

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, JANUARY 29, 2008
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: Kerry Eagan, Chief Administrative Officer
Gwen Thorpe, Deputy Chief Administrative Officer
Dan Nolte, County Clerk
Cori Beattie, Deputy County Clerk
Kristy Bauer, 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, January 22, 2008.**

MOTION: Heier moved and Hudkins seconded approval of the minutes of the Board of Commissioners meeting held on January 22, 2008. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

2) **CLAIMS: Approval of all claims processed through Tuesday, January 29, 2008.**

MOTION: Hudkins moved and Stevens seconded approval of all claims processed through January 29, 2008. Schorr, Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

3) **SPECIAL PRESENTATIONS:**

A. Appointment and introduction of Steve Hilton to the Lancaster County Visitors Promotion Committee to complete the unexpired term of Norbert Greuner, ending June 30, 2011 - Jeff Maul, Executive Director, Lincoln Convention and Visitors Bureau

3) **SPECIAL PRESENTATIONS CONTINUED:**

Jeff Maul, Executive Director, Lincoln Convention and Visitors Bureau, introduced Steve Hilton.

Hilton gave a brief overview of his background and work experience in the hotel business.

MOTION: Heier moved and Schorr seconded approval of the appointment of Steven Hilton to the Lancaster County Visitors Promotion Committee to complete the unexpired term of Norbert Greuner, ending June 30, 2011. Heier, Schorr, Stevens, Hudkins and Workman voted aye. Motion carried.

4) **NEW BUSINESS:**

A. An agreement between Lancaster County and Maya Chilese for project developer/presenter services for "The Odds Are . . .", a youth gambling prevention program. Term of the agreement is July 1, 2007 to June 30, 2008. The County's payment for such services will not exceed \$13,000. (C-08-0037)

MOTION: Stevens moved and Hudkins seconded approval of an agreement between Lancaster County and Maya Chilese for project developer/presenter services for "The Odds Are . . .", a youth gambling prevention program. Schorr, Stevens, Hudkins, Heier and Workman voted aye. Motion carried.

B. An addendum to an agreement with Great Plains Appraisal Inc., under County Contract No. C-03-0596, for services of qualified professional appraisers to assist the Lancaster County Assessor's Office in performing the appraisal functions necessary to process the Tax Equalization and Review Commission (TERC) appeals for the 2003 tax year. The addendum authorizes Great Plains appraisal to also process the TERC appeals for the 2007 tax year. (C-08-0038)

MOTION: Stevens moved and Heier seconded approval of an addendum to an agreement with Great Plains Appraisal Inc., under County Contract No. C-03-0596, for services of qualified professional appraisers to assist the Lancaster County Assessor's Office in performing the appraisal functions necessary to process the Tax Equalization and Review Commission (TERC) appeals for the 2003 tax year. Stevens, Heier, Schorr, Hudkins and Workman voted aye. Motion carried.

4) **NEW BUSINESS CONTINUED:**

C. An interlocal agreement with the City of Lincoln to share the cost and duties of the design, grading and paving of streets within the Alvo Road Project and West Alvo Road Project. The interlocal will be funded by the City and the County pursuant to Attachment "A" of the interlocal agreement. (C-08-0039)

MOTION: Hudkins moved and Heier seconded approval of an interlocal agreement with the City of Lincoln to share the cost and duties of the design, grading and paving of streets within the Alvo Road Project and West Alvo Road Project. Heier, Schorr, Hudkins, Stevens and Workman voted aye. Motion carried.

D. A resolution instituting eminent domain proceedings against Guy M. Lammle, Project C55-KP-412(1), Tract No. 1 (South 98th Street, between Old Cheney Road and "A" Street). (R-08-0006)

MOTION: Stevens moved and Schorr seconded approval of Resolution No. R-08-0006 instituting eminent domain proceedings against Guy M. Lammle, Project C55-KP-412(1), Tract No. 1 (South 98th Street, between Old Cheney Road and "A" Street). Schorr, Hudkins, Stevens, Heier and Workman voted aye. Motion carried.

E. Approval of an activity report submitted to the Nebraska Department of Agriculture from the Lancaster County Weed Control Authority for 2007.

MOTION: Hudkins moved and Stevens seconded approval of an activity report submitted to the Nebraska Department of Agriculture from the Lancaster County Weed Control Authority for 2007. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

F. Request from Anne W. Erwin for a refund of real property taxes for 2005 and 2006.

Scott Gaines, Deputy County Assessor/Register of Deeds, explained a correction was made regarding the floor area of the home and is reflected in the 2007 value, however, the request is for a refund for 2005 and 2006. For consistency and upon advice from the County Attorney's office recommendation was denial.

4) **NEW BUSINESS CONTINUED:**

MOTION: Hudkins moved approval of a request from Anne W. Erwin for a refund of real property taxes for 2005 and 2006.

Motion failed for lack of second.

MOTION: Heier moved and Stevens seconded to accept the recommendation of the Deputy County Assessor/Register of Deeds and the County Attorney to deny the request from Anne W. Erwin for a refund of real property taxes for 2005 and 2006. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

G. Appointments and reappointments of the following individuals to the Youth Services Center Advisory Committee for two-year terms to expire on December 31, 2010:

New Appointments

- * Sarah Newell, Lancaster County Public Defender's Office
- * Shelly Swartz, YWCA
- * Lindsay Cheever, Nebraska State Juvenile Probation
- * Barb Armstead, Lancaster County Attorney's Office
- * Dan Reitan, Lincoln Police Department
- * Kevin Karmazin, citizen at-large

Reappointments

- * Mark Funkhouser, Nebraska State Patrol
- * Terry Macholan, Lincoln Public Schools
- * Bill Janike, Child Guidance Center
- * Ben Houchin, Lancaster County Sheriff's Office
- * Dean Settle, Lancaster County Community Mental Health Center
- * David Rowe, citizen at-large

MOTION: Heier moved and Stevens seconded approval of the following appointments to the Youth Services Center Advisory Committee for two-year terms to expire on December 31, 2010: Sarah Newell, Shelly Swartz, Lindsay Cheever, Barb Armstead, Dan Reitan and Kevin Karmazin and approval of the following reappointments to the Youth Services Center Advisory Committee for two-year terms to expire on December 31, 2010: Mark Funkhouser, Terry Macholan, Bill Janike, Ben Houchin, Dean Settle and David Rowe.

Workman stated he requested that the by-laws of the advisory committee be reviewed to see if another committee member could be appointed. He added that he would like to see Royce Jeffries, Vice President of Cornhusker Bank, appointed if possible.

4) **NEW BUSINESS CONTINUED:**

MOTION: Schorr, Hudkins, Heier, Stevens 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. **Sheriff's Report of Fees for December, 2007.**
2. **Lincoln Housing Authority 2007 Report to the Community.**

B. Request from Daniel A. Leggiadro, employee at the Lancaster County Community Mental Health Center, for early participation in the County's retirement plan, having met the requirements.

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

6) **PENDING:** *Items currently on pending may be removed at the discretion of the Board and scheduled for action on a regular Board of Commissioners agenda following a two week notification period.*

A. Election of Officers for the Lancaster County Board of Commissioners and the Lancaster County Board of Equalization. (Placed on pending January 15, 2008.)

MOTION: Schorr moved and Hudkins seconded to remove from pending the election of officers for the Lancaster County Board of Commissioners and the Lancaster County Board of Equalization and place on an agenda, in not less than two weeks, when all five Commissioners will be present. Stevens, Heier, Schorr, Hudkins and Workman voted aye. Motion carried.

7) **ADJOURNMENT:**

MOTION: Stevens moved and Heier seconded adjournment of the Board of Commissioners meeting at 9:50 a.m.. Schorr, Stevens, Hudkins, Heier and Workman voted aye. Motion carried.

Dan Nolte
County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, JANUARY 29, 2008
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: Kerry Eagan, Chief Administrative Officer
Gwen Thorpe, Deputy Chief Administrative Officer
Dan Nolte, County Clerk
Cori Beattie, Deputy County Clerk
Kristy Bauer, Deputy County Attorney
Rob Ogden, 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 9:50 a.m..

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, January 22, 2008.**

MOTION: Schorr moved and Stevens seconded approval of the minutes of the Board of Equalization meeting held on January 22, 2008. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

2) **ADDITIONS AND DEDUCTIONS:**

Approval of 64 additions and deductions to the tax assessment rolls per Attachment "A".

MOTION: Stevens moved and Heier 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 EXEMPTION APPLICATIONS:**

**BryanLGH Medical Center
Capitol City Christian Church
Evangelical United Lutheran Church
Lincoln Lancaster Child Guidance Center
North American Martyrs School
Oak Lake Evangelical Free Church
St. Elizabeth Regional Medical Center
The Salvation Army
Sesostris Shrine
Trinity Lutheran Church & School**

MOTION: Heier moved and Stevens seconded approval of the motor vehicle tax exemption applications for BryanLGH Medical Center, Capitol City Christian Church, Evangelical United Lutheran Church, North American Martyrs School, Oak Lake Evangelical Free Church, St. Elizabeth Regional Medical Center, The Salvation Army, Sesostris Shrine and Trinity Lutheran Church and School. Heier, Schorr, Stevens, Hudkins and Workman voted aye. Motion carried.

4) **APPEAL FILED BY PANSING HOGAN & BACHMAN, LLP, ON BEHALF OF LRDF1 LINCOLN, LLC , RELATING TO NOTICE OF ASSESSED VALUATION CHANGE FOR 2006 AND 2007:**

Rob Ogden, Deputy County Assessor/Register of Deeds, explained he and Mark LaPuzza, attorney representing LRDF1 Lincoln, LLC, had come to an agreement that the company (LRDF1 Lincoln, LLC) was willing to accept a value of \$1,050,000 for 2006 and 2007. He added that it was a correction to an omitted piece of land which had no value on it.

MOTION: Heier moved and Stevens seconded to accept the recommendation of the Deputy County Assessor/Register of Deeds and set the value on Parcel I.D. No. 17-06-103-001-000 (LRDF1 Lincoln LLC) at \$1,050,000 for 2006 and 2007. 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