

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, APRIL 29, 2008
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, April 22, 2008. (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, April 29, 2008.
- 3) **SPECIAL PRESENTATION:**
 - A. Presentation of the Commissioners Award of Excellence to Marlene Walenta, an employee at Lancaster Manor, for April, 2008.
- 4) **PUBLIC HEARINGS:**
 - A. Issuance of Revenue Bonds by Hospital Authority No. 1 of Lancaster County, Nebraska not to exceed (a) \$40,000,000 principal amount of its Hospital Revenue Refunds Bonds (BryanLGH Medical Center Project), Series 2008A and (b) \$90,000,000 aggregate principal amount of its variable rate demand Hospital Revenue Refund Bonds (BryanLGH Medical Center Project), Series 2008B. (See New Business Item 5A for correlating documentation.)
 - B. An application for Corporate Manager for [Dale W. Lilyhorn](#) in connection with an application for a Class Y (Farm Winery) liquor license from Whispering Vines Winery L.L.C. d/b/a Windcrest Winery located at 3110 West Branched Oak Road, Raymond, Lancaster County, Nebraska. (See New Business Item 5B for correlating documentation.)

<p style="text-align:center">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.</p>

4) **PUBLIC HEARINGS CONTINUED:**

- C. An application for a catering license in connection with a Class Y (Farm Winery) liquor license for [Deer Springs Winery L.L.C.](#) d/b/a Deer Springs Winery located at 16255 Adams Street, Lincoln, Lancaster County, Nebraska. (See New Business Item 5C for correlating documentation.)

5) **NEW BUSINESS:**

- A. A resolution approving the issuance, sale and delivery by Hospital Authority No. 1 of Lancaster County, Nebraska not to exceed (A) \$40,000,000 principal amount of its Hospital Revenue Refunding Bonds (BryanLGH Medical Center Project), Series 2008A and (B) \$90,000,000 aggregate principal amount of its variable rate demand Hospital Revenue Refunding Bonds (BryanLGH Medical Center Project), Series 2008B, solely for the purposes of Section 147(f) of the Internal Revenue Code of 1985, as amended, and related matters. [\(R-08-0029\)](#)
- B. A resolution in the matter of an application for Class Y (Farm Winery) liquor license for Whispering Vines Winery, L.L.C. d/b/a Whispering Vines Winery, located at 3110 West Branched Oak Road, Raymond, Lancaster County, Nebraska and an application for Corporate Manager for Dale W. Lilyhorn in connection with the application for a Class Y liquor license. [\(R-08-0027\)](#)
- C. A resolution in the matter of an application for a catering license for Deer Springs Winery L.L.C. d/b/a Deer Springs Winery, located at 16255 Adams Street, Lincoln, Lancaster County, Nebraska in connection with their Class Y (Farm Winery) liquor license. [\(R-08-0028\)](#)
- D. An addendum to an agreement with Milliman Inc., under County Contract No. C-07-0339, for consulting services for the Lancaster County medical and dental employee benefit plans. The addendum authorizes Milliman to perform an actuarial attestation for Medicare Part D to capture the financial reimbursement offered by the Retiree Drug Subsidy (RDS) program of Centers for Medicare and Medicaid Services (CMS). The County will pay \$3,000 for the additional services. [\(C-08-0165\)](#)
- E. A contract between the Nebraska Department of Health and Human Services Regulation and Licensure and Lancaster County, on behalf of the Lancaster County Human Services Department, to organize and sponsor four community education events for new Americans. The County will be paid \$2,083 for the services and the term of the agreement ends June 30, 2008. [\(C-08-0166\)](#)

5) **NEW BUSINESS CONTINUED:**

- F. A service provider agreement between the Nebraska Department of Health and Human Services and Lancaster County, on behalf of the Community Mental Health Midtown Center, for adult day care services. Term of the agreement is May 1, 2008 through April 30, 2009. [\(C-08-0167\)](#)
- G. Amendment No. 3 to the 2007/2008 network provider contract with the Regional Behavioral Health Authority (Region V), found under County Contract No. C-07-0447, for certain behavioral mental health services at the Community Mental Health Center. The amendment amends Appendix A, Section V, Behavioral Health Service Allocations regarding amounts reimbursed for services provided by the Community Mental Health Center. [\(C-08-0168\)](#)
- H. A real estate purchase agreement and quitclaim deed, whereby Lancaster County is selling and transferring by quitclaim deed, a part of the previously vacated portion of South 88th Street near Firethorn in the Southwest Quarter of Section 2, Township 9 North, Range 7 East of the 6th P.M., Lancaster County, Nebraska. The property is being sold and transferred to the adjacent landowners, David and Doreen Miller, for the appraised value of the property, in the amount of \$11,000. [\(C-08-0169\)](#)
- I. A real estate purchase agreement and quitclaim deed, whereby Lancaster County is selling and transferring by quitclaim deed, a part of the previously vacated portion of South 88th Street near Firethorn in the Southwest Quarter of Section 2, Township 9 North, Range 7 East of the 6th P.M., Lancaster County, Nebraska. The property is being sold and transferred to the adjacent landowners, Jeffrey and Leslie Dale, for the appraised value of the property, in the amount of \$6,300. [\(C-08-0170\)](#)
- J. A real estate purchase agreement and quitclaim deed, whereby Lancaster County is selling and transferring by quitclaim deed, a part of the previously vacated portion of South 88th Street near Firethorn in the Southwest Quarter of Section 2, Township 9 North, Range 7 East of the 6th P.M., Lancaster County, Nebraska. The property is being sold and transferred to the adjacent landowners, Robert and Donna Ewoldt, for the appraised value of the property, in the amount of \$4,500. [\(C-08-0171\)](#)
- K. A utility relocation agreement between Lancaster County and Norris Public Power District of Beatrice for relocation of underground electrical facilities in connection with Project No C55-S-401(6), Hickman Viaduct. Total amount of the cost is estimated to be \$56,487 of which \$1,500 is estimated to be the share of the cost to the County. [\(C-08-0172\)](#)

5) **NEW BUSINESS CONTINUED:**

- L. An agreement between Medi-Bill Systems and Lancaster County, on behalf of Lancaster Manor, for Medicare Part A and B claims management, processing, documentation and appeals services. The fees for such services are provided in Attachment B of the agreement. The agreement automatically renews annually but may be terminated at any time upon 30 days written notice.
(C-08-0181)
- M. An application for public transportation assistance for the [Lancaster County Rural Transit](#).
- N. Recommendation from the Lancaster County Engineering Department to award a bid as follows for Fiscal Year 2008 spring gravel hauling to various stockpiles within the County:

Project 08-29H - 5,400 Tons - Waverly

Husker Trucking (Hauler)	\$3.10/Ton	\$ 16,740.00
Lyman-Richey Western Sand (Producer)	\$8.65/Ton	<u>\$ 46,710.00</u>
		\$ 63,450.00

Project 08-30H - 2,570 Tons - Raymond

Lyman-Richey (Hauler)	\$4.40/Ton	\$ 11,308.00
Lyman-Richey (Producer)	\$8.65/Ton	<u>\$ 22,230.50</u>
		\$ 33,538.50

Project 08-31H - 2,700 Tons - Emerald

Husker Trucking (Hauler)	\$5.38/Ton	\$ 14,526.00
Lyman-Richey (Producer)	\$8.65/Ton	<u>\$ 23,355.00</u>
		\$ 37,881.00

Project 08-32H - 2,700 Tons - SW 12th & Saltillo Road

Westover Trucking (Hauler)	\$5.92/Ton	\$ 15,984.00
Lyman-Richey (Producer)	\$8.65/Ton	<u>\$ 23,355.00</u>
		\$ 39,339.00

Project 08-33H - 3,465 Tons - Roca

Buel Trucking (Hauler)	\$6.18/Ton	\$ 21,413.70
Lyman-Richey (Producer)	\$8.65/Ton	<u>\$ 29,972.25</u>
		\$ 51,385.95

Project 08-34H - 2,070 Tons - So. 68th Street

Westover Trucking (Hauler)	\$6.85/Ton	\$ 14,179.50
Lyman-Richey (Producer)	\$8.65/Ton	<u>\$ 17,905.50</u>
		\$ 32,085.00

5) **NEW BUSINESS CONTINUED:**

Project 08-35H - 3,083 Tons - Walton

Buel Trucking (Hauler)	\$4.18/Ton	\$ 12,886.94
Lyman-Richey (Producer)	\$8.65/Ton	<u>\$ 26,667.95</u>
		\$ 39,554.89

Project 08-36H - 2,588 Tons - Davey

Hiskey Trucking (Hauler)	\$4.90/Ton	\$ 12,681.20
Lyman-Richey (Producer)	\$8.65/Ton	<u>\$ 22,386.20</u>
		\$ 35,067.40

Project 08-37H - 2,682 Tons - SW 98th & Saltillo Road

Westover Trucking (Hauler)	\$6.70/Ton	\$ 17,969.40
Lyman-Richey (Producer)	\$8.65/Ton	<u>\$ 23,199.30</u>
		\$ 41,168.70

Total amount of Bid (B-08-0022) is \$373,470.44.

- O. Recommendation from the Purchasing Agent and the Lancaster Manor Administrator to award a bid to Kidwell Companies, in the amount of \$9,965, for replacement of telephone cable. (B-08-0023)
- P. Appointment of Tom Keep and Reappointment of Tim Golden and Richard Slama to the Lincoln-Lancaster County Ecological Advisory Committee for three-year terms, expiring May 1, 2011.
- Q. A political subdivision tort claim filed against the Lancaster Count Corrections Department by Kathy R. Ozenbaugh, in the amount of \$16, for lost property.

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

- * John and Cynthia Hanzel, in the total amount of \$13,158, at South 98th Street and Old Cheney Road; Project C55-KP-412(1). (2 contracts)
(C-08-0173) (C-08-0174)

6) **CONSENT ITEMS CONTINUED:**

- * Ronald and Barbara German, in the total amount of \$5,249, on South 82nd Street from Hickman to Road Roads; Project C55-S-404(3). (3 contracts)
[\(C-08-0175\)](#) [\(C-08-0176\)](#) [\(C-08-0177\)](#)
- * Susan Hohensee, in the total amount of \$30,960, on South 98th Street from Old Cheney Road to "A" Street; Project C55-KP-412(1). (3 contracts)
[\(C-08-0178\)](#) [\(C-08-0179\)](#) [\(C-08-0180\)](#)

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

8) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a Staff Meeting on Thursday, May 1, 2008 beginning at 8:30 a.m. in Room 113 on the first floor of the County-City Building.
- B. A public hearing will be held on Tuesday, May 13, 2008 at 9:30 a.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding a request from [James Arthur Vineyards](#) for an addition to licensed premise located at 2001 West Raymond Road, Raymond, Lancaster County, Nebraska
- C. 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.

9) **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, APRIL 29, 2008
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, April 22, 2008. (A copy of the 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 5 additions and deductions to the tax assessment rolls per Attachments "A".

- 3) **MOTOR VEHICLE TAX EXEMPTION APPLICATIONS:**

Capitol City Christian Church
Christ United Methodist Church

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

[Larry G. Bledsoe - 2006](#)
[Larry G. Bledsoe - 2007](#)

- 5) **ADJOURNMENT:**

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