

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, FEBRUARY 19, 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
Ray Stevens

Commissioners Absent: Deb Schorr

Others Present: Kerry Eagan, Chief Administrative Officer
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, February 12, 2008.

MOTION: Hudkins moved and Stevens seconded approval of the minutes of the Board of Commissioners meeting held on February 12, 2008. Hudkins, Stevens, Heier and Workman voted aye. Motion carried.

- 2) **CLAIMS:** Approval of all claims processed through Tuesday, February 19, 2008.

MOTION: Heier moved and Stevens seconded approval of all claims processed through February 19, 2008. Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

3) **SPECIAL PRESENTATIONS:**

- A. The Annual 2007 Commissioners Award of Excellence was presented to Greta Gregory-Strong with the Crisis Center and Community Mental Health Center.**

MOTION: Hudkins moved and Heier seconded approval of the annual 2007 Commissioners Award of Excellence to Greta Gregory-Strong, an employee with the Crisis Center, and the Lancaster County Community Mental Health Center. Heier, Stevens, Hudkins and Workman voted aye. Motion carried.

- B. The 2007 Honorable Mention Annual Commissioners Award of Excellence was presented to Stephen Swanson with the Lancaster County Corrections Department; and to the team of Kimberley Mundil, Renee Felder, Deb VanLent and Randy Thurber with the Lancaster County Community Mental Health Center.**

- C. A one-time cash award in the amount of \$500 for Janet Martin, an employee with Lancaster Manor, due to exceptional circumstances.**

MOTION: Stevens moved and Heier seconded approval of a one-time cash award, in the amount of \$500, for Janet Martin, an employee with Lancaster Manor, due to exceptional circumstances. Heier, Stevens, Hudkins and Workman voted aye. Motion carried.

4) **PUBLIC HEARING:**

- A. County Miscellaneous No. 08002, a text amendment to Article 8.02 of the Lancaster County Land Subdivision Regulations.**

The Chair opened the public hearing.

The Clerk administered the oath to Brandon Garrett with the Planning Department.

Garrett explained that the text amendment will allow final plats to be drawn and submitted on 24 pound white paper as well as Mylar or tracing cloth.

The Chair asked if anyone else wished to provide testimony either in favor of or in opposition of the text amendment.

4) **PUBLIC HEARINGS CONTINUED:**

No one appeared and the hearing was closed.

5) **OLD BUSINESS:**

- A. **A grant contract with Southeast Community College to cover the costs of instructors for the employment specific class offered to approximately 40 refugee students, as part of the Targeted Assistance Discretionary (TAG) Grant program, in the amount of \$15,000. Term of the grant contract is October 1, 2007 to September 30, 2008. (C-08-0060)**

MOTION: Stevens moved and Heier seconded approval of a grant contract with Southeast Community College to cover the costs of instructors for the employment specific class offered to approximately 40 refugee students, as part of the Targeted Assistance Discretionary (TAG) Grant program, in the amount of \$15,000. Stevens, Heier, Hudkins and Workman voted aye. Motion carried.

6) **NEW BUSINESS:**

- A. **A resolution in the matter of County Miscellaneous No. 08002, a text amendment to the Lancaster County Subdivision Regulations, to amend Section 8.02 of Chapter 8, as provided in Attachment A. (R-08-0009)**

MOTION: Hudkins moved and Stevens seconded approval of Resolution No. R-08-0009 in the matter of County Miscellaneous No. 08002, a text amendment to the Lancaster County Subdivision Regulations, to amend Section 8.02 of Chapter 8, as provided in Attachment A. Heier, Hudkins, Stevens and Workman voted aye. Motion carried.

- B. **An application for a Special Events Permit from the [Nebraska Sports Council](#) to hold a Mountain Bike Enduro/Ride around Panama on Sunday, March 16, 2008 at 1:30 p.m..**

Jim Craig, with the Nebraska Sports Council, gave an overview of the application indicating he visited with the Sheriff's Office, as well as Rural Fire and Rescue, to address any concerns they may have.

MOTION: Heier moved and Hudkins seconded approval of an application for a Special Events Permit from the [Nebraska Sports Council](#) to hold a Mountain Bike Enduro/Ride around Panama on Sunday, March 16, 2008 at 1:30 p.m..

6) **NEW BUSINESS CONTINUED:**

FRIENDLY AMENDMENT: Stevens requested that the recommendations of the Sheriff's Office be incorporated into the approval.

Both the maker of the motion and the seconder concurred.

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

- C. Amendment to a grant contract with the City of Lincoln, Lincoln Police Department, found at County Contract Number C-07-0196, for funding for the community-driven initiatives to address violence against women among diverse and traditionally under served populations while strengthening legal advocacy services for victims of domestic violence and dating violence. The amendment changes the ending date of the grant contract from December 31, 2008 to August 31, 2008. The new ending date coincides with the end of the Federal Grant which supplies the grant funds. (C-08-0066)**

MOTION: Stevens moved and Heier seconded approval of an amendment to a grant contract with the City of Lincoln, Lincoln Police Department, found at County Contract Number C-07-0196, for funding for the community-driven initiatives to address violence against women among diverse and traditionally under served populations while strengthening legal advocacy services for victims of domestic violence and dating violence. Hudkins, Stevens, Heier and Workman voted aye. Motion carried.

- D. An agreement with Star Anesthesia 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 agreement sets forth a reimbursement arrangement in which the County will provide payment for the medical care and Star Anesthesia will reimburse the County if/when the General Assistance client is later determined eligible for Medicaid reimbursement. The agreement is effective upon execution of both parties and contains a 30-day termination provision. (C-08-0067)**

6) **NEW BUSINESS CONTINUED:**

MOTION: Heier moved and Hudkins seconded approval of an agreement with Star Anesthesia 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, Heier and Workman voted aye. Motion carried.

E. Addendum to an agreement with iXTEND, Inc., found at County Contract Number C-06-0610, for the installation of Enterprise One Financial Multi-Foundation environment and the upgrade of software tools to be utilized by various County departments including the County Treasurer's Office, the County Clerk's Office and County Finance. The addendum authorizes iXTEND to provide services through an additional named iXTEND employee at a lower rate of \$140 per hour for such services. (C-08-0068)

MOTION: Heier moved and Stevens seconded approval of an addendum to an agreement with iXTEND, Inc., found at County Contract Number C-06-0610, for the installation of Enterprise One Financial Multi-Foundation environment and the upgrade of software tools to be utilized by various County departments including the County Treasurer's Office, the County Clerk's Office and County Finance. Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

F. Utility relocation agreement, Project No. 08-05, concrete box culverts, located on South 162nd Street (between Pine Lake Road and Old Cheney Road) between the County of Lancaster and the Lancaster County Rural Water District Number 1. The total amount of the project is estimated at \$4,331. (C-08-0069)

MOTION: Stevens moved and Hudkins seconded approval of a utility relocation agreement, Project No. 08-05, concrete box culverts, located on South 162nd Street (between Pine Lake Road and Old Cheney Road) between the County of Lancaster and the Lancaster County Rural Water District Number 1. Heier, Stevens, Hudkins and Workman voted aye. Motion carried.

6) **NEW BUSINESS CONTINUED:**

- G. Utility Permit 915 with the City of Lincoln Water Department for the installation of a 16" water line on the north side of Arbor Road from North 70th Street to the city limit 2000 feet west, at no cost to Lancaster County. (C-08-0070)**

MOTION: Hudkins moved and Stevens seconded approval of utility permit number 915 with the City of Lincoln Water Department for the installation of a 16" water line on the north side of Arbor Road from North 70th Street to the city limit 2000 feet west, at no cost to Lancaster County. Stevens, Heier, Hudkins and Workman voted aye. Motion carried.

- H. A program resolution with the State of Nebraska, Department of Roads to amend the existing program agreement for County Bridge No. C-91 (Raymond Road and the Little Salt Creek intersection) to replace the bridge rather than rehabilitate it, in the amount of \$200,000; Project No. BH-3370(2). (R-08-0008)**

MOTION: Hudkins moved and Heier seconded approval of a program resolution with the State of Nebraska, Department of Roads to amend the existing program agreement for County Bridge No. C-91 (Raymond Road and the Little Salt Creek intersection) to replace the bridge rather than rehabilitate it, in the amount of \$200,000; Project No. BH-3370(2). Stevens, Heier, Hudkins and Workman voted aye. Motion carried.

- I. Recommendation from the County Engineer to award a bid to Pavers, Inc. for crack sealing bituminous surfacing, in the amount of \$42,480. (B-08-0005)**

MOTION: Stevens moved and Heier seconded approval of the recommendation from the County Engineer to award a bid to Pavers, Inc. for crack sealing bituminous surfacing, in the amount of \$42,480. Heier, Hudkins, Stevens and Workman voted aye. Motion carried.

- J. Setting the salary for [Angela Pofahl](#), Bailiff II, at an annual salary of \$47,977.87, effective February 20, 2008.**

MOTION: Stevens moved and Heier seconded approval of setting the salary for [Angela Pofahl](#), Bailiff II, at an annual salary of \$47,977.87, effective February 20, 2008. Hudkins, Stevens, Heier 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. Receive and Place on File:

1. **County Sheriff's Monthly Report of Fees for January, 2008.**
2. **Lancaster County Engineer's Quarterly Report for October, November and December, 2007.**
3. **Lancaster County Engineer's Quarterly Report for the Geographic Information System (GIS) Division for October, November and December, 2007.**
4. **Clerk of the District Court's Monthly Report for January, 2008.**

B. Request from Mike Mueller, an employee with the Corrections Department, to participate in the County's retirement plan, having met the requirements.

C. Right-of-way contracts for road improvements between the County Engineer and the following:

- * **Marjorie Freye, Trustee, located on West Saltillo Road 0.3 miles east of Southwest 27th Street; Project No. CP-O-78. This is a land donation. (C-08-0071)**
- * **Marion E. and Janella Ell, located on Bennet Road from So 82nd Street east; Project No. CP-S-206. This is a land donation. (C-08-0072)**
- * **Ronald Myra Morrison, in the amount of \$302.50, located 1060' east of Southwest 100th Street on West Hallam Road; Project No. CP-V-176. (C-08-0073)**
- * **Erma C. Schwaninger, in the amount of \$405, located on Firth Road 1889' east of South 25th Street; Project No. CP-X-218. (C-08-0074)**

MOTION: Stevens moved and Hudkins seconded approval of the Consent Items.

Hudkins thanked the Freyes and Ells for their donations of land relating to right-of-way contracts.

7) **CONSENT ITEMS CONTINUED:**

Heier concurred.

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

8) **ADJOURNMENT:**

MOTION: Stevens moved and Heier seconded adjournment of the Board of Commissioners meeting at 10:04 a.m.. Hudkins, Stevens, Heier and Workman voted aye. Motion carried.

Dan Nolte
County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, FEBRUARY 19, 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
Ray Stevens

Commissioners Absent: Deb Schorr

Others Present: Kerry Eagan, Chief Administrative Officer
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 10:04 a.m..

- 1) **MINUTES: Approval of the Minutes of the Board of Equalization meeting held on Tuesday, February 12, 2008.**

MOTION: Stevens moved and Heier seconded approval of the minutes of the Board of Equalization meeting held on February 12, 2008. Hudkins, Stevens, Heier and Workman voted aye. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 184 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. Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

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

**CenterPointe, Inc.
Family Service Association of Lincoln
First Baptist Church
First Evangelical Covenant Church
Gates of Praise
Immaculate Heart of Mary Church
Nebraska Conference of the United Church of Christ**

MOTION: Heier moved and Hudkins seconded approval of motor vehicle tax exemptions for CenterPointe, Inc., Family Service Association of Lincoln, First Baptist Church, First Evangelical Covenant Church, Gates of Praise, Immaculate Heart of Mary Church and Nebraska Conference of the United Church of Christ. Stevens, Hudkins, Heier and Workman voted aye. Motion carried.

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

Mike G. and Gale S. Poe

Scott Gaines, Deputy County Assessor/Register of Deeds, stated the notice was to correct an error made by their office. He explained the notice removes the house which no longer exists.

MOTION: Hudkins moved and Stevens seconded to send notice of assessed valuation change for property taxation purposes for Mike G. And Gale S. Poe. Stevens, Hudkins, Heier and Workman voted aye. Motion carried.

5) **ADJOURNMENT:**

MOTION: Heier moved and Hudkins seconded adjournment of the Board of Equalization meeting at 10:06 a.m.. Stevens, Heier, Hudkins and Workman voted aye. Motion carried.

Dan Nolte
County Clerk