

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, FEBRUARY 6, 2007
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
9:30 A.M.

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

Commissioners Absent: Ray Stevens

Others Present: Kristy Bauer, Deputy County Attorney
Kerry Eagan, Chief Administrative Officer
John Glynn, Deputy County Clerk
Dan Nolte, County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The meeting of the Board of Commissioners was called to order at 9:30 a.m..

- 1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, January 30, 2007.**

MOTION: Hudkins moved and Heier seconded approval of the minutes of the Board of Commissioners meeting held on January 30, 2007. Hudkins, Schorr, Heier and Workman voted aye. Motion carried.

- 2) **CLAIMS: Approval of all claims processed through Tuesday, February 6, 2007.**

MOTION: Heier moved and Schorr seconded approval of all claims processed through February 6, 2007. Schorr, Hudkins, Heier and Workman voted aye. Motion carried.

- 3) **NEW BUSINESS:**

A. Application for a Special Designated License from Ken's Liquor, Inc. to provide liquor beverage service at a wedding reception on Saturday, March 17, 2007 from 5 p.m. to 1 a.m. at the Waverly Foundation Hall, located at 11120 North 141st Street, Waverly, Lancaster County, Nebraska.

3) **NEW BUSINESS CONTINUED:**

MOTION: Heier moved and Hudkins seconded approval of an application for a Special Designated License from Ken's Liquor, Inc. to provide liquor beverage service at a wedding reception on Saturday, March 17, 2007 from 5 p.m. to 1 a.m. at the Waverly Foundation Hall, located at 11120 North 141st Street, Waverly, Lancaster County, Nebraska. Heier, Schorr, Hudkins and Workman voted aye. Motion carried.

B. A grant contract with El Centro de Las Americas for funding for the community-driven initiatives to address violence against women among diverse and traditionally under served populations while strengthening legal advocacy services for victims of domestic abuse and dating violence, in the amount of \$59,813. Term of the grant contract is January 1, 2007 to December 31, 2008. (C-07-0043)

MOTION: Heier moved and Schorr seconded approval of a grant contract with El Centro de Las Americas for funding for the community-driven initiatives to address violence against women among diverse and traditionally under served populations while strengthening legal advocacy services for victims of domestic abuse and dating violence, in the amount of \$59,813. Schorr, Hudkins, Heier and Workman voted aye. Motion carried.

C. An agreement with the Board of Regents of the University of Nebraska, on behalf of the University of Nebraska at Omaha, to provide a juvenile justice consultant to conduct a systems analysis of the Lincoln-Lancaster County Juvenile Justice System and provide recommendations to the Lancaster County Juvenile Review Committee on system improvements. The work will be performed by Dr. T. Hank Robinson. Term of the agreement is January 1, 2007 through May 31, 2007. The County will pay \$10,000 for the services. (C-07-0045)

MOTION: Heier moved and Hudkins seconded approval of an agreement with the Board of Regents of the University of Nebraska, on behalf of the University of Nebraska at Omaha, to provide a juvenile justice consultant to conduct a systems analysis of the Lincoln-Lancaster County Juvenile Justice System and provide recommendations to the Lancaster County Juvenile Review Committee on system improvements. Heier, Schorr, Hudkins and Workman voted aye. Motion carried.

3) **NEW BUSINESS CONTINUED:**

D. An agreement between the Lancaster County Community Mental Health Center and Southeast Community College to present a diversity training workshop on February 22, 2007. The County will pay up to \$1,395 for the services. (C-07-0046)

MOTION: Hudkins moved and Heier seconded approval of an agreement between the Lancaster County Community Mental Health Center and Southeast Community College to present a diversity training workshop on February 22, 2007. Heier, Schorr, Hudkins and Workman voted aye. Motion carried.

E. A contract with Johnson Appraisal, in the amount of \$14,550, for appraisal services in connection with Project C55-S-404(3), located on So 82nd Street from Hickman Road to Roca Road. (C-07-0047)

MOTION: Schorr moved and Hudkins seconded approval of a contract with Johnson Appraisal, in the amount of \$14,550, for appraisal services in connection with Project C55-S-404(3), located on So 82nd Street from Hickman Road to Roca Road. Schorr, Hudkins, Heier and Workman voted aye. Motion carried.

F. An agreement between the Lancaster County Engineering Department and Lincoln Electric System, in the amount of \$69,589, for utility relocation to accommodate the grading of Northwest 70th and West Superior Streets; Project C55-M-407(1). (C-07-0053)

MOTION: Hudkins moved and Heier seconded approval of an agreement between the Lancaster County Engineering Department and Lincoln Electric System, in the amount of \$69,589, for utility relocation to accommodate the grading of Northwest 70th and West Superior Streets; Project C55-M-407(1). Hudkins, Schorr, Heier and Workman voted aye. Motion carried.

G. An interlocal agreement with the Administrative Office of the Courts, an agency of the State of Nebraska, for the administration of the Lancaster County Adult Drug Court through the provision of a drug treatment coordinator, two drug court caseworkers and one clerk. The term of the agreement is from July 1, 2006 through June 30, 2007. The Administrative Office of the Courts will pay the County \$143,766 for such services. (C-07-0054)

3) **NEW BUSINESS CONTINUED:**

MOTION: Schorr moved and Hudkins seconded approval of an interlocal agreement with the Administrative Office of the Courts, an agency of the State of Nebraska, for the administration of the Lancaster County Adult Drug Court through the provision of a drug treatment coordinator, two drug court caseworkers and one clerk. Schorr, Hudkins, Heier and Workman voted aye. Motion carried.

H. An amendment to an agreement with The Clark Enersen Partners, under County Contract No. C-06-0068, for pre-architectural planning services for Lancaster County Corrections (Specification No. 05-0247). The amendment extends the original agreement through June 30, 2007 and provides for additional consulting services, including the evaluation of potential jail sites. The County will pay up to \$16,000 for the additional consulting services. (C-07-0044)

MOTION: Heier moved and Hudkins seconded approval of an amendment to an agreement with The Clark Enersen Partners, under County Contract No. C-06-0068, for pre-architectural planning services for Lancaster County Corrections (Specification No. 05-0247). Schorr, Hudkins, Heier and Workman voted aye. Motion carried.

I. An amendment to a contract with PharMerica, under County Contract No. C-05-0532, for pharmacy services at Lancaster Manor. The amendment adds intravenous and nutritional infusion and related services and will be billed directly to the Nebraska Department of Public Welfare and/or private insurance provider. The amendment will become effective upon execution by the County Board. (C-07-0052)

MOTION: Schorr moved and Hudkins seconded approval of an amendment to a contract with PharMerica, under County Contract No. C-05-0532, for pharmacy services at Lancaster Manor. The amendment adds intravenous and nutritional infusion and related services and will be billed directly to the Nebraska Department of Public Welfare and/or private insurance provider. Heier, Schorr, Hudkins and Workman voted aye. Motion carried.

3) **NEW BUSINESS CONTINUED:**

J. Recommendation from the Purchasing Agent and the Corrections Department to award a bid to A.A. Horwath & Sons, in the amount of \$14,350, for a commercial washing machine/extractor and two commercial dryers. (B-07-0009)

MOTION: Hudkins moved and Heier seconded approval to award a bid to A.A. Horwath & Sons, in the amount of \$14,350, for a commercial washing machine/extractor and two commercial dryers. Schorr, Hudkins, Heier and Workman voted aye. Motion carried.

K. Recommendation from the Purchasing Agent and the Emergency Management Director to issue an order from State of Nebraska Contract No. 11604 OC to WESCO Distribution, in the amount of \$17,072.60, for new Proxim brand radio equipment for the Arbor Road Fund Addendum. (B-07-0010)

MOTION: Hudkins moved and Heier seconded approval to issue an order from State of Nebraska Contract No. 11604 OC to WESCO Distribution, in the amount of \$17,072.60, for new Proxim brand radio equipment for the Arbor Road Fund Addendum. Heier, Schorr, Hudkins and Workman voted aye. Motion carried.

L. Recommendation from the Purchasing Agent and the Emergency Management Director to issue an order from State of Nebraska Contract No. 11180 OC to RACOM, in the amount of \$27,420.80, for new Zetron brand radio equipment for the Emergency Management Agency trailer (console equipment). (B-07-0012)

MOTION: Hudkins moved and Schorr seconded approval to issue an order from State of Nebraska Contract No. 11180 OC to RACOM, in the amount of \$27,420.80, for new Zetron brand radio equipment for the Emergency Management Agency trailer (console equipment). Heier, Schorr, Hudkins and Workman voted aye. Motion carried.

M. Recommendation from the Purchasing Agent and the Sheriff's Office to issue an order from a 2007 State of Minnesota contract (Contract No. 436388) to Insight Public Sector, in the total amount of \$35,910, for nine Panasonic Toughbook laptop computers and accessories. (B-07-0011)

3) **NEW BUSINESS CONTINUED:**

MOTION: Heier moved and Hudkins seconded approval to issue an order from a 2007 State of Minnesota contract (Contract No. 436388) to Insight Public Sector, in the total amount of \$35,910, for nine Panasonic Toughbook laptop computers and accessories.

In response to a question asked by Hudkins, Bob Walla, Assistant Purchasing Agent, explained that the State of Minnesota is a part of the Western States Contract Association which allows the County to take advantage of their pricing. He added that the type of equipment also falls under General Services Administration (GSA) purchasing.

Kerry Eagan, Chief Administrative Officer, added that the County Board sponsored legislation two years ago to allow purchasing agents to piggyback off of other governmental entities if they had initially conducted a competitive bid.

Walla reported that he did go to GSA for bids on the equipment, however, the pricing through the State of Minnesota contract was lower.

Terry Wagner, Lancaster County Sheriff, stated they would be ordering mobile data terminals for patrol vehicles.

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

N. Request from Don Herz, City of Lincoln Finance Director, for approval of the Keno satellite application from Ron's Pub, located at 13940 "O" Street, pursuant to an interlocal agreement between Lincoln and Lancaster County for the operation of a joint Keno lottery.

John Hewitt, representing Big Red Keno, appeared and gave a brief overview of the application.

MOTION: Heier moved and Hudkins seconded approval of a request from Don Herz, City of Lincoln Finance Director, for approval of the Keno satellite application from Ron's Pub, located at 13940 "O" Street, pursuant to an interlocal agreement between Lincoln and Lancaster County for the operation of a joint Keno lottery. Hudkins, Schorr, Heier and Workman voted aye. Motion carried.

3) **NEW BUSINESS CONTINUED:**

O. Request for refund of real property taxes from Bruce Stahr, on behalf of Nebraska Prairie, L.L.C., for 2003, 2004 and 2005.

Scott Gaines, Deputy County Assessor/Register of Deeds, explained that a subdivision was filed in 2003 creating eight, three-acre lots. Notification was sent to the property owner indicating the property would lose its greenbelt status due to a change in use, however, that decision could be appealed within 30 days of the notification. Gaines reported no appeal was filed and the lots were assessed at market value for 2004 and 2005. He stated in 2006 the property owner requested greenbelt status be reinstated on Lots 1, 2 and 3.

In response to a question asked by Heier, Gaines stated there was no greenbelt status on the property in 2003, 2004 or 2005.

MOTION: Hudkins moved and Heier seconded to defer for one week to seek additional information from Mike Thew, Deputy County Attorney regarding tax year 2005. Hudkins, Schorr, Heier and Workman voted aye. Motion carried.

P. Request for refund of personal property taxes from MMG Properties, L.L.C. for 2005, in the approximate amount of \$2,138.

Q. Request for refund of personal property taxes from Pine Lake II, L.L.C. for 2004, in the approximate amount of \$1,301.40, and for 2005, in the approximate amount of \$1,172.

Gaines recommended approval of New Business Item 3P and 3Q.

MOTION: Hudkins moved and Heier seconded to accept the recommendation of the Deputy County Assessor/Register of Deeds and approve a request for refund of personal property taxes from MMG Properties, L.L.C. for 2005, in the approximate amount of \$2,138 and to also approve a request for refund of personal property taxes from Pine Lake II, L.L.C. for 2004, in the approximate amount of \$1,301.40, and for 2005, in the approximate amount of \$1,172. Schorr, Hudkins, Heier and Workman voted aye. Motion carried.

3) **NEW BUSINESS CONTINUED:**

R. Salary increase for Deputy County Attorney, Jeremy Levene, from \$56,000 to \$58,800 pursuant to his six month review.

MOTION: Schorr moved and Hudkins seconded approval of a salary increase for Deputy County Attorney, Jeremy Levene, from \$56,000 to \$58,800 pursuant to his six month review. Schorr, Hudkins, Heier and Workman voted aye. Motion carried.

4) **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 Clerk's Monthly Report for January, 2007.**
- 2. County Engineer's Quarterly Report for October through December, 2006.**
- 3. County Engineer's Quarterly Report for the Geographic Information System (GIS) Division for October through December, 2006.**

B. Request from Rebecca Schainost, an employee of Lancaster Manor, to voluntarily participate in the Lancaster County Retirement Plan.

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

- ▶ **Alice-Leone Boesiger, in the amount of \$643, at 3400 Pella Road; Project CP X-173. (C-07-0048)**
- ▶ **Francke Farms, Inc., in the amount of \$1,927, at South 134th and Van Dorn Streets; Project CP J-21. (C-07-0049)**
- ▶ **Harold and Margaret Meinke, in the amount of \$1,267, at 23611 Southwest 114th Street; Project CP V-34. (C-07-0050)**
- ▶ **Donald Tiedman, in the amount of \$343, at 3400 Pella Road; Project CP X-173. (C-07-0051)**

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

5) **ADJOURNMENT:**

MOTION: Heier moved and Schorr seconded adjournment of the meeting of the Board of Commissioners at 10:01 a.m.. Hudkins, Schorr, Heier and Workman voted aye. Motion carried.

Dan Nolte
County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, FEBRUARY 6, 2007
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING**

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

Commissioners Absent: Ray Stevens

Others Present: Norm Agena, County Assessor/Register of Deeds
Kristy Bauer, Deputy County Attorney
Kerry Eagan, Chief Administrative Officer
John Glynn, Deputy County Clerk
Dan Nolte, County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The meeting of the Board of Equalization was called to order at 10:01 a.m..

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, January 30, 2007.**

MOTION: Hudkins moved and Schorr seconded approval of the minutes of the Board of Equalization meeting held on January 30, 2007. Hudkins, Schorr, Heier and Workman voted aye. Motion carried.

2) **ADDITIONS AND DEDUCTIONS:**

Approval of 175 additions and deductions to the tax assessment rolls per Attachment "A".

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

3) **MOTOR VEHICLE TAX EXEMPTIONS:**

**Christian Heritage Children's Home
Priestly Fraternity of St. Peter d/b/a Our Lady of Guadalupe Seminary**

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

Returning to the Board of Commissioners Agenda: New Business Item 30:

Norm Agena, County Assessor/Register of Deeds, stated there is no reason to refund for tax year 2005 because there was no greenbelt.

4) **ADJOURNMENT:**

MOTION: Schorr moved and Hudkins seconded adjournment of the meeting of the Board of Equalization at 10:08 a.m.. Schorr, Hudkins, Heier and Workman voted aye. Motion carried.

Dan Nolte
County Clerk