

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, AUGUST 14, 2001
COUNTY COMMISSIONERS CHAMBERS
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.**

The Lancaster County Board of Equalization was convened at 1:30 p.m.

Commissioners Present: Kathy Campbell, Chair
Bob Workman, Vice Chair
Bernie Heier
Ray Stevens

Commissioners Absent: Larry Hudkins

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

- 1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, August 7, 2001. (A copy of these minutes is on file in the Office of the Lancaster County Clerk.)**

MOTION: Heier moved and Workman seconded approval of the minutes of the Board of Equalization meeting dated August 7, 2001. Campbell, Workman, Heier and Stevens voted aye. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 38 additions and deductions to the tax assessment rolls per Exhibit A.

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

3) **MOTOR VEHICLE TAX EXEMPTIONS:**

Capitol City Christian Church
Immaculate Heart of Mary Church
Lincoln Christian School
Martin Luther Homes of Nebraska

MOTION: Heier moved and Stevens seconded approval of the motor vehicle tax exemptions. Stevens, Workman, Heier and Campbell voted aye. Motion carried.

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

Setting of a public hearing for Tuesday, August 28, 2001 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 Transfiguration of Our Savior Orthodox Church.

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

5) **NOTICE OF VALUATION CHANGE FOR OMITTED OR UNDERVALUED PROPERTY FOR THE FOLLOWING:**

Aspen Builders

Norm Agena, County Assessor, recommended the value be set at \$3,960 for Aspen Builders.

Nebraska State Historical Society

A value of \$336,200 was recommended for the Nebraska State Historical Society.

MOTION: Heier moved and Workman seconded to accept the County Assessor's recommendation and set a value of \$3,960 for Aspen Builders and a value of \$336,200 for Nebraska State Historical Society. Stevens, Workman, Campbell and Heier voted aye. Motion carried.

6) **APPEAL ON DENIAL OF A HOMESTEAD EXEMPTION:**

Elsa Schelert

Agena explained that the deadline for filing homestead exemption applications is June 30th and Mrs. Schelert's application was filed on July 10, 2001. He noted that there is a State Statute which allows the Board to approve the application provided it was filed prior to July 20th and there were no late filings for the previous year.

Agena indicated Mrs. Schelert met both requirements.

MOTION: Heier moved and Workman seconded approval of a homestead exemption application for Elsa Schelert. Heier, Workman, Campbell and Stevens voted aye. Motion carried.

7) **ADJOURNMENT**

MOTION: Heier moved and Workman seconded adjournment of the Board of Equalization meeting at 1:37 p.m. Workman, Campbell, Stevens and Heier voted aye. Motion carried.

Bruce Medcalf
County Clerk

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, AUGUST 14, 2001
COUNTY COMMISSIONERS CHAMBERS
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

The Lancaster County Board of Commissioners meeting was convened at 1:37 p.m.

Commissioners Present: Kathy Campbell, Chair
Bob Workman, Vice Chair
Bernie Heier
Ray Stevens

Commissioners Absent: Larry Hudkins

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

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, August 7, 2001 and also minutes of the public hearing held on Tuesday, August 7, 2001 at 7 p.m. regarding the Lancaster County Budget for Fiscal Year 2001-2002. (A copy of these minutes is on file in the Office of the Lancaster County Clerk.)

MOTION: Workman moved and Stevens seconded approval of the minutes of the Board of Commissioners meeting dated August 7, 2001 and the minutes of the public hearing held on August 7, 2001 at 7 p.m. regarding the Lancaster County Budget for Fiscal Year 2001-2002. Campbell, Workman, Heier and Stevens voted aye. Motion carried.

- 2) **CLAIMS:** Approval of all claims processed through Tuesday, August 14, 2001.

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

3) **SPECIAL PRESENTATIONS:**

A. The adoption of the official Lancaster County logo and recognition of Kurt Templemeyer, Lee Zeman and Kirk Kuenzi of ScreenCo for designing the logo.

Cori Beattie, Administrative Secretary for the County Board, introduced Kurt Templemeyer, Lee Zeman and Kirk Kuenzi of ScreenCo who assisted in designing the new Lancaster County logo and presented them with certificates of appreciation.

Campbell stated the Board was extremely pleased with the logo and that they are looking forward to using it on clothing and other various ways.

B. Presentation of the Commissioners Award of Excellence.

The Commissioners Award of Excellence for July, 2001 was presented to Susan Starcher, an employee in the County Clerk's Office.

4) **PUBLIC HEARINGS:**

A. Continuation of a public hearing regarding an application for a Class E (Beer Off Sale Only) liquor license for Hotdam Inc. d/b/a Pawnee Marina, located at 3805 Northwest 105th Street in Lancaster County, Nebraska.

The Chair reconvened the public hearing.

Daniel Klaus, attorney representing Hotdam, Inc. d/b/a Pawnee Marina, appeared and stated the letter the Board requested from Nebraska Game and Parks regarding the sale of alcohol had been sent in for the record.

MOTION: Workman moved and Heier seconded approval of the application for a Class E (Beer Off Sale Only) liquor license for Hotdam Inc. d/b/a Pawnee Marina.

The Chair noted that liquor license hearings are held open for one week to allow any further information to be submitted into the record. She said the County Board had received no further information.

4) **PUBLIC HEARINGS CONTINUED:**

The Clerk stated no new information had been received in his office.

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

- B. County Miscellaneous 01007, requested by the County Attorney, at the request of the Director of the Building and Safety Department of the City of Lincoln, to adopt the revised Flood Insurance Rate Maps (FIRM) and Flood Insurance Study (FIS), and to clarify language relating to the minimum standards required by the National Flood Insurance Program and the State of Nebraska for floodplain management by amending the Lancaster County Subdivision Resolution.**
- C. County Change of Zone 206, requested by the County Attorney, at the request of the Director of the Building and Safety Department of the City of Lincoln, to adopt the revised Flood Insurance Rate Maps (FIRM) and Flood Insurance Study (FIS), and to clarify language relating to the minimum standards required by the National Flood Insurance Program and the State of Nebraska for floodplain management by amending the Lancaster County Zoning Resolution.**

The Chair opened the public hearing for County Miscellaneous 01007 and County Change of Zone 206 and asked if anyone wished to testify.

Nicole Fleck-Tooze, Public Works and Utilities, stated that County Change of Zone 206 and County Miscellaneous 01007 would revise the County Zoning and Subdivision Regulations. She stated the County Miscellaneous would adopt the revised maps by the National Flood Insurance Program and Federal Emergency Management Agency (FEMA). She stated the maps have been digitized and combined into one (both City and County). Fleck-Tooze added that floodway and/or floodplain boundaries had also been modified. She said the change of zone would clarify language relating to the minimum standards.

Mike Morosin, past president of the Malone Neighborhood Association, appeared and stated he hoped the adoption of the two proposals would help the County and the City to be more diligent in looking at runoff which occurs as new developments encroach into the County.

The Chair asked if anyone else wished to testify

4) **PUBLIC HEARINGS CONTINUED:**

No one appeared and the hearings were closed.

MOTION: Heier moved and Stevens seconded approval of County Miscellaneous 01007 and County Change of Zone 206. Heier, Workman, Campbell and Stevens voted aye. Motion carried.

5) **OLD BUSINESS:**

A. Recommendations from the Lancaster County Personnel Policy Board:

O Create a Computer and Geographic Information System (GIS) Assistant I classification (Class Code 9544) at a proposed pay grade of \$31,328.96 to \$40,909.44 (C21)

Revise the Class Title and Change Pay Grade of the following classification:

<u>Class Code</u>	<u>Class Current Title</u>	<u>Current Pay Grade</u>	<u>Proposed Class Title</u>	<u>Proposed Pay Grade</u>
9545	Computer & GIS Records Assistant	\$30,001.92 to \$39,131.04 (C20)	Computer & GIS Records Assistant II	\$37,398.40 to \$49,302.24 (C25)

Change Pay Grade of the following classification:

<u>Class Code</u>	<u>Class Title</u>	<u>Current Pay Grade</u>	<u>Proposed Pay Grade</u>
9550	Computer & GIS Records Supervisor	\$39,131.04 to \$51,658.88 (C26)	\$44,890.56 to \$59,662.72 (C29)

MOTION: Heier moved and Workman seconded approval of the recommendations, retroactive to August 9, 2001. Campbell, Stevens, Workman and Heier voted aye. Motion carried.

5) **OLD BUSINESS CONTINUED:**

- B. A lease agreement between Lancaster County and BryanLGH Medical Center for 36 parking stalls located west of the Lancaster County Community Mental Health Center at 2200 St. Mary's Avenue. (C-01-396)**

Kerry Eagan, Chief Administrative Officer, stated that negotiations are continuing and recommended the agreement be held.

Stevens asked if there was a provision for the lessor to terminate the agreement.

Eagan replied that it would be a short term lease and that there is a provision for BryanLGH Medical Center to terminate. He stated the County has no interest in terminating the agreement and it would not effect the rights or interests of the County by not including the provision.

By direction of the Chair, the lease agreement with BryanLGH Medical Center was held.

- C. A resolution regarding the vacation of a portion of a County road located on North 11th Street between Fletcher Avenue and Interstate 80, in Lincoln, Lancaster County, Nebraska. (R-01-70)**

MOTION: Workman moved and Stevens seconded to approve Resolution 01-70 denying the vacation of a portion of a County road located on North 11th Street between Fletcher Avenue and Interstate 80. Stevens, Workman and Campbell voted aye. Heier voted no. Motion carried.

6) **NEW BUSINESS:**

- A. An agreement between Erickson & Sederstrom, P.C. and Lancaster County for the legal services of William F. Austin, Esq. The County will pay \$160 per hour for the services. (C-01-391)**

MOTION: Heier moved and Stevens seconded approval of the agreement. Workman, Campbell, Stevens and Heier voted aye. Motion carried.

6) **NEW BUSINESS CONTINUED:**

- B. An application and service contract with Credit Bureau of Lincoln, Nebraska, Inc. to supply the Indigent Defense Screener located in Lancaster County Court with credit reports. The County will pay a \$15 minimum monthly fee. The County will also pay the charges for the information requested should it exceed the minimum monthly fee. (C-01-395)**

In response to a question asked by Heier, David Johnson, Deputy County Attorney, explained that the Board previously approved an application and service contract for the County Attorney's Office.

Heier asked if approval was needed for each individual office that applies.

Johnson stated yes. He added that he had talked to the representative from the Credit Bureau of Lincoln who indicated there is a one time initiation fee for the County and then each department/agency would pay a monthly fee.

MOTION: Heier moved and Stevens seconded approval of the application and service contract. Workman, Heier, Campbell and Stevens voted aye. Motion carried.

- C. An agreement between St. Monica's Substance Abuse Treatment for Women and Lancaster County for intensive outpatient/day treatment substance abuse services to adult females, and for intensive outpatient services and a designated counselor(s) as part of the Lancaster County Adult Drug Court. The term of the agreement is July 1, 2001 through June 30, 2002. If 30 days pass after written notice of their failure to pay to the participants of the Drug Court, the County will pay \$450 per participant. The County will also pay \$3,000 for the services related to the designated counselor. (C-01-394)**

David Johnson, Deputy County Attorney, clarified that the agreement would not exceed \$450.

MOTION: Heier moved and Stevens seconded approval of the agreement. Campbell, Heier, Stevens and Workman voted aye. Motion carried.

6) **NEW BUSINESS CONTINUED:**

D. An agreement between the University of Nebraska-Lincoln and Lancaster County for professional services through one school liaison and two care coordinators with the necessary qualifications to meet the needs of Families First and Foremost as provided in attachment "A". The County will pay \$43,123 for the services, beginning August 6, 2001 and ending August 5, 2002. (C-01-393)

MOTION: Workman moved and Heier seconded approval of the agreement. Campbell, Stevens, Heier and Workman voted aye. Motion carried.

E. An agreement between the Lancaster County Juvenile Detention Center and the Child Guidance Center for an internal case manager which will serve as the liaison to outside information sources that are involved with the juvenile justice system, beginning July 1, 2001 and ending June 30, 2002. The County will pay \$50,000 for these services. (C-01-398)

MOTION: Heier moved and Stevens seconded approval of the agreement. Campbell, Heier, Workman and Stevens voted aye. Motion carried.

F. A grant contract between Lancaster County and Family Service Association, Inc. for services to persons who are in crisis and in need of Supportive Case Management, Prevention or Behavioral Health Programming. The grant will provide funding as follows, beginning July 1, 2001 and June 30, 2002: (C-01-392)

- O West Lincoln/FAST, in the amount of \$62,500**
- O Counseling Behavioral Health, in the amount of \$34,000**
- O Parents and Children Together (PACT), in the amount of \$75,000**

MOTION: Heier moved and Workman seconded approval of the grant contract. Heier, Campbell, Stevens and Workman voted aye. Motion carried.

G. A resolution accepting the roads of Golden Pond Estates for dedication to the public. (R-01-68)

MOTION: Heier moved and Stevens seconded approval of Resolution 01-68. Stevens, Workman, Heier and Campbell voted aye. Motion carried.

6) **NEW BUSINESS CONTINUED:**

**H. Recommendation from the Purchasing Agent, the County Treasurer and a committee of County managers to award a Request for Proposal (RFP) to Wells Fargo Bank Nebraska, N.A., in the approximate amount of \$35,000 to \$40,000 annually for a three year period, for professional banking services for the County Treasurer's Office.
(B-01-34)**

In response to a question asked by Stevens regarding the type of banking services provided by Wells Fargo, David Johnson, Deputy County Attorney, stated they would be providing the depository services. He added that a contract would come back to the Board for approval which would include the bid specifications.

MOTION: Workman moved and Heier seconded approval of the Request for Proposal. Campbell, Workman, Heier and Stevens voted aye. Motion carried.

**I. Authorization of Wells Fargo Bank, as Trustee, to disburse \$420,337 from the juvenile detention center bond proceeds to Cheever Construction Company for payment application 18 as general contractor and \$3,405.84 to Sinclair Hille Architects for architectural services for the new Lancaster County Juvenile Detention Center.
(M-01-95)**

MOTION: Heier moved and Workman seconded approval of the disbursement.

Stevens asked why the requisition was addressed to National Bank of Commerce (NBC).

Kerry Eagan, Chief Administrative Officer, explained that National Bank of Commerce disburses the bond issue.

Stevens asked if National Bank Commerce still existed.

Eagan stated he believed the bonding company remains in existence.

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

6) NEW BUSINESS CONTINUED:

J. Recommendations from the Keno Prevention Fund Advisory Board for the following: (M-01-99)

CASA Program

\$1,250 for training costs for a Court appointed special advocate and for volunteers who work with child abuse/neglect families

YWCA

\$3,746 for operating costs for the Y-Parents Center Child Learning Lab

Campfire Boys & Girls

\$4,860 for the "Get Real About Violence" curriculum in several Lincoln Public Schools sites, grades 4-6

Cedars, Inc.

\$4,200 for special programming for kindergarten through third grades at Clinton School for strengthening children & families

Family Services

\$3,500 for transparenting programs for low-income families dealing with divorce

Kiwanis Club Foundation

\$7,500 to offer incentives for pregnant women to encourage healthy behaviors at the Teddy Bear Cottage located at the Hispanic Center

Leadership Lincoln, Inc.

\$4,500 to Youth Inspire for training of youth facilitators to lead program. Emphasis will include various cultural groups

Lighthouse

\$7,500 to provide constructive, educational & social activities for youth between 13 and 18 years of age

Lincoln Literacy Council

\$2,940 for Project GIVE which is one-on-one job coaching for persons with little or no English speaking skills

6) **NEW BUSINESS CONTINUED:**

Lincoln Medical Education Foundation

\$2,500 for supplies & transportation to provide low income women early childbirth education information

MAD DADS

\$2,500 for supplies and sustainability funding for the bike/small engine repair project with at risk youth

St. Monica's

\$5,000 for wraparound services for adolescent girls in treatment

MOTION: Heier moved and Stevens seconded approval of the recommendations from the Keno Prevention Fund Advisory Board.

In response to a question asked by Workman, Campbell explained that the City and the County pledge five percent of their Keno proceeds to go to a joint fund. That amount would be eligible to be disbursed, with the exception of a percentage which goes to endow the fund over a period of time.

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

K. Reappointment of Jon D. Carlson and the new appointment of Mary F. Bills (replaces Russ Bayer) to the Lincoln-Lancaster Planning Commission for six year terms, expiring August 24, 2007.

The Clerk noted that this item was held.

L. Appointment of Rev. Janet Morse to the Lancaster Manor Advisory Committee for a three year term, commencing June 1, 2001 and ending May 31, 2004.

MOTION: Workman moved and Heier seconded approval of the appointment. Stevens, Workman, Heier and Campbell 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. Receive and Place on File:

1. Lancaster Manor's Monthly Report.
2. Noxious Weed Control Authority's Monthly Report for July, 2001.
3. Noxious Weed Control Authority's Monthly Report for July, 2001 for the Combined Weed Program with the City of Lincoln.
4. Records and Information Management's Monthly Report of July, 2001.
5. Register of Deeds Monthly Report for July, 2001.
6. Sheriff's Report of Fees for July, 2001.

B. Setting of a public hearing for Tuesday, August 28, 2001 at 1:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building for the purpose of updating the Guidelines for Obtaining an Amusement License.

C. Setting of a public hearing for Tuesday, September 4, 2001 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 M (Bottle Club) liquor license from Raymono's Pizza Plus Inc., located at 5580 West Mill Road, Suite D in Lancaster County, Nebraska.

D. A resolution in the matter of County Special Permit 8A to expand a commercial feedlot for turkeys on property generally located at North 148th Street and Mill Road. (R-01-69)

E. A right-of-way contract between the Lancaster County Engineering Department and F. Merle and Winton Jensen, in the amount of \$288.30, west of the intersection at South 134th Street and Saltillo Road; Project C.P.-Q-288. (C-01-397)

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

RETURNING TO THE CLAIMS UNDER ITEM 2:

David Johnson, Deputy County Attorney, explained there were two claims which were questionable. The first claim, he said, was questionable because it involved the work of an individual without a contract. He stated the claim was with Families First and Foremost, but they decided not to contract with the individual, however, that individual does need to be paid for the work that they performed.

The second claim, Johnson said, was also with Families First and Foremost which was for flexible funds used as a requirement of their grant. He stated Child Guidance was administering those funds for the County, however, the County Clerk's Office will now be performing that function. An agreement was not entered into with Child Guidance and the claim became questionable because there was no agreement.

Workman stated he had reviewed the questionable claims and that it was his intent when he voted on the item that they be included.

12) **ADJOURNMENT**

MOTION: Workman moved and Stevens seconded adjournment of the Board of Commissioners at 2:30 p.m. Heier, Workman, Campbell and Stevens voted aye. Motion carried.

Bruce Medcalf
County Clerk