

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, APRIL 27, 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
Cori Beattie, Deputy 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 20, 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 27, 2010.**

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

3) **NEW BUSINESS:**

A. **Applications for Special Designated Licenses from WunderRosa Winery to provide liquor beverage service at 2361 Wittstruck Road, Roca, for rehearsal dinners on Friday, May 21, 2010, and Saturday, May 29, 2010.**

MOTION: Stevens moved and Workman seconded approval of the special designated license applications incorporating the parking recommendations from the County Engineer's Office.

Linda Wunderlich, WunderRosa Winery, appeared and clarified the event on May 29 was for a class reunion. (*Note: Both applications listed the event as a rehearsal dinner.*) She stated she was aware of the parking restrictions along the roads and she had plenty of staff to cover the event.

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

3) **NEW BUSINESS CONTINUED:**

- B. Appointment of Randall L. Goyette and reappointment of Jerry Sellentin to the Lancaster County Personnel Policy Board, commencing July 1, 2010, and ending June 30, 2015.**

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

- C. Concurrence in the award of a bid to Pat Thomas Construction for Phase 1 of the Abbott Motocross Facility. The total amount of the bid is \$465,775. (B-10-0031)**

Ariana Kennedy, Lower Platte South Natural Resources District, said the construction should start mid to late May with possible completion in late August or early September. She said 80% of the funding is federal with \$50,000 from the Keno fund and the remaining from the Husker Off-Road Club. Kennedy said the track was set down in a depression to meet the no net rise conditions; an eight-foot berm around the track would help serve as a noise barrier.

Stevens and Workman discussed calls they received in opposition to the track. Stevens said many locations were reviewed; it was decided the current location was one of the most acceptable. Workman said the track would be a benefit to the youth in the community. Hudkins thanked everyone involved and further discussed the benefit of the track. Heier commented on the effort involved in completing the project.

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

- D. Recommendation from the County Engineer and the Purchasing Agent to issue an order for traffic paint from State of Nebraska Contract 12450 OC, to Vogel Paint and Wax Co., Inc., at a cost of \$41,655. (B-10-0032)**

Stevens noted the 400,000 gallons of paint involved. Hudkins said oil-based paint is no longer allowed; the newer paint being used does not last as well, resulting in more frequent painting.

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

- E. An agreement with the University of Nebraska to perform soil boring tests for the Lower Platte South Natural Resources District. There is no cost to the County. (C-10-0194)**

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

- F. A grant contract between Lancaster County and the City of Lincoln for participation in a project known as Wayfinder which will improve visitor attractions in Lancaster County. The County shall make a grant in the amount of \$8,000. Term of the grant contract is March 1, 2010, to May 31, 2010. (C-10-0195)**

3) **NEW BUSINESS CONTINUED:**

Stevens questioned the total funding involved in the project. Marvin Krout, Planning Director, said the total contract is \$49,750, half of which is being paid by three departments from the City; the rest is split between the Visitors Promotion Fund, University of Nebraska – Lincoln (UNL) and the Downtown Lincoln Association.

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

- G. A grant contract with Good Neighbor Community Center to provide employment services for refugees in the Lincoln/Lancaster County area in the amount of \$10,000. Term of the grant contract is October 1, 2009, to September 30, 2010. (C-10-0196)**

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

- H. An agreement with Ron Coniglio, d/b/a Wizard's Castle Publishing Co., for curriculum development services for the Prevention of Youth Problem Gambling program required in the Lincoln Public School system. Term of the agreement is from August 1, 2009, to April 15, 2010. The County shall pay \$4,000 for the services. (C-10-0197)**

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

- I. A Medicare enrollment application for the reassignment of Medicare benefits to the Lancaster County Community Mental Health Center. The application allows Nicholas G. Giles to reassign his right to bill the Medicare program and receive Medicare payments to the Community Mental Health Center. (C-10-0198)**

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

- J. An agreement with Health Connect at Home 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 Health Connect at Home 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-10-0193)**

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

3) **NEW BUSINESS CONTINUED:**

- K. **An agreement with the Lancaster County Medical Society (LCMS) to enroll qualified Lancaster County Community Mental Health Center clients in national pharmaceutical discount programs and to provide related services, including medical record development and the training of staff at the Community Mental Health Center. Term of the agreement is January 1, 2010, through December 31, 2010. The County will reimburse LCMS based upon the established rates for each discount program and \$1,000 per month for related services. (C-10-0199)**

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

- L. **Execution of County Board signatures on a final plat for Saint Francis 1st Addition generally located at the corner of South Street and S. 10th Street, Lincoln, Lancaster County, Nebraska, and pertaining to the Lancaster Manor property.**

Hudkins questioned if Lot 1 on the plat included the parking easement; he said this area was property of Lancaster County, not Lancaster Manor. He also questioned the parking lot being used for Trabert Hall. Tom Fox, Deputy County Attorney, believed the lot was used by Trabert Hall but it had always been on the depreciation schedule for Lancaster Manor. Hudkins stated for the record he disagreed with the statement that the parking lot was owned and operated as part of Lancaster Manor. Fox said the only difference between this plat and the previous approved plat was the inclusion of vacated streets. Schorr noted this plat also showed utilities. Workman said easements were added to the plat, including the vacated alley easement and the vacated 11th Street easement.

MOTION: Stevens moved and Schorr seconded approval of the execution of signatures. Workman, Schorr, Stevens and Heier voted aye. Hudkins voted nay. Motion carried 4-1.

- M. **A political subdivision tort claim filed against Lancaster County Corrections by Kupo Mleya for lost property in the amount of \$105.00.**

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

- 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. **Setting of public hearings for Tuesday, May 11, 2010, 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. **Amendment of the Lancaster County General Assistance Guidelines.**
 2. **Application for a Class I liquor license from West Nine & Learning Center, L.L.C., located at 8788 Firethorn Lane, Lincoln, Lancaster County, Nebraska.**

4) **CONSENT ITEMS CONTINUED:**

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

5) **PUBLIC COMMENT:**

John L. Austin asked Commissioner Hudkins if anymore property would be sold by Lancaster County. Hudkins said he was not aware of any future sales. He explained sale of County property is typically advertised. There could be road projects with a piece of property left over, although surplus property is usually given back to the people so it can go on the tax rolls.

Austin stated he felt University of Nebraska should be funding the Haymarket arena.

6) **ANNOUNCEMENTS:**

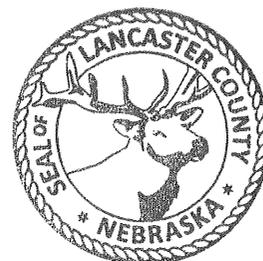
- A. **The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, April 29, 2010, at 8:30 a.m., in Room 113 on the first floor of the County-City Building.**
- B. **Public hearings will be held on Tuesday, May 4, 2010, at 9:30 a.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:**
 - 1. **County Board of Zoning Appeals No. 10001, requested by Howard and Marion Stillinger, to construct a single family residence on property less than 20 acres, generally located at NW 27th Street and Davey Road.**
 - 2. **Comprehensive Plan Amendment No. 10002, to amend the 2030 Lincoln-Lancaster County Comprehensive Plan to formally revise three figures in the Little Salt Creek Watershed Master Plan.**
 - 3. **Correction to Little Salt Creek 100-year Floodprone Area and Floodway Map.**
- C. **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.**

7) **ADJOURNMENT**

MOTION: Stevens moved and Workman seconded to adjourn the Board of Commissioners meeting at 9:58 a.m. Hudkins, Stevens, Schorr, Workman and Heier voted aye. Motion carried 5-0.



Cori Beattie
Deputy County Clerk



MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, APRIL 27, 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: Scott Gaines, Deputy County Assessor/Register of Deeds
Kerry Eagan, Chief Administrative Officer
Gwen Thorpe, Deputy Chief Administrative Officer
Tom Fox, Deputy County Attorney
Cori Beattie, Deputy 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 9:58 a.m.

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, April 20, 2010.**

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

2) **ADDITIONS AND DEDUCTIONS: Approval of 17 additions and deductions to the tax assessment rolls per Attachments "A" and "B".**

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

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

**Child Guidance Center
Grace Lutheran Church
St. Monica's**

MOTION: Stevens moved and Schorr seconded approval of the motor vehicle tax exemption applications. Stevens, Workman, Schorr, Hudkins and Heier voted aye. Motion carried 5-0.

4) **ADJOURNMENT**

MOTION: Schorr moved and Workman seconded to adjourn the Board of Equalization meeting at 10:00 a.m. Workman, Schorr, Hudkins, Stevens and Heier voted aye. Motion carried 5-0.

Cori Beattie

Cori Beattie
Deputy County Clerk

