

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, OCTOBER 1, 2002
COUNTY COMMISSIONERS CHAMBERS, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

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

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

The Board of Commissioners meeting was convened at 1:30 p.m.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, September 24, 2002. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.ci.lincoln.ne.us>)

MOTION: Hudkins moved and Campbell seconded approval of the minutes of the Board of Commissioners meeting dated September 24, 2002. Campbell, Hudkins, Heier and Workman voted aye. Stevens abstained from voting. Motion carried.

- 2) **PUBLIC COMMENT:**

Bob Valentine, 2660 Park Avenue, Lincoln, Nebraska, appeared and explained he visited with the Nebraska State Auditor's Office regarding the audited financial statement for the Lancaster Events Center. He stated it was the opinion of their attorney that the audited statement was not due until May of 2003 because of the date the Joint Public Agency agreement commenced.

3) **SPECIAL PRESENTATIONS:**

- A. **The Commissioners Award of Excellence for September, 2002 was presented to Steven A. Fish, a Mental Health Specialist at the Community Mental Health Center.**

The County Attorney's Office requested that New Business Item 8J be moved forward under Special Presentations.

Setting of salary for Krista Hendrick, Deputy County Attorney, in the amount \$43,000, effective Monday, September 30, 2002.

Gary Lacey, County Attorney, introduced Krista Hendrick, Deputy County Attorney, to the County Board.

MOTION: Campbell moved and Heier seconded approval of setting the salary for Krista Hendrick, Deputy County Attorney, in the amount \$43,000, effective Monday, September 30, 2002. Stevens, Workman, Heier, Campbell and Hudkins voted aye. Motion carried.

4) **CLAIMS FOR REVIEW:**

- A. **Payment Voucher 805-0432, dated September 19, 2002 - Nebraska Health and Human Services has requested payment, totaling \$17,732, for acute intake/evaluation.**

MOTION: Campbell moved and Heier seconded to deny Payment Voucher 805-0432, dated September 19, 2002 - Nebraska Health and Human Services has requested payment, totaling \$17,732, for acute intake/evaluation. Workman, Hudkins, Campbell, Stevens and Heier voted aye. Motion carried.

5) **CLAIMS: Approval of all claims processed through Tuesday, October 1, 2002.**

MOTION: Heier moved and Stevens seconded approval of all claims processed through October 1, 2002. Hudkins, Stevens, Workman, Heier and Campbell voted aye. Motion carried.

6) **PUBLIC HEARINGS:**

- A. An application for Corporate Manager for Teri L. Ernisse and a Class B (Beer Off Sale Only) and a Class M (Bottle Club) liquor license for Chace Enterprises, Inc. d/b/a Silver Spoke Saloon, located at 1400 Saltillo Road, Lincoln, Lancaster County, Nebraska.**

The Chair opened the public hearing and asked if anyone wished to testify in favor, in opposition or in a neutral position to the application.

The Clerk administered the oath to Terry J. Ernisse and Terri L. Ernisse, husband and wife.

Mrs. Ernisse requested that the application for the Class B (Beer Off Sale Only) liquor license be changed to reflect a Class D1 (Spirits, Wine, Beer and Off Sale Only - Within extraterritorial zoning jurisdiction) instead of a Class B. She added that the City Council previously approved the Class D1 license at their meeting held on September 23rd.

Mr. Ernisse briefly explained that the bar area would be in compliance with the Health Department's regulations upon opening. The kitchen, he said, would be in compliance soon.

In response to a question asked by Campbell, Mrs. Ernisse stated she has owned the Silver Spoke Saloon, located at 1031 M Street, since 2000 and has had no violations.

Stevens asked the Ernisse's if they were still applying for the Class M (Bottle Club) liquor license.

Mrs. Ernisse responded yes.

Offered and marked for the record was a petition signed by individuals recommending approval of the application (Exhibit 1).

The Clerk administered the oath to Bob Valentine, 2660 Park Avenue, Lincoln, Nebraska.

Valentine proposed impact fees be assessed on new bars and existing bars wanting to expand. He also suggested a moratorium be enacted in relation to liquor licenses until adequate law enforcement can be provided.

6) **PUBLIC HEARINGS CONTINUED:**

The Chair asked if anyone else wished to provide testimony.

No one appeared and the hearing was recessed for one week.

7) **OLD BUSINESS:**

- A. **A political subdivision tort claim filed against Lancaster County by Debra Hornung for damage to property, in the amount of \$112.73.**

MOTION: Heier moved and Campbell seconded approval of a political subdivision tort claim filed against Lancaster County by Debra Hornung for damage to property, in the amount of \$112.73. Heier, Workman, Hudkins, Campbell and Stevens voted aye. Motion carried.

8) **NEW BUSINESS:**

- A. **A resolution in the matter of amending a previous resolution regarding annual salary increases for unclassified employees other than elected officials and chief deputies (Public Defender and County Attorney only). (R-02-0118)**

MOTION: Campbell moved and Heier seconded approval of Resolution 02-0118 in the matter of amending a previous resolution regarding annual salary increases for unclassified employees other than elected officials and chief deputies (Public Defender and County Attorney only). Campbell, Stevens, Workman, Heier and Hudkins voted aye. Motion carried.

- B. **A resolution in the matter of County maintenance of roads in Countrylane Addition. (R-02-0121)**

MOTION: Campbell moved and Hudkins seconded approval of Resolution 02-0121 in the matter of County maintenance of roads in Countrylane Addition. Heier, Workman, Stevens, Campbell and Hudkins voted aye. Motion carried.

(Commissioner Heier exited the meeting at 2 p.m.)

8) **NEW BUSINESS CONTINUED:**

C. Grant contracts with Lincoln Action Program for the following:

- * **Youth Violence Alternatives Program, in the amount of \$19,500, beginning July 1, 2002 and ending June 30, 2003. Lincoln Action Program is required to contribute \$21,510 in matching funds. (C-02-0492)**
- * **Family Partners Program, in the amount of \$48,000, beginning July 1, 2002 and ending June 30, 2003. Lincoln Action Program is required to contribute \$46,603 in matching funds. (C-02-0493)**

MOTION: Hudkins moved and Stevens seconded approval of grant contracts with Lincoln Action Program for the Youth Violence Alternatives Program, in the amount of \$19,500, beginning July 1, 2002 and ending June 30, 2003 and for the Family Partners Program, in the amount of \$48,000, beginning July 1, 2002 and ending June 30, 2003. Stevens, Hudkins, Workman and Campbell voted aye. Heier was absent from voting. Motion carried.

D. A grant contract with the Y.W.C.A. of Lincoln for management of "Try Another Way - Year III", beginning July 1, 2002 and ending June 30, 2003. The County will pay \$42,500 from the General Fund and the Y.W.C.A. of Lincoln will provide \$1,200 in matching funds. (C-02-0488)

MOTION: Campbell moved and Stevens seconded approval of a grant contract with the Y.W.C.A. of Lincoln for management of "Try Another Way - Year III", beginning July 1, 2002 and ending June 30, 2003. The County will pay \$42,500 from the General Fund and the Y.W.C.A. of Lincoln will provide \$1,200 in matching funds. Workman, Campbell, Hudkins and Stevens voted aye. Heier was absent from voting. Motion carried.

E. A grant contract with the Lighthouse, Inc. for the Court Ordered Employment program for 15 to 20 Lancaster County youth, beginning August 1, 2002 and ending July 31, 2003. The County will pay \$40,000 for the service. (C-02-0497)

8) **NEW BUSINESS CONTINUED:**

MOTION: Campbell moved and Hudkins seconded approval of a grant contract with the Lighthouse, Inc. for the Court Ordered Employment program for 15 to 20 Lancaster County youth, beginning August 1, 2002 and ending July 31, 2003. The County will pay \$40,000 for the service. Hudkins, Workman, Campbell and Stevens voted aye. Heier was absent from voting. Motion carried.

- F. An agreement with the Asian Community Center for one full-time employee for wraparound services to state wards who have severe emotional disorders and who are in or at risk of becoming involved with the juvenile justice system. The term of the agreement is August 1, 2002 to June 30, 2003. The County will pay \$39,000 for the services. (C-02-0490)**

MOTION: Campbell moved and Stevens seconded approval of an agreement with the Asian Community Center for one full-time employee for wraparound services to state wards who have severe emotional disorders and who are in or at risk of becoming involved with the juvenile justice system. The term of the agreement is August 1, 2002 to June 30, 2003. The County will pay \$39,000 for the services. Campbell, Stevens, Workman and Hudkins voted aye. Heier was absent from voting. Motion carried.

- G. An agreement with the Hispanic Center for wraparound services for state wards who are 10 to 18 years old who have severe emotional disorders and who are in or at risk of becoming involved with the juvenile justice system. The Hispanic Center shall employ one full-time care coordinator to provide these services. The term of the agreement is August 1, 2002 to June 30, 2003. The County will pay \$39,000 for the services. (C-02-0489)**

MOTION: Campbell moved and Stevens seconded approval of an agreement with the Hispanic Center for wraparound services for state wards who are 10 to 18 years old who have severe emotional disorders and who are in or at risk of becoming involved with the juvenile justice system. The Hispanic Center shall employ one full-time care coordinator to provide these services. The term of the agreement is August 1, 2002 to June 30, 2003. The County will pay \$39,000 for the services. Hudkins, Campbell, Stevens and Workman voted aye. Heier was absent from voting. Motion carried.

8) **NEW BUSINESS CONTINUED:**

- H. **An agreement with the Lincoln Interfaith Council to provide one part-time employee for wraparound services to juveniles who have severe emotional disorders and who are in or at risk of becoming involved with the juvenile justice system. The term of the agreement is September 1, 2002 to June 30, 2003. The County will pay \$19,500 for the services. (C-02-0491)**

MOTION: Hudkins moved and Campbell seconded approval of an agreement with the Lincoln Interfaith Council to provide one part-time employee for wraparound services to juveniles who have severe emotional disorders and who are in or at risk of becoming involved with the juvenile justice system. The term of the agreement is September 1, 2002 to June 30, 2003. The County will pay \$19,500 for the services. Campbell, Hudkins, Workman and Stevens voted aye. Heier was absent from voting. Motion carried.

- I. **Approval of a release of lien against Rebecca and Michael Jaspring due to satisfaction of their obligations under the Lancaster County Housing Rehabilitation Grant Program. The grant originated in October, 1997 and was in the amount of \$2,984.**

MOTION: Campbell moved and Stevens seconded approval of a release of lien against Rebecca and Michael Jaspring due to satisfaction of their obligations under the Lancaster County Housing Rehabilitation Grant Program. The grant originated in October, 1997 and was in the amount of \$2,984. Campbell, Stevens, Hudkins and Workman voted aye. Heier was absent from voting. Motion carried.

- J. **Setting of salary for Krista Hendrick, Deputy County Attorney, in the amount \$43,000, effective Monday, September 30, 2002.**

This item was heard under Special Presentations.

9) **CONSENT ITEMS:** These are items of business that are routine 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. **County Sheriff's Report of Fees for August, 2002.**

- B. **Setting of a public hearing for Tuesday, October 15, 2002 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 an addition to licensed premises from Hotdam, Inc. d/b/a Pawnee Marina, located at 3805 Northwest 105th Street in Lancaster County, Nebraska. The addition will include a deck and volleyball courts to the west of the marina.**

- C. **A resolution in the matter of an application for Corporate Manager for George Daniel Killam and a Class M (Bottle Club) and a Class B (Beer Off Sale Only) liquor license for Fosters Tap, Inc. d/b/a Fosters Tap, located at 24049 South 12th Street in Princeton, Lancaster County, Nebraska. (R-02-0119)**

- D. **A resolution authorizing the installation of the following traffic signs in the Deer Trail Subdivision in Lancaster County, Nebraska: (R-02-0120)**
 - * **Install street identification signs at the intersection of Deer Trail and Highway 77**
 - * **Install a "No Outlet" sign on Deer Trail east of Highway 77 for eastbound traffic**
 - * **Install a "Stop" sign on Deer Trail at the intersection of Highway 77 for westbound traffic**

Signage in the subdivision will be paid for by the developer and installed by the County.

9) **CONSENT ITEMS CONTINUED:**

E. Right-of-way contracts relating to road/culvert construction between the Lancaster County Engineering Department and the following:

- * Jerry and Martha Minchow on Davey Road west of North 84th Street; Project C.P.B-33. This is a donation. (C-02-0494)
- * Forrest and Carol Nisley, in the total amount of \$8,255.10, at 11601 South 120th Street; Project C55-QR-408(1). (2 contracts) (C-02-0495 and C-02-0496)

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

10) **ADJOURNMENT:**

MOTION: Hudkins moved and Campbell seconded adjournment of the Board of Commissioners meeting at 2:11 p.m. Hudkins, Stevens, Workman and Campbell voted aye. Heier was absent from voting. Motion carried.

Bruce Medcalf
County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, OCTOBER 1, 2002
COUNTY COMMISSIONERS CHAMBERS, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING**

Commissioners Present: Bob Workman, Chair
Kathy Campbell
Larry Hudkins
Ray Stevens

Commissioners Absent: Bernie Heier, Vice Chair

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

The Board of Equalization meeting was convened at 2:11 p.m.

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, September 24, 2002. (A copy of these minutes is on file in the office of the Lancaster County Clerk.)

MOTION: Hudkins moved and Campbell seconded approval of the minutes of the Board of Equalization dated September 24, 2002. Campbell, Hudkins and Workman voted aye. Stevens abstained from voting. Motion carried.

- 2) **PUBLIC COMMENT:**

There was no public comment and the meeting proceeded as planned.

3) **ADDITIONS AND DEDUCTIONS:**

Approval of 25 additions and deductions to the tax assessment rolls per Exhibit A.

MOTION: Stevens moved and Campbell seconded approval of the additions and deductions to the tax assessment rolls. Stevens, Workman, Campbell and Hudkins voted aye. Motion carried.

4) **MOTOR VEHICLE TAX EXEMPTIONS:**

**Family Service
St. Thomas Aquinas Church**

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

5) **ADJOURNMENT:**

MOTION: Stevens moved and Campbell seconded adjournment of the Board of Equalization meeting at 2:13 p.m. Hudkins, Stevens, Workman and Campbell voted aye. Motion carried.

Bruce Medcalf
County Clerk