

**MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, APRIL 13, 2010
COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
9:30 A.M.**

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

Others present: Kerry Eagan, Chief Administrative Officer
Gwen Thorpe, Deputy Chief Administrative Officer
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, April 6, 2010.**

MOTION: Stevens moved and Workman 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, April 13, 2010.**

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

3) **SPECIAL PRESENTATION:**

- A. **Visitors Improvement Fund grant to the Lincoln Children's Zoo for construction of a penguin exhibit – John Chapo, Lincoln Children's Zoo President/CEO; Jennifer Strand, Lincoln Children's Zoo Board of Director Chair; Jeff Maul, Convention and Visitors Bureau Executive Director; Steve Hilton, Visitors Promotion Committee Chair. (See Item 6a for correlating document.)**

Jeff Maul noted Steve Hilton was unable to attend. He gave a brief overview of the Visitors Improvement Fund grant which is used to support a wide range of local projects involving visitor attractions. Maul said the Lincoln Children's Zoo is the top attended attraction in Lincoln.

John Chapo said the Lincoln Children's Zoo is one of two zoos nationally with the opportunity to receive the rare Humboldt penguins. Chapo displayed a picture of the penguins and a diagram of the proposed penguin exhibit. He explained the project would utilize the current seal holding facility, pool, island, and visitor's space; an additional holding facility would need to be added.

3) **SPECIAL PRESENTATIONS CONTINUED:**

Jennifer Strand thanked the Board for their support. She said they have a few grant requests that would help reach the \$300,000 needed for the project. Strand said construction has already started, and she felt Phase 1 could be completed in time to accept the penguins in June.

Rachelle Humiston, Senior Director of Institutional Advancement of the Lincoln Children's Zoo, thanked the Board for their time and interest.

The Board expressed their interest and appreciation for the project.

4) **PUBLIC HEARING:**

A. **Automatic renewal of retail liquor and beer licenses issued in Lancaster County and outside the corporate limits of any city, for which the County Clerk has received no protests.**

Branched Oak Marina
Dusty's Bar & Grill
Hidden Valley Golf Course
James Arthur Vineyard
La Paloma
Merle's Food & Drink
Raymono's Pizza Plus
Toni's Corner
WunderRosa Winery

Casey's General Store 2721
Emerald Mini Mart
Hillcrest Country Club
Kabredlos #117
Lincoln Izaak Walton League
Pla Mor Ballroom
Shoemaker's South Truck Stop
Veterans FW 3606
Yankee Hill Country Club

Deer Springs Winery
Firethorn Golf Club
Himark Golf Course
Kerry's Hog Wild Barbecue
Major Oil
Prime Country Winery
Silver Spoke Saloon
Windcrest Winery

The Chair opened the public hearing. No one appeared to testify. The Chair closed the public hearing.

Hudkins complimented the license applicants on operating responsible establishments. He commented on the new law allowing extended operating hours upon two-thirds approval of the County Board. Hudkins noted for the record he would be opposed to the extended hours.

MOTION: Stevens moved and Schorr seconded approval to renew the retail liquor and beer licenses listed. Schorr, Stevens, Hudkins, Workman and Heier voted aye. Motion carried 5-0.

5) **OLD BUSINESS:**

A. **A request from the Personnel Policy Board to amend Rule 18.1 regarding compensation for absence on holidays.**

Tom Fox, Deputy County Attorney, noted the wording was changed to read 24 hours of personal holiday time. He said it also requires personal holidays to be used in no less than two-hour increments.

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

6) **NEW BUSINESS:**

- A. **A grant contract, in the amount of \$150,000, from the Visitors Improvement Fund with the Lincoln Children's Zoo as the grantee and Lancaster County as the grantor, for the purpose of constructing a penguin exhibit. The grant period is from March 1, 2010, to June 30, 2010. (C-10-0172)**

MOTION: Hudkins moved and Schorr seconded approval of the grant contract.

Kerry Eagan, Chief Administrative Officer, said the grant period was extended through August 15, 2010, to allow adequate time to complete the exhibit and submit the last payment.

The maker and seconder of the motion accepted the change as a friendly amendment.

Stevens asked Jennifer Strand for an overview of her family's history with the Lincoln Children's Zoo. Strand said her father served as Chair of the Board of Directors 22 years ago, and her family has been involved with many of the programs. She said she was honored to serve on the Board.

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

John L. Austin asked that a sign be made in honor of Arnott Folsom, founder of Lincoln Children's Zoo. Heier suggested discussing this request with John Chapo.

- B. **Reappointment of Minette Genuchi to the Commissioners' Award of Excellence Committee for a two-year term commencing February 1, 2010 and ending January 31, 2012.**

Minette Genuchi thanked the Board for the opportunity.

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

- C. **Special Designated License applications from Ken's Liquor to provide liquor beverage service for wedding receptions at Country Pines, 6305 West Adams, Lincoln, on Friday, May 28, 2010, and Friday, June 4, 2010.**

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

- D. **A resolution in the matter of witness fees paid by Lancaster County, which have remained unclaimed for six months or more. (R-10-0027)**

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

- E. **A utility agreement with Norris Public Power District, in the amount of \$1,929.50, to relocate utility facilities for erosion control at box culverts and bridges; Project No. 10-23. (C-10-0171)**

6) **NEW BUSINESS CONTINUED:**

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

- F. **A utility agreement with City of Lincoln Water System, in the amount of \$3,000, to relocate utility facilities for construction on Arbor Road; Project No. C55-G-408(3). (C-10-0173)**

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

- G. **A recommendation from the Purchasing Agent and the Youth Services Center Director to award a contract for medical services, at an estimated cost of \$169,670, to Correctional Healthcare Management. (B-10-0030)**

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

- H. **A contract between Voss Lighting, Lancaster County and the Lincoln-Lancaster County Public Building Commission for the annual requirements for light bulbs and ballasts. The County will pay for products and services according to the pricing as provided in State of Nebraska Contract No. 11862 OC. Term of the contract is April 1, 2010, to March 31, 2011. (C-10-0174)**

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

- I. **An amendment to a contract between the City of Lincoln, Lancaster County and 3M Company, Traffic Safety Systems, found at County Contract No. C-09-0553, for the annual requirements to supply and deliver reflective sheeting, State Contract No. 12388 OC. The amendment renews the agreement for an additional one-year term from February 1, 2010, to January 31, 2011. (C-10-0175)**

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

- J. **An amendment to a contract between the City of Lincoln, Lancaster County, the Lincoln-Lancaster County Public Building Commission and Verizon Wireless, found at County Contract No. C-09-0006, for digital cellular/PCS equipment and services. The amendment renews the agreement from December 16, 2009, to October 9, 2010. (C-10-0176)**

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

6) **NEW BUSINESS CONTINUED:**

- K. **An amendment to a contract between the City of Lincoln, Lancaster County, the Lincoln-Lancaster County Public Building Commission and Recycling Enterprises of NE, Inc., found at County Contract No. C-08-0665, for recycling services. The amendment renews the agreement for an additional seven-month term from January 1, 2010, to July 31, 2010. (C-10-0177)**

Schorr stated the upcoming week is "Clean out Your Files" week in honor of Earth Day.

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

- L. **An amendment to a contract between Lancaster County and Whitehead Oil Co., found at County Contract No. C-09-0160, for the annual requirements for fuel (point of sale). The amendment changes the term of the agreement to a three-year term from April 1, 2009, to March 31, 2012. (C-10-0178)**

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

- M. **An amendment to a contract between Lancaster County, on behalf of the Community Mental Health Center, and the Board of Regents of the University of Nebraska, found at County Contract No. C-07-0490, for the County to provide clinical supervision, technical assistance, evaluation referrals and office space to two clinical assessment technicians provided by the University. The amendment changes the end date of the term of the agreement from April 30, 2010, to April 30, 2011, and increases the total amount paid to the County over the term of the contract to \$36,000. (C-10-0179)**

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

- N. **An interlocal agreement with the Village of Firth for one Sheriff's Deputy for law enforcement services within the corporate limits of the Village of Firth. Term of the agreement is from April 1, 2010, to March 31, 2011. (C-10-0180)**

Bill Jarrett, Chief Sheriff's Deputy, explained the contract is done with smaller towns throughout the County. Jarrett discussed with the Board the radius included around the town. He said the agreements generally include a three-mile limit beyond the city to allow more area for the deputy to patrol.

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

6) **NEW BUSINESS CONTINUED:**

- O. **An agreement with Lincoln Eye & Laser Institute 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 Lincoln Eye & Laser Institute 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-10-0170)**

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

- P. **A political subdivision tort claim filed against Lancaster County Corrections by Dustin K. Schneberger for lost property in the amount of \$27.**

MOTION: Schorr moved and Hudkins seconded denial of the tort claim based upon the department director's recommendation. Stevens, Workman, Schorr, Hudkins and Heier voted aye. Motion carried 5-0.

- 7) **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 Records & Information management monthly report for March, 2010.**
- B. **Right-of-way contracts between the County Engineer and the following:**
1. **Alvin Aksamit, in the amount of \$172.25, located south of W. Hallam Road on SW 114th Street; Project CP-V-45. (C-10-0181)**
 2. **Eugene and Margaret Eggert, in the amount of \$720.50, located south of West Panama Road on SW 2nd Street; Project No. CP-W-87. (C-10-0182)**
 3. **Mark Hutchings and Stacey Skold, in the amount of \$302, located north of W. Mill Road on NW 126th Street; Project No. CP-E-244. (C-10-0183)**
 4. **Vera Douglass, in the amount of \$100, located east of SW 86th Street on W. Wittstruck Road; Project No. CP-U-271. (C-10-0184)**

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

8) **PUBLIC COMMENT:**

John L. Austen discussed his opposition to the Haymarket arena.

9) **ANNOUNCEMENTS:**

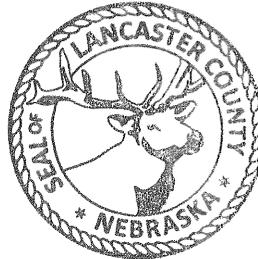
- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, April 15, 2010, at 8:30 a.m., in Room 113 on the first floor of the County-City Building.
- B. The Lancaster County Board of Commissioners meeting is broadcast live at 9:30 a.m., on Tuesdays and rebroadcast at 1:30 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 10:04 a.m. Schorr, Hudkins, Stevens, Workman and Heier voted aye. Motion carried 5-0.



Dan Nolte
Lancaster County Clerk



**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, APRIL 13, 2010
COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE LANCASTER COUNTY
BOARD OF COMMISSIONERS MEETING**

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

Others present: Norm Agena, County Assessor/Register of Deeds
Kerry Eagan, Chief Administrative Officer
Gwen Thorpe, Deputy Chief Administrative Officer
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 10:04 a.m.

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, April 6, 2010.**

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

2) **ADDITIONS AND DEDUCTIONS: Approval of 14 additions and deductions to the tax assessment rolls per Attachments "A" and "B".**

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

3) **MOTOR VEHICLE TAX EXEMPTION APPLICATIONS:**

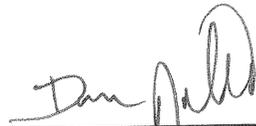
**Calvary United Methodist Church
Christ United Methodist Church
First Church of the Nazarene
Gentle Shepherd Baptist Church
Lincoln Literacy Council
Lincoln Lutheran School Association
North American Martyrs Church/School
North Pointe Community Church**

3) **MOTOR VEHICLE TAX EXEMPTION APPLICATIONS CONTINUED:**

MOTION: Stevens moved and Workman seconded approval of the motor vehicle tax exemptions, noting only one of the North American Martyrs church vehicles, the Ford truck, is approved. Workman, Schorr, Stevens, Hudkins and Heier voted aye. Motion carried 5-0.

4) **ADJOURNMENT**

MOTION: Schorr moved and Stevens seconded to adjourn the Board of Equalization meeting at 10:07 a.m. Schorr, Stevens, Hudkins, Workman and Heier voted aye. Motion carried 5-0.



Dan Nolte
Lancaster County Clerk

