

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, MARCH 3, 2009
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.

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. THOSE WISHING TO SPEAK ON ITEMS NOT RELATED TO THE AGENDA WILL BE GIVEN THE CHANCE TO SPEAK UNDER OTHER BUSINESS AND WILL BE LIMITED TO FIVE (5) MINUTES.

- 1) **MINUTES:** Approval of the [Minutes](#) of the Board of Commissioners meeting held on Tuesday, February 24, 2009. (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>).
- 2) **CLAIMS:** Approval of all claims processed through Tuesday, March 3, 2009.
- 3) **SPECIAL PRESENTATION:**
 - A. Presentation of the [Commissioners Award of Excellence](#) for January, 2009, to William Stewart and Timothy Vorm with the Community Mental Health Center.
- 4) **PUBLIC HEARING:**
 - A. [County Change of Zone No. 08071](#), requested by the Director of Planning, to amend the Lancaster County Zoning Resolution to allow excavation and stone milling to be approved by special permit in the AG Agricultural and AGR Agricultural Residential zoning districts; to provide conditions governing said use; and to add a section relating to enforcement and revocation of special permits.

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.

5) **OLD BUSINESS:**

- A. A deed of reconveyance, regarding property located at 135 South Harrison Street, Hallam, Nebraska, and a release of all claims the County may have against [RRJ, L.L.C., d/b/a Legacy Dairy and Creamery](#) arising under the Project Financing Agreement dated April 11, 2006, including a Community Development Block Grant award of \$300,000 loaned to RRJ, L.L.C.

6) **NEW BUSINESS:**

- A. A Memorandum of Understanding between the County of Lancaster and Prairieland Foods, L.L.C., regarding job creation in Hallam, Nebraska. [\(C-09-0099\)](#)
- B. An application for a Special Events Permit from [Jim Craig](#) to hold a Mountain Bike Ride/Enduro around Panama on Sunday, March 15, 2008, beginning at 1:30 p.m.
- C. An interlocal agreement between the City of Waverly and Lancaster County for sharing the costs of a concept study of a pedestrian facility on Canongate Road between Jamestown Street and Amberly Road. The County will pay one-half (½) of the study, not to exceed \$1,200. [\(C-09-0093\)](#)
- D. An amendment to an agreement with iXTEND for computer consulting services and the installation of the upgrade to the Enterprise One Financial Multi-Foundation environment software upgrade. The amendment increases the total amount of hours of service provided by iXTEND for the Enterprise One software upgrade from 240 to 340 hours. [\(C-09-0094\)](#)
- E. A fourth amendment to an agreement with Evercom Systems, Inc., under County Contract Number C-03-0161, for telephone services for Lancaster County Corrections, the Lancaster Correctional Facility and the Youth Services Center. The amendment extends the agreement for an additional 60-day term beginning March 2, 2009 and ending May 1, 2009. [\(C-09-0095\)](#)
- F. An addendum to an agreement with Milliman, Inc., under County Contract Number C-07-0339, for consulting services for the Lancaster County medical and dental employee benefit plans. The addendum renews the agreement, pursuant to Paragraph 3 of the agreement, for an additional one year term beginning June 1, 2008, and ending May 31, 2009. [\(C-09-0096\)](#)
- G. A contract with Interstate Sealant & Concrete, Inc., for crack sealing at various locations in the County; Project 09-25. The work will begin early spring and the County will pay \$30,300 for such services. [\(C-09-0097\)](#)

6) **NEW BUSINESS CONTINUED:**

- H. An appraisal contract between the County Engineer and Johnson Appraisal, L.L.C. for appraisal services, in the amount of \$4,250, in connection with the appraisal of right-of-way for a project located at North 70th Street and Arbor Road; Project No C55-G-408(3). (C-09-0098)
- I. An amendment to an agreement with Tri-Supply for the annual supply of commercial laundry chemicals. The amendment provides for price increases of products as listed in Attachment "A". (C-09-0100)
- J. A contract between Lancaster County and Election Systems and Software, Inc., for election related services and ballot printing. The term of the contract is for three years. The cost for the services is pursuant to Exhibits "A" and "B" of the contract. (C-09-0101)
- K. An amendment to the Project Agreement between the State of Nebraska Game and Parks Commission, the Lower Platte South Natural Resources District, and Lancaster County pursuant to the Federal Highway Administration Recreational Trails Program for design and construction of a Motocross Track at Abbott Sports Complex. The amendment extends the term of the original agreement to June 2, 2009. (C-09-0102)
- L. Recommendation from the Purchasing Agent and the County Engineer to award a bid for culvert replacement and maintenance to T.J. Osborn Construction, Inc., of Lincoln, Nebraska, in the amount of \$180,207. (B-09-0013)
- M. Recommendation from the Purchasing Agent and the County Engineer to award a bid for the grading of South 82nd Street to Japp Brothers Grading, L.L.C., of Kennard, Nebraska, in the amount of \$213,923.32. (B-09-0014)
- N. Recommendations from the Joint Budget Committee to approve [Keno Human Services Prevention Fund](#) Round 29 grant projects, in the total amount of \$76,424, to the following:
- * Bright Lights, in the amount of \$7,400, for Scholarships
 - * Bryan/LGH Foundation, in the amount of \$3,750, for E.D. Connections
 - * Campfire USA, in the amount of \$7,400, for Prevention Education
 - * Child Advocacy Center, in the amount of \$2,300, for Transportation/Spanish
 - * Fresh Start Home, in the amount of \$7,400, for Transitional Living
 - * Friendship Home, in the amount of \$3,749, for Children's Programs
 - * Human Services Federation (A), in the amount of \$1,850, for Youth Poverty Curriculum
 - * Human Services Federation (B), in the amount of \$3,500, for Economic Justice

6) **NEW BUSINESS CONTINUED:**

- * Medical Translation/Interpretation, in the amount of \$1,875, for Year 3 Objectives
- * Lincoln Action Program (B), in the amount of \$7,500, for Financial Literacy
- * Lincoln Literacy Council, in the amount of \$7,500, for the F.L.A.I.R. Program
- * Matt Talbot Kitchen, in the amount of \$7,500, for the Homeless ID Project
- * St. Mark's Foundation, in the amount of \$7,500, for Kids Against Hunger
- * Samaritan Counseling Center, in the amount of \$7,200, for Prescott Outreach

O. Appointment of Bob Workman to replace Bernie Heier on the District Energy Corporation Board of Directors pursuant to Section 3 of the District Energy Corporation Bylaws.

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

- * Kenneth W. Haar and Christine M. Funk, in the amount of \$214, located 880 feet west of N.W. 126th Street on W. Mill Road; Project No. CP-E-220. [\(C-09-0103\)](#)
- * David and Delores Downs, in the amount of \$230.50, located at N.W. 27th Street and W. Branched Oak Road; Project No. CP-C-253. [\(C-09-0104\)](#)
- * Margaret A. Refshauge, Trustee, in the amount of \$415, located on N. 27th Street and Agnew Road; Project No. CP-B-74. [\(C-09-0105\)](#)
- * Joyce A. Urbanec, in the amount of \$739, located at NW 27th Street and West Branched Oak Road; Project No. CP-C-253. [\(C-09-0106\)](#)

8) **PENDING:**

A. A resolution in the matter of County Change of Zone No. 08050, requested by Michael and Judith Rosecrans, to change the zoning on 8.84 acres, more or less, from AG Agricultural to B Business on property generally located one-half mile south of the corner of Hickman Road and Homestead Expressway/Highway 77 in Lancaster County, Nebraska. [\(R-08-0093\)](#) (Item placed on pending on November 4, 2008.)

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

10) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a Staff Meeting on Thursday, March 5, 2009, 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 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.

11) **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.

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, MARCH 3, 2009
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, February 24, 2009. (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 13 additions and deductions to the tax assessment rolls per Attachment "A".

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

Catholic Social Services
Centerpointe, Inc. (2 exemptions)
Dialysis Center of Lincoln, Inc.
First Lutheran Church
Glad Tidings Assembly of God

- 4) **ADJOURNMENT:**

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.