

**MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, SEPTEMBER 29, 2009
COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
9:30 A.M.**

Commissioners Present: Bernie Heier, Chair
Ray Stevens, Vice Chair
Deb Schorr
Larry Hudkins
Bob Workman

Others present: Gwen Thorpe, Deputy Chief Administrative Officer and
Interim Lancaster Manor Administrator
Tom Fox, Deputy County Attorney
Dan Nolte, County Clerk
Angela Zocholl, County Clerk's Office

The location announcement of the Nebraska Open Meetings Act was given and the meeting was called to order at 9:30 a.m.

- 1) **MINUTES: Approval of the Minutes of the Board of Commissioners meeting held on Tuesday, September 22, 2009.**

MOTION: Stevens moved and Hudkins seconded approval of the minutes. Hudkins, Stevens, Schorr, Workman and Heier voted aye. Motion carried 5-0.

- 2) **CLAIMS: Approval of all claims processed through Tuesday, September 29, 2009.**

MOTION: Hudkins moved and Stevens seconded approval of the claims. Schorr, Hudkins, Workman, Stevens and Heier voted aye. Motion carried 5-0.

- 3) **SPECIAL PRESENTATION:**

- A. **Presentation of the Commissioner's Award of Excellence for August 2009 to Cari Oziah, County Treasurer**

The Clerk read the nomination for the record.

Richard J. Nuernberger, County Treasurer, commended Cari Oziah for her work.

Oziah expressed her appreciation for the award and thanked everyone involved.

Workman presented the award to Oziah.

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.)**

The chair opened the public hearing.

Mike DeKalb, Planning Department, was administered the oath.

DeKalb explained the permit would be for a temporary dwelling while the permanent residence is being built. He said the Retteles' previous permit expired and they have been unable to sell their condominium to finance the new building, so they are applying for another three years. DeKalb stated the planning commission recommended approval.

Hudkins and Stevens discussed with DeKalb the possibility of a two-year renewal versus a three-year renewal.

DeKalb said there were no complaints from neighbors; the property is in a remote location.

The Chair closed the public hearing.

- 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.)**

The Chair opened the public hearing.

Mike DeKalb gave a brief history, saying the issue was first discussed in September, 2008, and the Planning Department prepared a report for the Board in December, 2008. DeKalb said his department looked at what was occurring around the country and in neighboring counties, and they met with other towns in Lancaster County.

DeKalb listed some of the provisions in the amendment.

- ❖ The existing home occupation language is expanded for one non-resident employee and a member of the family.
- ❖ Expanded home occupation is allowed by special permit with up to three employees.
- ❖ The County Board could modify the conditions.
- ❖ A residence needs to be on ten acres or more.
- ❖ Up to 50% of the floor area of the residence could be used for the business.
- ❖ Up to 10,000 square feet of all buildings could be used for the business.
- ❖ Up to 15,000 square feet of outside areas could be used for the business.
- ❖ There are limitations on types and sizes of vehicles.
- ❖ A 20 square foot sign is allowed.
- ❖ The process would include a special permit with notification of the neighbors, a public hearing, and a site plan.

4) **PUBLIC HEARINGS CONTINUED:**

Workman asked about eliminating the paragraph that specifies the lot should be ten acres or larger. He expressed his concern that it would be discriminating against smaller land owners and provide excessive government control.

The Board discussed their opinions on the appropriate lot size.

The Chair closed the public hearing.

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.)**

The Chair opened the public hearing.

Dennis Meyer, Budget and Fiscal Director, was administered the oath.

Meyer said State Statute requires a public hearing to be held if a property tax request changes from one year to the next. He noted the property tax request decreased between \$300,000 and \$400,000 from last year.

Hudkins complimented Meyer for the work he has done on the budget.

The Chair closed the public hearing.

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.**

The Chair opened the public hearing.

Workman asked if there were any complaints on Ron's Pub.

Terry Wagner, County Sheriff, was administered the oath. Wagner said a background check was not done on the uncontested license renewals. He did not think there were any complaints.

Stevens asked why only three licenses were being renewed and if a resolution was needed. Tom Fox, Deputy County Attorney, explained only Class C licenses were being renewed; the other licenses are renewed in the spring. Fox said the automatic renewal did not require a resolution.

MOTION: Stevens moved and Schorr seconded to accept the automatic renewals. Schorr, Hudkins, Stevens, Workman and Heier voted aye. Motion carried 5-0.

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.**

4) **PUBLIC HEARINGS CONTINUED:**

The Chair opened the public hearing.

Jim Stewart and Michael Rierden, Stewart's attorney, were administered the oath.

Rierden said Stewart would be the primary stockholder in the application. He said he notified the Liquor Control Commission that James Penterman and Josh Penterman (Penterman Management Group, Inc.) are no longer part of this application and asked that the application be amended accordingly.

Rierden said he had discussions with the Liquor Control Commission and the Attorney General regarding who is required to answer the application question on violations. He stated he had conflicting answers, with anyone above 25% ownership from one source and everyone involved from another source.

Stevens stated all violations are supposed to be disclosed on the application. He said he would like to see the information from the Sheriff be made part of the application.

Terry Wagner said there are often problems in the violation section on liquor license applications. He noted applicants can check their records at the Department of Motor Vehicles, but those records only go back so far, and applicants may not remember to list violations older than those records. Applicants do not usually have as much access to their violation records as the Sheriff's department.

MOTION: Stevens moved and Hudkins seconded approval of the liquor license and the corporate manager license with an amended application that includes all violations not listed and to direct the County Attorney's office to prepare a resolution.

Schorr clarified that all references to James Penterman and Joshua Penterman should be removed from the resolution.

The Board discussed reviewing the application process with the Liquor Control Commission to make the process more accurate.

ROLL CALLL: Hudkins, Stevens, Schorr, Workman and Heier voted aye. Motion carried 5-0.

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)**

MOTION: Workman moved and Schorr seconded approval of the resolution.

AMENDED MOTION: Stevens moved and Hudkins seconded to amend the three-year reference to two years (Conditions 1 and 4).

5) **NEW BUSINESS CONTINUED:**

ROLL CALL ON AMENDED MOTION: Hudkins and Stevens voted aye. Schorr, Workman and Heier voted nay. Motion failed 2-3.

ROLL CALL ON ORIGINAL MOTION: Hudkins, Stevens, Schorr, Workman and Heier voted aye. Motion carried 5-0.

- 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)**

MOTION: Schorr moved and Stevens seconded approval of the resolution.

AMENDED MOTION: Workman moved and Hudkins seconded to change Part D of the resolution to read 5 acres or larger.

Stevens stated he supported the 10-acre requirement and felt it could be changed later if needed.

Workman said five acres would give a little less government control.

ROLL CALL ON AMENDED MOTION: Hudkins and Workman voted aye. Schorr, Stevens and Heier voted nay. Motion failed 2-3.

Heier and Hudkins expressed their concern on enforcement of home businesses in the County.

ROLL CALL ON ORIGINAL MOTION: Schorr, Hudkins, Workman, Stevens and Heier voted aye. Motion carried 5-0.

- 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)**

MOTION: Stevens moved and Hudkins seconded approval of the resolution. Workman, Schorr, Stevens, Hudkins and Heier voted aye. Motion carried 5-0.

- 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)**

MOTION: Stevens moved and Hudkins seconded approval of the resolution. Schorr, Stevens, Hudkins, Workman and Heier voted aye. Motion carried 5-0.

- E. **A resolution for the issuance of tax sale certificates on delinquent parcels which were not sold for want of bids. (R-09-0079)**

5) **NEW BUSINESS CONTINUED:**

MOTION: Schorr moved and Stevens seconded approval of the resolution. Stevens, Workman, Schorr, Hudkins and Heier voted aye. Motion carried 5-0.

- 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)**

MOTION: Stevens moved and Hudkins seconded approval of the memorandum of understanding. Workman, Schorr, Hudkins, Stevens and Heier voted aye. Motion carried 5-0.

- 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)**

MOTION: Hudkins moved and Stevens seconded approval of the agreement. Schorr, Hudkins, Stevens, Workman and Heier voted aye. Motion carried 5-0.

- 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)**

MOTION: Stevens moved and Schorr seconded approval of the agreement. Hudkins, Stevens, Schorr, Workman and Heier voted aye. Motion carried 5-0.

- 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)**

MOTION: Stevens moved and Schorr seconded approval of the agreement.

Heier asked about the recent contract for towing vehicles. Bob Walla, Purchasing Agent, explained the previous item was an award for the contract and this would be an execution of the contract.

5) **NEW BUSINESS CONTINUED:**

ROLL CALL: Hudkins, Stevens, Schorr, Workman and Heier voted aye. Motion carried 5-0.

- 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)**

MOTION: Stevens moved and Schorr seconded approval of the agreement. Schorr, Hudkins, Workman, Stevens and Heier voted aye. Motion carried 5-0.

- 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)**

MOTION: Hudkins moved and Stevens seconded approval of the assignment, assumption and agreement. Workman, Schorr, Stevens, Hudkins and Heier voted aye. Motion carried 5-0.

- 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)**

MOTION: Hudkins moved and Stevens seconded approval of the agreement. Schorr, Stevens, Hudkins, Workman and Heier voted aye. Motion carried 5-0.

- 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)**

MOTION: Stevens moved and Hudkins seconded approval of the contract. Stevens, Workman, Schorr, Hudkins and Heier voted aye. Motion carried 5-0.

- 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)**

5) **NEW BUSINESS CONTINUED:**

MOTION: Hudkins moved and Stevens seconded approval of the contract. Workman, Schorr, Hudkins, Stevens and Heier voted aye. Motion carried 5-0.

- 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)**

MOTION: Hudkins moved and Workman seconded approval of the addendum. Schorr, Hudkins, Stevens, Workman and Heier voted aye. Motion carried 5-0.

- 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)**

MOTION: Hudkins moved and Stevens seconded approval of the amendment. Hudkins, Stevens, Schorr, Workman and Heier voted aye. Motion carried 5-0.

- 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)**

MOTION: Schorr moved and Hudkins seconded approval of the amendment. Hudkins, Stevens, Schorr, Workman and Heier voted aye. Motion carried 5-0.

- 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)**

MOTION: Hudkins moved and Stevens seconded approval of the amendment. Schorr, Hudkins, Workman, Stevens and Heier voted aye. Motion carried 5-0.

5) **NEW BUSINESS CONTINUED:**

- 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.**

Item was held at the request of the County Attorney's office.

- 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)**
- 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 WunderRosa, 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.**

MOTION: Stevens moved and Hudkins seconded approval of the consent items. Schorr, Stevens, Hudkins, Workman and Heier voted aye. Motion carried 5-0.

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:**

Mark French discussed and submitted a letter on taking an oath to support the constitution of the United States and how that relates to freedom of speech (Exhibit A).

Melvin Moore spoke of the compassion needed for the residents and employees of Lancaster Manor and their families.

Jeannie Morehart expressed her concern over privatizing Lancaster Manor and asked the Board to listen to the public's wishes.

Mary Howard spoke of the Board's responsibility to Lancaster Manor's employees and residents, as well as the public. She asked, if the Manor was sold, what the selling price would be and where that money would go.

Kim Kaspar, President of American Federation of State, County and Municipal Employees (AFSCME), asked questions on the appraisal of Lancaster Manor, how information was obtained on Hunter Management, staffing the Manor, and billing at the Manor. With regard to the appraisal, Heier said, after speaking with Kerry Eagan, Chief Administrative Officer, he was under the impression it may be a public document.

Courtney Elliott spoke of her concern over a shortage of employees, particularly van drivers, for Lancaster Manor. Gwen Thorpe, Interim Lancaster Manor Administrator, responded that they are currently working on improving the situation; they are bringing in some new staff members and looking at mandatory and voluntary overtime.

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**

MOTION: Stevens moved and Hudkins seconded to adjourn the Board of Commissioners Meeting at 11:21 a.m. Stevens, Workman, Schorr, Hudkins and Heier voted aye. Motion carried 5-0.



Dan Nolte
Lancaster County Clerk



MINUTES
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

Commissioners Present: Bernie Heier, Chair
Ray Stevens, Vice Chair
Deb Schorr
Larry Hudkins
Bob Workman

Others present: Scott Gaines, Deputy County Assessor/Register of Deeds
Gwen Thorpe, Deputy Chief Administrative Officer and
Interim Lancaster Manor Administrator
Tom Fox, Deputy County Attorney
Dan Nolte, County Clerk
Angela Zocholl, County Clerk's Office

The location announcement of the Nebraska Open Meetings Act was given and the meeting was called to order at 11:23 a.m.

- 1) **MINUTES: Approval of the Minutes of the Board of Equalization meeting held on Tuesday, September 22, 2009.**

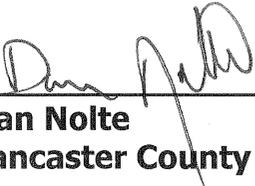
MOTION: Stevens moved and Workman seconded approval of the minutes. Hudkins, Stevens, Schorr, Workman and Heier voted aye. Motion carried 5-0.

- 2) **ADDITIONS AND DEDUCTIONS: Approval of six additions and deductions to the tax assessment rolls per Attachments "A" and "B".**

MOTION: Stevens moved and Workman seconded approval of the additions and deductions. Schorr, Hudkins, Workman, Stevens and Heier voted aye. Motion carried 5-0.

- 3) **ADJOURNMENT**

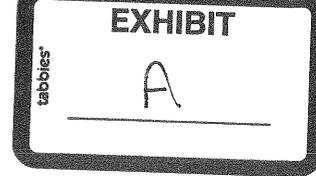
MOTION: Schorr moved and Stevens seconded to adjourn the Board of Equalization Meeting at 11:24 a.m. Workman, Schorr, Stevens, Hudkins and Heier voted aye. Motion carried 5-0.



Dan Nolte
Lancaster County Clerk



9/6/2009



To the members of the Lancaster County Board of Commissioners:

My name is Retired Staff Sergeant Mark E. French; attached is a copy of the oath of enlistment I took 20+ years ago. As you can see the line that states ***"I will support and defend the constitution of the United States against all enemies, foreign and domestic"***. This oath has no time limit on it, meaning when you take this oath, you take this oath for a lifetime. Thousands of Lancaster county residents have taken this oath at the beginning of and throughout their service.

I am appalled, as a protector of the United States Constitution, by Mr. Workman's attempted requests on having the name of the author of a fact flyer. It is my feeling that Mr. Workman is just trying to match a name to some form of retribution or a chance at another ***uncalled-for*** explosive outburst. I am also shocked at merely trying to somehow stifle a United States citizen's right to freedom of speech, by Commissioner Workman telling citizens ***"to sit down and that he was not listening to anything that they had to say"***, this behavior needs to stop.

Even if a person doesn't agree with a statement that is made, that doesn't mean you have the right to suppress them from doing so. When you cross the line of the constitution of the United States that is where we as Americans and especially those of us that have taken the oath need to step up and set things straight.

In my life, I have heard and seen some very nasty things said and done about our country and to our flag. But I have never, ***ever*** stifled anyone from saying or doing anything, even if I personally don't agree with it. I am actually sworn to protect them and their right to freedom of speech.

I request that Commissioner Workman recant his statements publicly and that every one of you abide by the rules set forth by the United States constitution.

Respectfully,

SSG, Mark E. French (Ret)

A handwritten signature in cursive script, appearing to read "Mark E. French". The signature is written in dark ink and is positioned below the typed name.

CC: Bernie Heier, Chairman
Ray Stevens, Vice Chairman
Deb Schorr, Commissioner
Bob Workman, Commissioner
Larry Hudkins, Commissioner
Lincoln Journal Star

Oath of Enlistment

"I, _____, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; and that I will obey the orders of the President of the United States and the orders of the officers appointed over me, according to regulations and the Uniform Code of Military Justice. So help me God."

(Title 10, US Code; Act of 5 May 1960 replacing the wording first adopted in 1789, with amendment effective 5 October 1962).