

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, JANUARY 25, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

1) **MINUTES:**

- A. Approval of the minutes of the Board of Commissioners meeting held on Tuesday, January 18, 2005. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).
- B. Correction to the Board of Commissioner minutes dated December 7, 2004 relating to Old Business Item 6A. The motion should read as follows: Hudkins moved and Heier seconded denial of Comprehensive Plan Amendment 04020 to upgrade U.S. Highway 77/West Bypass from an expressway to freeway status, as provided in Exhibit "A" and to request the Director of Planning to consult with the State Department of Roads and seek an alternative solution.

2) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.)

3) **CLAIMS:** Approval of all claims processed through Tuesday, January 25, 2005.

4) **PUBLIC HEARINGS:**

- A. Application for an amusement license from Cara Carney and Brad Bray to hold a country music festival on Saturday, August 13, and Sunday, August 14, 2005 at 15305 Van Dorn Street, Walton, Lancaster County, Nebraska. Hours for the festival will be 10 a.m. to 1 a.m. on Saturday and 12 p.m. (Noon) to 8 p.m. on Sunday. (See New Business Item 5A for correlating application for Special Designated License.)

<p style="text-align:center">IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER ITEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.</p>
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4) **PUBLIC HEARINGS CONTINUED:**

- B. County Special Permit 04059, requested by Trent Sidders on behalf of David Benes, for the commercial storage and sale of farm chemicals, on property generally located at the northwest corner of North 56th Street (Highway 77) and Mill Road in Lancaster County, Nebraska. (See New Business Item 5B for correlating documentation.)
- C. County Comprehensive Plan Conformance 04012, requested by Bradley E. Barrows on behalf of Prairie Solitude, L.L.C., to transfer a conservation easement for preservation of native prairie to the Nebraska Land Trust, on property generally located southeast of the intersection of West Van Dorn street and Southwest 126th Street in Lancaster County, Nebraska. (See New Business Item 5C for correlating resolution.)
- D. Comprehensive Plan Amendment 04021, by the Director of Planning, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan, by adopting the proposed "Airport West Subarea Plan" for the area generally from Northwest 27th to Northwest 70th Streets, from U.S. Highway 34 to U.S. Highway 6 (West "O" Street), including associated amendments to the Community Form; Business and Commerce; Mobility and Transportation; Community Facilities; and Parks, Recreation and Open Space sections of the Comprehensive Plan. (County Board to take action on February 1, 2005.)
- E. An application for Corporate Manager for Douglas Allen Joe in connection with an application for a Class B (Beer Off sale Only) liquor license for Raymond Rock, Inc. d/b/a Toni's Corner, located at 5700 West Raymond Road, Raymond, Lancaster County, Nebraska.

5) **NEW BUSINESS:**

- A. An application for a special designated license from Cara Carney and Brad Bray to provide liquor beverage service on Saturday, August 13, 2005 from 10 a.m. to 1 a.m. and on Sunday, August 14, 2005 from 12 p.m. (Noon) to 8 p.m. in connection with an amusement license application to hold a country music festival on August 13 and 14, 2005 at 15305 Van Dorn Street, Walton, Lancaster County, Nebraska.
- B. A resolution in the matter of County Special Permit 04059, requested by Trent Sidders, on behalf of David Benes, for the commercial storage and sale of farm chemicals, on property generally located at the northwest corner of North 56th Street (Highway 77) and Mill Road in Lancaster County, Nebraska. (R-05-0008)

5) **NEW BUSINESS CONTINUED:**

- C. A resolution in the matter of Comprehensive Plan Conformity 04012, requested by Bradley E. Barrows on behalf of Prairie Solitude, L.L.C., to transfer a conservation easement to the Nebraska Land Trust, on property generally located southeast of the intersection of West Van Dorn Street and Southwest 126th Street, Lancaster County, Nebraska. (R-05-0005)
- D. Applications for special events permits from the Lincoln Track Club to hold the following:
 - 1. State Farm "Run For Your Life" road race on Saturday, March 19, 2005, beginning at 9 a.m.. The race will begin at the State Farm Regional Office, located at 222 South 84th Street and proceed south on 84th Street to the MoPac Trail to just east of 134th Street.
 - 2. Havelock Run on Saturday, May 14, 2005, beginning at 8 a.m.. (The County portion of the route will be from Havelock Avenue to Adams Street on 84th Street.)
- E. An agreement with Simplex Grinnell for the inspection and testing of the fire alarm systems at Lancaster County Corrections. Term of the agreement is from March 1, 2005 to February 28, 2006. The County will pay \$9,246 for the services. (C-05-0041)
- F. An agreement with Wedgewood Legacy Medical, P.C. for medical services for individuals incarcerated at the Lancaster County Corrections Department. The County will pay \$2,800 per month for general medical services, \$95 for tuberculosis tests where appointment time is used, \$150 per hour for a physician and \$75 per hour for a physician's assistant to provide assistance to the County in legal proceedings. The agreement will be for two years from the date it is fully executed. (C-05-0042)
- G. A resolution and accompanying revised interlocal amending the interlocal agreement which created the Lincoln Area Agency on Aging (LAAA). The revised interlocal allows the Mayor to execute leases for senior center service purposes on agreements of one year or less. (R-05-0006 and C-05-0040)
- H. A resolution in the matter of instituting eminent domain proceedings against Service Company of America, Registered Agent David E. Hutchinson, Project C55-A-401(5), Tracts 11 and 12, on North 162nd Street from approximately Salt Creek to Davey Road. (R-05-0007)
- I. A resolution in the matter of amending minimum road standards of platted and dedicated roads. (R-05-0009)

5) **NEW BUSINESS CONTINUED:**

- J. Recommendation from the Purchasing Agent and the Lancaster County Sheriff's Office to award an order from a State of Nebraska contract to Husker Auto Group, in the amount of \$22,388, for one, 2005 Chevrolet Astro van with options as listed in the specifications. (B-05-0004)
- K. Approval of an activity report submitted to the Nebraska Department of Agriculture from the Lancaster County Noxious Weed Control Authority for 2004.
- L. Appointment and reappointments to the Air Pollution Control Advisory Board as follows:
 - ▶ **Jeffrey Jenkins** for a three year term to expire November 1, 2007. (This is a new appointment replacing Tom Petsch who has served the maximum number of years on the Board.)
 - ▶ **Rick Albro** for a three year term to expire November 1, 2007. (This is a reappointment.)
 - ▶ **Joseph Skopp** for a three year term to expire November 1, 2007. (This is a reappointment.)
- M. Lancaster County Board of Commissioners Committee Assignments for 2005.

6) **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. Noxious Weed Control Authority's Monthly Report for December, 2004.
 - 2. Noxious Weed Control Authority's Monthly Report for the Combined Weed Program with the City of Lincoln for December, 2004.
 - 3. Nebraska Department of Roads State Highway Needs Assessment for 2004.
- B. Setting of public hearings for Tuesday, February 8, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:
 - 1. Revisions to the Lancaster County General Assistance Guidelines. (A copy of the proposed revisions is on file in the Lancaster County Clerk's Office.)

6) **CONSENT ITEMS CONTINUED:**

2. **County Special Permit 04047, North Branched Oak Estates Community Unit Plan**, requested by Brian D. Carstens and Associates on behalf of Robert and Michelle Benes, for nine residential acreage units and associated waiver requests, on property generally located southwest of the intersection of Northwest 84th Street and West Rock Creek Road in Lancaster County, Nebraska.
3. **County Preliminary Plat 04021, North Branched Oak Estates**, requested by Brian D. Carstens and Associates on behalf of Robert and Michelle Benes, for nine residential acreage lots and associated waiver requests, on property generally located southwest of the intersection of Northwest 84th Street and West Rock Creek Road in Lancaster County, Nebraska.

C. Requests from the following individuals to voluntarily participate in the County's retirement plan having met the requirements:

- ▶ Crystal M. Garcia, an employee with Lancaster Manor.
- ▶ Patricia J. Longwith, an employee with Lancaster Manor.

7) **EMERGENCY ITEMS AND OTHER BUSINESS:**

8) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, January 27, 2005 beginning at 8:30 a.m. in the Room 113 on the first floor of the County-City Building.
- B. A public hearing will be held on Tuesday, February 1, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding an application for Corporate Manager for Benjamin M. Lynch in connection with a Class B (Beer Off Sale Only) and a Class M (Bottle Club) liquor license for Lee Ann, Inc. d/b/a Merle's Food & Drink, located at 8250 West "O" Street, Lincoln, Lancaster County, Nebraska.
- C. Public hearings will be held on Tuesday, February 15, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:
 1. Establishing of a County Visitors' Improvement Fund pursuant to Neb. Rev. Stat. § 81-1255 (Supp. 2003).

8) **ANNOUNCEMENTS CONTINUED:**

2. An application for an amusement license from David Samani to hold an off-road vehicle (motocross) demonstration at 8800 Kolbrook Road in connection with the National Kawasaki Plant Regional Distributor Convention. The event will begin on Sunday, June 12, 2005 and run through Thursday, June 16, 2005. Hours of operation will be 9 a.m. to 6 p.m. each day.

D. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon immediately following the City Council meeting rebroadcast on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at <http://www.lancaster.ne.gov>. Click on 5 City-TV Video On Demand.

9) **PENDING:**

A. Public hearing regarding County Change of Zone 04053, from AG Agricultural District to AGR Agricultural Residential District, requested by Mark Hunzeker on behalf of Wapiti Enterprises, Inc., on property generally located at the southeast corner of Southwest 40th Street and Rokeby Road in Lancaster County, Nebraska. (Recessed on September 28, 2004.)

B. County Change of Zone 04074, from AG Agricultural District to AGR Agricultural Residential District, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.

C. County Special Permit 04058, Lakewood Hills Community Unit Plan, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage units, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.

D. County Preliminary Plat 04028, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.

E. County Final Plat 04126, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.

10) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

NOTE: Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

The Board of Commissioners agenda and minutes may be accessed on the Internet at <http://www.lancaster.ne.gov>) on the County Clerk's website.

AGENDA
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, JANUARY 25, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING

1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, January 18, 2005. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

2) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.)

3) **ADDITIONS AND DEDUCTIONS:**

Approval of 189 additions and deductions to the tax assessment rolls per Exhibit A.

4) **MOTOR VEHICLE TAX EXEMPTIONS:**

Bethphage
Catholic Bishop of Lincoln
First Evangelical Covenant Church
Goodwill Industries Serving Southeast Nebraska, Inc.
Indian Center, Inc.
Nebraska Bethel Bibleway Apostolic Temple
Our Lady of Guadalupe Seminary, division of Priestly Fraternity of St. Peter
St. Elizabeth Regional Medical Center
Salvation Army
Trinity Lutheran Church
Union College

5) **ADJOURNMENT:**

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