

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, NOVEMBER 15, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, November 8, 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) **SPECIAL PRESENTATIONS:**
 - A. A resolution in the matter of proclaiming November, 2005 as "National Runaway Prevention Month". (R-05-0151)

 - B. 2005 Lancaster County Community Campaign - Rick Inbody, United Way Campaign Director; Brian Wachman, United Way Director; Milt Schmidt, United Way Public Sector Campaign Manager; Cathy Hietbrink, Community Health Charities Lincoln Director; Sharlette Schwenninger, Community Services Fund Executive Director; Cori Beattie, Lancaster County Campaign Coordinator and Mike Thurber, Corrections Director.

- 3) **CLAIMS:** Approval of all claims processed through Tuesday, November 15, 2005.

- 4) **PUBLIC HEARINGS:**
 - A. County Change of Zone No. 05048, from AG Agricultural District to AGR Agricultural Residential District, requested by Lyle Loth of ESP on behalf of the owner, Paul Green, on property generally located northeast of Southwest 98th Street and West Pioneers Boulevard in Lancaster County, Nebraska. (See New Business Item 4A for correlating documentation.)

 - B. County Special Permit No. 05033, to allow dwelling units within 1,320 feet of a public lake, requested by Lyle Loth of ESP on behalf of the owner, Paul Green, on property generally located northeast of Southwest 98th Street and West Pioneers Boulevard in Lancaster County, Nebraska. (See New Business Item 4B for correlating documentation.)

<p style="text-align:center">THOSE WISHING TO SPEAK ON ITEMS SPECIFIC TO TODAY'S AGENDA ARE ASKED TO DO SO WHEN THE ITEM IS CALLED BY THE COUNTY CLERK. EACH SPEAKER IS LIMITED TO FIVE (5) MINUTES.</p>

4) **PUBLIC HEARINGS CONTINUED:**

- C. County Preliminary Plat No. 05012, Conestoga Heights (now known as Conestoga Lake Estates) for 15 residential acreage lots and associated waiver requests, requested by Lyle Loth of ESP on behalf of the owner, Paul Green, on property generally located northeast of Southwest 98th Street and West Pioneers Boulevard in Lancaster County, Nebraska. (See New Business Item 4C for correlating documentation.)

5) **NEW BUSINESS:**

- A. A resolution in the matter of County Change of Zone No. 05048, from AG Agricultural District to AGR Agricultural Residential District, requested by Lyle Loth of ESP on behalf of the owner, Paul Green, on property generally located northeast of Southwest 98th Street and West Pioneers Boulevard in Lancaster County, Nebraska. (C-05-0147)
- B. A resolution in the matter of County Special Permit No. 05033, to allow dwelling units within 1,320 feet of a public lake, requested by Lyle Loth of ESP on behalf of the owner, Paul Green, on property generally located northeast of Southwest 98th Street and West Pioneers Boulevard in Lancaster County, Nebraska. (C-05-0146)
- C. A resolution in the matter of County Preliminary Plat No. 05012, Conestoga Heights (now known as Conestoga Lake Estates) for 15 residential acreage lots and associated waiver requests, requested by Lyle Loth of ESP on behalf of the owner, Paul Green, on property generally located northeast of Southwest 98th Street and West Pioneers Boulevard in Lancaster County, Nebraska. (C-05-0148)
- D. A resolution in the matter of declaring projects under Neb. Rev. Stat. §23-120, as amended, and imposing levy for the costs and indebtedness for such projects. (R-05-0149)
- E. A resolution in the matter of authorizing the installation of traffic signs at the following locations: Install "School Advance" warning signs for Parkview Christian School located at 5001 South 1st Street. One sign will be located 500 feet north of the driveway for southbound traffic and a second sign will be located 500 feet south of the driveway for northbound traffic. (R-05-0150)
- F. A grant contract with Berniklau Educational Solutions Team (BEST) to provide funding for the management of a Juvenile Day Reporting Center, in the amount of \$95,000. Term of the grant contract is July 1, 2005 to June 30, 2006. (C-05-0562)

5) **NEW BUSINESS CONTINUED:**

- G. A grant contract with Lincoln Action Program to assist in providing the Youth ACT Program to 30 youth addressing juvenile justice issues, including project operating expenses and salaries, in the amount of \$20,193. Term of the grant contract is July 1, 2005 to June 30, 2006. (C-05-0563)
- H. Supplemental Agreement No. 2 with the State of Nebraska, Department of Roads for staking and inspection on Project No. BRO-7055(101) - Waverly North, Lancaster County Structure No. A-76. The County entered into the original agreement on August 3, 1999, and Supplemental Agreement No. 1 on May 24, 2005. Supplemental Agreement No. 2 requires the County to provide for supervision and inspection of the construction due to the lack of available State personnel. The County will be reimbursed based upon actual costs in accordance with Federal Guidelines. The State will pay 85 percent of the actual eligible costs. (C-05-0564)
- I. A grant contract with VolunteerLinc, d/b/a Volunteer Partners, to provide funding to monitor the Low Income Transportation Project, in the amount of \$5,000. Term of the grant contract is from July 1, 2005 to June 30, 2006. (C-05-0565)
- J. A utility relocation agreement, Project No. STPE-3265(6), South 68th Street, Wittstruck Road to Bennet Road, between Lancaster County and the Lancaster Rural Water District No. 1 of Bennet, Nebraska. The total amount of the project is estimated at \$4,960, of which \$4,960 is estimated to be the share of the cost chargeable to the County. (C-05-0566)
- K. Utility Permit No. 782 for the City of Lincoln to construct a water line on Fletcher Avenue between North 1st and North 14th Streets. (C-05-0567)
- L. Recommendation from the Purchasing Agent and the Sheriff to award an order, in the amount of \$24,605, from State of Nebraska Contract No. 11426-OC to Anderson Ford for one, 2006 four-wheel drive Ford Explorer XLS with options as specified on the requisition form. (B-05-0040)
- M. Recommendation from the Purchasing Agent and the Sheriff to award an order, in total amount of \$174,645, from State of Nebraska Contract No. 11425-OC to Tincher Ford-Mercury for seven, 2006 Ford Crown Victoria Police Sedans with options as specified on the requisition form. (B-05-0041)

5) **NEW BUSINESS CONTINUED:**

N. Authorization of Wells Fargo Bank, as trustee, to disburse and make payment from the Lancaster County Limited Tax Building 2004 Construction Fund to the following vendors:

- ▶ City of Lincoln Information Services, in the amount of \$4,560.38, relating to hardware and software for Tyler Eagle County Assessor/Register of Deeds system
- ▶ The Soft Ware Group, Inc., in the amount of \$183,970.30, relating to hardware/software, license(s), analysis and conversion and training for the County Assessor/Register of Deeds Office

O. A political subdivision tort claim filed against the Corrections Department by Timothy Sieler for lost property, in the amount of \$19.70.

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. Records and Information Management's Monthly Report for October, 2005.
2. Weed Control Authority's Monthly Report for October, 2005.
3. Weed Control Authority's Monthly Report for the Combined Weed Program with the City of Lincoln for October, 2005.

B. Setting of public hearings for Tuesday, November 22, 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. Hospital Authority No. 1 of Lancaster County, Nebraska to issue Development Revenue Bonds (Grand Lodge Project), Series 2005.
2. County Final Plat No. 05094, Wyndam Place 2nd Addition, requested by Brian D. Carstens and Associates on behalf of Bernie and Connie Heier, for two lots and one outlot, on property generally located at North 176th and Holdrege Streets, and more specifically Knotting Drive and North 179th Street in Lancaster County, Nebraska.

C. A request from Lawrence Acree, an employee with Lancaster County Property Management, to voluntarily participate in the County's Retirement Plan having met the requirements.

6) **CONSENT ITEMS CONTINUED:**

D. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following individuals:

- ▶ Aginvest, L.L.C. west of Northwest 40th Street on West McKelvie Road; Project C.P.F-240. This is a donation. (C-05-0568)
- ▶ Douglas & Company, in the amount of \$163, on West Little Salt Road west of Northwest 126th Street; Project C.P.D-71. (C-05-0569)
- ▶ Carson J. Smith, in the amount of \$155.50, on Southwest 98th Street south of West Old Cheney Road; Project C.P.N-100. (C-05-0570)
- ▶ A.J. and Loretta Harre, in the amount of \$35, on Southwest 98th Street south of West Old Cheney Road; Project C.P.N-100. (C-05-0571)
- ▶ Donna Mae Hillgren Trust and Howard Nitzel, in the amount of \$810, at Southwest 100th Street and Panama Road; Project C.P.V-58. (C-05-0572)
- ▶ Marjorie M. Olney on Olive Creek Road west of South 176th Street; Project C.P.Y-140 & Y-161. This is a donation. (C-05-0573)
- ▶ Lola H. and Jerold L. Sievers and Sonia S. Heckel, Co-Trustees, at South 27th Street and Rokeby Road; Project C.P.P-27. This is a donation. (C-05-0574)

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

Public comment on items not on today's agenda are welcomed at this time. Each speaker is limited to five minutes.

8) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, November 17, 2005 beginning at 8:30 a.m. in Room 113 on the first floor of the County-City Building.
- B. A public hearing will be held on Tuesday, November 15, 2005 at 7:30 p.m. in the Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding Lancaster County's proposed One and Six-Year Road and Bridge Improvement Program for the fiscal years beginning July 1, 2005 through June 30, 2011, as proposed by the Lancaster County Engineer.
- C. 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 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. (Placed on pending September, 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. (Placed on pending January, 2005.)
- 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. (Placed on pending January, 2005.)
- 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. (Placed on pending January, 2005.)
- 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. (Placed on pending January, 2005.)
- F. A resolution regarding the creation of a joint public agency as provided by the Joint Public Agency Act with the participation of the County of Lancaster and the City of Lincoln. The Joint Public Agency is being created to provide for the design, acquisition of land and construction of improvements for the Rural to Urban Roadway Transition Streets Program (RUTS) and the design and acquisition of land for the East Beltway. (R-05-0109) (Placed on pending September, 2005.)
- G. Vacation of a portion of South 162nd Street located in the Southwest Quarter of Section 26, Township 9 North, Range 8 East, of the 6th P.M., in Lancaster County, Nebraska. (Placed on pending October, 2005.)
- H. A resolution in the matter of County Change of Zone No. 05063, from AG Agricultural District to AGR Agricultural Residential District, requested by Steven Schmidt, on property generally located southeast of the corner of North 105th Street and Alvo Road/Highway 34 in Lancaster County, Nebraska. (R-05-0140) (Placed on pending November, 2005.)

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.

IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER PROBLEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.

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, NOVEMBER 15, 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, November 8, 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>).

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

Nebraska Crop Improvement Association

- 3) **APPEAL FILED ON VALUATION CHANGE:**

Rodney S. Hornby

- 4) **ADJOURNMENT:**

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