

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, DECEMBER 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
Deb Schorr
Bob Workman

Commissioners absent: Larry Hudkins

Others present: Kerry Eagan, Chief Administrative Officer
Gwen Thorpe, Deputy Chief Administrative Officer
Brittany Behrens, 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, November 30, 2010.**

MOTION: Stevens moved and Schorr seconded approval of the minutes. Stevens, Schorr, Workman and Heier voted aye. Motion carried 4-0.

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

MOTION: Workman moved and Schorr seconded approval of the claims. Schorr, Workman, Stevens and Heier voted aye. Motion carried 4-0.

3) **SPECIAL PRESENTATION:**

A. **Presentation of the Commissioners Award of Excellence for November, 2010, to Jeran Smith, Corrections.**

Mike Thurber, Corrections Director, introduced Jeran Smith. The Clerk read the nomination for the record. Commissioner Stevens presented a plaque to Smith who thanked the Board for the award and his co-workers for the nomination.

4) **NEW BUSINESS:**

A. **A resolution in the matter of declaring projects under Nebraska Revised Statute §23-120 as amended and imposing levy for the costs and indebtedness for such projects. (R-10-0099)**

4) **NEW BUSINESS CONTINUED:**

Dennis Meyer, Budget & Fiscal Director, explained that an annual levy of 5.2¢ per \$100 is authorized for building projects. He said only 0.06 cents is being used this year.

MOTION: Stevens moved and Schorr seconded approval of the resolution. Schorr, Stevens, Workman and Heier voted aye. Motion carried 4-0.

B. A resolution approving a keno satellite location at Jasper's, LLC, d/b/a Jasper's, 13940 O Street, Suite 7-8-9, Lincoln, Lancaster County, Nebraska. (R-10-0100)

Katrina Coffey, Vice President of Marketing for Big Red Keno, appeared to answer questions.

MOTION: Schorr moved and Stevens seconded approval of the resolution. Stevens, Workman, Schorr and Heier voted aye. Motion carried 4-0.

Schorr noted this is not a change in location, only a change in ownership.

C. A resolution fixing the date, time and place for a public hearing regarding a request to vacate North Street abutting Lot 1, Block 1, as platted in the unincorporated village of Agnew, Lancaster County, Nebraska. (R-10-0101)

MOTION: Stevens moved and Workman seconded approval of the resolution. Workman, Schorr, Stevens and Heier voted aye. Motion carried 4-0.

D. A resolution in the matter of authorizing the County Clerk to issue payments while the County Board is adjourned. (R-10-0102)

MOTION: Workman moved and Stevens seconded approval of the resolution. Schorr, Stevens, Workman and Heier voted aye. Motion carried 4-0.

E. A recommendation from the Purchasing Agent and the County Engineer to award a contract to Cornhusker International Trucks, Inc., in the amount of \$500,640, for four spreader/plow trucks. (B-10-0047)

MOTION: Stevens moved and Workman seconded approval of the recommendation. Stevens, Schorr, Workman and Heier voted aye. Motion carried 4-0.

F. A recommendation from the Personnel Policy Board to delete the following classifications:

Extension Assistant I
Receptionist/Switchboard Operator
Medical Records Coordinator
Office Automation Specialist
Laundry Worker
Food Service Worker II
Cook I
Food Production Manager
Food Service Director
Nursing Home Deputy Administrator
Juvenile Mental Health Administrator

Lancaster Manor Staffing Specialist
Ward Clerk
County Records Specialist I
Cashier Clerk
Laundry Supervisor
Resident Assistant
Cook II
Assistant Food Service Director
Community Corrections Screening Clinician
Nursing Home Administrator
Assistant Juvenile Mental Health Administrator

4) **NEW BUSINESS CONTINUED:**

GIS Program Manager
Admissions Coordinator
Nursing In-Service Education Coordinator
Social Worker
Quality Assurance Coordinator
Activities Assistant
Activities Director
Juvenile Mental Health Evaluation Coordinator II
Juvenile Detention Coordinator
Nursing Assistant II
Nurse II
Computer & Property Records Supervisor
Residential Property Appraiser
Mental Health Special Project Coordinator

Registered Nurse – MDS
Vocational Rehabilitation Coordinator
Assistant Nursing In-Service Education Coordinator
Social Services Director
Nursing Director
Music Therapist
Juvenile Mental Health Evaluation Coordinator I
Juvenile Mental Health Program Coordinator
Nursing Assistant I
Restorative Aide
Property Appraisal Technician
Property Records Supervisor
Program Supervisor – Crisis Center

MOTION: Stevens moved and Schorr seconded approval of the recommendation. Stevens, Schorr, Workman and Heier voted aye. Motion carried 4-0.

- G. **An amendment to County Contract No. C-10-0233 between Voss Lighting, Lancaster County, the City of Lincoln and the Lincoln-Lancaster County Public Building Commission for the annual requirements of lights and ballasts. The amendment renews the contract for an additional year from December 1, 2010, to November 30, 2011. (C-10-0619)**

MOTION: Workman moved and Stevens seconded approval of the amendment. Schorr, Workman, Stevens and Heier voted aye. Motion carried 4-0.

- H. **An amendment to County Contract No. C-09-0051 between the Lincoln Journal Star, Lancaster County and the City of Lincoln for the annual requirements of publishing legal notices and all other verbiage necessary to conduct City/County business. The amendment renews the contract for an additional year from January 1, 2011, to December 31, 2011. (C-10-0620)**

MOTION: Stevens moved and Workman seconded approval of the amendment. Workman, Schorr, Stevens and Heier voted aye. Motion carried 4-0.

- I. **An amendment to County Contract No. C-10-0590 between Bob Barker Company, Inc., and Lancaster County for Corrections staff clothing, inmate clothing and accessories. The amendment adds the items listed in Attachments A and B. (C-10-0623)**

Item held per request of the County Attorney.

- J. **A contract between Lancaster County and JNC Supplies, Inc., for the purchase of Corrections staff clothing, inmate clothing and accessories on an as needed basis. The County will pay for clothing and accessories according to line items 113-115 of the contractor's proposal. Term of the contract is three years from the date of execution by both parties. (C-10-0621)**

MOTION: Stevens moved and Workman seconded approval of the contract. Stevens, Workman, Schorr and Heier voted aye. Motion carried 4-0.

4) **NEW BUSINESS CONTINUED:**

- K. **A grant contract with Community Action Partnership to provide funding in the amount of \$110,000 for the Basic and Emergency Needs Services program. Term of the grant contract is July 1, 2010, to June 30, 2011. (C-10-0622)**

MOTION: Stevens moved and Workman seconded approval of the contract. Workman, Schorr, Stevens and Heier voted aye. Motion carried 4-0.

- L. **An agreement between Dustin Bartley 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 50 hours per week, for the services provided. Term of the agreement is January 3, 2011, to June 30, 2011. (C-10-0624)**

MOTION: Stevens moved and Schorr seconded approval of the agreement. Schorr, Stevens, Workman and Heier voted aye. Motion carried 4-0.

- M. **An agreement between Steve Urbina, Principal Consultant, Business Software Solutions, LLC, and Lancaster County to provide computer software and hardware consulting, development, programming, planning training and support services for a custom Trim Software Development Kit (SDK) software application. The County shall pay \$6,500 for the services provided. Term of the agreement is November 1, 2010, to April 30, 2011. (C-10-0625)**

MOTION: Workman moved and Schorr seconded approval of the agreement. Schorr, Stevens, Workman and Heier voted aye. Motion carried 4-0.

- N. **Approval of the Keno Human Services Prevention Fund Round 32 funding recommendations: Boys/Girls Club, \$2,200; Malone Center, \$4,955; Community Action Partnership, \$2,090; The Hub, \$6,700; Indian Center, \$7,500; Lincoln Literacy Council, \$3,625; MilkWorks, \$3,750; People's Health Center, \$7,500; and YWCA, \$5,000.**

Kit Boesch, Human Services Director, explained Round 32 was being submitted late due to an oversight by her department.

MOTION: Schorr moved and Stevens seconded approval of the funding recommendations. Stevens, Schorr, Workman and Heier voted aye. Motion carried 4-0.

- O. **A political subdivision tort claim filed against Lancaster County by Ashly Lannin for alleged damage to property in the amount of \$388.25.**

MOTION: Stevens moved and Schorr seconded denial of the tort claim. Schorr, Workman, Stevens and Heier voted aye. Motion carried 4-0.

- P. **A political subdivision tort claim filed against Lancaster County by Katie Jenkins for alleged damage to property in the amount of \$980.67.**

4) **NEW BUSINESS CONTINUED:**

MOTION: Schorr moved and Stevens seconded denial of the tort claim. Workman, Schorr, Stevens and Heier voted aye. Motion carried 4-0.

Q. Potential litigation (executive session).

The Chair announced the item would be held until the end of the meeting.

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 November, 2010, monthly report for the following:

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

B. Setting of a public hearing for Tuesday, January 4, 2011, at 7:00 p.m., in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building, regarding a Class D liquor license application for Casey's General Store, located at 10000 S. 158th Street, Bennet, Nebraska.

MOTION: Stevens moved and Schorr seconded approval of the consent items. Stevens, Workman, Schorr and Heier voted aye. Motion carried 4-0.

6) **PUBLIC COMMENT:**

Lauren Wismer, Gilmore & Bell, stated CenterPointe would like to add another facility on C Street. They would like to refinance their bonds for the project before the end of the year. To do this, a public hearing and a resolution would be required; however, the last regular Board meeting of the year is on December 14 which does not allow sufficient time to publish notice of the hearing. The Board discussed their options and decided to hold a meeting on December 21 to enable the public hearing to be held before the end of the year.

Kim Kaspar, President of American Federation of State, County & Municipal Employees (AFSCME), expressed her appreciation for the meeting she had last week with Commissioner Hudkins and Commissioner Heier. She questioned the classification deletions approved under Item 4F, noting she would review the positions to see if any fall under AFSCME contract.

Melvin Moore expressed his appreciation for last week's meeting with Commissioner Heier and Commissioner Hudkins. He stressed the importance of communication and working well with everyone.

Jane Svoboda questioned if anyone would lose their job due to deletions under Item 4F and if the County employed any nurses. Schorr explained the deletions were for classifications no longer used; nurses were employed at Lincoln-Lancaster County Health Department, the Community Mental Health Center and Corrections. Svoboda expressed concern over certain medications used.

6) **PUBLIC COMMENT CONTINUED:**

Kim Etherton, Community Corrections Director, said the classification deletions under Item 4F listed Community Corrections Screening Clinician. She said this position is currently not used; however, she would probably need it in the future. Kerry Eagan, Chief Financial Administrator, said the position was inadvertently put on the list and the Board could do a motion to reconsider it.

MOTION: Stevens moved and Schorr seconded reconsideration of the classification deletions under Item 4F. Schorr, Stevens, Workman and Heier voted aye. Motion carried 4-0.

MOTION: Stevens moved and Schorr seconded to accept the recommendation of the Personnel Policy Board to delete the classifications under Item 4F excluding the Community Corrections Screening Clinician. Stevens, Schorr, Workman and Heier voted aye. Motion carried 4-0.

7) **ANNOUNCEMENTS:**

- A. **The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, December 9, 2010, beginning at 8:30 a.m., in Room 113 on the first floor of the County-City Building.**

The Clerk announced there will not be a staff meeting on December 9, 2010, due to the Board attending the Nebraska Association of County Officials (NACO) conference.

- 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.**

Commissioner Stevens read a statement, giving an overview of his time spent as County Commissioner. He expressed his thanks to the many people he has worked with over the years, including his fellow Commissioners, County officials and department directors.

Stevens exited the meeting.

Heier, Workman and Schorr commended Stevens for his work on the County Board.

The Chair recessed the Board of Commissioners meeting at 10:23 a.m.

The Chair reconvened the Board of Commissioners meeting at 10:25 a.m.

RETURNING TO ITEM 4Q:

MOTION: Schorr moved and Workman seconded to enter executive session at 10:25 a.m. for the purpose of protecting the public interest with regard to potential litigation. Schorr, Workman and Heier voted aye. Motion carried 3-0.

MOTION: Schorr moved and Workman seconded to exit the executive session at 10:42 a.m. Schorr, Workman and Heier voted aye. Motion carried 3-0.

8) **ADJOURNMENT**

MOTION: Schorr moved and Workman seconded to adjourn the Board of Commissioners meeting at 10:42 a.m. Workman, Schorr and Heier voted aye. Motion carried 3-0.

/s/Dan Nolte

Dan Nolte
Lancaster County Clerk

MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, DECEMBER 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
Deb Schorr
Bob Workman

Commissioners absent: Ray Stevens, Vice Chair
Larry Hudkins

Others present: Norm Agena, County Assessor/Register of Deeds
Kerry Eagan, Chief Administrative Officer
Gwen Thorpe, Deputy Chief Administrative Officer
Brittany Behrens, 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 10:23 a.m.

1) **MINUTES**: Approval of the minutes of the Board of Equalization meeting held on Tuesday, November 30, 2010.

MOTION: Workman moved and Schorr seconded approval of the minutes. Schorr, Workman and Heier voted aye. Motion carried 3-0.

2) **ADDITIONS AND DEDUCTIONS**: Approval of 79 additions and deductions to the tax assessment rolls per Attachments "A", "B" and "C".

MOTION: Workman moved and Schorr seconded approval of the additions and deductions. Schorr, Workman and Heier voted aye. Motion carried 3-0.

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

Developmental Services of Nebraska, Inc.
Immaculate Heart of Mary Church
Rosemont Alliance Church
Trinity United Methodist Church

MOTION: Schorr moved and Workman seconded approval of the motor vehicle tax exemptions. Workman, Schorr and Heier voted aye. Motion carried 3-0.

4) **ADJOURNMENT**

MOTION: Schorr moved and Workman seconded to adjourn the Board of Equalization meeting at 10:25 a.m. Schorr, Workman and Heier voted aye. Motion carried 3-0.

/s/Dan Nolte

Dan Nolte
Lancaster County Clerk