

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, DECEMBER 8, 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, December 1, 2009. (A copy of the minutes is on file in the Lancaster County Clerk's office or can be accessed at www.lancaster.ne.gov).
- 2) **CLAIMS:** Approval of all claims processed through Tuesday, December 8, 2009.
- 3) **NEW BUSINESS:**
 - A. Applications for special event permits submitted by [Lincoln Track Club](#) for the State Farm "Run for Your Life" Road Race on Saturday, March 27, 2010, at 9:00 a.m. and for the Havelock Run Road Race on Saturday, June 5, 2010, at 7:30 a.m.
 - B. An application for a special designated license submitted by [Red9, LLC](#), to provide liquor beverage service at 5895 W. Sprague Road, Crete, Lancaster County, Nebraska, from 10:00 a.m. to 10:00 p.m. on Saturday, December 12, 2009.
 - C. A resolution authorizing the installation of 45 mph speed limit signs (R2-1) on S. 155th Street between Stagecoach Road and the North Panama Village limit: one just south of Stagecoach Road for southbound traffic and one just north of North Panama Village limit for northbound traffic. ([R-09-0099](#))
 - D. A resolution instituting eminent domain proceedings against Wolfe Farms, L.L.C., and all persons having or claiming any interest in said property, real names unknown, Project C55-G-408(3), Tract No. 2 (Arbor Road between N. 56th Street and N. 70th Street). ([R-09-0100](#))

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.

3) **NEW BUSINESS CONTINUED:**

- E. A resolution in the matter of declaring projects under Nebraska Revised Statute 23-120, as amended, and imposing levy for the costs and indebtedness for such projects. (R-09-0101)
- F. An agreement with Nebraska Foot and Ankle, PC, to provide specialized medical care and assistance to Lancaster County General Assistance clients who have pending claims with the Social Security Administration and may be eligible for retroactive Medicaid benefits. The agreement sets forth a reimbursement arrangement in which the County will provide payment for the medical care and Nebraska Foot and Ankle, PC, will reimburse the County if/when the General Assistance client is later determined eligible for Medicaid reimbursement. The agreement is effective upon execution of both parties and contains a 30-day termination provision. (C-09-0613)
- G. An agreement with Center for Spine and Sport to provide specialized medical care and assistance to Lancaster County General Assistance clients who have pending claims with the Social Security Administration and may be eligible for retroactive Medicaid benefits. The agreement sets forth a reimbursement arrangement in which the County will provide payment for the medical care and Center for Spine and Sport will reimburse the County if/when the General Assistance client is later determined eligible for Medicaid reimbursement. The agreement is effective upon execution of both parties and contains a 30-day termination provision. (C-09-0622)
- H. An agreement with Prodigious Investigations for private investigation services for Lancaster County General Assistance. Cost to the County is \$250 per case. Term of the agreement is from December 1, 2009, through November 30, 2010. (C-09-0626)
- I. An amendment to a contract between Lancaster County and CBM Food Service, found at County Contract No. C-08-0626, for food services for correctional facilities. The amendment changes the report used to determine the annual price adjustment applied to per-meal prices from the Producer Price Index (PPI) to the Midwest Region Consumer Price Index (CPI). The new prices will be effective December 1, 2009. (C-09-0615)
- J. An addendum to a contract between Lancaster County, on behalf of Lancaster Manor, and Mobile Dental Center, PC, for dental and related services at Lancaster Manor, found at County Contract No. C-06-0618. The addendum extends the term of the contract for an additional six months, ending May 14, 2010. (C-09-0617)
- K. An amendment to a contract between Lancaster County and TKJ Polygraph, LLC, found at County Contract No. C-08-0220, to provide funding for polygraph exams as part of the project, "Comprehensive Approaches to Sex Offender Management: Improved and Enhanced Response to Sex Offenders in Lancaster County, Nebraska". The amendment changes the end date of the agreement to June 30, 2010. (C-09-0616)

3) **NEW BUSINESS CONTINUED:**

- L. An amendment to a grant contract between Lancaster County and Family Violence Council, found at County Contract No. C-08-0426, to provide funding for the project, "Comprehensive Approaches to Sex Offender Management: Improved and Enhanced Response to Sex Offenders in Lancaster County, Nebraska". The amendment changes the ending date of the grant contract's term to June 30, 2010. (C-09-0618)
- M. A grant contract with the Family Violence Council to provide funding for the project coordinator of the Violence against Women Coordinated Response to Reducing Domestic Violence Program, in the amount of \$10,000. The Family Violence Council will contribute \$3,300 in matching funds. Term of the grant contract is from June 1, 2009, to May 31, 2010. (C-09-0627)
- N. A grant contract with Voices of Hope in the amount of \$53,930 to provide funding for the Coordinated Response to Reducing Domestic Violence program. Term of the grant contract is from June 1, 2009, to May 31, 2010. (C-09-0628)
- O. 2009 Nebraska Refugee Resettlement Targeted Assistance Grant Program award agreement with the State of Nebraska Health and Human Services. The County has been awarded \$77,420 for the period of October 1, 2009, through September 30, 2010. (C-09-0625)
- P. A revised grant application budget summary for a grant from the [Nebraska Crime Commission](#) for "Improving the Violence against Women Coordinated Response in Lancaster County". The grant shall be in the amount of \$159,441.
- Q. An extension of Lancaster County's current rates for group insurance benefits for Life and AD&D coverage with Hartford Life and Accident Insurance Company until August 1, 2012. (C-09-0619)
- R. An agreement between Lancaster County and Blue Cross and Blue Shield of Nebraska (BCBSNE). Under the agreement, Lancaster County and BCBSNE agree to incorporate into the agreement any regulations issued with respect to the Health Information Technology for Economic and Clinical Health Act. Lancaster County and BCBSNE also agree to comply with the requirements of the Health Insurance Portability and Accountability Act and the Health Information Technology for Economic and Clinical Health Act. The start date of the agreement was October 30, 2009. (C-09-0623)
- S. An appraisal contract between the County Engineer and Great Plains Appraisal, Inc., for appraisal services, in the amount of \$11,550, in connection with the right-of-way for a project located at S. 98th Street (Van Dorn Street to A Street); Project No. C55-KP-412(1). (C-09-0620)
- T. A construction contract with Yant Testing, Supply and Equipment, Inc., for fuel dispensers at the County shop at a cost of \$10,500. (C-09-0621)

3) **NEW BUSINESS CONTINUED:**

- U. A permanent easement for Lincoln Electric System (LES) to reconstruct an existing transmission line from the substation at SW 12th Street and W. Denton Road to the substation at 20th Street and Pioneers Boulevard. Reconstruction is tentatively scheduled for December of 2009. The easement goes through Wilderness Park north of Old Cheney and south of Old Cheney along S. 1st Street to approximately Homestead Expressway. Lancaster County will receive \$30,400 for the easement. (C-09-0624)
- V. An asset purchase agreement between Lancaster County, Nebraska, Lancaster Manor Real Estate, L.L.C., and Lancaster Manor Rehabilitation Center, L.L.C., for the purchase and transfer of real property, assets, and personal property of the skilled nursing home located at 1001 South Street, Lincoln, Nebraska, commonly known as Lancaster Manor. (C-09-0629)
- W. An operations transfer agreement between Lancaster County, Nebraska and Lancaster Manor Rehabilitation Center, L.L.C., for the transfer of operations of the skilled nursing home located at 1001 South Street, Lincoln, Nebraska, commonly known as Lancaster Manor. (C-09-0630)
- X. A lease agreement between Lancaster County, Nebraska and Lancaster Manor Real Estate, L.L.C., to lease the property of the skilled nursing home located at 1001 South Street, Lincoln, Nebraska, commonly known as Lancaster Manor. (C-09-0631)
- Y. Determination regarding the necessity of a reduction in force at Lancaster Manor effective at 11:59 p.m. on December 31, 2009.
- Z. A political subdivision tort claim filed against Lancaster County Corrections by Kimberly L. Tilton for lost property in the amount of \$58.
- AA. A political subdivision tort claim filed against Lancaster County Corrections by Jaime Alcaraz for damaged property in the amount of \$50.
- BB. A political subdivision tort claim filed against Lancaster County Community Mental Health Center by Floyd Zabel for lost property in the amount of \$125.
- CC. Reappointment of Norm Agena to the Lancaster County Sheriff's Merit Commission for a three-year term, beginning January 1, 2010 and ending December 31, 2012.

4) **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. [County Clerk](#) monthly report for November, 2009
2. [Clerk of the District Court](#) monthly report for November, 2009
3. [Assessor/Register of Deeds](#) monthly report for November, 2009

5) **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.

6) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting (executive session only) on Tuesday, December 8, 2009, at 8:00 a.m., in Room 112 on the first floor of the County-City Building.
- B. Due to attendance at the Nebraska Association of County Officials (NACO) annual conference in Lincoln, the Lancaster County Board of Commissioners will not hold a staff meeting on Thursday, December 10, 2009. The next staff meeting will be held on Thursday, December 17, 2009, at 8:30 a.m., in Room 113 on the first floor of the County-City Building.
- C. A public hearing will be held on Tuesday, January 5, 2010, at 9:30 a.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding County Special Permit No. 09024 (expanded home occupation – Highway 77 & Hickman Road).
- D. A public hearing will be held on Tuesday, January 19, 2010, at 9:30 a.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding a request to vacate a portion of North 98th Street from Ashland Road to a point approximately 1600 feet south of Ashland Road lying in the Northeast Quarter of Section 2, Township 12 North, Range 7 East of the 6th Principle Meridian, Lancaster County, Nebraska.
- E. 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 Demand.

7) **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, DECEMBER 8, 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, December 1, 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) **MOTOR VEHICLE TAX EXEMPTION APPLICATIONS:**

Christian Heritage Children's Homes
Gates of Praise
Pius X High School
United Methodist Community Ministries of the Blue River District

- 3) **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.