

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, SEPTEMBER 29, 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 RELATING TO OTHER COUNTY BUSINESS NOT ON THE AGENDA MAY SPEAK DURING THE PUBLIC COMMENT PORTION OF THE AGENDA. EACH SPEAKER IS LIMITED TO FIVE (5) MINUTES. THE PUBLIC COMMENT PERIOD WILL BE LIMITED TO ONE (1) HOUR. THESE TIME LIMITS MAY BE EXTENDED AT THE DISCRETION OF THE COUNTY BOARD CHAIR.

- 1) **MINUTES:** Approval of the [Minutes](#) of the Board of Commissioners meeting held on Tuesday, September 22, 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).
- 2) **CLAIMS:** Approval of all claims processed through Tuesday, September 29, 2009.
- 3) **SPECIAL PRESENTATION:**
 - A. Presentation of the Commissioner's Award of Excellence for August 2009 to [Cari Oziah](#), County Treasurer
- 4) **PUBLIC HEARINGS:**
 - A. [County Special Permit No. 07024A](#), requested by Gregory and Heidi Rettele, for authority to locate and occupy a mobile home while building a permanent residence on property generally located at SW 14th Street and West Olive Creek Road. (See New Business Item 5A for correlating document.)
 - B. [County Change of Zone No. 09018](#) to amend the Lancaster County Zoning Resolution to change provisions to allow expanded home occupation. (See New Business Item 5B for correlating document.)
 - C. Setting of the final tax request at a different amount than the prior year tax request for Lancaster County and the Rural Library for Lancaster County. (See New Business Item 5C for correlating document.)

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) **PUBLIC HEARINGS CONTINUED:**

- D. Automatic renewal of the following Class C liquor licenses issued in Lancaster County and outside the corporate limits of any city for which the County Clerk has received no protests: Crooked Creek Golf Club, Ron's Pub, and Sesostris Temple.
- E. Issuance of a Class C liquor license for Ron's Pub and a Corporate Manager Liquor License to Penterman Management Group, Inc., located at 13940 O Street, Lincoln, Lancaster County, Nebraska.

5) **NEW BUSINESS:**

- A. A resolution in the matter of County Special Permit No. 07024A, requested by Gregory and Heidi Rettele, for authority to locate and occupy a mobile home while building a permanent residence on property generally located at SW 14th Street and West Olive Creek Road. (R-09-0075)
- B. A resolution in the matter of County Change of Zone No. 09018, a text amendment to the Lancaster County Zoning Resolution to allow expanded home occupation. (R-09-0076)
- C. A resolution in the matter of setting the 2009-2010 property tax request for Lancaster County at a different amount than that of the prior year. (R-09-0077)
- D. A resolution authorizing the installation of a "School Bus Stop Ahead" sign (S3-1) on Pawnee Lake Road approximately 500 feet north of 10415 W. Adams Street for southbound traffic. (R-09-0078)
- E. A resolution for the issuance of tax sale certificates on delinquent parcels which were not sold for want of bids. (R-09-0079)
- F. A memorandum of understanding with Voices of Hope, St. Monica's, Centerpointe and Friendship Home of Lincoln regarding the Open Door Initiative. The Lancaster County Community Mental Health Center is a partnering program in Open Door Initiative. As a part of the Initiative, the Lancaster County Community Mental Health Center will provide mental health and rehabilitation services to victims of intimate partner violence. The County will receive \$1,000 per month for its participation in the Open Door Initiative project for the first 18 months of the memorandum of understanding. Term of the memorandum of understanding is for three years from the date of execution or until the ending date of the 2008 FY Disabilities Grant, whichever is sooner. This memorandum supersedes the memorandum found at County Contract No. C-09-0291. (C-09-0512)
- G. An interlocal agreement with the City of Lincoln for left turn lanes to be added on Van Dorn Street at S. 91st Street and on Pioneers Boulevard at Thorn Court with no cost to the County. (C-09-0513)

5) **NEW BUSINESS CONTINUED:**

- H. An agreement with First Choice Vending for vending services at correctional facilities. The term of the agreement is from the date of execution to February 1, 2012. The County will be paid 21% of the gross revenues and is guaranteed a \$25,000 annual minimum commission. The County also will be paid a \$10,000 signing bonus. [\(C-09-0514\)](#)
- I. An agreement with Mike's 66 and Towing for towing and storage of towed vehicles for the Lancaster County Sheriff's office. The term of the agreement is three years from the date of execution. The County will pay for the services pursuant to the pricing provided in the Contractor's proposal. [\(C-09-0515\)](#)
- J. An agreement between Lancaster County and the Child Advocacy Center to conduct interviews and medical examinations of child abuse victims to aid law enforcement and prosecution in their investigations of child abuse. Term of the agreement is October 1, 2009, through September 30, 2010, and the County will pay \$20,000 for the services. [\(C-09-0516\)](#)
- K. Approval of an assignment, assumption and amendment agreement between Wells Fargo Brokerage Services, L.L.C., and Wachovia Bank, National Association. The agreement assigns the rights and duties of Wells Fargo Brokerage Services, L.L.C., to Wachovia Bank, National Association under a remarketing agreement involving \$6,500,000 worth of industrial development bonds authorized by Lancaster County under Lancaster County Resolution No. R-00-131. [\(C-09-0517\)](#)
- L. An agreement between the Nebraska Department of Health and Human Services Division of Children and Family Services and Lancaster County Youth Services Center for the provision of detention services for youth committed to or placed with the State's Office of Juvenile Services. The County will be paid \$236 per youth per day. Term of the agreement is October 1, 2009, through September 30, 2010. [\(C-09-0520\)](#)
- M. A grant contract with Cedars Youth Services to provide funding for the Centralized Risk/Needs Assessment Project in the amount of \$56,378. Cedars will contribute \$9,177 in matching funds. Term of the grant contract is July 1, 2009, through June 30, 2010. [\(C-09-0521\)](#)
- N. A grant contract with Cedars Youth Services for the Skills and Asset Building in Juvenile Justice Program in the amount of \$15,000. Cedars will contribute \$15,000 in matching funds. Term of the grant contract is July 1, 2009, through June 30, 2010. [\(C-09-0522\)](#)
- O. An addendum to a contract with Helget, Inc., d/b/a Capital Medical, for respiratory and related services at Lancaster Manor found at County Contract No. C-03-0429. The addendum extends the term of the contract for an additional six months, ending February 28, 2010. [\(C-09-0523\)](#)

5) **NEW BUSINESS CONTINUED:**

- P. An amendment to the agreement between the City of Lincoln, Lancaster County, the Public Building Commission and Knoll, Inc., using cooperative purchasing with the State of Nebraska, for the purchase and delivery of Knoll Systems Furniture found at County Contract No. C-09-0070. The amendment renews the contract for an additional one-year term beginning October 1, 2009, and ending September 30, 2010. (C-09-0524)
- Q. An amendment to an agreement with the Law Office of Joy Shiffermiller under County Contract No. C-06-0683 for legal representation to indigent parties in proceedings in the Juvenile Court of Lancaster County. The amendment increases the monthly payment for services from \$6,750 to \$6,972.75 from July 1, 2009, through December 31, 2009. (C-09-0525)
- R. An amendment to the professional services agreement between The Clark Enersen Partners and Lancaster County for architectural design and engineering services for the new adult detention facility found at County Contract No. C-08-0055. The amendment provides for compensation for additional services, including providing additional civil engineering services for a new entrance to the new jail from West O Street and the executive order work required for the West O Street revisions. The cost of the additional services shall not exceed \$40,675. (C-09-0526)
- S. A quitclaim deed from Lancaster County as grantor and Daryl Meyer as grantee for a portion of a vacated alley adjacent to Lot 5, Block 7, Village of Sprague, Lancaster County, Nebraska, and the grant of a permanent easement from Lancaster County as grantor to Daryl Meyer as grantee for the purpose of allowing a portion of a concrete slab to remain on Lot 1, Block 7, Village of Sprague, Lancaster County, Nebraska. The grantee will pay the grantor \$40 for the quitclaim deed and \$20 for the permanent easement.

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 Treasurer's Report on [2006 Distress Warrants](#).
- B. A right-of-way contract between the County Engineer and the following:
1. Leon Meyer, in the amount of \$118, located at W. Superior Street east of NW 98th Street; Project No. CP-M-88. (C-09-0518)
 2. Cleo and Donald Madden, in the amount of \$12, located at 22940 SW 14th Street; Project No. CP-W-57. (C-09-0519)

6) **CONSENT ITEMS CONTINUED:**

- C. Setting of public hearings for Tuesday, October 13, 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. An application for a catering license in connection with a Class Y (Farm Winery) liquor license for Wunderosa, L.L.C., d/b/a Wunderrosa Winery, located at 2361 Wittstruck Road, Roca, Lancaster County, Nebraska.
 2. An application for an amusement license from Cornhusker Council Boy Scouts to hold a carnival from October 28, 2009, to October 31, 2009, at the Cornhusker Council Boy Scout Outdoor Education Center, located at 600 S. 120TH Street, Walton, Lancaster County, Nebraska.

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) **PUBLIC COMMENT:**

PER COUNTY BOARD RESOLUTION NO. 5465 (AMENDED SEPTEMBER 22, 2009), THE PUBLIC COMMENT PERIOD IS LIMITED TO SIXTY (60) 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.

9) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a Staff Meeting on Thursday, October 1, 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. 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 www.lancaster.ne.gov on the County Clerk's website.

AGENDA
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, SEPTEMBER 29, 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, September 22, 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 six additions and deductions to the tax assessment rolls per Attachments "A" and "B".
- 3) **ADJOURNMENT**

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TAXROLL VOUCHER LIST

Lancaster County
Board of Equalization
September 29, 2009

RECEIVED

SEP 24 2009

LANCASTER COUNTY
CLERK

Voucher #	P.I.D.	Owners Name	Tax Year	Increase Value	Decrease Value	
760-09-RE	MH-00-002-265-AC1	GREENTREE SERVICING LLC	2008	\$34,000	\$0	MH MOVING TO KEARNEY NE. ACC & INACTIVATED FOR 2009 PER CA.
761-09-RE	MH-00-002-685-AC2	HARRIS, TERRY	2008	\$32,400	\$0	MH MOVING TO SLAINE COUNTY NE. ACC FOR 2009 PER JD.
762-09-RE	16-09-138-012-000	GUTZMER, NORMAN & DORIS	2008	\$0	\$0	REMOVED THE 2008 85% HE & REJECTED PER DOR PER JC.

APPROVED BY LANCASTER COUNTY BOARD OF EQUALIZATION

Totals:

Increase

Decrease

Norman H. Ogden

9/24/09

CHAIRPERSON

DATE

NORMAN H. AGENA, COUNTY ASSESSOR/ROD

DATE

TAXROLL VOUCHER LIST

Lancaster County
Board of Equalization
September 29, 2009

Voucher #	P.I.D.	Owners Name	Tax Year	Increase Value	Decrease Value
91	-PPP055115-00-AC08	DSD Foodservice	2008	\$8,030.00	\$0.00
92	-PPP055115-00-AC08	DSD Foodservice	2008	\$0.00	\$8,030.00
93	-PPP055115-00-AC09	DSD Foodservice	2008	\$8,030.00	\$0.00


NORMAN H. AGENA, COUNTY ASSESSOR

9/24/09
DATE

APPROVED BY LANCASTER COUNTY BOARD OF EQUALIZATION

CHAIRPERSON

DATE

RECEIVED

SEP 24 2009

LANCASTER COUNTY
CLERK