

**MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, MAY 11, 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: Gwen Thorpe, Deputy Chief Administrative Officer
Tom Fox, Deputy County Attorney
Dan Nolte, County Clerk
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, May 4, 2010.**

MOTION: Workman moved and Stevens 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, May 11, 2010.**

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

3) **SPECIAL PRESENTATIONS:**

A. **Presentation of the Commissioner's Award of Excellence for March, 2010, to Elgin Hunt, Veterans Service/General Assistance Department.**

The Clerk read the nomination for the record. Gary Chalupa praised Elgin Hunt for his work. Hunt expressed his appreciation and thanked everyone involved. Stevens presented a plaque to Hunt.

B. **Proclamation declaring the week of May 8-16, 2010, as Tourism Week in Lancaster County – Jeff Maul, Executive Director of the Lincoln Convention & Visitors Bureau. (See Item 6A for correlating document.)**

Jeff Maul noted direct travel spending in Lancaster County for 2008 was \$337,400,000; total state and local tax revenues from tourism expenditures were \$23,600,000; and 5730 jobs were generated by tourism. The Clerk read the proclamation for the record.

4) **PUBLIC HEARINGS:**

A. Amendment of the Lancaster County General Assistance Guidelines. (See Item 6B for correlating document.)

The Chair opened the public hearing.

Gary Chalupa was administered the oath. Chalupa reviewed the changes to the General Assistance Guidelines on Pages 9 and 19; both sections update the wording to state General Assistance applicants must take advantage of other insurance programs if available to them. Chalupa said other changes had been previously discussed, and no additional changes were made.

Stevens asked for clarification on the guideline review process. Chalupa said a small sub-committee made changes and then took the guidelines to the General Assistance Monitoring Committee who recommended approval of the changes.

Hudkins noted the new name for food stamps: SNAP (Supplemental Nutrition Assistance Program). Chalupa said the name change was done at the federal level.

The Chair closed the public hearing.

B. Application for a Class I liquor license from West Nine & Learning Center at Firethorn, L.L.C., located at 8788 Firethorn Lane, Lincoln, Lancaster County, Nebraska.

The Chair opened the public hearing.

Derek Zimmerman, representative for Jim White and West Nine & Learning Center at Firethorn, L.L.C., was administered the oath. He explained the site would be operated as a nine-hole golf course and driving range. Firethorn previously operated the area as a golf course and would be relinquishing this part of their license. Zimmerman said Jim White previously held a liquor license without any problems.

Schorr asked about the learning center. Zimmerman said the learning center is associated with the driving range and will be used for teaching golf.

Stevens noted some omissions on the liquor license application dealing with minor traffic violations and asked for an amendment of the application in accordance with the letter from the Sheriff. Zimmerman agreed to amend the application. Workman stated it was a common mistake made on the application.

The Chair announced the public hearing would be held open for one week.

5) **OLD BUSINESS:**

A. A political subdivision tort claim filed against Lancaster County by Rose Kenney for alleged damage to property in the amount of \$271.58.

Item was held for one week per the request of Rose Kenney.

6) **NEW BUSINESS:**

A. Proclamation declaring the week of May 8-16, 2010, as Tourism Week in Lancaster County.

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

B. Adoption of the revised Lancaster County General Assistance Guidelines.

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

C. Reappointment of Jeanelle Lust, Sean Brennan and Randy Goyette to the Lancaster County Indigent Defense Advisory Committee for three year terms ending May 10, 2013.

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

D. A Special Designated License application from VS Investments, Inc., d/b/a Sheri's Grill & Bar, to provide liquor beverage service for an event at Country Pines, 6305 W. Adams, Lincoln, Lancaster County, Nebraska, on Saturday, June 19, 2010.

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

E. A Special Designated License application from GJR, L.L.C., d/b/a Randy's Grill & Chill, to provide liquor beverage service for an event at Country Pines, 6305 W. Adams, Lincoln, Lancaster County, Nebraska, on Saturday, May 29, 2010.

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

F. A subdivision agreement between Lancaster County and Fisherman's Landing, L.L.C., regarding Final Plat No. 10022, Fisherman's Landing East, on property generally located at S. 176th Street and Firth Road. (C-10-0210)

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

G. A recommendation from the County Engineer and Purchasing Agent to award a bid to NMC, Inc. (Nebraska Machinery), in the amount of \$67,000, for a 2010 Caterpillar Backhoe Model 420E. (B-10-0033)

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

6) **NEW BUSINESS CONTINUED:**

- H. **A recommendation from the Purchasing Agent to terminate County Contract C-10-0002 for the annual supply of printer cartridges from CVR. The contract will expire 30 days from the date of the termination letter signed by the Chair of the Lancaster County Board of Commissioners.**

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

- I. **A resolution authorizing the installation of two "Road Narrows" signs (W5-1) on SW 140th Street between W. A Street and W. Van Dorn Street – one 500' north of the Burlington Northern Santa Fe railroad underpass for southbound traffic and one 500' south of the Burlington Northern Santa Fe railroad underpass for northbound traffic. (R-10-0031)**

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

- J. **A contract between Soil-Tek and Lancaster County for the annual requirements for tree watering. The County will pay for products and services according to the pricing as provided in the contractor's proposal. Term of the contract is one year from the date of execution. (C-10-0208)**

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

- K. **An amendment to a contract between Lancaster County and Lincoln Action Program, Inc., found at County Contract C-08-0520. The amendment changes the name of the organization that executed the contract from the Lincoln Action Program, Inc., to Community Action Partnership of Lancaster and Saunders Counties. (C-10-0209)**

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

- L. **A contract between Swarco Reflex, Inc., and Lancaster County for the annual supply of glass pavement marking beads. The County will pay for products and services pursuant to State of Nebraska Contract No. 121110C. Term of the contract is April 1, 2010, to March 31, 2011. (C-10-0211)**

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

6) **NEW BUSINESS CONTINUED:**

- M. **An agreement with Pine Lake IMRT 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 Pine Lake IMRT 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-10-0212)**

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

- N. **An agreement with Nebraska IMRT 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 IMRT 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-10-0213)**

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

- O. **A request from the Personnel Department to create the classifications of General Assistance Representative (\$29,991.52 - \$38,415.52), Veterans Service Case Worker (\$35,665.76 - \$45,685.12), and General Assistance Deputy Director; and to change the class title and revise the classification of General Assistance Specialist to General Assistance Case Worker.**

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

- P. **A political subdivision tort claim filed against Lancaster County Corrections by Jeffery B. Gilliland for lost property in the amount of \$40.**

MOTION: Workman moved and Hudkins seconded denial of the tort claim. Schorr, Hudkins, Stevens, Workman 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:*

7) **CONSENT ITEMS CONTINUED:**

A. **Receive and place on file the following monthly reports for April, 2010:**

1. **County Clerk**
2. **Assessor/Register of Deeds**
3. **District Court**
4. **County Records & Information Management**

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

8) **PUBLIC COMMENT:**

No comments from the public were offered.

9) **ANNOUNCEMENTS:**

A. **The Lancaster County Board of Commissioners will hold departmental budget hearings at the County-City Building on the following dates.**

TUESDAY, MAY 11, 2010 – Room 113

11:00 am - County Court
11:20 am - District Court
11:40 am - District Court Clerk
12:00 pm - Lunch
1:00 pm - County Extension
1:20 pm - Miscellaneous Budgets
1:40 pm - Public Defender
2:00 pm - County Attorney
2:20 pm - Corrections
2:50 pm - Break
3:00 pm - Human Services
3:20 pm - Veterans Affairs/General Asst
3:40 pm - Community Corrections
4:00 pm - Juvenile Court
4:20 pm - Library

WEDNESDAY, MAY 12, 2010 – Room 303

8:00 am - Youth Services Center
8:30 am - County Clerk
8:50 am - County Treasurer
9:10 am - County Assessor
9:30 am - County Engineer/GIS
9:50 am - Break
10:00 am - Records Management
10:20 am - Property Management
10:40 am - Emergency Management
11:00 am - Sheriff
11:30 am - Miscellaneous Budgets
12:00 pm - Lunch
1:00 pm - Miscellaneous Budgets
1:20 pm - Weed Control
1:40 pm - Information Services
2:00 pm - Visitors Promotion
2:20 pm - Agricultural Society
2:40 pm - Risk Management
3:00 pm - Mental Health Center

B. **The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, May 13, 2010, 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, May 18, 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 application for a Class C liquor license from Bluestem Tree Farms, L.L.C., d/b/a Bluestem Landscaping and Vineyard, located at 5895 W. Sprague Road, Lancaster County, Nebraska.**

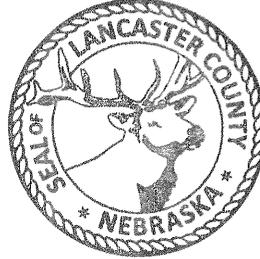
9) **ANNOUNCEMENTS CONTINUED:**

D. **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.**

Schorr reminded everyone to vote. She noted polls would be open today from 8:00 a.m. to 8:00 p.m. Anyone unsure of their polling location could call the Lancaster County Election Commissioner's Office.

10) **ADJOURNMENT**

MOTION: Stevens moved and Hudkins seconded to adjourn the Board of Commissioners meeting at 10:06 a.m. Hudkins, Stevens, Schorr, Workman and Heier voted aye. Motion carried 5-0.





Dan Nolte
Lancaster County Clerk

MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, MAY 11, 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
Gwen Thorpe, Deputy Chief Administrative Officer
Tom Fox, Deputy County Attorney
Dan Nolte, County Clerk
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 10:06 a.m.

- 1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, May 4, 2010.**

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

- 2) **ADDITIONS AND DEDUCTIONS: Approval of 19 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.

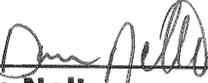
- 3) **MOTOR VEHICLE TAX EXEMPTION APPLICATIONS:**

Developmental Services of Nebraska, Inc.
First United Methodist Church
Glad Tidings Assembly of God Church
Lincoln Medical Education Partnership
Madonna Rehabilitation Hospital
St. Peter's Catholic Church of Lincoln
Southeast Nebraska Mobile Diagnostic Services, Inc.
Vital Services, Inc.

MOTION: Stevens moved and Hudkins seconded approval of the motor vehicle tax exemptions. 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 10:08 a.m. Schorr, Stevens, Hudkins, Workman and Heier voted aye. Motion carried 5-0.



Dan Nolte
Lancaster County Clerk

