

**AGENDA**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, AUGUST 4, 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, July 28, 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, August 4, 2009.
- 3) **SPECIAL PRESENTATION:**
  - A. Funding and development of the prevention system within Region V, the State Epidemiological Workgroup, Southeast Nebraska and Drug Advisory Boards and acknowledgment of the local coalition and Youth Action Board (YAB) members – Sandy Morrissey, Director of Regional Prevention Coordination (RPC)
- 4) **NEW BUSINESS:**
  - A. An application for a Special Events Permit from [Benson Enterprises, Inc.](#), located at 5600 SW 140<sup>th</sup> Street, Denton, Lancaster County, Nebraska, to operate a corn maize from September 25, 2009, to November 1, 2009. Days and hours of operation will vary.
  - B. A resolution authorizing the installation of a driveway left warning sign on S. 120<sup>th</sup> Street 500 feet north of 16758 S. 120<sup>th</sup> Street for southbound traffic. ([R-09-0053](#))
  - C. A resolution in the matter of authorizing the use of County Visitors Improvement Fund proceeds for Visitor Promotion. ([R-09-0054](#))

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4) **NEW BUSINESS CONTINUED:**

- D. A resolution in the matter of approving the 2009-2010 annual cost of living increase for unrepresented classified County employees in the amount of two percent (2%) for employees in the "C" and "E" classifications, and three and a quarter percent (3.25%) for employees in the "X" classification, effective the pay period beginning August 13, 2009. (R-09-0055)
- E. A resolution in the matter of adopting a scale of wages for job classifications covered by the 2008-2011 agreement between the County of Lancaster and Local 2468 of the American Federation of State, County and Municipal Employees AFL-CIO (AFSCME); specifically, for the pay period beginning August 13, 2009, and shall remain in effect until the beginning of the first pay period in August, 2010. (R-09-0056)
- F. A resolution approving a project for Plastics Companies Enterprises, Inc., a Texas Corporation, and determining the intent of the County of Lancaster to issue its Industrial Development Revenue Bonds in a principal amount not to exceed \$2,000,000 to finance the costs of such project, and related matters. (R-09-0057)
- G. An agreement with Cynthia D. Petersen for professional services of a nurse practitioner to assist in the provision of psychiatric services at the Community Mental Health Center. Term of the agreement is July 1, 2009, through June 30, 2010. The County will pay \$60 per hour for no more than eight hours per week. A business associate agreement is also attached to the agreement to comply with Health Insurance Portability & Accountability Act (HIPAA) regulations. (C-09-0413)
- H. A prevention coalition contract for behavioral health services between the Regional Behavioral Health Authority (Region V) and Lancaster County on behalf of the Lincoln/Lancaster County Substance Abuse Coalition. Region V will pay the County \$140,400 to implement a Region V substance abuse prevention plan and to provide substance abuse prevention services through subcontractors. The term of the agreement is from July 1, 2009, through June 30, 2010. (C-09-0414)
- I. A contract with Stock Auction Co., for surplus auction services. The County will pay commissions according to options 1, 2, and 3 of Attachment A of the contract. The term of the contract begins July 1, 2009, and ends June 30, 2010. (C-09-0415)
- J. An amendment to a grant contract, under County Contract No. C-07-0111, between Lancaster County and Voices of Hope to provide funding for the community-driven initiatives to address violence against women among diverse and traditionally under-served populations. The amendment changes the ending date of the grant contract from December 31, 2008, to December 31, 2009. The extension is within the federal grant ending date. (C-09-0416)

4) **NEW BUSINESS CONTINUED:**

- K. A mini-grant application and award through the Nebraska Office of Highway Safety, Department of Motor Vehicles for the Lancaster County Sheriff's Office for selective overtime enforcement in the ["You Drink and Drive, You Lose" program](#), a statewide effort to reduce the number of impaired drivers during the holiday season. The County will set up and maintain a sobriety checkpoint over the Labor Day weekend in September, 2009. The overall focus is to increase the detection of impaired driving violations and other alcohol related violations. The funding assistance will provide reimbursement for overtime salaries. An estimated 100 hours of overtime compensation is requested for an approximate cost of \$4,400.
- L. Acceptance of a grant award from the Nebraska Crime Commission on Law Enforcement and Criminal Justice for the [Skill and Asset Building in Juvenile Justice Grant](#). The County will receive \$30,000 of which \$15,000 is the County's match share. Term of the grant award is July 1, 2009, to June 30, 2010.
- M. Acceptance of a grant award from the Nebraska Crime Commission on Law Enforcement and Criminal Justice for the [Centralized Risk/Needs Assessment Project Grant](#). The County will receive \$65,555 of which \$9,177 is the County's match share. Term of the grant award is July 1, 2009, to June 30, 2010.
- N. Acceptance of a grant award from the Nebraska Crime Commission on Law Enforcement and Criminal Justice for the [Project Here to Overcome \(H2O\)](#). The County will receive \$31,000 of which \$16,000 is the County's match share. Term of the grant award is July 1, 2009, to June 30, 2010.
- O. Acceptance of a grant award from the Nebraska Crime Commission on Law Enforcement and Criminal Justice for the [Lincoln Education and Academic Program \(LEAP\) Grant](#). The County will receive \$59,000 of which \$19,000 is the County's match share. Term of the grant award is July 1, 2009, to June 30, 2010.
- P. Acceptance of a grant award from the Nebraska Crime Commission on Law Enforcement and Criminal Justice for the [Building Our Assets Together \(BOAT\) Grant](#). The County will receive \$137,950 of which \$119,200 is the County's match share. Term of the grant award is July 1, 2009, to June 30, 2010.
- Q. Acceptance of a grant award from the Nebraska Crime Commission on Law Enforcement and Criminal Justice for the [Sudanese Advocate Project Grant](#). The County will receive \$33,500 of which \$3,500 is the County's match share. Term of the grant award is July 1, 2009, to June 30, 2010.
- R. A Nebraska Department of Environmental Quality Construction Storm Water Notice of Intent for the new [Lancaster County Adult Detention Facility](#).
- S. A political subdivision tort claim filed against Lancaster County Corrections by [Christopher Hutchinson](#) for damaged property in the amount of \$200.

4) **NEW BUSINESS CONTINUED:**

- T. A political subdivision tort claim filed against Lancaster County Property Management by [Judith Fargo](#) for damaged property in an amount between \$607.21 and \$723.57.
- U. Appointment of [Valerie R. McHargue](#) as Deputy Public Defender at an annual salary of \$55,039, effective July 27, 2009.
- V. A memorandum of agreement with the Nebraska State Patrol (NSP) for reimbursement of overtime salary costs incurred by the Lancaster County Sheriff's Office in providing resources to assist the Nebraska State Patrol in investigation of non-compliant sex offenders. (C-09-0418)

5) **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. [Annual Inventory of County Real Property](#)
  - 2. [County Attorney's quarterly report](#) for April, May and June, 2009
- B. Right-of-way contract for a road project between the Lancaster County Engineering Department and PJC Farm Limited Partnership, located at 9000 S. 1<sup>st</sup> Street, Lincoln; Project No. CP-O-206, Tract 3. Cost is \$180. (C-09-0417)
- C. Setting of a public hearing for Tuesday, August 25, 2009, at 9:30 a.m., in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building, regarding the following:
  - 1. Amend Sections VI, IX, XV and XXIX of County Resolution No. 03-0007, Regulations for the Operation of Body Art and Piercing Establishments in Lancaster County, Nebraska, by increasing various fees
  - 2. Amend Section XIII of County Resolution No. 02-30, Procedures for the Regulation of On-Site Wastewater Treatment Systems in Lancaster County, Nebraska, by increasing various fees
  - 3. Amend Section X of County Resolution No. 06-0005, Procedures for the Inspection of On-Site Water Supply Systems and On-Site Wastewater Treatment Systems Prior to the Sale, Transfer or Conveyance of Property in Lancaster County, Nebraska, by increasing various fees
  - 4. Amend Resolution No. 5069, the Lancaster County Air Pollution Control Resolution, to increase the fee for open burning permits charged to business and industry
  - 5. Amend Article 1, Section 6 and Article 2, Section 30, of the Lincoln-Lancaster County Air Pollution Control Program Regulations and Standards, to increase the fees associated with air quality construction permits and for notification fees for the National Emissions Standards for Hazardous Air Pollutants asbestos projects

5) **CONSENT ITEMS CONTINUED:**

- D. Setting of a public hearing for Tuesday, August 25, 2009, at 7:00 p.m., in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building, regarding the following:
1. Keno Fund Projects (A list of the projects may be obtained from the County Budget and Fiscal office.)
  2. Lancaster County's Proposed Budget for Fiscal Year 2009-2010

6) **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.)

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

**PER COUNTY BOARD RESOLUTION NO. 5465 (ADOPTED MARCH 11, 1997), THE PUBLIC COMMENT PERIOD IS LIMITED TO THIRTY (30) MINUTES IN DURATION AND EACH SPEAKER IS LIMITED TO FIVE (5) MINUTES. THESE TIME LIMITS MAY BE EXTENDED AT THE DISCRETION OF THE COUNTY BOARD CHAIR.**

8) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a Staff Meeting on Thursday, August 6, 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.

9) **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, AUGUST 4, 2009**  
**COMMISSIONERS HEARING ROOM, ROOM 112**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS MEETING**

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- 1) **MINUTES:** Approval of the [Minutes](#) of the Board of Equalization meeting held on Tuesday, July 28, 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 11 additions and deductions to the tax assessment rolls per Attachment "A".
  
- 3) **MOTOR VEHICLE TAX EXEMPTION APPLICATIONS:**  
  
Annunciation Greek Orthodox Church  
Christ Lutheran Church & Schools  
Fastridge Presbyterian Church  
Trinity United Methodist Church
  
- 4) **APPEALS FILED ON LATE FILED HOMESTEAD EXEMPTIONS FOR THE FOLLOWING INDIVIDUALS:**  
  
Allen McClurg  
Lila Ahrens  
Carol Allgood  
Charles Yaeger  
Richard & Marian Ferguson  
Vernon & Irene Hermann  
Charlotte Macku

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

Bruce & Maureen Stahr  
Nebraska Prairie, LLC

6) **ADJOURNMENT:**