

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, OCTOBER 16, 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
Ray Stevens

Others Present: Gwen Thorpe, Deputy Chief Administrative Officer
Dan Nolte, County Clerk
Cori Beattie, Deputy County Clerk
Tom Fox, Deputy County Attorney

The location announcement of the Nebraska Open Meetings Act was given and the meeting was called to order at 9:30 a.m..

1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, October 9, 2007.**

MOTION: Heier moved and Stevens seconded approval of the minutes of the Board of Commissioners meeting held on October 9, 2007. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

2) **CLAIMS: Approval of all claims processed through Tuesday, October 16, 2007.**

MOTION: Hudkins moved and Schorr seconded approval of all claims processed through October 16, 2007. Schorr, Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

3) **PUBLIC HEARINGS:**

- A. Continuation of a public hearing regarding a new application for a Class CK (Beer, Wine & Distilled Spirits On and Off Sale/Catering) liquor license for Sesostris Temple Holding Corp d/b/a Sesostris Temple and an application for Corporate Manager for Charles R. Heinke in connection with said license. The Sesostris Temple Holding Corp d/b/a Sesostris Temple is located at 1050 Saltillo Road, Roca, Lancaster County, Nebraska. (See New Business Item 4A for correlating documentation.)**

The Chair reconvened the public hearing.

Appearing were Charles Heinke, applicant, and Robert Kinsey, attorney for Sesostris Temple Holding Corp., who were previously administered the oath.

Hudkins asked Heinke if he completed the responsible hospitality beverage service seminar.

Heinke responded yes.

The Chair asked if anyone else wished to testify.

No one appeared and the hearing was closed.

4) **NEW BUSINESS:**

- A. A resolution approving the application for a Class CK (Beer, Wine & Distilled Spirits On and Off Sale/Catering) liquor license for Sesostris Temple Holding Corp., d/b/a Sesostris Temple and approving the application for Corporate Manager for Charles R. Heinke in connection with said license. The Sesostris Temple Holding Corp. d/b/a Sesostris Temple is located at 1050 Saltillo Road, Roca, Lancaster County, Nebraska. (R-07-0094)**

MOTION: Heier moved and Stevens seconded approval of Resolution 07-0094 approving the application for a Class CK (Beer, Wine & Distilled Spirits On and Off Sale/Catering) liquor license for Sesostris Temple Holding Corp., d/b/a Sesostris Temple and approving the application for Corporate Manager for Charles R. Heinke in connection with said license. Schorr, Stevens, Hudkins, Heier and Workman voted aye. Motion carried.

4) **NEW BUSINESS CONTINUED:**

B. An application for a Special Designated License from Ken's Liquor Inc. to provide liquor beverage service at a family reunion on Saturday, November 10, 2007 from 8 a.m. to 1 a.m. at Country Pines located at 6305 West Adams Street, Lancaster County, Nebraska.

MOTION: Schorr moved and Heier seconded approval of an application for a Special Designated License from Ken's Liquor Inc. to provide liquor beverage service at a family reunion on Saturday, November 10, 2007 from 8 a.m. to 1 a.m. at Country Pines located at 6305 West Adams Street, Lancaster County, Nebraska. Stevens, Heier, Schorr, Hudkins and Workman voted aye. Motion carried.

C. An agreement with Cedars Youth Services for the operation of a Juvenile Pre-Trial Diversion Program, including the operation of the Teen Court Program. The County will provide funding, in the amount of \$172,161, and the term of the agreement is July 1, 2007 to June 30, 2008. (C-07-0424)

MOTION: Hudkins moved and Stevens seconded approval of an agreement with Cedars Youth Services for the operation of a Juvenile Pre-Trial Diversion Program, including the operation of the Teen Court Program. Heier, Schorr, Hudkins, Stevens and Workman voted aye. Motion carried.

D. A Harvest Project contract with the Lincoln Area Agency on Aging (LAAA) for mental health, substance abuse and aging services to elderly residents of Lancaster County. LAAA will provide Specialized Care Managers to work 40 hours per week to assist in the provision of the services. The County will pay \$65,000 for the services. Term of the contract is July 1, 2007 to June 30, 2008. (C-07-0425)

MOTION: Stevens moved and Hudkins seconded approval of a Harvest Project contract with the Lincoln Area Agency on Aging (LAAA) for mental health, substance abuse and aging services to elderly residents of Lancaster County. Schorr, Hudkins, Stevens, Heier and Workman voted aye. Motion carried.

4) **NEW BUSINESS CONTINUED:**

E. An agreement between Lancaster County and the Child Advocacy Center to conduct interviews and medical examinations of child abuse victims to aid law enforcement and prosecution in their investigations of child abuse. Term of the agreement is October 1, 2007 through September 30, 2008. The County will pay \$20,000 for the services. (C-07-0426)

MOTION: Heier moved and Stevens seconded approval of an agreement between Lancaster County and the Child Advocacy Center to conduct interviews and medical examinations of child abuse victims to aid law enforcement and prosecution in their investigations of child abuse. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

F. A grant contract with the Voices of Hope for funding for the oversight and management of the Coordinated Response to Reducing Domestic Violence Program, in the amount of \$15,000; two full-time advocates who supply enhanced 24-hour advocacy to victims in person or by phone, in the amount of \$58,446, and advocate cell phone support, in the amount of \$1,200. Total amount of the grant contract is \$74,646. The Grantee will contribute \$15,000 in matching funds. Term of the grant contract is from July 1, 2007 to June 30, 2008. (C-07-0427)

MOTION: Stevens moved and Heier seconded approval of a grant contract with the Voices of Hope for funding for the oversight and management of the Coordinated Response to Reducing Domestic Violence Program, in the amount of \$15,000; two full-time advocates who supply enhanced 24-hour advocacy to victims in person or by phone, in the amount of \$58,446, and advocate cell phone support, in the amount of \$1,200. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

G. A grant contract with the YWCA of Lincoln for funding for the following programs: YWCA Parents Center, in the amount of \$27,548, and the Survival Skills Program, in the amount of \$35,492. The total amount of the grant contract is \$63,040 and the term of the grant contract is July 1, 2007 through June 30, 2008. (C-07-0428)

4) **NEW BUSINESS CONTINUED:**

MOTION: Heier moved and Stevens seconded approval of a grant contract with the YWCA of Lincoln for funding for the following programs: YWCA Parents Center, in the amount of \$27,548, and the Survival Skills Program, in the amount of \$35,492. Schorr, Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

H. A grant contract between the Board of Trustees of the Community Health Endowment and Lancaster County for funding for operational costs, travel expenses, and professional services for coordination and support services for the Medical Translation and Interpretation (MTI) Leadership Group and to facilitate the implementation of action strategies of the MTI plan. The County will receive up to \$40,000. Term of the grant contract is July 1, 2007 through June 30, 2009. (C-07-0429)

MOTION: Hudkins moved and Stevens seconded approval of a grant contract between the Board of Trustees of the Community Health Endowment and Lancaster County for funding for operational costs, travel expenses, and professional services for coordination and support services for the Medical Translation and Interpretation (MTI) Leadership Group and to facilitate the implementation of action strategies of the MTI plan. Heier, Schorr, Stevens, Hudkins and Workman voted aye. Motion carried.

I. A grant contract with Cedars Youth Services for the Skills and Asset Building in Juvenile Justice Programs, in the amount of \$30,000. Cedars will contribute \$3,880 in matching funds. Term of the grant contract is July 1, 2007 through June 30, 2008. (C-07-0430)

MOTION: Stevens moved and Heier seconded approval of a grant contract with Cedars Youth Services for the Skills and Asset Building in Juvenile Justice Programs, in the amount of \$30,000. Schorr, Stevens, Hudkins, Heier and Workman voted aye. Motion carried.

4) **NEW BUSINESS CONTINUED:**

J. A grant contract with Madonna Rehabilitation Hospital for funding of the Community Medical Transportation Project, in the amount of \$12,928. Term of the grant contract is July 1, 2007 through June 30, 2008. (C-07-0431)

MOTION: Stevens moved and Heier seconded approval of a grant contract with Madonna Rehabilitation Hospital for funding of the Community Medical Transportation Project, in the amount of \$12,928. Stevens, Heier, Schorr, Hudkins and Workman voted aye. Motion carried.

K. A grant contract with Lighthouse Inc. for funding for the After School Program, in the amount of \$10,343. Term of the grant contract is July 1, 2007 to June 30, 2008. (C-07-0432)

MOTION: Stevens moved and Schorr seconded approval of a grant contract with Lighthouse Inc. for funding for the After School Program, in the amount of \$10,343. Heier, Schorr, Hudkins, Stevens and Workman voted aye. Motion carried.

L. A grant contract with CenterPointe Inc. for the following programs: Community Support, in the amount of \$42,543; Youth Residential, in the amount of \$31,908; Outpatient Services, in the amount of \$99,268; Day Rehabilitation, in the amount of \$93,950; and Dual Diagnosis/Residential Treatment, in the amount of \$86,860. The total amount of the grant is \$354,529. Term of the grant contract is July 1, 2007 to June 30, 2008. (C-07-0437)

MOTION: Stevens moved and Hudkins seconded approval of a grant contract with CenterPointe Inc. for the following programs: Community Support, in the amount of \$42,543; Youth Residential, in the amount of \$31,908; Outpatient Services, in the amount of \$99,268; Day Rehabilitation, in the amount of \$93,950; and Dual Diagnosis/Residential Treatment, in the amount of \$86,860. Schorr, Hudkins, Stevens, Heier and Workman voted aye. Motion carried.

4) **NEW BUSINESS CONTINUED:**

M. A lease agreement between Lancaster County and Community Alternatives Nebraska for approximately 1,842.25 square feet of office space at Trabert Hall, located at 2202 South 11th Street, Lincoln, Nebraska. Term of the agreement is July 1, 2007 through June 30, 2008. Community Alternatives Nebraska will pay the County \$959.51 per month for the leased space. (C-07-0433)

MOTION: Hudkins moved and Stevens seconded approval of a lease agreement between Lancaster County and Community Alternatives Nebraska for approximately 1,842.25 square feet of office space at Trabert Hall, located at 2202 South 11th Street, Lincoln, Nebraska. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

N. Agreements with Triumph Prosthetics and Orthotics and Exstrom Physical Therapy 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 Triumph Prosthetics and Orthotics and Exstrom Physical Therapy 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 contain a 30 day termination provision. (C-07-0434 and C-07-0436)

MOTION: Schorr moved and Hudkins seconded approval of agreements with Triumph Prosthetics and Orthotics and Exstrom Physical Therapy 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, Schorr, Heier and Workman voted aye. Motion carried.

4) **NEW BUSINESS CONTINUED:**

O. A dental services agreement with Justin Villafane, DDS for dental services at the Lancaster County Corrections Department for individuals housed in the County adult jail facilities. Mr. Villafane is a licensed dentist and will be paid \$80 per hour for general services, \$80 per hour for instructing medical staff in dental clinic practice and \$100 per hour for time in preparation of trial or in court testimony. Term of the agreement is October 16, 2007 to October 15, 2008 and includes a 120 day termination clause. (C-07-435)

MOTION: Heier moved and Stevens seconded approval of a dental services agreement with Justin Villafane, DDS for dental services at the Lancaster County Corrections Department for individuals housed in the County adult jail facilities. Schorr, Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

P. Recommendation from the Purchasing Agent and Lancaster Manor to award a bid to NECO Security, in the amount of \$29,400, for a new fire suppression panel and associated work to bring the fire system up to code at Lancaster Manor. (B-07-0060)

This item was held for further discussion at the County Board Staff Meeting to be held on Thursday, October 18, 2007.

Q. A political subdivision tort claim filed against Lancaster County Corrections by Nancy McDowell, in the amount of \$200, for lost property.

MOTION: Heier moved and Hudkins seconded to deny a political subdivision tort claim filed against Lancaster County Corrections by Nancy McDowell as recommended by the Corrections Director. Schorr, Stevens, Hudkins, Heier and Workman voted aye. Motion carried.

5) **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 Attorney's Quarterly Report for July 1, 2007 through September 30, 2007.

5) **CONSENT ITEMS CONTINUED:**

B. Setting of a public hearing for Thursday, November 15, 2007 at 7:30 p.m. in the Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding Lancaster County's proposed One and Six-Year Road and Bridge Improvement Program for the fiscal years beginning July 1, 2008 through June 30, 2013.

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

- **Nilda G. Jepson, an employee with Lancaster Manor**
- **Abbey LeQuire, an employee with the Corrections Department**

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

- ▶ **Mark D. and Kimberly A. Morris, in the total amount of \$4,973.50, on South 98th Street from Old Cheney Road to "A" Street; Project C55-KP-412(1). (2 contracts) (C-07-0438 and C-07-0439)**
- ▶ **Marvin and D. June Lyman, in the total amount of \$15,921 on South 98th Street from Old Cheney Road to "A" Street; Project C55-KP-412(1). (3 contracts) (C-07-0440 through C-07-0422)**
- ▶ **John and Pamela Rallis, in the total amount of \$6,890, on South 98th Street from Old Cheney Road to "A" Street; Project C55-KP-412(1). (3 contracts) (C-07-0443 through C-07-0445)**

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

6) **ADJOURNMENT:**

MOTION: Stevens moved and Hudkins seconded adjournment of the Board of Commissioners meeting at 9:52 a.m.. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

Dan Nolte
County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, OCTOBER 16, 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
Ray Stevens

Others Present: Gwen Thorpe, Deputy Chief Administrative Officer
Dan Nolte, County Clerk
Cori Beattie, Deputy County Clerk
Tom Fox, Deputy County Attorney
Scott Gaines, Deputy County Assessor/Register of Deeds

The location announcement of the Nebraska Open Meetings Act was given and the meeting was called to order at 9:52 a.m..

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, October 9, 2007.**

MOTION: Schorr moved and Stevens seconded approval of the minutes of the Board of Equalization meeting on October 9, 2007. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

2) **ADDITIONS AND DEDUCTIONS:**

Approval of 128 additions and deductions to the tax assessment rolls per Attachments "A" and "B".

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

3) **MOTOR VEHICLE TAX EXEMPTIONS:**

**Blessed Sacrament Parish and School
Gentle Shepherd Baptist Church
Nebraska Annual Conference of the United Methodist Church
Our Lady of Guadalupe Seminary, a division of Priestly Fraternity of St.
Peter
St. Paul United Methodist Church
Southeast Nebraska Mobile Diagnostic Service, Inc.**

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

4) **NOTICE OF PROPOSED CHANGE IN EXEMPTION STATUS FOR 2007:**

**St. Paul's Lutheran Church
Real Estate Charitable Foundation**

Scott Gaines, Deputy County Assessor/Register of Deeds, explained that both properties were previously exempted by the County Board, however, they have been sold to taxable entities.

MOTION: Schorr moved and Hudkins seconded removal of the 2007 tax exempt status for St. Paul's Lutheran Church and Real Estate Charitable Foundation. Schorr, Stevens, Hudkins, Heier and Workman voted aye. Motion carried.

5) **ADJOURNMENT:**

MOTION: Schorr moved and Stevens seconded adjournment of the Board of Equalization meeting at 9:55 a.m.. Stevens, Heier, Schorr, Hudkins and Workman voted aye. Motion carried.

Dan Nolte
County Clerk