

**AGENDA**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, JULY 7, 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, June 30, 2009. (A copy of the minutes is on file in the office of the Lancaster County Clerk or can be accessed at [www.lancaster.ne.gov](http://www.lancaster.ne.gov)).
- 2) **CLAIMS:** Approval of all claims processed through Tuesday, July 7, 2009.
- 3) **SPECIAL PRESENTATION:**
  - A. Region V Services Annual Report – Dave Merrill and C.J. Johnson, Region V Services.
  - B. A review of the Guaranteed Maximum Price proposal for the New Lancaster County Detention Facility project submitted by Sampson Construction Co., Inc. (See New Business Item 5B for correlating documentation.)
- 4) **PUBLIC HEARING:**
  - A. Issuance of a Class I liquor license for [Kerry's Hog Wild Barbecue](#), located at 10005 West Davey Road, Raymond, Lancaster County, Nebraska. (See New Business Item 5A for correlating documentation.)

**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 for a Class I (beer, wine, and distilled spirits on sale only) liquor license for Kerry's Hog Wild Barbecue, Inc., d/b/a Kerry's Hog Wild Barbecue, and a Corporate Manager liquor license in connection with the Class I liquor license for Kerry's Hog Wild Barbecue, Inc., located at 10005 West Davey Road, Raymond, Lancaster County, Nebraska. (R-09-0041)
- B. A resolution regarding the Guaranteed Maximum Price proposal for the new Lancaster County Detention Facility project submitted by Sampson Construction Co., Inc. (R-09-0043)
- C. Amendment No. 1 to the agreement between Lancaster County and Sampson Construction Co., Inc., found at County Contract Number C-08-0217, for construction manager services in connection with the project for building the new Lancaster County Detention Facility. Amendment No. 1 sets forth the Guaranteed Maximum Price of the building project, including the cost of the work, the construction manager's fee, and the pre-construction service fees. (C-09-0341)
- D. A resolution authorizing the Chair of the Lancaster County Board of Commissioners to sign a Local Agency Financial Management Systems Certification and the attached Local Agency Financial Management Systems Certification, which certifies that the financial management systems and procedures used by the County meet all requirements set forth by the Nebraska Department of Roads and the Federal Highway Administration. (R-09-0042)
- E. First amendment to the Disproportionate Share Hospital (DSH) Intergovernmental Transfer Agreement between Lancaster County and the Nebraska Department of Health and Human Services, found at County Contract Number C-08-0151. The amendment extends the ending date of the contract until June 30, 2010. (C-09-0333)
- F. A renewal of a unit price construction contract with R&C Concrete for pavement construction services found at County Contract Number C-08-0365. The contract shall be renewed for an additional term beginning August 1, 2009, and ending July 31, 2010. (C-09-0334)
- G. A renewal of a unit price construction contract with Dickey & Burham, Inc., for pavement construction services found at County Contract Number C-08-0323. The contract shall be renewed for an additional term beginning August 1, 2009, and ending July 31, 2010. (C-09-0335)
- H. A renewal of a unit price construction contract with Pavers, Inc., for pavement construction services found at County Contract Number C-08-0322. The contract shall be renewed for an additional term beginning August 1, 2009, and ending July 31, 2010. (C-09-0336)

5) **NEW BUSINESS CONTINUED:**

- I. A renewal of a unit price construction contract with Cather & Sons Construction, for pavement construction services found at County Contract Number C-08-0321. The contract shall be renewed for an additional term beginning August 1, 2009, and ending July 31, 2010. (C-09-0337)
- J. A renewal of a unit price construction contract with Walton Construction Co., Inc., for pavement construction services found at County Contract Number C-08-0320. The contract shall be renewed for an additional term beginning August 1, 2009, and ending July 31, 2010. (C-09-0338)
- K. A renewal of an agreement between Lancaster County and Ameritas Group for the administration of the Lancaster County self-insured dental plan beginning January 1, 2010, through December 31, 2010. The monthly fee of \$4.71 per enrolled employee will remain applicable for the 2010 plan year. (C-09-0339)
- L. A renewal of an agreement between Lancaster County and Ameritas Group for the administration of the Lancaster County vision plan beginning January 1, 2010, through December 31, 2010. The rates for the 2010 plan year will remain the same as rates for the current plan year. (C-09-0340)
- M. An interlocal agreement between Lancaster County and the City of Lincoln, whereby the City will provide Emergency Ambulance Services, through the Lincoln Fire Department, outside the City limits and to all areas of the County identified in Attachments A and B and pursuant to the EMS Response Dispatch Schedule in Attachment C of the agreement. The term of the agreement is from January 1, 2009, to August 31, 2009. The cost to the County is \$10,900. (C-09-0342)
- N. An application and agreement for nutrition services with the State of Nebraska, Department of Education Nutrition Services System. The application is under the Adult Care Food Program on behalf of the Community Mental Health Center. Term of the agreement is July 1, 2009, through June 30, 2010. The State will reimburse the County up to \$27,500 for the program. (C-09-0343)
- O. An amendment to the contract between Lancaster County, the City of Lincoln and West O Super Wash for annual requirements for vehicle washes and related services, found at County Contract Number C-08-0329. The amendment renews the contract for an additional one year term beginning August 4, 2009, and ending August 3, 2010. (C-09-0344)
- P. An addendum to the Recreational Trails Program Project Agreement between Lancaster County, the Lower Platte South NRD and the Nebraska Game and Parks Commission found at County Contract Number C-08-0531. The addendum adds provisions which specifically address fees charged for use of the motocross track, record keeping, noise abatement, times of operation, snowmobile use, and other additional responsibilities. (C-09-0345)

5) **NEW BUSINESS CONTINUED:**

- Q. Memorandum of Understanding with the State of Nebraska Emergency Management Agency which allows the State to retain grant funds, which were awarded to the County by the State, under grant number 2006-GE-T6-0016, in the amount of \$200,000. The Memorandum of Understanding will allow the State to use the retained grant funds to purchase interoperable communications software for the County. (C-09-0346)
- R. An agreement with Lutheran Family Services of Nebraska, Inc., to provide non-physician substance abuse treatment services for males placed in the Lancaster County Adult Drug Court. Term of the agreement is July 1, 2009, through June 30, 2010. The County will pay up to \$25,000 for the services. (C-09-0350)
- S. A contract with TooFast Supply Company for the annual supply of power and hand tools. The County will pay for products and services on an as needed basis pursuant to the pricing listed in the Contractor's proposal. Term of the contract is for one year from the date of execution. (C-09-0351)
- T. A contract with X-Tra Kleen, Inc., for cleaning services at the Cherrycreek Road Facilities. The County will pay for products and services pursuant to the pricing listed in the Contractor's proposal. Term of the contract shall begin July 7, 2009, and end July 6, 2011. (C-09-0352)
- U. Appointment of [Doug Cyr](#) as an authorized representative for the Lancaster County Board of Commissioners for purposes of providing administrative directions to Prudential Retirement for the Lancaster County Employees Retirement Plan (Plan No. 006371) and the Lancaster County, Nebraska 457 Deferred Compensation Program (Plan No. 006372).

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 following:
  - 1. [Clerk of the District Court's](#) monthly report for June, 2009
  - 2. [County Clerk's](#) monthly report for June, 2009
- B. Right-of-way contracts for road projects between the Lancaster County Engineering Department and the following individuals:
  - 1. Franklin John and Sharon Cervený, located 1546' E of SW 72<sup>nd</sup> Street on W. Princeton Road; Project No CP-V-133, Tract 1. Cost is \$127. (C-09-0347)
  - 2. Madeline Hiatt, located at 13781 Pine Lake Road; Project No C55-Q-409(1), Tract 21. Cost is \$21,319. (2 contracts) (C-09-0348 & C-09-0349)

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, July 9, 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 [www.lancaster.ne.gov](http://www.lancaster.ne.gov). Click on 5 City-TV Video On Demand.
- C. A special joint public hearing of the City Council and County Board will be held on Tuesday, July 14, 2009, at 5:30 p.m., in the City Council/County Board Hearing Room on the first floor of the County-City Building, 555 S. 10<sup>th</sup> Street, Lincoln, Nebraska, regarding Comprehensive Plan Amendments No. 09001, 09003, 09004, and 09005.

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 [www.lancaster.ne.gov](http://www.lancaster.ne.gov) on the County Clerk's website.

**AGENDA**  
**LANCASTER COUNTY BOARD OF EQUALIZATION**  
**TUESDAY, JULY 7, 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.*

**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.**

- 1) **MINUTES:** Approval of the [Minutes](#) of the Board of Equalization meeting held on Tuesday, June 30, 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) **ADDITIONS AND DEDUCTIONS:** Approval of three additions and deductions to the tax assessment rolls per Attachment "A".
- 3) **MOTOR VEHICLE TAX EXEMPTIONS:**

American Red Cross  
Villa Marie School

**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.**

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

Benjamin F. & Kathleen C. [Allen](#)  
Michael A. & Kathryn G. [Anderson](#)  
Joseph D. & Jody L. [Bower](#)  
Kitra L. [Deger](#)  
James A. & Bernice E. [Jeffers](#)  
Norman H. & Cheryl [LeGrande](#)  
[Lincoln Izaak Walton League](#)  
[MCW Management, L.L.C.](#)  
[Marian Sisters Diocese of Lincoln](#)

[The National Audubon Society](#)  
[Priestly Fraternity of St. Peter](#)  
[Michael R. & Gloriane Rosburg](#)  
[Slavic Christian Church, Inc.](#)  
[Larry T. Spangler](#)  
[Stich Farms, L.L.C.](#)  
[William Alan, L.L.C.](#)  
[Linda Rae Wunderlich](#)

5) **ADJOURNMENT:**