer  
Dave Johnson, Deputy County Attorney  
Bruce Medcalf, County Clerk  
Gwen Thorpe, Deputy County Clerk

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, May 23, 2000. (A copy of these minutes is on file in the Office of the Lancaster County Clerk.)

**MOTION:** Hudkins moved and Steinman seconded approval of the minutes of the Board of Commissioners dated May 23, 2000. Campbell, Hudkins, Heier, Workman and Steinman voted aye. Motion carried.

- 2) **CLAIMS:** Approval of all claims processed through Tuesday, May 30, 2000.

**MOTION:** Workman moved and Steinman seconded approval. Heier, Campbell, Steinman, Hudkins and Workman voted aye. Motion carried.

- 3) **SPECIAL PRESENTATIONS:**

The County-City Volunteer of the Month Award was presented to the Triad-Salt Council, Paul Rosewell, Chair.

- 4) **PUBLIC HEARINGS:**

A. Supplementing appropriations from previously adopted budgets:  
(Resolution 00-61)

- \* Bridge and Special Road Fund, in the amount of \$218,955
- \* Lancaster Manor Fund, in the amount of \$276,000
- \* City Property Management Fund, in the amount of \$49,250
- \* Weed Control Fund, in the amount of \$6,779

The Chair opened the public hearing and asked if anyone wished to testify in favor of the additional appropriations.

Dave Kroeker, Budget and Fiscal Director, appeared and stated that the law allows a previously adopted budget to be amended via a public hearing if there is a shortfall in appropriations.

He said that the Bridge and Special Road Fund requires an additional \$218,955 which is covered by State revenues as a result of a contract for a recreational road at Branched Oak State Recreational Area. Kroeker stated the appropriations need to be added into the budget to complete the fiscal year.

The \$276,000 increase in Lancaster Manor's budget, he said, is largely to cover temporary salaries because of a shortage of nursing staff. He added that the monies will be reimbursed by Medicaid.

Kroeker said the increase in the Weed Control Fund is due to salary increases. It was noted that they will have \$10,000 in additional revenue which was not included in their budget.

The \$49,250 increase in the City Property Management Fund is needed due to the City having more repairs and maintenance to buildings. Kroeker added that the County will be reimbursed by the City.

The Chair asked if anyone wished to testify in opposition of the appropriations.

No one appeared the hearing was closed.

**MOTION:** Steinman moved and Heier seconded approval of Resolution 00-61. Workman, Hudkins, Campbell, Steinman and Heier voted aye. Motion carried.

- B. Adoption of the 1997 edition of the Uniform Mechanical Code. (A copy is available for review in the County Clerk's Office.) (Resolution 00-54)**
- C. Adoption of the 1999 edition of the Uniform Building Code. (A copy is available for review in the County Clerk's Office.) (Resolution 00-56)**
- D. Adoption of the 1999 edition of the Electrical Code. (A copy is available for review in the County Clerk's Office.) (Resolution 00-55)**
- E. Adoption of fee schedules for mechanical, gas piping, electrical, plumbing, building, plan review, insulation and zoning review in Lancaster County. (Resolution 00-57)**

The Chair requested that Public Hearing Items 4B through 4E be heard together.

The Chair opened the public hearings and asked if anyone wished to provide testimony in favor of Items 4B through 4E.

Chuck Zimmerman, Building and Safety, appeared and explained that they are updating the County's codes and fee schedules to mirror the City's. He noted changes have been made to the Building Code, Mechanical Code and Electrical Code. The Plumbing Code remains unchanged, however, within the next year it will be updated.

The fee resolution, he said, updates all of the fee schedules and he noted that they are administering a surcharge for additional distance to cover mileage costs when traveling to locations within the County.

Zimmerman commented that they will also be enforcing licensing requirements in the County.

The Chair asked if anyone wished to testify in opposition of the proposal.

No one appeared and the hearings were closed.

**MOTION:** Heier moved and Steinman seconded approval of Resolution 00-54, adoption of the 1997 edition of the Uniform Mechanical Code, Resolution 00-56, adoption of the 1999 edition of the Uniform Building Code, Resolution 00-55, adoption of the 1999 edition of the Electrical Code and Resolution 00-57, adoption of fee schedules for mechanical, gas piping, electrical, plumbing, building, plan review, insulation and zoning review in Lancaster County, Nebraska. Steinman, Workman, Campbell, Hudkins and Heier voted aye. Motion carried.

**F. Amending Article I, Section 3(A) of the Lincoln-Lancaster County Air Pollution Control Program Regulations and Standards. (Resolution 00-51)**

The Chair opened the public hearing and asked if anyone wished to testify in favor of the proposal.

Marcia Wilhite, Health Department, appeared and explained that the change was recommended by the County Attorney's Office and also the City Attorney's Office. She said the amendment clarifies that an individual who is an alleged violator has the right to request a hearing before the Director to determine if that violation did occur. Wilhite stated that has always been the Health Department's practice, however, it has now been included in their rules and regulations.

The Chair asked if anyone wished to testify in opposition.

No one appeared and the hearing was closed.

**MOTION:** Workman moved and Steinman seconded approval of Resolution 00-51 amending Article I, Section 3(A) of the Lincoln-Lancaster County Air Pollution Control Program Regulations and Standards. Heier, Workman, Steinman, Campbell and Hudkins voted aye. Motion carried.

5) **OLD BUSINESS:**

- A. Response to approval request numbers one and two on the Lancaster County Juvenile Detention Center Project; removal of a grouping of existing cedar trees in the southeast corner of the site and tree removal and grading modifications along the south property line, per Cheever's response dated April 21, 2000, in the total amount of \$17,634. (M-00-33)

**MOTION:** Hudkins moved and Workman seconded approval. Steinman, Hudkins, Heier, Workman and Campbell voted aye. Motion carried.

6) **NEW BUSINESS:**

- A. Addendums to contracts, for small emergency and routine maintenance and repair of facilities for the City, County and Public Building Commission. The addendums provide additional language requiring the use of the word "Owners" in all places in the contract that currently use the term "City of Lincoln". The additional language also provides that the County may use other contractors in the case of an emergency. These addendums are with the following businesses: (The original contracts were approved May 16, 2000.)

**Plumbing Services**

Ryan & Associates Inc.

(C-00-263)

Bob & Don's Plumbing

(C-00-264)

Natkin Service Company

(C-00-265)

**Roofing Services**

Midwest Roofing Inc

(C-00-269)

American Roofing

Improvements (C-00-270)

Sprague Roofing Company

(C-00-271)

**Demolition Services**

Midwest Demolition Co

(C-00-276)

Kobus Earth Moving

(C-00-277)

Hansen Construction

(C-00-275)

**HVAC Services**

Capitol Heating & Air Conditioning Inc

(C-00-266)

John Henry's Plumbing & HVAC

(C-00-267)

Natkin Service Company (C-00-268)

**General Construction**

Ayars & Ayars Inc (C-00-272)

David Wood Construction (C-00-273)

Dickey & Burham Inc (C-00-274)

**Painting Services**

A.A. Leupold & Sons (C-00-278)

Kaser Painting Inc (C-00-279)

**Electrical Services**

Hy-Electric Inc (C-00-280)  
Gregg Electric Company  
(C-00-281)

**Fencing Services**

American Fence Company (C-00-282)

**MOTION:** Steinman moved and Heier seconded approval. Workman, Campbell, Hudkins, Steinman and Heier voted aye. Motion carried.

**B. A resolution authorizing the installation of the following traffic signs in Lancaster County, Nebraska: (R-00-63)**

**Install "Dirt Road" warning signs at the following locations:**

- \* Southwest 84<sup>th</sup> Street north of West Bennet Road for northbound traffic
- \* West Wittstruck Road west of Southwest 14<sup>th</sup> Street for westbound traffic
- \* West Olive Creek Road east of Southwest 142<sup>nd</sup> Street for eastbound traffic and west of Southwest 128<sup>th</sup> Street for westbound traffic
- \* Rock Creek Road east of North 70<sup>th</sup> Street for eastbound traffic and west of North 84<sup>th</sup> Street for westbound traffic

**Install a "Driveway" warning sign north of 22705 North 1<sup>st</sup> Street for southbound traffic, approximately .45 miles north of Little Salt Road.**

**MOTION:** Steinman moved and Heier seconded approval of Resolution 00-63. Hudkins, Workman, Heier, Campbell and Steinman voted aye. Motion carried.

**C. A resolution transferring appropriations from the General Fund Miscellaneous Budget to the following General Fund agencies: (R-00-62)**

- \* County Board of Commissioners, in the amount of \$5,164
- \* Register of Deeds, in the amount of \$5,682
- \* Election Commissioner, in the amount of \$1,600
- \* Budget & Fiscal, in the amount of \$6,121
- \* Clerk of District Court, in the amount of \$91,300
- \* County Court, in the amount of \$8,000
- \* Juvenile Court, in the amount of \$153,900
- \* Public Defender, in the amount of \$29,857
- \* Jury Commissioner, in the amount of \$8,521
- \* Sheriff, in the amount of \$23,500
- \* County Attorney, in the amount of \$101,307
- \* Corrections, in the amount of \$188,000
- \* County Court Probation, in the amount of \$2,999
- \* County Engineer, in the amount of \$93,108
- \* Veterans Services, in the amount of \$9,147

Dave Kroeker, Budget and Fiscal Director, appeared and stated that the County Board has appropriated \$1,300,000 to cover various contingency items and \$144,000 to cover group insurance increases. He stated those increases were not placed in the agency budgets. Also, cost of living increases were not built into the agency budgets. Kroeker stated if cost of living and group insurance increases had been built in to the budgets, it would have increased those budgets over \$1,000,000. He said \$166,873 will cover salary shortfalls, \$10,000 will cover the shortfall for boarding contracts in Juvenile Court and \$143,900 will cover legal services, also in Juvenile Court. Kroeker stated the Corrections budget includes \$130,000 for Information Services and \$58,000 for food services. Clerk of the District Court, he said, includes \$75,000 for Information Services. \$101,307 is for expert witness fees in the County Attorney's Office. The remaining \$49,000 covers items such as postage and printing for various agencies.

**MOTION:** Hudkins moved and Workman seconded approval of Resolution 00-62. Campbell, Heier, Steinman, Workman and Hudkins voted aye. Motion carried.

**D. Payment of \$11,562.02 to the City of Lincoln for City's portion of Haworth furniture rebate through the Public Building Commission. (M-00-42)**

**MOTION:** Steinman moved and Heier seconded approval.

Dave Kroeker, Budget and Fiscal Director, appeared and stated the rebate was generated on systems furniture in the Hall of Justice and Law Enforcement Center. He said the rebate is based on and applied to the list price of the furniture which is purchased by the County at a significant reduction.

Kroeker further explained that they will apply the rebate toward the purchase of chairs for the new Lancaster County Juvenile Detention Center.

**ROLL CALL:** Hudkins, Campbell, Steinman, Heier and Workman voted aye. Motion carried.

7) **CONSENT ITEMS:** These are items of business that are routine and which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

**A. Setting of a public hearing for Tuesday, June 13, 2000 at 1:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building regarding an application for a Class E (Beer Off Sale Only) and a Class M (Bottle Club) liquor license from MGC Inc. doing business as Crooked Creek Golf Club, located at 134<sup>th</sup> and "O" Streets in Lancaster County, Nebraska.**

**B. Rights-of-way contracts relating to road improvements between the County Engineer and the following:**

- \* Edward L. and Dawn Kelly Benes at South 38<sup>th</sup> Street and Martell Road; Project C.P. S-273. This is a land donation. (C-00-261)
- \* Roger L. and Debra Fritch, in the amount of \$277.50, at Southwest 128<sup>th</sup> Street and West Sprague Road; Project C.P. U-97. (C-00-262)

**MOTION:** Hudkins moved and Workman seconded approval of the Consent Items. Campbell, Hudkins, Heier, Workman and Steinman voted aye. Motion carried.

8) **EXECUTIVE SESSION FOR THE PURPOSE OF DISCUSSING PENDING LITIGATION:**

**MOTION:** At 2:05 p.m. Hudkins moved and Heier seconded to enter into Executive Session for the purpose of discussing pending litigation. Heier, Campbell, Steinman, Hudkins and Workman voted aye. Motion carried.

**MOTION:** At 2:15 p.m. Steinman moved and Hudkins seconded to exit Executive Session. Steinman, Workman, Heier, Campbell and Hudkins voted aye. Motion carried.

9) **ADJOURNMENT**

**MOTION:** Heier moved and Hudkins seconded adjournment of the Board of Commissioners meeting. Workman, Hudkins, Campbell, Steinman and Heier voted aye. Motion carried.

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Bruce Medcalf  
County Clerk