

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, AUGUST 21, 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 14, 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 21, 2007.
- 3) **PUBLIC HEARINGS:**
 - A. 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.) (See New Business Item 5a for correlating documentation.)
 - B. 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.) (See New Business Item 5b for correlating documentation.)
 - C. 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.) (See New Business Item 5c for correlating documentation.)

3) **PUBLIC HEARINGS CONTINUED:**

- D. 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.) (See New Business Item 5d for correlating documentation.)
- E. 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.) (See New Business Item 5e for correlating documentation.)

4) **OLD BUSINESS:**

- A. An agreement with Lutheran Family Services of Nebraska, Inc. for non-physician substance abuse treatment services for males placed in the Lancaster County Adult Drug Court. Term of the agreement is July 1, 2007 through June 30, 2008. The County will pay up to \$28,120 for the services. (C-07-0303)
- B. 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)

5) **NEW BUSINESS:**

- A. A resolution amending Sections VI, IX, XV and XXIX of County Resolution No 03-0007, Regulations for the Operation of Body Art and Piercing Establishments. The amendment increases various fees for the operation of body art and piercing establishments as provided in Attachment A. (R-07-0074)
- B. A resolution amending Section XIII of County Resolution No 02-30, Procedures for the Regulation of On-Site Wastewater Treatment Systems. The amendment increases various fees for on-site wastewater treatment permits as provided in Attachment A. (R-07-0075)
- C. A resolution amending 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. The amendment increases fees for evaluation and review of Property Transfer Inspector reports and necessary site visits by the Health Director as provided in Attachment A. (R-07-0076)

5) **NEW BUSINESS CONTINUED:**

- D. A resolution in the matter of amending Resolution No 5069, The Lancaster County Air Pollution Control Resolution of 1993, to increase the fee for open burning permits as provided in Attachment A. (R-07-0077)
- E. A resolution amending Article 1, Section 6, and Article 2, Section 30, of the Lincoln-Lancaster County Air Pollution Control Program Regulations and Standards. The amendments increase the notification fees for the National Emissions Standards for Hazardous Air Pollutants asbestos projects, as provided in Attachment A, and increases the fees associated with construction permits, as provided in Attachment B. (R-07-0078)
- F. A resolution in the matter of Street Name Change No 07002 to change the name of Woodlawn Road to Old Woodlawn Road and naming the realignment of NW 40th Street and NW 48th Street. (R-07-0073)
- G. A resolution in the matter of adopting the Fiscal Year 2007-2008 Lancaster County Budget. (R-07-0079)
- H. Two applications for Special Designated Licenses from Ken's Liquor, Inc. to provide liquor beverage service at wedding receptions on Saturday, September 8, 2007 and on Saturday, October 6, 2007 from 4 p.m. to 1 a.m. at Country Pines, located at 6305 West Adams Street, Lincoln, Nebraska.
- I. An agreement with Midwest Pulmonary Consultants 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 agreement sets forth a reimbursement arrangement in which the County will provide payment for the medical care and Midwest Pulmonary Consultants will reimburse the County if/when the General Assistance client is later determined eligible for Medicaid reimbursement. The agreement is effective upon execution of both parties and contains a 30-day termination provision. (C-07-0328)
- J. An amendment to a contract between Lancaster County and Bland and Associates, P.C., found at County Contract Number C-07-0290. The amendment lowers the total amount of the contract from \$203,468 to \$177,085 for auditing services for Lancaster County and deletes the amounts to be paid that are the responsibility of the Public Building Commission. (C-07-0329)

5) **NEW BUSINESS CONTINUED:**

- K. First Amendment to a Cooperative Agreement between the Northern Ponca Housing Authority (NPHA) and Lancaster County (executed on June 4, 1996) which provides that NPHA's housing units in Lancaster County are exempt from real and personal property taxes in exchange for certain annual payments in lieu of taxes. The First Amendment increases the number of housing units which may be developed by NPHA under the Cooperative Agreement from five (5) units to thirty (30) units. The First Amendment also provides that the NPHA shall pay the County \$10,500 as a settlement for all past due payments in lieu of taxes. (C-07-0330)
- L. An agreement with the Lancaster County Medical Society (LCMS) to enroll qualified Lancaster County Community Mental Health Center clients in national pharmaceutical discount programs and to provide related services, including medical record development, and the training of staff at the Community Mental Health Center. Term of the agreement is July 1, 2007 through June 30, 2008. The County will reimburse LCMS based upon the established rates for each discount program and \$1,000 per month for related services. (C-07-0331)
- M. Change Order Number 3 to the contract between Lancaster County and Constructors, Inc. for surfacing of the Jamaica North Trail. A new decrease of \$20,970 from the contract price, resulting in a final contract price of \$472,987.66. (C-07-0332)
- N. A subdivision agreement with Harlan and Judith Stiefel for County Final Plat No. 07046, Four Winds Estates 1st Addition, on property generally located at SW 77th Street and West Old Cheney Rd. (C-07-0336)
- O. Recommendation from the Purchasing Agent and the Corrections Department to award a bid to NIFCO Mechanical Systems, for fire pump replacement for the Corrections Department, in the amount of \$10,750. (B-07-0045)
- P. Recommendation from the Purchasing Agent, the Corrections Department and the Youth Services Center, to award a bid to the following for Corrections staff clothing, inmate clothing and accessories:
- * Robinson Textiles
 - * Bob Barker Company
 - * Uniform Manufacturing, Inc.
 - * Shoe Corporation of Birmingham

The products ordered from this contract are awarded as needed and there is not a fixed amount of spending for this commodity. (B-07-0046)

5) **NEW BUSINESS CONTINUED:**

- Q. Appointment of Timothy Barrett Chlupsa to the Air Pollution Control Advisory Board to replace Trish Owen, with the term ending on September 1, 2008.
- R. Political subdivision tort claim filed against Lancaster County Corrections by Jeff Richardson for alleged wrongful confinement, in the amount of \$5,000.

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. Weed Control Authority's Monthly Report for July, 2007.
 - 2. Weed Control Authority's Monthly Report for July, 2007 for the Combined Weed Program with the City of Lincoln.
- B. Requests from the following individuals to voluntarily participate in the Lancaster County Retirement Plan having met the requirements:
 - * John Juricek, County Engineering Department
 - * Darryl Shafer, Corrections Department
- C. Right-of-way contract for pipe culvert replacement between the County Engineer and Gary L. and Ellen M. Hellerich, in the amount of \$63, located approximately .30 miles west of Northwest 27th and Little Salt Road; Project No. C.P-C-311. (C-07-0333)
- D. Two Right-of-way contracts for a road construction project between the County Engineer and Mark A. Whitehead, in the total amount of \$2,722.50, located on South 98th Street from Old Cheney Road to "A" Street; Project No. C55-KP-412(1). (C-07-0334 & C-07-0335)

7) **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.*

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

- A. Contract between Lancaster County and BryanLGH for the provision of medical services in exchange for property. (C-07-0337)

9) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a Staff Meeting on Thursday, August 23, 2007 in Room 113 on the first floor of the County-City Building beginning at 8:30 a.m..
- B. 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.

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, AUGUST 21, 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 14, 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 8 additions and deductions to the tax assessment rolls per Attachments "A".

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

Capitol City Christian Church
Developmental Services of Nebraska, Inc.
Lincoln Lutheran School Association

- 4) **NOTICE OF ASSESSED VALUATION CHANGE FOR PROPERTY TAXATION PURPOSES FOR 2006 AND 2007:**

Kerwin D. and Tiffany T. Roth

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.

5) **APPEALS FILED ON DENIAL OF GREENBELT STATUS:**

Michael A. and Dianna G. Wolfe
Charles and Julie Willnerd
Douglas C. Rix
Gary D. Boyer
Thomas L. Nyhoff
Jim Skinner
John S. Traudt
Brad Yost
Robert & Bonnie Priel

Roger and Lynn Engelbart
James L. and Linda K. Crowe
Richard E. Coupe
Daniel K. And Rebecca L. Brown
Randall L. Benes
Henry D. Sader III
Bruce M. And Marjorie G. Kennedy
Timothy M. Hier

6) **ADJOURNMENT:**