

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, APRIL 3, 2007
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
9:30 A.M.

Commissioner Present: Bob Workman, Chair
Larry Hudkins
Deb Schorr
Ray Stevens

Commissioners Absent: Bernie Heier, Vice Chair

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

The location announcement of the Nebraska Open Meetings Act was given and the meeting of the Lancaster County 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, March 27, 2007.**

MOTION: Stevens moved and Hudkins seconded approval of the minutes of the Board of Commissioners meeting held on March 27, 2007. Hudkins, Stevens, Schorr and Workman voted aye. Motion carried.

2) **CLAIMS: Approval of all claims processed through Tuesday, April 3, 2007.**

MOTION: Hudkins moved and Schorr seconded approval of all claims processed through April 3, 2007. Schorr, Hudkins, Stevens and Workman voted aye. Motion carried.

3) **SPECIAL PRESENTATIONS:**

- A. A resolution in the matter of declaring April, 2007 as Lancaster Crime Victims' Rights Awareness Month - Kathy Stevenson, Jody Brott, Pat Westendorf and Auxi Mazza with the Lincoln City Police Department's Victim/Witness Unit. (R-07-0021)**

Thanking the County Board for their continued support were Kathy Stevenson, Jody Brott, Pat Westendorf and Auxi Mazza with the Lincoln Police Department's Victim/Witness Unit.

The Clerk read Resolution 07-0021 into the record.

MOTION: Schorr moved and Hudkins seconded approval of Resolution 07-0021 in the matter of declaring April, 2007 as Lancaster Crime Victims' Rights Awareness Month. Schorr, Stevens, Hudkins and Workman voted aye. Motion carried.

- B. The Commissioners Award of Excellence for February, 2007 was presented to Stephen Swanson, Assistant Maintenance and Construction Manager with the Lancaster County Corrections Department.**

4) **CLAIMS FOR REVIEW:**

- A. Payment Voucher 112656 to Kimberley Mundil, dated March 15, 2007, in the total amount of \$178.45, for meals and subway fares from March 6 through March 10, 2007 in the Washington D.C./Bethesda, Maryland area. Using the maximum meal reimbursement rates for high cost locales per Lancaster County Resolution No. 07-0004, the total amount reimbursed for meals would be \$155.31 per receipts provided. Total amount of the payment voucher would be \$163.91.**

MOTION: Schorr moved and Hudkins seconded approval of a claim for review for Kimberley Mundil, in the amount of \$163.91. Stevens, Schorr, Hudkins and Workman voted aye. Motion carried.

4) **CLAIMS FOR REVIEW CONTINUED:**

B. Payment Voucher 112652 to Renee Felder, dated March 15, 2007, in the total amount of \$171.40 for meals and subway fares from March 6 through March 9, 2007 in the Washington D.C./Bethesda, Maryland area. Using the maximum meal reimbursement rates for high cost locales per Lancaster County Resolution No. 07-0004, the total amount reimbursed for meals would be \$153.96 per receipts provided. Total amount of the payment voucher would be \$162.56.

MOTION: Schorr moved and Hudkins seconded approval of a claim for review for Renee Felder, in the amount of \$162.56. Schorr, Hudkins, Stevens and Workman voted aye. Motion carried.

C. Payment Voucher 113151 to Travis Parker, dated March 22, 2007, in the total amount of \$200, for meals from March 6 through March 10, 2007 in the Washington D.C./Bethesda, Maryland area. Using the maximum meal reimbursement rates for high cost locales per Lancaster County Resolution No. 07-0004, the total amount reimbursed for meals would be \$162.61 broken out by day as follows: March 6th - Six receipts totaling \$33.40; March 7th - Four receipts totaling \$52.77 of which \$46.84 is allowed; March 8th - Three receipts totaling \$32.37 and March 9th - Ten receipts totaling \$84.31 of which \$50 is allowed.

MOTION: Schorr moved and Hudkins seconded approval of a claim for review for Travis Parker, in the amount of \$84.31.

Stevens asked if the correct amount to be reimbursed should be \$162.61 instead of \$84.31.

Tim Genuchi, accountant for the County Clerk's Office, clarified that the amount to be reimbursed would be \$162.61 noting that it would meet the current guidelines.

The maker of the motion amended the amount to be reimbursed to \$162.61. The seconder concurred.

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

CLARIFICATION OF MOTION: Approval of a claim for review for Travis Parker, in the amount of \$162.61.

5) **PUBLIC HEARINGS:**

A. Issuance of hospital revenue bonds in the maximum principal amount of \$1,000,000 for the benefit of Clark Jeary Home Corporation of Lincoln. (See New Business Item 6A for correlating documentation.)

The Chair opened the public hearing and asked if anyone wished to provide testimony.

The Clerk administered the oath to Lauren Wismer, bond counsel.

Wismer gave a brief explanation of the revenue bonds noting that the issuance of the bonds was for the purpose of covering the remaining costs of construction.

The Chair asked if anyone else wished to provide testimony.

No one appeared and the hearing was closed.

6) **NEW BUSINESS:**

A. A resolution in the matter of approving the issuance, sale and delivery by Hospital Authority No. 1 of Lancaster County, Nebraska not to exceed \$1,000,000 total principal amount of its revenue bonds (Clark Jeary Home Corporation of Lincoln Project), Series 2007, solely for purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended, and related matters. (R-07-0024)

MOTION: Hudkins moved and Stevens seconded approval of Resolution 07-0024 in the matter of approving the issuance, sale and delivery by Hospital Authority No. 1 of Lancaster County, Nebraska not to exceed \$1,000,000 total principal amount of its revenue bonds (Clark Jeary Home Corporation of Lincoln Project), Series 2007, solely for purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended, and related matters. Hudkins, Stevens, Schorr and Workman voted aye. Motion carried.

B. A resolution in the matter of supporting the development of motorsports in Lancaster County. (R-07-0022)

The Clerk read the resolution into the record.

6) **NEW BUSINESS CONTINUED:**

MOTION: Hudkins moved and Schorr seconded approval of Resolution 07-0022 in the matter of supporting the development of motorsports in Lancaster County. Hudkins, Stevens, Schorr and Workman voted aye. Motion carried.

C. A resolution increasing the hourly rate of pay for the part-time unclassified Psychiatrist I position to \$100 per hour, effective the pay period beginning March 1, 2007. (R-07-0023)

MOTION: Stevens moved and Schorr seconded approval of Resolution 07-0023 increasing the hourly rate of pay for the part-time unclassified Psychiatrist I position to \$100 per hour, effective the pay period beginning March 1, 2007. Schorr, Hudkins, Stevens and Workman voted aye. Motion carried.

D. A contract between the Lancaster County Engineering Department and L.J. Webb Contractor, Inc., in the amount of \$136,362, for culvert replacement and maintenance; Project No. 07-23. The work will be performed between April 30, 2007 and August 31, 2007. (C-07-0117)

MOTION: Stevens moved and Hudkins seconded approval of a contract between the Lancaster County Engineering Department and L.J. Webb Contractor, Inc., in the amount of \$136,362, for culvert replacement and maintenance; Project No. 07-23. Schorr, Stevens, Hudkins and Workman voted aye. Motion carried.

E. A contract between the Lancaster County Engineering Department and Array Environmental Inc., in the amount of \$26,120, for underground tank site investigation at the Raymond Patrol Station; Project 07-43. The work will begin upon notice to proceed by the County and will be completed in accordance with the schedule directed by the Nebraska Department of Environmental Quality. (C-07-0118)

MOTION: Schorr moved and Stevens seconded approval of a contract between the Lancaster County Engineering Department and Array Environmental Inc., in the amount of \$26,120, for underground tank site investigation at the Raymond Patrol Station; Project 07-43. Schorr, Stevens, Hudkins and Workman voted aye. Motion carried.

6) **NEW BUSINESS CONTINUED:**

F. An agreement with Volunteer Partners, Inc. For management and oversight of the Juvenile Community Service Program, including the intake, assessment and placement of approximately 75 youth in the Lancaster County Juvenile Justice System. Term of the agreement is February 1, 2007 through July 31, 2007. The County will pay \$9,100 for the services. (C-07-0119)

MOTION: Stevens moved and Schorr seconded approval of an agreement with Volunteer Partners, Inc. For management and oversight of the Juvenile Community Service Program, including the intake, assessment and placement of approximately 75 youth in the Lancaster County Juvenile Justice System. Stevens, Schorr, Hudkins and Workman voted aye. Motion carried.

G. A consulting services agreement with Thomas W. White, Ph.D., to review all policies, practices and procedures of the Lancaster County Corrections Department relating to the care and treatment of suicidal offenders and provide a final report and recommendations to the County. Term of the agreement is April 15, 2007 through June 15, 2007. The County will pay \$5,800 plus actual travel expenses for such services. (C-07-0120)

MOTION: Stevens moved and Hudkins seconded approval of a consulting services agreement with Thomas W. White, Ph.D., to review all policies, practices and procedures of the Lancaster County Corrections Department relating to the care and treatment of suicidal offenders and provide a final report and recommendations to the County. Schorr, Hudkins, Stevens and Workman voted aye. Motion carried.

H. An agreement with Speak Out Seminars, L.L.C. to present a workshop for a staff training day for the Lancaster County Community Mental Health Center on May 11, 2007. The County will pay \$3,600 for the services. (C-07-0121)

MOTION: Hudkins moved and Stevens seconded approval of an agreement with Speak Out Seminars, L.L.C. to present a workshop for a staff training day for the Lancaster County Community Mental Health Center on May 11, 2007. Schorr, Hudkins, Stevens and Workman voted aye. Motion carried.

6) **NEW BUSINESS CONTINUED:**

I. An interlocal agreement between Lancaster County and the City of Lincoln for the widening and reconstruction of Fletcher Avenue from North 1st Street to 565 feet east of North 7th Street. The agreement will be effective upon execution until completion of the project which is estimated to be in the fall of 2007. There will be no cost to the County. (C-07-0122)

MOTION: Hudkins moved and Stevens seconded approval of an interlocal agreement between Lancaster County and the City of Lincoln for the widening and reconstruction of Fletcher Avenue from North 1st Street to 565 feet east of North 7th Street. Hudkins, Stevens, Schorr and Workman voted aye. Motion carried.

J. An agreement between Lancaster County and HWS Consulting to conduct soil boring tests, on behalf of the City of Lincoln, for design of a new bridge on South 27th Street. The tests will be conducted on South 27th Street at Bridge P-27 located 1,755 feet south of Rokeby Road. The work will be completed by April 27, 2007 and there will be no cost to the County. (C-07-0123)

MOTION: Hudkins moved and Stevens seconded approval of an agreement between Lancaster County and HWS Consulting to conduct soil boring tests, on behalf of the City of Lincoln, for design of a new bridge on South 27th Street. Hudkins, Stevens, Schorr and Workman voted aye. Motion carried.

K. Utility Permit No. 848 with FT Development Co., Inc. for a sanitary sewer force main to serve the Firethorn development on South 88th Street north of Pioneers Boulevard and on Pioneers Boulevard from South 88th Street to the Lincoln city limits. There will be no cost to the County. (C-07-0124)

MOTION: Stevens moved and Hudkins seconded approval of Utility Permit No. 848 with FT Development Co., Inc. for a sanitary sewer force main to serve the Firethorn development on South 88th Street north of Pioneers Boulevard and on Pioneers Boulevard from South 88th Street to the Lincoln city limits. Schorr, Hudkins, Stevens and Workman voted aye. Motion carried.

6) **NEW BUSINESS CONTINUED:**

L. Appointment of Gail Anderson to the Community Mental Health Center Advisory Committee for a three year term.

MOTION: Hudkins moved and Stevens seconded approval of the appointment of Gail Anderson to the Community Mental Health Center Advisory Committee for a three year term. Schorr, Stevens, Hudkins and Workman voted aye. Motion carried.

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. Request from Gulchehra Kholmatov, an employee at Lancaster Manor, to voluntarily participate in the Lancaster County Retirement Plan having met the requirements.

B. A right-of-way contract relating to road improvements between the Lancaster County Engineering Department and Archie Soden, et. al, in the amount of \$955, at South 82nd Street and Wagon Train Road; Project C55-SX-404(2). (C-07-0125)

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

8) **ADJOURNMENT:**

MOTION: Stevens moved and Hudkins seconded adjournment of the Board of Commissioners meeting at 10:11 a.m.. Schorr, Hudkins, Stevens and Workman voted aye. Motion carried.

Dan Nolte
Lancaster County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, APRIL 3, 2007
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING**

Commissioner Present: Bob Workman, Chair
Larry Hudkins
Deb Schorr
Ray Stevens

Commissioners Absent: Bernie Heier, Vice Chair

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, Lancaster County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Equalization meeting was called to order at 10:11 a.m..

- 1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, March 27, 2007.**

MOTION: Hudkins moved and Stevens seconded approval of the minutes of the Board of Equalization meeting on March 27, 2007. Hudkins, Stevens, Schorr and Workman voted aye. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 16 additions and deductions to the tax assessment rolls per Attachments "A" and "B".

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

3) **MOTOR VEHICLE TAX EXEMPTIONS:**

**Christ's Place
St. Elizabeth Regional Medical Center
St. Mary Catholic School**

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

4) **APPEAL FILED ON PENALTY ASSESSED ON PERSONAL PROPERTY FOR THE FOLLOWING:**

Portraits Now, Inc.

Norm Agena, County Assessor/Register of Deeds, explained that the personal property schedule for 2006 was not received until March 6, 2007.

MOTION: Stevens moved and Schorr seconded denial of an appeal filed on penalty assessed on personal property for Portraits Now, Inc.. Schorr, Stevens, Hudkins and Workman voted aye. Motion carried.

5) **ADJOURNMENT:**

MOTION: Schorr moved and Stevens seconded adjournment of the Board of Equalization meeting at 10:14 a.m.. Stevens, Schorr, Hudkins and Workman voted aye. Motion carried.

Dan Nolte
Lancaster County Clerk

