

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, JULY 15, 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
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, July 8, 2008.**

MOTION: Hudkins moved and Schorr seconded approval of the minutes of the Board of Commissioners meeting held on July 8, 2008. Hudkins, Schorr, Heier and Workman voted aye. Stevens abstained from voting. Motion carried.

2) **CLAIMS: Approval of all claims processed through Tuesday, July 15, 2008.**

MOTION: Heier moved and Stevens seconded approval of all claims processed through July 15, 2008. Schorr, Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

3) **SPECIAL PRESENTATIONS:**

A. A resolution proclaiming July 14 through July 25, 2008 as the Annual Campaign Against Hunger. (R-08-0043) - Scott Young, Lincoln Food Bank Director; Mike Thurber, Lancaster County Corrections Director; Larry Williams, Commission on Human Rights Director; Joe Anderson and Monica Rigoni, Corrections Department

Scott Young, Lincoln Food Bank Director, appeared and gave an overview of the Annual Campaign Against Hunger stating last year County and City employees donated approximately 10,941 of food and \$11,497.

Also appearing were Mike Thurber, Corrections Director, Joe Anderson and Monica Rigoni, Corrections Department.

The Clerk read the resolution into the record.

MOTION: Stevens moved and Heier seconded approval of Resolution No. R-08-0043 proclaiming July 14 through July 25, 2008 as the Annual Campaign Against Hunger. Heier, Schorr, Stevens, Hudkins and Workman voted aye. Motion carried.

B. Appointment of Leroy (Roy) Schoen to the Veterans Service Committee for a five-year term, beginning July 1, 2008.

Gary Chalupa, Veterans Service Director, gave a brief overview of the Veterans Service Committee and introduced Leroy Schoen.

MOTION: Hudkins moved and Stevens seconded approval of the appointment of Leroy (Roy) Schoen to the Veterans Service Committee for a five-year term, beginning July 1, 2008.

Schoen stated he went through the ROTC program at the University of Nebraska after which he joined the Army and served in Vietnam. He stated he is currently at the Veterans Center Outreach Office where he has worked for 23 years.

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

4) **PUBLIC HEARINGS:**

- A. Continuation of a public hearing regarding a Corporate Manager application for Ricky Reynoldson and an application for a Class C (Spirits, Wine, Beer On & Off Sale) liquor license for CDMH L.L.C. d/b/a Crooked Creek Golf Club, located at 333 South 134th Street, Lincoln, Lancaster County, Nebraska. (See New Business Item 5A for correlating documentation.)**

The Chair reconvened the public hearing and asked if anyone wished to provide testimony.

Terry Wagner, Lancaster County Sheriff, stated the letter from his office had an error regarding the applicant's name. That error, he said, was corrected. He added that there was no change regarding the recommendation of for no reason for denial.

No one appeared and the hearing was closed.

5) **NEW BUSINESS:**

- A. A resolution in the matter of a Corporate Manager application for Ricky Reynoldson and an application for a Class C (Spirits, Wine, Beer On & Off Sale) liquor license for CDMH L.L.C. d/b/a Crooked Creek Golf Club, located at 333 South 134th Street, Lincoln, Lancaster County, Nebraska. (R-08-0045)**

MOTION: Heier moved and Schorr seconded approval of Resolution No. R-08-0045 in the matter of approving a Corporate Manager application for Ricky Reynoldson and an application for a Class C (Spirits, Wine, Beer On & Off Sale) liquor license for CDMH L.L.C. d/b/a Crooked Creek Golf Club, located at 333 South 134th Street, Lincoln, Lancaster County, Nebraska. Heier, Schorr, Hudkins, Stevens and Workman voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

- B. A resolution in the matter of extending the deadline for hearing protests regarding real property in Lancaster County from July 25, 2008 to August 10, 2008, pursuant to Neb. Rev. Stat 77-1502(1). (R-08-0046)**

MOTION: Stevens moved and Schorr seconded approval of Resolution No. R-08-0046 in the matter of extending the deadline for hearing protests regarding real property in Lancaster County from July 25, 2008 to August 10, 2008, pursuant to Neb. Rev. Stat 77-1502(1). Schorr, Hudkins, Stevens, Heier and Workman voted aye. Motion carried.

- C. An agreement with UNICO Group, Inc. for professional insurance brokerage services to support and assist Lancaster County with matters dealing with insurance and risk management. Term of the agreement is September 1, 2008 through August 31, 2013. The total compensation for the first year will be \$29,825 and there will be no more than a three percent increase for each subsequent year of the agreement. (C-08-0312)**

MOTION: Hudkins moved and Stevens seconded approval of an agreement with UNICO Group, Inc. for professional insurance brokerage services to support and assist Lancaster County with matters dealing with insurance and risk management. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

- D. A unit price construction contract between Bob and Don's Plumbing and Lancaster County, the City of Lincoln and the Public Building Commission for miscellaneous plumbing services for pipe larger than two inches (under \$25,000). Term of the contract is July 1, 2008 through June 30, 2009, with an option to renew for three additional one-year terms. (C-08-0313)**

MOTION: Hudkins moved and Stevens seconded approval of a unit price construction contract between Bob and Don's Plumbing and Lancaster County, the City of Lincoln and the Public Building Commission for miscellaneous plumbing services for pipe larger than two inches (under \$25,000). Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

E. A unit price construction contract between John Henry's Plumbing, Heating and Air Conditioning and Lancaster County, the City of Lincoln and the Public Building Commission for miscellaneous plumbing services for pipe larger than two inches (under \$25,000). Term of the contract is July 1, 2008 through June 30, 2009, with an option to renew the contract for three additional one-year terms. (C-08-0314)

MOTION: Stevens moved and Schorr seconded approval of a unit price construction contract between John Henry's Plumbing, Heating and Air Conditioning and Lancaster County, the City of Lincoln and the Public Building Commission for miscellaneous plumbing services for pipe larger than two inches (under \$25,000). Schorr, Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

F. A referee agreement with John (Jack) Sullivan for referee services to be provided to hear valuation protests filed for the 2008 tax year and to transmit information to the Lancaster County Board of Equalization. The County will pay \$85 per hour for the services. (C-08-0315)

MOTION: Stevens moved and Heier seconded approval of a referee agreement with John (Jack) Sullivan for referee services to be provided to hear valuation protests filed for the 2008 tax year and to transmit information to the Lancaster County Board of Equalization. Heier, Schorr, Stevens, Hudkins and Workman voted aye. Motion carried.

G. A unit price construction contract between Dickey and Burham, Inc. and Lancaster County, the City of Lincoln and the Public Building Commission for general construction services under \$25,000. Term of the contract is July 1, 2008 through June 30, 2009, with an option to renew for three additional one-year terms. (C-08-0316)

MOTION: Hudkins moved and Heier seconded approval of a unit price construction contract between Dickey and Burham, Inc. and Lancaster County, the City of Lincoln and the Public Building Commission for general construction services under \$25,000. Schorr, Stevens, Hudkins, Heier and Workman voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

H. A unit price construction contract between David Wood Construction and Lancaster County, the City of Lincoln and the Public Building Commission for general construction services under \$25,000. Term of the contract is July 1, 2008 through June 30, 2009, with an option to renew for three additional one-year terms. (C-08-0317)

MOTION: Schorr moved and Hudkins seconded approval of a unit price construction contract between David Wood Construction and Lancaster County, the City of Lincoln and the Public Building Commission for general construction services under \$25,000. Stevens, Heier, Schorr, Hudkins and Workman voted aye. Motion carried.

I. An agreement with the Department of Veterans Affairs for Lancaster Manor to provide nursing home services pursuant to the current Medicaid Rate Schedule plus an added ten percent. (C-08-0318)

MOTION: Hudkins moved and Stevens seconded approval of an agreement with the Department of Veterans Affairs for Lancaster Manor to provide nursing home services pursuant to the current Medicaid Rate Schedule plus an added ten percent. Heier, Schorr, Hudkins, Stevens and Workman voted aye. Motion carried.

J. A contract between Lancaster, the City of Lincoln and KMG Enterprises, L.L.C. d/b/a Buggy Bath Car Wash North for annual requirements for vehicle washes and related 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-08-0319)

MOTION: Schorr moved and Stevens seconded approval of a contract between Lancaster, the City of Lincoln and KMG Enterprises, L.L.C. d/b/a Buggy Bath Car Wash North for annual requirements for vehicle washes and related services. Schorr, Hudkins, Stevens, Heier and Workman voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

K. A unit price construction contract between Walton Construction Co., Inc. and Lancaster County, the City of Lincoln and the Public Building Commission for pavement construction services under \$25,000. Term of the contract is August 1, 2008 through July 31, 2009, with an option to renew for three additional one-year terms. (C-08-0320)

MOTION: Heier moved and Hudkins seconded approval of a unit price construction contract between Walton Construction Co., Inc. and Lancaster County, the City of Lincoln and the Public Building Commission for pavement construction services under \$25,000. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

L. A unit price construction contract between Cather and Son's Construction, Inc. and Lancaster County, the City of Lincoln and the Public Building Commission for pavement construction services under \$25,000. Term of the contract is August 1, 2008 through July 31, 2009, with an option to renew for three additional one-year terms. (C-08-0321)

MOTION: Hudkins moved and Heier seconded approval of a unit price construction contract between Cather and Son's Construction, Inc. and Lancaster County, the City of Lincoln and the Public Building Commission for pavement construction services under \$25,000. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

M. A unit price construction contract between Pavers Inc. and Lancaster County, the City of Lincoln and the Public Building Commission for pavement construction services under \$25,000. Term of the contract is August 1, 2008 through July 31, 2009, with an option to renew for three additional one-year terms. (C-08-0322)

MOTION: Hudkins moved and Schorr seconded approval of a unit price construction contract between Pavers Inc. and Lancaster County, the City of Lincoln and the Public Building Commission for pavement construction services under \$25,000. Schorr, Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

N. A unit price construction contract between Dickey and Burham and Lancaster County, the City of Lincoln and the Public Building Commission for pavement construction services under \$25,000. Term of the contract is August 1, 2008 through July 31, 2009, with an option to renew for three additional one-year terms. (C-08-0323)

MOTION: Stevens moved and Hudkins seconded approval of a unit price construction contract between Dickey and Burham and Lancaster County, the City of Lincoln and the Public Building Commission for pavement construction services under \$25,000. Heier, Schorr, Stevens, Hudkins and Workman voted aye. Motion carried.

O. A contract between Cornerstone Printing and Imaging and Lancaster County, the City of Lincoln and the Public Building Commission for the rebid of annual requirements for quick copy and related services. The County will pay for services according to the pricing in the contractor's accepted proposal including the additional pricing provided by the contractor. Term of the contract is one year from the date of execution. (C-08-0324)

MOTION: Heier moved and Stevens seconded approval of a contract between Cornerstone Printing and Imaging and Lancaster County, the City of Lincoln and the Public Building Commission for the rebid of annual requirements for quick copy and related services. Schorr, Stevens, Hudkins, Heier and Workman voted aye. Motion carried.

P. A contract between McKesson Medical-Surgical Minnesota Supply, Inc. and Lancaster County for the annual supply of linens on an as-needed basis by Lancaster Manor. Term of the contract is one year from the date of execution, with an option to renew for three additional one-year periods. The County will pay for products according to the pricing as listed in the contractor's proposal. (C-08-0325)

MOTION: Stevens moved and Hudkins seconded approval of a contract between McKesson Medical-Surgical Minnesota Supply, Inc. and Lancaster County for the annual supply of linens on an as-needed basis by Lancaster Manor. Stevens, Heier, Schorr, Hudkins and Workman voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

Q. A contract between Lancaster County and Encompass Group L.L.C. for the annual supply of linens for Lancaster Manor on an as-needed basis. Term of the contract is one year from the date of execution, with an option to renew for three additional one-year periods. The County will pay for products according to the pricing as listed in the contractor's proposal. (C-08-0326)

MOTION: Schorr moved and Stevens seconded approval of a contract between Lancaster County and Encompass Group L.L.C. for the annual supply of linens for Lancaster Manor on an as-needed basis. Heier, Schorr, Hudkins, Stevens and Workman voted aye. Motion carried.

R. An agreement between Lancaster County and Maximus, Inc. for professional consulting services to provide cost allocation plans and collections from programs which the County operates with outside funding for fiscal years 2008, 2009 and 2010. Term of the agreement is January 1, 2009 to December 31, 2011. The County will pay \$11,500 per year. (C-08-0327)

Tom Fox, Deputy County Attorney, requested the item be held for one week.

By direction of the Chair, the agreement was held for one week.

S. A contract between Lancaster County, the City of Lincoln and Husker Car Wash, Inc. for annual requirements for vehicle washes and related 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-08-0328)

MOTION: Schorr moved and Stevens seconded approval of a contract between Lancaster County, the City of Lincoln and Husker Car Wash, Inc. for annual requirements for vehicle washes and related services. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

T. A contract between Lancaster County, the City of Lincoln and West "O" Super Wash for annual requirements for vehicle washes and related 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-08-0329)

MOTION: Schorr moved and Stevens seconded approval of a contract between Lancaster County, the City of Lincoln and West "O" Super Wash for annual requirements for vehicle washes and related services. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

U. A contract between Lancaster County, the City of Lincoln and JetSplash Full Service Car Wash for annual requirements for vehicle washes and related services. The County will pay for services according the pricing in the contractor's accepted proposal. Term of the contract is one-year from the date of execution. (C-08-0330)

MOTION: Stevens moved and Heier seconded approval of a contract between Lancaster County, the City of Lincoln and JetSplash Full Service Car Wash for annual requirements for vehicle washes and related services. Schorr, Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

V. Acceptance and approval of the temporary retirement buyout program application and agreement with Emanuel E. Bartek, a Lancaster County Deputy Sheriff.

MOTION: Stevens moved and Hudkins seconded accepted and approved a temporary retirement buyout program application and agreement with Emanuel E. Bartek, a Lancaster County Deputy Sheriff. Heier, Schorr, Stevens, Hudkins and Workman voted aye. Motion carried.

W. Request from the Lancaster County Public Defender to promote Christopher Eickholt from an Attorney I to Attorney II and setting of his salary at \$73,518, effective July 1, 2008.

5) **NEW BUSINESS CONTINUED:**

MOTION: Stevens moved and Heier seconded approval of a request from the Lancaster County Public Defender to promote Christopher Eickholt from an Attorney I to Attorney II and setting of his salary at \$73,518, effective July 1, 2008. Schorr, Stevens, Hudkins, Heier and Workman voted aye. Motion carried.

X. A salary increase for Deputy County Attorney, Jenna Venema, from \$54,000 to \$57,677, pursuant to her six-month review, effective July 17, 2008.

MOTION: Hudkins moved and Schorr seconded approval of a salary increase for Deputy County Attorney, Jenna Venema, from \$54,000 to \$57,677, pursuant to her six-month review, effective July 17, 2008. Stevens, Heier, Schorr, Hudkins and Workman voted aye. Motion carried.

Y. Reappointment of Bob Workman to the Public Building Commission for a four-year term, beginning on August 1, 2008.

MOTION: Hudkins moved and Heier seconded approval of the reappointment of Bob Workman to the Public Building Commission for a four-year term, beginning on August 1, 2008. Heier, Schorr, Hudkins, Stevens and Workman voted aye. Motion carried.

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. Receive and Place on File:

- 1. Clerk of the District Court's Monthly Report for June, 2008.**
- 2. County Assessor/Register of Deeds Monthly Report for June, 2008.**
- 3. State of Nebraska, Department of Roads Surface Transportation Program Book for Fiscal Years 2009-2014.**
- 4. City of Lincoln Annual Operating Budget for 2008-2009.**

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

7) **OTHER BUSINESS:**

The Chair announced that Jean Ortiz, former *Journal Star* reporter, accepted a new position with the Associated Press Wire Service and introduced Kendra Waltke, with the *Journal Star*, as the reporter who will cover County news.

Waltke stated she has been working on regional news at the *Journal Star* for approximately five years.

Stevens welcomed Waltke and stated he appreciated the coverage that Ms. Ortiz gave the County Board. He stated he felt she reported the issues relating to the County Board correctly every time.

The Board concurred.

8) **ADJOURNMENT:**

MOTION: Stevens moved and Schorr seconded adjournment of the Board of Commissioners meeting at 10:14 a.m.. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

Dan Nolte
County Clerk

MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, JULY 15, 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
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 10:14 a.m..

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, July 8, 2008.**

MOTION: Heier moved and Schorr seconded approval of the minutes of the Board of Equalization meeting held on July 8, 2008. Hudkins, Schorr, Heier and Workman voted aye. Stevens abstained from voting. Motion carried.

2) **ADDITIONS AND DEDUCTIONS:**

Approval of 11 additions and deductions to the tax assessment rolls per Attachments "A" and "B".

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 EXEMPTIONS:**

**American Red Cross
BryanLGH Medical Center
Capitol City Christian Church
Catholic Bishop of Lincoln
Developmental Services of Nebraska, Inc.
Glad Tidings Assembly of God Church
Sisters of Mercy
Villa Marie School**

MOTION: Stevens moved and Schorr seconded approval of motor vehicle tax exemptions for American Red Cross, BryanLGH Medical Center, Capitol City Christian Church, Catholic Bishop of Lincoln, Developmental Services of Nebraska, Inc., Glad Tidings Assembly of God Church, Sisters of Mercy and Villa Marie School. Schorr, Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

4) **2007 HOMESTEAD EXEMPTION APPLICATION:**

Request from JoAnn Fleming for approval of a 2007 homestead exemption application as being timely filed.

Scott Gaines, Deputy County Assessor/Register of Deeds, recommended that the request for approval of a homestead exemption for 2007 be granted.

MOTION: Hudkins moved and Stevens seconded to approve the request and grant a homestead exemption for 2007 for JoAnn Fleming. 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 10:15 a.m.. Stevens, Heier, Schorr, Hudkins and Workman voted aye. Motion carried.

Dan Nolte
County Clerk