

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, SEPTEMBER 20, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

Commissioners Present: Larry Hudkins, Chair
Deb Schorr, Vice Chair
Bernie Heier
Ray Stevens
Bob Workman

Others Present: Kerry Eagan, Chief Administrative Officer
Bruce Medcalf, County Clerk
Kristy Mundt, Deputy County Attorney
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 13, 2005.**

MOTION: Workman moved and Heier seconded approval of the minutes of the Board of Commissioners meeting dated September 13, 2005. Schorr, Stevens, Workman, Heier and Hudkins voted aye. Motion carried.

2) **SPECIAL PRESENTATIONS:**

**A. A resolution by the Lower Platte South Natural Resources District and Lancaster County as co-applicants for a grant from the Recreational Trails Program for the purpose of assisting the Ethel S. Abbott Charitable Foundation and Lincoln Sports Foundation in constructing a motocross facility in Lincoln, Nebraska.
(R-05-0122)**

Glenn Johnson, General Manager of the Lower Platte South Natural Resources District, and Del Lienamann, President of Lincoln Sports Foundation and Treasurer of Ethel S. Abbott Charitable Foundation, appeared.

2) **SPECIAL PRESENTATIONS CONTINUED:**

Johnson stated the Lower Platte South Natural Resources District (NRD) was approached by the Ethel Abbott Charitable Foundation regarding sponsorship of an application to the Recreation Trails Program, a federal grant program administered by the Nebraska Game and Parks Commission, for building both motorized and non-motorized trails.

Lienamann disseminated documentation describing the proposed the Motocross/BMX track (Exhibit 1). He stated the track would be approximately 1.5 to two miles in length and would also be constructed with the intent of bringing regional and national motocross events to Lincoln.

In response to a question asked by Stevens, Lienamann stated Nebraska Game and Parks has indicated they are willing to increase the amount of grant funds available. He explained that 30 percent of the federal money is designated for motor sports, however, it hasn't been spent because no applications have come forward. Lienamann stated they are hoping to obtain some of the money which has been reallocated, in addition to funds currently available.

MOTION: Workman moved and Stevens seconded approval of Resolution 05-0122 by the Lower Platte South Natural Resources District and Lancaster County as co-applicants for a grant from the Recreational Trails Program for the purpose of assisting the Ethel S. Abbott Charitable Foundation and Lincoln Sports Foundation in constructing a motocross facility in Lincoln, Nebraska.

Kerry Eagan, Chief Administrative Officer, referred to paragraph four of the resolution indicating the addition of the following sentence: "The District will accept the easement and enter into an agreement with the Ethel S. Abbott Foundation to ensure that the project is operated and maintained in a safe and attractive manner." He added that the inclusion of the new language would not effect the obligations of the County.

Both the maker of the motion and the seconder agreed to the inclusion of the new language.

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

2) **SPECIAL PRESENTATIONS CONTINUED:**

Heier introduced a group of individuals from southeast Asia who are visiting Nebraska to learn about agriculture related products.

3) **CLAIMS: Approval of all claims processed through Tuesday, September 20, 2005.**

MOTION: Schorr moved and Workman seconded approval of all claims processed through September 20, 2005. Heier, Workman, Stevens, Schorr and Hudkins voted aye. Motion carried.

4) **NEW BUSINESS:**

A. Applications for Special Designated Licenses from B&B-Q, Inc. d/b/a Cheerleaders to provide liquor beverage services for wedding receptions to be held at Country Pines located at 6305 West Adams Street, Lancaster County, Nebraska. Dates and times as follows:

- ▶ **Friday, October 7, 2005 from 2 p.m. to 11 p.m.**
- ▶ **Saturday, October 8, 2005 from 6 p.m. to 1 a.m.**

MOTION: Schorr moved and Stevens seconded approval of two applications for Special Designated Licenses from B&B-Q, Inc. d/b/a Cheerleaders to provide liquor beverage services for wedding receptions to be held at Country Pines located at 6305 West Adams Street, Lancaster County, Nebraska on October 7, 2005 from 2 p.m. to 11 p.m. and Saturday, October 8, 2005 from 6 p.m. to 1 a.m.. Workman, Stevens, Schorr, Heier and Hudkins voted aye. Motion carried.

Board consensus was to move New Business Item 4Q forward on the agenda.

Q. Request from Gary Lacey, Lancaster County Attorney, for a salary increase for Eric Miller, Deputy County Attorney, from \$58,000 to \$60,900, retroactive to August 18, 2005.

Gary Lacey, Lancaster County Attorney, gave a brief overview of his request.

MOTION: Workman moved and Heier seconded approval of a request from Gary Lacey, Lancaster County Attorney, for a salary increase for Eric Miller, Deputy County Attorney, from \$58,000 to \$60,900, retroactive to August 18, 2005. Heier, Workman, Stevens, Schorr and Hudkins voted aye. Motion carried.

4) **NEW BUSINESS CONTINUED:**

B. A grant contract with Cedars Youth Services, Inc. for funding for the Teaching and Learning with Children (TLC) Housing Program, in the amount of \$86,700 and the Children/Youth Emergency Shelter Services Program, in the amount of \$193,800. Total amount of the grant will be \$280,500. Term of the grant contract is from July 1, 2005 to June 30, 2006. (C-05-0477)

MOTION: Stevens moved and Schorr seconded approval of a grant contract with Cedars Youth Services, Inc. for funding for the Teaching and Learning with Children (TLC) Housing Program, in the amount of \$86,700 and the Children/Youth Emergency Shelter Services Program, in the amount of \$193,800. Stevens, Heier, Workman, Schorr and Hudkins voted aye. Motion carried.

C. A grant contract with Lincoln Medical Education Partnership for funding for the Family Violence Council Program, in the amount of \$34,650 and the Pathways to Self-Sufficiency Through Education Program, in the amount of \$21,000. Total amount of the grant contract is \$55,650. Term of the grant contract is from July 1, 2005 to June 30, 2006. (C-05-0478)

MOTION: Stevens moved and Schorr seconded approval of a grant contract with Lincoln Medical Education Partnership for funding for the Family Violence Council Program, in the amount of \$34,650 and the Pathways to Self-Sufficiency Through Education Program, in the amount of \$21,000. Heier, Workman, Schorr, Stevens and Hudkins voted aye. Motion carried.

D. A grant contract with Lighthouse, Inc. for funding for the After School Program, in the amount of \$10,500. Term of the agreement is July 1, 2005 to June 30, 2006. (C-05-0479)

MOTION: Workman moved and Stevens seconded approval of a grant contract with Lighthouse, Inc. for funding for the After School Program, in the amount of \$10,500. Heier, Workman, Stevens, Schorr and Hudkins voted aye. Motion carried.

4) **NEW BUSINESS CONTINUED:**

E. An agreement between Lancaster County and Peoples' Health Center for a six-month pilot project to allow individuals who are established patients of Peoples' and who subsequently become eligible for General Assistance to continue to receive medical care at Peoples'. Peoples' agrees to provide medical services to covered patients in accordance with established County General Assistance protocols and accept payments for such services at the Medicaid rate used by the County. Term of the agreement is August 1, 2005 through January 31, 2006. (C-05-0480)

MOTION: Heier moved and Schorr seconded approval of an agreement between Lancaster County and Peoples' Health Center for a six-month pilot project to allow individuals who are established patients of Peoples' and who subsequently become eligible for General Assistance to continue to receive medical care at Peoples'. Schorr, Heier, Workman, Stevens and Hudkins voted aye. Motion carried.

F. An engineering agreement with Speece-Lewis Engineers for the design and preparation of plans for channel work and protection of County Bridge G-222 located on North 98th Street at its intersection with Salt Creek; Project 06-02. The work will be completed on or before October 28, 2005. (C-05-0481)

MOTION: Schorr moved and Stevens seconded approval of an engineering agreement with Speece-Lewis Engineers for the design and preparation of plans for channel work and protection of County Bridge G-222 located on North 98th Street at its intersection with Salt Creek; Project 06-02. Stevens, Workman, Heier, Schorr and Hudkins voted aye. Motion carried.

The Clerk read New Business Items 4G through 4M together.

G. Authorization by Lancaster County to request Community Development Block Grant (CDBG) grant funds for Grant No. 04-ED-024. The project is the development of a Tractor Supply Company (TSC) retail sales distribution center.

4) **NEW BUSINESS CONTINUED:**

- H. Application of Lancaster County for a Community Development Block Grant (CDBG). The project is the development of a Tractor Supply Company (TSC) retail sales distribution center.**
- I. A Financial Management Certification form for Lancaster County in conjunction with the Community Development Block Grant for Tractor Supply Company (TSC). (C-05-0487)**
- J. A resolution adopting a policy opposing discrimination in the acquisition, ownership, possession or enjoyment of housing in Lancaster County, Nebraska. The resolution is adopted in conjunction with the Community Development Block Grant for Tractor Supply Company (TSC). (R-05-0120)**
- K. A resolution adopting a Residential Antidisplacement and Relocation Assistance Plan for the development of a Tractor Supply Company (TSC) retail sales distribution facility in Waverly, Nebraska. (R-05-0121)**
- L. A memorandum of understanding with the State of Nebraska, Department of Economic Development and Tractor Supply Company (TSC) for a Community Development Block Grant (CDBG) to the County which is loaned to TSC for the creation of 50 full-time jobs at the Waverly sales distribution center. Lancaster County will receive \$303,000 from the Department, \$300,000 of which will be loaned to TSC, in addition to \$200,000 from the County. (C-05-0485)**
- M. A project financing agreement between Lancaster County, through its Economic Development Loan Program, and Tractor Supply Company (TSC), for \$500,000 to TSC in Community Development Block Grant Funds for the development of a retail sales distribution center in Waverly, Nebraska. TSC will create 50 full-time jobs at the Waverly distribution facility within 24 months of the 'Notice of Approval' letter from the Nebraska Department of Economic Development. (C-05-0486)**

Troy Gagner, Economic Development Coordinator, gave a brief overview of the project, noting that the entire project, including the building, will be in the amount of approximately 15 million dollars.

4) **NEW BUSINESS CONTINUED:**

MOTION: Stevens moved and Schorr seconded approval of New Business Items 4G through 4M relating to the Community Development Block Grant project for Tractor Supply Company (TSC). Schorr, Stevens, Heier, Workman and Hudkins voted aye. Motion carried.

N. A Master Group Application for an administrative service agreement with Blue Cross and Blue Shield of Nebraska for the provision of claim administrative services on behalf of Lancaster County's self funded group health care program. (C-05-0488)

MOTION: Schorr moved and Stevens seconded approval of a Master Group Application for an administrative service agreement with Blue Cross and Blue Shield of Nebraska for the provision of claim administrative services on behalf of Lancaster County's self funded group health care program. Heier, Workman, Stevens, Schorr and Hudkins voted aye. Motion carried.

O. An administrative service agreement between Lancaster County and Blue Cross and Blue Shield of Nebraska for claims administrative services for Lancaster County self funded group health care program, effective January 1, 2006. (C-05-0489)

MOTION: Heier moved and Workman seconded approval of an administrative service agreement between Lancaster County and Blue Cross and Blue Shield of Nebraska for claims administrative services for Lancaster County self funded group health care program, effective January 1, 2006. Schorr, Stevens, Workman, Heier and Hudkins voted aye. Motion carried.

P. Recommendation from the Purchasing Agent and the Lancaster Manor Administrator to award a request for proposal to Mobile Dental Services to provide dental services for Lancaster Manor residents. Pricing for services and supply/medication items will be in compliance with the Nebraska Department of Health and Human Services published fee schedule. All prescription and non-prescription items will be billed direct to the residents' insurance company (including Medicaid/Medicare). No additional fees will be paid by the Manor. (B-05-0033)

4) **NEW BUSINESS CONTINUED:**

MOTION: Heier moved and Stevens seconded approval to award a request for proposal to Mobile Dental Services to provide dental services for Lancaster Manor residents. Pricing for services and supply/medication items will be in compliance with the Nebraska Department of Health and Human Services published fee schedule. Workman, Schorr, Heier, Stevens and Hudkins voted aye. Motion carried.

Q. Request from Gary Lacey, Lancaster County Attorney, for a salary increase for Eric Miller, Deputy County Attorney, from \$58,000 to \$60,900, retroactive to August 18, 2005.

This item was moved forward on the agenda.

R. Appointment of Dave Lamb and Brenda Christie to the Lancaster Manor Advisory Committee.

MOTION: Schorr moved and Stevens seconded approval of the appointment of Dave Lamb and Brenda Christie to the Lancaster Manor Advisory Committee. Workman, Stevens, Schorr, Heier and Hudkins voted aye. Motion carried.

- 5) **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 Assessor/Register of Deeds Monthly Report for August, 2005.**
- 2. County Treasurer's Report on 2002 Distress Warrants.**
- 3. County Treasurer's Mid-Term Report on 2003 Distress Warrants.**
- 4. Lincoln Airport Authority's Independent Accountants' Report on Financial Statements for the years ended June 30, 2005 and 2004.**
- 5. State of Nebraska, Department of Roads Surface Transportation Program Book for Fiscal Years 2006 - 2011 and Beyond.**

5) **CONSENT ITEMS CONTINUED:**

B. Setting of a public hearing for Tuesday, October 4, 2005 in the Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding County Change Zone No. 5058, a proposed text amendment to the Lancaster County Zoning Resolution, requested by the Director of Planning, amending Section 4.017 of Article 4 "AG Agricultural District", to add a provision to allow two smaller lots to be split out of a 40-acre parcel.

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

- ▶ **Paul W. and Sharon Gana, in the total amount of \$1,253.80, at Southwest 2nd Street and Panama Road; Project C55-W-403(2). (2 contracts) (C-05-0482 and C-05-0483)**
- ▶ **Joann C. Ziemann, in the amount of \$979.50, near the South 68th Street Viaduct; Project C55-S-401(6). (C-05-0484)**

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

6) **ADJOURNMENT:**

MOTION: Schorr moved and Stevens seconded adjournment of the Board of Commissioners meeting at 2:20 p.m.. Heier, Workman, Schorr, Stevens and Hudkins voted aye. Motion carried.

Bruce Medcalf
County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, SEPTEMBER 20, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING**

Commissioners Present: Larry Hudkins, Chair
Deb Schorr, Vice Chair
Bernie Heier
Ray Stevens
Bob Workman

Others Present: Norm Agena, County Assessor/Register of Deeds
Kerry Eagan, Chief Administrative Officer
Bruce Medcalf, County Clerk
Kristy Mundt, Deputy County Attorney
Trish Owen, Chief Deputy County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Equalization was convened at 2:20 p.m..

- 1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, September 13, 2005.**

MOTION: Workman moved and Stevens seconded approval of the minutes of the Board of Equalization meeting dated September 13, 2005. Schorr, Stevens, Workman, Heier and Hudkins voted aye. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 10 additions and deductions to the tax assessment rolls per Exhibit "A".

MOTION: Heier moved and Workman seconded approval of the additions and deductions. Workman, Schorr, Heier, Stevens and Hudkins voted aye. Motion carried.

3) **MOTOR VEHICLE TAX EXEMPTIONS:**

**Christian Record Services, Inc.
Congregation of Benedictine
Congregation of Sisters of Mary Queen of Mercy
Faith Lutheran Church and School
Lincoln Lancaster Child Guidance Center
Sacred Heart Church
St. Mark's United Methodist Church
VITAL Services, Inc.**

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

4) **ADJOURNMENT:**

MOTION: Schorr moved and Stevens seconded adjournment of the Board of Equalization meeting at 2:22 p.m.. Workman, Stevens, Schorr, Heier and Hudkins voted aye. Motion carried.

Bruce Medcalf
County Clerk