

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, SEPTEMBER 7, 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
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 9:38 a.m.

1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting and the minutes of the County budget hearings held on Tuesday, August 31, 2010.**

MOTION: Stevens moved and Hudkins seconded approval of the minutes. Hudkins, Stevens, Schorr and Workman voted aye. Heier voted aye to approve the minutes of the Board of Commissioners meeting and abstained from voting on the minutes of the County budget hearings. Motion carried.

2) **CLAIMS: Approval of all claims processed through Tuesday, September 7, 2010.**

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

3) **OLD BUSINESS:**

- A. **An agreement with Valerie Jones, d/b/a Red Rover Media, in the amount of \$7,620, for curriculum development services for the Odds Are/Gambler's Assistance Program project. Term of the agreement is June 1, 2010, to October 31, 2010. (C-10-0437)**

Tom Fox, Deputy County Attorney, asked to hold the agreement for one more week since he is still waiting on insurance certificates.

4) **NEW BUSINESS:**

- A. **A resolution in the matter of adopting the Fiscal Year 2010-2011 Lancaster County budget. (R-10-0078)**

4) **NEW BUSINESS CONTINUED:**

Dennis Meyer, Budget & Fiscal Director, said the resolution included one change based off funds generated by the property tax levy. He explained there would be an additional \$424,804 put into the delinquency tax allowance fund due to a small increase in County property valuation. He added the property tax levy would remain unchanged.

The Clerk read the resolution for the record.

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

Heier commended the Commissioners and Hudkins commended Meyer for their work on the budget.

- B. An amendment to a contract between Lancaster County, the City of Lincoln, and John Day Company, found at County Contract No. C-09-0581, for the annual supply of traffic channelizing and barricade devices. The amendment renews the contract for an additional one-year term from September 1, 2010, to August 31, 2011, and revises the pricing for the items listed in Attachments 1 and 2. (C-10-0441)**

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

- C. An amendment to a contract between Lancaster County, the City of Lincoln, and All Road Barricades, Inc., found at County Contract No. C-09-0580, for the annual supply of traffic channelizing and barricade devices. The amendment renews the contract for an additional one-year term from September 1, 2010, to August 31, 2011, and revises the pricing for the items listed in Attachment A. (C-10-0442)**

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

- D. A federal equitable sharing agreement and annual certification report for the Lancaster County Sheriff's Office regarding equitable sharing activity of drug forfeiture funds for the fiscal year ending June 30, 2010, and authorization for Bob Workman to sign the agreement and certification. (C-10-0443)**

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

- E. An escrow agreement between Harry Mulbach, Lancaster County and Investors Title to provide the terms and conditions of payment of escrow funds to guarantee compliance with the conditions of Special Permit No. 09019. (C-10-0444)**

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

4) **NEW BUSINESS CONTINUED:**

- F. **An agreement between Brenda Mueller and Lancaster County, on behalf of the Lancaster County Department of Community Corrections, to provide substance abuse treatment to participants in Pretrial Release and Adult Drug Court. The County shall pay \$25 per hour, not to exceed 25 hours per week, for the services provided. Term of the agreement is September 13, 2010, to June 30, 2011. (C-10-0448)**

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

- G. **A political subdivision tort claim filed against Lancaster County Corrections by Michele A. Lyon for lost property in the amount of \$50.**

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

- H. **Setting the salary of Brittany L. Behrens, Deputy Lancaster County Attorney, in the amount of \$56,000 per year, effective September 14, 2010.**

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

- I. **Adoption of the Lancaster County Website Front Page Policies.**

Schorr asked if information on updating the website was included in the policies. Gwen Thorpe, Deputy Chief Administrative Officer, confirmed it had been added.

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

- 5) **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 reports for August, 2010:**

1. **County Clerk.**
2. **Clerk of the District Court.**

- B. **Right-of-way contracts between the County Engineer and the following:**

1. **David Brady, in the amount of \$25,110, located at 11900 Pine Lake Road; Project No. C55-Q-409(1). (C-10-0445) (C-10-0446)**
2. **LD1 BAE, LLC, in the amount of a donation, located at S. 98th Street and Saltillo Road; Project No. C55-PQ-406(2). (C-10-0447)**

5) **CONSENT ITEMS CONTINUED:**

- C. **Setting of a public hearing for Tuesday, September 21, 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. 10028, requested by Carry and Julie Crist, to construct an office building for expanded home occupation, generally located at SW 114th Street and W. Roca Road/Hwy 33.**

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

6) **PUBLIC COMMENT:**

John Austin discussed a variety of topics, including the 1st and J Streets railroad crossing, Hall County building code changes, Commissioner Hudkins' work with Lancaster Manor, the City's contribution to the Beltway and jurisdiction over schools.

7) **ANNOUNCEMENTS:**

- A. **The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, September 9, 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.**

Stevens noted the staff meeting on September 9, 2010, will start at 9:00 a.m.

8) **ADJOURNMENT:**

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

/s/Dan Nolte

Dan Nolte
Lancaster County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, SEPTEMBER 7, 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
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, August 31, 2010.**

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

2) **ADJOURNMENT:**

MOTION: Schorr moved and Stevens seconded to adjourn the Board of Equalization meeting at 9:59 a.m. Schorr, Hudkins, Workman, Stevens and Heier voted aye. Motion carried 5-0.

/s/Dan Nolte

Dan Nolte
Lancaster County Clerk