

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, AUGUST 14, 2007
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
9:30 A.M.

Location Announcement of Nebraska Open Meetings Act: A copy of the Nebraska Open Meetings Act is located on the wall at the rear of the Hearing Room.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, August 7, 2007. (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) **CLAIMS:** Approval of all claims processed through Tuesday, August 14, 2007.
- 3) **SPECIAL PRESENTATIONS:**
 - A. Award of appreciation to the Lancaster County Board of Commissioners from the Behavioral Health Jail Diversion Program - Travis Parker, Program Director
- 4) **PUBLIC HEARINGS:**
 - A. Continuation of a public hearing regarding County Street Name Change No. 07002, requested by the Director of Planning, to rename 'Woodlawn Road' as 'W. Humphrey Avenue' and to name the realignment of N.W. 40th Street and N.W. 48th Street.
 - B. County Special Permit No. 07024, requested by Gregory and Heidi Rettele, for authority to locate and occupy a mobile home while building a permanent residence on property generally located at Southwest 14th Street and West Olive Creek Road, Lancaster County, Nebraska. (See New Business Item 5A for correlating documentation.)

<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 PROBLEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.</p>

5) **OLD BUSINESS:**

- A. Partial release of an easement between Lancaster County and the City of Lincoln d/b/a Lincoln Electric System, Windstream Nebraska Inc., Time-Warner Entertainment - Advance/Newhouse releasing the west ten feet of the south 150.02 feet of Outlot A, Finigan View 1st Addition and the south 15 feet of the west 65.50 feet of Outlot A, Finigan View 1st Addition, Lincoln, Lancaster County, Nebraska. (C-07-0301)

6) **NEW BUSINESS:**

- A. A resolution in the matter of County Special Permit No. 07024, requested by Gregory and Heidi Rettele, for authority to locate and occupy a mobile home while building a permanent residence on property generally located at Southwest 14th Street and West Olive Creek Road, Lancaster County, Nebraska. (R-07-0071)
- B. A resolution authorizing the installation of traffic signs in Lancaster County as follows: Install Signal Ahead signs (W3-3) at the following locations: westbound on Van Dorn Street on the approach to South 84th Street, northbound on South 40th Street on the approach to Yankee Hill Road, westbound on Yankee Hill Road on the approach to South 40th Street; Install Bicycle Warning signs (W11-1) at the following locations: Martell Road, west of South 38th Street for eastbound and westbound traffic, South 25th Street, south of the Hickman Road for northbound and southbound traffic, Stagecoach Road, east of Highway 77 for eastbound and westbound traffic, Olive Creek Road, east of Highway 66 for eastbound and westbound traffic, South 12th Street, east of Highway 77 for northbound and southbound traffic, and Firth Road, east of Highway 77 for eastbound and westbound traffic; and install a pavement ends sign (W8-3) on West Bluff Road 500 feet from the end of the new pavement for eastbound traffic. (R-07-0072)
- C. Acceptance of a grant award from the Nebraska Crime Commission on Law Enforcement and Criminal Justice for the Building Our Assets Together (BOAT) grant. The County will receive \$103,066, of which \$78,066 is the County's match share. Term of the grant award is July 1, 2007 to June 30, 2008. (C-07-0310)
- D. A real estate purchase agreement between Lancaster County and West O Properties L.L.C. for the purchase of 37.41 acres of real estate legally described as Lots 73 and 74 located in the Northwest Quarter of Section 29, Township 10 North, Range 6 East of the 6th P.M.. The cost to the County is \$2,250,750. (C-07-0311)

6) **NEW BUSINESS CONTINUED:**

- E. An agreement with the Child Guidance Center for the services of an internal case manager and for the provision of substance abuse evaluations for youth at the Youth Services Center. Term of the agreement is from July 1, 2007 to June 30, 2008. The County will pay \$63,614.84 for the services of the case manager and \$108,391.99 for substance abuse evaluations, for a total compensation amount of up to \$172,005.85. (C-07-00312)
- F. An interlocal agreement between Lancaster County and the Administrative Office of the Courts, an agency of the State of Nebraska, for the administration of the Adult Drug Court for the District Court of Lancaster County through the provision of one Drug Court Coordinator, two Drug Treatment Court Caseworkers and one Clerk. Term of the agreement is July 1, 2007 through June 30, 2008. The Administrative Office of the Courts will pay the County \$172,039 for the services. (C-07-0313)
- G. An agreement with Cedars Youth Services for tracker services for adolescents placed in the Lancaster County Juvenile Drug Court. Term of the agreement is July 1, 2007 through June 30, 2008. The County will pay up to \$28,000 for the services. (C-07-0314)
- H. An agreement with Segal Advisors for pension consultation services for the Lancaster County Employees Pension Program. The agreement is effective upon execution by both parties and will continue for a period of one year. The agreement may be renewed for an additional one year period for Phases 3 and 4 upon mutual written agreement of the parties. The County will pay Segal Advisors as follows: Phase I, Initial Pension Plan Review: \$8,000; Phase 2, Review of Investment Plan: \$6,000; Phase 3, Assistance in Bidding: \$50,000 and Phase 4, As-Needed Investment Advice \$300 per hour. (C-07-0315)
- I. Agreements with See The Trainer-Lincoln and Cardiology Group, L.L.C. d/b/a BryanLGH Heart Institute to provide specialized medical care and assistance to Lancaster County General Assistance clients who have pending claims with the Social Security Administration and may be eligible for retroactive Medicaid benefits. The agreements set forth a reimbursement arrangement in which the County will provide payment for the medical care and See The Trainer-Lincoln and Cardiology Group, L.L.C. d/b/a BryanLGH Heart Institute will reimburse the County if/when the General Assistance client is later determined eligible for Medicaid reimbursement. The agreements are effective upon execution of both parties and contains a 30 day termination provision. (C-07-0316 and C-07-0317)

6) **NEW BUSINESS CONTINUED:**

- J. A lease agreement between Lancaster County and Healthy Families Project for approximately 502.5 square feet of office space in Trabert Hall, located at 2202 South 11th Street, Lincoln, Nebraska. Term of the agreement is July 1, 2007 through June 30, 2008. Healthy Families Project will pay the County \$397.82 per month for the leased space. (C-07-0318)
- K. An agreement between the Lancaster County Engineering Department and Lincoln Electric System for Project No. HRRR-55(161), Walton, Nebraska to add roadway lighting at the intersection of South 120th and "A" Streets for safety purposes. The construction will occur in September/October of 2007 and the estimated cost to the County will be \$6,024. (C-07-0319)
- L. An amendment to an agreement with Pierson Fitchett Law Firm, under County Contract No. C-05-0371, for legal representation to indigent parties in the Separate Juvenile Court of Lancaster County. The Contractor will accept additional juvenile cases for the period August 15, 2007, through September 11, 2007, due to an immediate staffing shortage at the Public Defender's Office. The County shall pay \$7,020 for such services. The Contractor also agrees to accept up to 25 new law violation cases. The County shall pay Contractor \$360.00 for each new law violation case. (C-07-0324)
- M. Approval of a software license agreement with MDI Technologies for an Accounts Receivable module for the use of Lancaster Manor. Lancaster County shall pay \$13,918.50 for the license fee and a nonrefundable license fee deposit of \$4,639.50 upon execution and delivery of this agreement. A HIPAA Business Associate agreement is included. (C-07-0325)
- N. Approval of a software license agreement with MDI Technologies for Clinical Care Solutions for the use of Lancaster Manor. Lancaster County shall pay \$14,600.70 for the license fee and a nonrefundable license fee deposit of \$4,866.90 upon execution and delivery of this agreement. A HIPAA Business Associate agreement is included. (C-07-0326)
- O. Recommendation from the Purchasing Agent and Lancaster Manor to award a bid to ABC Siding, in the amount of \$47,444.60, and to Pyramid Roofing, in the amount of \$123,993, for roof replacement at Lancaster Manor. Total award will be \$171,437.60. (B-07-0043)
- P. Recommendation from the Purchasing Agent and Records and Information Management to award a bid for annual requirements for microfilm supplies to Spectramedia, Inc., AMS Imaging, Inc. and Anacomp, Inc.. The products will be ordered on an as needed basis. (B-07-0044)

7) **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 Deed's Monthly Report for July, 2007.
2. County Assessor/Register of Deeds Annual Inventory of County Real Property for 2007.
3. County Engineer's Quarterly Report for April, May and June, 2007.
4. County Engineer's Quarterly Report for the Geographic Information System (GIS) Division for April, May and June, 2007.
5. Records & Information Management's Monthly Report for July, 2007.

B. A leasehold contract relating to a road project between the Lancaster County Engineering Department and Wayne A. Trout, in the amount of \$40, on Bluff Road between North 148th and North 190th Streets; Project C55-H-402(1). (C-07-0320)

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

- * Brian H. And Teresa Chaffin, in the amount of \$433, on Bluff Road between North 148th to North 190th Streets; Project C55-H-402(1). (C-07-0321)
- * Evelyn A. Schlaphoff, Trustee, in the total amount of \$32,169, on Bluff Road between North 148th to North 190th Streets; Project C55-H-402(1). (2 contracts) (C-07-0322 and C-07-0323)

8) **PENDING:** *Items currently on pending may be removed at the discretion of the Board and scheduled for action on a regular Board of Commissioners agenda following a two week notification period.*

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

10) **ANNOUNCEMENTS:**

A. The Lancaster County Board of Commissioners will hold a Staff Meeting on Thursday, August 16, 2007 in Room 113 on the first floor of the County-City Building beginning at 8:30 a.m..

10) **ANNOUNCEMENTS CONTINUED:**

B. Public hearings will be held on Tuesday, August 21, 2007 at 9:30 a.m. in the Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:

1. Amend Sections VI, IX, XV and XXIX of County Resolution No. 03-0007, Regulations for the Operation of Body Art and Piercing Establishments in Lancaster County, Nebraska by increasing various fees as provided in Attachment "A". (A copy of the proposed amendments is on file in the County Clerk's Office.)

2. Amend Section XIII of County Resolution No. 02-30, Procedures for the Regulation of On-Site Wastewater Treatment Systems in Lancaster County, Nebraska, by increasing various fees as provided in Attachment "A". (A copy of the proposed amendments is on file in the County Clerk's Office.)

3. Amend Section X of County Resolution No. 06-0005, Procedures for the Inspection of On-Site Water Supply Systems and On-Site Wastewater Treatment Systems prior to the sale, transfer or conveyance of property in Lancaster County, Nebraska by increasing various fees as provided in Attachment "A". (A copy of the proposed amendments is on file in the County Clerk's Office.)

4. Amend County Resolution No. 5069: Lancaster County Air Pollution Control Resolution to increase the fee for open burning permits charged to business and industry as provided in Attachment "A". (A copy of the proposed amendments is on file in the County Clerk's Office.)

5. Amend Article 1, Section 6 and Article 2, Section 30 of the Lincoln-Lancaster County Air Pollution Control Program Regulations and Standards to increase the fees associated with air quality construction permits and for notification fees for the National Emissions Standards for Hazardous Air Pollutants Asbestos Projects as provided in Attachments "A" and "B". (A copy of the proposed amendments is on file in the County Clerk's Office.)

C. The Lancaster County Board of Commissioners have scheduled budget meetings to be held at the County-City Building located at 555 South 10th Street, Lincoln, Nebraska (room numbers listed below):

Tuesday, August 14, 2007 - Public Hearing on County budget (7:00 pm; Chambers - Room 112)

Tuesday, August 21, 2007 - Adopt County budget (9:30 am; Chambers - Room 112)

D. The Lancaster County Board of Commissioners meeting is broadcast live at 9:30 a.m. on Tuesdays and rebroadcast at 1:30 p.m. and 6:30 p.m., as well as on Saturday afternoon on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on Nebraska On Demand Time Warner Channel 101 and is available on the Internet 24 hours a day at <http://www.lancaster.ne.gov>. Click on 5 City-TV Video On Demand.

11) **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, AUGUST 14, 2007
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING

Location Announcement of Nebraska Open Meetings Act: A copy of the Nebraska Open Meetings Act is located on the wall at the rear of the Hearing Room.

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, August 7, 2007. (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>).

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.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 14 additions and deductions to the tax assessment rolls per Attachments "A".

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

Gates of Praise

- 4) **NOTICE OF ASSESSED VALUATION CHANGE FOR PROPERTY TAXATION PURPOSES:**

Brian L. Bevans
Eastridge Presbyterian Church
Sally J. & Jerry Malek

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5) **2007 451A TAX EXEMPTION APPLICATIONS FOR THE FOLLOWING:**

Calvary Evangelical Lutheran Congregation of Lincoln
Charlie M. Wilson Replacement Care Home, Inc.
Cornerstone Baptist Church
Dialysis Center of Lincoln, Inc.
Eastridge Presbyterian Church
Glad Tidings Assembly of God
Kansas-Nebraska Association of Seventh-day Adventists
Nebraska Synod of the Evangelical Lutheran Church in America
Real Estate Charitable Foundation
Sesostris Temple
Sesostris Temple Holding Corp
Westminster Presbyterian Church Foundation

7) **ADJOURNMENT:**