

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, FEBRUARY 13, 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
Ray Stevens

Commissioners Absent: Deb Schorr

Others Present: Kristy Bauer, Deputy County Attorney
Kerry Eagan, Chief Administrative Officer
John Glynn, Chief 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. and the location announcement of the Nebraska Open Meetings Act was given.

1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, February 6, 2007.**

MOTION: Hudkins moved and Heier seconded approval of the minutes of the Board of Commissioners held on February 6, 2007. Hudkins, Heier and Workman voted aye. Stevens abstained from voting. Motion carried.

2) **CLAIMS: Approval of all claims processed through Tuesday, February 13, 2007.**

MOTION: Heier moved and Stevens seconded approval of all claims processed through February 13, 2007. Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

3) **SPECIAL PRESENTATIONS:**

- A. The County-City Volunteer of the Month Award was presented to Amir Azimi for his services in the Mayor's Office.**
- B. Larry Van Hunnik, Lancaster Manor Administrator, introduced Marlene Walenta, Director of Nursing, Lancaster Manor by Larry Van Hunnik, Lancaster Manor Administrator.**
- C. A one-time cash award, in the amount of \$350, for Aquila Ellis, an employee at Lancaster Manor. The award is in conjunction with her designation as the '2006 Employee of the Year'.**

MOTION: Heier moved and Hudkins seconded approval of a one-time cash award, in the amount of \$350, for Aquila Ellis, an employee at Lancaster Manor. Heier, Stevens, Hudkins and Workman voted aye. Motion carried.

- D. A one-time cash award, in the amount of \$500, for Judi Tannahill, an employee at the Lancaster County Community Mental Center, due to exceptional circumstances.**

MOTION: Heier moved and Stevens seconded approval of a one-time cash award, in the amount of \$500, for Judi Tannahill, an employee at the Lancaster County Community Mental Center, due to exceptional circumstances. Stevens, Hudkins, Heier and Workman voted aye. Motion carried.

4) **OLD BUSINESS:**

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

Norm Agena, County Assessor/Register of Deeds, recommended denial of the refund request. He explained there is no basis for a refund for tax year 2005 because there was no greenbelt application filed. Agena added that he did visit with Mike Thew, Chief Deputy County Attorney, who concurred that the refund request be denied.

In response to a question asked by Hudkins, Bruce Stahr, representing Nebraska Prairie, L.L.C., stated he did not file a greenbelt application for 2005.

4) **OLD BUSINESS CONTINUED:**

MOTION: Heier moved and Hudkins seconded to accept the recommendation of the County Assessor/Register of Deeds and deny a request for refund of real property taxes from Bruce Stahr, on behalf of Nebraska Prairie, L.L.C., for 2003, 2004 and 2005. Stevens, Heier, Hudkins and Workman voted aye. Motion carried.

5) **NEW BUSINESS:**

A. A contract with The Tool House Inc. for hand and power tools and related hardware items for Lancaster County agencies as recommended by the Purchasing Agent and Engineering Technologies. Prices are based on a discount to County agencies on an as needed basis. Term of the contract is February 15, 2007 through February 14, 2008 with an option to renew for up to two additional one-year terms. (C-07-0055)

Bob Walla, Assistant Purchasing Agent, appeared and explained there was a clerical error in the memo from Purchasing. Engineering Technologies made no recommendation.

MOTION: Hudkins moved and Stevens seconded approval of a contract with The Tool House Inc. for hand and power tools and related hardware items for Lancaster County agencies as recommended by the Purchasing Agent. Heier, Hudkins, Stevens and Workman voted aye. Motion carried.

B. An agreement between Lancaster County and the Federal Reserve Bank of Minneapolis authorizing the Reserve Bank to initiate debit entries and credit adjustments for any debit entries processed in error, pursuant to the applicable Rules of the National Automated Clearing House Association and the Upper Midwest Automated Clearing House Association, for transactions involving payments for the sale of United States Savings Bonds purchased through payroll deduction plans. (C-07-0056)

5) **NEW BUSINESS CONTINUED:**

MOTION: Stevens moved and Hudkins seconded approval of an agreement between Lancaster County and the Federal Reserve Bank of Minneapolis authorizing the Reserve Bank to initiate debit entries and credit adjustments for any debit entries processed in error, pursuant to the applicable Rules of the National Automated Clearing House Association and the Upper Midwest Automated Clearing House Association, for transactions involving payments for the sale of United States Savings Bonds purchased through payroll deduction plans. Hudkins, Stevens, Heier and Workman voted aye. Motion carried.

C. An agreement with Platte County Ambulance Co. 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 Platte County Ambulance Co. 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-07-0057)

MOTION: Stevens moved and Heier seconded approval of an agreement with Platte County Ambulance Co. 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. Hudkins, Stevens, Heier and Workman voted aye. Motion carried.

D. Utility Permit No. 842 with the City of Lincoln for utility construction on County property 2,110 feet east of South 1st Street across Old Cheney Road. There will be no cost to the County. (C-07-0058)

MOTION: Hudkins moved and Stevens seconded approval of Utility Permit No. 842 with the City of Lincoln for utility construction on County property 2,110 feet east of South 1st Street across Old Cheney Road. Hudkins, Stevens, Heier and Workman voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

E. A resolution in the matter of County Special Permit No. 06059, requested by U.S. Cellular Wireless Communications for authority to construct a 199 foot tower for wireless facilities located approximately one-quarter mile north of the intersection of North 176th and "O" Streets, Lancaster County, Nebraska. The resolution includes a collocation agreement for emergency communications equipment (see Site Specific Condition No. 2) and replaces Resolution No. 06-0127 previously approved by the County on December 5, 2006. (R-06-0127)

MOTION: Stevens moved and Heier seconded approval of Resolution 06-0127 in the matter of County Special Permit No. 06059, requested by U.S. Cellular Wireless Communications for authority to construct a 199 foot tower for wireless facilities located approximately one-quarter mile north of the intersection of North 176th and "O" Streets, Lancaster County, Nebraska. The resolution includes a collocation agreement for emergency communications equipment (see Site Specific Condition No. 2) and replaces Resolution No. 06-0127 previously approved by the County on December 5, 2006. Heier, Stevens and Workman voted aye. Hudkins voted no. Motion carried.

F. Setting of salaries for Chief Deputy Sheriff Bill Jarrett at \$93,220 and Captain Don Young, at \$74,000, effective February 1, 2007.

Terry Wagner, Lancaster County Sheriff, gave a brief overview of the item.

MOTION: Hudkins moved and Heier seconded approval of setting salaries for Chief Deputy Sheriff Bill Jarrett at \$93,220 and Captain Don Young, at \$74,000, effective February 1, 2007. Heier, Stevens, Hudkins and Workman voted aye. Motion carried.

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. Clerk of the District Court's Monthly Report for January, 2007.**
- 2. Records & Information Management's Monthly Report for January, 2007.**
- 3. Lancaster County Veterans' Aid Fund Financial Statements for year ending June 30, 2006.**
- 4. Weed Control Authority's Monthly Report for January, 2007.**
- 5. Weed Control Authority's Monthly Report for the Combined Weed Program with the City of Lincoln for January, 2007.**
- 6. City of Waverly's Municipal Code Updates as of January 31, 2007.**

B. Setting of a public hearing for Tuesday, March 6, 2007 at 9:30 a.m. in the Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding an application for Corporate Manager for Matthew J. Schafers in connection with a Class I liquor license for Lincoln Izaak Walton League Building Corp. d/b/a Izaak Walton League, located at 10801 South 134th Street in Lancaster County, Nebraska.

C. Requests from the following individuals to voluntarily participate in the Lancaster County Retirement Plan having met the requirements:

- ▶ **Jeremy Lavene, an employee in the Lancaster County Attorney's Office**
- ▶ **Dorothy Walker, an employee in the Lancaster County Public Defender's Office**
- ▶ **Cole S. Willnerd, an employee in the Lancaster County Sheriff's Office**

D. A leasehold contract relating to road improvements between the Lancaster County Engineering Department and Russ Harms, in the amount of \$10, at 13200 North 98th Street; Project BR-G-222. (C-07-0059)

6) **CONSENT ITEMS CONTINUED:**

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

- ▶ Gary Blomstrom, Trustee, in the amount of \$2,746, at North 134th Street and Agnew Road; Project CP A-135 (C-07-0060)
- ▶ Ira Rockenbach, in the amount of \$1,455, one-half mile north of North 98th Street and McKelvie Road; Project BR-G-222 (C-07-0061)

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

7) **ADJOURNMENT:**

MOTION: Stevens moved and Heier seconded adjournment of the meeting of the Board of Commissioners meeting at 10:03 a.m.. Heier, Hudkins, Stevens and Workman voted aye. Motion carried.

Dan Nolte
Lancaster County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, FEBRUARY 13, 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
Ray Stevens

Commissioners Absent: Deb Schorr

Others Present: Norm Agena, County Assessor/Register of Deeds
Kristy Bauer, Deputy County Attorney
Kerry Eagan, Chief Administrative Officer
John Glynn, Chief 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 10:03 a.m..

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, February 6, 2007.**

MOTION: Heier moved and Hudkins seconded approval of the minutes of the meeting of the Board of Equalization held on February 6, 2007. Hudkins, Heier and Workman voted aye. Stevens abstained from voting. Motion carried.

2) **ADDITIONS AND DEDUCTIONS:**

Approval of 201 additions and deductions to the tax assessment rolls per Attachment "A".

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

3) **MOTOR VEHICLE TAX EXEMPTIONS:**

**CenterPointe, Inc.
Family Service Association of Lincoln
MOSAIC
Union College**

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

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

LeRoy C. and Nancy K. Cole

Norm Agena, County Assessor/Register of Deeds, stated his office valued the lot as being buildable, however, it is a non-buildable lot. Recommendation was to reduce the value from \$25,200 to \$2,025.

CPOD Limited Partnership

Agena stated the parcel is a non-buildable outlot. Recommendation was to reduce the value from \$798,048 to zero.

MOTION: Stevens moved and Hudkins seconded to send notice of assessed valuation change for property taxation purposes to LeRoy C. And Nancy K. Cole (Parcel I.D. No. 14-30-200-002-000) and to CPOD Limited Partnership (Parcel I.D. No. 17-20-422-001-000). Stevens, Heier, Hudkins and Workman voted aye. Motion carried.

5) **ADJOURNMENT:**

MOTION: Stevens moved and Hudkins seconded adjournment of the meeting of the Board of Equalization at 10:06 a.m.. Heier, Hudkins, Stevens and Workman voted aye. Motion carried.

Dan Nolte
Lancaster County Clerk