

**AGENDA  
LANCASTER COUNTY BOARD OF COMMISSIONERS  
TUESDAY, MAY 19, 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, May 12, 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, May 19, 2009.
- 3) **SPECIAL PRESENTATION:**
  - A. Recognition of County Employees' Service Anniversaries
- 4) **PUBLIC HEARING:**
  - A. The issuance, sale and delivery by Hospital Authority No. 1 of Lancaster County, Nebraska, of its not to exceed \$7,200,000 principal amount revenue refunding bond (Madonna Project), Series 2009, solely for the purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended, and related matters.

**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) **NEW BUSINESS:**

- A. A resolution approving the issuance, sale and delivery by Hospital Authority No. 1 of Lancaster County, Nebraska, of its not to exceed \$7,200,000 principal amount revenue refunding bond (Madonna Project), Series 2009, solely for the purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended, and related matters. (R-09-0028)
- B. A resolution in the matter of witness fees paid by Lancaster County which have remained unclaimed for six months or more. (R-09-0025)
- C. A resolution in the matter of extending the deadline for hearing protests regarding real property in Lancaster County from July 25, 2009, to August 10, 2009, pursuant to Neb. Rev. Stat. §77-1502(1). (R-09-0026)
- D. A resolution in the matter of agreeing to accept electronically filed property valuation protests and the electronic signatures attached to such filings, pursuant to Neb. Rev. Stat. §86-311 and the Uniform Electronic Transactions Act, Neb. Rev. Stat. §§86-612 to 86-643. (R-09-0027)
- E. An agreement with Seim, Johnson, Sestak and Quist LLP, to prepare and deliver the Medicare Form CMS 2088-92 cost report for the fiscal year ended June 30, 2009, for the Community Mental Health Center. The term of the agreement shall be from the date Seim Johnson begins work for the cost report until the cost report has been submitted to the County (by November 30, 2009). The County will pay \$4,600 to \$5,100 for the services. (C-09-0206)
- F. A rental agreement between Lancaster County and Nebraska Rents for a 2009 Caterpillar Model 262C skid steer loader for the benefit of the Lancaster County Engineering Department. The rental term will end one year from the date of execution of the agreement. The rental amount is \$2,500 per year, and \$10 per hour for every hour of use over 250 hours. (C-09-0209)
- G. An agreement for a preliminary survey with Allied Surveying and Mapping, Inc., to begin the design process for road improvement on S. 82<sup>nd</sup> Street from Roca Road to a point one-half mile north of Bennet Road. The County shall pay \$5,800 for the services. (C-09-0210)
- H. An agreement with the Nebraska Department of Roads for the realignment of South 148<sup>th</sup> Street between Yankee Hill Road and NE Highway 2; Project No. MISC-2-6(1027). Project is to be completed in the Fall of 2010. There is no cost to the County. (C-09-0211)

5) **NEW BUSINESS CONTINUED:**

- I. An agreement with the Nebraska Department of Roads to add turn lanes on all four legs of the intersection and construct a traffic signal at the intersection of 148<sup>th</sup> Street and US Hwy 34; Project No. HSIP-34-6(138). Project is to be completed in the Fall of 2009. There is no cost to the County. (C-09-0212)
- J. A mini-grant application in the amount of \$1,940.96 to the Nebraska Office of Highway Safety to pay the cost of mandatory training for the Sheriff Deputy Drug Recognition Experts. All funds used to attend the conference will be reimbursed to the Sheriff's Office by the Nebraska Office of Highway Safety within 60 days of completion. (C-09-0208)
- K. Recommendation from the Purchasing Agent and the Weed Control Authority to award a bid for Aerial Spraying of Phragmites to Sky Copters, Inc., in the amount of \$23,529. (B-09-0029)
- L. Appointment of [Dr. David R. Smith](#) to the Lincoln-Lancaster County Board of Health for a three-year term expiring April 15, 2012, and reappointment of Ed Schneider, O.D., and Tony Messineo for three-year terms expiring April 15, 2012.
- M. A political subdivision tort claim filed against Lancaster County Corrections by [Riley D. Wieser](#) for damaged property in the amount of \$40.
- N. A political subdivision tort claim filed against Lancaster County Corrections by [Frederick T. Schraeder](#) for lost property in the amount of \$450.

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 the [County Attorney's quarterly report](#) for January, February and March, 2009.
- B. A right-of-way contract for a road project between the Lancaster County Engineering Department and John Beckman, located at W. Waverly Road & NW 98<sup>th</sup> Street, Tract 2; Project No. CP-E-156. Cost is \$1,533. (C-09-0207)

7) **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.)

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

9) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a Staff Meeting on Thursday, May 21, 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 will hold departmental budget hearings at the County-City Building in Room 113 on the following dates:

TUESDAY, MAY 19, 2009

- 1:00 pm - Human Services
- 1:20 pm - Veterans Affairs/General Assistance
- 1:40 pm - Community Corrections
- 2:00 pm - Lancaster Manor
- 2:30 pm - Mental Health Center
- 3:00 pm - Youth Services Center
- 3:30 pm - Juvenile Court
- 4:00 pm - Miscellaneous Budgets

THURSDAY, MAY 21, 2009

- 1:00 pm - County Clerk
- 1:20 pm - County Treasurer
- 1:40 pm - County Assessor
- 2:00 pm - County Engineer/GIS
- 2:20 pm - Records Management
- 2:40 pm - Property Management
- 3:00 pm - Emergency Management
- 3:20 pm - Miscellaneous Budgets

- 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.

10) **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, MAY 19, 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, May 12, 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>).

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- 2) **ADDITIONS AND DEDUCTIONS:**

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

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

Glad Tidings Assembly of God  
Sheridan Lutheran Church  
Southeast Nebraska Mobile Diagnostic Services, Inc.  
St. Peter's Catholic Church of Lincoln (two applications)

- 4) **APPROVAL OF 2009 451 TAX EXEMPTIONS ON REAL AND PERSONAL PROPERTY PER ATTACHMENT "C":**

- 5) **APPROVAL OF 2009 PARTIAL 451 TAX EXEMPTION APPLICATIONS ON REAL PROPERTY PER ATTACHMENT "C":**

- 6) **DENIAL OF 2009 451 TAX EXEMPTION APPLICATIONS ON REAL PROPERTY AND PERSONAL PER ATTACHMENT "C":**

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- 7) **REVIEW OF 2009 451A TAX EXEMPTION APPLICATIONS ON REAL AND**

**PERSONAL PROPERTY PER ATTACHMENT "C":**

8) **ADJOURNMENT:**