

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, AUGUST 5, 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, July 29, 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, August 5, 2008.
- 3) **PUBLIC HEARINGS:**
 - A. Proposed revisions to the Lincoln-Lancaster County [Air Pollution Regulations and Standards](#). (See New Business Item 4A for correlating documentation.)
- 4) **NEW BUSINESS:**
 - A. A resolution in the matter of amending Article 2, Sections 1, 2, 10, 14, 17, 19, 30, 34 and the Table of Contents, of the Lincoln-Lancaster County Air Pollution Control Program Regulations and Standards, as provided in Attachment A.
([R-08-0055](#))
 - B. A resolution in the matter of approving the 2008-2009 annual cost of living increase for Unrepresented Classified County employees, in the amount of three percent for employees in the "C", "E", and "X" Classification, effective the pay period beginning August 14, 2008. The resolution also modifies the pay plan for the Classified, Unrepresented employees in the "X" Classification.
([R-08-0053](#))

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| <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> |
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4) **NEW BUSINESS CONTINUED:**

- C. A resolution in the matter of adopting a scale of wages for job classifications covered by the 2008-2011 agreement between the County of Lancaster and Local 2468 of the American Federation of State, County and Municipal Employees AFL-CIO (AFSCME); specifically, for the pay period beginning August 14, 2008. The scale of wages will take effect the pay period beginning August 14, 2008 and will remain in effect until the beginning of the first pay period in September, 2009. (R-08-0054)
- D. An interlocal agreement with the State of Nebraska Probation Administration for electronic monitoring of up to 28 juveniles and two probation officers to supervise juveniles who are ordered by the Separate Juvenile Court of Lancaster County to pre-adjudication or predisposition monitoring during home detention. Term of the agreement is July 1, 2008 to June 30, 2009 and the County will pay up to \$143,000 for the services. (C-08-0380)
- E. An agreement with the State of Nebraska Department of Health and Human Services (HHS), Division of Behavioral Health Services to provide youth problem gambling prevention services for the Gamblers Assistance Program. The County will receive \$50,000 from HHS. Term of the agreement is July 1, 2008 through June 30, 2009. (C-08-0381)
- F. A unit price construction contract with Bob and Don's Plumbing for miscellaneous plumbing services for pipe less than two inches (under \$25,000). Term of the contract is from July 1, 2008 through June 30, 2009, with an option to renew the contract for three additional one-year terms. (C-08-0382)
- G. A contract between Kerford Limestone Co. and Lancaster County for the annual supply of rock or gravel for road surfacing and ice control material on an as-needed basis by the County Engineering Department. Term of the contract is one year from the date of execution. The County will pay for products according to the pricing as listed in the contractor's proposal. (C-08-0383)
- H. A contract between Western Sand and Gravel Co. and Lancaster County for the annual supply of rock or gravel for road surfacing and ice control material on an as-needed basis by the County Engineering Department. Term of the contract is one year from the date of execution. The County will pay for products according to the pricing as listed in the contractor's proposal. (C-08-0384)
- I. A contract between Cornerstone Print and Imaging and Lancaster County, the City of Lincoln and the Public Building Commission for the rebid of annual requirements for offset printing and related services. The County will pay for services according to the pricing in the contractor's accepted proposal. Term of the contract is three years from the date of execution. (C-08-0385)

4) **NEW BUSINESS CONTINUED:**

- J. A contract between A to Z Printing and Lancaster County, the City of Lincoln and the Public Building Commission for the rebid of annual requirements for offset printing and related services. The County will pay for services according to the pricing in the contractor's accepted proposal. Term of the contract is three years from the date of execution. (C-08-0386)
- K. A contract between Capitol Graphics and Lancaster County, the City of Lincoln and the Public Building Commission for the rebid of annual requirements for offset printing and related services. The County will pay for service according to the pricing in the contractor's accepted proposal. Term of the contract is three years from the date of execution. (C-08-0387)
- L. A contract between FireGuard, Inc. and Lancaster County for fire systems inspection services. The County will pay for services according to the pricing in the contractor's accepted proposal. Term of the contract is one year from the date of execution. (C-08-0388)
- M. An agreement with the University of Nebraska, Board of Regents on behalf of the Department of Psychology. Under the agreement the University will provide the services of a licensed clinical Ph.D. psychologist for four hours a week at the Community Transition Program at the Heather. Term of the agreement is July 1, 2008 to June 30, 2009 and the County will pay \$8,246.90 for the services. (C-08-0389)
- N. Unit price contracts with the following vendors for demolition services for small emergencies and routine maintenance and repair of facilities (under \$25,000). Term of the contracts is from July 1, 2008 through June 30, 2009, with an option to renew for three additional one-year periods.
- * Brandt Excavating Company (C-08-0390)
 - * K2 Construction (C-08-0391)
 - * Mid-Nebraska Grading & Demolition Inc. (C-08-0392)
- O. An agreement between Olsson Associates Inc. and the Lancaster County Engineering Department for an underground storage tank release investigation ordered by the Nebraska Department of Environmental Quality, Water Quality Division, Petroleum Remediation Section, in the amount of \$21,270; Project 09-03. (C-08-0393)

4) **NEW BUSINESS CONTINUED:**

- P. Unit price construction contracts with the following vendors for electrical services for small emergencies and routine maintenance and repair of facilities (under \$25,000). Term of the contracts is August 1, 2008 through July 31, 2009, with an option by the owners to renew for three additional one-year periods.
- * Ensley Electrical Services ([C-08-0394](#))
 - * Progressive Electric ([C-08-0395](#))
 - * Innovative Electrical Technologies, Inc. ([C-08-0396](#))
- Q. A lease agreement between Lancaster County and Community Alternatives Nebraska, Inc. 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, 2008 through June 30, 2009. Community Alternatives Nebraska, Inc. will pay the County \$959.51 per month for the leased space. ([C-08-0397](#))
- R. A labor agreement between the County of Lancaster and the American Federation of State, County and Municipal Employees, AFL-CIO (AFSCME), Local 2468 for a three-year period beginning August 14, 2008. ([C-08-0398](#))
- S. A labor agreement between the County of Lancaster and the Lancaster County Deputy Sheriffs' Association, Fraternal Order of Police, Lodge 29 for a three-year period beginning August 14, 2008. ([C-08-0399](#))
- T. An agreement between Extended Care Information Network, Inc. d/b/a Allscripts and Lancaster County, on behalf of Lancaster Manor, for patient referral software and services. The cost to the County is a one-time activation fee of \$350 and a monthly subscription fee of \$175. Term of the agreement is from August 1, 2008 to July 31, 2009. ([C-08-0400](#))
- U. A licensing agreement between Lancaster County and Swank Motion Pictures, Inc. for showing video cassette movies at the Youth Services Center. Term of the agreement is from July 1, 2008 through June 30, 2009. The County will pay \$275 for the license. ([C-08-0401](#))
- V. An annual telephone support contact with Jantek Electronics, Inc. for the Youth Services Center's time clock system. The service contract includes unlimited technical support via telephone, fax, internet and e-mail. Term of the contract is July 21, 2008 to July 20, 2009. ([C-08-0402](#))

4) **NEW BUSINESS CONTINUED:**

- W. A Medicare enrollment application reassignment of Medicare benefits regarding Amy L. Turner for the Lancaster County Community Mental Health Center.
(C-08-0403)
- X. A breach of contract claim against Lancaster County, filed by Gary Young on behalf of Lynn Kemper, for damages associated with an alleged breach of the collective bargaining agreement between Lancaster County and Fraternal Order of Police Lodge No. 32. Mr. Kemper seeks a retroactive calculation of pay since December 20, 2007; specifically, the difference in his current hourly wage and the wage he would be receiving had he received his merit raise on December 20, 2007.
- Y. A political subdivision tort claim filed against the Lancaster County Corrections Department by [Linda J. Moore](#), in the amount of \$100,000, for alleged discrimination and violation of Constitutional rights.
- Z. A political subdivision tort claim filed against the Lancaster County Corrections Department by [David L. Coleman](#), in the amount of \$1,000,000 for alleged failure to provide appropriate medical care.

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. Lancaster [County Engineer's](#) Quarterly Report for April, May and June, 2008.
 - 2. Lancaster County Engineer's Quarterly Report for April, May and June, 2008 for the [GIS](#) (Geographic Information System) Division.
- B. Setting of public hearings for Tuesday, August 19, 2008 in the County Commissioners Hearing Room, Room 112, at 7 p.m. regarding the following:
 - 1. Keno Fund Projects. (A list of the projects may be obtained from the County Budget and Fiscal office.)
 - 2. [Lancaster County's Proposed Budget](#) for Fiscal Years 2008-2009.

5) **CONSENT ITEMS CONTINUED:**

- C. Setting of a public hearing for Tuesday, August 26, 2008 at 9:30 a.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building for a Corporate Manager application for Linda Wunderlich and an application for a Class Y (Farm Winery) liquor license for [Wunderrosa L.L.C.](#) d/b/a Wunderrosa, located at 2361 Wittstruck Road, Roca, Lancaster County, Nebraska.
- D. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following:
- * Alma Wilson on West Princeton Road, 2,478 feet west of Southwest 58th Street; Project CP-V-132. This is a donation. [\(C-08-0404\)](#)
 - * Curtis and Joetta Schwaninger on Southwest 42nd Street, 1,843 feet north of West Hallam Road; Project CP-W-29. This is a donation. [\(C-08-0405\)](#)
 - * Gertrude and Douglas Deats, in the amount of \$70, on South 110th Street, 733 feet north of Wittstruck Road; Project CP-R-277. [\(C-08-0406\)](#)
 - * Stephen and Eleanor Benes, in the amount of \$109, on Northwest 84th Street, 30 feet north of West Davey Road; Project CP-D-189. [\(C-08-0407\)](#)
 - * Franklin and Sharon Cerveny, in the amount of \$114.40, on West Princeton Road, 2,478 feet west of Southwest 58th Street; Project CP-V-132. [\(C-08-0408\)](#)

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

7) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a Staff Meeting on Thursday, August 7, 2008 beginning at 8:30 a.m. in Room 113 on the first floor of the County-City Building.
- B. The Lancaster County Board of Commissioners have scheduled budget meetings to be held at the County-City Building located at 555 South 10th Street, Lincoln, Nebraska (room numbers listed below):

Other Budget Meetings will be Scheduled on a Staff Meeting Agenda:

Thursday, August 14, 2008 - 10:00 a.m. to 11:30 a.m.: Review Ag Society/Rural Fire Budgets, County-City Building, Room 113

- 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.

8) **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, AUGUST 5, 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, July 29, 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 26 additions and deductions to the tax assessment rolls per Attachments "[A](#)" and "[B](#)".

- 3) **MOTOR VEHICLE TAX EXEMPTIONS:**

Cornhusker Council, Boy Scouts of America
Eastridge Presbyterian Church
Tabitha, Inc.

- 4) **ADJOURNMENT:**

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