

MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, AUGUST 15, 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 Clerk
Bruce Medcalf, County Clerk
Gwen Thorpe, Deputy County Clerk

- 1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, August 8, 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 minutes of the Board of Equalization dated August 8, 2000. Campbell, Hudkins, Heier, Workman and Steinman voted aye. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 29 additions and deductions to the tax assessment rolls per Exhibit A.

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

3) **APPROVAL OF MOTOR VEHICLE TAX EXEMPTIONS:**

**First Presbyterian Church
School Sisters of Christ the King
Tabitha Inc.**

MOTION: Steinman moved and Heier seconded approval of motor vehicle tax exemptions for First Presbyterian Church and Tabitha, Inc. and to also approve a motor vehicle tax exemption for School Sisters of Christ the King subject to the vehicle(s) being titled and registered to the applicant. Steinman, Workman, Heier, Campbell and Hudkins voted aye. Motion carried.

4) **SETTING OF PUBLIC HEARINGS FOR NOTICE OF VALUATION CHANGE:**

Setting of public hearings for Tuesday, August 29, 2000 at 2:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building for notice of valuation change for omitted or undervalued property for the following:

**S B Partners
Vincent Okwumuo
SSI Investments LLC**

MOTION: Hudkins moved and Heier seconded to set public hearings for Tuesday, August 29, 2000 at 2:30 p.m. for notice of valuation change for omitted or undervalued property for S B Partners, Vincent Okwumuo and SSI Investments LLC. Workman, Hudkins, Campbell, Steinman and Heier voted aye. Motion carried.

5) **APPROVAL OF HOMESTEAD APPLICATIONS FOR THE FOLLOWING:**

**Gladys Hull
Floyd D Fuller
Gary L Siemers**

Norm Agena, County Assessor, referred to Nebraska State Statute 77-351(3) which allows the County Board to extend the deadline for filing homestead exemptions to July 20th provided that the individuals have not filed late in the past. He asked the County Board to extend the deadline to July 20th which would allow him to approve the homestead exemptions for the three individuals.

MOTION: Steinman moved and Workman seconded to extend the filing deadline for homestead exemptions to July 20, 2000 to allow for approval of the exemptions for Gladys Hull, Floyd D Fuller and Gary L. Siemers. Hudkins, Steinman, Workman, Heier and Campbell voted aye. Motion carried.

6) **ADJOURNMENT**

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

Bruce Medcalf
County Clerk

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Dave Johnson, Deputy County Attorney
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- 1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, August 8, 2000 and also minutes of the public hearing held on Tuesday, August 8, 2000 at 7 p.m. regarding the Lancaster County Budget for Fiscal Year 2000-2001. (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 meeting dated August 8, 2000 and to also approve the minutes of the public hearing regarding the Lancaster County Budget for Fiscal Year 2000-2001 dated August 8, 2000. Campbell, Hudkins, Heier, Workman and Steinman voted aye. Motion carried.

- 2) **CLAIMS: Approval of all claims processed through Tuesday, August 15, 2000.**

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

3) **SPECIAL PRESENTATIONS:**

An exceptional circumstance award, in the amount of \$350, for Cathy Marsh, an employee with the Human Services Department. (M-00-71)

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

4) **OLD BUSINESS:**

A. Decision with regard to the request and hearing for deletion of a portion of 640 West Prospector Court. License is held by DLH, Inc. doing business as Coaches Sports Bar and Grill.

The Chair stated a public hearing was held on the deletion several weeks ago and asked if the County Board or the Deputy County Attorney had any comments or questions.

MOTION: Steinman moved and Heier seconded denial of the request for deletion.

Steinman stated she is concerned about the issue of control, specifically with regard to the sublease and how funds are transferred from the lease holder to the person who has the sublease. Another concern, she said, is who would have control of the common door between Cheetah's and Coaches. Steinman also added that the entryway has two doors which may cause confusion between establishments. One door enters into Cheetah's and the other enters Coaches.

Workman stated he would support the motion and indicated he hasn't received a clear answer regarding occupancy of the space, as far as principals of the corporation. He stated liquor licenses are very important to the Board and that he needed to know exactly what would take place at the premises.

Campbell stated the County Board needs to be assured that they have a clear line of accountability under a liquor license. She stated it is very clear after review of the minutes that there are questions with regard to the accountability of the premises. For that reason, she said, she could not endorse the deletion.

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

Dave Johnson, Deputy County Attorney, indicated he would draft a resolution for the County Board's approval on Thursday, August 17, 2000.

4) **OLD BUSINESS CONTINUED:**

B. Utility Permit Number 531, requested by Pine Lake Development L.L.C., to construct a booster pump station at South 84th Street and Pine Lake Road. The permit allows grading and access and does not involve actual water line construction. (C-00-380)

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

5) **NEW BUSINESS:**

A. An agreement with the State of Nebraska, Department of Roads to construct an overlay and replace cable guardrail in relation to Project SRR-55(136), Branched Oak Lake Dam. The State will pay 90 percent of the cost and the County will pay 10 percent. Cost to the County is estimated at \$31,425. (C-00-398)

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

B. An agreement with Speece Lewis Engineers to provide a preliminary survey, roadway design and plan preparation for the regrading of South 120th Street from Bennet Road to Nebraska Highway 2, beginning August 21, 2000 and ending November 10, 2000. The County will pay \$23,000 for the work. (C-00-397)

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

C. An agreement with the State of Nebraska Probation Administration for a Coordinator position to help manage the Lancaster County Juvenile Drug Treatment Court, at a cost of \$48,000, paid through grants obtained to administer Lancaster County's Drug Treatment Court. (C-00-404)

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

5) **NEW BUSINESS CONTINUED:**

D. A two year labor agreement with the Lancaster County Correctional Officers, Fraternal Order of Police, Lodge 32, effective the pay period beginning August 24, 2000. (C-00-405)

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

E. A three year labor agreement with the Lancaster County Deputy Sheriff's Association, Fraternal Order of Police, Lodge 29, effective the pay period beginning August 24, 2000. (C-00-403)

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

F. A resolution approving a 3.5 percent annual cost of living raise for unrepresented employees in the classified service, effective the pay period beginning August 24, 2000. (R-00-100)

MOTION: Heier moved and Steinman seconded approval of Resolution 00-100. Workman, Campbell, Hudkins, Steinman and Heier voted aye. Motion carried.

G. Recommendations from the Personnel Policy Board for the following:

Creation of the following classification:

- **Detention Facilitator at a proposed pay grade ranging from \$28,986.88 to \$37,808.16 (C20)**

Change in the pay grade of the following classification:

- **Senior Residential Property Appraiser from \$31,611.84 to \$41,381.60 (C22) to \$34,559.20 to \$45,456.32 (C24)**

Amendments to the following Personnel Rules:

- **Rule 5.7 - Seniority Credit**
- **Rule 8.1 - Probationary Period - Nature, Duration and Purpose**
- **Rule 12.2 - Grievances**
- **Rule 12.3 - Appeals**
- **Rule 17.19 - Shift Differential**
- **Rule 19.8 - Pregnancy and Parental Leave**

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

5) **NEW BUSINESS CONTINUED:**

H. Authorization for National Bank of Commerce, as Trustee, to disburse \$258,930 from the juvenile detention center bond proceeds to Cheever Construction Company for the sixth application for payment as the general contractor for the Juvenile Detention Center. (M-00-70)

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

I. A political subdivision tort claim filed against the Corrections Department by Edward L. Stalder, in the amount of \$1.40, for lost property.

MOTION: Heier moved and Workman seconded to accept the Director's recommendation to deny the political subdivision tort claim filed by Edward L. Stalder. Hudkins, Campbell, Steinman, Heier and Workman voted aye. Motion carried.

J. A request from Sharon L. Keith, an employee with the County Attorney's office, to voluntarily participate in the Lancaster County retirement plan. (M-00-69)

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

K. Requests from Norm Tallman, Sr. and Poullette Pethel, employees with Lancaster Manor, to voluntarily participate in the Lancaster County retirement plan. (M-00-67 and M-00-68)

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

6) **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. Receive and Place on File:

1. **Records and Information Management's Monthly Report for July, 2000.**
2. **Sheriff's Report of Fees for July, 2000.**

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

- **Tom E. and Dawn G. Casey, in the amount of \$3,931, on Fletcher Avenue from Bridge H-60 to North 148th Street; Project C55-H-409(1). (C-00-400)**
- **Neal E. Harlan, in the amount of \$196.50, at Olive Creek Road and Highway 77; Project C.P. W-139. (C-00-402)**
- **Richard N. and Dianne Y. Kleist, in the amount of \$302.23, at Northwest 126th Street and West Bluff Road; Project 00-03. (C-00-401)**
- **Robert and Marcella McKinney, in the amount of \$265.33, at Northwest 126th Street and West Bluff Road; Project 00-03. (C-00-399)**
- **North Creek North, L.L.C., in the amount of \$55, at North 14th Street and Alvo Road; Project C.P. F-239A. (C-00-406)**

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

7) **ADJOURNMENT:**

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

Bruce Medcalf
County Clerk